

AGENDA

**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**

8/23/2021

**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/AgendaCenter

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. Republic Services Recycling Update

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

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. Special meeting - Board interviews:
 - a) Tuesday, September 14
 - b) Thursday, September 16
2. Regular meeting:
 - a) Monday, September 20
3. Special meeting (Closed Session) - Town Manager search:
 - a) Thursday, September 2, 10:00 a.m.
 - b) Monday, September 27, 11:00 a.m.
 - c) Friday, October 22, 9:00 a.m.

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 8/2- 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 on August 2, 2021.
2. Strategic Planning Report- Consider adoption of the Town Council 2021 Strategic Planning Session Summary Report.
3. Annual PID SAP and Assessment Roll- Consider and approve annual update to the River Walk Public Improvement District No. 1 (PID) Service and Assessment Plan (SAP) and Assessment Roll.
4. Tree Caliper Inch Fee- Consider approval of an ordinance amending Appendix A "Fee Schedule," referenced in Chapter 94, "Trees," Section 94-38, "Per-caliper-inch cash value; replacement trees; mitigation fee credit," of the Code of Ordinances of the Town of Flower Mound, Texas, by adding the per-caliper-inch fee. (The Environmental Conservation Commission recommended the rate increase by a vote of 7 to 0 at its July 6, 2021, meeting).
5. Verizon Tower Lease Amendment- Consider approval of a second amendment to a Tower/Ground Lease Agreement between the Town and Verizon located at 3911 S Broadway Avenue
6. Dark Sky Resolution- Consider approval of a resolution stating the Town of Flower Mound's intent to become a Dark Sky Community through the International Dark-Sky Association.

Town Council Meeting Agenda

August 23, 2021

Page 3

7. Bruton Orand @ 1171 Construction- Consider approval of a Construction Agreement with XIT Paving and Construction, Inc., for the Bruton Orand Boulevard at FM 1171 – Right Turn Lane project, in the amount of \$252,742.15; and authorization for the Mayor to execute same on behalf of the Town.
8. Rheudasil Pk Improvements CO2- Consider approval of Change Order No. 2 for the construction of the Rheudasil Park project, amending the contract with North Rock Construction, LLC., to provide an increase to the contract in the amount of \$21,775.00; and authorization for the Mayor to execute same on behalf of the Town.
9. Edgewood Speed Limit- Consider approval of an ordinance amending Chapter 66, Article V, Section 66-214 of the Code of Ordinances of the Town of Flower Mound, Texas, relating to the prima facie speed limits for specific streets by lowering the prima facie speed limit on various streets within the Edgewood Subdivision to 25 mph (The Transportation Commission recommended approval of the exception request by a vote of 4 to 0 at its July 13, 2021, meeting.)
10. Street Recon Management- Consider approval of a Professional Services Agreement with IMS Infrastructure Management Services, LLC., to provide Town-wide Pavement Management Analysis and Asset Management Inventory, in the amount of \$150,000.00; and authorization for the Mayor to execute same on behalf of the Town.
11. 2499 @ Waketon Intersection CO1- Consider approval of Change Order No. 1 for the construction of the FM2499 and Waketon Road Intersection Improvements project, amending the contract with Quality Excavation, LLC, to provide for an increase to the contract in the amount of \$34,262.50; and authorization for the Mayor to execute same on behalf of the Town.
12. CIP Amendment 4- Consider approval of Amendment No. 4 to the Fiscal Year 2020-2021 Capital Improvement Program.
13. Traffic Sign Sheeting Agreement- Consider approval of the purchase of traffic sign sheeting material, in the estimated annual amount of \$75,000.00, from 3M Company, through a City of Fort Worth contract.
14. Utility Cut Repairs Annual Contract- Consider approval of the award of Bid No. 2021-72-B, Utility Cut Repairs and Park Improvements to Apex Concrete Construction, Inc. and to establish an annual unit bid price contract for Utility Cut Repairs and Park improvement projects in an annual estimated amount of \$200,000.00; and authorization for the Mayor to execute same on behalf of the Town. The contract is for one-year with four one-year renewal options.
15. Lift Station CO2- Consider approval of Change Order No. 2 for the construction of the Lift Station Improvements and Decommissioning Phase II project, amending the contract with Fort Worth Civil Constructors, LLC, to provide an increase to the contract in the amount of \$99,575.95; and authorization for the Mayor to execute same on behalf of the Town.
16. Canyon Falls Park CO1- Consider approval of Change Order No. 1 for the construction of the Canyon Falls Park project, amending the contract with MSB Contractors, Inc., to provide for an increase to the contract in the amount of \$74,005.38; and authorization for the Mayor to execute same on behalf of the Town.

Town Council Meeting Agenda

August 23, 2021

Page 4

17. WWTP PSA Amendment- Consider approval of the First Amendment to the Professional Services Agreement for the Wastewater Treatment Plant Rehabilitation Phase V – Solids Facility Improvements project, amending the agreement with Plummer Associates, Inc., for an increase in the amount of \$30,203.00; and authorization for the Mayor to execute same on behalf of the Town.
18. SPAN Transportation- Consider approval of a Service Agreement for Demand Response Transit Service with SPAN, Inc., in an amount not-to-exceed \$49,624.80, 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.

K. REGULAR ITEMS

19. Town Budget Public Hearing- Public Hearing to consider the proposed budget for the fiscal year beginning on October 1, 2021, and ending on September 30, 2022.
20. 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, 2021, and ending on September 30, 2022.
21. 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, 2021, and ending on September 30, 2022.

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: **Animal Services Board**, Cultural Arts Commission, Environmental Conservation Commission, Parks Board, School Liaison Committee, SMARTGrowth Commission, **Tax Increment Reinvestment Zone Number One (TIRZ #1)**, Transportation Commission, and **Veterans Liaison Board**.

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 attorney, and to discuss matters relating to real property, personnel, and economic development negotiations, as follows:

- a. Consultation with Attorney.
 1. MPA21-0005 and ZPD21-0003 known as the Silveron Flower Mound Duke development project.
- 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, or evaluations for the following boards or commissions: Board of Adjustment/Oil & Gas Board of Appeals, **Community Development Corporation**, and **Planning and Zoning Commission**.

Town Council Meeting Agenda

August 23, 2021

Page 5

- d. Discuss and consider economic development incentives, including retail centers, corporate relocation/expansion/retention, hospitality projects, and performance related to certain incentive agreements.
- e. Discuss and consider the recruitment process for the Town Manager, and all matters incident and related thereto.

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 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.

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: August 20, 2021, at 12:10 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.