



**WORKSHOP & REGULAR MEETING
OF THE TOWN COUNCIL**

**Tuesday, May 18, 2021
6:00 PM**

**Little Elm Town Hall
100 W Eldorado Parkway, Little Elm, TX 75068**

1. **Call to Order Council Workshop at 6:00 p.m.**
 - A. Invocation.
 - B. Pledge to Flags.
 - C. Items to be Withdrawn from Consent Agenda.
 - D. Emergency Items if Posted.
 - E. Request by the Town Council for Items to be Placed on a Future Agenda for Discussion and Recognition of Excused Absences.
 - F. Presentation of Monthly Updates.
 - G. Town Council to Highlight Items on the Agenda Needing Further Discussion or Comments Prior to the Regular Session.
2. **Workshop.**
 - A. Present and Discuss **Upcoming Certificates of Obligation.**

3. **Roll Call/Call to Order Regular Town Council Immediately Following Council Workshop.**

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. **Presentations**

- A. Present a **Certificate of Recognition to April Pike-Thomas for her Donation to the Little Elm Animal Shelter.**
- B. Present a **Certificate of Recognition to Aidan Miller for his Donation to the Little Elm Animal Shelter.**
- C. Present a **Certificate of Recognition to Will Kelley-Weaver for his Donation to the Little Elm Animal Shelter.**
- D. Present a **Certificate of Recognition to Officer Claudio Coronado and Sergeant T.J. Gonzalez for Outstanding Customer Service.**
- E. Present a **Proclamation Recognizing May 16-22, 2021 as National Public Works Week.**

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. Consider Action to Approve the **Minutes from the May 4, 2021, Regular Town Council Meeting.**
- B. Consider Action to Approve the **Minutes from the May 11, 2021, Special Town Council Meeting.**
- C. Consider Action to Approve **Resolution No. 0518202103 Adopting a Revised Charter, as Approved and Amended by the Voters at the Election Held on May 1, 2021, through the Passage of Three (3) Home-Rule Charter Amendments.**

- D. Consider Action to Approve **Ordinance No. 1610 Amending the FY 2020-2021 Annual Budget in Accordance with Existing Statutory Requirements; Appropriating the Various Amounts Herein; Repealing All Prior Ordinances and Actions in Conflict Herewith; and Providing for an Effective Date.**
- E. Consider Action to Approve **Resolution No. 0518202101 the Town of Little Elm Denying CoServ Gas, Ltd.'s Requested Rate Increase; Requiring the Company to Reimburse the Town's Reasonable Ratemaking Expenses.**
- F. Consider Action to Approve **Amendment #2 to the Professional Services Agreement with Cobb-Fendley & Associates Regarding Development Plan Review Services.**
- G. Consider Action to Approve a **Dedication Agreement for Right of Way Property between MM Little Elm 548, LLC and the Town of Little Elm.**

7. **Public Hearings.**

- A. Hold a Public Hearing to **Consider Testimony Related to Rudman Tract Public Improvement District Service and Assessment Plan, Including the Phase #2 Direct Improvement Assessment Roll.**

Open Public Hearing:

Receive Public Comments:

Close Public Hearing:

- B. Continue a Public Hearing, Present, Discuss, and Consider Action to **Rezone Approximately 4.4 acres of Land from Lakefront (LF) w/ Specific Use Permit for Child Care Center to Planned Development-Lakefront (PD-LF) to Allow for the Use of Mixed-Use and Commercial with Modified Development Standards, Generally Located at the Southwest Corner of Eldorado Parkway and Hillside Drive, within Little Elm's Town Limits.**

Public Hearing Continued:

Receive Public Comments:

Close Public Hearing:

Take Action:

8. **Reports and Requests for Town Council consideration.**

- A. Present, Discuss, and Consider Action to Approve the **Development Agreement for the Lakeshore Plaza Planned Development between the Town of Little Elm and Matt Mahdi Shekari with Lakeshore Plaza and authorize the Town Manager to Execute Amendment for the Same Subject to the Planned Development Ordinance being Approved.**

- B. Present, Discuss and Consider Action on **Resolution No. 0518202102 Approving and Authorizing the Mayor to Execute the Rudman Tract Public Improvement District Phase #2 Direct Improvements Reimbursement Agreement, the Rudman Tract Public Improvement District Phase #2 Direct Improvements Construction, Funding and Acquisition Agreement, and the Rudman Tract Public Improvement District Phase #2 Direct Improvements Landowner Agreement; and Resolving Other Matters Related Thereto.**
- C. Present, Discuss, and Take action on **Ordinance No. 1611 Accepting and Approving an Updated Service and Assessment Plan and Phase #2 Direction Improvements Assessment Roll for the Rudman Tract Public Improvement District; Making a Finding of Special Benefit to the Property in Phase #2 of the District; Levying Assessments Against Property Within Phase #2 of the District and Establishing a Lien on Such Property; Providing for the Method of Assessment and the Payment of Assessments in Accordance with Chapter 372, Texas Local Government Code, as Amended; Providing Penalties and Interest on Delinquent Assessments; Providing for Severability; and Providing an Effective Date.**

9. **Convene in Executive Session pursuant to Texas Government Code:**

- Section 551.071 for private consultation with the Town Attorney to discuss the COVID-19 pandemic and municipal authority to respond to the COVID-19 outbreak and 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.
- Section 551.072 to discuss certain matters regarding real property.
- Section 551.074 of the Texas Government Code to discuss and deliberate personal matters to evaluate performance duties, of a public officer or employee(s).
- Section 551.076 to discuss security matters.
- Section 551.087 to discuss Economic Development.

10. **Reconvene into Open Session**

Discussion and consideration to take any action necessary as the result of the Executive Session:

- COVID-19 Pandemic and the Town's response thereto, including the consideration of an emergency declaration ordinance.
- Section 551.071 for private consultation with the Town Attorney to discuss the COVID-19 pandemic and municipal authority to respond to the COVID-19 outbreak and 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.
- Section 551.072 to discuss certain matters regarding real property.
- Section 551.074 of the Texas Government Code to discuss and deliberate personal matters to evaluate performance duties, of a public officer or employee(s).
- Section 551.076 to discuss security matters.

- Section 551.087 to discuss Economic Development.

11. **Adjourn.**

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 214-975-0452 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 Town's website this 13 day of May 2021 before 5:00 p.m.