

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, August 18, 2015 - 6:00 PM

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

1. Call to Order Council Work Shop at 6:00 p.m.
 - A. Invocation:
 - B. Items to be withdrawn from Consent Agenda.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 enhancement to the Town's participation in the National League of Cities (NLC) Service Line Warranty Program called "Interior Plumbing & Drainage Protection Plan" commonly referred to by the "In Home Plumbing Maintenance" (IHPLM) warranty program offered by Utility Service Partners. Staff looking for council direction for Town Manager to approve an amendment to the agreement with Utility Service Partners Private Label, Inc. to participate in the Interior Plumbing & Drainage Protection Plan. (Public Works Director-Kevin Mattingly)
 - F. Presentation on Recreation Center Expansion. (Parks Director-Chad Hyde)
 - G. 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.

H. 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. Presentations:

A. Explorer presentation of trophies from regional and state competitions, explain process and acknowledgement of graduates. (Sergeant Nicole Shaw, CPPS-Police Department)

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. 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 August 4, 2015 Workshop, Public Hearings and Regular Meeting. (Town Secretary-Kathy Phillips)

B. Final Plat Paloma Creek South, Phase 11A from Pettitt Barraza, LLC, generally located along Emma Pearl Lane and Ada Lane, within Little Elm's ETJ.

(Community Services Manager- Dusty McAfee)

- C. Final Plat Denton/Paloma Addition, Lot 1, Block 1, (7-11 Navo) from Schaffer Construction LLC, generally located on the northwest corner of University Drive and Navo Road, within Little Elm town limits. (Community Services Manager – Dusty McAfee)

 - D. Final Plat Cottonwood Creek Southeast Addition, Lots 1-3, Block B, (Precision Family Dentistry) from Homeyer Engineering, Inc., generally located on the northeast corner of FM 423 and Martin Way, within the Little Elm town limits. (Community Services Manager – Dusty McAfee)

 - E. Accept Minutes of the August 10, 2015 Budget Workshop. (Town Secretary – Kathy Phillips)

 - F. Approve Draft Joint Election Agreement and Contract for Election Services with Denton County Elections. (Town Secretary – Kathy Phillips)

 - G. Revised CCN (Certificate of Convenience and Necessity) Agreement between the Town of Little Elm and Town of Lakewood Village and authorize the Town Manager to execute a contract for the same. (Director of Development Services – Jason Laumer)
7. 2nd Public Hearing: to consider the adoption of a Strategic Partnership Agreement between the Town of Little Elm and Denton County Fresh Water District No. 11-A (“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 present testimony or evidence regarding the proposed agreement shall be given the 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 2nd Public Hearing.

 - C. Receive Public Comments.

 - D. Close 2nd Public Hearing.

- E. Discussion and Action to approve a Strategic Partnership Agreement between the Town of Little Elm, Texas and Denton County Fresh Water Supply District No. 11-A of Denton County, Texas. (Community Services Manager-Dusty McAfee)
8. Public Hearing: regarding request to rezone approximately 17.232 acres of land, by revising Planned Development Ordinance No. 1212 to modify commercial design standards, generally located on the northwest corner of FM 423 and King Road, with in the Town Limits of Little Elm, Denton County, Texas. 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. 1292 an Ordinance of the Town of Little Elm, Texas amending the Comprehensive Zoning Ordinance of the Town of Little Elm, Texas, by rezoning approximately 17.232 acres of land from Planned Development (PD) Ordinance No. 1212 to Planned Development (PD) to modify Commercial Design Standards, generally located on the northwest corner of FM 423 and King Road, within Little Elm town limits; providing a savings clause; correcting the official zoning map; providing a penalty; providing a severability clause; providing a repealer clause; and providing for an effective date. (Community Services Manager-Dusty McAfee)
9. Public Hearing: Conduct first of two public hearing on the Town's proposed FY 2015-2016 tax rate as required by the Texas Constitution Truth-in-Taxation provisions. (Chief Financial Officer-Karla Stovall)
- A. Staff Comments:
 - B. Open Public Hearing.

C. Receive Public Comments.

D. Announcement: “The Little Elm Town Council will consider the ordinance to adopt the Tax Rate for the Town of Little Elm Fiscal Year 2016 at the September 15, 2015 Council Meeting at 6:00 p.m. at the Town Hall at 100 W. Eldorado Parkway, Little Elm, Texas 75068. Members of the public are encouraged to attend the hearings and express their views to the Mayor and Council.”

E. Close Public Hearing.

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

A. Discussion and Action to adopt Ordinance No.1291 an Ordinance of the Town of Little Elm, Texas, providing for Limited Purpose Annexation of a certain property containing a portion of Navo Road, which property is described in Exhibit A attached hereto, extending the boundary limits of the Town so as to include the said property within the corporate limits of the Town for Limited Annexation Purposes, providing the filing of this Ordinance with the County Clerk; providing a saving clause; providing a severability clause. (Community Services Manager-Dusty McAfee)

B. Discussion and Action to adopt Ordinance No.1293 an Ordinance of the Town Council of the Town of Little Elm, Texas, ordering a Special Election to be held on Tuesday November 3, 2015 for the following purpose: Voting “yes” or “no” on five (5) proposed Home-Rule Charter Amendments, providing for the appointment of elections officers; providing for the designation of polling places and manner of holding said election; providing for the designation of the early voting polling places; providing for the designation of the early voting clerk; providing for the posting and publication of notice; providing a severability clause and conflicts clause; and providing for an immediate effective date. (Town Secretary – Kathy Phillips)

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

A. Town Secretary Monthly Report for July 2015.

B. Development Services Monthly Report for July 2015.

C. Public Works Monthly Report for July 2015.

- D. Police Department Monthly Reports for July 2015.
 - E. Fire Department Monthly Reports for July 2015.
 - F. Parks, Recreation and Library Monthly Reports for July 2015.
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.
 - 1. Consider potential settlement of pending litigation with Town of Crossroads in Town of Crossroads et al v. Town of Little Elm, et al, Cause No. 15-02716-158, District Court of Denton County, Texas; and in Ex Parte Town of Little Elm, Cause No. 15-05247-367, District Court of Denton County, Texas.
 - 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.
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.
 - 1. Consider and take Action on Ordinance No. 1294 approving a boundary agreement and a compromise and settlement agreement with the Town of Crossroads, Texas, and authorizing the Mayor to execute such agreements.

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

C. Section 551.076 to discuss security matters.

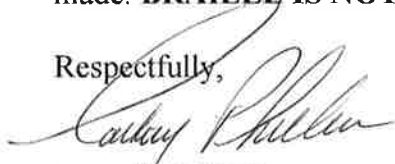
D. Section 551.087 to discuss Economic Development.

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 August 2015.