

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

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

Workshop, Public Hearings & Regular Council

Tuesday, February 17, 2015 - 6:00 PM

Town Hall Center---Council Conference Room & Chamber---100 W Eldorado Parkway

1. Call to Order Council Work Shop at 6:00 p.m.
 - A. Opening Prayer: Rev. James M. Hutchins-New Life Community Church.
 - B. Items to be withdrawn from Consent Agenda.
 - C. Emergency Items if posted.
 - D. Request by the Town Council for items to be placed on a future agenda for discussion, and recognition of excused absences.
 - E. Discussion regarding Noise Ordinance. (Community Services Manager-Dusty McAfee)
 - F. Discussion regarding annexation of TEC area and LE Cemetery. (Community Services Manager-Dusty McAfee)
 - G. Discussion on modifying Trash/Recycling Routes. (Public Works Director-Kevin Mattingly)
 - H. 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.

- I. Council to highlight items on the agenda needing further discussion or comments prior to the regular session.
2. Roll Call/Call to Order Regular Town Council Immediately Following Council Workshop.
3. 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.
4. 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. 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.
5. 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. Accept Minutes of the February 3, 2015 Workshop, Public Hearing and Regular Meeting. (Town Secretary-Kathy Phillips)
 - B. Accept Quarterly Investment Report for period ending December 31, 2014. (Assistant Finance Director-Dianne Lawson)
 - C. Authorize purchase of equipment and issue pre-payment to Siddon-Martin Emergency Group in an amount not to exceed \$1,385,650.00 to procure and replace two pieces of Fire Equipment from the Vehicle Replacement Fund (VERF) (Fire Chief-Joe Florentino)

- D. Approve Engagement Letter with Norton Rose Fulbright for Bond Counsel Services. (Town Manager - Matt Mueller)

- E. Approve Master Service Agreement with HydroPro Solutions for the Master Meter AMI/AMR Pilot Program and authorize the Town Manager to execute agreement for same. (Public Works Director-Kevin Mattingly)

- F. Approve acceptance of water, sewer, drainage, and street improvement for Brentwood Phase 1. (Director of Development Services-Jason Laumer)

- G. Approve Final Payment to release retainage to Haven Landscaping & Irrigation of Frisco, Texas in the amount of \$33,797.52 for construction of the Walker Lane and Hart Road Streetscape Improvements. (Director of Development Services-Jason Laumer)

- H. Authorize Final Payment of \$148,038.85 to JC Commercial to close out the Town's Little Elm Park-Phase II Construction Contract and authorize the Town Manager to execute the same. (Director of Development Services-Jason Laumer)

- I. Approve Resolution No. 02171501 setting a date, time and place, for two public hearings on the proposed annexation of certain property by the Town of Little Elm, Texas, authorizing and directing the planning director to public notices of such public hearing and direct staff to develop at service plan. (area surrounding Texas Education Center). (Community Services Manager-Dusty McAfee)

- J. Approve Resolution No. 02171502 setting a date, time and place, for two public hearings on the proposed annexation of certain property by the Town of Little Elm, Texas, authorizing and directing the planning director to public notices of such public hearing and direct staff to develop at service plan. (Little Elm Cemetery). (Community Services Manager-Dusty McAfee)

- K. Approve Resolution No. 02171504 of the Town Council of the Town of Little Elm, Texas adopting the Parks, Recreation, and Open Space Master Plan Update. (Director of Development Services-Jason Laumer)

- 6. Public Hearing: and consider and act on an Ordinance dis-annexing an approximately 0.78 acre tract of land within the right-of-way of F.M. 720 and located adjacent and contiguous to the western boundaries of the Town of Little Elm in the Marsella Jones Survey, Abstract Number 662, Denton County, Texas. All interested citizens are welcome to attend the hearing and participate in same. (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 Report.

B. Open Public Hearing.

C. Receive Public Comments.

D. Close Public Hearing.

E. Discussion and Action to adopt Ordinance No. 1266 an Ordinance of the Town of Little Elm, Texas, dis-annexing adjacent and contiguous territory, as described in the attached legal description and as depicted in the attached drawing, from the Town of Little Elm, Texas; finding that all necessary and required legal conditions have been satisfied; further providing for amending and correcting the official boundaries of the Town as heretofore adopted and correcting the official Town Maps; providing a savings clause; providing a severability clause; providing a repealer clause; and providing for an effective date. (Community Services Manager-Dusty McAfee)

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

A. Discussion and Action to adopt Ordinance No. 1267 an Ordinance of the Town of Little Elm, Texas validating and ratifying the Town of Little Elm boundaries , including past annexations and dis-annexations of land and past boundary agreements, as described on the attached map; providing a saving clause; providing a severability clause; providing a repealer clause; and providing an effective date. (Community Services Manager-Dusty McAfee)

B. Discussion and Action to approve Resolution No. 02171503 authorizing the submission of the CDBG application, designating the Town Manager as the authorized representative in matters related to the CDBG grant application, and committing funds for the required local match. (Director of Development Services-Jason Laumer)

C. Discussion and Action to award construction contract for the Eldorado Parkway and Witt Road Landscape Improvements in the amount of \$131,682.39 to Haven Landscaping & Irrigation of Frisco, Texas and authorize the Town Manager to execute a contract for the same. (Director of Development Services-Jason Laumer)

D. Discussion and Action to approve an Architectural Services Agreement for

Consulting Services for the Recreation Center Expansion between the Town of Little Elm and Barker Rinker Seacat Architecture P.C. for the amount of \$416,000.00 and authorize the Town Manager to execute a contract for the same. (Director of Development Services-Jason Laumer)

E. Discussion and Action to award construction contract for the McCord Park Drainage and Sidewalk Improvements in the amount of \$350,000.00 to Quality Excavation, Ltd. of Aubrey, Texas and authorize the Town Manager to execute a contract for the same. (Director of Development Services-Jason Laumer)

F. Discussion and Action to approve the CCN (Certificate of Convenience and Necessity) Release and Acceptance Agreement between the Town of Little Elm and Mustang Special Utility District and authorize the Town Manager to execute a contract for the same. (Director of Development Services)

G. Discussion and Action to approve Amendment #1 to the Design Task Order for Witt Road Improvements between the Town of Little Elm and TRC Engineers, Inc. for the amount of \$10,550.00 and authorize the Town Manager to execute a contract for the same. (Director of Development Services- Jason Laumer)

H. Discussion and Action to approve Boundary Change and Adjustment Agreement between the Town of Little Elm and the Town of Lincoln Park and authorize the Town Manager to execute an agreement for the same. (Director of Development Services –Jason Laumer)

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

A. Town Secretary Monthly Report for January 2015.

B. Development Services Monthly Report for January 2015.

C. Parks, Recreation, and Library Monthly Report for January 2015.

D. Public Works Monthly Report for January 2015.

E. Police Department Monthly Reports for January 2015.

F. Fire Department Monthly Reports for January 2015.

9. 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.
10. 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.

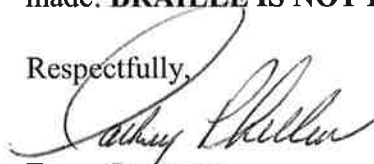
11. Adjourn Work Shop and Regular Meeting.

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 Keller

Town Secretary

This is to certify that the above notice was posted on the bulletin board at the Town Hall Center this 13th day of February 2015.