

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

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

Workshop and Regular Council Meeting

**Tuesday, October 21, 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 - A. Items to be withdrawn from Consent Agenda.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. Discussion regarding proposed Ordinance to provide a Cost Recovery Program for Hazardous Material Incidents and other Specialized Emergency Situations. (Fire Chief-Joe Florentino)
 - E. Receive brief report from Council members who attended the TML Conference on the benefits they received from their visit to the conference. (Mayor David Hillock and Council members Stephanie Shoemaker, Katie Gipson, and James Dominy)
 - F. 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.
 - G. 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: Minister Kim Bryant--New Life Community Church,
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. Presentation:
 - A. Recognition: Town Manager to recognize Public Works Director Kevin Mattingly on his Six Sigma Certification. (Town Manager-Matt Mueller)
 - B. Presentation: Robert Medigovich Municipal Coordinator Community Waste Disposal to present Keep Texas America Beautiful Award. (Robert Medigovich – CWD)
6. 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.
7. 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 September 16, 2014 Workshop Public Hearing and Regular Meeting. (Town Secretary-Kathy Phillips)
 - B. Accept Minutes of the September 29, 2014 Special Meeting. (Town Secretary-Kathy

Phillips)

- C. Final Plat Navo Retail Center, from Cole Design Group, Inc. generally located north of University Drive and 500 feet west of Navo Road, within Little Elm town limits. (Community Services Manager-Dusty McAfee)

- D. Resolution No. 10211410 to provide funding for certain street and roadway improvements (Navo Road) within the Town and authorize the Town Mayor to execute the Denton County Interlocal Agreement to provide up to \$600,000.00 in funding for the same. (Director of Development Services-Jason Laumer)

- E. Resolution No. 10211402 a Resolution of the Town Council of the Town of Little Elm, Texas, approving rules for Electronic Receipt of Bids or Proposals; providing for a severability clause; and providing for an effective date. (Purchasing Agent-Dawn Berry)

- F. Resolution No. 10211403 a Resolution of the Town Council of the Town of Little Elm, Texas, delegating authority to the Town's Purchasing Agent to determine the best method of procurement for the purchase of goods and services; and providing for an effective date. (Purchasing Agent-Dawn Berry)

- G. Resolution No. 10211404 a Resolution of the Town Council of the Town of Little Elm, Texas, adopting the U.S. Department of Labor's Wage Rates for Denton County, Texas, for all Town Public Works Contracts; and providing for an effective date. (Purchasing Agent-Dawn Berry)

- H. Authorization to procure services of Action Collision of Little Elm to complete the repairs to hail damaged vehicles from the April 2014 storm and issuance of a purchase order pending approval. (Fleet Services Manager-David Burkard)

- I. Authorize final payment of \$28,716.60 to Quality Excavation, LTD of Aubrey, Texas to close out the Marion Drive Reconstruction Contract and authorize the Town Manager to execute the same. (Director of Development Services-Jason Laumer)

- J. Authorize an additional payment of \$18,500.00 to Redden Concrete, Inc. of Blue Ridge, Texas to close out the Town's Little Elm Park-Phase I Construction Contract and authorize the Town Manager to execute the same. (Director of Development Services)

- K. Authorization to procure and replace six pieces of Parks equipment from Vehicle/Equipment Replacement Fund (VERF) and Parks Capital from Toro in an amount not to exceed \$263,891.64. (Purchasing Agent-Dawn Berry)

 - L. Authorization to procure an electronic procurement solution for use by purchasing agent, vendors and staff; approving a 5 year agreement for an amount not to exceed \$51,500 over five years with Ion Wave Technologies Inc. (Purchasing Agent-Dawn Berry)
8. Reports and requests for Town Council consideration and appropriate action:
- A. Discussion and Action to approve Children’s Advocacy Center “Fair Share” Agreement in the amount of \$54,243.00. (Chief of Police-Waylan Rhodes)

 - B. Discussion and Action to re-appoint or appoint members per the Committee recommendation for the two (2) open positions on the EDC Board of Directors with terms expiring October 31, 2017. (EDC President-Jason Olson)

 - C. Discussion and Action to approve Chapter 380 Grant Agreement by and between the Town of Little Elm and Pulte Homes of Texas LP (“The Company”) for the purpose of generating Use Tax Revenue to the Town and further providing for an Economic Development Grant to the Company. (Finance Director-Alan Dickerson)

 - D. Discussion and Action to approve the proposal for purchase of Motorola Public Safety Radios in an amount not to exceed \$543,389.18 and the issuance of a purchase order pending approval. (Fire Chief-Joe Florentino)

 - E. Discussion and Action to approve all matters incident and related to declaring expectation to reimburse expenditures with proceeds of future debt, including the adoption of a Resolution No. 10211401 pertaining thereto. (Public Safety Equipment and Vehicles) (Finance Director-Alan Dickerson)

 - F. Discussion and Action to approve Digital Billboard Exchange Agreement with Brown Outdoor Advertising. (Community Services Manager-Dusty McAfee)

 - G. Discussion and Action to approve Resolution No. 10211405 a Resolution setting date, time and place for two Public Hearings on the proposed annexation of certain property by the Town of Little Elm, Texas, authorizing and directing the Planning Director to publish notices of such public hearings, and direct Staff to develop a Service Plan (Sullivan Tract) (Community Services Manager-Dusty McAfee)

- H. Discussion and Action to approve Resolution No. 10211406 a Resolution setting date, time and place for two Public Hearings on the proposed annexation of certain property by the Town of Little Elm, Texas, authorizing and directing the Planning Director to publish notices of such public hearings, and direct Staff to develop a Service Plan (Lincoln Park Tracts A&D) (Community Services Manager-Dusty McAfee)

- I. Discussion and Action to approve Resolution No. 10211407 a Resolution setting date, time and place for two Public Hearings on the proposed annexation of certain property by the Town of Little Elm, Texas, authorizing and directing the Planning Director to publish notices of such public hearings, and direct Staff to develop a Service Plan (Lincoln Park Tract B) (Community Services Manager-Dusty McAfee)

- J. Discussion and Action to approve Resolution No. 10211408 a Resolution setting date, time and place for two Public Hearings on the proposed annexation of certain property by the Town of Little Elm, Texas, authorizing and directing the Planning Director to publish notices of such public hearings, and direct Staff to develop a Service Plan (Lincoln Park Tract C) (Community Services Manager-Dusty McAfee)

- K. Discussion and Action to approve Resolution No. 10211409 a Resolution setting date, time and place for two Public Hearings on the proposed annexation of certain property by the Town of Little Elm, Texas, authorizing and directing the Planning Director to publish notices of such public hearings, and direct Staff to develop a Service Plan (Lincoln Park Tract F) (Community Services Manager-Dusty McAfee)

- L. Discussion and Action to approve the four (4) Interlocal Agreements separately (1) A&D, (2) B, (3) C, and (4) F to Allocate to the ETJ of the Town of Little Elm Designated Portions of the EJT of the Town of Lincoln Park between the Town of Little Elm and Town of Lincoln Park and to Allow the Annexation of Property into the Town of Little Elm and authorize the Town Manager to execute the same . (1) A&D. (Director of Development Services-Jason Laumer)

- M. Discussion and Action to approve the four (4) Interlocal Agreements separately (1) A&D, (2) B, (3) C, and (4) F to Allocate to the ETJ of the Town of Little Elm Designated Portions of the EJT of the Town of Lincoln Park between the Town of Little Elm and Town of Lincoln Park and to Allow the Annexation of Property into the Town of Little Elm and authorize the Town Manager to execute the same . (2) B. (Director of Development Services-Jason Laumer)

- N. Discussion and Action to approve the four (4) Interlocal Agreements separately (1) A&D, (2) B, (3) C, and (4) F to Allocate to the ETJ of the Town of Little Elm

Designated Portions of the EJT of the Town of Lincoln Park between the Town of Little Elm and Town of Lincoln Park and to Allow the Annexation of Property into the Town of Little Elm and authorize the Town Manager to execute the same . (3) C. (Director of Development Services-Jason Laumer)

O. Discussion and Action to approve the four (4) Interlocal Agreements separately (1) A&D, (2) B, (3) C, and (4) F to Allocate to the ETJ of the Town of Little Elm Designated Portions of the EJT of the Town of Lincoln Park between the Town of Little Elm and Town of Lincoln Park and to Allow the Annexation of Property into the Town of Little Elm and authorize the Town Manager to execute the same . (4) F. (Director of Development Services-Jason Laumer)

P. Discussion and Action to approve Development Agreement for the Smothermon Road Property between the Town of Little Elm, and Mack Smothermon, George Marion, and Bloomfield Homes, L.P. and authorize the Town Manager to execute agreement for the same. (Director of Development Services-Jason Laumer)

Q. Discussion and Action to approve the selection of Barker Rinker Seacat (BRS) as the consultant for the design of Recreation Center Expansion and approve Feasibility Study for the preliminary design of the Recreation Center Expansion between the Town of Little Elm and Barker Rinker Seacat Architecture P.C. for the amount of \$13,770.00 and authorize the Town Manager to execute contract for the same. (Director of Development Services-Jason Laumer)

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

A. Town Secretary

B. Development Services

C. Parks, Recreation and Library

D. Public Works

E. Fire Department

F. Police Department

G. Denco 9-1-1 appointment

10. Council will convene in Executive Session: The Little Elm Town Council will now hold a Joint Closed Executive Session with the Little Elm Economic Development Corporation pursuant to the provisions of Chapter 551 of the Texas Government Code in accordance with the authority contained in:

A. Section 551.087 and 551.071 of the Texas Government Code to discuss or deliberate regarding commercial or financial information that the Town Council has received from a business prospect, and or to deliberate the offer of a financial or other incentive with a business prospect, and to receive legal advice from its attorney regarding the same.

B. Section 551.072 to discuss certain matters regarding real property.

C. Section 551.076 to discuss security matters.

11. Reconvene into Open Session: The Little Elm Town Council will now reconvene into Regular Session pursuant to provisions of Chapter 551 of the Texas Government Code to take any action necessary regarding the items discussed in executive session.

A. Section 551.087 and 551.071 of the Texas Government Code to discuss or deliberate regarding commercial or financial information that the Town Council has received from a business prospect, and or to deliberate the offer of a financial or other incentive with a business prospect, and to receive legal advice from its attorney regarding the same.

B. Section 551.072 to discuss certain matters regarding real property.

C. Section 551.076 to discuss security matters.

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,



Casey Hill

Town Secretary

This is to certify that the above notice was posted on the bulletin board at the Town Hall Center this 17th day of October 2014.