



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

**214-975-0404**

**<http://www.littleelmtx.us>**

**REGULAR TOWN COUNCIL MEETING**

**Tuesday – May 15, 2007 – 7:00 p.m.**  
**Town Hall Center – Council Chambers**

1. **Roll Call/Call to Order Regular Town Council meeting.**
2. **Pledge to the Flags:**
  - a. United States Flag
  - b. Texas Flag:  
**Honor the Texas Flag**  
**I pledge allegiance to thee**  
**Texas, one and indivisible.**
3. **Presentations:** by Friends of the Library.
4. **Proclamation:** Proclaiming May 20-26, 2007 as Emergency Medical Services Week. (Mayor)
5. **Proclamation:** Proclaiming May 14-20, 2007 as Peace Officer's Week and Peace Officer's Memorial Day. (Mayor)
6. **Presentations and announcement:** 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. 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 May 1, 2007 Public Hearings and Regular Council Meeting
  - b. **Minutes** of the May 1, 2007 Pre-Council Meeting
  - c. **Acceptance Resignation** from Kasey Carver as a Regular member of the Planning and Zoning Commission and **appoint** to vacant alternate position on the Commission.
8. **Reports and requests for Town Council consideration and appropriate action:**
- a. **Discussion and consideration to approve Resolution No. 05150701** a Resolution of the Town Council of the Town of Little Elm, Texas, canvassing the returns and declaring the results of: (I) the General Election held in the Town of Little Elm on May 12, 2007, for the purpose of election one (1) council member for District 2 for a three (3) year term and one (1) council member for District 4 for a three (3) year term, (II) the Special Election held in the Town on the same date for the purpose of submitting to the qualified voters of the Town a proposition on the question of the adoption of a Local Sales and Use Tax within the Town at a rate of one fourth (1/4) of one percent (1%) to undertake projects authorized by Section 2 (11)(A)-(E) and Section 4B of Article 5190.6 of Revised Civil Statutes, as amended, may include but not limited to; recreation center, senior center, athletic fields(youth and adults), hike and bike trails, water park, golf course, equestrian center, land, buildings, equipment, facilities, and improvements, required or suitable for use for professional and amateur (including children's) sports athletic, entertainment, tourist, convention and public park purposes and events; land, buildings, equipment, facilities, expenditures, targeted infrastructure, and improvement for promotion or new or expanded business development; expenditures required or suitable for infrastructure necessary for promotion or development or new or expanded business enterprises; and the maintenance and operation expenses for any of the above described project?; other declarations and finding other matters in connection with said elections as set forth herein; finding that the matters set forth herein are true and correct; providing an effective date.
  - b. **Certificate of Election:** Mayor Kastner to issue Certificate of Election to newly elected Council members.

- c. **Swearing in:** The Town Secretary will swear in newly elected Council members. (Statement of Elected Officer and Oath of Office).
  - d. **Presentation:** Mayor Kastner will make presentation to outgoing Council member Jim Manning and Mayor Pro-tem Mark Hunsaker.
  - e. **Discussion and consideration to adopt Ordinance No. 834** an Ordinance of the Town of Little Elm, Texas calling and ordering a Runoff Election to be held June 16, 2007 for the purpose of election one (1) Council member for District 4 for a three (3) year term; providing certain procedures and provisions for the holding of the Runoff Election and the Canvassing of Returns; providing an effective date. (Town Secretary)
  - f. **Discussion and consideration** to appoint Ken Pokorny to the Public Relation Committee to fill vacancy. (PRC Committee)
  - g. **Discussion and consideration** to increase revenue – Fire LEOSE Grant \$731.11 and increase expenditures - LEOSE Grant \$731.11. (Fire Chief)
  - h. **Discussion and consideration** to accept the LEOSE Grant Funds in the amount of \$731.11, received by the Little Elm Fire Department. (Fire Chief)
  - i. **Discussion and consideration** to award bid for the Town’s Street and Road Repair and Maintenance Contract to Access Paving of Richardson, Texas and authorize Town Manager to execute the same. (Public Works Director)
  - j. **Discussion and consideration** to authorize Town Staff to submit application to the Regional Transportation Council for Comprehensive Development Agreement (CDA) Funding Initiative. (Public Work Director)
  - k. **Discussion and consideration to adopt Ordinance No. 825** an Ordinance of the Town of Little Elm, Texas, repealing in its entirety Article V, Chapter 98 of the Code of Ordinances relating to Parking and adopting a new Article V, Chapter 98; relating to Parking and Vehicular Use Areas; providing definitions; establishing parking prohibitions; providing for a penalty; establishing fire lanes; providing a repealing clause of conflicting ordinances; providing a severability clause; and providing an effective date. (Police Chief)
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:

**Section 551.074** Discussion and deliberation regarding interviewing and appointment of applicant(s) for the Planning and Zoning Committee.

**Section 551.071** Consultation with Town Attorney to receive legal advice concerning legal matters and contemplated litigations.

- a. Spiritas Ranch
- b. Khosrow Sadeghian and Johnny Houston (809 Hillside Beach Drive)

**Section 551.072** Discussion and deliberation on the purchase, exchange, lease, or value of real property.

- a. Land acquisition

**Discussion and consideration** to take any action necessary as the result of the Closed (executive) session.

**Section 551.074** Appoint Alternate member Robert Valenzuela to the Planning and Zoning Commission as a Regular Member.

**Section 551.071**

- a. Spiritas Ranch
- b. Khosrow Sadeghian and Johnny Houston (809 Hillside Beach Drive)

**Section 551.072**

- a. Land acquisition

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

- a. Monthly Reports for April 2007 and or Smart Goals- Public Works, Parks & Recreation, Fire, Finance, Library, Police, Municipal Court, Customer Service, Planning & Development, Town Secretary
- b. TML Legislative Update for April 20, 2007 –April 27, 2007 and May 4, 2007
- c. Acknowledgment Letter
- d. 2007 Food Bank Status for January - April

11. **Adjourn.**

**Pursuant to the Texas Open Meeting Act, (Chapter 551, Texas Government Code), one or more of the above items may be considered in executive closed session to the public. Any decision on any item 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,

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Town Secretary

**This is to certify that the above notice was posted at the Town Hall Center prior to 4:00 p.m. this 11<sup>th</sup> day of May 2007.**