

**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, June 4, 2013 - 6:00 PM
Town Hall Center---Council Conference & 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 - A. Items to be withdrawn from Consent Agenda.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. Discussion of revisions to Junked Vehicle Ordinance. (Health Services)
 - E. Discussion on potential Town-initiated rezoning cases. (Planning Manager)
 - F. Discussion regarding proposed Ordinance No. 1150 governing placement of “No U-Turns” signs and establishing a comprehensive listing of “No U-Turn” locations for the Town of Little Elm. (Public Works Director)
 - G. 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.
 - H. Council to highlight items on the agenda needing further discussion or comments

prior to the regular session.

2. Roll Call/Call to Order Public Hearing and Regular Town Council Immediately Following Council Workshop.
3. Opening Prayer: Curtis Cornelious – Praise Fellowship Worship Center.
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. Certificate of Election: issue Certificate of Election to newly elected Council members for Place 2 and Place 4. (Mayor)
6. Statement of Elected Officer: newly election officers will complete the Statement of Elected Officer and Oath of Office. (Town Secretary)
7. Presentations:
 - A. Mayor to make special presentation.
 - B. Mayor to present Certificate of Recognition to Landon Hallmark- Little Elm Eagle Scout Project for McCord Park Clean-up (with recognition also to those who helped Landon with his project).
 - C. Mayor to read and present Proclamation to Ryan Miller of Cottonwood Creek Marina proclaiming June 9, 2013 as National Marina Day in Little Elm.
 - D. Mayor and Friends of the Library Representative(s) to pay special recognition to Kevin See with Domino's Pizza in appreciation for his hard work and effortless contributions in serving The Friends of the Library.
 - E. Friends of the Library Representatives will recognize the annual scholarship award recipient Sheilla Hernandez and other scholarship applicants.

8. Public Hearing to discuss and act on proposed amendments to the Zoning Ordinance, 106-84 (Residential Fences), in order to modify fence standards. At the public hearing interested persons are entitled to speak and present evidence for or against the amendment to modifying fence standards. (Please fill out form on table outside of council chambers if desire to comment and present to the Town Secretary prior to meeting)
 - A. Staff Comments.
 - B. Open Public Hearing.
 - C. Receive Public comments.
 - D. Close Public Hearing.
 - E. Discussion and Action to adopt Ordinance No. 1151 an Ordinance the Town of Little Elm, Texas amending the Code of Ordinances of the Town, by amending Chapter 106 (Zoning), by amending Section 84 (Residential Fences), in order to modify fence standards; providing a savings clause; providing a penalty; providing a severability clause; providing a repealer clause; and providing an effective date. (Planning Manager)
9. 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.
10. 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 14, 2013 Joint Special Meeting with EDC. (Town Secretary)
 - B. Minutes of the May 20, 2013 Special Meeting. (Town Secretary)

- C. Approval of Conveyance Plat-Stripes, generally located at the southwest corner of US 380 and Navo Road, within the Town Limits. (Planning Manager)

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

- A. Discussion and Action to adopt Ordinance No. 1148 an Ordinance of the Town Council of the Town of Little Elm, Texas, (“Town”) approving and adopting Rate Schedule “RRM – Rate Review Mechanism” for ATMOS Energy Corporation, Mid-Tex Division to be in force in the Town for a period of time as specified in the Rate Schedule; adopting a savings clause; determining that this Ordinance was passed in accordance with the requirements of the Texas Open Meetings Act; declaring an effective date; and required delivery of this Ordinance to the Company and ACSC Legal Counsel. (Director of Finance)
- B. Discussion and Action to adopt Ordinance No. 1149 an Ordinance authorizing the issuance of “Town of Little Elm, Texas, Combination Tax and Limited Pledge Revenue Certificates of Obligation, Series 2013” in the amount of Six Million Dollars (\$6,000,000); providing for the payment of said certificates of obligation by the levy of ad valorem tax upon all taxable property with the Town and a limited pledge of net revenues derived from the operation of the Town’s Waterworks and Sewer System; providing terms and conditions of such certificates and resolving other matters incident and relating to issuance, payment, security, sale and delivery of said certificates; including the approval and execution of a Paying Agent/Registrar Agreement; the approval and distribution of a Preliminary Official Statement and Official Statement; and providing an effective date. (Director of Finance)
- C. Discussion and Action to approve Resolution No. 06041301 a Resolution of the Town Council of the Town of Little Elm, Texas (The Town), authorizing the Town Manager to enter into an agreement with the Little Elm Community Development Corporation (LECDC) to reimburse the Town for debt incurred on its behalf; and providing for an immediate effective date. (Director of Finance)
- D. Discussion and Action to adopt Ordinance No. 1150 an Ordinance of the Town Council of the Town of Little Elm, Texas, governing placement of “No U-Turn” signs in the Town of Little Elm and establishing a comprehensive listing of “No U-Turn” locations for the Town of Little Elm, Texas, per the Exhibit “A” Chart; establishing a procedure for amending the Exhibit “A” Chart; providing for a penalty for the violation of this Ordinance; providing for repealing, savings, and severability clauses; providing for an effective date of this Ordinances; and providing for the publication of the caption hereof. (Director of Public Works)

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

- A. Fire Department Monthly Report.
- B. Public Works Monthly Report.
- C. Development Services Monthly Report.
- D. Town Secretary Monthly Report.
- E. CWD X-treme Green Event Report.
- F. Thank You –Gipson.
- G. Letter of Appreciation to Fire Department.

13. Council will convene in Executive Session pursuant to Texas Government Code:

- A. Section 551.071 for private consultation with the Town Attorney to seek legal advice with respect to pending and contemplated litigation and including all matters on this agenda to which the Town Attorney has a duty under the Texas Rules of Discipline and Professional conduct regarding confidential communication with the Town Council.
- B. Section 551.072 to discuss certain matters regarding real property.
- C. Section 551.076 to discuss security matters.
- D. Section 551.087 to discuss Economic Development.

- 1. Development Agreement near FM 720 and US 380.

14. Reconvene into Open Session: Discussion and consideration to take any action necessary as the result of the Executive Session.

- A. Section 551.071 for private consultation with the Town Attorney to seek legal advice with respect to pending and contemplated litigation and including all matters on this agenda to which the Town Attorney has a duty under the Texas Rules of Discipline

and Professional conduct regarding confidential communication with the Town Council.

B. Section 551.072 to discuss certain matters regarding real property.

C. Section 551.076 to discuss security matters.

D. Section 551.087 to discuss Economic Development.

1. Development Agreement near FM 720 and US 380.

15. 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. **BRAILLE IS NOT PROVIDED.**

Respectfully,



Cathy Phillips

Town Secretary

This is to certify that the above notice was posted on the bulletin board at the Town Hall Center this 31st day of May 2013.