

**FLOWER MOUND TOWN COUNCIL REGULAR MEETING;
TOWN OF FLOWER MOUND FIRE CONTROL, PREVENTION,
AND EMERGENCY MEDICAL SERVICES DISTRICT SPECIAL MEETING;
AND CRIME CONTROL AND PREVENTION DISTRICT SPECIAL MEETING**



August 19, 2024

Town Hall

2121 Cross Timbers Road
Flower Mound, TX 75028

6:00 p.m.

MINUTES

A. CALL TO ORDER

Mayor Moore called the meeting to order at 6:00 p.m. with the following members present:

Cheryl Moore, Mayor
Ann Martin, Mayor Pro Tem
Adam Schiestel, Deputy Mayor Pro Tem
Chris Drew, Councilmember Place 2
Brian Taylor, Councilmember Place 3
Janvier Werner, Councilmember Place 4

constituting a quorum with the following members of the Town Staff participating:

Theresa Scott, Town Secretary
James W. Childers, Town Manager
Bryn Meredith, Town Attorney
Tommy Dalton, Assistant Town Manager
Tiffany Bruce, Assistant Town Manager/Town Engineer
Jaime Jaco-Cooper, Senior Programs Manager
Lexin Murphy, Director of Development Services
John Zagurski, Chief Financial Officer
Meg Jakubik, Director of Budget Services
JP Walton, Chief Strategic Officer
Clay Riggs, Director of Public Works

B. INVOCATION

Mayor Moore gave the invocation.

C. PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG AND TO THE TEXAS FLAG

"Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible."

Mayor Moore led the pledges.

D. PRESENTATION(S)

1. Proclamation and presentation of Hometown Hero banner to Thomas Economidis
Mayor Moore recited the proclamation and presented it to the Economidis family.
2. Senior Center Month Proclamation
Mayor Moore recited the proclamation and presented it to Jaime Cooper, Senior Programs Manager
3. Ovarian Cancer Awareness Month Proclamation
Mayor Moore recited the proclamation and presented it to Stacey Langley.

Names listed below don't necessarily reflect the order in which each person spoke and all addresses are located in Flower Mound unless otherwise indicated.

	Speaker name and address	Subject (as written on the form)
1.	Clare Harris, 416 Northwood Dr	Item J11

F. ANNOUNCEMENTS

Mayor Moore or Councilmembers had announcements regarding:

- Motorcity Pizza Mayor Cookoff fundraiser

G. TOWN MANAGER'S REPORT

1. Capital Improvement Projects
2. Economic Development Projects
3. Organizational Updates

a. Employee Recognition

Mr. Childers and Mayor Moore recognized the following Town employee anniversaries: Ryan Christ, Parks Dept. (15 years) and Liz Armstrong, Planning Dept. (20 years)

H. FUTURE AGENDA ITEM(S)

Mayor Pro Tem Martin requested the following future agenda items:

- use of scooters (safety concerns)
- cost-friendly options, besides the audit requirement, for community support organizations that would still provide the information needed to properly vet these organizations

Deputy Mayor Pro Tem Schiestel requested the following future agenda:

- rainwater harvesting

There was Council consensus to discuss these topics.

I. COORDINATION OF CALENDARS

Mayor Moore confirmed that all Councilmembers plan to attend the following meetings.

1. September 2 - Labor Day (No meeting)
2. September 16 - Regular Meeting
3. September 17 - Board & Commission Interviews (1 of 2)
4. September 19 - Board & Commission Interviews (2 of 2)

J. CONSENT ITEM(S)

ACTION: Adam Schiestel moved to approve J.1; 3 - 16 as presented in the agenda caption. Chris Drew seconded the motion.
AYES: Ann Martin, Adam Schiestel, Chris Drew, Brian Taylor, Janvier Werner
NAYS: None
ABSTAIN: None
RESULT: 5 : 0

1. Minutes - 8/5 and 8/15 - Consider approval of the minutes from a regular meeting held on August 5, 2024, and a work session held on August 15, 2024.
2. SPAN Agreement - Consider approval of a Service Agreement for Demand Response Transit Service with SPAN, Inc., in an amount not-to-exceed \$60,873.12, to provide transportation service for Town citizens who are age 65 or older and Town citizens with verifiable disabilities that prevent them from driving; and authorization for the Mayor to execute same on behalf of the Town.

This item was moved from consent to regular.

Mr. Jennings gave a presentation identifying or noting:

- background information
- contract changes
- grant funds

and SPAN representatives provided background information on the services offered, and they, or Mr. Jennings, responded to questions from Council regarding:

- maintenance fees
- funding concerns (\$20,000 need)
- veteran services offered and funding concerns (\$2,500)

ACTION: Ann Martin moved to approve J.2. as presented, with an amendment to increase the not-to-exceed amount to \$80,873.12. Janvier Werner seconded the motion.

AYES: Ann Martin, Adam Schiestel, Chris Drew, Brian Taylor, Janvier Werner

NAYS: None

ABSTAIN: None

RESULT: 5 : 0

3. Vehicle purchase (3) - Public Works Water Line Maint. Div. - Consider approval of the purchase of one 2023 F350 Regular Cab with Dump Body, one 2024 F250 Super Cab, and one 2024 Ford F550 Crew Cab, with Service Body per the Town of Flower Mound Specifications and Vendor Quotes from Silsbee Ford, for the Public Works Water Line Maintenance division, for a total of \$216,199.00.
4. Vehicle purchase (1) - Public Works Sewer Line Maint. Div. - Consider approval of the purchase of one 2024 Ford F550 Crew Cab, with Service Body per the Town of Flower Mound Specifications and Vendor Quote from Silsbee Ford, for the Public Works Sewer Line Maintenance division, for the amount of \$71,452.50.
5. Water Valve Maintenance Trailer purchase - Public Works - Consider approval of the purchase of one Wachs Standard LX VMT – Water Valve Maintenance Trailer with Options and Accessories from Wachs Utility Products in the amount of \$121,012.67.
6. Emergency generator for Fire Station 2 - Consider approval of a quote for the purchase and installation of a replacement 150 kW emergency generator for Fire Station 2 from Parker Power Systems Inc. in the amount of \$82,397.91.

7. Denton Creek Blvd Bridge & Waterline Materials Testing PSA - Consider approval of a Professional Services Agreement with ECS Southwest, LLP for the engineering materials testing associated with the Denton Creek Blvd Bridge and Waterline project, in the amount of \$86,120.00, and authorization for the Mayor to execute same on behalf of the Town.
8. Denton Creek Blvd Bridge Inspection Services PSA - Consider approval of a Professional Services Agreement with VRX Global, Inc., for bridge inspection services associated with the Denton Creek Blvd Bridge and Waterline project, in the amount of \$227,512.08; and authorization for the Mayor to execute same on behalf of the Town.
9. Peters Colony Memorial Park Material Testing PSA - Consider approval of a Professional Services Agreement with Alliance Geotechnical Group, Inc., to provide construction material testing services, for the Peters Colony Memorial Park project, in the amount of \$69,795.00, and authorization for the Mayor to execute same on behalf of the Town.
10. Timber Creek Trail Alignment Feasibility and Hydraulic Analysis - Consider the approval of a Professional Services Agreement with Halff Associates, Inc. for the Timber Creek Trail Alignment Feasibility and Hydraulic Analysis, in the amount of \$99,500.00; and authorization for the Mayor to execute same on behalf of the Town.
11. Water Conservation Plan Update - Consider a request to amend the Town's Code of Ordinances by amending Chapter 70: Utilities by replacing Article VI, entitled "Water Conservation;" in its entirety with a new Article VI, entitled "Water Conservation", and to consider adopting an ordinance for said amendment.

ORDINANCE 35-24

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF FLOWER MOUND, TEXAS, AMENDING THE CODE OF ORDINANCES, CHAPTER 70: UTILITIES BY REPLACING ARTICLE VI, ENTITLED "WATER CONSERVATION," IN ITS ENTIRETY WITH A NEW ARTICLE VI, ENTITLED "WATER CONSERVATION;" PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY; AND PROVIDING AN EFFECTIVE DATE.

12. Flood Damage Prevention Ordinance Update - Consider approval of an ordinance amending the Town's Code of Ordinances Chapter 33 entitled "Flood Damage Prevention" and removing references to previous Flood Damage Prevention Ordinance 06-18.

ORDINANCE NO. 36-24

AN ORDINANCE OF THE TOWN OF FLOWER MOUND, TEXAS, AMENDING THE CODE OF ORDINANCES, TOWN OF FLOWER MOUND, TEXAS, BY AMENDING CHAPTER 33, "FLOOD DAMAGE PREVENTION," TO INCLUDE

REQUIREMENTS TO REDUCE FLOOD LOSSES CONSISTENT WITH THE NATIONAL FLOOD INSURANCE PROGRAM; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY FOR VIOLATIONS HEREOF; PROVIDING A SAVING CLAUSE; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.

13. Certified Collection Rate - Consider accepting the submission of the certified collection rate of 100 percent for the fiscal year beginning October 1, 2024, and ending September 30, 2025.
14. 2024 Certified Appraisal Roll - Consider approval of an ordinance establishing the 2024 certified appraisal roll.

ORDINANCE 37-24

AN ORDINANCE OF THE TOWN OF FLOWER MOUND, TEXAS, APPROVING THE 2023 APPRAISAL ROLL; REPEALING CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

15. No-New-Revenue and Voter-Approval Tax Rates - Consider accepting the submission of the notice of a no-new-revenue tax rate of \$0.348167 per \$100 assessed valuation and a voter-approval tax rate of \$0.387278 per \$100 assessed valuation for the fiscal year beginning October 1, 2024, and ending September 30, 2025.
16. Schedule Budget and Tax Rate Meetings - Consider proposing a maximum tax rate of \$0.387278 per \$100 valuation for the fiscal year beginning October 1, 2024, and ending September 30, 2025; and scheduling September 16, 2024, public hearing on the budget, scheduling September 16, 2024, public hearing on the tax rate, and scheduling the September 16, 2024, adoption of said budget and tax rate; with each meeting to be held at 6:00 PM, at Town Hall, located at 2121 Cross Timbers Road.

K. REGULAR ITEM(S)

1. Proposed Budget FY 2024-2025 - Discussion and direction regarding the FY 2024 - 2025 proposed budget, including community support funding, and water, wastewater and stormwater rates (continued from August 15).

Mr. Childers provided background information and Ms. Jakubik summarized the discussion and direction from the August 15 work session. She also presented information about the Town's community support funding program. She or Mr. Walton responded to questions regarding:

- substantial cost increase for some organizations
- increase in the amount of Flower Mound individuals served by some organizations and what's driving that
- SPAN funding
- Lewisville Lake Symphony funding request and the need for data to substantiate the additional funding they requested (interest in Flower Mound programming at the Library)
- Ranch Hands Rescue and Winning the Fight not applying
- ticket writers (funding)
- fall festival funding
- hotel tax

Mr. Zagurski summarized cost increases, rate impact, and other impacts regarding water/sewer and stormwater rates, and he, Mr. Riggs, or Mr. Childers, responded to questions from Council regarding:

- 5.25% rate impact implementation timing
- wholesale cost
- operating expenses and debt service
- maintenance cost
- septic versus sewer cost
- impervious area study, including residential and commercial differences
- rainwater collection

No Council action was needed at this time.

2. Crime District Budget Public Hearing - Public Hearing by the Town Council acting as the Board of Directors for the Town of Flower Mound Crime Control and Prevention District to consider the Flower Mound Crime Control and Prevention District proposed budget for the fiscal year beginning on October 1, 2024, and ending on September 30, 2025.

Mayor Moore opened items 2 and 3 at the same time.

Mr. Childers provided background information regarding the use of 4B funds. Ms. Jakubik gave a presentation for items 2 and 3 with a budget summary and calculations for each district.

Mayor Moore opened the public hearing for items 2 and 3 at 7:34 p.m. No one spoke. Mayor Moore closed the public hearing at 7:34 p.m.

No council action was required for items 2 and 3.

3. Fire District Budget Public Hearing - Public Hearing by the Town Council acting as the Board of Directors for the Town of Flower Mound Fire Control, Prevention, and Emergency Medical Services District to consider the Flower Mound Fire Control, Prevention, and Emergency Medical Services District proposed budget

for the fiscal year beginning on October 1, 2024, and ending on September 30, 2025.

L. BOARDS/COMMISSIONS

No discussion.

M. CLOSED MEETING

Mayor Moore announced that the Town Council is convening into a closed meeting at 7:35 p.m., pursuant to Texas Government Code Chapter 551, including, but not limited to, Sections 551.071, 551.072, 551.074, and 551.087.

1. Consultation with Town Attorney.

a. Enforcement of Zoning Regulations

2. Discuss and consider purchase, exchange, lease or value of real property for parks, cultural arts, public safety, public rights-of-way, and/or other municipal purposes and all matters incident and related thereto.

ACTION: Adam Schiestel moved to authorize staff to purchase property described as Lot 1 RA, Block A, the River Walk at Central Park, and authorization for the Town Manager or his designee to close on the property, to pay all costs associated with said closing, in addition to the purchase price of the property, and to execute all necessary documents at closing on behalf of the Town. Chris Drew seconded the motion.

AYES: Ann Martin, Adam Schiestel, Chris Drew, Brian Taylor, Janvier Werner

NAYS: None

ABSTAIN: None

RESULT: 5 : 0

3. Discuss and consider resignations, appointments, evaluations, reassignments, discipline, or dismissals for the following boards or commissions: Board of Adjustment/Oil & Gas Board of Appeals, and Planning and Zoning Commission.
4. Discuss and consider economic development incentives, including retail centers, grocers, corporate relocation/expansion/retention, hospitality projects, health care facilities, performance related to certain incentive agreements, and Tax Increment Reinvestment Zone (TIRZ) #1, TIRZ #2, River Walk PID No. 1, Proposed PID, MMDs, and MUDs.

N. RECONVENE

The Town Council reconvened into an open meeting at 8:02 p.m., and took action on item M.2 above.

O. ADJOURN

Mayor Moore adjourned the meeting at 8:02 p.m. and all were in favor.

TOWN OF FLOWER MOUND, TEXAS



CHERYL MOORE, MAYOR

ATTEST:



THERESA SCOTT, TOWN SECRETARY