

**AGENDA**

**FLOWER MOUND TOWN COUNCIL REGULAR MEETING**

**2/7/2022**

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

**6:00 P.M.**

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An agenda information packet is available online at [www.flower-mound.com/AgendaCenter](http://www.flower-mound.com/AgendaCenter)

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*Please silence or turn off all electronic devices in Jody Smith Hall*

**A. CALL MEETING TO ORDER**

**B. 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."*

**D. PUBLIC COMMENT**

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

- Speakers are limited to 3 minutes, a tone will sound at 30 seconds left and when time has expired
- Please state your name and address when speaking

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

**E. PRESENTATIONS**

1. Special presentation by Flower Mound Youth Sports Association (FMYSA)

**F. ANNOUNCEMENTS**

1. Announcements from the mayor and council members

**G. TOWN MANAGER'S REPORT**

Update and discussion on:

1. Capital Improvement projects
2. Economic Development projects
3. Operational updates

**H. FUTURE AGENDA ITEMS**

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 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).

I. **COORDINATION OF CALENDARS**

1. A regular meeting is scheduled for Monday, February 21

J. **CONSENT ITEMS**

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.

1. Minutes 1/18- Consider approval of the minutes from a regular meeting and work session of the Town Council held on January 18, 2022.
2. Call Election- Consider approval of a resolution calling for a general election to be held May 7, 2022, for the offices of Town Council Place 1 and Town Council Place 3; establishing procedures for those elections; and providing an effective date.
3. Backup Internet Connection Renewal- Consider approval of a 3-year agreement for the Town's backup internet connection with Grande Communications in the amount of \$30,564.00 and authorize the Mayor to execute same on behalf of the Town.
4. Town Hall Server Room Replication- Consider approval of Town Hall Server Room Replication in the amount of \$ 176,207.28
5. Landscape Replacement- Consider approval to replace landscape damaged by winter storm Viola and use contract pricing from American Landscape for the replacement amount not to exceed \$148,000.
6. Fire Station Alerting- Consider approval to complete fire station alerting system in the amount of \$29,596.63.
7. Vehicle Replacement- Consider approval of the purchase of three 2023 Ford Transit 250 Work Vans per Town of Flower Mound Specifications and Vendor Quote from Sam Pack's Five Star Ford in the amount of \$136,973.45.
8. ILA - Fort Worth Fire and FMFD- Consider approval of an agreement with the City of Fort Worth to provide fire suppression, emergency medical services, hazardous materials response and other emergency and non-emergency services when requested in the City or Town and authorization for the Mayor to execute same on behalf of the Town.
9. Fire Prevention as Law Enforcement- Consider approval of a resolution recognizing the Flower Mound Fire Department's Fire Prevention Division (Fire Marshal's Office) as a Law Enforcement Agency.
10. Canyon Falls Park Change Order 3- Consider approval of Change Order No. 3 for the trail adjustments for the Canyon Falls Park project, amending the contract with MSB Contractors, Inc., to provide for an increase to the contract in the amount of \$23,225.60; and authorization for the Mayor to execute same on behalf of the Town.
11. FM3040 Wall Design Award- Consider approval of a Professional Services Agreement with Parkhill | Schrickel Rollins for design services associated with The Flower Mound New Retaining Wall Replacement Project in the amount of \$48,000.00 and for the Mayor to execute this agreement on behalf of the Town.
12. Sunrise Cir WW Connect- Design- Consider approval of a Professional Services Agreement with Jones & Carter, Inc., for the design phase services associated with the Sunrise Circle Wastewater Connection project, in the amount of \$40,000.00; and authorization for the Mayor to execute same on behalf of the Town.

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13. Morriss Rd Water Lines 4 - Design- Consider approval of a Professional Services Agreement with Kimley-Horn and Associates, Inc., for the design phase services associated with the Morriss Road Water Line Phase IV (Waketon to FM 407) project, in the amount of \$240,000.00; and authorization for the Mayor to execute same on behalf of the Town.

### **K. REGULAR ITEMS**

14. CIP Amendment No. 3- Consider approval of Amendment No. 3 to the Fiscal Year 2021-2022 Capital Improvement Program.
15. SUP21 Bosco Boat Dealership- Public Hearing to consider an ordinance granting Specific Use Permit No. 472 (SUP21-0005 – Bosco Boat Dealership) to permit inclusion of Retail, general (outdoors) use for a boat dealership within an existing car dealership facility. The property is generally located south of Justin Road and east of Stone Hill Farms Parkway. (P&Z recommended approval with conditions by a vote of 6 to 0 at its December 13, 2021, meeting.)
16. PSA-Feasibility Study-Cultural Arts Ctr- Consider approval of a Professional Services Agreement for a Feasibility Study for the Cultural Arts Center, with Oxley, Williams, Tharp Architects PLLC., In the amount of \$26,400.00 and for the Mayor to execute this agreement on behalf of the Town.

### **L. BOARDS/COMMISSIONS *(Bold text represents boards with vacancies)***

Discuss and consider resignations, appointments, evaluations, reassignments, discipline, or dismissals for the following boards or commissions: All Together Flower Mound Commission, Animal Services Board, Cultural Arts Commission, Denton County Transportation Authority, Environmental Conservation Commission, Parks Board, School Liaison Committee, SMARTGrowth Commission, Tax Increment Reinvestment Zone Number One (TIRZ #1), Transportation Commission, and Veterans Liaison Board.

17. Board Training- Discuss ongoing training for boards and commissions, as well as staff and legal support roles.

### **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 follows:

- a. Consultation with Town Attorney.
  1. Cause No. 18-9622-431; EagleRidge Operating, LLC v Town of Flower Mound, Texas, et al
  2. 2006 Rule 11 agreement and dismissal, Cause No. 2005-20153-158 and Flower Mound Ranch Development Applications
  3. Ad valorem tax exemption matters

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- b. Discuss and consider purchase, exchange, lease or value of real property for parks, public rights-of-way, cultural arts center, and/or other municipal purposes and all matters incident and related thereto.
- c. Discuss and consider resignations, appointments, evaluations, reassignments, discipline, or dismissals for the following boards or commissions: Board of Adjustment/Oil & Gas Board of Appeals, Community Development Corporation, and Planning and Zoning Commission.
- d. Discuss and consider economic development incentives, including retail centers, corporate relocation/expansion/retention, hospitality projects, and performance related to certain incentive agreements.
- e. Deliberate the appointment, employment, evaluation, reassignment, duties and responsibilities, of the Presiding and Alternate Municipal Court Judge.

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 MEETING**

The Town Council to reconvene into an open meeting to take any action deemed necessary as a result of the closed meeting.

### **O. ADJOURN MEETING**

I do hereby certify that the Notice of Meeting was posted on the bulletin board at the Town Hall for the Town of Flower Mound, Texas, in a place convenient and readily accessible to the general public at all times and said Notice was also posted on the Town's website in accordance with GC Section 551.056 on the following date and time: February 4, 2022, at 12:25 p.m., at least 72 hours prior to the scheduled time of said meeting.

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**Theresa Scott, Town Secretary**

The Flower Mound Town Hall and Jody Smith Hall 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.