

THE 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 HELD ON THE 19TH DAY OF DECEMBER, 2011, 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.

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

Melissa Northern	Mayor
Steve Lyda	Deputy Mayor Pro Tem
Kendra Stephenson	Councilmember Place 1
Mark Wise	Councilmember Place 3
Tom Hayden	Councilmember Place 5

Absent: Al Filidoro, Mayor Pro Tem

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

Harlan Jefferson	Town Manager
Theresa Scott	Town Secretary
Terrence Welch	Town Attorney
Kent Collins	Assistant Town Manager
Chuck Springer	Assistant Town Manager/CFO
Gary Sims	Executive Director of Community Services
Doug Powell	Director of Development Services
Matthew Woods	Director of Environmental Services

A. CALL BRIEFING SESSION TO ORDER

Mayor Northern called the briefing session to order at 6:05 p.m.

Mayor Northern indicated Mayor Pro Tem Filidoro is unable to attend tonight's meeting because he is recovering from back surgery.

B. BRIEFING SESSION

1. Town Council Boards and Commissions Subcommittee Reports

Deputy Mayor Pro Tem Lyda reported attending the Transportation Commission meeting on December 13th and summarized the items discussed.

Councilmember Stephenson announced there was an Environmental Conservation Commission meeting and she summarized what was discussed.

Mayor Northern reporting attending the Planning & Zoning Commission meeting on December 12th for Councilmember Wise, and summarized items discussed.

2. Discuss Consent and Regular Items

Councilmember Hayden requested Item 6 be pulled from Consent.

3. Discuss Future Agenda Items

None.

4. Discuss Council Communications

Mr. Jefferson stated there is one outstanding Council Communication regarding the topic of individual councilmember contact information being extended for inclusion on Flower Mound Television (FMTV), which would include a photo. He stated the intent was to provide another way for residents to obtain contact information regarding elected officials. He noted the feedback received from Council is to not make any changes at this time.

C./D. ADJOURN BRIEFING SESSION AND CALL REGULAR MEETING TO ORDER

Mayor Northern adjourned the briefing session and called the regular meeting to order at 6:11 p.m.

E. INVOCATION

Chaplain Mark Sherrill gave the invocation.

F. PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG AND THE TEXAS FLAG

Mayor Northern led the pledges.

G. PRESENTATIONS

1. Update on Texas Health Presbyterian Hospital Flower Mound by Spencer Turner, President.

Spencer Turner, President, Texas Health Presbyterian Hospital Flower Mound, provided an update on the hospital regarding what has transpired in the first eighteen months since the hospital opened. His presentation included statistics to date (3,000 patients, almost 3,000 surgeries, 700 babies, and over 700 physicians on staff), hospital comparison information, area site development, future services planned for the hospital, and highlighted future community participation that will include health screening events and educational seminars.

H. PUBLIC PARTICIPATION

Chief Deputy Tim Burch, Pct 4, 3917 Yarberry Ct, Roanoke, TX 76262

Chief Deputy Burch introduced himself and announced he is running for the position of Constable at the April 3rd election.

Rob Paul, 1916 Reserve Ct, Flower Mound, Tx

Mr. Paul noted he was the Division President for Toll Brothers. He stated being in favor of the new requirements in relation to storm water and the acceptance of a project.

I. ANNOUNCEMENTS

1. Announce recent and upcoming civic and social events.

Councilmembers extended well wishes for a Merry Christmas & Happy New Year.

Councilmember Hayden had the following announcements:

- had a meeting with the Hines Corporation regarding the hotel project and indicated they are still committed to the project, however, financing remains to be a problem
- he went to the Horizon Center (an orphanage for abused children) and acknowledged the significant amount of participation from the Flower Mound community

Mayor Northern had the following announcements:

- Flower Mound Performing Arts Theatre – Forever Plaid
- Symphony Orchestra event

Times and location for the above were mentioned.

Mayor Northern reported attending the following events or meetings:

- Chamber Holiday luncheon
- Dallas Regional Chamber event
- Orthopedics Associates grand opening
- Provided opening remarks for the Flower Mound Performing Arts – Forever Plaid
- Denton County Mayors luncheon
- Flower Mound Christmas parade
- Precinct 3 Task Force meeting
- Mayors of the Metroplex meeting
- Seniors in Motion Christmas luncheon
- Voices of Flower Mound Christmas concert

Mayor Northern reported the following upcoming events or meetings:

- Texas Emergency Management Public Officials Workshop
- February Denton County Mayors luncheon in Copper Canyon - 2012 Crime Challenges for Denton County

2. Kendra Stephenson to provide her comments regarding the Town Council calendar for the purpose of discussing and identifying ways to improve the functionality of this document for improved communication.

Councilmember Stephenson expressed concern regarding the appearance of meetings that impact policy between the chairs of boards and commissions and input not being sought from other board members or council. She stated those type of meetings should be included on the Town Council Calendar so all Councilmembers can provide their input, and subsequently, to include a report from the Mayor regarding the outcome of those meetings.

3. Mayor Melissa Northern to provide a 2011 year-end review of the Town's accomplishments.

Mayor Northern highlighted accomplishments in year 2011 which included:

- ways in which the Town communicates with residents
- legislative issues that were addressed
- 50th anniversary events
- opening of North Central Texas College
- changes to the sign ordinance
- adoption of the oil and gas ordinance
- expanded services with the new trash contract
- voters approved all items associated with the Dedicated Sales Tax Election
- Public safety improvements such as increased response times and CALEA accreditation
- Cross Timbers trailhead opening
- Heritage Park coming on line with the community built playground
- Opening of Twin Coves Park
- Many transportations improvements were identified
- Nine residential subdivision under construction
- The Town welcomed 106 new businesses
- Accolades were received from various publications and organizations
- The Shirley Voirin Social Senior Center opened this summer

J. TOWN MANAGER'S REPORT

Mr. Jefferson reporting on the following:

- reported the Town was not awarded funding in association with the TIGER grant.
- update regarding FM 1171, Sections 2 and 3: the letting date has moved from February to May of 2012 and construction is estimated to start in November of 2012. Utility work would be completed during that six month period prior to construction.
- water conservation measures were enacted similar to the City of Dallas and those restrictions started December 19, 2011, given its forecasted that water levels will drop until the summer of 2012. He provided an explanation regarding the reasoning for implementation of those measures.

K. CONSENT ITEMS

Deputy Mayor Pro Tem Lyda moved to approve by consent Items 1 – 5, and 7 – 16. Each item, as approved by consent, is restated below along with the approved recommendation, and if applicable, the Ordinance or Resolution caption for each, for the record. Councilmember Wise seconded the motion.

1. **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 held on October 17, 2011.**

RECOMMENDATION: Move to approve 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 held on October 17, 2011.

2. **Consider approval of the sale and consumption of alcoholic beverages (beer and wine) at Bakersfield Park, during the Independence Fest. (*The Parks, Arts and Library Services (PALS) Board recommended approval by a vote of 5 to1 at its December 1, 2011, meeting.*)**

RECOMMENDATION: Move to approve the sale and consumption of alcoholic beverages (beer and wine) at Bakersfield Park, during the Independence Fest. (*The Parks, Arts and Library Services (PALS) Board recommended approval by a vote of 5 to1 at its December 1, 2011, meeting.*)

3. **Consider approval of the award of Competitive Sealed Bid No. 1-12-B for the construction of the Wastewater Treatment Plant Rehabilitation Phase 2 project to North Texas Contracting, Inc., in the amount of \$423,400.00; and authorization for the Mayor to execute same on behalf of the Town.**

RECOMMENDATION: Move to approve the award of Competitive Sealed Bid No. 1-12-B for the construction of the Wastewater Treatment Plant Rehabilitation Phase 2 project to North Texas Contracting, Inc., in the amount of \$423,400.00; and authorization for the Mayor to execute same on behalf of the Town.

4. **Consider approval of the award of Competitive Sealed Bid No. 2-12-B for the construction of the FM 1171 Water Utility Relocations – Tour 18 Drive to Shiloh Road, which is the final phase of the CIP project, FM 1171 Water Line Relocations (FM 2499 to US 377) to UtiliTex Construction, L.L.P., in the amount of \$479,924.00; and authorization for the Mayor to execute same on behalf of the Town.**

RECOMMENDATION: Move to approve the award of Competitive Sealed Bid No. 2-12-B for the construction of the FM 1171 Water Utility Relocations – Tour 18 Drive to Shiloh Road, which is the final phase of the CIP project, FM 1171 Water Line Relocations (FM 2499 to US 377) to UtiliTex Construction, L.L.P., in the amount of \$479,924.00; and authorization for the Mayor to execute same on behalf of the Town.

5. **Consider approval of the utility agreement with Denton County for the cost of a portion of the relocation of waterlines associated with the TxDOT FM 1171 Sections 2 and 3 Improvements from Shiloh Road to I-35W; and authorization for the Mayor to execute same on behalf of the Town.**

RECOMMENDATION: Move to approve the utility agreement with Denton County for the cost of a portion of the relocation of waterlines associated with the TxDOT FM 1171 Sections 2 and 3 Improvements from Shiloh Road to I-35W; and authorization for the Mayor to execute same on behalf of the Town.

Councilmember Hayden requested Item 6 be pulled from Consent.

7. **Consider approval of a contract with Kanawha Insurance Company in the amount of \$364,496 for reinsurance coverage for the Town's Group Health Plan; and authorization for the Mayor to execute same on behalf of the Town.**

RECOMMENDATION: Move to approve a contract with Kanawha Insurance Company in the amount of \$364,496 for reinsurance coverage for the Town's Group Health Plan; and authorization for the Mayor to execute same on behalf of the Town.

8. **Consider approval to expand the Town's fiber optic institutional network (INET) to the Animal Adoption Center from Time Warner Cable, in the amount of \$77,617.00.**

RECOMMENDATION: Move to approve to expand the Town's fiber optic institutional network (INET) to the Animal Adoption Center from Time Warner Cable, in the amount of \$77,617.00.

9. **Consider approval of an ordinance amending the Town of Flower Mound's Annual Budget for the fiscal year beginning on October 1, 2010, and ending on September 30, 2011, as adopted by Ordinance No. 59-10, and amended by Ordinance Nos. 69-10, 06-11, 11-11, and 46-11, for adjustments to the General Fund, Utility Fund, Library Development Fund, and Health Insurance/Flex Fund.**

RECOMMENDATION: Move to approve an ordinance amending the Town of Flower Mound's Annual Budget for the fiscal year beginning on October 1, 2010, and ending on September 30, 2011, as adopted by Ordinance No. 59-10, and amended by Ordinance Nos. 69-10, 06-11, 11-11, and 46-11, for adjustments to the General Fund, Utility Fund, Library Development Fund, and Health Insurance/Flex Fund.

ORDINANCE NO. 62-11

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF FLOWER MOUND, TEXAS, AMENDING THE TOWN'S BUDGET FOR THE FISCAL YEAR BEGINNING ON OCTOBER 1, 2010, AND ENDING ON SEPTEMBER 30, 2011, AS ADOPTED BY ORDINANCE NO. 59-10, AND AMENDED BY ORDINANCE NOS. 69-10, 06-11, 11-11, AND 46-11; FOR ADJUSTMENTS TO THE GENERAL FUND, UTILITY FUND, LIBRARY DEVELOPMENT FUND, AND HEALTH INSURANCE/FLEX FUND; PROVIDING THAT EXPENDITURES FOR SAID FISCAL YEAR SHALL BE MADE IN ACCORDANCE WITH SAID BUDGET, AS AMENDED; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

10. Town Council acting as the Board of Directors for the Town of Flower Mound Crime Control and Prevention District to consider approval of a resolution amending the Town of Flower Mound Crime Control and Prevention District budget for the fiscal year beginning on October 1, 2010, and ending on September 30, 2011, as adopted by Resolution No. 23-10.

RECOMMENDATION: Move to approve the Town Council acting as the Board of Directors for the Town of Flower Mound Crime Control and Prevention District to consider approval of a resolution amending the Town of Flower Mound Crime Control and Prevention District budget for the fiscal year beginning on October 1, 2010, and ending on September 30, 2011, as adopted by Resolution No. 23-10.

RESOLUTION NO. 33-11

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FLOWER MOUND, TEXAS, ACTING AS THE BOARD OF DIRECTORS OF THE TOWN OF FLOWER MOUND CRIME CONTROL AND PREVENTION DISTRICT, AMENDING THE BUDGET FOR THE TOWN OF FLOWER MOUND CRIME CONTROL AND PREVENTION DISTRICT FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2010, AND ENDING SEPTEMBER 30, 2011, AS ADOPTED BY RESOLUTION NO. 23-10; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING AN EFFECTIVE DATE.

11. Consider approval of an ordinance amending the Town of Flower Mound's Annual Budget for the fiscal year beginning on October 1, 2011, and ending on September 30, 2012, as adopted by Ordinance No. 52-11, for adjustments to the General Fund, Utility Fund, Stormwater Utility Fund, Street Maintenance Sales Tax Fund, PEG Fund, Seizure Fund, IRS Equitable Sharing Fund, TIRZ Fund, Park Development Fund, and the 4B Parks Sales Tax Fund.

RECOMMENDATION: Move to approve an ordinance amending the Town of Flower Mound's Annual Budget for the fiscal year beginning on October 1, 2011, and ending on September 30, 2012, as adopted by Ordinance No. 52-11, for adjustments to the General Fund, Utility Fund, Stormwater Utility Fund, Street Maintenance Sales Tax Fund, PEG Fund, Seizure Fund, IRS Equitable Sharing Fund, TIRZ Fund, Park Development Fund, and the 4B Parks Sales Tax Fund.

ORDINANCE NO. 63-11

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF FLOWER MOUND, TEXAS, AMENDING THE TOWN'S BUDGET FOR THE FISCAL YEAR BEGINNING ON OCTOBER 1, 2011, AND ENDING ON SEPTEMBER 30, 2012, AS ADOPTED BY ORDINANCE NO. 52-11; FOR ADJUSTMENTS TO THE GENERAL FUND, UTILITY FUND, STORMWATER UTILITY FUND, STREET MAINTENANCE SALES TAX FUND, PEG FUND, SEIZURE FUND, IRS EQUITABLE SHARING FUND, TIRZ FUND, PARK DEVELOPMENT FUND, AND THE 4B PARKS SALES TAX FUND; PROVIDING THAT EXPENDITURES FOR SAID FISCAL YEAR SHALL BE MADE IN ACCORDANCE WITH SAID BUDGET, AS AMENDED; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

12. **Consider approval of the 2011 Annual Report for the Flower Mound Tax Increment Reinvestment Zone #1 (TIRZ #1) in accordance with Chapter 311 of the Texas Tax Code.**

RECOMMENDATION: Move to approve the approval of the 2011 Annual Report for the Flower Mound Tax Increment Reinvestment Zone #1 (TIRZ #1) in accordance with Chapter 311 of the Texas Tax Code.

13. **Consider approval of First Amendment to Contract No. 4-11-A Seniors In Motion Lunch Program with Metroport Meals On Wheels, Inc., in the estimated annual amount of \$22,672; and authorization for the Mayor to execute same on behalf of the Town.**

RECOMMENDATION: Move to approve the First Amendment to Contract No. 4-11-A Seniors In Motion Lunch Program with Metroport Meals On Wheels, Inc., in the estimated annual amount of \$22,672; and authorization for the Mayor to execute same on behalf of the Town.

14. **Consider approval of an Interlocal Cooperation Agreement with Denton County for the provision of fire protection services for the benefit of the citizens of Flower Mound and Denton County, and authorization for the Mayor to execute same on behalf of the Town.**

RECOMMENDATION: Move to approve an Interlocal Cooperation Agreement with Denton County for the provision of fire protection services for the benefit of the citizens of Flower Mound and Denton County, and authorization for the Mayor to execute same on behalf of the Town.

15. **Consider approval of an Interlocal Cooperation Agreement with Denton County for the provision of Emergency Medical Services for the benefit of the citizens of Flower Mound and Denton County, and authorization for the Mayor to execute same on behalf of the Town.**

RECOMMENDATION: Move to approve an Interlocal Cooperation Agreement with Denton County for the provision of Emergency Medical Services for the benefit of the citizens of Flower Mound and Denton County, and authorization for the Mayor to execute same on behalf of the Town.

16. Consider approval of Standards of Care for Youth Recreation Programs operated by the Town, in accordance with the Texas Human Resources Code - Section 42.041 and to adopt an ordinance providing for said Standards. *(The Parks, Arts and Library Services (PALS) Board recommended approval by a vote of 6 to 0 at its November 10, 2011, meeting.)*

RECOMMENDATION: Move to approve Standards of Care for Youth Recreation Programs operated by the Town, in accordance with the Texas Human Resources Code - Section 42.041 and to adopt an ordinance providing for said Standards. *(The Parks, Arts and Library Services (PALS) Board recommended approval by a vote of 6 to 0 at its November 10, 2011, meeting.)*

ORDINANCE NO. 64-11

AN ORDINANCE OF THE TOWN OF FLOWER MOUND, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE TOWN OF FLOWER MOUND, TEXAS, BY AMENDING SUBPART A OF THE CODE OF ORDINANCES THROUGH THE AMENDMENT OF CHAPTER 54, "PARKS AND RECREATION," BY CREATING ARTICLE V ENTITLED "STANDARDS OF CARE FOR YOUTH RECREATION PROGRAMS, RESPECTIVELY;" REPEALING ALL CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE, PROVIDING A PENALTY CLAUSE; AND PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

VOTE ON MOTION

AYES: Hayden, Wise, Lyda, Stephenson

NAYS: None

ABSENT: Filidoro

L. REGULAR ITEMS

Councilmember Hayden requested Item 6 be pulled from Consent.

6. Consider approval of a Professional Services Agreement for monthly air monitoring by Modern Geosciences, LLC., in the amount of \$138,600.00; and authorization for the Mayor to execute same on behalf of the Town.

Staff Presentation

Mr. Woods indicated he didn't have a formal presentation, however, was available to answer any questions related to the item.

Councilmember Hayden inquired with regard to the testing done in the last year, have there been any findings or readings of concern to Flower Mound residents.

Mr. Woods stated the sampling is not fully complete for 2011. He stated through October there have been no exceedences over the Texas Commission on Environmental Quality (TCEQ) monitoring comparison values.

Deputy Mayor Pro Tem Lyda asked Mr. Woods to comment about random site placement going forward in the upcoming contract.

Mr. Woods clarified that canisters will be duplicated at different sites.

Councilmember Hayden moved to approve a Professional Services Agreement for monthly air monitoring by Modern Geosciences, LLC., in the amount of \$138,600.00; and authorization for the Mayor to execute same on behalf of the Town. Councilmember Wise seconded the motion.

VOTE ON MOTION

AYES: Stephenson, Lyda, Wise, Hayden

NAYS: None

ABSENT: Filidoro

17. *Chapter 70, "Utilites"*

Public Hearing

Public Hearing to consider approval of an ordinance amending Chapter 70, "Utilities," of the Code of Ordinances of the Town of Flower Mound, Texas, by adopting a new Article XIV, entitled "Stormwater Quality Management and Discharge Control;" repealing all conflicting ordinances, orders, and resolutions; providing a severability clause; providing for a penalty; providing for publication; and providing an effective date. *(This item was tabled at the November 7, 2011, Town Council meeting.)*

Staff Presentation

Mr. Woods provided a presentation which included background information regarding the Stormwater Ordinance, stabilization requirements, a summary of comments received, verification of compliance requirements, best management practices (B & P) process, notification of spills requirement, explanation of discharge items, identified exemptions within the Ordinance, enforcement components and penalties, water course protection, requirements to remediate, monitor and analyzing of property if determined a pollutant, sampling provisions, and judicial enforcement remedies. He noted the main purpose of this Ordinance is to regulate the overall water quality.

Mr. Collins reported the Town is responsible for implementing and regulating the stormwater regulations at the local level and the general permit for construction that TCEQ has issued is to prevent sediment from entering the Town's streams, creeks, and lakes. He provided a detailed explanation regarding requirements and expectations, as well as options related to temporary and permanent stabilization of disturbed areas in relation to construction projects in accordance with TCEQ requirements, as required prior to final acceptance of a subdivision.

Questions and Answers

Mr. Collins responded to questions from Councilmembers with regard to pools, responses from the development community regarding the changes, monitoring plans, and the process regarding final acceptance of a project.

Mr. Jefferson responded to questions from Councilmembers regarding how Flower Mound compares in this area with other communities.

Many Councilmembers expressed the importance of being consistent across the region with regard to TCEQ interpretations, and the importance of communicating concerns with state representatives with regard to any negative impacts affecting the local level.

Mayor Northern opened the public participation for the Public Hearing at 7:58 p.m.

Public Participation

Rob Paul, 1916 Reserve Ct, Flower Mound, TX (Division President for Toll Brothers)
Mr. Paul spoke in favor of the ordinance related to the changes in the notification process. He stated being comfortable with the ordinance overall. He further commented that TCEQ did change their position on three occasions and believes that's because there was not a clear understanding of the situation since most of the conversation occurred via e-mail, and once a conversation ensued, the issue was resolved. Mr. Paul inquired with regard to the right-of-way, what method is going to be enforced for temporary stabilization being in place.

Reginald Rembert, 3625 Bonanza Lane, Flower Mound (Rembert Enterprises)
Mr. Rembert spoke in favor of the ordinance with the same question regarding right-of-way as stated by Mr. Paul, as well as the effective date in which the new policy would go into effect.

Mayor Northern closed the public participation for the Public Hearing at 8:03 p.m.

Mr. Collins explained the difference between permanent versus temporary stabilization and indicated the intent is to use a material on the ground that won't float away to meet the temporary stabilization requirement. He further added, the effective date of the ordinance is now.

Mayor Northern reopened the public participation for the Public Hearing at 8:08 p.m.

Rob Paul, 1916 Reserve Ct, Flower Mound, TX (Division President for Toll Brothers)
Mr. Paul identified what they do to stabilize a project and asked if that method would be acceptable.

Mr. Collins replied yes.

Reginald Rembert, 3625 Bonanza Lane, Flower Mound (Rembert Enterprises)
Mr. Rembert asked for clarification regarding temporary stabilization.

Mr. Collins clarified the Town is seeking erosion/sediment control measures that will be in place at the time of subdivision acceptance.

Mayor Northern closed the public participation for the Public Hearing at 8:11 p.m.

Councilmember Wise moved to approve an ordinance amending Chapter 70, "Utilities," of the Code of Ordinances of the Town of Flower Mound, Texas, by adopting a new Article XIV, entitled "Stormwater Quality Management and Discharge Control;" repealing all conflicting ordinances, orders, and resolutions; providing a severability clause; providing for a penalty; providing for publication; and providing an effective date. Councilmember Hayden seconded the motion.

ORDINANCE NO. 65-11

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF FLOWER MOUND, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE TOWN OF FLOWER MOUND, TEXAS, BY AMENDING CHAPTER 70, "UTILITIES," BY ADOPTING A NEW ARTICLE XIV, ENTITLED "STORMWATER QUALITY MANAGEMENT AND DISCHARGE CONTROL;" REPEALING ALL CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.

VOTE ON MOTION

AYES: Hayden, Wise, Lyda, Stephenson

NAYS: None

ABSENT: Filidoro

M. COORDINATION OF CALENDARS AND FUTURE AGENDAS/MEETINGS

Mayor Northern announced the next meeting of the Town Council is January 19th.

Councilmember Stephenson asked if there was agreement from Councilmembers to discuss the Town Council Calendar as an item at the regular January 19th meeting. After some discussion, direction was provided to staff to generate a Council Communication on the topic, followed by a discussion at the strategic planning session on January 21st.

N./O. CLOSED/OPEN MEETING

The Town Council convened into a closed meeting at 8:20 p.m. on December 19, 2011, pursuant to Texas Government Code Chapter 551, including, but not limited to, Sections 551.087, 551.072, 551.074, and 551.071 to discuss matters relating to consultation with Town Attorney, pending litigation, real property, personnel, and economic development negotiations and reconvened into an open meeting at 10:00 p.m. on December 19, 2011, to take action on the items as follows:

- a. Discuss and consider economic development incentives.

No action taken.

- b. Discuss and consider acquisition and/or lease of real property for municipal purposes and all matters incident and related thereto.

No action taken.

- c. Discuss and consider appointments to the Animal Services Board, Board of Adjustment, Oil and Gas Board of Appeals, Community Development Corporation, Environmental Conservation Commission, Parks, Arts and Library Services Board, Public Arts Committee, Planning & Zoning Commission, SMARTGrowth Commission, Tax Increment Reinvestment Zone Number One (TIRZ #1), and Transportation Commission.

For the Tax Increment Reinvestment Zone # 1, Deputy Mayor Pro Tem Lyda moved to appoint the following three members with terms expiring December 31, 2013: Bill Collins, Jim Robertson, and Tom Hayden. Councilmember Stephenson seconded the motion.

VOTE ON MOTION

AYES: Stephenson, Lyda, Wise, Hayden

NAYS: None

ABSENT: Filidoro

- d. Discuss and review annual review of Town Secretary

Councilmember Wise moved to approve the compensation change for the Town Secretary as discussed in Executive Session and with an effective date of November 4, 2011. Councilmember Hayden seconded the motion.

VOTE ON MOTION

AYES: Hayden, Wise, Lyda, Stephenson

NAYS: None

ABSENT: Filidoro

P. ADJOURN REGULAR MEETING

Mayor Northern adjourned the meeting at 10:03 p.m. on December 19, 2011, and all were in favor.

TOWN OF FLOWER MOUND, TEXAS


MELISSA D. NORTHERN, MAYOR

ATTEST:


THERESA SCOTT, TOWN SECRETARY