

**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, September 21, 2010 - 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: Larry Dyer-Praise Fellowship Worship Center.
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. Presentation: CoServ to make presentation to the Little Elm Fire Department. (CoServ Representative)
5. Presentation: The Little Elm Fire Department would like to announce the kickoff of the "Smoke Detector Program" that will provide qualified homes a free smoke alarm (when supplies are available), as well as assist in testing the functionality of smoke alarms and the changing of batteries. (Fire Chief)
6. Public Hearing: regarding a request for Specific Use Permit for a Manufactured Home on approximately 0.25 acres of land, located at 301 Hillside Beach Drive, currently zoned Single Family (A2).
  - A. Staff Report.

- B. Open Public Hearing.
  - C. Applicant and Public Comments.
  - D. Close Public Hearing.
  - E. Discussion and Action to adopt Ordinance No. 1018 an Ordinance of the Town of Little Elm amending the Comprehensive Zoning Ordinance of the Town of Little Elm, Texas, herefore amended, by issuing a Specific Use Permit on approximately 0.25 acres of land located at 301 Hillside Beach Drive for a Manufactured home on property currently zoned Single Family (A2) District, providing that the Specific Use Permit is established subject to certain conditions as set forth herein; providing for a saving clause; correcting the official Zoning Map; providing a penalty; providing a severability clause; providing a repealer clause; and providing for an effective date.
7. Public Hearing: regarding a request for Specific Use Permit for a Manufactured Home on approximately 0.22 acres of land, located at 207 Hillside Beach Drive, currently zoned Single Family (A2).
- A. Staff Report.
  - B. Open Public Hearing.
  - C. Applicant and Public Comments.
  - D. Close Public Hearing.
  - E. Discussion and Action to adopt Ordinance No. 1019 an Ordinance of the Town of Little Elm amending the Comprehensive Zoning Ordinance of the Town of Little Elm, Texas, herefore amended, by issuing a Specific Use Permit on approximately 0.22 acres of land located at 207 Hillside Beach Drive for a Manufactured home on property currently zoned Single Family (A2) District, providing that the Specific Use Permit is established subject to certain conditions as set forth herein; providing for a saving clause; correcting the official Zoning Map; providing a penalty; providing a severability clause; providing a repealer clause; and providing for an effective date.
8. Public Hearing: regarding a request for Specific Use Permit for a Manufactured Home on approximately 0.50 acres of land, located at 125 Hillside Beach Drive, currently zoned Single Family (A2).

- A. Staff Report.
  - B. Open Public Hearing.
  - C. Applicant and Public Comments.
  - D. Close Public Hearing.
  - E. Discussion and Action to adopt Ordinance No. 1020 an Ordinance of the Town of Little Elm amending the Comprehensive Zoning Ordinance of the Town of Little Elm, Texas, herefore amended, by issuing a Specific Use Permit on approximately 0.50 acres of land located at 125 Hillside Beach Drive for a Manufactured home on property currently zoned Single Family (A2) District, providing that the Specific Use Permit is established subject to certain conditions as set forth herein; providing for a saving clause; correcting the official Zoning Map; providing a penalty; providing a severability clause; providing a repealer clause; and providing for an effective date.
9. Public Hearing: regarding a request for Specific Use Permit for a Manufactured Home on approximately 0.25 acres of land, located at 121 Hillside Beach Drive, currently zoned Single Family (A2).
- A. Staff Report.
  - B. Open Public Hearing.
  - C. Applicant and Public Comments.
  - D. Close Public Hearing.
  - E. Discussion and Action to adopt Ordinance No. 1021 an Ordinance of the Town of Little Elm amending the Comprehensive Zoning Ordinance of the Town of Little Elm, Texas, herefore amended, by issuing a Specific Use Permit on approximately 0.25 acres of land located at 121 Hillside Beach Drive for a Manufactured home on property currently zoned Single Family (A2) District, providing that the Specific Use Permit is established subject to certain conditions as set forth herein; providing for a saving clause; correcting the official Zoning Map; providing a penalty; providing a severability clause; providing a repealer clause; and providing for an effective date.

10. 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.
  
11. 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 7, 2010 Public Hearing and Regular Council Meeting.
  
  - B. Minutes of the September 7, 2010 Budget Work Session.
  
  - C. Minutes of the September 14, 2010 Work Session.
  
  - D. Replat application for Northshore Communities from Petitt Barraza, located southwest of the intersection of U.S. Highway 380 and Savannah Road. (Community Services Director)
  
  - E. Preliminary Plat application for Rudman Tract from Petitt Barraza, located at the northeast corner of U.S. Highway 380 and Navo Road. (Community Services Director)
  
  - F. Adopt Resolution No. 09211002 a Resolution by the Town of Little Elm proclaiming the 3rd Saturday of October, of every year, to be Arbor Day in Little Elm, Denton County, Texas. (Community Services Director)
  
  - G. Interlocal Cooperation Agreement for Shared Governance Communications & Dispatch Services System between the Town of Little Elm and Denton County for fiscal year 2011. (Police Chief)
  
  - H. Interlocal Agreement between Denton County and the Town of Little Elm for the purpose of allowing "SCOFFLAW" marks or flags in the motor vehicle registration system and assisting the Town in the enforcement of outstanding warrants of arrest for the failure to appear or failure to pay a fine that involves the violation of a traffic offense by refusing to register or re-register a motor vehicle. (Finance Director)

- I. Authorize the Town Manager to enter into a contract with General Chemical for Phosphorus Removal Bid Number 081910-7201 in the amount of \$0.65866 per/gal (\$52,692.80) for the estimated annual usage of 80,000 gallons. (Public Works Director)
- J. Approve Construction change order number one to reduce the contract amount by \$132,130.09, to authorize final payment of \$70,997.76 to C.W. Young Construction, LP of Mansfield, close out the F.M. 423 Water Line and Cottonwood Creek Sanitary Sewer System Improvements, and authorize the Town Manager to execute a contract for the same. (Town Engineer)
- K. Approve Temporary Water Service Agreement between the City of Frisco, Texas and the Town of Little Elm, Texas and authorize the Town Manager to execute the same. (Town Engineer)
- L. Approve award of contract to eCIVIS Grants Network in the amount of \$6,149.00. (Town Manager)

12. Reports and requests for Town Council consideration and appropriate action:

- A. Discussion and Action to adopt Resolution No. 09211001 a Resolution by the Town of Little Elm establishing a policy allowing temporary, expanded sign rights to properties impacted by road construction; and providing for an effective date. (Community Services Director)
- B. Discussion and Action to adopt Ordinance No. 1016 an Ordinance of the Town of Little Elm, Texas approving and adopting the Budget for Fiscal Year beginning October 1, 2010 and ending September 30, 2011; providing that expenditures for said fiscal year shall be made in accordance with said budget; appropriating and setting aside the necessary funds out the general and other revenues for said fiscal year for the Maintenance and Operation of the various funds and departments for 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)
- C. Discussion and Action to adopt Ordinance No. 1017 an Ordinance of the Town Council of the Town of Little Elm, Denton County, Texas, levying the Ad Valorem Taxes for the Tax Year 2010 (Fiscal Year 2010-2011) at a rate of \$ 0.665229 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, 2010; 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)

D. Discussion and Action to adopt Ordinance No. 1022 an Ordinance of the Town of Little Elm, Texas, providing for residential and commercial water and wastewater fees and rates, and amending certain refuse rates; providing for a repealing clause; providing for a severability clause; and providing an effective date. (Finance Director)

E. Discussion and Action to authorize the Town Manger to execute all documents related to the purchase of employee group benefits for health, dental, and vision insurance. (Town Manager)

F. Discussion and Action on Grant Application for “Distributed Renewable Energy Technology Stimulus Grant Program of the Texas Comptroller of Public Accounts”. (Town Manager)

13. 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 551.071: Consultation with Town Attorney to receive legal advice concerning legal matters and contemplated litigations.

1. Denton County Electric Cooperative, Inc. D/B/A CoServ Electric regarding use of Right-of-Ways in the Town.

14. Reconvene into Open Session: Discussion and consideration to take any action necessary as the result of the Closed (executive) session.

A. Section 551.071: Discussion and Action on Denton County Electric Cooperative, Inc. D/B/A CoServ Electric regarding use of Right-of-Ways in the Town.

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

A. Community Development Report for August 2010.

16. 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 17th day of September 2010.**