

**MEETING
Town of Little Elm
100 W Eldorado Parkway
Little Elm, Texas 75068-5060**

**214-975-0404
<http://www.littleelmtx.us>**

WORKSHOP, PUBLIC HEARING AND REGULAR TOWN COUNCIL

**Tuesday, May 15, 2012 - 6:00 PM
Town Hall Center---Council Chamber---100 W Eldorado Parkway**

1. Call to Order Council Work Shop at 6:00 p.m.
 - A. Items to be withdrawn from Consent Agenda.
 - B. Emergency Items if posted.
 - C. Request by the Town Council for items to be placed on the next regular council agenda for discussion, and recognition of excused absences
 - D. Presentation of monthly updates from department heads concerning law enforcement activities, municipal court, customer service, emergency medical services, fire department response, fire prevention activities, emergency management, ongoing economic development projects, building permits, code enforcement activities, library activities, human resources updates, information technology report, revenue and expenditure report, street construction status, sanitation services, highway construction status, utility operations, parks and recreation activities, as well as facility and fleet updates
 - E. Council to highlight items on the agenda needing further discussion or comments prior to the regular session.
2. Presentations and Announcements:
3. Roll Call/Call to Order Regular Town Council Immediately Following Council Workshop.
4. Opening Prayer : Pastor Rodney Haynes –New Life Community Fellowship.

5. Pledge to the Flags: (Boy Scout Troop 285 to present colors and lead the pledges)
 - A. United States Flag
 - B. Texas Flag:
Honor the Texas Flag I pledge allegiance to thee Texas,
one state under God, one and indivisible.
6. Discussion and Action to approve Resolution No. 05151201 a Resolution of the Town Council of the Town of Little Elm, Texas canvassing the returns and declaring the results of the General/Special Election held in the Town of Little Elm on May 12, 2012, for the purpose of electing a Mayor for a three (3) year term; (1) Council member for Place 3 for a three (3) year term; (1) Council member to Place 4 for the remainder of an unexpired (3) three year term; and (1) Council member to Place 5 for a three (3) year term; and declaring a Runoff Election if needed; and finding other matters in connection with said elections as set forth herein; finding that all matters set forth herein are true and correct; providing for an effective date. (Town Attorney/Town Secretary)
7. Certificate of Election: issue Certificate of Election to newly elected Council member. (Mayor)
8. Statement of Elected Officer: newly elected officers will complete the Statement of Elected Officer and Oath of Officer. (Town Secretary)
9. Discussion and Action to adopt Ordinance No. 1102 an Ordinance of the Town of Little Elm, Texas ordering a Runoff Election to be held on June 23, 2012 for the purpose of electing a Mayor for a three (3) year term; one (1) Town Council member from Place 3 for a three (3) year term, one (1) Town Council member from Place 4 for the remainder of an unexpired three (3) year term; and one (1) Town Council member from Place 5 for a three (3) year term; providing for the appointment of election officers; providing for the designation of the places and matter of holding said election; providing for the designation of the Early Voting polling places; providing for the designation of the Early Voting clerk; providing for the posting and publication of notice; providing a severability clause and conflicts clause; and providing for an immediate effective date. (Town Attorney/Town Secretary)
10. Public Comments: 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 May 1, 2012 Workshop and Regular Meeting. (Town Secretary)
- B. Re-appoint Steven Petrasic to the Parks and Recreation Board term expiring June 3, 2014. Re-appoint Gerard Beliveau, Brandon Gerard and Charlet Cornelious to the Community Development Corporation terms expiring June 1, 2014. (Parks Director)
- C. Resolution No. 05151202 a Resolution of the Town of Little Elm, Texas denying Atmos Energy Corp., Mid-Tex Division's ("Atmos Mid-Tex") requested rate change, requiring the Company to reimburse the Town's reasonable ratemaking expenses; finding that the meeting at which this Resolution is passed is open to the public as required by law; requiring notice of this Resolution to the Company and ACSC's Legal Counsel. (Finance Director)
- D. Resolution No. 05151203 a Resolution authorizing continued participation with the Atmos Cities Steering Committee; and authorizing the payment of five cents per capita to the Atmos Cities Steering Committee to fund regulatory and related activities related to Atmos Energy Corporation. (Finance Director)
- E. Approve Task Order for testing on the FM 423 North-Water and Sewer Line Relocations-Phase 1 Improvements between the Town of Little Elm and D&S Engineering Lab, PLLC for the estimated amount of \$5,765.00 and authorize the Town Manager to execute a contract for the same. (Director of Development Services)

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

- A. Discussion and Action to re-appoint Patricia Adams as Municipal Court Judge for the Town of Little Elm for a two (2) year term. (Town Manager)
- B. Discussion and Action to adopt Ordinance No. 1098 an Ordinance of the Town of Little Elm Texas, adopting a Cross Connection Control Policy to require the

installation of backflow prevention assemblies where deemed appropriate and necessary; for the institution of penalties and/or the disconnection of water service for noncompliance with the provisions of the Cross Connection Control Policy; providing for the repeal of conflict ordinances; providing a saving and a severability clause; and providing for an effective date. (Public Works Director)

- C. Public Hearing and Presentation by Freeze & Nichols to educate council and public on the mitigation planning process and to invite opportunities for public input in the Planning Process. This meeting is open to the public and will also serve as a forum for the public to voice their opinions and concerns about the Hazardous Mitigation Action Plan (HMAP). (Please fill out form on table outside chambers doors and present to the Town Secretary prior to the meeting, if desire to speak). (Director of Development Services)
 - 1. Staff Report and Presentation.
 - 2. Open Public Hearing.
 - 3. Receive Public Comments.
 - 4. Close Public Hearing.
- D. Discussion and Action to approve the Construction Manager at Risk contract and Guaranteed Maximum Price Amendment #1 for the Town's Animal Shelter in the amount of \$1,070,000 and Amendment #2 for the Water Utility Billing and Town Hall Reconfiguration in the amount of \$325,000 between the Town of Little Elm and Starling Richardson and authorize the Town Manager to execute a contract for the same. (Director of Development Services)
- E. Discussion and Action to award Construction Contract for FM 423 North –Water and Sewer Line Relocations-Phase 1 Improvements in the amount of \$463,999.00 to Pittard Construction Company of Allen, Texas and authorize the Town Manager to execute a contract for the same. (Director of Development Services)
- F. Discussion and Action to authorize a reduced final payment of \$19,491.28 to ET Water Services of Bowie, Texas to close out the Town's Cottonwood Irrigation Well Construction Contract, and authorize the Town Manager to execute the same. (Director of Development Services)
- G. Discussion and Action to approve Conceptual Site Plan for PDS building parking

expansion located at the northeast corner of Eldorado Parkway and Clark Street.
(Planning Manager)

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

A. Town Secretary Monthly Report for April 2012.

B. Development Services Monthly Report for April 2012.

C. Public Works Monthly Report for May 2012.

14. Adjourn Work Shop and Regular Meeting.

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 11th day of May 2012.