

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 20, 2007 - 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. 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.
- 3. Public Hearing: on proposed amendment to the Subdivision Ordinance, Sections 8 & 9 (Landscaping and Tree Conservation Regulations), to update and clarify the landscaping regulations, removing them from the Subdivision Ordinance and placing them under the Zoning Ordinances, Section 106 of the Code of Ordinances. (Planning Department)**
- 4. Close Public Hearing**
- 5. Discussion and Action to Adopt Ordinance No. 865 an Ordinance of the Town of Little Elm, Texas, amending the Code of Ordinances by repealing Sections 8 and 9 of Appendix A, the Subdivision Ordinance relating to Landscaping Regulations and Tree Conservation; adopting Article II of Chapter 106 of the Zoning Ordinance relating to Landscaping Regulations and Tree Conservation Requirements; establishing standards and requirements for Landscaping for all Zoning Districts within the Town; establishing definitions; requiring a permit; establishing permit requirements; adopting recommended plant materials; establishing a tree valuation schedule and formula; providing for a penalty; repealing conflicting ordinances; providing a severability clause; providing an effective date. (Planning Department)**

6. **Public Hearing: To repeal Ordinance of 1989 to provide for personal property exemption of Freeport Goods and to adopt Ordinance No. 871.**
7. **Close Public Hearing.**
8. **Discussion and Action to adopt Ordinance No. 871 an Ordinance of the Town Council of the Town of Little Elm, Texas, repealing an Ordinance approved by the Town Council of the Town of Little Elm, Texas, on December 18, 1989, providing for the Taxation of Property Exempt pursuant to Article VIII, Section 1-J of the Texas Constitution (“Freeport Goods”); providing for the Property Tax Exemption of Freeport Goods consistent with Article VIII, Section 1-J of the Texas Constitution beginning with the 2008 Tax Year; providing a severability clause; and providing for an effective date. (EDC Representative)**
9. **Presentation and Recognition: Mayor Kastner to congratulate and recognize Cottonwood Creek Marina for receiving “Marina of the Year Award”.**
10. **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.
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 November 6, 2007 Pre-Council Meeting
 - B. Minutes of the November 6, 2007 Public Hearings and Regular Council Meeting
12. **Reports and requests for Town Council consideration and appropriate action:**
 - A. Discussion and Action on staff request to apply for the 2007 FEMA Fire Prevention Grant. (Fire Chief)

- B. Discussion and Action on Wastewater Capacity Reservation Agreement with Mustang Special Utility District. (Public Work Director)
 - C. Discussion and Action to appoint the Town of Little Elm Planning and Zoning Commission, Mr. Ray Reyes and Mr. Brett Blakely as the Town of Little Elm Capital Improvement Advisory Committee. (Public Works Director)
 - D. Discussion and Action to adopt an Ordinance allowing certain employees of the Town who have terminated previous memberships in the Texas Municipal Retirement System, to deposit the sums so withdrawn, plus annual withdrawal charges, and allowing the undertaking of allowing any such employee credit in such system for all service to which such employee had been entitled at date of such withdrawal, with like effect as if such service had been performed as an employee of this Town. (Finance Director)
 - E. Traffic – Update, Discussion and Action.
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. Khosrow Sadeghian and Johnny Houston (809 Hillside Beach Drive)
 - B. Section 551.072 Discussion and deliberation on the purchase, exchange, lease, or value or real property.
 - 1. Land acquisition
 - C. Section 551.087 Discussion and deliberate regarding commercial or financial information that the EDC Board has received from a business prospect that the board seeks to have locate or expand in the Town of Little Elm and with which the Board is conducting economic development negotiations, and to deliberate the offer of financial or other incentive to such business prospect.
 - D. Section 551.074 Discussion and deliberation regarding annual evaluation of the Town Secretary.

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

- A. Section 551.171 Khosrow Sadeghian and Johnny Houston (809 Hillside Beach Drive)
- B. Section 551.072 Land Acquisition
- C. Section 551.087 Including the offer of a financial or other incentive to a business prospect that the Board seeks to have locate or expand in the Town of Little Elm.
- D. Section 551.074 Discussion and Action regarding annual review of the Town Secretary.

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

- A. October Departmental Reports for 2007
- B. CWD Monthly Report for October 2007
- C. Thank You Letter to Fire and Police Department
- D. Thank You from Joey

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. **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 posted this 16th day of November 2007.