

THE FLOWER MOUND TOWN COUNCIL REGULAR MEETING HELD ON THE 20TH DAY OF JUNE, 2016, 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
Kevin Bryant	Mayor Pro Tem
Jason Webb	Councilmember Place 1
Don McDaniel	Councilmember Place 4
Itamar Gelbman	Councilmember Place 5

With the following members absent:

Bryan Webb	Deputy Mayor Pro Tem
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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
Doug Powell	Executive Director of Development Services
Tiffany Bruce	Engineering Manager

**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**

Mayor Hayden gave the invocation and led the pledges.

**D. PRESENTATIONS**

1. Proclamation for National Parks and Recreation Month

Chuck Jennings, Director of Parks and Recreation, introduced Parks staff, and provided background information about various park facilities and programs underway, and accepted the Proclamation.

2. Certificate of Achievement to Sam White for National Archery in the Schools Program All-Star Team

Mr. White provided background information about his achievement in the archery program and accepted the Certificate of Achievement.

**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.*

	<b>Speaker names and address</b>	<b>Subject (as written on speaker form)</b>
1.	Baldit Singh, 2201 Long Prairie Rd	Roar 4 Change
2.	Jason Hitt, 912 Wood Duck Way	Renaming Park for Linda Martin
3.	Janvier Scott, 2829 Bob White Ln	Donating time to Jason Hitt
4.	Shyron Shenko, 5001 Rippy Rd	Linda Martin

**F. ANNOUNCEMENTS**

Mayor Pro Tem Bryant announced the Charter Review Commission public hearing dates of June 21 and June 30. He also announced appreciation for those who organized and participated in the recent wounded warrior basketball game event at the YMCA.

**G. TOWN MANAGER'S REPORT**

**Update and discussion on:**

1. Report related to capital improvement projects

Mr. Stathatos provided an update on the following CIP Projects:

- Due to the amount of rain experienced there are no project update reports.

2. Economic Development projects

Mr. Stathatos provided an update on the following ED Projects:

- Flower Mound was recently named one of 34 economic development organizations in the state to be awarded the Texas Economic Development Council Certificate of Achievement for Economic Excellence.
- The entrepreneur center will be opening soon
- The business of Main Freight is now open

3. Update and discussion on town hall and library expansion.

Mr. Stathatos provided an update on these two projects noting that background information has been provided to Council.

Mayor Hayden reported that there was a meeting about the TIRZ today with Commissioners Eads and Mitchell, as well as TIRZ Chair Jeff Tasker, and various Town staff to talk about initial plans and get feedback on these or other projects. He noted the next step will be to have a joint TIRZ Board and Council meeting to discuss and gather input.

**H. FUTURE AGENDA ITEMS**

There were no items brought forward for future agenda items.

**I. COORDINATION OF CALENDARS AND FUTURE AGENDAS/MEETINGS**

1. Mayor Hayden announced the following future Council meeting dates:
  - The next regular Town Council meeting is scheduled for July 18<sup>th</sup>
  - The July 21 work session has been canceled
  - The Strategic Planning Session is scheduled for Fri, July 22<sup>nd</sup> (5pm start), with a tentative overflow date of Sat, July 23<sup>rd</sup> (9am start) and to be held at the Town's Operations & Maintenance facility located at 201 Spinks Rd

**J. CONSENT ITEMS**

1. Consider approval of the minutes from a regular meeting of the Town Council held on June 6, 2016.

**RECOMMENDATION:** Move to approve the minutes from a regular meeting of the Town Council held on June 6, 2016.

2. Consider approval of the engagement letter with Pattillo, Brown & Hill, L.L.P., to perform external auditing services for the fiscal year ending September 30, 2016; and authorization for the Mayor to execute same on behalf of the Town.

**RECOMMENDATION:** Move to approve the engagement letter with Pattillo, Brown & Hill, L.L.P., to perform external auditing services for the fiscal year ending September 30, 2016; and authorization for the Mayor to execute same on behalf of the Town.

3. Consider approval of a resolution designating all funds collected and received through the Flower Mound Log Cabin Fund for the purpose of restoring the log cabin and maintaining the log cabin park.

**RECOMMENDATION:** Move to approve a resolution designating all funds collected and received through the Flower Mound Log Cabin Fund for the purpose of restoring the log cabin and maintaining the log cabin park.

**RESOLUTION NO. 13 -16**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FLOWER MOUND, TEXAS DESIGNATING ALL FUNDS COLLECTED AND RECEIVED THROUGH THE FLOWER MOUND LOG CABIN FUND FOR THE PURPOSE OF THE RESTORING, MAINTAINING AND REPAIRING THE GIBSON-GRANT LONG PRAIRIE LOG CABIN SITE; AND PROVIDING AN EFFECTIVE DATE.**

4. 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 and amended by Ordinance No. 70-15, No. 04-16, No. 09-16 and No. 13-16 for an adjustment to the General Fund and the Vehicle and Equipment Replacement Fund.

**RECOMMENDATION:** Move to approve 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 and amended by Ordinance No. 70-15, No. 04-16, No. 09-16 and No. 13-16 for an adjustment to the General Fund and the Vehicle and Equipment Replacement Fund.

**ORDINANCE NO. 29-16**

**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 AND AMENDED BY ORDINANCE NO. 70-15, 04-16, 09-16 and 13-16, BY PROVIDING FOR ADJUSTMENTS TO THE GENERAL FUND AND VEHICLE AND EQUIPMENT REPLACEMENT 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.**

5. Consider approval of an ordinance adopting Atmos Energy Corp., Mid-Tex Division's rate tariffs that reflect the negotiated rate change pursuant to the Rate Review Mechanism process.

**RECOMMENDATION:** Move to approve an ordinance adopting Atmos Energy Corp., Mid-Tex Division's rate tariffs that reflect the negotiated rate change pursuant to the Rate Review Mechanism process.

**ORDINANCE NO. 30 -16**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF FLOWER MOUND, TEXAS, APPROVING A NEGOTIATED SETTLEMENT BETWEEN THE ATMOS CITIES STEERING COMMITTEE ("ACSC") AND ATMOS ENERGY CORP., MID-TEX DIVISION REGARDING THE COMPANY'S 2016 RATE REVIEW MECHANISM FILINGS; DECLARING EXISTING RATES TO BE UNREASONABLE; ADOPTING TARIFFS THAT REFLECT RATE ADJUSTMENTS CONSISTENT WITH THE NEGOTIATED SETTLEMENT; FINDING THE RATES TO BE SET BY THE SETTLEMENT TARIFFS TO BE JUST AND REASONABLE AND IN THE PUBLIC INTEREST; REQUIRING THE COMPANY TO REIMBURSE ACSC'S REASONABLE RATEMAKING EXPENSES; DETERMINING THAT THIS ORDINANCE WAS PASSED IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; ADOPTING A SAVINGS CLAUSE; DECLARING AN EFFECTIVE DATE; AND REQUIRING DELIVERY OF THIS ORDINANCE TO THE COMPANY AND THE ACSC'S LEGAL COUNSEL.**

6. Consider approval of the first reading of an ordinance granting a non-exclusive electric franchise to Oncor Electric Delivery Company LLC; and authorization for the Mayor to execute the same on behalf of the Town.

**RECOMMENDATION:** Move to approve the first reading of an ordinance granting a non-exclusive electric franchise to Oncor Electric Delivery Company LLC; and authorization for the Mayor to execute the same on behalf of the Town.

7. Consider approval of the purchase of one 2017 Velocity PUC Pumper truck for the Fire and Emergency Services Department from Siddons-Martin Emergency Group, through the Houston-Galveston Area Council of Governments (H-GAC) cooperative purchasing program, in the total amount of \$595,137.00; and authorization for the Mayor to execute same on behalf of the Town.

**RECOMMENDATION:** Move to approve the purchase of one 2017 Velocity PUC Pumper truck for the Fire and Emergency Services Department from Siddons-Martin Emergency Group, through the Houston-Galveston Area Council of Governments (H-GAC) cooperative purchasing program, in the total amount of \$595,137.00; and authorization for the Mayor to execute same on behalf of the Town.

8. Consider approval of an ordinance amending Chapter 38 of the code of ordinances, entitled "Fire Prevention and Protection" to provide for adoption of the International Fire Code, 2015 edition and local amendments thereto.

**RECOMMENDATION:** Move to approve an ordinance amending Chapter 38 of the code of ordinances, entitled "Fire Prevention and Protection" to provide for adoption of the International Fire Code, 2015 edition and local amendments thereto.

**ORDINANCE NO. 31 -16**

**AN ORDINANCE OF THE TOWN OF FLOWER MOUND, TEXAS, AMENDING CHAPTER 38 OF THE CODE OF ORDINANCES, ENTITLED "FIRE PREVENTION AND PROTECTION" TO PROVIDE FOR ADOPTION OF THE INTERNATIONAL FIRE CODE, 2015 EDITION AND LOCAL AMENDMENTS THERETO: REPEALING ALL CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.**

9. Consider approval of an ordinance amending Chapter 14, "Buildings and Building Regulations," Article II of the Code of Ordinances of the Town of Flower Mound, by amending Section 14-31,"International Building Code", and by adopting the 2015 edition of the International Building Code with amendments.

**RECOMMENDATION:** Move to approve an ordinance amending Chapter 14, "Buildings and Building Regulations," Article II of the Code of Ordinances of the Town of Flower Mound, by amending Section 14-31, "International Building Code", and by adopting the 2015 edition of the International Building Code with amendments.

**ORDINANCE NO. 32 -16**

**AN ORDINANCE OF THE TOWN OF FLOWER MOUND, TEXAS, AMENDING CHAPTER 14, "BUILDINGS AND BUILDING REGULATIONS," ARTICLE II, OF THE CODE OF ORDINANCES OF THE TOWN OF FLOWER MOUND, TO PROVIDE FOR THE ADOPTION OF THE 2015 EDITION OF THE INTERNATIONAL BUILDING CODE AND LOCAL AMENDMENTS THERETO; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY; AND PROVIDING AN EFFECTIVE DATE.**

10. Consider approval of an ordinance amending Chapter 14, "Buildings and Building Regulations," Article III of the Code of Ordinances of the Town of Flower Mound, by adopting the 2015 edition of the International Plumbing Code and by adopting the 2015 edition of the International Fuel Gas Code together and local amendments to such codes.

**RECOMMENDATION:** Move to approve an ordinance amending Chapter 14, "Buildings and Building Regulations," Article III of the Code of Ordinances of the Town of Flower Mound, by adopting the 2015 edition of the International Plumbing Code and by adopting the 2015 edition of the International Fuel Gas Code together and local amendments to such codes.

**ORDINANCE NO. 33 -16**

**AN ORDINANCE OF THE TOWN OF FLOWER MOUND, TEXAS, AMENDING CHAPTER 14, "BUILDINGS AND BUILDING REGULATIONS," ARTICLE III, OF THE CODE OF ORDINANCES OF THE TOWN OF FLOWER MOUND, TO PROVIDE FOR ADOPTION OF THE INTERNATIONAL PLUMBING CODE, 2015 EDITION, AND THE INTERNATIONAL FUEL GAS CODE, 2015 EDITION AND LOCAL AMENDMENTS THERETO; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.**

11. Consider approval of an ordinance amending Chapter 14, "Buildings and Building Regulations," Article IV, of the Code of Ordinances of the Town of Flower Mound, by adopting the 2015 edition of the International Mechanical Code and local amendments thereto.

**RECOMMENDATION:** Move to approve an ordinance amending Chapter 14, "Buildings and Building Regulations," Article IV, of the Code of Ordinances of the Town of Flower Mound, by adopting the 2015 edition of the International Mechanical Code and local amendments thereto.

**ORDINANCE NO. 34 -16**

**AN ORDINANCE OF THE TOWN OF FLOWER MOUND, TEXAS, AMENDING CHAPTER 14, "BUILDINGS AND BUILDING REGULATIONS," ARTICLE IV, OF THE CODE OF ORDINANCES OF THE TOWN OF FLOWER MOUND, TO PROVIDE FOR ADOPTION OF THE INTERNATIONAL MECHANICAL CODE, 2015 EDITION, AND LOCAL AMENDMENTS THERETO; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.**

12. Consider approval of an ordinance amending Chapter 14, "Buildings and Building Regulations," Article XIV, of the Code of Ordinances of the Town of Flower Mound, by adopting the 2015 edition of the International Residential Code and local amendments thereto.

**RECOMMENDATION:** Move to approve an ordinance amending Chapter 14, "Buildings and Building Regulations," Article XIV, of the Code of Ordinances of the Town of Flower Mound, by adopting the 2015 edition of the International Residential Code and local amendments thereto.

**ORDINANCE NO. 35 -16**

**AN ORDINANCE OF THE TOWN OF FLOWER MOUND, TEXAS, AMENDING CHAPTER 14, "BUILDINGS AND BUILDING REGULATIONS," ARTICLE XIV, OF THE CODE OF ORDINANCES OF THE TOWN OF FLOWER MOUND, TO PROVIDE FOR ADOPTION OF THE INTERNATIONAL RESIDENTIAL CODE, 2015 EDITION, AND LOCAL AMENDMENTS THERETO; PROVIDING THAT THE BOARD OF ADJUSTMENT SHALL BE THE BOARD OF APPEALS FOR PURPOSES SET OUT HEREIN; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.**

13. Consider approval of an ordinance amending Chapter 14, "Buildings and Buildings Regulations," Article XV, of the Code of Ordinances of the Town of Flower Mound, by adopting the 2015 edition of the International Energy Conservation Code and local amendments thereto.

**RECOMMENDATION:** Move to approve an ordinance amending Chapter 14, "Buildings and Buildings Regulations," Article XV, of the Code of Ordinances of the Town of Flower Mound, by adopting the 2015 edition of the International Energy Conservation Code and local amendments thereto.

ORDINANCE NO. 36 -16

AN ORDINANCE OF THE TOWN OF FLOWER MOUND, TEXAS, AMENDING CHAPTER 14, "BUILDINGS AND BUILDING REGULATIONS," ARTICLE XV, OF THE CODE OF ORDINANCES OF THE TOWN OF FLOWER MOUND, TO PROVIDE FOR ADOPTION OF THE INTERNATIONAL ENERGY CONSERVATION CODE, 2015 EDITION, AND LOCAL AMENDMENTS THERETO; PROVIDING THAT THE BOARD OF ADJUSTMENT SHALL BE THE BOARD OF APPEALS FOR PURPOSES SET OUT HEREIN; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.

14. Consider approval of an agreement releasing a Temporary Construction Easement executed by Lakeside DFW Land, Ltd. for the purpose of construction activities for Lakeside Parkway, and consider adopting an ordinance providing for said release.

**RECOMMENDATION:** Move to approve an agreement releasing a Temporary Construction Easement executed by Lakeside DFW Land, Ltd. for the purpose of construction activities for Lakeside Parkway, and consider adopting an ordinance providing for said release.

15. Consider approval of an agreement releasing a Right-of-Way Easement executed by D.E. Box Estate for the purpose of construction of a water line within the Lakeside DFW development, and consider adopting an ordinance providing for said release.

**RECOMMENDATION:** Move to approve an agreement releasing a Right-of-Way Easement executed by D.E. Box Estate for the purpose of construction of a water line within the Lakeside DFW development, and consider adopting an ordinance providing for said release.

16. Consider approval of Amendment No. 5 to the Fiscal Year 2015-2016 Capital Improvement Program.

**RECOMMENDATION:** Move to approve amendment No. 5 to the Fiscal Year 2015-2016 Capital Improvement Program.

17. Consider approval of final acceptance of the Individual Parks Improvement (Gerault Game Field) project; authorization for final payment to Brownstone Companies, LLC, in the amount of \$11,081.25; and authorization for the Mayor to execute the same on behalf of the Town.

**RECOMMENDATION:** Move to approve the final acceptance of the Individual Parks Improvement (Gerault Game Field) project; authorization for final payment to Brownstone Companies, LLC, in the amount of \$11,081.25; and authorization for the Mayor to execute the same on behalf of the Town.



18. Consider approval to award Bid No. 2016-63 to Humphrey & Morton Construction Co., Inc., for the construction of the Bakersfield Park Pedestrian Bridge project, in the amount of \$252,492.00; and authorization for the Mayor to execute same on behalf of the Town.

**RECOMMENDATION:** Move to approve award Bid No. 2016-63 to Humphrey & Morton Construction Co., Inc., for the construction of the Bakersfield Park Pedestrian Bridge project, in the amount of \$252,492.00; and authorization for the Mayor to execute same on behalf of the Town.

19. Consider approval to award Bid No. 2016-66 to Mountain Cascade of Texas, LLC., for the construction of the FM2499/FM3040 24-inch Waterline Crossing Replacement project, in the amount of \$442,210.00; and authorization for the Mayor to execute same on behalf of the Town.

**RECOMMENDATION:** Move to approve award Bid No. 2016-66 to Mountain Cascade of Texas, LLC., for the construction of the FM2499/FM3040 24-inch Waterline Crossing Replacement project, in the amount of \$442,210.00; and authorization for the Mayor to execute same on behalf of the Town.

20. Consider approval of the Professional Services Agreement with Criado and Associates, Inc., to provide professional engineering services, for the Yucca Drive and Woodbine Street Reconstruction projects, at an amount not to exceed \$181,249.00; and authorization for the Mayor to execute same on behalf of the Town.

**RECOMMENDATION:** Move to approve the Professional Services Agreement with Criado and Associates, Inc., to provide professional engineering services, for the Yucca Drive and Woodbine Street Reconstruction projects, at an amount not to exceed \$181,249.00; and authorization for the Mayor to execute same on behalf of the Town.

21. Consider approval of an Intergovernmental Cooperative/Mutual Aid Agreement for Operational Assistance in Providing Security for the 2016 Republican National Convention in Cleveland, Ohio.

**RECOMMENDATION:** Move to approve an Intergovernmental Cooperative/Mutual Aid Agreement for Operational Assistance in Providing Security for the 2016 Republican National Convention in Cleveland, Ohio.

Councilmember Jason Webb moved to approve by consent Items 1 – 21. Councilmember Bryant 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: J WEBB, MCDANIEL, BRYANT, GELBMAN**

**NAYS: NONE**

**ABSENT: B WEBB**

**K. REGULAR ITEMS**

22. Consider approval of a resolution approving and authorizing publication of notice of intention to issue Certificates of Obligation, Series 2016, in the principal amount not to exceed \$13,950,000.

**Staff Presentation**

Ms. Wallace provided background information related to the purpose of this item, including the projects involved.

Mayor Hayden offered an explanation relative to the process of issuing the certificates of obligation, noting it's basically restoring the reserves (and for the projects funded last year).

Mayor Pro Tem Bryant moved to approve a resolution approving and authorizing publication of notice of intention to issue Certificates of Obligation, Series 2016, in the principal amount not to exceed \$13,950,000. Councilmember McDaniel seconded the motion.

**RESOLUTION NO. 14-16**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FLOWER MOUND, TEXAS, APPROVING AND AUTHORIZING PUBLICATION OF NOTICE OF INTENTION TO ISSUE CERTIFICATES OF OBLIGATION.**

**VOTE ON MOTION:**

*Motion passed*

**AYES: GELBMAN, BRYANT, MCDANIEL, J WEBB**

**NAYS: NONE**

**ABSENT: B WEBB**

23. Discuss and consider a resolution of the Flower Mound Town Council affirming its support for the LISD in seeking fair and appropriate methods for educating local students.

**Staff Presentation**

Ms. Kristi Hassett, LISD Board of Trustees

Ms. Hassett pointed out several problems associated with the STAAR testing program.

Ms. Hassett responded to questions from Council as follows:

- What does the financial picture look like and is there any recourse for LISD

- What has changed that caused the problem of grading a test to be such an impossible task
- Has there been feedback from Austin that they are listening

Mayor Pro Tem Bryant read the Resolution in its entirety.

Mayor Pro Tem Bryant moved to approve a resolution of the Flower Mound Town Council affirming its support for the LISD in seeking fair and appropriate methods for educating local students and Councilmember Gelbman seconded the motion.

**RESOLUTION NO. 15-16**

**A RESOLUTION OF THE TOWN OF FLOWER MOUND, TEXAS, AFFIRMING ITS SUPPORT FOR THE LEWISVILLE INDEPENDENT SCHOOL DISTRICT IN SEEKING FAIR AND APPROPRIATE METHODS FOR EDUCATING LOCAL STUDENTS; AND PROVIDING AN EFFECTIVE DATE.**

**VOTE ON MOTION:**

*Motion passed*

**AYES: J. WEBB, MCDANIEL, BRYANT, GELBMAN**

**NAYS: NONE**

**ABSENT: B. WEBB**

24. Consider a request for a Record Plat (RC16-0005 – Longhorn Addition) to create a residential subdivision, with an exception to allow residential access from a rural collector pursuant to Section 82-134 of the Code of Ordinances. The property is generally located east of Scenic Drive and south of Kensington Court. *(The Planning and Zoning Commission recommended approval by a vote of 6 to 0 at its June 13, 2016, meeting.)*

**Staff Presentation**

Mr. Powell gave a presentation identifying or noting:

- General and detailed location
- Land use and zoning
- Photographs of the subject plat
- Record plat and the purpose of the exception

Mr. Powell responded to questions from Council as follows:

- If the property is part of the Kensington HOA
- Has anyone contacted staff with concerns
- What will happen to the livestock on the property

Councilmember Gelbman moved to approve a request for a Record Plat (RC16-0005 – Longhorn Addition) to create a residential subdivision, with an exception to allow residential access from a rural collector pursuant to Section 82-134 of the Code of Ordinances. The property is generally located east of Scenic Drive and south of Kensington Court, and Councilmember McDaniel seconded the motion.

**VOTE ON MOTION:**

*Motion passed.*

**AYES: GELBMAN, BRYANT, MCDANIEL, J WEBB**

**NAYS: NONE**

**ABSENT: B 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 Transportation Commission.

No action taken.

**M./N. CLOSED/OPEN MEETING**

The Town Council convened into a closed meeting at 6:56 p.m. on June 20, 2016, 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, as follows and reconvened into an open meeting at 8:08 p.m. on June 20, 2016, 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**.

No action taken.

- 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. Cause No. 2010-40418-362; *Keystone Exploration, Ltd. and Expro Engineering, Inc. v. The Town of Flower Mound and the Flower Mound Oil and Gas Board of Appeals*; in the 442<sup>nd</sup> Judicial District Court of Denton County, Texas

2. Cause No. CV-2012-01997; *State Farm Mutual Automobile Insurance Company, as subrogee of Sandra Terrell v. Town of Flower Mound*; in the County Court at Law No. 2 of Denton County, Texas

3. Cause No. 15-01176-158; *GTE Southwest, Inc. d/b/a Verizon Southwest v. Town of Flower Mound*; in the 158th Judicial District Court of Denton County, Texas

4. Cause No. 2012-40480-362; *Lanette Williams a/n/f A.W., a Minor Child vs. Town of Flower Mound*; in the 362nd District Court of Denton County, Texas

5. Case No. 6:16CV103 MHS/KNM; *Victor Vega #1447025 v. Town of Flower Mound, Chief of Police, and Martha Kotila*; in the United States District Court for the Eastern District of Texas, Tyler Division

No action taken.

**O. ADJOURN REGULAR MEETING**

Mayor Hayden adjourned the meeting at 8:08 p.m. on Monday, June 20, 2016, and all were in favor.

**TOWN OF FLOWER MOUND, TEXAS**

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**THOMAS E. HAYDEN, MAYOR**

**ATTEST:**

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**THERESA SCOTT, TOWN SECRETARY**