

MINUTES
Town of Little Elm
214-975-0404
<http://www.littleelm.org>

WORKSHOP PUBLIC HEARING AND REGULAR TOWN COUNCIL MEETING
Tuesday January 5, 2016

Present: David Hillock Mayor, Michael McClellan Mayor Pro-tem, Council members James Dominy, Neil Blais, Chip Norman, Nick Musteen, and Stephanie Shoemaker. **Staff:** Robert Brown, Matt Mueller, Doug Peach, Joe Florentino, Kathy Phillips, Karla Stovall, Jason Laumer, Lisa Reich, Jennette Killingsworth, Kevin Mattingly, Chad Hyde, Brian Roach, Rodney Harrison, and Greg Wilkerson.

1. Call to Order Council Work Shop **at 6:00 p.m.**
 - a. Invocation: Jeremy Mikeska Fire Department Chaplin.
 - b. Items to be withdrawn from Consent Agenda. **None**
 - c. Emergency Items if posted. **None**
 - d. Request by the Town Council for items to be placed on a future agenda for discussion, and recognition of excused absences. **None**
 - e. Presentation of monthly updates from department heads: **Town Manager Matt Mueller** informed council that the binders provided tonight for them included the New Council Governance Policy, Ethics Ordinance, Revised Town Charter and Strategic Plan. He also wanted to recognize Public Works Department. On Sunday 12/28 a request for assistant was made to help with the tornado destruction in Rowlett. On Tuesday 12/29 the Town was activated and responded with workers and equipment. The Town ended deployment on Sunday evening 01/3. Glyn Strickland did a great job organizing the teams and equipment. Little Elm workers were: Mistie Ingram, Kevin Walker, Kyle Spinney, Austin Burkhart, Amos McKeller, Bruce Maxwell, Undre' Shankle, Robert Fawcett, and Kenneth Berghauser.
 - f. Council to highlight items on the agenda needing further discussion or comments prior to the regular session. **None**
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
4. Public Comments: **None**
5. Upon motion by Council member Norman and second by Council member Shoemaker the members **voted 7-0** to approve the Consent Agenda as presented:

- a. **Minutes** of the December 15, 2015 Workshop and Regular Meeting.
 - b. **Final Plat** Gardenia Village Office Park, Lot 1, Block A, from G&A Consultants, LLC, generally located on the northeast corner of University Drive and Gardenia Boulevard, within Little Elm town limits.
 - c. **Final Plat** Main Marketplace Addition, Lots 1-12, Block 2, from GCRE/TX Main Marketplace, LLC, generally located on the northwest corner of FM 423 and King Road, within Little Elm town limits.
 - d. **Renew** Public Works Emergency Response Team (PWERT) Mutual Aid Agreement and authorize Town Manager to execute agreement for the same.
 - e. **Authorize** to purchase tires from Goodyear Commercial and Southern Tire Mart through BuyBoard contract 470-14.
6. **Public Hearing:** to consider a request to rezone approximately 6.34 acres of land from Agricultural district (AG) to Planned Development-Single-Family (PD-SF) to allow for an expansion of Brentwood Subdivision, generally located east of Witt Road and south of Marina Vista, within Little Elm town limits.
- a. Staff Report: **Director of Development Services Jason Laumer** informed council that on November 19, 2013, Town Council approved the zoning on the first tract of Brentwood. On February 18, 2014 council approved the zoning on the second tract, under the same Planned Development Regulations. Pulte recently acquired approximately 6.34 acres to create Tract 3 of Brentwood, which brings Brentwood's total area to approximately 50 acres. Pulte is requesting that this property be subject to the existing Planned Development Regulations, which are attached to proposed Ordinance, as are the location map and revised concept plan. On November 17, 2015 the Planning and Zoning Commission recommended approval of the requested zoning. Staff recommends approval of the requested Planned Development district.
 - b. Opened Public Hearing **at 6:08 p.m.**
 - c. Received Public Comments. **None**
 - d. Closed Public **at 6:08 p.m.**
 - e. Upon motion by Council member McClellan and second by Council member Dominy the members **voted 7-0** to adopt Ordinance No. 1309 an Ordinance of the Town of Little Elm, Texas, amending the Comprehensive Zoning Ordinance herefore amended, by changing the zoning on approximately 6.34 acres of land from Agricultural District (AG) to Planned Development-Single Family District (PD-SF4) to allow for an expansion of Brentwood Subdivision (Ordinance # 1181 and Ordinance # 1198), generally located east of Witt Road and south of Marina Vista Estates Subdivision; 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.

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

- a. Upon motion by Council member Musteen and second by Council member McClellan the members **voted 7-0** to adopt Ordinance No. 1308 an Ordinance of the Town of Little Elm, Texas, amending the Code of Ordinances of the Town, by amending Chapter 98 "Traffic and Vehicles", by creating and adding Article IX, "Use of Hand-Held Wireless Communication Devices While Driving"; providing a savings clause; providing a penalty; providing a severability clause; providing a repealer clause; and providing an effective date.

NO CLOSED EXECUTIVE SESSION WAS HELD

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

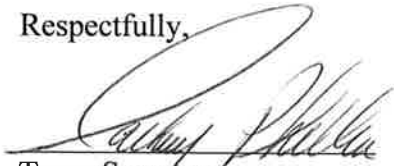
- Section 551.071 for private consultation with the Town Attorney to seek legal advice with respect to pending and contemplated litigation and including all matters on this agenda to which the Town Attorney has a duty under the Texas Rules of Discipline and Professional conduct regarding confidential 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.

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

- 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.

10. Adjourned Work Shop and Regular Meeting at 6:18 p.m.

Respectfully,



Town Secretary

Passed and approved this 19th day of January 2016.