

**AGENDA**

**FLOWER MOUND TOWN COUNCIL REGULAR MEETING**

**11/5/2018**

**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 the Council Chambers.***

**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. Presentation by Owens & Minor about "A Soldier's Child Event"
2. National Night Out neighborhood and poster contest winners
3. Proclamation to designate November as Arts Month in Flower Mound
4. Recycling – 'Overcoming Today's Challenges' presented by Republic Services

**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. Public correspondence addressed to board members

**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. There will not be a work session on Thursday, November 15
2. A regular meeting is scheduled for Monday, November 19

**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 10/15- Consider approval of the minutes from a regular meeting of the Town Council held on October 15, 2018.
2. Town Hall Access Control- Consider approval of Town of Flower Mound EcoStruxure and AS-P upgrades including Inet Access Control.
3. Emergency Response Radio System- Consider approval to award the installation of a Bi-Directional Antenna System for Public Safety Communications in the new Town Hall, to Crosspoint Communications LLC., in the amount of \$53,115.39.
4. Annual Firefighter Physicals- Consider approval of the annual firefighter physical examinations with Huguley Memorial Medical Center through contract No. 2018-A in the total amount of \$52,520.00 and authorization for the Mayor to approve same on behalf of the Town.
5. Bunker Gear Purchase- Consider approval of the purchase of fifty sets of bunker gear from NAFECO, Inc. through BuyBoard Purchasing Contract No. 524-17 in the total amount of \$126,732.00 and authorization for the Mayor to approve same on behalf of the Town.
6. Body Worn Cameras Purchase- Consider approval of a Quote from Axon Enterprises, Inc. for the purchase of body worn camera products and authorization for the Mayor to execute same on behalf of the Town.
7. Bulletproof Vest Grant- Consider acceptance of grant funds from the Department of Justice's Office of Justice Programs for the purchase of bulletproof vests for the Police Department as part of the FY 2018 Bulletproof Vest Partnership.
8. Lake Forest Blvd Change Order- Consider approval of Change Order No. 1 for the construction of the Lake Forest Boulevard Roadway Improvements and 12-Inch Waterline projects, amending the contract with Joe Funk Construction, Inc., to provide for an increase to the contract in the amount of \$38,393.65; and authorization for the Mayor to execute same on behalf of the Town.
9. Bakersfield Park Restroom Design- Consider approval of a professional service agreement with Kimley Horn and Associates Inc., to provide surveying, design, and construction documents, for the Bakersfield Restroom and Concrete Walkway project, in the amount of \$55,300.00; and authorization for the Mayor to execute same on behalf of the Town.

**Town Council Meeting Agenda**

**November 5, 2018**

**Page 3**

10. FM2499 Roadway Change Order- Consider approval of Change Order No. 2 for the construction of the FM 2499 Roadway, Drainage, and Traffic Signal Improvements project, amending the contract with Mario Sinacola & Sons Excavating, Inc., to provide for an increase to the contract in the amount of \$40,037.60; and authorization for the Mayor to execute same on behalf of the Town.

**K. REGULAR ITEMS**

- Applicant requests to postpone #12 & #13**
11. NEM Senior Living- **Public Hearing** to consider a request for rezoning (ZPD17-0003 - NEM Senior Living) from Retail District-1 (R-1) to Planned Development District No. 154 (PD-154) with age-restricted, high-density residential use, and with certain modifications and exceptions to the Code of Ordinances, and to consider adopting an ordinance providing for said amendment. The property is generally located south of Rippy Road and east of Long Prairie Road. (Planning and Zoning recommended approval by a vote of 5 to 1 at its September 24, 2018, meeting.) (The Town Council postponed the item at its October 1, 2018, meeting, and at its October 15, 2018, meeting.)
  12. MPA Balekian/CVS- **Public Hearing** to consider a request for a Master Plan Amendment (MPA18-0004 – Balekian Addition / CVS) to amend Section 1.0, Land Use Plan, of the Master Plan to change the current land use designation from Estate Residential to Retail use on approximately 2.48 acres of land within the Cross Timbers Protection Area, and to consider adopting an ordinance providing for said amendment. The property is generally located north of Cross Timbers Road and east of Lusk Lane. (Planning and Zoning Commission recommended denial by a vote of 6 to 0 at its October 22, 2018, meeting.)
  13. ZPD Balekian/CVS- **Public Hearing** to consider a request for rezoning (ZPD18-0004 – Balekian Addition / CVS) from Agricultural District (A) to Planned Development District No. 164 (PD-164) with Single-Family Estate District (SF-E) and Retail District-1 (R-1) uses, with certain modifications and exceptions to the Code of Ordinances, and to consider adopting an ordinance providing for said amendment. The property is generally located north of Cross Timbers Road and east of Lusk Lane. (Planning and Zoning Commission recommended denial by a vote of 6 to 0 at its October 22, 2018, meeting.)
  14. Central Fire Station Construction- Consider approval to award Bid No. 2018-123-B, Flower Mound Central Fire Station Phase II, to Schmoldt Construction Inc., in the amount of \$1,457,000.00; and authorization for the Mayor to execute on behalf of the Town.

**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, and 551.087 for consultation with attorney, and to discuss matters relating to real property, and economic development negotiations, as follows:

- a. Consultation with Attorney as follows:
  1. EagleRidge Operating application for variance, appeal of administrative interpretation of the gas well regulations and preemption determination appeal.

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.

## Town Council Meeting Agenda

November 5, 2018

Page 4

- 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, 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: November 2, 2018, at 12:40 p.m., at least 72 hours prior to the scheduled time of said meeting.

**Theresa Scott, Town Secretary**

The Flower Mound Town Hall and Council Chambers 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.