

**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, November 2, 2010 - 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: Curtis Cornelious-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. Public Hearing: regarding a request to rezone approximately 20 acres of land from Agricultural (AG) to Light Commercial (LC), located at the southwest corner of Little Elm Parkway & FM 423. All interested citizens are welcome to attend the hearing and participate in the same. (Please fill out form on table outside chamber doors and present to the Town Secretary prior to the meeting, if desire to speak.)
  - A. Staff Report.
  - B. Open Public Hearing.
  - C. Applicant Presentation.
  - D. Receive Public Comments.

- E. Close Public Hearing.
  
  - F. Discussion and Action to adopt Ordinance No. 1025 an Ordinance of the Town of Little Elm, Texas amending the Comprehensive Zoning Ordinance of the Town of Little Elm, Texas, herfore amended, by changing the zoning on approximately 20 acres of land, generally located at the southwest corner of Little Elm Parkway & FM 423, Little Elm, Denton County, Texas, from Agricultural District (AG) to Light Commercial District (LC); providing a saving clause; correcting the official zoning map; providing a penalty; providing for a severability clause; providing a repealer clause; and providing for an effective date. (Community Development Director)
5. Presentation and Announcements: 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.
6. 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 October 19, 2010 Regular Council Meeting.
  
  - B. Minutes of the October 19, 2010 Special Meeting.
  
  - C. Authorize Town Manager to renew Health Services contract with Bailey Environmental. (Community Development Director)
  
  - D. Authorize Town Manager to renew contract for On-Site Sewage Facility Services Contract Agreement with Bailey Environmental. (Community Development Director)
  
  - E. Approval of Quarterly Cash and Investment Report for Quarter ending 09-30-2010. (Finance Director)
  
  - F. Resolution approving authorized representatives to make transactions with TexPool

a Texas Local Government Investment Pool as needed for the purpose of investing Town funds. (Finance Director)

- G. Approve a bank depository contract with Independent Bank beginning February 1, 2011 and extending through January 31, 2013 with three (3) one year extension options. (Finance Director)
- H. Re-appoint Doug Peach to the Denton County Transportation Authority Board. (Town Manager)
- I. Approve Master Agreement for Construction Material Testing between the Town of Little Elm and D&S Engineering Labs and authorize the Town Manager to execute a contract for the same. (Town Engineer)
- J. Approve and submit an Extension Request for the Stage 2 Disinfection Byproduct Rule to the Texas Commission of Environmental Quality as requested by the North Texas Municipal Water District. (Public Works Director)
- K. Authorize staff to complete the purchase of the following from Caldwell Country Chevrolet of Caldwell, Texas (1) Chevrolet Pick-Up for Fire Department through BuyBoard for \$35,319.00. (Fire Chief)
- L. Approve Arbitrage Rebate Report showing a total arbitrage liability of \$32,765 and an appropriation in the General Capital Projects Fund Bond Cash Account. (Finance Director)

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

- A. Discussion and Action to approve the Interlocal Agreement as drafted and authorize the Little Elm Police Department to provide police services to the Fresh Water District No. 8-C, Frisco Ranch. (Police Chief)
- B. Discussion and Action to approve the Little Elm Economic Development Corporation's 2010-2011 annual budget. (EDC Representative)
- C. Discussion and Action to approve Resolution No. 11021002 a Resolution of the Town Council of the Town of Little Elm, Texas, approving an amendment to the Town's Investment Policy; recording the annual review; and providing an effective date. (Finance Director)

- D. Discussion and Action to approve Resolution No. 11021003 a Resolution of the Town Council of the Town of Little Elm, Texas, adopting a list of Qualified Brokers that are authorized to engage in Investment Transactions with the Town. (Finance Director)
  
  - E. Discussion and Action to adopt Ordinance No. 1026 an Ordinance of the Town of Little Elm, Texas, amending the Town's budget for the Fiscal Year, October 01, 2010 through September 30, 2011, so as to include therein certain adjustments which are for Community Development Purposes and are not included in the current year budget; providing that expenditures from said fiscal year shall be made in accordance with said amended budget; and providing an effective date. (Finance Director)
  
  - F. Discussion and Action to approve purchase of TXDOT surplus property for a future elevated water storage tank in the amount of \$19,360.00 and authorize the Town Manager to direct staff to purchase the property. (Town Engineer)
  
  - G. Discussion and Action to approve the Main Street West (Phase 1) Construction Project Change Order #3 in the amount of \$113,780.17 for the Town's Main Street West (Phase 1) Improvement Project to Quality Excavation, Ltd. of Aubrey, Texas and authorize the Town Manager to execute the same. (Town Engineer)
  
  - H. Discussion and Action to participate in Denton County Days at the State Legislature in February 2011. (Town Manager)
8. FYI: (All matters are provided to the Town Council for informational purposes only)
- A. Town Secretary Monthly Report for October 2010.
9. 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 29th day of October 2010.**