

**THE FLOWER MOUND TOWN COUNCIL REGULAR MEETING HELD ON THE 1ST DAY OF MAY 2017, 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.**

Meeting Video Link: <http://flowermoundtx.swagit.com/play/05012017-1305> (subject to change)

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

Tom Hayden	Mayor
Kevin Bryant	Mayor Pro Tem
Bryan Webb	Deputy Mayor Pro Tem
Jason Webb	Councilmember Place 1
Don McDaniel	Councilmember Place 4
Itamar Gelbman	Councilmember Place 5

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	Deputy Town Manager/CFO
Tommy Dalton	Assistant Town Manager
Doug Powell	Executive Director of Development Services
Ken Parr	Executive Director of Public Works
David Bauer	Construction 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**

Chaplain Henry Meeks gave the invocation and Mayor Hayden led the pledges.

**D. PRESENTATIONS**

1. Proclamation for Children’s Mental Health Awareness Day.

Whitney McGee & Monya Crow with WATCH, the Denton County Behavioral Health Leadership Team, the Denton County MHMR Center, and United Way of Denton County accepted the proclamation to support Children’s Mental Health Awareness Day.

**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</b>
1.	Carol Kyer, 2616 Crepe Myrtle Dr	Habitat for Humanity project report
2.	Louis Wei, 509 Landwyck Ln	Resignation from Transportation Commission

**F. ANNOUNCEMENTS**

Mayor Pro Tem Bryant announced early voting and election day polling hours.

Councilmember Jason Webb had the following announcements:

- May concerts in the Park at Heritage Park
- National Day of Prayer event this week and how it's appropriate given recent events in our neighboring communities, state and country.

**G. TOWN MANAGER'S REPORT**

Mr. Stathatos gave an update on the following projects:

1. Capital improvement projects.
  - Heritage Park Phase 3
  - FM 2499 roadway drainage improvement project
2. Economic Development projects.
  - Met new manager for Courtyard by Marriott
  - CVS is now under construction
  - Fit Manufacturing is expanding
  - Order Talk is expanding
  - Slim Chickens restaurant is coming and will be located North of Taco Bueno

Mr. Stathatos or Mr. Parr responded to questions from Council as follows:

- When does Courtyard by Marriott anticipate opening
  - For the work at 2499 near the flyover, will the road extend past the traffic signal
3. New town hall and library expansion.
    - For Town Hall, the site plan is going to P & Z next Monday with both the site plan and guaranteed maximum price to be set by Council scheduled for the June 5<sup>th</sup> Council meeting
    - For the Library, there is a TIRZ board meeting later this month

**H. FUTURE AGENDA ITEMS**

1. Mayor Hayden indicated he would like a future discussion about solar panels to fully understand what the regulations are and if there should be any modifications to the ordinance to be more accommodating for residents.

**I. COORDINATION OF CALENDARS**

Mayor Hayden announced that the next Town Council regular meeting is scheduled for Monday, May 15, 2017.

**J. CONSENT ITEMS**

1. Consider approval of the minutes from a regular meeting of the Town Council held on April 17, 2017.

**RECOMMENDATION:** Move to approve the minutes from a regular meeting of the Town Council held on April 17, 2017.

2. Consider approval of an Encroachment Agreement with Explorer Pipeline Company; and authorization of Mayor to execute same on behalf of the Town.

**RECOMMENDATION:** Move to approve an Encroachment Agreement with Explorer Pipeline Company; and authorization of Mayor to execute same on behalf of the Town.

Councilmember McDaniel moved to approve by consent Items 1 – 2. Mayor Pro Tem 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: GELBMAN, B. WEBB, BRYANT, MCDANIEL, J. WEBB**

**NAYS: NONE**

**K. REGULAR ITEMS**

3. Consider approval of the Construction Agreement with Northstar Construction, LLC., for the Heritage Park Phase III project, in the amount of \$1,591,910.00 and selected bid options of \$222,800.00, for a total not to exceed amount of \$1,814,710.00; and authorization for the Mayor to execute same on behalf of the Town.

Staff Presentation

Ms. Wallace gave a presentation identifying or noting:

- Items associated with the contract

Mr. Bauer responded to questions from Council as follows:

- Proximity from the pavilion to the splash pad
- Will there be ample shade structures
- How much disruption to the park access will there be during construction, and if so, for how long

Councilmember Jason Webb moved to approve the Construction Agreement with Northstar Construction, LLC., for the Heritage Park Phase III project, in the amount of \$1,591,910.00 and selected bid options in the amount of \$222,800.00, for a total not to exceed amount of \$1,814,710.00; and authorization for the Mayor to execute same on behalf of the Town. Mayor Pro Tem Bryant seconded the motion.

**VOTE ON MOTION:***Motion passed***AYES: J. WEBB, MCDANIEL, BRYANT, B. WEBB, GELBMAN****NAYS: NONE****L. BOARDS/COMMISSIONS (Executive Conference Room)**

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, SMARTGrowth Commission, Tax Increment Reinvestment Zone Number One (TIRZ #1), and Transportation Commission.

There was a brief discussion as to whether Mr. Wei submitted his resignation in writing prior to the meeting.

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

The Town Council convened into a closed meeting at 6:27 p.m. on May 1, 2017, 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 6:35 p.m. on May 1, 2017, 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**, and Planning and Zoning Commission.

No action taken.

- b. Deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the Presiding and Alternate Municipal Court Judge.

Councilmember Bryan Webb moved to approve an ordinance which modifies the compensation package of the municipal court judge. Councilmember Jason Webb seconded the motion.

**VOTE ON MOTION:***Motion passed***AYES: GELBMAN, B. WEBB, BRYANT, MCDANIEL, J. WEBB****NAYS: NONE**

- c. 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.

- d. 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.

**O. ADJOURN REGULAR MEETING**

Mayor Hayden adjourned the meeting at 6:36 p.m. on Monday, May 1, 2017, and all were in favor.

**TOWN OF FLOWER MOUND, TEXAS**

Handwritten signature of Thomas E. Hayden in blue ink, positioned above a horizontal line.

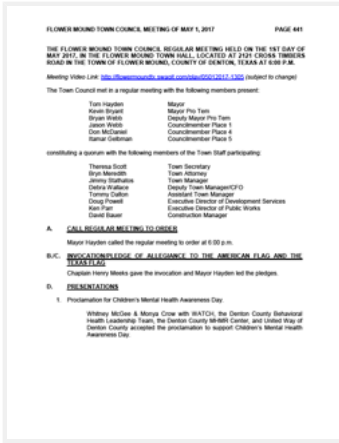
**THOMAS E. HAYDEN, MAYOR**

**ATTEST:**

Handwritten signature of Theresa Scott in blue ink, positioned above a horizontal line.

**THERESA SCOTT, TOWN SECRETARY**

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# 05.15.17\_6\_Minutes from 5.1.17

Adobe Sign Document History

05/18/2017

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By:	Anne Carnes (TownSecretary@flower-mound.com)
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