

THE FLOWER MOUND TOWN COUNCIL REGULAR MEETING HELD ON THE 21ST DAY OF DECEMBER 2015, 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:

Tom Hayden	Mayor
Steve Dixon	Mayor Pro Tem
Itamar Gelbman(<i>left at 8:31 p.m.</i>)	Deputy Mayor Pro Tem
Mark Wise	Councilmember Place 1
Kevin Bryant	Councilmember Place 3

With the following members absent:

Bryan Webb	Councilmember Place 2
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Constituting a quorum with the following members of the Town Staff participating:

Theresa Scott	Town Secretary
Bryn Meredith	Town Attorney
Jimmy Stathatos	Town Manager
Debra Wallace	Assistant Town Manager/CFO
Gary Sims	Executive Director of Community Services
Doug Powell	Executive Director of Development Services
Ken Parr	Executive Director of Public Works

A. CALL REGULAR MEETING TO ORDER

Mayor Hayden 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 Hayden led the pledges.

D. PRESENTATIONS

1. Veterans Day Relay Run check presentation to the Denton County Veterans Coalition.

Mayor Hayden presented the Denton County Veterans Coalition with a check from funds raised during the Veterans Day relay run event.

E. PUBLIC PARTICIPATION

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 <i>(as identified on speaker forms)</i>
1.	Paul Stone, 709 Lake Bluff Dr	Charter
2.	Don McDaniel, 3801 Hide A Way	Public comment
3.	Jeff Stevens, 6415 Meadowcrest Ln	Investigation
4.	Warner Watkins, 2800 London Ln	Investigation
5.	Sharon Gentry, 2750 Bob White Ln	Public participation
6.	Janvier Scott, 2829 Bob White Ln	Public participation
7.	Carol Kyer, 2616 Crepe Myrtle Dr	New Horizons thank you
8.	Carol Kohankie, 4312 Lauren Way	Investigation
9.	Eddie White, 3104 Beaver Creek Dr	Investigation findings
10.	Jean Levenick, 2716 Gentle Dr	Riverwalk
11.	Patsy Mizeur, 1821 Castle Ct	Itamar Gelbman
12.	Shyron Shenko, 5001 Rippy Rd	Public participation
13.	Jim Engel, 5110 Bayberry St	Investigation
14.	David Vaught, 2208 Lake Lugano With the following individuals donating their time: <ol style="list-style-type: none"> 1. Douglas Brown, 1721 Ingleside Dr 2. Name not legible, 5810 Long Prairie 3. Jill Lange, 2609 Pasadena Pl 4. Brian Lange, 2609 Padadena Pl 5. Janet Jones, 2113 Columbia Dr 6. David Paxton, 3705 Kentmere Ct 7. David Jones, 2113 Columbia Dr 8. Michelle Dishman, 2101 Roadrunner Dr 9. David Johnson, 3617 San Paula 10. Lynn Peterson, 3604 Sandhurst Dr 11. Sarah Vaught, 2208 Lake Lugano Dr 12. Denise White, 3104 Beaver Creek Dr 13. Kelly Davenport, 2608 Cape Brett Dr 14. Jeff Ramsey, 5100 Clear Creek Dr 15. Kathy O'Keefe, 3004 Oxford Ct 16. Clare Brown, 172 Ingleside 	Investigation
15.	Jodie Boutilier, 2201 Jester Ln	Public hearing
16.	Michael Upchurch, 2708 Winding Path Way	Investigation

F. ANNOUNCEMENTS

Mr. Meredith, at the request of Mayor Hayden, summarized a [memo](#) recently provided to Council that explains the powers and authority of the Town Council in the event Council wanted to go forward with the investigation.

Deputy Mayor Pro Tem Gelbman expressed his appreciation for those involved in the Santa Cops program.

Councilmember Bryant reported on the passing of former Mayors Gary Pressler and David Witherspoon.

All members of Council extended well wishes for the Christmas and New Year holidays.

Mayor Hayden offered comments regarding the investigation.

Deputy Mayor Pro Tem Gelbman offered his comments regarding the investigation.

There was a discussion relative comments or statements previously made by Deputy Mayor Pro Tem Gelbman as it relates to the investigation.

G. TOWN MANAGER'S REPORT

Update and discussion on:

1. Update and status report related to capital improvement projects.

Mr. Stathatos gave an update on the following CIP projects:

- Forest Vista Phase I project (Lakeshore to FM 2499)

2. Update and discussion on Economic Development projects.

Mr. Stathatos gave an update on the following economic development projects:

- Gloria's is getting closer to opening

H. FUTURE AGENDA ITEMS

No request for future agenda items.

I. COORDINATION OF CALENDARS

The next Town Council meeting is a scheduled for January 21, 2016.

J. CONSENT ITEMS

1. Consider approval of a resolution authorizing the disbanding of the Social Media Advisory Committee.

RECOMMENDATION: Move to approve a resolution of the Town Council of the Town of Flower Mound Texas, disbanding the Social Media Committee.

2. Consider approval of the 2015 Annual Report for the Flower Mound Tax Increment Reinvestment Zone (TIRZ) #1 in accordance with Chapter 311 of the Texas Tax Code.

RECOMMENDATION: Move to approve the 2015 Annual Report for the Flower Mound Tax Increment Reinvestment Zone #1 (TIRZ #1) in accordance with Chapter 311 of the Texas Tax Code.

RESOLUTION NO. 24-15

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FLOWER MOUND, TEXAS, DISBANDING THE SOCIAL MEDIA POLICY ADVISORY COMMISSION; AND PROVIDING FOR AN EFFECTIVE DATE.

3. Consider approval of the sale and consumption of alcoholic beverages (beer and wine) at Bakersfield Park, during the 2016 Independence Fest.

RECOMMENDATION: Move to approve the sale and consumption of alcoholic beverages at Bakersfield Park, during the 2016 Independence Fest.

4. 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.

RECOMMENDATION: Move to approve an ordinance amending the Town of Flower Mound's Annual Budget for the fiscal year beginning October 1, 2014, and ending on September 30, 2015, as adopted by Ordinance No. 53-14 and amended by Ordinance 62-14 and Ordinance No. 03-15, for adjustments to the General Fund, General Debt Service Fund, Utility Fund, Library Development Fund, Homeland Security Grant Program Fund, General Capital Projects Fund, Vehicle and Equipment Replacement Fund, Technology Replacement Fund and the Health Insurance/Flex Account Fund.

ORDINANCE NO. 72-15

AN ORDINANCE AMENDING THE CODE OF ORDINANCES, TOWN OF FLOWER MOUND, TEXAS; AMENDING CHAPTER 54, "PARKS AND RECREATION," SECTION 54-202, "ADOPTION;" ADOPTING UPDATED STANDARDS OF CARE FOR YOUTH RECREATION PROGRAMS; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

5. Consider approval of an ordinance amending the Town of Flower Mound's Annual Budget for the fiscal year beginning October 1, 2014, and ending on September 30, 2015, as adopted by Ordinance No. 53-14 and amended by Ordinance 62-14 and Ordinance No. 03-15, for adjustments to the General Fund, General Debt Service Fund, Utility Fund, Library Development Fund, Homeland Security Grant Program Fund, General Capital Projects Fund, Vehicle and Equipment Replacement Fund, Technology Replacement Fund and the Health Insurance/Flex Account Fund.

RECOMMENDATION: Move to approve an ordinance amending the Town of Flower Mound's Annual Budget for the fiscal year beginning on October 1, 2015, and ending on September 30, 2016, as adopted by Ordinance No. 52-15 for adjustments to the General Fund, Utility Fund, Library Development Fund, Tree Preservation Fund, Parks and Recreation Special Activities Fund, and IRS Equitable Sharing Fund.

ORDINANCE NO. 69-15

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, 2014, AND ENDING ON SEPTEMBER 30, 2015, AS ADOPTED BY ORDINANCE NO. 53-14 AND AMENDED BY ORDINANCE NO. 62-14, AND ORDINANCE NO. 03-15, BY PROVIDING FOR ADJUSTMENTS TO THE GENERAL FUND, GENERAL DEBT SERVICE FUND, UTILITY FUND, LIBRARY DEVELOPMENT FUND, HOMELAND SECURITY GRANT PROGRAM FUND, GENERAL CAPITAL PROJECTS FUND, VEHICLE AND EQUIPMENT REPLACEMENT FUND, TECHNOLOGY REPLACEMENT FUND AND HEALTH INSURANCE/FLEX ACCOUNT 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.

6. Consider approval of an ordinance amending the Town of Flower Mound's Annual Budget for the fiscal year beginning October 1, 2015, and ending on September 30, 2016, as adopted by Ordinance No. 52-15 for adjustments to the General Fund, Utility Fund, Library Development Fund, Tree Preservation Fund, Parks and Recreation Special Activities Fund, and IRS Equitable Sharing Fund.

RECOMMENDATION: Move to approve an ordinance amending the Town of Flower Mound's Annual Budget for the fiscal year beginning on October 1, 2015, and ending on September 30, 2016, as adopted by Ordinance No. 52-15 for adjustments to the General Fund, Utility Fund, Library Development Fund, Tree Preservation Fund, Parks and Recreation Special Activities Fund, and IRS Equitable Sharing Fund.

ORDINANCE NO. 70-15

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, 2015, AND ENDING ON SEPTEMBER 30, 2016, AS ADOPTED BY ORDINANCE NO. 52-15, BY PROVIDING for adjustments to the General Fund, UTILITY FUND, LIBRARY DEVELOPMENT FUND, TREE PRESERVATION FUND, PARKS AND RECREATION SPECIAL ACTIVITIES FUND, AND IRS EQUITABLE SHARING FUND; PROVIDING THAT EXPENDITURES FOR SAID FISCAL YEAR SHALL BE MADE IN ACCORDANCE WITH SAID BUDGET, AS AMENDED; PROVIDING FOR PUBLICATION; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

7. Consider acceptance of grant funds from the U.S. Department of Food and Drug Administration for the Year 3 Retail Program Standards Grant Program sponsored by the Association of Food and Drug Officials.

RECOMMENDATION: Move to approve Move to authorize the acceptance of grant funds from the U.S. Department of Food and Drug Administration for the Year 3 Program Standards Grant Program, sponsored by the Association of Food and Drug Officials, and authorize the use of funds pursuant to the standards of the grant program.

RESOLUTION NO. 25-15

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FLOWER MOUND, TEXAS AUTHORIZING THE ACCEPTANCE OF GRANT FUNDS FROM THE U.S. DEPARTMENT OF FOOD AND DRUG ADMINISTRATION FOR THE YEAR 3 RETAIL PROGRAM STANDARDS GRANT PROGRAM, SPONSORED BY THE ASSOCIATION OF FOOD AND DRUG OFFICIALS; APPROVING THE USE OF GRANT FUNDS TO PROVIDE TRAINING AND EQUIPMENT TO SUPPORT INSPECTION ACTIVITIES IN FLOWER MOUND; PLEDGING THAT THE TOWN OF FLOWER MOUND WILL COMPLY WITH ALL PROGRAM REQUIREMENTS OF THE RETAIL PROGRAM STANDARDS GRANT PROGRAM.

8. Consider approval of a contract with HCC Life Insurance Company in the amount of \$456,497 for reinsurance coverage for the Town's Group Health Plan.

RECOMMENDATION: Move to approve a contract with HCC Life Insurance Company in the amount of \$456,497 for reinsurance coverage for the Town's Group Health Plan.

9. Consider approval of a brokerage service agreement with McGriff, Seibels & Williams of Texas, Inc., for employee benefits consultant/broker services, in the annual amount of \$50,000, and authorization for the Mayor to execute same on behalf of the Town.

RECOMMENDATION: Move to approve a brokerage services agreement with McGriff, Seibels, & Williams of Texas, Inc., for employee benefits consultant/broker services, in the annual amount of \$50,000, and authorization for the Mayor to execute the same on behalf of the Town.

10. Consider approval of a resolution granting the Flower Mound Police Department permission to use Federal Equitable Sharing Funds to purchase a Mobile Command Vehicle, and authorizing submission of the required justification letter to the federal government; and providing an effective date.

RECOMMENDATION: Move to approve of a resolution granting the Flower Mound Police Department permission to submit the required justification letter to the federal government for the purchase of a Mobile Command Vehicle.

RESOLUTION NO. 26-15

A RESOLUTION OF THE TOWN OF FLOWER MOUND, TEXAS, APPROVING THE POLICE DEPARTMENT'S REQUEST TO USE FEDERAL EQUITABLE SHARING FUNDS TO PURCHASE A MOBILE COMMAND VEHICLE, AND AUTHORIZING SUBMISSION OF THE REQUIRED JUSTIFICATION LETTER TO THE FEDERAL GOVERNMENT; AND PROVIDING AN EFFECTIVE DATE.

11. Consider approval of an amended Development Agreement for Canyon Falls and authorization for the Mayor to execute same on behalf of the Town.

RECOMMENDATION: Move to approve an amended Development Agreement for Canyon Falls, and authorize the Mayor to execute same on behalf of the Town.

12. Consider approval of a resolution authorizing the execution of a National Highway System (NHS) Program Project Agreement for State-Contracted Traffic Signal Construction (with a Municipality Providing Limited Materials or Labor) with the Texas Department of Transportation, for the purchase of traffic signal equipment for the FM 407 at Branch Crossing intersection, at a cost of \$16,775.00; and authorization for the Mayor to execute same on behalf of the Town.

RECOMMENDATION: Move to approve to approve a resolution authorizing the execution of a Surface Transportation Program – Metropolitan Mobility Agreement for State-Contracted Traffic Signal Construction (with a Municipality Providing Limited Materials or Labor) with the Texas Department of Transportation, for the purchase of traffic signal equipment for the FM 407 at Branch Crossing intersection, at a cost of \$16,775.00; and authorize the Mayor to execute same on behalf of the Town.

RESOLUTION NO. 27-15

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FLOWER MOUND, TEXAS, APPROVING A SURFACE TRANSPORTATION PROGRAM – METROPOLITAN MOBILITY AGREEMENT FOR STATE-CONTRACTED TRAFFIC SIGNAL CONSTRUCTION (WITH A MUNICIPALITY PROVIDING LIMITED MATERIALS OR LABOR) WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR THE PURCHASE OF TRAFFIC SIGNAL EQUIPMENT FOR THE FM 407 AT BRANCH CROSSING INTERSECTION; AUTHORIZING THE MAYOR TO EXECUTE SAID AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

13. Consider approval of Interlocal Agreement with the Town of Grapevine for the development of a 50 acre tract within the City of Grapevine and Town of Flower Mound limits; and authorize the Mayor to execute the same on behalf of the Town.

RECOMMENDATION: Move to approve an Interlocal Agreement with the City of Grapevine for the development of a 50 acre tract with the City of Grapevine and Town of Flower Mound limits; and authorize the Mayor to execute same on behalf of the Town.

Councilmember Bryant moved to approve by consent items 1 – 13. Mayor Pro Tem Dixon seconded the motion. Each item, as approved by consent, is restated above along with the approved recommendation, and if applicable, the Ordinance or Resolution caption for each, for the record.

VOTE ON MOTION:

Motion passed.

AYES: GELBMAN, DIXON, BRYANT

NAYS: NONE

ABSENT(during vote for this item): WISE

ABSENT: WEBB

K. REGULAR ITEMS

14. Public Hearing to consider a request for a Specific Use Permit No. 438 (SUP15-0009 – Hawk Road Cell Tower) to permit a new communication tower, and to consider adopting an ordinance providing for said amendment. The property is located at 6901 Hawk Road. *(The Planning and Zoning Commission recommended approval by a vote of 5 to 0 at its December 14, 2015, meeting.)*

Staff Presentation

Mr. Powell gave a presentation identifying or noting:

- General and detailed location
- Land use and zoning
- Photographs from the subject site
- Summary of discussion from P & Z
- Conceptual site plan
- Elevations
- Update on correspondence received to date
- Clarification as to what elements are part of the application before Council for action
- Is there any mitigation for the tree removal

Mr. Meredith clarified that this is a conditional zoning case so you have the right to impose reasonable conditions on this application, but those conditions have to relate to this land and this parcel. He also pointed out the federal telecommunications act has some rigid rules on a motion to deny a telecommunications facility; and in the event there is consideration in denying the application he requested to be provided direction indicating that would be the inclination of the Council. Furthermore, in that event, he requested that Council allow him to prepare a detailed written set of findings to support the denial.

Mr. Powell responded to questions from Council as follows:

- Clarification as to who commissioned the letter Council recently received

Applicant Presentation

Gary Edenburn and Mark Pennell representing Crown Castle, 1701 Directors Blvd, Austin, Texas

Mr. Edenburn gave a presentation identifying or noting:

- Purpose of proposed 300 foot multi-carrier communications tower located at 6901 Hawk Rd
- Existing and proposed tower locations
- Representation of what the new tower would look like
- Tower service area

Mr. Edenburn or Mr. Pennell responded to questions or comments from Council as follows:

- What is the reasoning for the additional height
- Will better coverage be offered as part of the additional height
- What is the timeline on decommissioning and removing the two existing towers and ensuring those tenants move to the new tower (to prevent a scenario of three towers up for an extended period of time)
- If the tower is approved, will there be an improvement of services to Flower Mound residents
- Would you be able to utilize the existing towers to make the same improvements (is it more about the height or equipment)
- Is the weight of the old equipment versus the new equipment the same
- It is not necessarily Council's concern relative to any financial disputes related to an agreement; however, Council's concern is more about aesthetics (concept of removing two towers and putting up one), and things like the capability that the new structure will bring, such as someone's phone will work better)
- For the new tower interest in seeing buffering in the way of landscaping
- Interest in postponing the item to allow for:
 - 1) the various parties involved to figure out the financial end of it, and
 - 2) the applicant to work with Town staff for the Town's side of things relative to what is best for Flower Mound such as service enhancements, potential of reducing it down from three towers to one, and landscaping around the base of the facility and at the street level
- For the new tower, are the carriers in agreement to purchase equipment to get the new tower going while they decommission the old
- Do you have commitments from the carriers
- Clarification regarding structural modifications that would be needed
- Could the tower be placed anywhere in the vicinity that is less intrusive to neighboring home owners

Mayor Hayden opened the Public Hearing at 8:17 p.m.

The following individuals either spoke in support or opposition, or had questions / comments related to the item: *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.*

Support: Comments/Questions	Opposition: Comments/Questions	Question(s)/Comments Only
No speakers.	Curt Jordening, 7000 Hawk Rd	No speakers.
	Linda Jordening, 7000 Hawk Rd	
	Ken Schmidt, 8337 Oswego Rd, Baldwinsville, NY 13027 With the following individuals donating their time: <ol style="list-style-type: none"> 1. Susan Hibbard, 2908 Windsor Dr 2. No name provided, 6101 Kings Rd, Double Oak 3. No name provided, 6101 Kings Rd, Double Oak 4. Milton Hibbard, 2908 Windsor Dr 5. Joe Carpenter, 2620 Surrey Woods Dr 6. John Davis, 1660 Land Fall, Bartonville 7. Priscilla Davis, 1660 Land Fall Cir, Bartonville 8. Heather Juhl, 6920 Hawk Rd 9. Sten Juhl, 6920 Hawk Rd 	

Members of Council had the following questions for Mr. Schmidt:

- Who commissioned him to do the study
- Clarification that wireless service providers have interest in building their own tower(s)
- What is the cost of constructing a tower
- Are there any assurances that all the current tower tenants will transfer over

Mayor Hayden closed the Public Hearing at 8:49 p.m.

The Town Council convened into a closed meeting at 8:53 p.m. on December 21, 2015, pursuant to Texas Government Code Chapter 551.071 for consultation with the Town Attorney, and reconvened into an open meeting at 9:05 p.m. on December 21, 2015, to take action on the items as follows:

Mayor Pro Tem Dixon moved to postpone a request for a Specific Use Permit No. 438 (SUP15-0009 – Hawk Road Cell Tower) to permit a new communication tower, and adopt an ordinance providing for said amendment, to January 21, 2016. Councilmember Bryant seconded the motion.

VOTE ON MOTION:

Motion passed.

AYES: WISE, BRYANT, DIXON

NAYS: NONE

ABSENT: WEBB, GELBMAN

15. Public Hearing to consider a request to amend the Town's Code of Ordinances by amending the development standards for an approximately ten acre parcel of property owned by the City of Grapevine, and to consider adopting an ordinance providing for said amendment. The property is generally located on the corner of Lakeside Parkway and Enterprise Road. *(The Planning and Zoning Commission recommended approval by a vote of 6 to 0 at its December 14, 2015, meeting.)*

Staff Presentation

Mr. Powell gave a presentation identifying or noting:

- Detailed location
- Concept plan
- The site is for the Mercedes training facility

Mr. Powell responded to questions from Council as follows:

- In allowing this to happen are we waiving our development standards for this property and it fall under Grapevine's ordinances
- Clarification regarding what this item does relative to the exemptions

Mayor Hayden opened the Public Hearing at 9:30 p.m. No one spoke in support or opposition. Mayor Hayden closed the Public Hearing at 9:30 p.m.

Mayor Pro Tem Dixon moved to approve a request to amend the Town's Code of Ordinances by amending the development standards for an approximately ten acre parcel of property owned by the City of Grapevine, and adopt an ordinance providing for said amendment. Councilmember Wise seconded the motion.

ORDINANCE NO. 71-15

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF FLOWER MOUND, TEXAS, AMENDING THE DEVELOPMENT STANDARDS FOR AN APPROXIMATELY TEN ACRE PARCEL OF PROPERTY OWNED BY THE CITY OF GRAPEVINE; PROVIDING THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A PENALTY TO FOR VIOLATION; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.

VOTE ON MOTION:

Motion passed.

AYES: DIXON, BRYANT, WISE

NAYS: NONE

ABSENT: GELBMAN, WEBB

L. BOARDS/COMMISSIONS (Executive Conference Room)

Discuss and consider resignations, appointments, or evaluations for the following boards or commissions: Animal Services Board, Cultural Arts Commission, Environmental Conservation Commission, Parks, Arts and Library Services Board, SMARTGrowth Commission, Tax Increment Reinvestment Zone Number One (TIRZ #1), and the Transportation Commission.

No action taken.

M./N. CLOSED/OPEN MEETING

The Town Council convened into a closed meeting at 9:31 p.m. on December 21, 2015, pursuant to Texas Government Code Chapter 551, including, but not limited to, Sections 551.074, 551.087, 551.072, and 551.071 to discuss matters relating to personnel, economic development negotiations, real property, and consultation with attorney, and reconvened into an open meeting at 10:10 p.m. on December 21, 2015, to take action on the items as follows:

- a. Discuss and consider resignations, appointments, evaluations, reassignments, discipline, or dismissals for the following boards or commissions: Board of Adjustment/Oil & Gas Board of Appeals, Community Development Corporation, Planning and Zoning Commission, and Mayor/Town Council.

Mayor Hayden, on behalf of the Town Council, directed staff to have an agenda item for Council discussion prepared for the January 21, 2016 Town Council meeting, that would include a resolution for the purpose of allowing the investigation report to be sent to the district attorney's office for their consideration.

Councilmember Bryant noted that given the seriousness of the matter, it is best to not take any action until the full Council is present.

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

No action taken.

- c. Discuss and consider purchase, exchange, lease or value of real property for parks, public rights of way, and/or other municipal purposes and all matters incident and related thereto.

No action taken.

d. Consultation with Attorney as follows:

1. Consultation with Town Attorney regarding the Town Council investigation.

No action taken.

O. ADJOURN REGULAR MEETING

Mayor Hayden adjourned the meeting at 10:11 p.m. on Monday, December 21, 2015, and all were in favor.

TOWN OF FLOWER MOUND, TEXAS

THOMAS E. HAYDEN, MAYOR

ATTEST:

THERESA SCOTT, TOWN SECRETARY