

**THE FLOWER MOUND TOWN COUNCIL REGULAR MEETING HELD ON THE 20<sup>TH</sup> DAY OF NOVEMBER 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.**

[Click here](#) for Meeting Video Link (subject to change)

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

Tom Hayden	Mayor
Don McDaniel	Mayor Pro Tem
Kevin Bryant	Deputy Mayor Pro Tem
Jason Webb	Councilmember Place 1
Bryan Webb	Councilmember Place 2
Claudio Forest	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
Tommy Dalton	Assistant Town Manager
Doug Powell	Executive Director of Development Services
Tiffany Bruce	Engineering Manager
Matt Hotelling	Traffic Engineer
Matt Woods	Director of Environmental Services
James Hoefert	Environmental Review Analyst
Andrea Roy	Economic Development Director
Wess Griffin	Police Captain

**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**

Councilmember Jason Webb gave the invocation and Mayor Hayden led the pledges.

**D. PRESENTATIONS**

1. Small Business Saturday (November 25, 2017) Proclamation

Ms. Roy accepted the proclamation and provided background information about the initiative and encouraged the public to support small businesses.

2. Update on Crossing Guard program

Captain Griffin provided an implementation update on the Crossing Guard program since changing over to All City Management Services (ACMS).

and he responded to questions or comments from Council as follows:

- How is the morale of the staff
- Does the staff feel well training and equipped
- Is there a survey that could be sent to them to get their feedback
- Appreciation for the efforts of the police department in managing the outsourcing of this program

**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.*

At the request of Mayor Hayden, Chief Kancel announced that Detective Joe Adcock received the national *Service to the Homeland Award* for exceptional patriotic and distinguished service for his substantial contributions to the mission of the U.S. Immigration and Customs Enforcement.

	Speaker names and address	Subject (as written on the form)
1.	There were no other speakers.	

**F. ANNOUNCEMENTS**

Deputy Mayor Pro Tem Bryant provided details about the Town's Christmas Parade on December 9<sup>th</sup>.

Councilmember Jason Webb noted that this week is Thanksgiving and pointed out some ways people can give back to the community.

Councilmember Forest announced that on December 2<sup>nd</sup> the Community Activity Center will host a breakfast with Santa, and the Summit Club will be there cooking pancakes.

**G. TOWN MANAGER'S REPORT**

Mr. Stathatos gave an update on the following projects:

1. Capital improvement projects
  - Heritage Park Phase III
  - Rheudasil Pond
  - Wilkerson Pond
2. Economic Development projects
  - North Central Texas College (NCTC) Job fair
  - Retail/Restaurant survey update

**H. FUTURE AGENDA ITEMS**

1. Deputy Mayor Pro Tem Bryant requested a future agenda item to discuss updating or modifying the Town's policy that would allow resident groups to use the banquet facility at the senior center.

Mr. Stathatos suggested this topic could be discussed at the December 14<sup>th</sup> work session.

**I. COORDINATION OF CALENDARS**

1. A regular meeting is scheduled for Monday, December 4th.

Mayor Hayden announced this meeting date and no one indicated being unavailable.

2. Discuss and consider scheduling a work session for Thursday, December 14th.

Councilmember Bryan Webb indicated he asked for this to be on the agenda to identify interest in setting this special work session date (2<sup>nd</sup> Thursday of month – Thursday, December 14<sup>th</sup> instead of the 3<sup>rd</sup> Thursday given the Christmas holiday) for the purpose of discussing the possibility of establishing a TIRZ District in Lakeside.

There was Council consensus to proceed.

3. Discuss and consider scheduling a work session for Thursday, January 25<sup>th</sup>, 2018.

Mayor Hayden indicated this item coincides with a Lakeside item.

There was Council consensus to proceed.

**J. CONSENT ITEMS**

1. Consider approval of the minutes from a regular meeting of the Town Council held on November 6, 2017.

**DRAFT MOTION:** Move to approve the minutes from a regular meeting of the Town Council held on November 6, 2017.

2. Consider approval of a resolution casting the vote of the Town of Flower Mound, Texas, for the election of the Board of Directors of the Denton Central Appraisal District (DCAD).

**DRAFT MOTION:** Move to approve a resolution casting the vote of the Town of Flower Mound, Texas, for the election of the Board of Directors of the Denton Central Appraisal District (DCAD).

3. Consider approval for the purchase of network switches and routers, to replace aged infrastructure, from Dell and Mojo Systems in the amount of \$69,668.02.

**DRAFT MOTION:** Move to approve the purchase of network switches and routers, to replace aged infrastructure, from Dell and Mojo Systems in the amount of \$69,668.02.

4. Consider increasing the annual unit price contract to provide minor construction and repair activities from an estimated amount of \$200,000 to \$250,000.

**DRAFT MOTION:** Move to approve the annual unit price contract to provide minor construction and repair activities from an estimated amount of \$200,000 to \$250,000.

5. Consider approval of the purchase of one (1) Toro GroundMaster Rough Cut Mower from Professional Turf Products in the amount of \$65,086.17.

**DRAFT MOTION:** Move to approve the purchase of one (1) Toro GroundMaster Rough Cut Mower from Professional Turf Products in the amount of \$65,086.17.

6. Consider approval of the purchase of one (1) Bobcat Compact Track Loader from Bobcat Company in the amount of \$60,534.91.

**DRAFT MOTION:** Move to approve the purchase of one (1) Bobcat Compact Track Loader from Bobcat Company in the amount of \$60,534.91.

7. Consider approval and final acceptance of the Fire Station No. 1 Facility Upgrades project, for the Central Fire Shower Renovations, and authorization of final payment to Unified Services of Texas Inc.in the amount of \$31,478.64.

**DRAFT MOTION:** Move to approve the final acceptance of the Fire Station No. 1 Facility Upgrades project, for the Central Fire Shower Renovations, and authorization of final payment to Unified Services of Texas Inc.in the amount of \$31,478.64.

8. Consider approval of Change Order No. 1 and final acceptance of the Long Prairie 12-Inch Water Line project, Section 2, amending the contract with Saber Development Corporation, for a decrease to the contract in the amount of \$9,986.50, and authorizing final payment to Saber Development Corporation, in the amount of \$27,005.02; and authorization for the Mayor to execute same on behalf of the Town.

**DRAFT MOTION:** Move to approve Change Order No. 1 and final acceptance of the Long Prairie 12-Inch Water Line project, Section 2, amending the contract with Saber Development Corporation, for a decrease to the contract in the amount of \$9,986.50, and authorizing final payment to Saber Development Corporation, in the amount of \$27,005.02; and authorization for the Mayor to execute same on behalf of the Town.

9. Consider adoption of the Town Council Strategic Plan for Fiscal Year 2017-2018.

**DRAFT MOTION:** Move to approve the Town Council Strategic Plan for Fiscal Year 2017-2018.

10. Consider approval of a subordination agreement between OTD FM2, OTD FM, LLC, First United Bank & Trust, and the Town, and authorization for the Mayor, or his designee, to execute same on behalf of the Town.

**DRAFT MOTION:** Move to approve a subordination agreement between OTD FM2, OTD FM, LLC, First United Bank & Trust, and the Town, and authorization for the Mayor, or his designee, to execute same on behalf of the Town.

Mayor Pro Tem McDaniel moved to approve by consent Items 1 - 10. Deputy Mayor Pro Tem Bryant seconded the motion. Each item, as approved by consent, is restated above along

with the approved draft motion, and if applicable, the Ordinance or Resolution caption for each, for the record.

**VOTE ON MOTION:**

*Motion passed*

**AYES: FOREST, J. WEBB, BRYANT, MCDANIEL, B.WEBB**

**NAYS: NONE**

**K. REGULAR ITEMS**

11. Public Hearing to consider a request for rezoning (ZPD16-0007 - Serenity) from Agricultural District (A) to Planned Development District No. 149 (PD-149) for a cluster development with certain modifications, exceptions and waivers to the Code of Ordinances, and to consider adopting an ordinance providing for said amendment, and acceptance of cash in lieu of land in the amount of \$17,976.00 in place of the otherwise required Park Land dedication and Park Development Fees in the amount of \$22,208.00. The property is generally located south of FM 1171 and west of High Road. (The Planning and Zoning Commission recommended denial by a vote of 6 to 0 at its November 13, 2017, meeting.)

Councilmember Bryan Webb announced that while he lives on High Road, the development project is well outside the parameter allowance and he will be participating in tonight's discussion.

**Staff Presentation**

Mr. Powell gave a presentation identifying or noting:

- Clarification regarding the inadvertent omission of emails within the packet, and indicated there is a summary handout that includes the full list of emails received  
Administrative Note: For the reason indicated above this same summary handout is included in the minutes as Exhibit A
- General location
- Land use and zoning
- Photos of the site
- Conceptual site plan
- Conceptual landscape plan
- PD standards (between agricultural and proposed)
- Topographic slope exception
- Concept plan placed over an aerial
- Opposition and super majority vote requirement

and he, Mr. Woods, or Mr. Hoefert, responded to questions from Council as follows, with some of them being after the public hearing:

- Clarification regarding the reason why the item is before council
- Clarification regarding whether The Conservatory was a conservation or cluster development
- What is the number of lots allowed that wouldn't require a zoning change
- How can the scenic corridor be maintained
- How will the drainage be handled
- How did work begin in the 12% slope area without a permit, and what was the impact

- Clarification regarding the upland habitat differential

**Applicant Presentation**

Tracy LaPiene, Project Engineer, Ridinger Associates, 550 S. Edmonds Lane, Suite 101, Lewisville, Texas 75067

Mr. LaPiene gave a presentation identifying or noting:

- Identification of the subject property location and adjacent lots
- Their objective and plan
- CTCDD Standards summary
- Trees
- Concept plan
- Slope impacts
- Photos of the site
- Landscape plan
- Entry elevations
- Existing Flower Mound development comparison
- 3 approved CTCDD projects
- Trail plan
- Adjacent entrances/fencing
- Summary (slopes, upland habitat, scenic corridor, 18 lots allowed, cannot back houses to High Rd, minimum street radius required by Town, connect to High Rd in 2 locations, specimen trees, open space)
- Concept plan alternative
- PD vs. existing Ag zoning

and he responded to questions from Council as follows:

- Clarification that the bulk of the upland habitat is in the slope area
- During the process were any of the reiterations presented as a non-gated community
- What necessitated making it a gated community
- Clarification regarding the area designated for wrought iron fencing
- What has changed in the presentation after hearing from the public at the Planning & Zoning (P & Z) meeting
- How will the open space along the road be landscaped

Mayor Hayden opened the Public Hearing at 7:18 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.*

All speaker cards submitted were in opposition and listed as follows:

1.	Guy Mrnustik*, 7330 Fair Lake Rd
2.	Kathryn Wells, 7360 Fair Lake Rd Katy Wells**, 7360 Fair Lake John Wells**, 7360 Fair Lake Rd

3.	Katy Grote**, 165 Double Oaks, Double Oak
4.	Alfred Zwamenburg, 2631 Briar Patch Ln
5.	Lori Wilkins, 3349 Rolling Hills
6.	KC Walsh, 3525 High Rd
7.	Melissa Wilson, 3200 High Rd
8.	Michelle Talaifar*, 7505 Hickory Springs Rd
9.	Janvier Scott, 2828 Bob White
10.	Peter Perfetti, 7535 Hickory Springs Rd
11.	Mike McCormick, 2740 – 2800 High Rd
12.	Josh Marten, 7604 Emerson Ln
13.	Victor Larsen, 3694 Green Meadow Ln
14.	Carol Kane, 2606 Long Ln
15.	Stephen Kaiser, 3229 High Rd
16.	Fred Howell, 3823 Sunnyview Ln
17.	Heather Webb, 4112 High Rd
18.	Lori Hall*, High Rd
19.	Caroline Finley, 2600 Bourne Ln
20.	Ralph Canlizo, 3337 Rolling Hills
21.	Jon Howes, 7401 Bolo Ln
22.	Shannon Barkett, 7500 Bolo Ln with donated time from: Wendy Barkett, 7500 Bolo Ln
23.	Lori Holland, 3033 High Rd with donated time from: James Wise, 2624 Briar Patch Ln
24.	Leslie Childs**, 7336 Hickory Springs Rd
25.	Sandeep Sharma*, 2504 Stillwater
26.	Jim Pierson, 3209 High Rd with donated time from: Melissa Pierson, 3209 High Rd Tim Runte, 3480 High Rd Dave Wilkins, 3349 Rolling Hills
27.	Sherry Finchar, 3933 Sunnyview Ln with donated time from: Debra Canalizo, 3337 Rolling Hills
28.	Sue Marincel, 2613 Briar Patch with donated time from: Daniel/Tabatha Kirby, 2618 Briar Patch Ln
29.	Michael Coker, 3111 Canton St, Dallas with donated time from: Keith Stewart, 7585 Lost Creek Marc Finley, 2600 Bourne Ln Mary Lonadier, 3221 High Rd Michael Johnson, 7405 Hickory Springs Rd Joe Marincel, 2613 Briar Patch Ln
30.	Michael Myers, 17070 Dallas Pkwy, Ste 100, Dallas with donated time from: Harrison Tobin, 8701 Baltusrol Dr Gerard Tobin, 3031 High Rd Katherine Tobin, 3031 High Rd

31.	Sandy Fambrough**, 4105 Spring Meadow
32.	Daniel/Afton Fitzer**, 7405 Bolo Ln
33.	Ray Hurst**, 3705 Immel
34.	Kevin Gay**, 7400 Hickory Springs
35.	Matt/Jen Toich**, 7408 Bolo Ln
36.	Charles & Roberta Langran**, 3205 Indian Trl
37.	William Berry**, 3357 Rolling Hills
38.	Clay Barnes**, 3812 Sunnyview Ln
39.	Luke Stokes**, 3320 Rolling Hills
40.	Marvin Holland**, 7400 Bolo Ln
41.	NW Stump**, 3525 High Rd
42.	Jennifer Christmas**, 3443 Shady Oaks Dr
43.	Marc & Annette Barth**, 7380 Lost Creek
44.	Dan & Kay Walder**, 3413 Shady Trl
45.	Patricia Miller**, 3309 Sunnyview
46.	Bernard Nownes**, 7436 Hickory Springs
47.	Bernard Nowness III**, 7530 Hickory Springs
48.	Kim & Joe Knill**, 3225 High Rd
49.	Neil, Jared, Linda Sutter**, 3442 Sunnyview
50.	Randy Penn**, 3429 Shady Trl
51.	Katherine Hawkins**, 3209 Lakewood Ln
52.	Peter Turla**, 3209 Lakewood Ln
53.	Adriana Araya**, 3916 Sunnyview
54.	Amy Lasseigne**, 3512 Sunnyview
55.	Jim McElroy**, 3216 Lakewood Ln
56.	Kathleen Banes**, 2132 Longfellow Ln
57.	Cathy Strathmann**, 2612 Belmont
58.	Peter Collora**, 7336 Hickory Springs
59.	Jim Engel, 5110 Bayberry St
60.	Jerad Tobin, 3031 High Rd
61.	Ciara Berry, 3357 Rolling Hills
62.	Julienne Stewart, 7585 Lost Creek

*\*Submitted a speaker card but didn't come forward when called*

*\*\*Submitted a speaker card but indicated did not wish to speak*

Mayor Hayden closed the Public Hearing at 9:30 pm.

### **Council Discussion**

There was Council discussion related to:

- Past issues and concerns with The Conservatory development
- Concerns regarding the gated fence concept
- How the property is going to be difficult to develop given the encroachments into the slopes
- How the cluster development concept provides options, but it doesn't necessarily apply to every piece of property
- Two of the primary issues with the proposed development has to do with the



way the fence and the gate segregate the property and doesn't allow for that contiguous connectivity of the open spaces, as well as the amount of encroachment with 10 lots on the 12% slope

- Past history with another development in the Cross Timbers Conservation District and what they did different from this project was to listen to the land and let that dictate where the lots go
- The overall objective with the cluster development option
- Uniqueness of the property and the area around it
- Concerns regarding the slope
- How cluster development is a tool to protect the area
- How the proposed concept is not fitting for this site
- How cramming in a bunch of houses is a goal for a developer but it not necessarily a goal for the community and what is good for the Town
- Concerns regarding gated communities in general, and particularly for this area

Mayor Pro Tem McDaniel moved to deny a request for rezoning (ZPD16-0007 - Serenity) from Agricultural District (A) to Planned Development District No. 149 (PD-149) for a cluster development with certain modifications, exceptions and waivers to the Code of Ordinances, and adopt an ordinance providing for said amendment, and accept cash in lieu of land in the amount of \$17,976.00 in place of the otherwise required Park Land dedication and Park Development Fees in the amount of \$22,208.00. Councilmember Jason Webb seconded the motion.

**VOTE ON MOTION:**

*Motion to deny passed*

**AYES: B.WEBB, MCDANIEL, BRYANT, J.WEBB, FOREST**

**NAYS: NONE**

*The Town Council recessed at 9:48 p.m. and reconvened at 9:54 p.m.*

12. Public Hearing to consider a request for a Master Plan Amendment (MPA17-0011 – Lake Forest Thoroughfare Plan Amendment) to amend Section 7.0, Thoroughfare Plan, by removing the section of Lake Forest Boulevard between Lakeside Parkway and Silveron Boulevard from the Town's Thoroughfare Plan, and to consider adopting an ordinance providing for said amendment. (The Transportation Commission recommended approval by a vote of 5 to 1 at its September 12, 2017, meeting.) (The Planning and Zoning Commission recommended approval by a vote of 6 to 0 at its November 13, 2017, meeting.)

**Staff Presentation**

Mr. Hotelling gave a presentation identifying or noting:

- Location
- History of Lake Forest
- Impetus of request
- Traffic Impact Analysis (TIA) Results
- Transportation Commission (TRC) recommendation
- Recommendation from P & Z

and he or Mr. Powell responded to questions from Council as follows:

- Clarification regarding:
  - action being requested by Council

- local commercial or mutual access roadway options
- street widths (26 feet) and how parking factors in

Mayor Hayden opened the Public Hearing at 10:00 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.*

<b>Support: Comments/Questions</b>	<b>Opposition: Comments/Questions</b>	<b>Question(s)/Comments Only</b>
Paul Stone, 4100 Broadway	None	None

Mayor Hayden closed the Public Hearing at 10:03 p.m.

**Council Discussion**

There was Council discussion as follows:

- How there is flexibility in designating the mutual access to whatever is desired (and that it is safe)
- How now is the time if you want to do something different

Councilmember Bryan Webb moved to approve Master Plan Amendment (MPA17-0011 – Lake Forest Thoroughfare Plan Amendment) to amend Section 7.0, Thoroughfare Plan, by removing the section of Lake Forest Boulevard between Lakeside Parkway and Silveron Boulevard from the Town’s Thoroughfare Plan, and adopt an ordinance providing for said amendment. Mayor Pro Tem McDaniel seconded the motion.

**ORDINANCE NO. 42-17**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF FLOWER MOUND, TEXAS, AMENDING SECTION 7.0 THOROUGHFARE PLAN OF THE MASTER PLAN BY AMENDING ORDINANCE NO. 24-01, IN PART, WHICH ADOPTED THE MASTER PLAN, THROUGH THE AMENDMENT OF SECTION 7.0 THOROUGHFARE PLAN BY CHANGING THE DESIGNATION OF LAKE FOREST BOULEVARD BETWEEN LAKESIDE PARKWAY AND SILVERON BOULEVARD BY REMOVING IT FROM THE THOROUGHFARE PLAN MAP ATTACHED TO SAID SECTION 7.0 AS AN APPENDIX, REPEALING ALL CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.**

**VOTE ON MOTION:**

*Motion passed*

**AYES: FOREST, J.WEBB, BRYANT, MCDANIEL, B.WEBB**

**NAYS: NONE**

13. Public Hearing to consider a request to amend the Land Development Regulations (LDR17-0003 – Tree Ordinance Amendment) by amending Section 94-38, entitled “Per-caliper inch cash value; replacement trees,” of Chapter 94, entitled “Trees,” of the Town’s Code of Ordinances, and to consider adopting an ordinance providing for said amendment. (The Environmental Conservation Commission recommended approval by

a vote of 6 to 0 at its November 7, 2017, meeting.) (The Planning and Zoning Commission recommended approval by a vote of 6 to 0 at its November 13, 2017, meeting.)

### **Staff Presentation**

Mr. Woods gave a presentation identifying or noting:

- Summary of 85<sup>th</sup> legislative session and tree ordinance related bills
- House Bill No. 7 language and associated stipulations
- New credit process and change to Chapter 94 “Trees”
- What the house bill did
- Development example

and he, or Mr. Meredith responded to questions from Council as follows:

- Clarification regarding the development example
- What size trees could be affected
- Does the Town even really have a choice

### **Council Discussion**

There was Council discussion as follows:

- Disappointment with state legislation for interfering on the Town’s local control as it relates to the Tree Ordinance

Mayor Hayden opened the Public Hearing at 10:18 p.m. No one spoke in support or opposition. Mayor Hayden closed the Public Hearing at 10:18 p.m.

Deputy Mayor Pro Tem Bryant moved to approve an ordinance to amend the Land Development Regulations (LDR17-0003 – Tree Ordinance Amendment) by amending Section 94-38, entitled “Per-caliper inch cash value; replacement trees.” of Chapter 94, entitled “Trees.” of the Town’s Code of Ordinances. Councilmember Forest seconded the motion.

### **ORDINANCE NO. 43-17**

**AN ORDINANCE OF THE TOWN OF FLOWER MOUND, TEXAS, AMENDING SECTION 94-38 “PER-CALIPER-INCH CASH VALUE; REPLACEMENT TREES.” OF ARTICLE IV, “PERMITS, MITIGATION, PENALTIES, AND INCENTIVES,” OF CHAPTER 94 OF THE TOWN’S CODE OF ORDINANCES BY ADDING TREE MITIGATION FEE CREDIT ALLOWANCES PURSUANT TO SECTION 212.905 OF THE TEXAS LOCAL GOVERNMENT CODE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER; AND PROVIDING AN EFFECTIVE DATE.**

**VOTE ON MOTION:**

*Motion passed*

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

**NAYS: B.WEBB**

14. Public Hearing to consider an application for a tree removal permit for one (1) specimen tree located at 1708 Beckwood Court in the Edgewood subdivision. (The Environmental Conservation Commission recommended approval by a vote of 6-0-0 at its November 7, 2017, meeting).

**Staff Presentation**

Mr. Hoefert gave a presentation identifying or noting:

- Background information
- Aerial image of lot
- Tree #4207 location on map

and he or Mr. Meredith responded to questions from Council as follows:

- Is the Council required to grant the removal permit
- Has the retaining wall already been built

Mayor Hayden opened the Public Hearing at 10:25 p.m. No one spoke in support or opposition. Mayor Hayden closed the Public Hearing at 10:25 p.m.

Councilmember Jason Webb moved to approve the requested permit for the removal of one (1) specimen tree located at 1708 Beckwood Court in the Edgewood subdivision. Councilmember Forest seconded the motion.

**VOTE ON MOTION:***Motion passed***AYES: FOREST, J.WEBB, BRYANT, MCDANIEL, B.WEBB****NAYS: NONE****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 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 10:27 p.m. on November 20, 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 11:02 p.m. on November 20, 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. 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, including acquisition of real property for economic development purposes, and/or other municipal purposes and all matters incident and related thereto.

Mayor Pro Tem McDaniel moved to authorize staff to purchase the right of way property in association with the FM 1171 Westbound right turn lane project, and to negotiate for the purchase of the right of way property up to the settlement amount as discussed in executive session. Councilmember Forest seconded the motion.

**VOTE ON MOTION:**

*Motion passed*

**AYES: B.WEBB, MCDANIEL, BRYANT, J.WEBB, FOREST**

**NAYS: NONE**

Mayor Pro Tem McDaniel moved to authorize the Town Manager or his designee to close on the right of way property should a settlement be reached, to pay all costs associated with said closing in addition to the purchase price of the right of way property, and execute all necessary documents at the closing on behalf of the Town. Deputy Mayor Pro Tem Bryant seconded the motion.

**VOTE ON MOTION:**

*Motion passed*

**AYES: FOREST, J.WEBB, BRYANT, MCDANIEL, B.WEBB**

**NAYS: NONE**

**O. ADJOURN REGULAR MEETING**

Mayor Hayden adjourned the meeting at 11:03 p.m. on Monday, November 20, 2017, and all were in favor.

**TOWN OF FLOWER MOUND, TEXAS**



**THOMAS E. HAYDEN, MAYOR**

**ATTEST:**



**THERESA SCOTT, TOWN SECRETARY**

EXHIBIT A

Correspondence Summary - Town Council Agenda item 11 (ZPD16-0007)

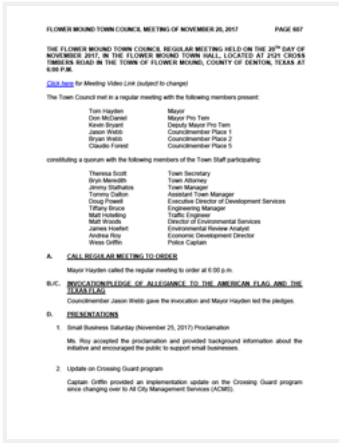
	FIRST NAME	LAST NAME	ADDRESS	DATE	FOR	AGAINST	P=packet OP=Omitted in packet PP=post packet
1.	Javier	Adriana-Araya		11/9/17		X	P
2.	Shannon & Wendy	Barkett	7500 Bolo Ln	11/19/17		X	OP
3.	Clay & Samantha	Barnes	3812 Sunnyview	11/19/17		X	PP
4.	Patricia	Barry	7308 Stallion Cir	11/14/17		X	P
5.	Marc	Barth	7380 Lost Creek	11/13/17		X	OP
6.	Ciara & William	Berry	3357 Rolling Hills	11/18/17		X	OP
7.	Ericka & Tim	Bushee	3304 Indian Trl	11/9/17		X	P
8.	Julie	Canei	?	11/15/17		X	P
9.	Eilene	Carver	?	11/19/17		X	OP
10.	Leslie	Childs	7336 Hickory Springs	11/18/17		X	OP
11.	Jennifer & Jason	Christmas	3443 Shady Oaks	11/14/17 11/20/17		X	P
12.	Dana	Clark	?	11/9/17		X	P
13.	Peter	Collora	?	11/13/17		X	P
14.	Clint	Cornett	?	11/8/17		X	P
15.	Melanie Andy	DeLeon Hughes	3214 Lakewood Ln	11/16/17		X	P
16.	Sandy	Fambrough	4105 Spring Meadow	11/19/17		X	PP
17.	Sherry	Fincher	3933 Sunnyview	11/20/17		X	OP
18.	Caroline & Mark	Finley	2600 Bourne Ln	11/8/17		X	P
19.	Afton & Daniel	Fitzek	7405 Bolo	11/18/17		X	OP
20.	Kathleen	Hawkins	3209 Lakewood Ln	11/18/17 11/19/17		X	OP
21.	Lori	Holland	High Rd(?)	11/8/17		X	P
22.	Marvin	Holland	7400 Bolo Rd	11/20/17		X	PP
23.	Elizabeth & Fred	Howell	3823 Sunnyview	11/20/17		X	PP

24.	Jon MaryJane	Howes	7401 Bolo	11/9/17 11/15/17 11/20/17(2)	X	P
25.	Ron	Huebner	Franklin Hills Subd	11/16/17	X	OP
26.	Judy	Johnson	Franklin Hills Subd	11/9/17	X	P
27.	Stephen & Debora Stephen & Debora	Kaiser Kaiser	3229 High Rd	10/4/16 11/18/17	X	OP
28.	Michael & Carol	Kirby	7308 Bolo Ln	10/10/16	X	P
29.	Joe & Kim	Knill	3225 High Rd	10/20/16 10/31/17 11/19/17	X	P
30.	RI	Langran	3205 Indiana Trl	3/30/17	X	P
31.	Victor	Larsen	3694 Green Meadow	11/14/17 11/19/17	X	P
32.	Amy Terry	Lasseigne Lasseigne	?	11/16/17 11/18/17 11/18/17	X	P PP
33.	Mary	Lonadier	?	11/19/17	X	PP
34.	Katie	Lowe	?	11/18/17	X	OP
35.	Susan	Marincel	2613 Briar Patch	7/12/16 11/9/17 11/19/17	X	P
36.	Josh & Sinikka	Marten	7604 Emerson Ln	11/20/17	X	PP
37.	Letha	Morgan	?	9/26/16	X	P
38.		Mrnustick Family	7330 Fair Lake Rd	11/18/17	X	PP
39.	Michael	Myers	The Silvera Firm		X	P
40.	Mary Ann	Olson	3695 High Rd	11/19/17	X	PP
41.	Randy	Penn	Franklin Hills	11/10/17	X	OP
42.	Peter	Perfetti	7535 Hickory Springs Rd	11/19/17	X	PP
43.	Jim	Pierson	3209 High Rd	9/25/16 11/16/17	X	P
44.	Tim	Runte	3480 High Rd	6/20/16	X	P

				5/31/17		
45.	Robert	Schnee	2710 High Rd	11/11/17	X	OP
46.	Janvier	Scott	2829 Bob White Ln	11/17/17	X	PP
47.	Louis	Shiell	3817 Sunnyview Ln	11/13/17	X	OP
48.	Julianne	Stewart	?		X	P
49.	Keith	Stewart	7585 Lost Creek	11/8/17	X	P
50.	Judah	Stewart	3921 Sunnyview Ln	11/16/17	X	P
51.	Luke	Stokes	?	11/19/17	X	PP
52.	Cathy	Strathmann	2612 Belmont	11/17/17	X	OP
53.	Nick	Stump	3525 High Rd	11/11/17	X	OP
54.	Neil	Sutter	?	8/29/17	X	P
55.	Linda	Sutter	3442 Sunnyview Ln	11/16/17	X	P
56.	Michelle & Bahram	Talaifar	7505 Hickory Springs Rd	10/11/16 11/20/17	X	P
57.	Scott	Tarwater	Newstream Commercial	11/17/17	X	PP
58.	Mark Van	Tilburg	?	11/19/17	X	PP
59.	Jean	Tips	?	11/19/17	X	PP
60.	Jerry	Tobin	3031 High Rd	11/8/17 11/16/17	X	P
61.	Jena	Toich	7408 Bolo	9/26/16	X	P
62.	Marly	Vaughn	?	11/19/17	X	PP
63.	Kay	Walder	3413 Shady Trl	11/20/17 (2)	X	PP
64.	KC	Walsh	3525 High Rd	6/1/17 11/8/17 11/16/17	X	P
65.	Kathryn	Wells	7360 Fair Lake Rd	11/18/17	X	OP
66.	Lori & Dave	Wilkins	?	11/10/17	X	OP

Total: P – 32  
 OP – 18  
 PP – 16













# 11-20-17 Minutes\_BOOK

Adobe Sign Document History

12/06/2017

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