

**MEETING**  
**Town of Little Elm**  
**100 W Eldorado Parkway**  
**Little Elm, Texas 75068-5060**  
**214-975-0404**  
<http://www.littleelm.org>

**WORKSHOP, PUBLIC HEARING AND REGULAR TOWN COUNCIL MEETING**

**Tuesday May 19, 2015– 6:00 p.m.**

**Town Hall Center – Conference Room and Council Chambers**

1. **Call to Order Council Work Shop at 6:00 p.m.**
  - a. Opening Prayer: Curtis Cornelious-Praise Fellowship Worship Center.
  - b. Items to be withdrawn from Consent Agenda.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 on Little Elm Park Playground replacement. (Parks Director –Chad Hyde)
  - 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** 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. **Discussion and Action** to adopt Resolution No.05191501 a Resolution of the Town Council of the Town of Little Elm, Texas canvassing the Returns and Declaring the Results of the General Election held in the Town of Little Elm on May 9, 2015, for the purpose of electing a Mayor for a three (3) year term; one (1) Council member for Place 3 for a (3) year term (unopposed Candidate-Declared Elected); and one (1) Council member for Place 5 for a (3) three year term, making other declarations and finding other matters in connections with the

said election set forth herein; finding that all matters set forth herein are true and correct; providing for an effective date. (Town Secretary- Kathy Phillips)

5. **Announcements/Presentation:**

- a. **Certificate of Election:** Mayor to execute and issue to elected Mayor and Council members in Place 3 and Place 5.
- b. **Statement of Officer and Oath of Office** of Mayor and Council members in Place 3 and Place 5. (Town Secretary-Kathy Phillips)
- c. **Newly elected members now take their seats.**
- d. **Presentation: Mayor Hillock** to present appreciation awards to outgoing Mayor Pro-tem Curtis Cornelious and Place 5 Council member Katie Gipson.

6. **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.

7. **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 May 5, 2015 Workshop, Public Hearing and Regular Meeting. (Town Secretary-Kathy Phillips)
- b. **Authorize** the use the City of Grand Prairie cooperative contract with Nortex at the unit prices listed for FY 2015 Concrete Leveling & Stabilization Program. (Purchasing Agent-Dawn Berry)
- c. **Resolution No. 05191504** a Resolution of the Town Council of the Town of Little Elm, Texas, approving a negotiated settlement between the ATMOS Cities Steering Committee (“ACSC”) and ATMOS Energy Corp., Mid-Texas Division regarding the Company’s 2014 and 2015 rate review mechanism filings; approving a Settlement Agreement with attached Rate Tariffs and Proof of Revenues; declaring existing rates be unreasonable; adopting tariffs that reflect rate adjustments consistent with the negotiated settlement; finding the rates to be set by the settlement tariffs to be just and reasonable in the public interest; requiring the Company to reimburse ACSC’s reasonable ratemaking expenses; determining that this Resolution was passed in accordance with the requirements of the Texas Open Meetings Act; adopting a saving clause; declaring an effective date; and requiring delivery of this Resolution to the Company and the ACSC’s Legal Counsel. (Assistant Finance Director-Dianne Lawson)

- d. **Authorize** the use of the Buyboard contract with Global Assets for an amount not to exceed \$99,383.00 for network equipment. (Purchasing Agent-Dawn Berry)
  - e. **Approval** on an Interlocal Agreement with Harris County Department of Education (HCDE) for the purpose of purchasing items in a cost effective and expeditious manner. (Purchasing Agent-Dawn Berry)
  - f. **Staff** recommends awarding bid 2015-13 to Dooley Tackaberry for category 1 (all) and category 3, item 3.17, 3.18, 3.19, 3.20, 3.21, 3.22, 3.23, 3.24, 3.26, and 3.27; Advanced Rescue Systems for category 3, items 3.3, 3.10, 3.11, 3.12, 3.13, 3.14, 3.15, and 3.16; MES for Category 2, item 2.1; and Irrigators Supply for category 3, items 3.1 & 3.2 at the unit prices listed. (Purchasing Agent-Dawn Berry)
  - g. **Approve** Interlocal Agreement between the Town of Little Elm and Mustang Special Utility District for billing services and authorize the Town Manager to execute agreement for the same. (Town Attorney-Robert Brown)
  - h. **Authorize** to use the BuyBoard Contract with Recreation Consultants of Texas for option #3 for an amount not to exceed \$352,146.00 which includes \$20,000.00 for contingency. (Playground replacement at Little Elm Park). (Purchasing Agent-Dawn Berry)
8. **Public Hearing:** regarding request for a Specific Use Permit for Minor Auto Repair and to rescind a Specific Use Permit (#731) for Used Auto Sales on approximately 0.531 acres of land, generally located on the northeast corner of Oak Grove Parkway and Crestwood Place, currently zoned Light Commercial district (LC). 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. 1280 an Ordinance of the Town of Little Elm, Texas, amending the Comprehensive Zoning Ordinance of the Town of Little Elm, Texas, hereby amended, by issuing a Specific Use Permit for Minor Auto Repair Use and by rescinding SUP #731 for Used Auto Sales on approximately 0.531 acres of land currently zoning Light Commercial District (LC) with an SUP for used Auto Sales, generally located on the northeast corner of Oak Grove Parkway and Crestwood Place, providing that this Specific Use Permit is established subject to certain conditions as set forth herein; providing a savings clause; correcting the official zoning map; providing a penalty; providing a severability clause; providing a repealer clause; and providing an effective date. (Community Services Manager-Dusty McAfee)
9. **Reports and requests for Town Council consideration and appropriate action:**
- a. **Discussion and Action** to adopt Resolution No. 05191502 an Resolution of the Town Council of the Town of Little Elm, Texas, appointing a Mayor Pro-tem for a one year term of office, providing an for an effective date. (Council)

- b. **Discussion and Action** to approve Utility Acquisition Agreement between the Town of Little Elm and Mustang Special Utility District and authorize the Town Manager to execute agreement for the same. (Town Attorney-Robert Brown)
- c. **Discussion and Action** to approve Resolution No. 05150503 a Resolution accepting the petition for the creation of the Public Improvement District (PID), authorizing a public hearing for the creation of a Public Improvement District, and sending out a notice of said hearing and authorize the Town Manager to execute for the same. (Town Attorney-Robert Brown)

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

- a. Town Secretary Monthly Report for April 2015.
- b. Development Services Monthly Report for April 2015.
- c. Public Works Monthly Report for April 2015.
- d. Police Department Monthly Reports for April 2015.
- e. Fire Department Monthly Reports for April 2015.
- f. Parks, Recreation and Library Monthly Reports for April 2015.
- g. CWD X-treme Green Event Report.

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

- 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.
- Section 551.072 to discuss certain matters regarding real property.
- Section 551.076 to discuss security matters.
- Section 551.087 to discuss Economic Development.

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

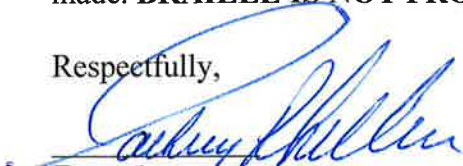
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- Section 551.072 to discuss certain matters regarding real property.
- Section 551.076 to discuss security matters.
- Section 551.087 to discuss Economic Development.

13. **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 may be considered in executive closed session to the public. Any decision on any item 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 Town Center bulletin board prior to 4:00 p.m. this 15<sup>th</sup> day of May 2015.**