

AGENDA

FLOWER MOUND TOWN COUNCIL REGULAR MEETING

4/18/2022

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

6:00 P.M.

An agenda information packet is available online at flower-mound.com/agendacenter

Comments regarding any agenda item can be sent to the Town Council
by emailing towncouncil@flower-mound.com or calling 972.874.6005

Please silence 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

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

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

- 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 depending on the amount of speakers
- Speakers must address their comments to the Town Council
- Please state your name and address when speaking

E. ANNOUNCEMENTS

1. Announcements from the mayor and council members

F. TOWN MANAGER'S REPORT

Update and discussion on:

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

G. 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).

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H. COORDINATION OF CALENDARS

1. A work session is scheduled for Thursday, April 21
2. A regular meeting is scheduled for Monday, May 2

I. 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 4/4- Consider approval of the minutes from a regular meeting of the Town Council held on April 4, 2022.
2. Fire Code Ordinance- Consider approval of an ordinance amending Chapter 38 of the code of ordinances, entitled "Fire Prevention and Protection" to provide for adoption of the International Fire Code, 2021 edition and local amendments thereto.
3. Adoption of 2021 IBC- Consider approval of an ordinance amending Chapter 14, "Buildings and Building Regulations," Article VI, of the Code of Ordinances of the Town of Flower Mound, to provide for the adoption of the International Building Code, 2021 edition, and local amendments thereto.
4. Adoption of 2021 IRC- Consider approval of an ordinance amending Chapter 14, "Buildings and Building Regulations," Article VI, of the Code of Ordinances of the Town of Flower Mound, to provide for the adoption of the International Residential Code, 2021 edition, and local amendments thereto.
5. Adoption of 2021 IECC- Consider approval of an ordinance amending Chapter 14, "Buildings and Building Regulations," Article VI, of the Code of Ordinances of the Town of Flower Mound, to provide for the adoption of the International Energy Conservation Code, 2021 edition, and local amendments thereto.
6. Adoption of 2021 IPC- Consider approval of an ordinance amending Chapter 14, "Buildings and Building Regulations," Article VI, of the Code of Ordinances of the Town of Flower Mound, to provide for the adoption of the International Plumbing Code, 2021 edition, and local amendments thereto.
7. Adoption of 2021 IMC- Consider approval of an ordinance amending Chapter 14, "Buildings and Building Regulations," Article VI, of the Code of Ordinances of the Town of Flower Mound, to provide for the adoption of the International Mechanical Code, 2021 edition, and local amendments thereto.
8. Adoption of 2021 ISPSC- Consider approval of an ordinance amending Chapter 14, "Buildings and Building Regulations," Article VI, of the Code of Ordinances of the Town of Flower Mound, to provide for the adoption of the International Swimming Pool and Spa Code, 2021 edition, and local amendments thereto.
9. Fuel Purchase- Consider approval of the purchase of unleaded and diesel fuels through an existing Interlocal Agreement with Tarrant County, in the estimated annual amount of \$832,000.
10. 3rd FY 21-22 Budget Amendment- Consider approval of an ordinance amending the Town of Flower Mound's Annual Budget for the fiscal year beginning October 1, 2021, and ending on September 30, 2022, as adopted by Ordinance No. 38-21 and amended by Ordinance No. 50-21 and No. 05-22 for adjustments to the General Fund, Library Development Fund, and Vehicle and Equipment Replacement Fund.
11. 2021-22 CIP Amend 4- Consider approval of Amendment No. 4 to the Fiscal Year 2021-2022 Capital Improvement Program.

J. REGULAR ITEMS

12. Landscape Maintenance Program- Consider approval of the Best Value Bid Nos. 2022-31-A (Northwest), 2022-32-A (Southeast), 2022-33-A (Southwest & Twin Coves Park) and 2022-34-A (Northeast) Landscape Maintenance Program to BrightView Landscape Services at the unit prices bid, in the estimated annual amount of \$1,144,509.70; and authorize the Mayor to execute same on behalf of the Town.
13. Notice of Intent - CO 2022- Consider approval of a resolution approving and authorizing publication of notice of intention to issue Certificates of Obligation, Series 2022, in the principal amount not to exceed \$8,800,000, for the purpose of paying for waterworks and sewer system improvements.
14. ZPD21-0014 - Cross Timbers Business Park- Public Hearing to consider an ordinance amending the zoning (ZPD21-0014 – Cross Timbers Business Park) from Interim Holding (IH) and Agricultural District (A) to Planned Development District No.188 (PD-188) with Campus Industrial and Industrial District-2 uses including a Comprehensive Sign Package, an exception to Section 82-302, Compatibility buffer, of the Code of Ordinances and with certain other waivers, exceptions and modifications to the Code of Ordinances, subject to the terms and conditions in the attached Development Agreement and authorization for the Mayor to execute same on behalf of the Town after approval of the terms by the Town Attorney. The property is generally located north of Cross Timbers Road and west of U.S. Highway 377. (P&Z recommended denial by a vote of 6 to 0 at its April 11, 2022, meeting.)
15. TRP21-0038 Cross Timbers Business Park- Public Hearing to consider an application for a tree removal permit (TRP21-0038) for one (1) specimen tree on property proposed for development as Cross Timbers Business Park. The property is generally located north of Cross Timbers Road and west of US 377. (The Environmental Conservation Commission recommended approval by a vote of 6-0-0 at its February 1, 2022, meeting).
16. RVU Tycoon - Chapter 380- Public Hearing to consider approval of Chapter 380 Agreement between the Town of Flower Mound and Restaurant Ventures Unlimited Tycoon (RVU Tycoon)

K. 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.
 - 2006 Rule 11 agreement and dismissal, Cause No. 2005-20153-158 and Flower Mound Ranch Development Applications
- b. Discuss and consider purchase, exchange, lease or value of real property for parks, public rights-of-way, and/or other municipal purposes and all matters incident and related thereto.
- c. Discuss and consider economic development incentives, including retail centers, corporate relocation/expansion/retention, hospitality projects, and performance related to certain incentive agreements.

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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.

L. RECONVENE TO REGULAR MEETING

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

M. 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: April 14, 2022, at 3:15 p.m., at least 72 hours prior to the scheduled time of said meeting.

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. Additional time limits will be provided to members of the public that need to address the Town Council through a translator.