

**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, August 2, 2016 - 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:
 - B. Items to be withdrawn from Consent Agenda.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 Parks, Recreation and Open Space Master Plan. (Parks Director Chad Hyde)
 - F. Discussion regarding Valencia on the Lake Concept Plan and Valencia PID Annual Service Plan Update – 1 for 2016. (Town Engineer Kimberly Brawner and Chief Financial Officer Karla Stovall)
 - 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 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. Announcements/Presentations:
 - A. Presentation by State Fire Marshal Office and Insurance Services Office. (ISO).
 - B. Presentation by Texas Police Chief's Association.
- 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 July 19, 2016 Workshop, Public Hearing and Regular Meeting.
(Town Secretary Kathy Phillips)
 - B. Authorize purchase three police vehicles and equipment from listed vendors for an amount not to exceed \$115,419.03. (Purchasing Agent Dawn Berry)

- C. Final Plat for Lakeshore Plaza from Mahdi Shekari, generally located at the southwest corner of Eldorado Parkway and Hillside Drive, located with Little Elm's town limits. (Town Planner Lisa Reich)

- D. Approve Resolution No. 08021601 a Resolution of the Town Council of the Town of Little Elm changing name and title of Plan Coordinator information on record designated to act on behalf of the Town's 457 Deferred Compensation plan with ICMA Retirement Corporation. (Chief Financial Officer Karla Stovall)

- E. Re-appoint Edec Hansen and Robert Gwinn and appoint Erica Rios as members to the Community Development Corporation Board for two (2) year terms ending August 2, 2018. (Parks Director Chad Hyde)

- F. Interlocal Cooperative Agreement for Public Improvement Assessment Collection between Denton County, Texas, Town of Little Elm and Valencia Public Improvement District. (Chief Financial Officer Karla Stovall)

- 7. Public Hearing: on request to rezone approximately 13.23 acres of land from Light Commercial district (LC) to Planned Development-Light Commercial (PD-LC) to allow for retail and town home use, generally located west of FM 423, and approximately 900 feet north of Sunflower Drive, within the Town limits of Little Elm. All interested citizens are welcome to attend the hearing and participate in same. (Please fill out from on the table outside council chambers if desire to speak 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. 1341 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 13.23 acres of land generally located west of FM 423, and approximately 900 feet north of Sunflower Drive, from Light Commercial district (LC) to Planned Development-Light Commercial (PD-LC) in order to allow for Townhomes and Retail Uses; 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. (Town Planner Lisa Reich)

8. Public Hearing: regarding proposed annexation of approximately 47.56 acres of land, generally located on the northeast corner of Oak Grove Parkway and University Drive, within the extraterritorial jurisdiction of Little Elm. 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)(Town Planner Lisa Reich)

A. Staff Report.

B. Open 1st Public Hearing.

C. Receive Public Comments.

D. Close 1st Public Hearing.

9. Public Hearing: on and regarding the need to continue Ordinance No. 1159 of the Town regarding Juvenile Curfew and matters in connection therewith, or in lieu of continuing such ordinance the enactment of a new juvenile curfew Ordinance. All interested citizens are welcome to attend the hearing and participate in same. (Please fill out from on the table outside council chambers if desire to speak 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. 1343 an Ordinance of the Town of Little Elm Texas, establishing a Juvenile Curfew within the incorporated Town Limits of the Town of Little Elm, Denton County, Texas from 11:00 p.m. on any Sunday, Monday, Tuesday, Wednesday, or Thursday until 6:00 a.m. of the following day, from 12:01 a.m. until 6:00 a.m. on any Saturday or Sunday, and 9:00 a.m. until 2:30 p.m. on any Monday, Tuesday, Wednesday, Thursday or Friday; providing definitions; providing that is an offense for minor to remain in a Public Place or on the premises of an establishment during curfew hours, providing that a parent or

guardian commits an offense for knowingly permitting or by insufficient control allowing a minor to remain in a Public Place or on the premises of an establishment during curfew hours; providing defenses; providing provisions regarding the enforcement of this Ordinance; providing a penalty not to exceed the sum of five hundred dollars (\$500.00) for each offense; and a separate offense is deemed committed each day or part thereof during which a violation occurs; providing an expiration date of this Ordinances unless the same is extended or earlier terminated; a public hearing; providing a saving clause except that Ordinance No. 1159 of the Town is repealed hereby; providing a severability clause; providing an effective date. (Chief of Police Rodney Harrison)

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

- A. Discussion and Action to adopt Resolution No. 08021605 a Resolution of the Town Council of the Town of Little Elm, Texas, requesting approval of the Parks, Recreation, and Open Space Master Plan. (Parks Director Chad Hyde).
- B. Discussion and Action to adopt Ordinance No. 1340 an Ordinance of the Town of Little Elm, Denton County, Texas, amending the Town of Little Elm Code of Ordinances by amending Chapter 22, Article III, Building Regulations by adopting the Energy Conservation Code, 2015 Edition, with amendments; providing a severability clause; providing a savings clause; providing a repealing clause; providing a penalty of fine not to exceed the sum of two thousand dollars (\$2,000) for each offense governing Fire Safety, Zoning or Public Health and Sanitation and the sum of five hundred dollars (\$500.00) for all others offenses, and a separate offense shall be deemed committed each day or on which a violation occurs or continues; and providing for an effective date. (Building Manager Cruz Hernandez)
- C. Discussion and Action to adopt Resolution No. 08021606 a Resolution of the Town of Little Elm, Texas approving the 4th Amendment to Valencia on the Lake Pre-Annexation Agreement, Development Agreement, Public Improvement District Agreement, and Tax Increment Reinvestment Zone Agreement. (Town Engineer Kimberly Brawner)
- D. Discussion and Action to adopt Resolution No. 08021602 a Resolution setting a Public Hearing under Sec. 372.009 of the Texas Local Government Code for the Creation of a Public Improvement District within the Extraterritorial Jurisdiction of the Town of Little Elm, Texas; and authorizing the Issuance of Notice by the Town Secretary of Little Elm, Texas regarding the Public Hearing. (Town Engineer Kimberly Brawner) (Rudman Tract)
- E. Discussion and Action to approve Valencia PID Annual Service Plan Update-1 for

2016. (Chief Financial Officer Karla Stovall)

- F. Discuss and receive: the Town Manager's Proposed Budget of Programs and Services for the Fiscal Year 2016-2017. (Town Manager Matt Mueller)

- G. Discussion and Action to adopt Resolution No. 08021604 a Resolution of the Town Council of the Town of Little Elm, Texas to take a record vote to place a proposal for adoption of the Fiscal Year 2016-2017 Budget and Tax Rate the September 13, 2016 agenda; specifying the proposed property tax rate; establishing date for public hearings on the property tax rate; and providing for the publication as provided in the Texas Property Tax Code. (Chief Financial Officer Karla Stovall)

11. 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.

- 1. Receive litigation update.

- 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.

12. 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.

- 1. Receive litigation update.

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.

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 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 29th day of July 2016.