

Town Council Regular Meeting



December 2, 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
Lexin Murphy, Director of Development Services
John Zagurski, Chief Financial Officer
Blake Manuel, Management Analyst

B. INVOCATION

Chaplain Liles 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. Announcement and recognition of 2024 Outstanding Citizen Award winners.

Scott Morgan, Chair of the Outstanding Citizen Award selection committee, provided background information on the program and announced the 2024 recipients of this award as follows:

Kirti Patel, Individual category

Samadhe Basnayake, Youth category

New Century Lions Club, Group category

E. PUBLIC COMMENT

The purpose of this item is to allow the public an opportunity to address the Town Council regarding any item on this agenda that is not a "Public Hearing." Issues regarding daily operational or administrative matters should first be dealt with by calling Town Hall at 972.874.6000 during business hours.

In accordance with the Texas Open Meetings Act, the Town Council is restricted from discussing or acting on items not listed on the agenda.

To speak to Council during public comment, please fill out a [comment form \(PDF\)](#).

- Speakers are limited to 3 minutes, a tone will sound at 30 seconds left and when time has expired, and times may be adjusted by the mayor
- Speakers must address their comments to the Town Council
- Please state your name and address when speaking

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.	Jacque Narrell, 4801 Lusk Ln	Christmas Open House/Parade
2.	Tim Whisenant, 2300 Olympia Dr	Screech Owls/Rodents
3.	David McCarty, 1412 Stapleton	Rodenticides
4.	Van Inman, 2200 Norwich St	Rodenticides

** Indicates person did not wish to speak*

F. ANNOUNCEMENTS

1. Announcements from the mayor and council members
There were announcements from the Council regarding:
 - Blue Ribbon Bond Committee open house
 - Upcoming Christmas events

G. TOWN MANAGER'S REPORT

1. Capital Improvement Projects
2. Economic Development Projects

3. Organizational Updates

Mr. Childers recognized Detective Michelle Horridge for receiving the Hope Recognition Award from the National Alliance of Mental Illness (North Texas Chapter).

a. Employee Survey Results

Mr. Manuel gave a presentation identifying or noting:

- background information
- overview of results
- benchmark comparison results
- survey highlights
- what we focused on
- conclusion (next survey, current focus, things to monitor)

and he or Mr. Childers responded to questions or comments from Council regarding:

- organizational culture
- mid-year market adjustment idea
- benefits
- departmental rankings

H. FUTURE AGENDA ITEM(S)

The purpose of this item is to allow the Mayor and members of Council an opportunity to bring forward items they wish to discuss at a future meeting, with the understanding that a consensus of Council is needed in order for that item to be placed on a future agenda and in accordance with the Town Council Agenda Setting Policy (Ord. 65-15).

Councilmember(s) requested future agenda items to discuss screech owls, the current use of rodenticides, and residential and commercial pest management in general. There was Council consensus to have a future agenda item on the topic(s).

I. COORDINATION OF CALENDARS

Mayor Moore confirmed that all members of Council plan to attend the following meetings, excluding December 19.

1. December 16 - Regular Meeting
2. December 19 - Work Session (Canceled)
3. January 6 - Regular Meeting
4. January 16 - Work Session

J. CONSENT ITEM(S)

This part of the agenda consists of non-controversial or "housekeeping" items required by law. Items may be removed from Consent by any council member by making such request prior to a motion and vote.

ACTION: Brian Taylor moved to approve Consent items 1 - 11 as presented in the agenda caption. Janvier Werner seconded the motion.
AYES: None
NAYS: None
ABSTAIN: None
RESULT: 0 : 0

1. Minutes: 11/18 and 11/21 - Consider approval of the minutes from a regular meeting held on November 18, 2024 and a work session held on November 21, 2024.
2. Juvenile Case Manager - Consider approval of a resolution adopting ethical and training standards for a juvenile case manager employed by the Town of Flower Mound.

RESOLUTION NO. 23_24

A RESOLUTION ADOPTING ETHICAL AND TRAINING STANDARDS FOR A JUVENILE CASE MANAGER EMPLOYED BY THE TOWN OF FLOWER MOUND, TEXAS, PROVIDING FOR IMPLEMENTATION OF SAID STANDARDS, AND PROVIDING FOR PERIODIC REVIEW TO ENSURE IMPLEMENTATION OF THE REQUISITE STANDARDS.

3. Security Card Readers - Consider approval of a proposal from Schneider Electric in the amount of \$106,200.00 to perform the upgrade conversion to replace (160) obsolete existing low frequency low security card readers with new high security card readers that work with high frequency (13.56 Mhz) access cards on Town buildings. Schneider Electric is the sole provider of this equipment and software.
4. Historical Items Collection Policy - Consider approval of the Town of Flower Mound Historical Items Collection Policy. (The Historical Commission recommended approval by a vote of 9 to 0 at its November, 14, 2024, meeting.)
5. Opioid Settlement - Kroger - Consider approval of a resolution authorizing the Town Manager to execute global opioid settlement documents relating to the Kroger settlement and authorizing the Town Manager to execute any and all future opioid settlement documents; authorizing the Town Manager to transmit those documents to the Attorney General; and providing an effective date.

RESOLUTION NO. 24_24

A RESOLUTION AUTHORIZING THE TOWN MANAGER TO EXECUTE

GLOBAL OPIOID SETTLEMENT DOCUMENTS RELATING TO THE KROGER SETTLEMENT AND AUTHORIZING THE TOWN MANAGER TO EXECUTE ANY AND ALL FUTURE OPIOID SETTLEMENT DOCUMENTS; AUTHORIZING THE TOWN MANAGER TO TRANSMIT THOSE DOCUMENTS TO THE ATTORNEY GENERAL; AND PROVIDING FOR AN EFFECTIVE DATE.

6. PY2023 CDBG CAPER - Consider approval of a resolution authorizing the adoption of the Program Year 2023 Consolidated Annual Performance & Evaluation Report for the Community Development Block Grant; and authorization for the Mayor to execute same on behalf of the Town and submit to the U.S. Department of Housing and Urban Development.

RESOLUTION NO. 25_24

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FLOWER MOUND, TEXAS, PROVIDING FOR THE ADOPTION OF FLOWER MOUND'S PROGRAM YEAR 2023 CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM; AUTHORIZING THE MAYOR TO EXECUTE SAID REPORT; AND PROVIDING AN EFFECTIVE DATE.

7. Judge Janke Reappointment - Consider approval of an ordinance to reappoint Presiding Municipal Judge Alissa Janke for the period of January 1, 2025, through December 31, 2026.

ORDINANCE NO. 58-24

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF FLOWER MOUND, TEXAS APPOINTING THE JUDGE OF THE MUNICIPAL COURT OF RECORD IN THE TOWN OF FLOWER MOUND; PROVIDING THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

8. Grant Agreement - Consider acceptance of a Grant Agreement and funding awarded by the Texas A&M Forest Service, for a vehicle in the amount of \$649,621.00 under the Texas Intrastate Fire Mutual Aid System (TIFMAS); and authorization for the Mayor to execute same on behalf of the Town.
9. Spring Lake Park Improvements - Consider approval of the purchase and installation of a new picnic pavilion, demolition of the existing pavilion, and site amenities for the Spring Lake Park Improvements project, from Child's Play, Inc., through the Texas Local Government Purchasing Cooperative, in the amount of \$111,333.00
10. Professional Services Agreement - Promoter Line, Inc. - Consider approval of a Professional Services Contract with Promoter Line, Inc., to provide professional event production and planning services for the 2025 Independence Fest, in an amount not-to-exceed \$344,000.00 and authorization for the Mayor to execute same on behalf of the Town.

11. DCAD Board of Directors vote - Discuss and consider adopting a Resolution casting votes for candidate(s) in the election of the Denton Central Appraisal District Board of Directors.

RESOLUTION NO 27_24

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FLOWER MOUND, TEXAS, EXERCISING THEIR RIGHT TO CAST VOTES FOR CANDIDATE(S) IN THE ELECTION OF THE DENTON CENTRAL APPRAISAL DISTRICT BOARD OF DIRECTORS.

K. REGULAR ITEM(S)

1. Consider approval of a resolution urging the Lewisville Independent School District (LISD) Board of Trustees to consider all available options in lieu of closing Garden Ridge Elementary, located at 2220 S. Garden Ridge Blvd, Flower Mound, Texas, and providing an effective date.

Mr. Childers provided background information on the item. There was Council discussion regarding:

- resident input
- special education language in the action section of the resolution
- overall impact on the children
- importance of having a collaborative approach with LISD
- clarification or modification of language considered to be vague or too broad
- what happens to the property if closes/carrying cost until they decide what to do with it

Mindy Bumgarner, Chair, School Liaison Committee, responded to questions regarding:

- future legislation/additional funding
- timeline for LISD's binding decision
- clarification regarding the SLC recommendation to review the report calculations and the impact on the children
- impact on Donald Elementary and Forest Vista that may be absorbing the students
- special education emphasis

ACTION: Ann Martin moved to approve K.1. as presented, with the following resolution amendments:

- for point "c" in the LISD requested action, consider the impact on children, including the high population of special education students and their families and teachers, instead of the "growth and population numbers".

- "take a serious look" to "take action to resolve"

Chris Drew seconded the motion. Chris Drew seconded the motion.

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

NAYS: None

ABSTAIN: None

RESULT: 5 : 0

L. BOARDS/COMMISSIONS

Discuss and consider resignations, appointments, evaluations, reassignments, discipline, or dismissals for the following boards or commissions: Animal Services Board, Capital Improvements Advisory Committee, Community Development Corporation, Cultural Arts Commission, Denton County Transportation Authority, Environmental Conservation Commission, Historical Commission, Parks Board, School Liaison Committee, SMARTGrowth Commission, Tax Increment Reinvestment Zone Number (TIRZ #1), Tax Increment Reinvestment Zone Number (TIRZ #2), Transportation Commission, and Veterans Liaison Board.

No action taken.

M. CLOSED MEETING

The Town Council to convene into closed meeting pursuant to Texas Government Code Chapter 551, including, but not limited to, Sections 551.071, 551.072, 551.074, and 551.087 for consultation with Town Attorney, and to discuss matters relating to real property, personnel, and economic development negotiations, as indicated below. The Town Council may convene in executive session to conduct a private consultation with its attorney on any legally posted agenda item, when the Town Council seeks the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the provisions of Chapter 551, including the below-referenced items.

Mayor Moore announced that the Town Council is convening into a closed meeting at 7:30 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.
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.
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.

The Town Council may convene in executive session to conduct a private consultation with its attorney on any legally posted agenda item, when the Town Council seeks the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the provisions of Chapter 551, including the above referenced items.

N. RECONVENE

The Town Council reconvened into an open meeting at 8:20 p.m., and no action was taken on the above items.

O. ADJOURN

Mayor Moore adjourned the meeting at 8:20 p.m. and all were in favor.

TOWN OF FLOWER MOUND, TEXAS



CHERYL MOORE, MAYOR

ATTEST:



THERESA SCOTT, TOWN SECRETARY