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

214-975-0404
http://www.littleelmtx.us

Work Shop Public Hearing and Regular Meeting

Tuesday, May 17, 2011 - 6:30 PM
Town Hall Center---Council Conference Room and Chamber---100 W Eldorado Parkway

1. Call to Order Council Work Shop at 6:30 p.m.

   A. Discussion on alternatives to attaching water and sewer lines to proposed Little Elm Bridge. (Town Manager/Assistant Town Manager)

   B. Presentation of monthly updates from department heads concerning law enforcement activities, municipal court, customer service, emergency medical services, fire department response, fire prevention activities, emergency management, ongoing economic development projects, building permits, code enforcement activities, library activities, human resources updates, information technology report, revenue and expenditure report, street construction status, sanitation services, highway construction status, utility operations, parks and recreation activities, as well as facility and fleet updates.

2. Adjourn Work Shop.

3. Roll Call/Call to Order Public Hearing and Regular Town Council Meeting at 7:00 p.m.

4. Opening Prayer: Curtis Cornelious-Praise Fellowship Worship Center.

5. Pledge to the Flags:

   A. United States Flag

   B. Texas Flag:
      Honor the Texas Flag
      I pledge allegiance to thee

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Texas, one state under God, one and indivisible.

6. Discussion and action to approve Resolution No. 05171101 a Resolution of the Town Council of the Town of Little Elm, Texas canvassing the returns and declaring the results of: (I) General Election held in the Town of Little Elm, Texas for the purpose of electing one (1) Council member for District/Place 1 for a three (3) year term, and one (1) Council member for District/Place 6 for a three (3) year term, (II) The Special Election held in the Town the same date for the purpose of submitting to the qualified voters of the Town certain amendments to the Town Charter; making other declarations and finding other matters in connection with the said elections as set forth herein; finding that all matters set forth herein are true and correct; providing for an effective date. (Town Attorney/Town Secretary)

7. Certificate of Election: issue Certificate of Election to newly elected Council members. (Mayor)

8. Statement of Elected Officer: newly elected officers will complete the Statement of Elected Officer and Oath of Office. (Town Secretary)

9. Discussion and Action to adopt Ordinance No.1053 an Ordinance of the Town Council of the Town of Little Elm, Texas ordering a Runoff Election to be held on June 18, 2011 for the purpose of electing one (1) Council member to Place 1 for a three (3) year term, and one (1) Council member to Place 6 for a three (3) year term; providing for the appointment of election officers; providing for the designation of the places and manner of holding said election; providing for the designation of the early voting clerk, providing for the posting and publication of notice; providing for a severability and conflicts clause; and providing for an immediate effective date. (Town Attorney)

10. Public Hearing and action: regarding a Town-initiated rezoning of approximately 24 in size from Patio Home (PH) to Single-Family 3 (SF-3), generally located 400 feet east of the intersection of FM 423 and Sunland Park Drive. All interested citizens are welcome to attend the hearing and participate in the same. (Please fill out form on table outside chamber doors and present to the Town Secretary prior to the meeting, if desire to speak.)

A. Staff Report.

B. Open Public Hearing.

C. Applicant Presentation.
D. Receive Public Comments.

E. Close Public Hearing.

F. Discussion and Action to adopt Ordinance No. 1051 an Ordinance of the Town of Little Elm, Texas amending the Comprehensive Zoning Ordinance (#226) of the Town of Little Elm, Texas, and Ordinance # 496, herefore amended, by changing the zoning on approximately 24 acres of land, generally located at the intersection of FM 423 and Sunland Park Drive from Patio Home (PH) to Single-Family 3 District (SF-3); providing a saving clause; correcting the official zoning map; providing a penalty; providing for a severability clause; providing a repealer clause; and providing for an effective date. (Planning Manager)

11. Presentation and Announcements: Persons may address the Town Council on any issue. This is the appropriate time for citizens to address the 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.

12. 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 May 3, 2011 Work Shop, Public Hearings and Regular Meeting. (Town Secretary)

B. Minutes of the May 10, 2011 Town Council Work Shop. (Town Secretary)

C. Reappointment of Members Roger Housel, Julie Lawson, Jeannette Westenhoefer, and Cynthia Mayes to the Community Development Corporation for two year terms expiring June 1, 2013. (Parks & Recreation Director)

D. Final Plat WPP Addition located at 25621 Smotherman Road, (1) single-family lot consisting of 1.1981 acres. (Planning Manager)

E. Approve Engineering Survey Task Order for Phase 1 of a Survey Monumentation Network between the Town of Little Elm and Halff Associates, Inc. for the amount
of $17,500.00 and authorize the Town Manager to execute a contract for the same. (Director of Development Services)

F. Approve Task Order for construction material testing on the 2011 Annual Street Maintenance Improvements between the Town of Little Elm and Alliance Geotechnical Group for the estimated amount of $7,595.50 and authorize the Town Manager to execute contract for the same. (Director of Development Services)

G. Approve an Engineering Task Order to prepare a TCEQ Major Permit Amendment between the Town of Little Elm and TRC Engineers, Inc. for the amount of $15,000.00 and authorize the Town Manager to execute contract for the same. (Director of Development Services)

13. Reports and requests for Town Council consideration and appropriate action:

A. Discussion and Action to adopt Ordinance No. 1052 an Ordinance of the Town of Little Elm, Texas amending the Code of Ordinances of the Town of Little Elm, Texas, by repealing the existing Water Conservation and Drought Contingency Plans and adopting a Combined Water Conservation and Drought Contingency and Water Emergency Response Plan for the Town of Little Elm to promote responsible use of water and to provide penalties and/or the disconnection of water service for noncompliance with the provisions of the Water Conservation and Drought Contingency and Water Emergency Response Plan; providing for the repeal of conflicting Ordinances; providing a savings and a severability clause; providing for an effective date. (Public Works Director)

B. Discussion and Action to approve the Guaranteed Maximum Price Amendment #2 to the Construction Manager at Risk Agreement for construction of the Recreation Center and Senior Center between the Town of Little Elm and Adolfson & Peterson in the amount of $5,847,326.00 and authorize the Town Manager to execute contract for the same. (Director of Development Services)

C. Discussion and Action to adopt Resolution No. 05171102 to provide funding for certain street and roadway improvements (Witt Road Bridge Project) within the Town and authorize the Town Manager to execute the Denton County Interlocal Agreement to provide up to $1,117,000.00 in funding for the same. (Director of Development Services)

D. Discussion and Action to approve an Engineering Task Order for the design of FM 423 North-Water and Sewer Relocations between the Town of Little Elm and Freese & Nichols for the amount of $297,667.00 and authorize the Town Manager to
execute a contract for the same. (Director of Development Services)

E. Discussion and Action to approve an Engineering Task Order for the design of the West Side-Water and Sewer Bores between the Town of Little Elm and Freese & Nichols for the amount of $45,000.00 and authorize the Town Manager to execute a contract for the same. (Director of Development Services)

F. Discussion and Action to appointment a member to the Economic Development Corporation Board to fill a vacancy of an unexpired term ending 09-30-2012. (Council)

14. The Town Council will hold a Closed (executive) session meeting pursuant to Chapter 551, Texas Government Code, Vernon’s Texas Code Annotated, in accordance with the authority contained in:

A. Section 551.087: of the Texas Government Code to deliberate regarding commercial or financial information that the Town of Little Elm has received from a business prospect(s), and to deliberate the offer of a financial or other incentive to a business regarding a medical facility.

15. Reconvene into Open Session: Discussion and consideration to take any action necessary as the result of the Closed (executive) session.

A. Section 551.087: of the Texas Government Code to deliberate regarding commercial or financial information that the Town of Little Elm has received from a business prospect(s), and to deliberate the offer of a financial or other incentive to a business regarding a medical facility.

16. FYI: (All matters are provided to the Town Council for informational purposes only)

A. Town Secretary Monthly Report for April 2011.


17. 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. **BRAILLE IS NOT PROVIDED.**

Respectfully,

[Signature]

Town Secretary

This is to certify that the above notice was posted on the bulletin board at the Town Hall Center this 13th day of May 2011.