

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

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

Public Hearing & Regular Council

Tuesday, January 20, 2009 - 7:00 PM
Town Hall Center---Council Chambers---100 W Eldorado Parkway

1. **Roll Call/Call to Order Public Hearings and Regular Town Council Meeting.**
2. **Opening Prayer:**
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. **Proclamation: Proclaiming the Month of January 2009 as School Board Recognition Month in the Town of Little Elm. (Mayor)**
5. **Public Hearing: to discuss the request for a Specific Use Permit for Assembly Use on approximately 26.864 acres in Abstract 447 J. Gonzales, Tract 15, currently zoned Multi-Family residential (MF-2). The property is located South of US Hwy. 380, West of 1385, East of Elm Ridge Road, Little Elm, Denton County, Texas. All interested citizens are welcome to attend the hearing and participate in same. (Please fill out speaker form on table in front of the council chambers and present to the Town Secretary prior to the meeting)**
 - A. Close Hearing

- B. Discussion and Action to adopt Ordinance No. 935 an 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 Public Assembly and Related Uses on approximately 26.854 acres of land, presently zoned (MF-2) – Multi-Family District and generally located on the South of US Hwy 380, West of 1385, East of Elm Ridge Road, (and as more fully described in the Ordinance), correcting the Official Zoning Map; providing for a penalty of fine not to exceed the sum of Two Thousand Dollars (\$2000) for each offense; providing a severability clause; providing a repealer clause; providing for an effective date; and ordaining other provisions related to the subject matter thereof. (Planning Director)

- 6. **1st Public Hearing: to consider the adoption of a Strategic Partnership Agreement between the Town of Little Elm and Denton County Fresh Water Supply District No. 8.-C (“Agreement”). All interested citizens are welcome to attend the hearing and participate in same. (Please fill out speaker form on table in front of the council chambers and present to the Town Secretary prior to the meeting)**

- 7. **2nd Public Hearing: to consider the adoption of a Strategic Partnership Agreement between the Town of Little Elm and Denton County Fresh Water Supply District No. 8.-C (“Agreement”). All interested citizens are welcome to attend the hearing and participate in same. (Please fill out speaker form on table in front of the council chambers and present to the Town Secretary prior to the meeting)**

- 8. **Close Public Hearings.**

- 9. **The Town Council will hold a Closed (executive) session meeting pursuant to Chapter 551, Texas Government Code, Vernon’s Texas Code Annotated, in accordance with the authority contained in:**
 - A. Section 551.074 of the Texas Government Code-deliberation regarding the interviewing and appointment of applicant(s) to the Economic Development Corporation.

- 10. **Discussion and consideration: to take any action necessary as the result of the Closed (executive) session.**
 - A. Section 551.074 of the Texas Government Code-deliberation regarding the interviewing and appointment of applicant(s) to the Economic Development Corporation.

11. **Presentation and Announcement:**
Persons may address the Town Council on any issue. This is the appropriate time for citizens to address Council on any concern whether on this agenda or not. Please observe the time limit of three (3) minutes. 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.

12. **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. Minutes of the January 6, 2009 Regular Council Meeting
 - B. Minutes of the January 6, 2009 Council Pre-Session
 - C. Authorize the Town Manager to purchase the following equipment through contracts awarded by the Houston-Galveston Area Council of Governments (HGAC) under the Texas Interlocal Cooperation Act, Chapter 791, Texas Government Code for an aggregate amount of \$32,173.64: (2) F-150 pickups for Water Meter Division (David Burkard)
 - D. Approval of final payment to Gulf States Protective Coatings in the amount of \$20,997.50 for construction of the Main Street Elevated Tank Rehabilitation (Town Engineer)
 - E. Authorize the Town Manager to purchase the following equipment through contract awarded by the Houston-Galveston Area Cooperation Act, Chapter 791, Texas Government Code for an aggregate account of \$55,852.26: Toro Infield Sand Pro and Heavy Duty Spray Rig from Professional Turf (Parks Director)
 - F. Authorize staff to apply for the Emergency Operations Center Grant Program through the U.S. Department of Homeland Security (Fire Chief)

13. **Reports and requests for Town Council consideration and appropriate action:**

- A. Discussion and Action on staff recommendation to approve Strategic Partnership Agreement between the Town of Little Elm, Texas and the Denton County Fresh Water Supply District No. 8-C of Denton County, Texas, and authorize the Mayor to execute the same. (Town Attorney)
- B. Discussion and Action to approve Ordinance No. 936 authorizing the issuance of “TOWN OF LITTLE ELM, TEXAS, COMBINATION TAX AND LIMITED PLEDGE REVENUE CERTIFICATES OF OBLIGATION, SERIES 2009”; providing for the payment of said certificates of obligation by the levy of an ad valorem tax upon all taxable property within the Town and a limited pledge of the net revenues derived from the operation of the Town’s Waterworks and Sewer System; providing the terms and conditions of such certificates and resolving other matters incident and relating to the issuance, payment, security, sale and delivery of said certificates; including the approval and execution of a Paying Agent/Registrar Agreement; the approval and distribution of a Preliminary Official Statement and Official Statement; and providing an effective date. (Finance Director)
- C. Discussion and Action to approve Resolution No. 01200901 a Resolution approving and authorizing the publication of Notice of Intent to issue certificate of obligation to finance improvements and extensions to the Town’s Waterworks and Sewer System. (Finance Director)
- D. Discussion and Action to adopt Ordinance No. 937 an Ordinance of the Town Council of the Town of Little Elm, Texas altering the Prima Facie Speed Limits established by vehicles under the provisions of Transportation Code, Section 545.356 upon State Highway No. FM 423 or parts thereof, within the incorporated limits of the Town of Little Elm as set out in this Ordinance; and repealing all Ordinances in conflict herewith; providing a penalty of fine not to exceed the sum of Two Hundred (\$200.00) for the violation thereof; providing a severability clause; providing for publication and effective date of this Ordinance. (Public Works Director)
- E. Discussion and Action on staff recommendation to approve submittal of letter to TxDot requesting them to conduct traffic signal warrant studies for the intersections of Eldorado & Clark/Hardwicke and Eldorado and Main. (Public Works Director)
- F. Discussion and Action regarding re-appointments to the Town Center Advisory Committee. (Planning Director)

- G. Traffic Update: regarding Toll Bridge over Lake Lewisville, the Eldorado/Garza and Eldorado/423 Expansion Projects.
14. **FYI: (All matters are provided to the Town Council for informational purposes only will not be discussed by Council or Staff)**
- A. TML Legislative Update for December 30, 2008
 - B. TML Legislative Update for January 8, 2009
 - C. Departmental Monthly Report for December 2008
 - D. CWD Monthly Recycling Report for December 2008
15. **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 214-975-0404 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 16th day of January 2009.