

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

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

Workshop, Public Hearing & Regular Council

**Tuesday, December 18, 2012 - 6:00 PM
Town Hall Center---Conference Room-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 - A. Items to be withdrawn from Consent Agenda.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 a future agenda for discussion, and recognition of excused absences.
 - D. Interview with representatives from SGR and Pennington Group regarding Strategic Planning and Visioning Facilitator. (Town Manager)
 - E. Discussion regarding Digital billboard exchange agreement with Brown Outdoor Advertising. (Planning Manager)
 - F. 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.
 - G. Council to highlight items on the agenda needing further discussion or comments prior to the regular session.

2. Roll Call/Call to Order Public Hearings and Regular Town Council Immediately Following Council Workshop.
3. Opening Prayer: Pastor Richard Stevens-Living Word Baptist Church.
4. 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.
5. Public Hearing regarding a request for a Town initiated request to rezone approximately 47.813 acres of land from Light Commercial (LC) to Office (O), generally located east of Hart Road and north of Eldorado Parkway, within the Little Elm town limits. All interested citizens are welcome to attend and participate in same. (Please fill out form outside council chambers and present to Town Secretary prior to meeting)
 - A. Staff Comments.
 - B. Open Public Hearing.
 - C. Applicant Presentation.
 - D. Receive Public comments.
 - E. Close Public Hearing.
 - F. Discussion and Action to adopt Ordinance No. 1123 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 47.813 acres of land from Light Commercial District (LC) to Office District (O), generally located east of Hart Road and north of Eldorado Parkway, providing a saving clause; correcting the official zoning map; providing a penalty; providing a severability clause; providing a repealer clause; and providing an effective date.
(Planning Manager)

6. Public Hearing regarding a request for a Town initiated request to rezone approximately 31.438 acres of land from Agricultural District (AG) to Office (O), generally located west of Witt Road and south of Glen Cove subdivision, within the Little Elm town limits. All interested citizens are welcome to attend and participate in same. (Please fill out form outside council chambers and present to Town Secretary prior to meeting)

A. Staff Comments.

B. Open Public Hearing.

C. Applicant Presentation.

D. Receive Public comments.

E. Close Public Hearing.

F. Discussion and Action to adopt Ordinance No. 1124 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 31.438 acres of land from Agriculture District (AG) to Office District (O), generally located west of Witt Road and south of Glen Cove Subdivision; providing a saving clause; correcting the official zoning map; providing a penalty; providing a severability clause; providing a repealer clause; and providing an effective date.
(Planning Manager)

7. Public Hearing regarding a request to rezone approximately 5.3 acres of land from Light Commercial district (PD-LC) to Light Commercial district (PD-LC) in order to revise Ordinance No. 711 to allow for boat/RV storage uses, generally located north of Sunflower Drive and approximately 400 feet west of FM 423, with the Town limits of Little Elm, Denton County, Texas. All interested citizens are welcome to attend and participate in same. (Please fill out form outside council chambers and present to Town Secretary prior to meeting)

A. Staff Comments.

B. Open Public Hearing.

C. Applicant Presentation.

D. Receive Public comments.

E. Close Public Hearing.

F. Discussion and Action to adopt Ordinance No. 1125 an Ordinance of the Town of Little Elm, Texas amending the Comprehensive Zoning Ordinance of the Town of Little Elm, Texas and Ordinance No. 711, therefore amended, by changing the zoning on approximately 5.3 acres of land from Light Commercial District (PD-LC) to Light Commercial District (PD-LC) in order to allow for Boat/RV Storage Uses, generally located north of Sunflower Drive and approximately 400 feet west of FM 423, providing a saving clause; correcting the official zoning map; providing a penalty; providing a severability clause; providing a repealer clause; and providing an effective date. (Planning Manager)

8. 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.

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 4th Workshop, Public Hearings and Regular Meeting.
(Town Secretary)

B. Minutes of the December 10th Special Meeting. (Town Secretary)

C. Final Plat Paloma Creek South Phase 2A, located on Lake Meadow Lane between Lake Wood Trail and Lake Moss Lane, within the Town's ETJ. (Planning Manager)

D. Final Plat Paloma Creek South Phase 7C, located at the northwest corner of Hawk Valley Drive and Jonathan Creek Drive, with the Town's ETJ. (Planning Manager)

E. Approve Task Order for Construction Material Testing on the Riney Road Improvements between the Town of Little Elm and D&S Engineering Labs, PLLC

for the estimated amount of \$10,175.00 and authorize the Town Manager to execute contract for the same. (Director of Development Services)

F. Accept resignation from Dan Jaworski as member of TIRZ #1, TIRZ #2 and as Chairman of LERA Board.

G. Approve award of bid for Motorola APX 7000 Portable Radios from Sterling Associates, Inc. in the amount of \$134,767.00. (Fire Chief)

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

A. Discussion and Action to approve firm for Strategic Planning and Visioning Facilitator Services. (Town Manager)

B. Discussion and Action to adopt Ordinance No.1126 an Ordinance of the Town of Little Elm, Texas, repealing Ordinance No. 1082 in its entirety, by revising and replacing the Development Services Comprehensive Fee Schedule; providing a saving clause; providing a severability clause; providing a repealer clause; and providing an effective date. (Planning Manager)

C. Discussion and Action to adopt Ordinance No. 1127 an Ordinance of the Town of Little Elm, Texas, amending the Code of Ordinances of the Town, by amending Chapter 46 (Environment), by creating a new Article VI (Liquid Waste) to develop a program to register Liquid Waste Transporters and provide regulations for Liquid Waste Generators; providing a saving clause; providing a penalty; providing a severability clause; providing a repealer clause; and providing an effective date. (Planning Manager)

D. Discussion and Action to adopt Ordinance No. 1128 an Ordinance of the Town of Little Elm, Texas, amending the Code of Ordinances of the Town, by amending Chapter 26 (Businesses and Business Regulations), by amending Article IV (Food and Food Permits), in part, to revise and clarify restaurant scoring practices, inspection procedures, mobile truck regulation, and grease trap requirements; providing a saving clause; providing a penalty; providing a severability clause; providing a repealer clause; and providing an effective date. (Planning Manager)

E. Discussion and Action to award the construction contract for the Riney Road Improvements in the amount of \$692,041.00 to Quality Excavation, Ltd. of Aubrey, Texas and authorize the Town Manager to execute contract for the same. (Director of Development Services)

F. Discussion and Action to approve Construction Manager as Risk Change Order #2 for Guaranteed Maximum Price Amendment #3 for the Town's Library Expansion in the amount of \$102,306.00 for Recreation Center Remodel between the Town of Little Elm and Starling Richardson and authorize the Town Manager to execute contract for same. (Director of Development Services)

G. Discussion and Action approve Change Order #1 to the construction contract for 2.0 MGD Elevated Water Storage Tank Improvements to Landmark Structures I, LP of Fort Worth, Texas and authorize the Town Manager to execute a contract for same. (Director of Development Services)

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

A. Town Secretary Monthly Report.

B. Development Services Monthly Report.

12. 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 14th day of December 2012.