

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

WORKSHOP AND REGULAR TOWN COUNCIL MEETING
Tuesday March 1, 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, Dee Dee Hale, Jason Laumer, Kim Brawner, Jennette Killingsworth, Chad Hyde, Kevin Mattingly, Brian Roach, Rodney Harrison, and Greg Wilkerson.

1. Call to Order Work Shop *at 6:00 p.m.*
 - a. Invocation:
 - b. Items to be withdrawn from Consent Agenda. Item (f) was discussed and alternate terms changed to two year terms per town charter. Can approve contingent upon changes being made.
 - 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. Discussion regarding Police/School Liaison Interlocal Agreement between the Town and Denton ISD to provide police services (two full time officers and fully equipped police vehicle) to staff School Resource Officer positions at Navo Middle School and Braswell High School: **Chief of Police Rodney Harrison** stated that the Denton ISD Board of Trustees recently approved the staffing and subsequent funding of law enforcement personnel to two campuses within their District and inside the Town Limits per Denton ISD protocol. The two positions will be staffed and managed by the LEPD and the Interlocal proposed provides that the Denton ISD will fund 75% of the cost associated with the officers and Little Elm with fund 25% of the cost. The Denton ISD will also fully fund the cost of one fully equipped police vehicle.
 - f. Discussion regarding Police/School Liaison Interlocal Agreement between the Town and Little Elm ISD to provide police services (four full time officers, a full time sergeant, training funds, and two fully equipped police vehicles) to staff School Resource Officer positions within the Little Elm Independent School District: **Chief of Police Rodney Harrison** informed Council that the LEISD Board of Trustees recently approved additional staffing of law enforcement at their campuses within their district. The positions will be staffed and managed by the LEPD and the Interlocal provides that LEISD will fund 75% of the cost associated with the Officers and Sergeant and the Town will fund 25%. The LEISD will also fully fund the cost of two fully equipped police vehicles.
 - g. Discussion regarding Interlocal Agreement between the Town and Denton County Fresh Water Supply District #8-C to provide law enforcement services:

Chief of Police Rodney Harrison informed Council that the LEPD has provided law enforcement services to the DCFWSD #8-C since 2012. The PD seeks to continue providing services on a renewed 5 year Interlocal Agreement which is more financially equitable for both parties than previous agreements. The agreement includes provisions for the District to provide for salaries and benefits for two full time officers, fees for administrative police services and the cost of one fully equipped police vehicle as invoiced. This would be \$0 cost to Town.

- h. Discussion regarding 2016 Issuance of Certificates of Obligation and Refunding: **Chief Financial Officer Karla Stovall** informed Council that the certificates of obligation in an amount not be exceed \$8,000,000 for the Town's Waterworks and Sewer System improvements and refunding opportunities that could generate rate saving for the Town is on the agenda tonight for council consideration. Mark McLiney representative from SAMCO Capital Markets, Inc. presented council with handout showing amount if refunding the 2005 and 2006 bonds; savings would be \$631,433.
 - i. Discussion regarding Town's Thoroughfare Map Update: **Director of Development Services Jason Laumer** stated that Staff is working on several developments and is recommending a revised updated thoroughfare map to put on some updated roadways sooner, rather than later on the thoroughfare map prior to the start of the Comprehensive Plan update over the next 12 months. Staff working on public hearing, notice for paper and will place on next Council meeting if approved.
 - j. Discussion regarding the Farmers Market: **Town Manager Matt Mueller and Parks Director Chad Hyde** addressed this item; this was a grant program (which grant monies have expired and special events person has moved on). When first started attendance was around 450 people, last year was around 250 visitors. It takes a lot of staff hours to procure vendors and set up and take down tents. A lot of intensive labor involved. With Frisco building a large venue close by staff would like to get council direction. Suggestions: Host one night during week, host at Music in the Park, are there any non-profits to take over, possibly run by one of the vendors, have during Autumn Fest event. Once Lakefront is up and going possible location. If we can't make it an awesome event, wait to make right. Staff will look at other possible options and bring update back to council.
 - k. Presentation of monthly updates from department heads: **Fire Chief Brian Roach** informed council the New Joint Venture (ILA) with Prosper had been executed by both parties and press release out.
 - l. 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 Blais and second by Council member McClellan the members **voted 7-0** to approve the Consent Agenda as presented:

- a. **Minutes** of the February 16, 2016 Workshop and Regular Meeting.
- b. **Award** construction contract for the Kings Crossing Landscape Improvements Project for an amount not to exceed \$44,147.25 to Haven Landscaping and authorize the Town Manager to execute a contract for the same.
- c. **Interlocal Agreement** for Police/School Liaison between the Town of Little Elm and Denton ISD.
- d. **Interlocal Agreement** for Police/School Liaison between the Town of Little Elm and Little Elm ISD.
- e. **Interlocal Agreement** for Law Enforcement Services between the Town of Little Elm and Denton County Fresh Water Supply District #8-C.
- f. **Appoint** Joe Freddy to position #2 on the Board of Adjustment, term expiring 02-28-18. **Appoint** Shelby Kinsall to position #8 on the Alternate Panel, expiring 02-28-19. **Reappoint** Brian Rawlings to position #2 on the Planning and Zoning Commission, term expiring 02-28-19. **Appoint** Steven Horn to position #3 on the Planning and Zoning Commission, term expiring 02-28-17. **Reappoint** Yvonne Allen-Esakoff to position #5 Planning and Zoning Commission, term expiring 02-28-19. **Appoint** Asher Bradshaw to position #6 on the Planning and Zoning Commission, term expiring 02-28-17. **Appoint** Rod Luther to position #7 on the Planning and Zoning Commission, term expiring 02-28-18.
- g. **Approve** Valencia on the Lake Agreement Partial Release of Phases #2-5 Major Improvements Landowner Agreement-Valencia PID for the Future 18.244 acre LEISD School Site between the Town of Little Elm and Valencia on the Lake, L.P. and authorize the Town Manager to execute for the same.
- h. **Approve** Valencia on the Lake Partial Release of Agreement Regarding Right of Redemption and Waiver of Agricultural Valuation-Valencia PID for the future 18.224 acre LEISD School Site between the Town of Little Elm, the Bank of New York Mellon Trust Company, National Association, and Valencia of the Lake, L.P. and authorize the Town Manager to execute for the same.
- i. **Authorize** purchase to replacement vehicles from Caldwell Country Chevrolet for an amount not to exceed \$191,680.00.
- j. **Authorize** purchase bunker gear from Municipal Emergency Services for an amount not to exceed \$61,390.56.
- k. **Approve** Contract with Illumination Fireworks, LLC. for special event pyrotechnics for an amount not to exceed \$37,900.00 and to authorize the Town Manager to execute the contract.

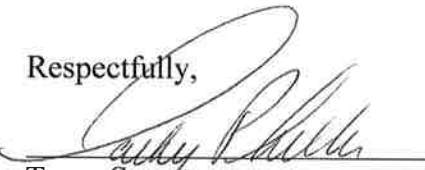
6. **Reports and requests for Town Council consideration and appropriate action:**

- a. Upon motion by Council member Shoemaker and second by Council member Norman the members **voted 7-0** to adopt Ordinance No. 1314 an Ordinance of the Town Council of the Town of Little Elm, Texas ("Town"), authorizing certain budget amendments pertaining to the Fiscal Year 2015-2016 Budget; and providing for an effective date. (DISD)

- b. Upon motion by Council member Norman and second by Council member Blais the members **voted 7-0** to adopt Ordinance No. 1315 an Ordinance of the Town Council of the Town of Little Elm, Texas ("Town"), authorizing certain budget amendments pertaining to the Fiscal Year 2015-2016 Budget; and providing for an effective date. (LEISD)
- c. Upon motion by Council member Shoemaker and second by Council member Dominy the members **voted 7-0** to adopt Ordinance No. 1316 an Ordinance of the Town Council of the Town of Little Elm, Texas ("Town"), authorizing certain budget amendments pertaining to the Fiscal Year 2015-2016 Budget; and providing for an effective date. (DCFWSO #8-C)
- d. Upon motion by Council member McClellan and second by Council member Norman the members **voted 7-0** to adopt Resolution No. 03011601 to consider all matters incident and related to approving and authorizing publication of notice of intention to issue certificates of obligation, including the adoption of a resolution pertaining thereto.
- e. Upon motion by Council member Dominy and second by Council member Blais the members **voted 7-0** to approve Real Estate Sales Contract between the LEISD and Little Elm for 10.305 acre sites (Bus Barn, Learning Center, and Maintenance Office Properties) between the Town of Little Elm and Little Elm Independent School District and authorize the Town Manager to execute for the same.
- f. Upon motion by Council member McClellan and second by Council member Norman the members **voted 7-0** to approve Lease Agreement between the LEISD and Little Elm for 5.060 acre site (Bus Barn Property) between Town of Little Elm and Little Elm Independent School District and authorize the Town Mayor to execute for the same.
- g. Upon motion by Council member McClellan and second by Council member Shoemaker the members **voted 7-0** to adopt Ordinance No. 1317 an Ordinance of the Town of Little Elm, Texas, amending Chapter 74, "Parks and Recreation," of the Town's Code of Ordinances, by adding an Article V, "Utilization of Parks and Athletic Facilities and Regulation Regarding Athletic Organizations;" providing for repealing, savings, and severability clauses; and providing an effective date.
- h. Upon motion by Council member McClellan and second by Council member Shoemaker the members **voted 7-0** to accept Certificate of Unopposed Candidate for the May 7, 2016 election.

- i. Upon motion by Council member Blais and second by Council member McClellan the members **voted 7-0** to adopt Ordinance No. 1318 an Ordinance of the Town of Little Elm, Texas, canceling the May 7, 2016, General Election and declaring the unopposed candidates elected to office; providing for incorporation of premises; providing a cumulative repealer clause; providing a severability clause; providing for engrossment and enrollment; and providing an effective date.
7. Council convened in Executive Session **at 7:28 p.m.** 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.
8. Reconvened into Open Session **at 8:30 p.m.** 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. **No Action Taken**
 - Section 551.072 to discuss certain matters regarding real property. **No Action Taken**
 - Section 551.076 to discuss security matters. **No Action Taken**
 - Section 551.087 to discuss Economic Development. **No Action Taken**
9. Adjourned Workshop and Regular Meeting **at 8:31 p.m.**

Respectfully,


Town Secretary

Passed and Approved this 15th day of March 2016.