

AGENDA

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

January 19, 2012

**FLOWER MOUND TOWN HALL, 2121 CROSS TIMBERS ROAD
FLOWER MOUND, TEXAS**

6:00 P.M.

AN AGENDA INFORMATION PACKET IS AVAILABLE ONLINE AT WWW.FLOWER-MOUND.COM/AGENDA/AGENDA.PHP

All pagers and cell phones must be turned off in the Council Chambers.

A. CALL BRIEFING SESSION TO ORDER

B. BRIEFING SESSION

1. Town Council Boards and Commissions Subcommittee Reports
2. Discuss Consent and Regular Items
3. Discuss Future Agenda Items
4. Discuss Council Communications

C. ADJOURN BRIEFING SESSION

D. CALL MEETING TO ORDER

E. INVOCATION

**F. 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."***

G. PRESENTATIONS

1. ONCOR Energy Efficiency Matching Grant Award presentation - Danny Hodges, Area Manager, ONCOR

H. PUBLIC PARTICIPATION

Please fill out an "Appearance Before Town Council" form in order to address the Council, and turn the form in prior to Public Participation, or by 6:10 p.m. to Town Secretary Theresa Scott. Speakers are normally limited to three minutes. Time limits can be adjusted by the Chair as to accommodate more or fewer speakers.

The purpose of this item is to allow the public an opportunity to address the Town Council on issues that are not the subject of a public hearing. Any item requiring a Public Hearing will allow the public to speak at the time that item appears on this agenda as indicated as a "Public Hearing." Items that are the subject matter jurisdiction of the Town Council include Town policy and legislative issues. Issues regarding daily operational or administrative matters should first be dealt with at the administrative level by calling Town Hall at 972-874-6000 during business hours.

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I. ANNOUNCEMENTS

1. Announce recent and upcoming civic and social events.

J. TOWN MANAGER'S REPORT

1. Update and status report related to capital improvement projects, grants, Uniform Crime Report (UCR), and smart phone applications.

K. CONSENT AGENDA - Consent Items

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

1. Consider approval of the minutes from a work session of the Town Council held on October 20, 2011.
2. Consider approval of the minutes from a regular meeting of the Town Council; Town of Flower Mound Fire Control, Prevention, and Emergency Medical Services District special meeting; and Crime Control and Prevention District special meeting held on November 7, 2011.
3. Consider approval of the minutes from a work session of the Town Council held on November 17, 2011.
4. Consider approval of an ordinance amending Chapter 66, Article V, Section 66-214 of the Code of Ordinances of the Town of Flower Mound relating to prima facie speed limits for specific streets by lowering the prima facie speed limits for Amber Court, Aurora Court, Biscayne Drive, Blue Grass Court, Blue Grass Drive, Bosque Court, Canter Way, Chilton Lane, Dade Drive, Equestrian Court, Equestrian Way, Forest Hill Drive (285 feet south of Remington Park Drive), Fuller Drive, Gallant Court, Georgetown Drive, Glenshire Drive, Haley Drive, Hampshire Drive, Huntwick Lane, Indale Way, Joshua Drive, Jubilee Drive, Kingswood Drive, Liberty Court, Manor Way, Morningstar Circle, Morningstar Drive, Mustang Trail, Pacer Way, Pack Saddle Way, Remington Park Court, Remington Park Drive, Sorrel Court, Sorrel Drive, Stone Court, Trotter Lane, and Withers Avenue to 25 mph.
5. Consider approval of an agreement with Lee Engineering, L.L.C., to provide traffic signal design services associated with the intersection of Old Settlers Road and Sagebrush Drive in the amount of \$16,500.00; and authorization for the Mayor to execute same on behalf of the Town.
6. Consider approval of Change Order No. 1 for the construction of the 2011 Street Reconstruction project, with Jet Underground Utilities, Inc., for an increase in the amount of \$30,105.75; and authorization for the Mayor to execute same on behalf of the Town.
7. Consider approval of a Professional Services Agreement with Leathers & Associates, Inc., to provide design, organization, and construction services associated with the community built playground within The Heritage Park of Flower Mound project, in the amount of \$55,850.00; and authorization for the Mayor to execute same on behalf of the Town.

8. Consider approval of Amendment No. 1 for the Sunrise Circle, CDBG Phase V project, amending the Professional Services Agreement with Teague Nall and Perkins, Inc., for an increase of \$32,500.00 to the contract amount; and authorization for the Mayor to execute same on behalf of the Town.
9. Consider approval of the purchase of one ambulance for Fire and Emergency Services from Professional Ambulance, through the Texas Local Government Purchasing Cooperative, in the amount of \$189,123.
10. Consider acceptance of Texas Department of Public Safety Grant 11-SR-26232-01, awarded under the Fiscal Year 2011 Homeland Security Grant Program to carry out community preparedness and participation activities; and authorization for the Mayor to execute same on behalf of the Town.

L. REGULAR ITEMS

11. ***Z 01-11 – Hawthorne***

Public Hearing

Public Hearing to consider a request for rezoning (Z 01-11 - Hawthorne) from Agricultural District (A) uses to Single-Family District -10 (SF-10) uses, and to consider adopting an ordinance providing for said amendment. The property is generally located on the north side of Kirkpatrick Lane and west of Timber Creek Road. ***(The Planning and Zoning Commission recommended approval by a vote of 6 to 0 at its December 12, 2011, meeting.)***

12. DP 04-11 – Hawthorne

Consider a request for a Development Plan (DP 04-11 - Hawthorne) to develop a residential subdivision. The property is generally located on the north side of Kirkpatrick Lane and west of Timber Creek Road. ***(The Planning and Zoning Commission recommended approval by a vote of 6 to 0 at its December 12, 2011, meeting.)***

13. ***Code of Ordinances - Section 6-47***

Public Hearing

Public Hearing to consider amending Section 6-47, "Prohibited actions against animals," of Chapter 6, "Animals," of the Code of Ordinances by adding a new subsection (12) generally prohibiting the sale, exchange, raffle, auction or giving away a live cat or dog as a prize or inducement in certain circumstances.

M. COORDINATION OF CALENDARS AND FUTURE AGENDAS/MEETINGS

N. CLOSED MEETING

The Town Council to convene into a closed meeting pursuant to Texas Government Code Chapter 551, including, but not limited to, Sections 551.087, 551.072, 551.074, and 551.071 to discuss matters relating to consultation with Town Attorney, pending litigation, real property, personnel, and economic development negotiations as follows:

- a. Discuss and consider economic development incentives.
- b. Discuss and consider acquisition and/or lease of real property for municipal purposes and all matters incident and related thereto.
- c. Discuss and consider appointments to the Animal Services Board, Board of Adjustment, Oil and Gas Board of Appeals, Community Development Corporation, Environmental Conservation Commission, Parks, Arts and Library Services Board, Public Arts Committee, Planning & Zoning Commission, SMARTGrowth Commission, Tax Increment Reinvestment Zone Number One (TIRZ #1), and Transportation Commission.

O. OPEN MEETING

The Town Council to convene into an open meeting pursuant to Texas Government Code Chapter 551, including, but not limited to, Sections 551.087, 551.072, 551.074, and 551.071 to discuss matters relating to consultation with Town Attorney, pending litigation, real property, personnel, and economic development negotiations as follows:

- a. Discuss and consider economic development incentives.
- b. Discuss and consider acquisition and/or lease of real property for municipal purposes and all matters incident and related thereto.
- c. Discuss and consider appointments to the Animal Services Board, Board of Adjustment, Oil and Gas Board of Appeals, Community Development Corporation, Environmental Conservation Commission, Parks, Arts and Library Services Board, Public Arts Committee, Planning & Zoning Commission, SMARTGrowth Commission, Tax Increment Reinvestment Zone Number One (TIRZ #1), and Transportation Commission.

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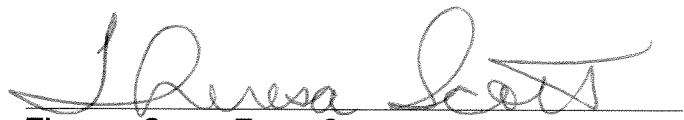
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P. ADJOURN MEETING



Harlan Jefferson, Town Manager

I do hereby certify that the Notice of Meeting was posted on the bulletin board in Town Hall of the Town of Flower Mound, Texas, a place convenient and readily accessible to the general public at all times and said Notice was posted on the following date and time: JAN 13, 2012 at 5:00 a.m./p.m., at least 72 hours prior to the scheduled time of said meeting.



Theresa Scott, Town Secretary

Pursuant to Section 551.071 of the Texas Government Code, the Town Council reserves the right to consult in a closed meeting with its attorney and to receive legal advice regarding any item listed on this agenda. Further, the Texas Open Meetings Act, codified in Chapter 551 of the Texas Government Code, does not require an agenda posting where there is a gathering of a quorum of the Town Council at a social function unrelated to the public business that is conducted by the Town Council, or the attendance by a quorum of the Town Council at a regional, state or national convention or workshop, ceremonial event or press conference if formal action is not taken and any discussion of public business is incidental to the social function, convention, workshop, ceremonial event or press conference. The Town Secretary's Office may occasionally post agendas for social functions, conventions, workshops, ceremonial events or press conferences; however, there is no legal requirement to do so and in the event a social function, convention, workshop, ceremonial event or press conference is not posted by the Town Secretary's Office, nothing shall preclude a quorum of the Town Council from gathering as long as "deliberations" within the meaning of the Texas Open Meetings Act do not occur.

The Flower Mound Town Hall and Council Chambers are wheelchair accessible. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting by contacting Theresa Scott, Town Secretary, at (972) 874-6076.