

**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, November 18, 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 - A. Items to be withdrawn from Consent Agenda.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. Discuss upcoming development-related ordinance revisions. (Community Services Manager-Dusty McAfee)
 - E. Discussion regarding request by developer to release ETJ adjacent to Oak Point along FM 720 near Lloyd's Road (just south of Lincoln Park ETJ). (Director of Development Services-Jason Laumer)
 - 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: 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. 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.
6. Public Hearing regarding request for a Specific Use Permit for Auto Leasing and to prohibit certain undesirable uses on approximately 1.707 acres of land, generally located at south of Eldorado Parkway and 400 feet west of Lobo Lane, 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 Ordinance No. 1240 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 Auto Leasing Use and to prohibit certain undesirable uses on approximately 1.7 acres of land current zoned Light Commercial District (LC) generally located at the south of Eldorado Parkway and 400 west of Lobo Lane, 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. (Community Services Manager-Dusty McAfee)

7. Public Hearing regarding request to repeal/terminate/expire a Specific Use Permit (#935) for Public Assembly on approximately 26.864 acres of land, generally located south of the intersection of University Drive and Gardenia Boulevard, currently zone Multi-Family district (MF) within 380 Overlay District. 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. 1241 and Ordinance of the Town of Little Elm, Texas, amending the Comprehensive Zoning Ordinance of the Town of Little Elm, Texas, herefore amended, by expiring/terminating/repealing an existing Specific Use Permit (#935) for Public Assembly Use on approximately 26.864 acres of land currently zoned Multi-Family District with 380 Overlay (MF-380), generally located at the south of the intersection of University Drive and Gardenia Boulevard; 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. (Community Services Manager-Dusty McAfee)
8. Public Hearing regarding request to rezone approximately 16.623 acres of land from Light Industrial district (LI) within 380 Overlay district to Planned Development –Light

Industrial district (PD-LI) within 380 Overlay district to allow for Heavy Equipment Sales, Service, Leasing, and Display, generally located on the southwest corner of University Drive and FM 1385, 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. 1242 and Ordinance of the Town of Little Elm, Texas, amending the Comprehensive Zoning Ordinance of the Town of Little Elm, Texas, by rezoning approximately 16.6 acres of land from Light Industrial District with 380 Overlay (LI-380) to Planned Development Light Industrial District with 380 Overlay (PD-LI-380) to allow for a Heavy Equipment Dealership, generally located at the Southwest Corner of University Drive and F.M. 1385; 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-Dusty McAfee)

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. Accept Minutes of the November 4, 2014 Workshop and Regular Meeting. (Town Secretary-Kathy Phillips)

B. Final Plat Brentwood Phase 2 from Dowdey, Anderson & Associates, generally located along Candler Club Way and Windward Drive, within Little Elm town limits. (Community Services Manager-Dusty McAfee)

- C. Final Plat Paloma Creek South Phase 3B1 from Petitt Barraza, LLC, generally located along Snowbird Drive and Pigeon Hawk Drive, in Little Elm's ETJ. (Community Services Manager-Dusty McAfee)
 - D. Final Plat Paloma Creek South Phase 3B2 from Petitt Barraza LLC, generally located along Roadrunner Drive and Spoonbill Drive, in Little Elm's ETJ. (Community Services Director-Dusty McAfee)
 - E. Final Plat Paloma Creek South Phase 10A from Petitt Barraza LLC, generally located along Rivers Creek Lane and north of Eppright Drive, in Little Elm's ETJ. (Community Services Manager-Dusty McAfee)
 - F. Preliminary Plat Paloma Creek South Phase 11 from Petitt Barraza LLC, generally located along Nichols Drive and Conway Drive, in Little Elm's ETJ. (Community Services Manager-Dusty McAfee)
 - G. Approval of capital lease with HP Financial Service and authorize the Town Manager to execute any and all documents pertaining to the lease agreement of information technology equipment. (Finance Director-Alan Dickerson)
 - H. Authorize purchase of vehicles from various sources at the unit prices listed for an amount not to exceed \$431,512.04. (Purchasing Agent-Dawn Berry)
10. Reports and requests for Town Council consideration and appropriate action:
- A. Discussion and Action to adopt Ordinance No.1237 an Ordinance of the Town of Little Elm, Texas, amending Chapter 42 of the Little Elm Code of Ordinances by providing a new section 42.2, "Cost Recovery," to provide for a cost recovery program for "Hazardous Material Incidents and other Specialized Emergency Situations; adopting fees; repealing all conflicting ordinances; providing a saving clause; severability clause; and effective date. (Fire Chief-Joe Florentino)
 - B. Discussion and Action to Consider all matters incident and related to the issuance and sale of "Town of Little Elm, Texas, Tax Notes, Series 2014" including the adoption of Ordinance No.1239 authorizing the issuance of such notes. (in aggregate amount of \$1,990,000 for the purpose of acquiring public safety equipment) (Finance Director-Alan Dickerson)
 - C. Discussion and Action to approve a Chapter 380 Economic Development Program and Agreement between the Town of Little Elm and the Little Elm Economic

Development Corporation concerning a loan in the amount of \$2,600,000.00 for economic development purposes. (EDC Executive Director-Jennette Killingsworth)

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

- A. Town Secretary Monthly Report for October 2014.
- B. Development Services Monthly Report for October 2014.
- C. Parks, Recreation and Library Monthly Report for October 2014.
- D. Fire Department Monthly Report for October 2014.
- E. Police Department Monthly Report for October 2014.
- F. Public Work Monthly Report for October 2014.

12. 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 551.071 for private consultation with the Town Attorney to seek legal advice with respect to Chapter 380 Economic Development Program and Agreement between the Town of Little Elm and the Little Elm Economic Development Corporation concerning a loan in the amount of \$2,600,000.00 for economic development purposes.
- C. Section 551.072 to discuss certain matters regarding real property.
- D. Section 551.076 to discuss security matters.
- E. Section 551.087 to discuss Economic Development.

13. 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 551.071 for private consultation with the Town Attorney to seek legal advice with respect to Chapter 380 Economic Development Program and Agreement between the Town of Little Elm and the Little Elm Economic Development Corporation concerning a loan in the amount of \$2,600,000.00 for economic development purposes.

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

D. Section 551.076 to discuss security matters.

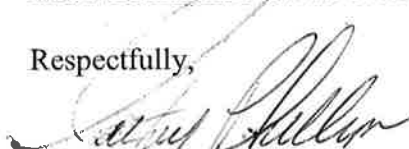
E. Section 551.087 to discuss Economic Development.

14. 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 14th day of November 2014.