

**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, December 18, 2007 - 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. 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 request to rezone approximately 0.799 acres out of the MA Watkins Survey, Abstract 1396, from Agricultural (AG) to Single Family (SF-3). The property is located at 201 Witt Road, Little Elm, Denton County, Texas. (Planning Director)**
- 4. Close Public Hearing**
- 5. Discussion and Action to Adopt Ordinance No. 873 an Ordinance of the Town of Little Elm, Texas, amending the Comprehensive Zoning Ordinance of the Town of Little Elm, Texas, herefore amended, by changing the zoning on approximately 0.799 acres out of the MA Watkins Survey, Abstract 1396, located at 201 Witt Road, Little Elm, Denton County, Texas (and as more fully described in the ordinance), from Agricultural (AG) to Single Family SF-3 (SF-3); correcting the official zoning map; providng for a penalty of fine not to exceed the sum of Two Thousand Dollars (\$2000) for each offense; providing for a severability clause; providing for a repealer clause; providing an effective date; and ordaining other provisions related to the subject matter thereof. (Planning Department)**

6. **Proclamation: Mayor Kastner to read Proclamation declaring January 2008 as National Mentoring Month in the Town of Little Elm.**
7. **Presentation of schematic for Pedestrian Gateway under Eldorado Parkway for Town Center Project by HNTB.**
8. **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.
9. **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 December 4, 2007 Work Session
  - B. Minutes of the December 4, 2007 Public Hearing and Regular Council Meeting
  - C. 07-FP-015 Final Plat Kingdom Hall Addition-located at 201 Witt Road approximately 0.799 acres. (Planning Director)
  - D. Final Acceptance of water, sewer, drainage and street improvement for Sunset Pointe Phase 24A. (Town Engineer)
  - E. Final Acceptance of water, sewer, drainage and street improvement for Lakewood Estates Phase III. (Town Engineer)
10. **Reports and requests for Town Council consideration and appropriate action:**
  - A. Discussion and Action to approve the Supplemental Agreement No. 1 for Exhibit A of the Master Agreement with Carter & Burgess for the engineer design of the King Road and Witt Road Paving and Drainage Projects and authorization for Town Manager to execute the same. (Public Works Director)

- B. Discussion and Action to approve Change Order No. 1 for TRC Project No. 50360 for Professional Engineering Services to design the Main Street Paving and Drainage Improvements. (Public Works Director)
- C. Discussion and Action to adopt Ordinance No. 876 an Ordinance of the Town of Little Elm, Texas, repealing Ordinance No. 845 regarding prohibiting vehicular traffic across the Witt Road Bridge to vehicles weighing 6,000 pounds or more until bridge repairs can be completed. (Public Works Director)
- D. Discussion and receive direction from the Town Council regarding the color schematics on the Elevated Water Tower on Main Street. (Public Works Director)
- E. Discussion and Action to approve change in FY 08 Pay Plan for the reclassification of Firefighter/Paramedic to EMS Coordinator. (Fire Chief)
- F. Discussion and Action to approve a \$35,000 Budget Amendment for the Town of Little Elm Public Safety Center Concept Plan. (Fire Chief)
- G. Discussion and Action on staff recommendation to approve design of a Concept Plan for the Town of Little Elm Public Safety Center. (Fire Chief)
- H. Discussion and Action to adopt Ordinance No. 874 an Ordinance of the Town Council of the Town of Little Elm, Texas, amending Chapter 94 of the Code of Ordinances by adding a new Article III, Sections 94-41 to 94-60, entitled "Hotel Occupancy Tax"; providing for the levy of hotel occupancy tax at the rate of seven percent for the price paid for a hotel room; providing for the filing of quarterly reports; providing a penalty clause; providing a saving clause; providing a severability clause; and providing for an effective date. (EDC Consultant)

- I. Discussion and Action to adopt Ordinance No. 875 granting to Oncor Electric Delivery Company, LLC, its successors and assigns, a non-exclusive electric power franchise to use the present and future streets, alleys, highways, public utility easements, public ways, and other public property of Little Elm, Denton County, Texas, providing for compensation therefor, providing for an effective date and term of said franchise, providing for written acceptance of this franchise, providing for the repeal of all existing franchise ordinances to Oncor Electric Delivery Company LLC, its predecessors and assigns, and finding that the meeting at which this ordinance is passed is open to the public. (Town Manager)
  - J. Discussion and Action to set Council meeting dates in January 2008. (Town Manager)
  - K. Traffic – Update, Discussion and Action.
11. **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 of 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.
12. **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.

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

- A. November Departmental Reports for 2007
- B. Financials for November 2007.
- C. TML Legislative Update December 6, 2007

14. **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 14th day of December 2007.**