

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

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

Workshop, Public Hearings & Regular Council

Tuesday, March 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 - B. Items to be withdrawn from Consent Agenda.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. Discussion on boat ramp user fees in Little Elm Park. (Parks Director-Chad Hyde)
 - F. Discussion regarding Glen Cove Screening Walls and West Gateway Construction Contact with Quality Excavation. (Town Manager-Matt Mueller)
 - G. Presentation by Staff on the 2015 Street Maintenance Program. (Director of Development Services-Jason Laumer)
 - 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. 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 February 17, 2015 Workshop, Public Hearing and Regular Meeting. (Town Secretary-Kathy Phillips)
 - B. Accept Notes from the February 11, 2015 Council Retreat. (Town Secretary-Kathy Phillips)
 - C. Final Plat Paloma Creek South, Phase 9D2 from Petitt Barraza, LLC, generally located along Bird Creek Drive and Fossil Creek Drive, with Little Elm's ETJ. (Community Services Manager-Dusty McAfee)
 - D. Re-appointment-Appointments: Chris Norris re-appointed to position # 1 on the Board of Adjustment, expiring 02-28-17. John Ekes appointed to position #3 on the

Board of Adjustment, expiring 02-28-17. Bryan Lewis, Jr. appointed to position #4 on the Board of Adjustment, expiring 02-28-16. Lennie Wilder re-appointed to position #5 on the Board of Adjustment, expiring 02-28-17. Daniel Segreto appointed to position #6 on the Alternate Panel, expiring 02-28-17. Luke Powell re-appointed to position #7 on Alternate Panel, expiring 02-28-18. Wade Lowe appointed to position #8 on the Alternate Panel, expiring 02-28-16. Larry Wojcik appointed to position #9 on the Alternate Panel, expiring 02-28-17. Tyler Hook re-appointed to position #1 on the Planning and Zoning Commission, expiring 02-28-18. Brandy Moser appointed to position #4 on the Planning and Zoning Commission, expiring 02-28-18. (Community Services Manager-Dusty McAfee)

6. Public Hearing: on Town-initiated requests to amend the Future Land Use Plan to categorize approximately 46.967 acres of land as Low Density Residential and to rezone approximately 46.967 acres of land from Agricultural district (AG) to Single Family district (SF-4), generally located along Post Oak Lane and Cottonwood Lane, within Little Elm's 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. 1268 an Ordinance of the Town of Little Elm, Texas, amending the Future Land Use Plan of the 2008 Comprehensive Plan to categorize approximately 46.967 acres of land as Low Density Residential; amending the Comprehensive Zoning Ordinance of the Town of Little Elm, Texas, by zoning approximately 46.967 acres of land to Single Family 4 District (SF-4), generally located along Post Oak Lane and Cottonwood Lane, within Little Elm's town limits; 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: request for a Specific Use Permit for Minor Auto Repair and to prohibit certain undesirable uses on approximately 4.66 acres of land, generally located on the southwest corner of Eldorado Parkway and Lobo Lane, currently zoned Light Commercial district (LC) with an existing SUP for Child Care. 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. 1269 an Ordinance of the Town of Little Elm, Texas, amending the Comprehensive Zoning Ordinance of the Town of Little Elm, Texas, by issuing a Specific Use Permit for Minor Auto Repair Use and to prohibit certain undesirable uses on approximately 4.66 acres of land currently zoning Light Commercial District (LC) with an existing SUP for Child Care Center, generally located on the southwest corner of Eldorado Parkway and 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)

8. Public Hearings to consider the adoption of a Strategic Partnership Agreement between the Town of Little Elm and Denton County Fresh Supply District Nos. 8-A and 8-B (“Agreement”). Copies of the Agreement may be obtained from the Town Secretary’s office at Town Hall Center, 100 West Eldorado Parkway, Little Elm, Texas. (Members of the public who to present testimony or evidence regarding the proposed agreement shall be given an opportunity to do so during the public hearings. (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 1st Public Hearing.

C. Receive Public Comments.

D. Close 1st Public Hearing.

- E. Open 2nd Public Hearing.
 - F. Receive Public Comments.
 - G. Close 2nd Public Hearing.
 - H. Discussion and Action to approve a Strategic Partnership Agreement between the Town of Little Elm, Texas and Denton County Fresh Supply District Nos. 8-A and 8-B of Denton County, Texas. (Community Services Manager-Dusty McAfee)
9. Reports and requests for Town Council consideration and appropriate action:
- A. Discussion and Action to adopt Ordinance No.1271 an Ordinance of the Town of Little Elm, Texas, providing for the Limited Purpose Annexation of certain properties containing portions of Navo Road and an existing Elementary School Site, which properties described in Exhibits A through E attached hereto, extending the boundary limits of the Town so as to include the said properties within the corporate limits of the Town for Limited Annexation Purposes, providing for the filing of this Ordinance with the County Clerk; providing a savings clause; and providing a severability clause. (Community Services Manager-Dusty McAfee)
 - B. Discussion and Action to adopt Ordinance No.1272 an Ordinance of the Town of Little Elm, Texas amending The Code of Ordinances of the Town, by amending Chapter 70 (Offenses & Miscellaneous Provisions), in part, by revising Article III (Noise), an existing Article Regulating Noise; providing a saving clause; providing a penalty; providing a severability clause; providing a repealer clause; and providing an effective date. (Community Services Manager-Dusty McAfee)
 - C. Discussion and Action to adopt Ordinance No. 1273 an Ordinance of the Town Council of Little Elm, Texas (“Town”), authorizing certain budget amendments pertaining to the Fiscal Year 2014-2015 Budget; and providing an effective date. (Assistant Finance Director-Dianne Lawson)
 - D. Discussion and Action to adopt Ordinance No. 1274 of the Town of Little Elm, Texas amending the Master Parks and Recreation Fee Schedule set forth in Section 74-62 of the Little Elm Code of Ordinances, by amending Section 74-62 (D), “Boat Ramp User Fees-Little Elm Park;” amending all conflicting fee schedules; providing for a repealing, savings and severability clauses; and providing for an effective date of this Ordinance. (Parks Director-Chad Hyde)

E. Discussion and Action to award construction contract for the Glen Cove Screening Walls and West Gateway Improvements in an amount not to exceed \$1,122,683.00 to Quality Excavation, Ltd. of Aubrey, Texas and authorize the Town Manager to execute contract for the same. (Director of Development Services-Jason Laumer)

F. Discussion and Action to adopt Resolution No. 03031501 a Resolution of the Town Council of the Town of Little Elm, Texas, declaring the Town as a Hybrid Entity; designating the Town's Health Care Components; designating a HIPPA Privacy and Security Officer; and providing an effective date. (Town Attorney-Robert Brown)

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.

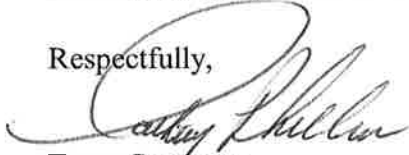
D. Section 551.087 to discuss Economic Development.

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,

A handwritten signature in cursive script, appearing to read "Cathy Hillier".

Town Secretary

This is to certify that the above notice was posted on the bulletin board at the Town Hall Center this 27th day of February 2015.