

**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, May 6, 2014 - 6:00 PM

Town Hall Center---Council Conference Room & Chamber---100 W Eldorado Parkway

1. 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 - A. Items to be withdrawn from Consent Agenda.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. Presentation by Staff on the 2014 Annual Street Maintenance Program. (Director of Development Services)
 - E. Presentation by Staff on concepts for the Walker Lane elevated tank. (Director of Development Services)
 - F. Discussion regarding Safe Room Grant Award. (Director of Development Services)
 - G. Discussion regarding Relief from Tree Preservation Ordinance. (Community Services Manager)
 - H. 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.

- I. Council to highlight items on the agenda needing further discussion or comments prior to the regular session.
2. Roll Call/Call to Order Regular Town Council Immediately Following Council Workshop.
3. Opening Prayer: Curtis Cornelious-Praise Fellowship Worship Center.
4. 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.
5. Presentations:
 - A. Proclamation proclaiming May as Motorcycle Safety and Awareness Month.
(Mayor)
 - B. Proclamation proclaiming May 18th- 24th as "National Public Works Week"
"Building for Today, Planning for Tomorrow". (Mayor)
6. Public Hearing regarding request to rezone approximately 4.6 acres of land from Planned Development-Light Commercial district (PD-LC) to Planned Development-Light Commercial district (PD-LC) in order to modify screening regulations, generally located east of Witt Road and directly south of Marina Vista Subdivision, 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 Report.
 - B. Open Public Hearing.

C. Receive Public Comments.

D. Close Public Hearing.

E. Discussion and Action to adopt Ordinance No. 1215 an Ordinance of the Town of Little Elm, Texas, amending the Comprehensive Zoning Ordinance, herefore amended, by changing the zoning on approximately 4.6 acres of land from Planned Development-Light Commercial district (PD-LC) to Planned Development-Light Commercial district (PD-LC) to modify screening requirements, generally located east of Witt Road and directly south of Marina Vista Subdivision; 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.
(Community Services Manager)

7. 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. 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. 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. Accept Minutes of the April 15, 2014 Workshop and Regular Meeting. (Town Secretary)

B. Approve Final Plat (Johnny Joe's) FM 720-Lobo Lane Addition, Lot 1, Block A, from Michael Peoples Engineers and Planners, generally located on the southeast corner of Eldorado Parkway and Lobo Lane, within Little Elm Town limits.
(Community Services Manager)

C. Approve Final Plat (Valencia on the Lake, Phase 1), from Petitt Barraza, LLC, generally located south of Rockhill Parkway between Cortes de Pallas Drive and Riola Drive, within Little Elm's ETJ. (Community Services Manager)

D. Approve Final Plat (Rockhill Parkway) from Petitt Barraza, LLC generally located along the Valencia peninsula, within Little Elm's ETJ. (Community Services Manager)

E. Approval and Acceptance of Budget Report period ending March 31, 2014.
(Finance Director)

F. Approve Resolution No. 05061403 a Resolution of the Town Council of the Town of Little Elm, Texas, denying the Rate Increase requested by ATMOS Energy, Corp., Mid-Tex Division under the Company's 2014 Annual Rate Review Mechanism Filing in all Cities exercising original jurisdiction; requiring the company to reimburse Cities' reasonable rate making expenses pertaining to review of the RRM; authorizing the Town's participation with ATMOS Cities Steering Committee in any appeal filed at the Railroad Commission of Texas by the Company; requiring the Company to reimburse Cities' reasonable rate making expenses in any such appeal to the Railroad Commission; determining that this Resolution was passed in accordance with the requirements of the Texas Open Meetings Act; adopting a saving clause; and requiring delivery of this Resolution to the Company and the Steering Committee's Legal Counsel. (Finance Director)

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

A. Discussion and Action to approve Agreement between the Town of Little Elm and Patricia Adams for services as presiding Municipal Judge and Magistrate of the Little Elm Municipal Court for a period of two years. (May 15, 2014 to May 15, 2016). (Finance Director)

B. Discussion and Action to consider all matter incident and related to the issuance and sale of Town of Little Elm, Texas General Obligation Refunding Bonds, Series 2014, not to exceed in aggregate principal amount of Five Million Two Hundred and Forty-Five Thousand Dollars (\$5,245,000) including the adoption of Ordinance No. 1216 authorizing the issuance of such bonds, establishing parameters for the sale and issuance of such bonds and delegating certain matters to an authorized official of the Town. (Finance Director)

C. Discussion and Action to approve Concession Agreement the Town of Little Elm and Service Pro Co. for the operation of the Light House Grill at Little Elm Park Beach. (Parks and Recreation Director)

D. Discussion and Action to approve Interlocal Agreement between the Town of Little Elm and Little Elm Independent School District (LEISD) for joint use of fueling station and authorize the Town Manager to execute the same. (Assistant Town Manager)

- E. Discussion and Action to adopt Resolution No. 05061401 and Resolution No. 05061402 for both the Trail Grant Applications for (Harts Branch and Brent Elementary Trails) and authorize the Town Manager to execute agreements for the same. (Director of Development Services)
- F. Discussion and Action to approve Design Task Order for Lakefront Trail between the Town of Little Elm and TRC Engineers, Inc. for the amount of \$236,503.00 and authorize the Town Manager to execute contract for the same. (Director of Development Services)
- G. Discussion and Action to award Change Order #1 to the Landscape Services Contract in the amount of \$11,150.00 to Haven Landscape and Irrigation of Frisco, Texas and authorize the Town Manager to execute a change order for the same. (Director of Development Services)
- H. Discussion and Action to award Change Order #2 to the construction contract for the FM 423 North-Water and Sewer Line Relocations-Phase II Improvements in the amount of \$81,408.00 to Quality Excavation, Ltd. of Aubrey, Texas and authorize the Town Manager to execute for the same. (Director of Development Services)
- I. Discussion and Action to adopt Ordinance No. 1217 an Ordinance of the Town of Little Elm, Texas establishing a Four-Way Stop Sign at the Intersection of Woodlake Parkway and Canyon Lake Drive, Little Elm, Denton County, Texas; providing for a penalty for the violation of this Ordinance; providing for repealing, savings and severability clauses; providing for an effective date of this Ordinance; and providing for the publication of the caption hereof. (Public Works Director)

10. Council will convene in Executive Session pursuant to Texas Government Code:

- A. Section 551.071 for private consultation with the Town Attorney to seek legal advice with respect to pending and contemplated litigation and including all matters on this agenda to which the Town Attorney has a duty under the Texas Rules of Discipline and Professional conduct regarding confidential communication with the Town Council.
- B. Section 551.072 to discuss certain matters regarding real property.
- C. Section 551.076 to discuss security matters.
- D. Section 551.087 to discuss Economic Development.

11. Reconvene into Open Session: Discussion and consideration to take any action necessary as the result of the Executive Session.
 - A. Section 551.071 for private consultation with the Town Attorney to seek legal advice with respect to pending and contemplated litigation and including all matters on this agenda to which the Town Attorney has a duty under the Texas Rules of Discipline and Professional conduct regarding confidential communication with the Town Council.
 - B. Section 551.072 to discuss certain matters regarding real property.
 - C. Section 551.076 to discuss security matters.
 - D. Section 551.087 to discuss Economic Development.
12. 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. **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 2nd day of May 2014.