

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

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

**Regular**

**Tuesday, September 15, 2009 - 7:00 PM**  
**Town Hall Center---Council Chambers---100 W Eldorado Parkway**

1. **Roll Call/Call to Order Regular Town Council Meeting.**
2. **Opening Prayer: Hugene Purdy, Full Gospel Baptist Church.**
3. **Pledge to the Flags: (Presented by Boy Scout Troop 45)**
  - 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 Week of September 17-23, 2009 as Constitution Week in the Town of Little Elm. ( Laura Carter will be present to receive) (Mayor)**
5. **Presentation: Ms. Gayle Solomon to make presentation regarding sports field lighting concerns in Little Elm Park.**
6. **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.

7. **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 September 1, 2009 Pre-Council Meeting
- B. Minutes of the September 1, 2009 Public Hearings & Regular Council Meeting
- C. Minutes of the September 8, 2009 Work Session
- D. Interlocal Agreement for Cooperative Purchasing between the Town of Little Elm and the City of Richardson. (Town Manager)
- E. Approval of the Community Development Corporation (CDC) 2009-2010 Fiscal Year Budget. (Parks and Recreation Director)
- F. Approval of Interlocal Cooperative Agreement for Library Services between Denton County and the Town of Little Elm Public Library for October 1, 2009 through September 30, 2010 in the amount of \$35,900. (Library Director)

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

- A. Discussion and Action on staff recommendation to approve the application of the Weed and Seed Communities Grant in effort to aid the police department and the Town with resources to combat gangs, violent crimes and drug related activities. (Police Chief)
- B. Discussion and Action to adopt Resolution No. 09150901 a Resolution of the Town Council of the Town of Little Elm, Texas, establishing prohibited parking locations pursuant to 98-101(C) of the Town of Little Elm Code of Ordinances; and providing for an effective date. (HWY 380 within the incorporated Town limits of Little Elm. Block 26601-29000) (Police Chief)

- C. Discussion and Action to adopt Ordinance No. 978 an Ordinance of the Town Council of the Town of Little Elm, Texas, amending Chapter 70 of the Code of Ordinances by adding Article VI to be entitled “Discharge of Weapons” establishing regulations related to the discharge of weapons; establishing definitions; establishing a permit requirement; providing for permit process and procedure; establishing standards; establishing procedure; providing for an appeal; establishing exceptions; establishing penalties; repealing all conflicting ordinances; providing a severability clause; and providing an effective date. (Police Chief)
- D. Discussion and Action to adopt Ordinance No. 975 an Ordinance of the Town of Little Elm, Texas approving and adopting the Budget for Fiscal Year beginning October 1, 2009 and ending September 30, 2010; providing that expenditures for said fiscal year shall be made in accordance with said budget; appropriating and setting aside the necessary funds out of the General Fund and other revenues for said fiscal year for the Maintenance and Operation of the various funds and departments and for various activities and improvements in the Town; amending the current budget as revised; authorizing the Town Manager to make Interfund Transfers as appropriated; authorizing the Town Manager to make purchases; providing a repealing clause; providing a severability clause; and providing for an effective date. (Finance Director)
- E. Discussion and Action to adopt Ordinance No. 976 an Ordinance of the Town Council of the Town of Little Elm, Denton County, Texas, levying the Ad Valorem Taxes for the Tax Year 2009 (Fiscal Year 2009-2010) at a rate of \$0.63449 per one hundred dollars (\$100) assessed valuation on all taxable property within the corporate limits of the Town of Little Elm as of January 1, 2009; to provide revenue for the payment of current expenses; providing for an Interest and Sinking Fund for all outstanding debt of the Town of Little Elm; providing for due and delinquent dates together with penalties and interest; providing a severability clause; providing a repealing clause; and providing for an effective date. (Finance Director) (Please note recommended motion “I move that the property tax rate be increased by the adoption of a tax rate of \$.634490, which is effectively a 4.27% increase in the tax rate”.)
- F. Discussion and Action to authorize the Town Manger to execute documents and all matters incidental thereto for the annual renewal of employee group benefits for health, dental, vision, life and accidental death and dismemberment and long term disability. (Finance Director)

- G. Discussion and Action to approve the King Road Construction Project Change Order #2 adding sixty-five (65) days to the Town’s King Road Paving, Drainage, and Water Improvement Project to Texas United Excavators, LLC of Carrollton, Texas and authorize the Town Manager to execute the same. (Town Engineer)
  - H. Discussion and Action on staff recommendation to award construction contract for Eldorado Parkway Water and Wastewater System Improvements in the amount of \$4,504,975.00 to Tri Dal, Ltd. of Southlake Texas and authorize Town Manager to execute contract for same. (Town Engineer)
  - I. Discussion and Action on request for nominations for the Denton County Appraisal District (DCAD) Board of Directors. (Town Manager)
9. **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 551.072 Discussion and deliberation on the purchase, exchange, lease, or value or real property.
    - 1. Receive update on Lakeshore Drive property acquisitions
    - 2. Acquisition of property for Lift Station #3 “Witt Property”
  - B. Section 551.074
    - 1. Deliberation regarding the interviewing and appointment of applicant(s) to the Economic Development Corporation.
    - 2. Annual Evaluation of the Town Manager
    - 3. Annual Evaluation of the Town Secretary
10. **Reconvene into Open Session and take any action necessary as the result of the Closed (executive) session.**
- A. Section 551.072 Land Acquisition
    - 1. Regarding Lakeshore Drive property acquisitions.
    - 2. Acquisition of property for Lift Station #3 “Witt Property”
  - B. Section 551.074

1. Discussion and Action on appointment of applicant(s) to the Economic Development Corporation.
  2. Discussion and Action on the Annual Evaluation of the Town Manager.
  3. Discussion and Action on the Annual Evaluation of the Town Secretary.
11. **FYI: (All matters are provided to the Town Council for informational purposes only will not be discussed by Council or Staff)**
- A. Town Secretary Monthly Report for August 2009
  - B. Community Development Monthly Report for August 2009
12. **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 11th day of September 2009.**