

AGENDA

FLOWER MOUND TOWN COUNCIL REGULAR MEETING

3/4/2019

**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. PRESENTATIONS

1. Proclamation for the Denton County Master Gardener Association's 30th Anniversary
2. State of the Cities video presentation

E. PUBLIC COMMENT

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

- Turn in form by 6:10 p.m. to Town Secretary
- 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.

F. ANNOUNCEMENTS

1. Announce recent and upcoming civic and social events.

G. TOWN MANAGER'S REPORT

Update and discussion on:

1. Capital improvement projects
2. Economic Development projects
3. Legislative updates
4. Limited Residential in the Lakeside Business District

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).

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I. COORDINATION OF CALENDARS

1. A regular meeting is scheduled for Monday, March 18.

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 Councilmember by making such request prior to a motion and vote.

1. Minutes 2/18- Consider approval of the minutes from a regular meeting of the Town Council held on February 18, 2019.
2. Trinity River Authority Disclosure- Consider approval of a resolution authorizing the execution and delivery of a continuing disclosure agreement with the Trinity River Authority of Texas.
3. Park Renaming- Consider approval of renaming Helen and Leonard John Community Park to Leonard and Helen Johns Community Park.
4. Bruton Orand ESTChloramine Design Award- Consider approval of a Professional Services Agreement with Freese and Nichols, Inc. for the design and construction phase services associated with the Bruton-Orand EST Chloramine System project in the amount of \$65,000.00; and authorization for the Mayor to execute same on behalf of the Town.
5. FM 2499 @ Waketon Design Award- Consider approval of a Professional Services Agreement with Half Associates, Inc. for the design phase services associated with the FM2499 at Waketon Road Intersection Improvements project in the amount of \$173,450.00; and authorization for the Mayor to execute same on behalf of the Town.

K. REGULAR ITEMS

- Applicant request to postpone**
6. ZPD - Lisanti Cell Tower- Public Hearing to consider a request for rezoning (ZPD18-0012 - Lisanti Cell Tower) to amend Planned Development-135 (PD-135) with Campus Industrial (CI) uses to allow development of a communication tower, to modify the development standards, and request certain modifications and exceptions to the Code of Ordinances as related to the subject property. The property is generally located south of Spinks Road and east of Long Prairie Road. (The Planning and Zoning Commission recommended approval by a vote of 6 to 0 at its February 25, 2019, meeting.)
 7. MISC - Edison Coffee Co- Public Hearing to consider a request for a variance (MISC19-0002 - Edison Coffee Co Alcohol Variance) to permit the sale of alcoholic beverages by a restaurant within 300 feet of a public school. The property is located at 420 Parker Square.
 8. Duke Realty -Chapter 380- Public Hearing to consider approval of Chapter 380 Agreement between the Town of Flower Mound and Duke Realty Limited Partnership (Lakeside Ranch #21)

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9. Rippy Road Ph II Design- Consider approval of a Professional Services Agreement with CP&Y, Inc. for design phase services associated with the Rippy Road Phase II project in the amount of \$298,645.75; and authorization for the Mayor to execute same on behalf of the Town.
10. TIRZ District Consultant Agreement- Consider approval of a Consulting Agreement with Hawes Hill & Associates, LLP to conduct implementation activities for creation of a Tax Increment Reinvestment Zone (TIRZ), in the amount of \$50,000; and authorization for the Mayor to execute same on behalf of the Town.
11. Fine Arts/Performing Arts Centers- Presentation and discussion of findings regarding area Fine Arts/Performing Arts Centers.

L. 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. All matters related to Cause No. 18-9622-431 EagleRidge Operating, LLC v. Town of Flower Mound and Cause No. DC-18-17756 Town of Flower Mound, Texas vs. Eagleridge Operating, LLC
 2. Cause No. CV-2019-00241 Elaine Wells v. Town of Flower Mound et al.

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.
- b. Discuss and consider purchase, exchange, lease or value of real property for parks 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, senior housing, hospitality projects, and performance related to certain incentive agreements.

M. 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.

N. 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: March 1, 2019, at 2:30 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.