

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

1. **Roll Call/Call to Order Public Hearing and Regular Town Council Meeting.**
2. **Opening Prayer: Rob Moore, Point Church.**
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. **Recognition: Library Director Tina Hager received Honorable Mention in the “Outstanding Library Director Award” category at the North Texas Regional Library System Annual Awards Ceremony. (Mayor)**
5. **Public Hearing on and regarding the need to continue Ordinance No. 783 of the Town regarding juvenile curfew and matters in connection therewith, or in lieu of continuing such Ordinance the enactment of a new juvenile curfew ordinance.**
6. **Close Public Hearing.**

7. **Discussion and consideration to adopt Ordinance No. 962 an Ordinance of the Town of Little Elm, Texas, establishing a Juvenile Curfew within the incorporated town limits of the Town of Little Elm, Denton County, Texas from 11:00 p.m. on any Sunday, Monday, Tuesday, Wednesday, or Thursday until 6:00 a.m. of the following day, from 12:01 a.m. until 6:00 a.m. on any Saturday or Sunday, and 9:00 a.m. until 2:30 p.m. on any Monday, Tuesday, Wednesday, Thursday, or Friday; providing definitions; providing that is an offense for a minor to remain in a public place or on the premises of an establishment during curfew hours, and providing that a parent or guardian commits an offense for knowingly permitting or by insufficient control allowing a minor to remain in a public place or on the premises of an establishment during curfew hours; providing defenses; providing provisions regarding enforcement of this Ordinance; providing a penalty not to exceed the sum of five hundred dollars (\$500.00) for each offense, and a separate offense is deemed committed each day or part thereof during which a violation occurs; providing an expiration date of this Ordinance unless the same is extended or earlier terminated; a public hearing; providing a saving clause (except that Ordinance No. 783 of the Town is repealed hereby); providing a severability clause, providing an effective date. (Police Chief)**

8. **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.

9. **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 June 16, 2009 Pre-Council Meeting
 - B. Minutes June 16, 2009 Public Hearings and Regular Council Meeting
 - C. Minutes June 23, 2009 Work Session

- D. Approve Resolution No. 07070901 a Resolution authorizing continued participation with the Steering Committee of Cities Served by ONCOR; and authorizing the payment of 10 cents per capita to the Steering Committee to fund regulatory and related activities relate to ONCOR Electric Delivery. (Town Manager)
 - E. Award of a materials testing inspection contract for Mansell Pump Station Improvement's in the amount of \$3,441.00 to CHA, Inc. and authorize the Town Manager to execute a contract for the same. (Town Engineer)
 - F. Renewal of Contract for Air Monitoring Device with Safeware, Inc.in the amount of \$3,000. (Fire Chief)
10. **Reports and requests for Town Council consideration and appropriate action:**
- A. Discussion and Action on recommendation from the Keep Little Elm Beautiful Committee to appoint Dorothee "Doro" Nimmick to the committee to fill vacancy. (Bryan Sanders, Chairman)
 - B. Discussion and Action on staff recommendation to approve Task Order for King Road (East) Illumination between the Town of Little Elm and 3rd Generation Engineering, Inc. for the amount of \$4,915.00 and authorize the Town Manager to execute a contract for the same. (Town Engineer)
 - C. Discussion and Action on staff recommendation to approve Task Order for Main Street (West) Illumination between the Town of Little Elm and 3rd Generation Engineering, Inc. for the amount of \$5,346.00 and authorize the Town Manager to execute contract for the same. (Town Engineer)
 - D. Discussion and Action on staff recommendation to approve Task Order for Main Street (East) & Lakeshore Drive Illumination between the Town of Little Elm and 3rd Generation Engineering, Inc. for the amount of \$6,255.00 and authorize the Town Manager to execute contract for the same. (Town Engineer)
 - E. Discussion and Action on staff recommendation to approve Task Order for Hart Road Illumination between the Town of Little Elm and 3rd Generation Engineering Inc. for the amount of \$4,211.00 and authorize the Town Manager to execute contract for the same. (Town Engineer)

- F. Discussion and Action on staff recommendation to approve Design Change Order for Consulting Services for Main Street (West) Improvements between the Town of Little Elm and TRC Engineers, Inc. for the amount of \$65,083.00 and authorize Town Manager to execute contract for the same. (Town Engineer)
 - G. Discussion and Action on staff recommendation to approve the Design Change Order for Consulting Services for Eldorado Parkway Streetscape and Gateway Improvements between the Town of Little Elm and Schrickel, Rollins and Associates, Inc. for the amount of \$289,750.00 and authorize the Town Manager to execute contract for the same. (Town Engineer)
 - H. Discussion and Action on staff recommendation to approve Task Order for Main Street (East) and Lakeshore Drive Realignment Improvements between the Town of Little Elm and Teague Nall and Perkins, Inc. for the amount of \$222,000.00 and authorize the Town Manager to execute contract for same. (Town Engineer)
 - I. Discussion and Action on staff recommendation to approve Task Order for King Road (West) Improvements between the Town of Little Elm and Teague Nall and Perkins, Inc. for the amount of \$297,580.00 and authorize the Town Manager to execute contract for the same. (Town Engineer)
 - J. Discussion: Staff looking for Council direction on Pedestrian Street Light Selection on Town's Capital Improvement Projects (CIP) such as Lobo Lane and Main Street and also discussion on the Pedestrian Tunnel Lighting. (Town Engineer)
 - K. Discussion and Action on reappointment of council member(s) to liaison committee with the Little Elm Independent School District.
11. **Closed (executive) session of the Town Council pursuant to Section 551, Texas Government Code, Vernon's Texas Code Annotated, in accordance with the authority contained in:**
- A. Section 551.071 Consultation with Town Attorney to receive legal advice concerning legal matters and contemplated litigation.
 - 1. Removal of Illegal Structures and Land Use at 111 FM 423
 - 2. AJRO Real Estate Investments, LLC v. Town of Little Elm
 - 3. Consultation with attorney regarding architectural contracts

12. **Reconvene into Open Session and take any action necessary as the result of the Closed (executive) session.**

A. Section 551.071:

1. Removal of Illegal Structures and Land Use at 111 FM 423
2. AJRO Real Estate Investments, LLC v. Town of Little Elm
3. Consultation with attorney regarding architectural contracts

13. **FYI: (All matters are provided to the Town Council for informational purposes only will not be discussed by Council or Staff)**

- A. CWD Monthly Recycling Report for May 2009
- B. Appreciation Letter to Fire Department
- C. Town Secretary Monthly Report for June 2009

14. **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. **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 2nd day of July 2009.