

THE FLOWER MOUND TOWN COUNCIL REGULAR MEETING HELD ON THE 7TH DAY OF FEBRUARY 2022, IN THE FLOWER MOUND TOWN HALL, LOCATED AT 2121 CROSS TIMBERS ROAD IN THE TOWN OF FLOWER MOUND, COUNTY OF DENTON, TEXAS AT 6:00 P.M.

[Click here](#) for meeting video link (subject to change)

The Town Council met in a regular meeting with the following members present:

Derek France	Mayor
Ben Bumgarner	Mayor Pro Tem
Sandeep Sharma	Deputy Mayor Pro Tem
Adam Schiestel	Councilmember Place 1
Jim Engel	Councilmember Place 4
Ann Martin	Councilmember Place 5

constituting a quorum with the following members of the Town Staff participating:

Theresa Scott	Town Secretary
Bryn Meredith	Town Attorney
James W. Childers	Town Manager
Tommy Dalton	Assistant Town Manager
Tiffany Bruce	Assistant Town Manager/Town Engineer
Lexin Murphy	Director of Planning Services
Chuck Jennings	Director of Parks and Recreation Services
JP Walton	Strategic Services Manager
Paul Henley	Fire Chief
Brandon Barth	Division Chief/Administration

A. CALL MEETING TO ORDER

Mayor France called the regular meeting to order at 6:00 p.m.

B./C. INVOCATION/PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG AND THE TEXAS FLAG

Chaplain Russ McNamer gave the invocation and Mayor France led the pledges.

D. PUBLIC COMMENT

Names listed below don't necessarily reflect the order in which each person spoke and all addresses are located in Flower Mound unless otherwise indicated.

	Speaker names and address	Subject (as written on the form or stated)
1.	Renee Doyle, 920 Drake Trl	Permits
2.	Damon Murphy, 1052 Colony	Property on Wager Rd by Vickery Elem.
3.	Don McDaniel, 850 Mistletoe Dr, Lantana, TX	Consent #11
4.	Bryan Webb, 4112 High Rd	Item D
5.	Paul Stone, 1868 Meyerwood	1/18 FMTC workshop
6.	Carol Kyer, 2616 Crepe Myrtle	Council
7.	Jodie Boutillier, 2201 Jester Ln	Agenda item D
8.	Deepa Pulianda, 2805 Cape Brett Dr	Agenda item D

9.	Al Picardi, 1525 Lindby	Council
10.	Avery Jerina, 1900 Tennyson Dr	Arts center
11.	Patsy Mizeur, 1821 Castle Ct With donated time from: Brenda Windham, 3896 Quail Run	Master plan review

E. PRESENTATIONS

1. Special presentation by Flower Mound Youth Sports Association (FMYSA).

Tracy Black, General Manager and Tournament Director, FMYSA, expressed appreciation for the Town and Chamber’s support in the USA Baseball event.

F. ANNOUNCEMENTS

Mayor France and members of Council expressed appreciation for the work done by Town staff in managing the recent weather event.

Councilmember Engel pointed out there is an item on the agenda to call the election and for Councilmember places 1 and 3.

Mayor France recognized the Flower Mound Citizens Academy participants that were in the audience.

Mayor France encouraged candidates to be cognizant of the Town’s sign ordinance when placing campaign signs throughout Town.

G. TOWN MANAGER’S REPORT

Mr. Childers provided an update on the following items:

1. Capital improvement projects

No discussion.

2. Economic Development projects

No discussion.

3. Operational updates

Mr. Childers and Fire Chief Henley provided background information on the Town’s response to the recent weather event.

Chief Barth gave a presentation identifying or noting actions taken by the Town in response to winter storm Landon.

H. FUTURE AGENDA ITEMS

1. Councilmember Engel requested a presentation regarding what’s being planned or underway for various neighboring developments given the potential impact to Flower

Mound, and with the timing being within the next month. There was Council consensus to proceed with the discussion.

I. COORDINATION OF CALENDARS

1. The next Town Council regular meeting is scheduled for Monday, February 21

Mayor France announced the above referenced meeting date and confirmed that everyone will be available.

J. CONSENT ITEMS

1. Consider approval of the minutes from a regular meeting and work session of the Town Council held on January 18, 2022.
2. Consider approval of a resolution calling for a general election to be held May 7, 2022, for the offices of Town Council Place 1 and Town Council Place 3; establishing procedures for those elections; and providing an effective date.

RESOLUTION NO. 01-22

A RESOLUTION OF THE TOWN OF FLOWER MOUND, TEXAS, CALLING FOR A GENERAL ELECTION TO BE HELD ON MAY 7, 2022, FOR THE OFFICES OF TOWN COUNCIL PLACE 1 AND PLACE 3; ESTABLISHING PROCEDURES FOR THOSE ELECTIONS; AND PROVIDING AN EFFECTIVE DATE.

3. Consider approval of a 3-year agreement for the Town's backup internet connection with Grande Communications in the amount of \$30,564.00 and authorize the Mayor to execute same on behalf of the Town.
4. Consider approval of Town Hall Server Room Replication in the amount of \$ 176,207.28
5. Consider approval to replace landscape damaged by winter storm Viola and use contract pricing from American Landscape for the replacement amount not to exceed \$148,000.
6. Consider approval to complete fire station alerting system in the amount of \$29,596.63.
7. Consider approval of the purchase of three 2023 Ford Transit 250 Work Vans per Town of Flower Mound Specifications and Vendor Quote from Sam Pack's Five Star Ford in the amount of \$136,973.45.
8. Consider approval of an agreement with the City of Fort Worth to provide fire suppression, emergency medical services, hazardous materials response and other emergency and non-emergency services when requested in the City or Town and authorization for the Mayor to execute same on behalf of the Town.
9. Consider approval of a resolution recognizing the Flower Mound Fire Department's Fire Prevention Division (Fire Marshal's Office) as a Law Enforcement Agency.

RESOLUTION NO. 02-22

A RESOLUTION OF THE TOWN OF FLOWER MOUND, TEXAS, RECOGNIZING THE FLOWER MOUND FIRE DEPARTMENT'S FIRE PREVENTION DIVISION (FIRE MARSHAL'S OFFICE) AS A LAW ENFORCEMENT AGENCY.

10. Consider approval of Change Order No. 3 for the trail adjustments for the Canyon Falls Park project, amending the contract with MSB Contractors, Inc., to provide for an increase to the contract in the amount of \$23,225.60; and authorization for the Mayor to execute same on behalf of the Town.
11. Consider approval of a Professional Services Agreement with Parkhill | Schrickel Rollins for design services associated with The Flower Mound New Retaining Wall Replacement Project in the amount of \$48,000.00 and for the Mayor to execute this agreement on behalf of the Town.
12. Consider approval of a Professional Services Agreement with Jones & Carter, Inc., for the design phase services associated with the Sunrise Circle Wastewater Connection project, in the amount of \$40,000.00; and authorization for the Mayor to execute same on behalf of the Town.
13. Consider approval of a Professional Services Agreement with Kimley-Horn and Associates, Inc., for the design phase services associated with the Morriss Road Water Line Phase IV (Waketon to FM 407) project, in the amount of \$240,000.00; and authorization for the Mayor to execute same on behalf of the Town.

Deputy Mayor Pro Tem Sharma moved to approve by consent Items 1 – 13, as presented in the agenda caption. Councilmember Engel seconded the motion. Each item, as approved by consent, is restated above, and if applicable, the Ordinance or Resolution caption for each, for the record.

VOTE ON MOTION:

Motion passed

AYES: MARTIN, ENGEL, BUMGARNER, SHARMA, SCHIESTEL

NAYS: NONE

K. REGULAR ITEMS

14. Consider approval of Amendment No. 3 to the Fiscal Year 2021-2022 Capital Improvement Program.

Staff Presentation

Ms. Bruce provided background information and Mr. Jennings gave a presentation identifying or noting:

- Bakersfield Park Infield Renovation Project background information
- Why Field 11 was selected
- Scope of work and funding
- Example of synthetic turf infield

Jeff Fisher, Miracle League of North Texas

Mr. Fisher gave a presentation identifying or noting:

- What is Miracle League
- Miracle League history
- Future plan
- Support
- Contributions
- What we learned (secondary benefits)

Councilmember Engel moved to approve as presented. Mayor Pro Tem Bumgarner seconded the motion.

VOTE ON MOTION:*Motion passed***AYES: SCHIESTEL, SHARMA, BUMGARNER, ENGEL, MARTIN****NAYS: NONE**

15. Public Hearing to consider an ordinance granting Specific Use Permit No. 472 (SUP21-0005 – Bosco Boat Dealership) to permit inclusion of Retail, general (outdoors) use for a boat dealership within an existing car dealership facility. The property is generally located south of Justin Road and east of Stone Hill Farms Parkway. (P&Z recommended approval with conditions by a vote of 6 to 0 at its December 13, 2021, meeting.)

Staff Presentation

Mr. Murphy stated that the applicant requested this item be postponed.

Applicant Presentation

Paul Bosco, Jr. indicated the request to postpone is for clarification purposes.

Mayor France opened the Public Hearing at 7:28 p.m. No one spoke. Mayor France closed the Public Hearing at 7:29 p.m.

Mayor Pro Tem Bumgarner moved to postpone item 15, including the Public Hearing to March 21, 2022. Councilmember Martin seconded the motion.

VOTE ON MOTION:*Motion passed***AYES: MARTIN, ENGEL, BUMGARNER, SHARMA, SCHIESTEL****NAYS: NONE**

16. Consider approval of a Professional Services Agreement for a Feasibility Study for the Cultural Arts Center, with Oxley, Williams, Tharp Architects PLLC., In the amount of \$26,400.00 and for the Mayor to execute this agreement on behalf of the Town.

Staff Presentation

Mr. Childers provided background information and Mr. Walton gave a presentation identifying or noting:

- Background information
- Professional Services Agreement – Cultural Arts Center (what's included)

and he, or Andrew Oxley, Oxley Williams Tharp Architects, responded to questions from Council regarding:

- Will the flood zone risk be part of the study
- If the funds will be reimbursed regardless of whether the Town goes forward or not
- Scope of services

There was Council discussion regarding:

- Purpose of the item

Deputy Mayor Pro Tem Sharma moved to approve item 16 as presented. Councilmember Engel seconded the motion.

VOTE ON MOTION:*Motion passed***AYES: SCHIESTEL, SHARMA, BUMGARNER, ENGEL, MARTIN****NAYS: NONE****L. BOARDS/COMMISSIONS**

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.

17. Discuss ongoing training for boards and commissions, as well as staff and legal support roles.

Staff Presentation

Ms. Scott gave a presentation identifying or noting:

- Background information
- Board & Commission training
- Knowledge reinforcement - ongoing training
- Staff/legal support

There was Council discussion regarding:

- Suggestion that the training manual be made available on the Town's website
- Possibility of adding a question to the application as to if they read the manual
- Transportation Commission training topic: Neighborhood traffic management program
- Planning & Zoning training topic: SMARTGrowth meetings and impact fee reports

M./N. CLOSED/OPEN MEETING

The Town Council convened into a closed meeting at 7:57 p.m. on February 7, 2022, 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, and reconvened into an open meeting at 9:46 p.m. on February 7, 2022, and no action was taken on the following items:

a. Consultation with Attorney.

1. Cause No. 18-9622-431; EagleRidge Operating, LLC v Town of Flower Mound, Texas, et al
1. 2006 Rule 11 agreement and dismissal, Cause No. 2005-20153-158 and Flower Mound Ranch Development Applications
2. Ad valorem tax exemption matters

- 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.
- 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.
- e. Deliberate the appointment, employment, evaluation, reassignment, duties and responsibilities, of the Presiding and Alternate Municipal Court Judge.

O. ADJOURN REGULAR MEETING

Mayor France adjourned the meeting at 9:47 p.m. on Monday, February 7, 2022, and all were in favor.

TOWN OF FLOWER MOUND, TEXAS



DEREK FRANCE, MAYOR

ATTEST:



THERESA SCOTT, TOWN SECRETARY