

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

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

**Workshop, Public Hearing & Regular Council**

**Tuesday, February 5, 2013 - 6:00 PM  
Town Hall Center---Council Chamber---100 W Eldorado Parkway**

1. Presentations:

- A. Little Elm American Legion Post 182 will be present to present Fallen Soldier Memorial Plaques to area families who have lost a loved one while serving our great nation

2. Call to Order Council Work Shop at 6:00 p.m.

- A. Items to be withdrawn from Consent Agenda.
- B. Emergency Items if posted.
- C. Request by the Town Council for items to be placed on a future agenda for discussion, and recognition of excused absences.
- D. Discussion regarding Woodlake Parkway (FM 720) –Proposed Road Closures- Woodlake Parkway and Lake Trail. (Director of Development Services)
- E. Discussion regarding Beard Park-USACE land swap classification. (Director of Development Services)
- F. Discussion regarding Digital billboard exchange agreement with Brown Outdoor Advertising. (Planning Manager)
- G. Discussion of Ordinance No. 1129 creating a Multi-Family Dwellings section of Article VII of Chapter 102 relating to Solid Waste. (Public Works Director)

H. Discussion on the Adopt-A-Street Program. (Public Works Director)

I. Discussion regarding PEG Funds. (Town Manager)

J. 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.

K. Council to highlight items on the agenda needing further discussion or comments prior to the regular session.

3. Roll Call/Call to Order Public Hearings and Regular Town Council Immediately Following Council Workshop.

4. Opening Prayer: Rev. James M. Hutchins-New Life Community Church.

5. 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.

6. Public Hearing regarding a request for a Specific Use Permit for a Private School (Montessori) on approximately 1.116 acres of land, generally located at the northwest corner of FM 423 & Witt Road, currently zoned Light Commercial district (LC). All interested citizens are welcome to attend the hearing and participate in same. (Please fill out form on table outside of council chambers if desire to comment and present to the Town Secretary prior to meeting)

A. Staff Comments.

B. Open Public Hearing.

C. Applicant Presentation.

D. Receive Public comments.

E. Close Public Hearing.

F. Discussion and Action to adopt/deny Ordinance No. 1130 and Ordinance of the Town of Little Elm, Texas, amending the Comprehensive Zoning Ordinance of the Town of Little Elm, Texas, herefore amended, by issuing a Specific Use Permit for a Private School (Montessori) use on property currently zoned Light Commercial District (LC), located at the northwest corner of FM 423 & Witt Road, providing that this Specific Use Permit is established subject to certain conditions as set forth herein; providing a savings clause; correcting the official zoning map; providing a penalty; providing a severability clause; providing a repealer clause; and providing an effective date. (Planning Manager)

7. Public Hearing regarding a Town-initiated request to rezone approximately 7 acres of land from Multi-Family district (MF) to Single Family district (A2), generally located west of Lobo Lane and approximately 2000 feet south of Eldorado Parkway, within Little Elm town limits. All interested citizens are welcome to attend the hearing and participate in same. (Please fill out form on table outside of council chambers if desire to comment and present to the Town Secretary prior to meeting)

A. Staff Comments.

B. Open Public Hearing.

C. Applicant Presentation.

D. Receive Public comments.

E. Close Public Hearing.

F. Discussion and Action to adopt Ordinance No. 1131 and Ordinance of the Town of Little Elm, Texas, amending the Comprehensive Zoning Ordinance of the Town of Little Elm, Texas, herefore amended, by changing the zoning on approximately 7 acres of land from Multi-Family District (MF) to Single Family District (A2),

generally located west of Lobo Lane and approximately 2000 feet south of Eldorado Parkway, providing a savings clause; correcting the official zoning map; providing a penalty; providing a severability clause; providing a repealer clause; and providing an effective date. (Planning Manager)

8. Public Comments: 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.
  
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 15, 2013 Workshop and Regular Meeting. (Town Secretary)
  
  - B. Minutes of the January 22, 2013 Special Meeting and Workshop. (Town Secretary)
  
  - C. Approve Joint Election Agreement and Contract for Election Services between the Denton County Elections Administrator and Town; authorize Mayor to execute contract for same. (Town Secretary)
  
  - D. Final Plat Dollar General, Lot 1, Block A from Claymoore Engineering, Inc., generally located south of Eldorado Parkway, approximately 375 feet east of Lobo Lane, within Town Limits. (Planning Manager)
  
  - E. Approval of Final Payment to release retainage to Adolfson & Peterson in the amount of \$239,568.40 for construction of the Recreation Center and \$77,051.63 for construction of the Senior Center. (Director of Development Services)
  
  - F. Approval of Final Payment to release retainage to Quality Excavation, Ltd. of Aubrey, Texas in the amount of \$96,807.60 for construction of the Lobo Lane Improvements. (Director of Development Services)
  
  - G. Approval of Change Order #1 and Final Payment to release retainage to Pittard Construction, Inc. of Allen, Texas in the amount of \$39,877.93 for construction of

the FM 423 North-Water and Sewer Line Relocations-Phase 1. (Director of Development Services)

H. Final Acceptance of water, sewer, drainage, and street improvements for Sunset Pointe Phase 24. (Director of Development Services)

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

A. Discussion and Action to approve Interlocal Cooperative Agreement between the Town of Little Elm and Little Elm Independent School District for Facility Usage and authorize the Town Manager to execute the same. (Assistant Town Manager)

B. Discussion and Action on recommendation from the Parks and Recreation Board and Staff to utilize \$27,000.00 of the Park Development Fund to provide improvements to the Little Elm Park Sports Fields. (Parks Director)

C. Discussion and Action to approve a Task Order for the West Side Water and Sewer CCN Expansion between the Town of Little Elm and TRC Engineers, Inc. for the amount of \$21,474.00 and authorize the Town Manager to execute a contract for the same. (Director of Development Services)

D. Discussion and Action to approve a Task Order for USACE land designation swap to expand Beard Park between the Town of Little Elm and Halff Associates, Inc. for the amount of \$104,800.00 and authorize the Town Manager to execute a contract for the same. (Director of Development Services)

E. Discussion and Action to adopt Ordinance No. 1133 an Ordinance of the Town of Little Elm, Texas amending the Town's Budget for the Fiscal Year October 1, 2012 through September 30, 2013, so as to include therein certain adjustments which are for General Fund and Special Revenue Fund appropriations and are not included in the current year budget; providing that expenditures from said fiscal year shall be made in accordance with said amended budget; and providing for an effective date. (Finance Director)

11. Executive Closed Session of the Town Council: The Town Council will now hold a Closed Executive Session meeting pursuant to the provisions of Chapter 551 of the Texas Government Code in accordance with the authority within:

A. Section 551.072 of Texas Government Code to discuss or deliberate the purchase,

exchange, lease, or value of real property by the LEEDC.

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

A. Section 551.072 of the Texas Government Code to discuss or deliberate the purchase, exchange, lease, or value of real property by the LEEDC.

13. Adjourn Work Shop and Regular Meeting.

**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,

Town Secretary

**This is to certify that the above notice was posted on the bulletin board at the Town Hall Center this 1st day of February 2013.**