

THE FLOWER MOUND TOWN COUNCIL SPECIAL MEETING HELD ON THE 14th DAY OF MAY 2009 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 special meeting with the following members present:

Jody Smith	Mayor
Tim Trotter	Mayor Pro Tem
Joel Lindsey	Deputy Mayor Pro Tem
Al Filidoro	Councilmember Place 2
Jean Levenick	Councilmember Place 4

with the following member absent:

Jeff Tasker	Councilmember Place 5
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and with the newly elected members present (after canvassing):

Steve Dixon	Councilmember, Place 1
Mike Wallace	Councilmember, Place 3
Tom Hayden	Councilmember, Place 5

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

Harlan Jefferson	Town Manager
Paula Paschal	Town Secretary
Terry Welch	Town Attorney
Chuck Springer	Assistant Town Manager/Chief Financial Officer
Kenny Brooker	Police Chief
Eric Metzger	Fire Chief
Kent Collins	Assistant Town Manager
Bart Stevenson	Executive Director of Community Services
Doug Powell	Executive Director of Development Services

A. CALL SPECIAL MEETING TO ORDER

Mayor Smith called the special meeting to order at 6:12 p.m.

B. INVOCATION

Fire Chief Eric Metzger gave the Invocation.

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

Chief Metzger led the pledges.

D. ANNOUNCEMENTS

Comments from outgoing Councilmembers Joel Lindsey and Tim Trotter - Service on Town Council

Mayor Smith thanked the families of the outgoing Councilmembers.

Mayor Pro Tem Tim Trotter thanked the Council and staff for the reception which indicated support for a seamless transition of Councilmembers. He stated many people asked why he decided not to run for a fourth term and he had responded that the chairs of the Council

did not belong to one person. They belonged to the citizens, and it was important for citizens to serve long-term and short-term. He commented that there were a number of qualified candidates that were ready to serve the Town. He welcomed the new Councilmembers and wished them the best. He looked forward to new ideas and opportunities. He reminded the Council that they reported to the citizens of Flower Mound and to keep them in mind first. He thanked the candidates who did not win, for putting in the time for the campaign. He encouraged them to stay involved. Mayor Pro Tem Trotter stated he was most proud of seeing Flower Mound transition into a place to bring families to play, eat, fellowship, and be with neighbors. Flower Mound was becoming a more self-contained Town. He thanked his wife, Kay, and daughter, Kelly, for their support over the years. He thanked staff for working so hard to make Flower Mound the best place to be. He thanked his fellow Councilmembers and previous Councils. He reminded everyone to “never underestimate the heart of a **volunteer.**” He noted that some citizens want Flower Mound to be like Southlake, and some want it to remain a sleepy town. The job of the Council was to provide both. He encouraged them to work together to bring development in appropriate places and keep the rural atmosphere in the appropriate places. He stated the Council needed to hear feedback from citizens.

Deputy Mayor Pro Tem Joel Lindsey thanked the Mayor and Council for their service and stated he had enjoyed working with them. He thanked Town staff for their professionalism, help and support. He was very proud of what the Town has been able to accomplish over the past few years. He noted that while government moves so slowly, so much had been done with the parks system, roads, the hospital and the number of jobs that have been created. He was proud that with all the changes, the Town had been able to maintain what makes Flower Mound so special. He stated he ran for Council because he wanted to do some small part to make the community a better place, particularly for his children. He thanked his wife, Lenette, and his three children for being helpful and patient. He thanked the citizens for allowing him to serve.

Mayor Pro Tem Trotter was given a street sign (Tim Trotter Trail) and an engraved clock noting his years of service on the Council (Place 3 2003-2009, Mayor Pro Tem 2004-2005 and 2008-2009 and Deputy Mayor Pro Tem 2007-2008). Deputy Mayor Pro Tem Lindsey received his street sign (Joel Lindsey Lane) and a clock with his years of service (Place 1 2004-2009, Mayor Pro Tem 2006-2007, Deputy Mayor Pro Tem 2005-2006 and 2008-2009).

E. CANVASS OF MAY 09, 2009 GENERAL ELECTION AND OATHS OF OFFICE

1. **Consider approval of an ordinance canvassing and declaring the results of a general election held May 9, 2009 for the purpose of electing three Councilmembers, Places 1, 3, and 5.**

Town Secretary Paula Paschal stated the election was held on May 9, 2009, with 3,151 ballots cast in the election. 1,617 were cast early and 1,534 were cast on Election Day. These numbers included the provisional ballots that were eligible to be counted. Ms. Paschal stated Mayor Smith, as the presiding officer of the canvassing authority, was in receipt of the election results as certified by the Denton County Elections Administration. Ms. Paschal noted that the election process ran very smoothly. One resident on the western side of the Town did comment that the Town should provide a polling place other than just the Municipal Court Building. Ms. Paschal read the results of the May 9, 2009 general election as follows:

COUNCILMEMBER, PLACE 1

Candidate	Early Voting	Election Day	Total	Percentage
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Steve Lyda	712	776	1488	49.5%
Steve Dixon	829	687	1516	50.5%

COUNCILMEMBER, PLACE 3

Candidate	Early Voting	Election Day	Total	Percentage
Bob Butler	465	583	1048	36.2%
Mike Wallace	918	701	1619	55.8%
Claudio Forest	110	122	232	8.0%

COUNCILMEMBER, PLACE 5

Candidate	Early Voting	Election Day	Total	Percentage
Angie Cox	583	562	1145	37.3%
Rick Cleland	77	53	130	4.2%
Tom Hayden	921	871	1792	58.4%

Ms. Paschal noted that Section 3 of the proposed ordinance provided that the duly elected members of the Town Council for Place 1, Place 3, and Place 5 subject to taking the Oath of Office, were as follows:

Councilmember, Place 1	Steve Dixon
Councilmember, Place 3	Mike Wallace
Councilmmeber, Place 5	Tom Hayden

Mayor Pro Tem Trotter moved to approve Ordinance No. 17-09 canvassing and declaring the results of a general election held May 9, 2009 for the purpose of electing three Councilmembers - Places 1, 3, and 5, and Deputy Mayor Pro Tem Lindsey seconded the motion. The ordinance caption reads as follows:

ORDINANCE NO. 17-09

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF FLOWER MOUND, TEXAS, CANVASSING RETURNS AND DECLARING RESULTS OF A GENERAL ELECTION HELD MAY 9, 2009, FOR THE PURPOSE OF ELECTING THREE (3) COUNCILMEMBERS, PLACES 1, 3, AND 5, OF THE TOWN OF FLOWER MOUND, TEXAS; AND PROVIDING AN EFFECTIVE DATE.

VOTE ON THE MOTION

AYES: Levenick, Lindsey, Trotter, Filidoro
NAYS: None
ABSENT: Tasker

a. Administer Oaths of Office and Issue Certificates of Election.

Town Secretary Paula Paschal informed the Council that newly elected Councilmembers had taken the Statement of Elected Officer, as required by state law.

Ms. Paschal administered the official Oath of Office to Councilmember Steve Dixon, Place 1; Councilmember Mike Wallace, Place 3, and Councilmember Tom Hayden, Place 5.

Mayor Smith distributed the Certificates of Election.

F. ANNOUNCEMENTS

- **Comments from newly elected Councilmembers - Service on Town Council**

Councilmember Steve Dixon thanked his wife, Amanda, and daughters for their support during his campaign. He encouraged citizens to get involved, and he looked forward to serving on the Council.

Councilmember Mike Wallace congratulated new Councilmember Dixon and Hayden, and he also looked forward to serving. He stated he was honored and humbled by the citizens for choosing him for Place 3. He stated he would remain objective and listen to public input. He thanked his supporters for their long and hard work. He thanked his wife, Amy, for her sacrifices over the past three months, and noted that she had given up her place on the Board of Adjustment and Oil and Gas Board. He stated he was blessed to be married to someone who loved family and loved serving the community. He stated he would always vote in the best interests of Flower Mound.

Councilmember Tom Hayden stated it was a privilege to serve the citizens, and he thanked his opponents for a spirited election. He thanked his wife, Karen, for her support. He stated he would guard against doing anything against the will of the citizens. He thanked former Councilmembers Trotter, Lindsey and Tasker for their service.

G./H. CLOSED/OPEN MEETING

The Town Council convened into a closed meeting at 7:00 p.m. on May 14, 2009 pursuant to Texas Government Code Sections 551.071 and 551.074 to discuss matters relating to consultation with Town Attorney and personnel and reconvened into an open meeting at 7:48 p.m. on May 14, 2009 to take action on the items as follows:

- a. Discuss and consider election of Mayor Pro Tem.**

Councilmember Dixon moved to elect Councilmember Levenick as Mayor Pro Tem. Councilmember Wallace seconded the motion.

VOTE ON THE MOTION

AYES: Levenick, Dixon, Wallace
NAYS: Filidoro, Hayden

Councilmember Hayden commented that his vote against the motion was nothing against Mayor Pro Tem Levenick. He simply supported Councilmember Filidoro for the position.

- b. Discuss and consider election of Deputy Mayor Pro Tem.**

Mayor Pro Tem Levenick moved to elect Councilmember Dixon as Deputy Mayor Pro Tem. Councilmember Wallace seconded the motion.

VOTE ON THE MOTION

AYES: Hayden, Wallace, Dixon, Levenick, Filidoro
NAYS: None

I. ADJOURN SPECIAL MEETING

Mayor Smith adjourned the regular meeting at 7:50 p.m. on May 14, 2009. and all were in favor.

TOWN OF FLOWER MOUND, TEXAS

JODY A. SMITH, MAYOR

ATTEST:

PAULA J. PASCHAL, TOWN SECRETARY

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