

**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 3, 2015 - 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. Opening Prayer: Curtis Cornelious - Praise Fellowship Worship Center.
 - B. Items to be withdrawn from Consent Agenda.
 - C. Emergency Items if posted.
 - D. Request by the Town Council for items to be placed on a future agenda for discussion, and recognition of excused absences.
 - E. Presentation and discussion regarding Master Meter AMR Fixed Network Pilot Program and Symphony Software. (Director of Public Works-Kevin Mattingly)
 - F. Discussion regarding Guaranteed Maximum Price Amendment #1 of the Construction Manager at Risk contract with the Fain Group, Inc. for Town's Beard Park. (Director of Development Services-Jason Laumer)
 - G. Discussion on Development Agreement between the Town of Little Elm, 2931 Land, LP and CADG Holdings, LLC. (Director of Development Services-Jason Laumer)
 - H. Update on process of Strategic Plan and confirmation of date for Retreat. (Town Manager-Matt Mueller)
 - I. 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.

J. 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. 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.

4. 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.

5. 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 January 20, 2015 Workshop, Public Hearings and Regular Meeting. (Town Secretary-Kathy Phillips)

B. Joint Election Agreement & Contract for Election Services between the Town of Little Elm and Denton County Elections Administrator. (Town Secretary-Kathy Phillips)

- C. Final Plat Frisco Hills, Phase 3C from Petitt Barraza, LLC, generally located along Sundrop Drive and Mist Flower
 - D. Final Plat Frisco Hills, Phase 5B from Petitt Barraza, LLC, generally located along Yarrow Street and Horsetail Drive, within Little Elm's ETJ. (Community Services Manager-Dusty McAfee)
 - E. Final Plat Providence Valero from PM Design Group generally located on the northwest corner of University Drive and FM 2931, within the town limits. (Community Services Manager-Dusty McAfee)
 - F. Reappoint to the TIRZ#3 Board of Directors Chip Norman to Director 5, Katie Gipson to Director 6, and Stephanie Shoemaker to Director 7 for a term expiring December 31, 2016. (Town Secretary-Kathy Phillips)
 - G. Accept 2014 Annual Racial Profiling Report as presented. (Police Chief-Waylan Rhodes)
 - H. Approval to enter into an Agreement with Fire Recovery USA, LLC. (Purchasing Agent-Dawn Berry)
 - I. Approve contract for purchase of Jason Burgess Easement in the amount of \$65,000 and authorize the Town Manager to execute contract for the same. (Director of Development Services)
6. Public Hearing on request to replat five (5) separate residential lots on approximately 0.878 acres of land, cumulatively, generally located along Castleridge Drive and Woodgrove Drive, currently zoned Duplex district (D). 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 approve the proposed replat as presented. (Community Services Manager-Dusty McAfee)

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

A. Discussion and Action to adopt Ordinance No. 1263 an Ordinance of the Town Council of the Town of Little Elm, Texas, ordering a General Election to be held on Saturday, May 9, 2015, for the following purposes: Elect a Mayor for a three (3) year term, elect one (1) Council member from Place 3 for a three (3) year term, and elect one (1) Council member to Place 5 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 polling places; providing for the posting and publication of notice; providing a severability and conflicts clause; and providing for an immediate effective date. (Town Secretary-Kathy Phillips-Town Attorney Robert Brown)

B. Discussion and Action to adopt Ordinance No. 1264 an Ordinance on the Town Council of the Town of Little Elm, Texas, Denton County, Texas, amending the Town of Little Elm Code of Ordinances by amending Chapter 22, Article III, Building Regulations by adopting the International Building Code, 2012 Edition, with amendments; International Residential Code, 2012 Edition with amendments; International Mechanical Code, 2012 Edition with amendments; International Plumbing Code to include the International Private Sewage Disposal Code, 2012 Edition, with amendments; International Fuel Gas Code, 2012 Edition, with amendments; National Electrical Code, as published by the National Fire Protection Association, 2014 Edition, with amendments; International Energy Code, 2012 Edition, with amendments; International Property Maintenance Code, 2012, with amendments; International Swimming Pool and Spa Code, 2012 Edition, with amendments; and by Amending Chapter 50, Article III, Adoption of the Fire Code by adopting the International Fire Code, 2012 Edition, with amendments; providing a severability clause; providing a saving clause; providing a repealing clause; providing a penalty of fine to not exceed the sum of Two Thousand Dollars (\$2000) for each offense governing Fire Safety, Zoning or Public Health and Sanitation and the sum of Five Hundred Dollars (\$500.00) for all other offenses, and a separate offense shall be deemed committed each day or on which a violation occurs or continues; and providing for an effective date. (Community Services Manager-Dusty McAfee)

C. Discussion and Action to adopt Ordinance No. 1265 an Ordinance of the Town of Little Elm, Texas, amending Chapters 2 and 74 of the Town's Code of Ordinances, by amending Sections 2-165 through 25-169, Section 72-24, and Section 74-54, to

dissolve the Parks and Recreation Board and to vest the prior responsibilities of the Parks and Recreation Board upon the Board of Directors of the Town's Community Development Corporation; replacing all references to the Parks and Recreation Board with the Board of Directors of the Town's Community Development Corporation; providing for repealing, savings, and severability clauses; and providing an effective date. (Parks Director-Chad Hyde)

D. Discussion and Action to appoint to the Little Elm Community Development Corporation Board of Directors to fill vacancies: Edee Hansen term expiring 06-01-16, Robert Gwinn term expiring 06-01-16, and Steven Petrasic term expiring 06-01-15. (Parks Director - Chad Hyde)

E. Discussion and Action to approve the Guaranteed Maximum Price Amendment #1 of the Construction Manager at Risk Agreement for construction of Beard Park between the Town of Little Elm and Fain Group, Inc. in the amount of \$1,538,174.76 and authorize the Town Manager to execute a contract for the same. (Director of Development Services-Jason Laumer)

F. Discussion and Action to approve the Keck Development Agreement between the Town of Little Elm and 2931 Land L.P. and authorize the Town Manager to execute agreement for the same. (Director of Development Services-Jason Laumer)

G. Discussion and Action to approve the Lincoln Park Development Agreement between the Town of Little Elm and CADG Holdings, LLC and authorize the Town Manager to execute agreement for the same. (Director of Development Services-Jason Laumer)

H. Discussion and Action to appoint two (2) members of the Town Council to serve on the interview committee for all Board and Commission applicants for 2015. (Council)

8. 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.

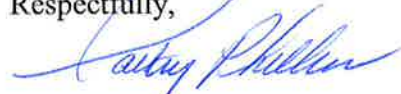
B. Section 551.072 to discuss certain matters regarding real property.

- C. Section 551.076 to discuss security matters.
 - D. Section 551.087 to discuss Economic Development.
9. 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.
10. 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 30th day of January 2015.