

**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, October 20, 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. Invocation: 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  - B. Items to be withdrawn from Consent Agenda.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. Review and presentation of Simple Recycling Program by Sonny Wilkins. (Director of Public Works-Kevin Mattingly)
  - F. Discussion on proposed construction contract for Navo Road Improvements. (Director of Development Services)
  - G. Discussion regarding Construction Manager at Risk for the Town to use on Recreation Center Expansion with Starling Richardson and Guaranteed Maximum Price Amendment #1 for the Recreation Center Expansion with Safe Room. (Director of Development Services-Jason Laumer)
  - H. Discussion regarding potential debt issuance. (Chief Financial Officer-Karla Stovall)
  - I. 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.

J. 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. b. Texas Flag:

Honor the Texas Flag I pledge allegiance to thee Texas,  
one state under God, one and indivisible.

4. Presentations:

A. Mayor Hillock to read and present Proclamation of Recognition to Parks and Recreation and Public Works Crews.

B. Mayor Hillock to read and present Proclamation of Recognition to Jimmy Lee.

5. 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.

6. 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 September 15, 2015 Workshop, Public Hearings and Regular Meeting. (Town Secretary-Kathy Phillips)
  - B. Re-Appointment of Jeanette Westenhoefer, Steve Petrasic, Steve McGee, and Roger Housel to the Community Development Corporation Board of Directors with terms of October 20, 2015 to October 20, 2017. (Council)
  - C. Resolution No. 10201502 a Resolution of the Town Council of the Town of Little Elm, Texas, approving an amendment to the Town's Investment Policy; recording the annual review; and providing an effective date. (Chief Financial Officer-Karla Stovall)
  - D. Resolution No. 10201503 a Resolution of the Town Council of the Town of Little Elm, Texas adopting a list of qualified Brokers that are authorized to engage in investment transactions with the Town. (Chief Financial Officer-Karla Stovall)
  - E. Award proposal 2015-23 to Member's Building Maintenance at the unit prices listed. Rejecting the submittal from Rising Star Diversified Resource Corporation. Rising Star's proposal is incomplete and did not include the cost of cleaning floors in any of the buildings. (Purchasing Agent-Dawn Berry)
  - F. Authorize purchase of Bioxide from Evoqua Water Technologies at unit price listed. (Purchasing Agent-Dawn Berry)
  - G. Approval of Letter of Engagement from Weaver LLP for audit services for fiscal year ended September 30, 2015. (Chief Financial Officer-Karla Stovall)
7. Public Hearing: regarding request for a Specific Use Permit for a Temporary Concrete Batch Plant on approximately 1.72 acres of land, generally located north of Smotherman Road and approximately 2,000 feet east of FM 423, currently zoned SF 3 (Single Family). All interested citizens are welcome to attend and participate in the hearing.
- A. Staff Report.
  - B. Open Public Hearing.
  - C. Receive public comments.

D. Close Public Hearing.

E. Discussion and Action to adopt Resolution No. 10201501 a Resolution by the Town of Little Elm allowing for a Temporary Concrete Batch Plant on approximately 1.72 acres of land, currently zoned SF 3 (Single Family), generally located north of Smotherman Road and approximately 2,000 feet east of FM 423 Little Elm, Denton County, Texas; providing an effective date. (Director of Development Services- Jason Laumer)

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

A. Discussion of Residential Water Usage. (Town Manager-Matt Mueller)

B. Discussion and Action to approve Service Agreement for Demand Response Transit Service with SPAN of Denton County. (Deputy Town Manager-Doug Peach)

C. Discussion and Action to adopt Ordinance No. 1300 an Ordinance of the Town of Little Elm, Texas, governing placement of “No Right Turn On Red” signs in the Town of Little Elm per Chapter 98, Article II, “Traffic Control Devices”; providing for a penalty for the violation of this ordinances; providing for repealing, savings and severability clauses; providing for an effective date of this Ordinance; and providing for publication of the caption hereof. (Director of Public Works-Kevin Mattingly)

D. Discussion and Action to adopt Ordinance No. 1301 an Ordinance of the Town of Little Elm, Texas amending the Code of Ordinances of the Town, by amending Chapter 18, (Animals) in order to revise Animal Regulations within the corporate town limits; providing a savings clause; providing a penalty; providing a severability clause; providing a repealer clause; and providing an effective date. (Director of Development Services- Jason Laumer)

E. Discussion and Action to approve selection of Starling Richardson for Construction Manager at Risk, the Construction Manager at Risk contract, and the Guaranteed Maximum Price Amendment #1 for the Town’s Recreation Center Expansion in the amount of \$4,808,000 and \$10,000 for preconstruction services 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-Jason Laumer)

F. Discussion and Action to approve Design Task Order for McCord Park Drainage Improvements between the Town of Little Elm and TRC Engineers, Inc. for the amount of \$9,880.00 and authorize the Town Manager to execute contract for same.

(Director of Development Services-Jason Laumer)

- G. Discussion and Action to approve Amendment #1 to the Design Task Order for Lakefront Trail between the Town of Little Elm and TRC Engineers, Inc. for the amount of \$22,419.00 and authorize the Town Manager to execute a contract for the same. (Director of Development Services-Jason Laumer)
  
  - H. Discussion and Action to approve an Interlocal Agreement between the Town of Little Elm and Denton Independent School District regarding Villa Paloma Construction and Funding and authorize the Town Manager to execute for the same. (Director of Development Services)
  
  - I. Discussion and Action to approve Villa Paloma Construction and Funding Agreement between the Town of Little Elm and Denton 380 Associates, L.P., Paloma Creek Development Corporation, Denton County Fresh Water Supply District No. 11-B, and Denton County Fresh Water Supply District No. 11-C and authorize the Town Manager to execute agreement for the same. (Director of Development Services)
  
  - J. Discussion and Action to award construction contract for Navo Road Improvements in the amount of \$2,275,720.00 to McMahon Contracting, LP of Grand Prairie, Texas and authorize the Town Manager to execute contract for the same. (Director of Development Services)
9. FYI: (All matters are provided to the Town Council for informational purposes only)
- A. Town Secretary Monthly Report for September 2015.
  
  - B. Development Services Monthly Report for September 2015.
  
  - C. Police Department Monthly Reports for September 2015.
  
  - D. Fire Department Monthly Reports for September 2015.
  
  - E. Parks, Recreation and Library Monthly Reports for September 2015.
  
  - F. Denco Area 9-1-1 appointments.

10. 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 551.074 to discuss personnel matter, regarding Fire Chief vacancy.
  - D. Section 551.076 to discuss security matters.
  - E. Section 551.087 to discuss Economic Development.
11. 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 regarding real property.
  - C. Section 551.074 regarding personnel matters, Fire Chief vacancy.
  - D. Section 551.076 regarding security matters.
  - E. Section 551.087 regarding Economic Development.
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,



Casey Phelan

Town Secretary

**This is to certify that the above notice was posted on the bulletin board at the Town Hall Center this 16th day of October 2015.**