

**MEETING**  
**Town of Little Elm**  
**100 W Eldorado Parkway**  
**Little Elm, Texas 75068-5060**

**214-975-0404**  
**<http://www.littleelmtx.us>**

**Public Hearing & Regular Council**

**Tuesday, January 19, 2010 - 6:00 PM**  
**Town Hall Center---Council Chambers---100 W Eldorado Parkway**

1. **Roll Call/Call to Order Public Hearing and Regular Town Council Meeting.**
2. **Opening Prayer: Curtis Cornelious-Praise Fellowship Worship Center.**
3. **Pledge to the Flags:**
  - A. United States Flag
  - B. Texas Flag:  
Honor the Texas Flag I pledge allegiance to thee Texas, one state under God, one and indivisible.
4. **Public Hearing: to discuss proposed amendments to the Sign Ordinance (Chapter 86). All interested citizens are welcome to attend the hearing and participate in same. (Please fill out speaker form on the table outside the chambers) and present to the Town Secretary prior to public hearing). (Community Development Director)**
5. **Close Public Hearing.**
6. **Discussion and Action to adopt Ordinance No. 995 an Ordinance of the Town of Little Elm, Texas, amending the Code of Ordinances of the Town , by amending Chapter 86 “Signs” to revise sign regulations and standards within the corporate limits and the ETJ; providing for a saving clause; providing a penalty; providing a severability clause; providing a repealer clause; and providing for an effective date. (Community Development Director).**

7. **Presentation and Announcement:**  
Persons may address the Town Council on any issue. This is the appropriate time for citizens to address Council on any concern whether on this agenda or not. Please observe the time limit of three (3) minutes. In accordance with the State of Texas Open Meeting Act, the council may not comment or deliberate such statements during this period, except as authorized by Section 551.072, Texas Government Code.
8. **Presentation: Community Waste Disposal (CWD): on the Wrapped Trucks. (Robert Medigovich)**
9. **Consent Agenda: All matters listed under the Consent Agenda are considered to be routine by the Town Council and require little or no deliberation. There will not be a separate discussion of these items and the agenda will be enacted by one vote. If the Council expresses a desire to discuss a matter listed, that item will be removed from the consent agenda and considered separately:**
  - A. Minutes of the January 5, 2010 Pre-Session Meeting.
  - B. Minutes of the January 5, 2010 Regular Council Meeting.
  - C. Approval of staff request for permission to apply for SAFER grant. (Fire Chief)
10. **Reports and requests for Town Council consideration and appropriate action:**
  - A. Discussion and Action to adopt Ordinance No. 991 an Ordinance of the Town of Little Elm, Texas adopting a Development Plan on approximately 0.41 acres of land, generally located at the northeast corner of Clark Street and Eldorado, at 100 Clark Street, currently zoned TC-I (Town Center-Interim), providing that this development plan is established subject to certain conditions as set forth herein, providing a savings clause; providing a severability clause; providing a penalty; providing a repealer clause; and providing for an effective date. (Community Development Director)
  - B. Discussion and Action to authorize the Town Manager to enter into Outdoor Advertising Relocation Agreement with Clear Channel for LED billboards. (Community Development Director)
  - C. Discussion and Action on Mayor's nomination of Dan Jaworski as Chairman of the TIRZ #1, TIRZ #2 and LERA Boards. (Jeff Moore)

- D. Discussion and Action on appointment to fill vacancy in Place 3 for a term through December 31, 2010 on the TIRZ #1, TIRZ #2 and LERA Boards. (Jeff Moore)
- E. Discussion and Action on reappointment or fill expired terms for Place 2 (Frank Kastner), Place 4 (David Hillock), and Place 6 (Jack Gregg) for a term through December 31, 2011 on the TIRZ #1, TIRZ#2 and LERA Boards. (Jeff Moore)
- F. Discussion and Action on confirmation of appointment of Dan Jaworski to Place 5 and Karen Moore to Place 7 for a term through December 31, 2010 on the TIRZ #1, TIRZ #2 and LERA Boards. (Jeff Moore)
- G. Discussion and Action to adopt Ordinance No. 996 an Ordinance authorizing the issuance of “TOWN OF LITTLE ELM, TEXAS, GENERAL OBLIGATION REFUNDING AND IMPROVEMENT BONDS, SERIES 2010” in the principal amount of \$11,590,000; specifying the terms and features of said bonds; levying a continuing direct annual ad valorem tax for the payment of said bonds; and resolving other matters incident and related to the issuance, sale, payment and delivery of said bonds, including the approval and execution of a Paying Agent/Registrar Agreement, and the approval and distribution of an Official Statement pertaining thereto; and providing an effective date. (Finance Director)
- H. Discussion and Action to approve Sixth Amendment to Commercial and Residential Refuse and Recycling Service Contract with Waste Disposal. (Finance Director)
- I. Discussion and Action to adopt Ordinance No. 997 an Ordinance of the Town of Little Elm, Texas providing for Residential and Commercial Water and Wastewater Fees and Rates, and amending certain refuse rates; providing for a repealing clause; providing for a severability clause; and providing for an effective date. (Finance Director)
- J. Update and discussion regarding outsourced information technology network administration. (Finance Director/IT Manager)
- K. Discussion and Action on approval of budget report of operating funds for the quarter ending December 31, 2009. (Finance Director)
- L. Discussion and Action on approval of quarterly investment report for period ending December 31, 2009. (Finance Director)

- M. Discussion: provide Town Staff direction regarding residents request for a traffic signal at the intersection of FM 423 and Pine Trail. (Public Works Director)
  - N. Discussion and action on staff recommendation to approve a Master Service Agreement for Consulting Services and Task Order for WWTP Main Gravity Main and Lift Station #4 and #6 Improvements between the Town of Little Elm and Freese & Nichols for the amount of \$238,815.00 and authorize the Town Manager to execute a contract for the same. (Town Engineer)
  - O. Discussion and Action on staff recommendation to approve revised Animal Shelter Site at WWTP across from the Public Works Service Center along Mark Tree Lane and authorize staff to continue with the design of the Animal Shelter. (Town Engineer)
  - P. Discussion and Action on staff recommendation to cancel the Pedestrian Tunnel Capital Improvement Project and approve a Master Service Agreement for Consulting Services and Task Order for revising the TXDOT Eldorado Parkway Plans between the Town of Little Elm and Bridgefarmer & Associates, Inc. and authorize the Town Manager to execute the contract. (Town Engineer)
  - Q. Discussion and Action on request from the Denton County Democratic Party to use the Town Hall as polling site for the March 2, 2010 Democratic Primary.
  - R. Discussion and Action on the recovery of expenses incurred to respective parties regarding the March 2, 2010 primary election.
11. **Closed (executive) session of the Town Council pursuant to Section 551, Texas Government Code, Vernon's Texas Code Annotated, in accordance with the authority contained in:**
- A. Section 551.071 Pursuant to Government Code Section 551.071, meeting with Attorney representing the Town for consultation, discussion and to receive advice regarding litigation:
    - 1. Regarding PDS Development Plan.
    - 2. State of Texas v. George, Town of Little Elm, Texas, Municipal Court.
  - B. Section 551.074 Deliberation regarding the appointment of applicant(s) to the EDC, TIRZ #1, TIRZ #2, and LERA Boards.

- C. Section 551.074 Of the Texas Government Code-deliberation regarding the interviewing and appointment of applicant(s) to the Board of Adjustment, Planning and Zoning Commission, TIRZ #1, TIRZ #2, and LERA boards and verification of terms and positions.
12. **Reconvene into Open Session and take any action necessary as the result of the Closed (executive) session.**
- A. Section 551.071:
    - 1. PDS Development Plan
    - 2. State of Texas v. George, Town of Little Elm, Texas, Municipal Court.
  - B. Section 551.074: Regarding the appointment of applicant(s) EDC, TIRZ's, LERA Boards.
  - C. Section 551.074:
    - 1. Discussion and Action on appointments and positions for members to the Board of Adjustment, Planning and Zoning Commission, TIRZ #1, TIRZ #2 and LERA boards and verification of terms and positions.
13. **FYI: (All matters are provided to the Town Council for informational purposes only will not be discussed by Council or Staff)**
- A. Community Development Monthly Report for December
14. **Adjourn.**

**Pursuant to the Texas Open Meeting Act, (Chapter 551, Texas Government Code), one or more of the above items will be taken or conducted in open session following the conclusion of the executive closed session.**

Persons with disabilities who plan to attend this meeting and who may need auxiliary aide of service such as interpreters for the hearing impaired, reader or large print are requested to contact the secretary at 214-975-0404 two days prior to the meeting so appropriate arrangements can be made. **BRILLE IS NOT PROVIDED.**

Respectfully,

Town Secretary

**This is to certify that the above notice was posted on the bulletin board at the Town Hall Center this 15th day of January 2010.**