

**AGENDA**

**FLOWER MOUND TOWN COUNCIL REGULAR MEETING**

**6/17/2019**

**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. PRESENTATIONS**

1. Certificate of Distinction - Audrey Weidner (Mayor for the Day)
2. Proclamation for National Parks and Recreation Month
3. Presentation by Republic Services regarding current recycling market, impacts, challenges, and plan to address.

**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. Street name change for southern segment of Long Prairie Road (FM 2499)

**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 strategic planning session is scheduled for Friday, June 21.
2. A regular meeting is scheduled for Monday, July 15.

**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 6/3- Consider approval of the minutes from a regular meeting of the Town Council held on June 3, 2019.
2. ionWave Agreement- Consider approval of Master License and Services Agreement with ionWave Technologies for the Town's e-procurement system; and authorization for the Mayor to execute same on behalf of the Town.
3. Utility Bill Bulletin printing Contract- Consider approval of Contract No. 2019-50-A with Print Team for the monthly Utility Billing Bulletin in the amount of \$14,600; and authorization for the Mayor to execute on behalf of the Town.
4. Denton Co. ICA - Canyon Falls- Consider approval of an Interlocal Cooperative Agreement with Denton County for US 377 at Canyon Falls Drive signal project; and authorization for the Mayor to execute same on behalf of the Town.
5. Library Expansion Design Amend 2- Consider approval of Amendment No. 2 to Komatsu Architects for the Library Expansion project design, in the amount of \$34,396.00; and authorization for the Mayor to execute same on behalf of the Town.
6. Update Appendix A Permit Fees- Consider approval of an Ordinance amending Appendix A "Fee Schedule," referenced in Chapter 14, "Buildings and Building Regulations," Section 14-1, "Building, plumbing, mechanical and electrical permit fees," of the Code of Ordinances of the Town of Flower Mound, Texas, by updating building permit fees based on job value.
7. TCEQ Settlement Agreement- Consider approval of a TCEQ Settlement Agreement resulting from a discharge of chlorinated water into Stone Bend Creek on July 2, 2018; and authorization for the Mayor to execute same on behalf of the Town.

**K. REGULAR ITEMS**

8. Upper Timber Creek Ph 3&4 Const Award- Consider approval of a Construction Agreement with Excel Aircraft LLC dba Excel Trenching, for the Upper Timber Interceptor Phase III & IV project, in the amount of \$4,922,134.90; and authorization for the Mayor to execute same on behalf of the Town.

9. Windsor Roundabout Connection- Consider approval of the continuation of the Windsor Roundabout Connection project which includes extending Windsor Drive to West Windsor Drive. (The Transportation Commission recommended denial by a vote of 4 to 2 at its May 16, 2019, meeting.)
10. Lakeside Center Ch 380- **Public Hearing** to consider approval of an amendment to the Chapter 380 Agreement between the Town of Flower Mound and FM 2499 Office Venture, LP, for the speculative office project located on a 10-acre tract on the west side of Long Prairie Road, between Lakeside Pkwy. and Silveron Blvd., amending Section 4.4 (Infrastructure Grant), and authorization for the Mayor to execute same on behalf of the Town.
11. SP19-0003 Lakeside Center- Consider a request for a Site Plan (SP19-0003 - Lakeside Center) to develop office buildings and a parking structure with an exception to Section 98-147, Topographical slope protection, as authorized by Section 98-147(b) of the Code of Ordinances. The property is generally located south of Lakeside Parkway along and between Long Prairie Road and Northwood Drive. (The Planning and Zoning Commission recommended approval by a vote of 6 to 0 at its June 10, 2019, meeting)
12. FM 2499 Office Venture LLC Ch 380- Consider consent to an amended security agreement and collateral assignment of the Chapter 380 Agreement between the Town of Flower Mound and FM 2499 Office Venture, LLC, (converted to FM 2499 Office Venture, LP) to First United Bank and Trust Company, and authorization for the Mayor to execute same on behalf of the Town.
13. Lakeside Crossing Ch 380- **Public Hearing** to consider approval of a second amendment to the Chapter 380 Agreement between the Town of Flower Mound and Lakeside Crossing Land Partners, LP, amending Sections 3.1 (Construction of Improvements), 4.1 and 4.2 (Real Property and TPP Grants), and authorization for the Mayor to execute same on behalf of the Town.
14. SP19-0001 Lakeside Crossing Bldg 4&5- Consider a request for a Site Plan (SP19-0001 Lakeside Crossing Buildings 4 & 5, Phase 2) to develop two retail buildings. The property is generally located south of Lakeside Parkway along and between Long Prairie Road and Northwood Drive. (The Planning and Zoning Commission recommended approval by a vote of 5 to 1 at its June 10, 2019, meeting)
15. SUP19-0002 Lakeside Crossing Bldg 5- **Public Hearing** to consider a request for a Specific Use Permit No. 457 (SUP19-0002 – Lakeside Crossing Building 5) to permit a pharmacy, and to consider adopting an ordinance providing for said amendment. The property is generally located south of Lakeside Parkway along and between Long Prairie Road and Northwood Drive. (The Planning and Zoning Commission recommended approval by a vote of 6 to 0 at its June 10, 2019, meeting)
16. ZPD19-0002 Stryker Parking Addition- **Public Hearing** to consider a request for rezoning (ZPD19-0002 – Stryker Parking Addition) to amend Planned Development 145 (PD-145) with Campus Industrial District (CI) uses, to modify the conceptual plans, and a request for a deviation to computing parking and loading requirements pursuant to Section 82-73 of the Code of Ordinances, and consider adopting an ordinance for said amendment. The property is generally located south of Lakeside Parkway and east of Lake Forest Boulevard. (The Planning and Zoning Commission recommended approval by a vote of 6 to 0 at its June 10, 2019, meeting)

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17. Magnolia Court Development Agreement- Consider approval of a Development Agreement with Contour Land Partners 11, LTD., for the reimbursement of Park Fees for park amenities constructed within the Magnolia Court development; and authorization for the Mayor to execute same on behalf of the Town

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

#### Pre-Council Room

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, SMARTGrowth Commission, Tax Increment Reinvestment Zone Number One (TIRZ #1), and Transportation Commission.

### 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.

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 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.
- d. Discuss and consider economic development incentives, including retail centers, corporate relocation/expansion/retention, senior housing, hospitality projects, and performance related to certain incentive agreements.

### 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: June 14, 2019, at 3:35p.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.