

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, September 20, 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 - A. Items to be withdrawn from Consent Agenda.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 regarding fireworks ordinance. (Council member Blais)
 - E. Discussion regarding renaming of Clark Street to Lakefront Drive. (Mayor Hillock)
 - 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. 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. Minutes of the September 6, 2016 Workshop, Public Hearings and Regular Meeting. (Town Secretary Kathy Phillips)

B. Minutes of the September 13, 2016 Special Meeting. (Town Secretary Kathy Phillips)

C. Final Plat Valencia on the Lake Phase 3A, from Petitt Barraza, generally located along Barx Drive and Miramar Drive, within Little Elm's Town Limits. (Town Planner Lisa Reich)

D. Final Plat Valencia on the Lake Phase 3B from Petitt Barraza, generally located along Almassera Drive and Olivereta Drive, within Little Elm's Town Limits. (Town Planner Lisa Reich)

E. Final Plat Valencia on the Lake Phase 3C from Petitt Barraza, generally located along Miramar Drive and Casinos Drive, with Little Elm's Town Limits. (Town Planner Lisa Reich)

- F. Final Plat Union Park Phase 2C, from Jones and Carter, generally located along Union Park Boulevard East and Shady Trail, within Little Elm's Town Limits. (Town Planner Lisa Reich)

- G. Final Plat Hillstone Point Phase 1, from Pettitt Barraza, generally located east of Oak Grove Road and west of Bluestone Road, within Little Elm's Town Limits. (Town Planner Lisa Reich)

- H. Preliminary Plat Prairie Oaks, Prairie Oaks, Ltd., generally located east of Oak Grove Road and north of Lloyd's Road, within Little Elm's ETJ. (Town Planner Lisa Reich)

- I. Final Plat Peach Addition, from KAZ Surveying Inc., generally located west of Kayewood Drive and approximately 50 feet south of Mulberry Drive, within Little Elm's Town Limits. (Town Planner Lisa Reich)

- J. Approve the purchase of a used boat with interactive play features from Tarzan Watersports and Toys, LLC. (Purchasing Agent Dawn Berry)

- K. Award Bid 2016-67 for asphalt to Austin Asphalt as the Primary Vendor and Reynolds Asphalt as the Secondary Vendor at the unit prices listed. (Purchasing Agent Dawn Berry)

- L. Approval of Interlocal Agreement between the Town of Little Elm, Texas and Denton County Fresh Water Supply District 8-C for Miller Elementary Traffic Control Devices. (Town Engineer Kimberly Brawner)

- M. Direct Staff to prepare a response letter to the Texas Comptroller of Public Accounts expressing the Town's intent to call for an election to reauthorize the ¼% Sales and Use Tax for Street Maintenance. (Director of Public Works Kevin Mattingly)

- N. Approve and accept donation deed for proposed Fire Station # 3 land per Union Park Development Agreement and authorize the Mayor to execute any documents for the same. (Director Development Services Jason Laumer)

- O. Approve Surplus Right of Way Agreement between the developer, Greenway Little Elm, L.P., and the Town of Little Elm and authorize the Town Mayor to execute for the same. (Director of Development Services Jason Laumer)

- P. Approve Surplus Right of Way Agreement between the developer, Garza Lane, Ltd., and the Town of Little Elm and authorize the Town Mayor to execute for the same. (Director of Development Services Jason Laumer)
- Q. Approve an Engineering Task Order for the Surplus Right of Way services between the Town of Little Elm and Freese & Nichols for the amount of \$35,000 and authorize the Town Manager to execute a contract for the same. (Director of Development Services Jason Laumer)
6. Continue Public Hearing regarding request for a Specific Use Permit for self-storage on approximately 1.99 acres of land generally located north of Old Witt Road and approximately 300 feet west of FM 423, currently zoned Light Industrial (LI). All citizens are welcome to attend the hearing and participate in same. (Town Planner Lisa Reich)
- A. Continue Public Hearing:
- B. Receive Public Comments:
- C. Close Public Hearing:
- D. Discussion and Action to adopt Ordinance No. 1349 an Ordinance of the Town of Little Elm, Texas amending the Comprehensive Zoning Ordinance of the Town on Little Elm, Texas, herefore amended, by issuing a Specific Use Permit for Self-Storage Use on approximately 1.99 acres of land currently zoned Light Industrial District (LI), generally located north of Old Witt Road and approximately 300 feet west of FM 423, providing that the 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 for an effective date. (Town Planner Lisa Reich)
7. Public Hearing on the request to rezone approximately 1.23 acres of land to Single Family 3 (SF-3), generally located to the west of Kayewood Drive and approximately 50 feet south of Mulberry Drive, currently zoned Agricultural (AG), within the town limits of Little Elm, Texas. All citizens are welcome to attend the hearing and participate in same. (Town Planner Lisa Reich)
- A. Staff Comments:
- B. Open Public Hearing:

C. Receive Public Comments:

D. Close Public Hearing:

E. Discussion and Action to adopt Ordinance No. 1352 an Ordinance of the Town of Little Elm, Texas, amending the Comprehensive Zoning Ordinance of the Town of Little Elm, Texas, by rezoning approximately 1.23 acres of land from Agriculture District (AG) to Single Family 3 (SF-3); generally located west of Kayewood Drive and approximately 50 feet south of Mulberry Drive, within the town limits of Little Elm; providing a saving 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. Reports and requests for Town Council consideration and appropriate action:

A. Discussion and Action to appointment two (2) members of Council to serve on the interview committee for all Boards and Commissions. (Council)

B. Discussion and Action to adopt Ordinance No. 1353 an Ordinance of the Town Council of Little Elm, Texas (“TOWN”), authorizing certain budget amendments pertaining to the Fiscal Year 2015-2016 Budget; and providing an effective date. (Chief Financial Officer Karla Stovall)

C. Discussion and Action to approve Resolution No. 09201601 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. (Director of Development Services Jason Laumer)

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

A. Town Secretary Monthly Report for August 2016.

B. Development Services Monthly Report for August 2016.

C. Public Works Monthly Report for August 2016.

D. Police Department Monthly Reports for August 2016.

E. Fire Department Monthly Reports for August 2016.

F. Parks, Recreation and Library Monthly Reports for August 2016.

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.

1. Matters relating to City of Lakewood Village and Boundary Adjustments.

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

C. Section 551.074 of the Texas Government Code to discuss and deliberate personal matters to evaluate performance and duties, of a public officer or employee(s).

1. Annual Review of the Town Manager.

2. Annual Review of the Town Secretary.

3. Annual Review of the Town Attorney.

4. Annual Review of the Municipal Court Judge.

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.

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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. **BRaille 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 this 16th day of September 2016.