



AGENDA
Regular Meeting of the Prosper Town Council
Town of Prosper Municipal Chambers
108 W. Broadway, Prosper, Texas
Tuesday, August 11, 2009 at 6:00 p.m.

1. Call to Order / Roll Call.
2. Invocation and Pledge of Allegiance.
3. Announcements of dates and times of upcoming community events.

PRESENTATIONS

4. Receive a presentation from Chris Blair regarding the Upper Trinity Regional Water District annual update.

CONSENT AGENDA

(Items placed on the Consent Agenda are considered routine in nature and are considered non-controversial. The Consent Agenda can be acted upon in one motion. A majority vote of the Council is required to remove any item for discussion and separate action. Council members may vote nay on any single item without comment and may submit written comments as part of the official record.)

5. Consent Agenda

MINUTES

- a. Consider and act upon minutes from the following Council meetings. **(MD)**
 - July 28, 2009 – Town Council Meeting
 - July 30, 2009 – Town Council Work Session
 - August 3, 2009 – Special Town Council Meeting

ORDINANCES, RESOLUTIONS, AND AGREEMENTS

- b. Consider and act upon an ordinance amending Chapter 4, Sections 2, 5, and 9 of the Zoning Ordinance, regarding standards for the screening of air conditioning units and pool equipment, roof pitches for residential buildings, residential landscaping, mail boxes, and the exterior construction materials of residential buildings. **(Z09-5). (CC)**
- c. Consider and act upon an ordinance renaming a portion of Coleman Street (formerly State Highway Business 289) to Talon Lane. **(CC)**
- d. Consider and act upon 1) Voluntary Interlocal Cooperation Agreement by and between the City of Frisco, Texas Department of Transportation, the Town of Prosper, and the Town of Little Elm for the operation and maintenance of traffic signals at US 380 at La Cima and FM 423 at FM 720 and 2) adopt a resolution authorizing the Town Manager to execute the same. **(HW)**
- e. Consider and act upon a resolution adopting the 2009 Appraisal Rolls as certified by the Collin and Denton County Appraisal Review Boards for Fiscal Year 2009-2010. **(MG)**
- f. Consider and act upon a resolution authorizing the Town Manager to execute a Letter of Agreement to complete Utility Bill Audits of electric, street lighting, gas and water/sewer, between TriStem, LTD. and the Town of Prosper. **(MG)**

ANNEXATION PETITIONS

- g.** Consider and act to accept a petition presented by Lelia Joyce Weems to set dates for two public hearings and call for a service plan for the voluntary annexation of approximately 33.026 acres of land generally located north of West First Street and east of the Dallas North Tollway. **(MD)**

CITIZEN'S COMMENTS

(The public is invited to address the Council on any topic. However, the Council is unable to discuss or take action on any topic not listed on this agenda. Please complete a "Public Comments Form" and present it to the Town Secretary prior to the meeting.)

- 6.** Other Comments by the Public.

REGULAR AGENDA

(If you wish to address the Council during the regular agenda portion of the meeting, please fill out a "Speaker Request Form" and present it to the Town Secretary prior to the meeting. Citizens wishing to address the Council for items listed as public hearings will be recognized by the Mayor. Those wishing to speak on a non-public hearing related items will be recognized on a case-by-case basis, at the discretion of the Mayor and Town Council.)

PUBLIC HEARINGS

- 7.** A public hearing to consider and act upon a request to rezone 0.7± acre, located on the northeast corner of Coleman Street and Fifth Street (103 East Fifth Street), from Single Family-15 (SF-15) to Commercial (C). (Z09-7). **(CC)**

DEPARTMENT ITEMS

- 8.** Consider and act upon 1) an award of bid to Weir Brothers, Inc., 2) enter into a contract agreement with Weir Brothers, Inc., regarding the construction services for the Prosper Trail Improvements (Dallas North Tollway to Preston Road) and 2) adopt a resolution authorizing the Town Manager to execute the same. **(HW)**
- 9.** Consider and act upon an ordinance adopting Green Built North Texas Protocol 2.0 with Town of Prosper Addendum No. 1 creating the Town of Prosper Residential Green Building Program. **(HW)**
- 10.** Submission and discussion of the FY 2009-2010 Budget and Budget Message by the Town Manager. **(ML)**
- 11.** Consider and act upon a schedule for public hearings on the FY 2009-2010 Budget. **(ML)**
- 12.** Consider and act upon a proposed tax rate for FY 2009-2010. **(ML)**
- 13.** Consider and act upon a schedule for public hearings on the proposed FY 2009-2010 tax rate. **(ML)**
- 14.** Possibly direct Town Staff to schedule topic(s) for discussion at a future meeting.
- 15.** Adjourn.

CERTIFICATION

I, the undersigned authority, do hereby certify that this Notice of Meeting was posted on the inside window at the Town Hall of the Town of Prosper, Texas, a place convenient and readily accessible to the general public at all times, and said Notice was posted by the following date and time: **Friday, August 7, 2009 at 5:00 p.m.** and remained so posted at least 72 hours before said meeting was convened.

Matthew D. Denton, TRMC
Town Secretary

Date Noticed Removed

In addition to any specifically identified Executive Sessions, Council may convene into Executive Session under Section 551 of the Texas Government Code at any point during the open meeting to discuss any item posted on this agenda. The Open Meetings Act provides specific exceptions that require that a meeting be open. Should Council elect to convene into Executive Session, those exceptions will be specifically identified and announced. Any subsequent action, as a result of this Executive Session, will be taken and recorded in open session.

NOTICE OF ASSISTANCE AT PUBLIC MEETINGS: The Prosper Town Council Meetings are wheelchair accessible. Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as Interpreters for persons who are deaf or hearing impaired, readers, or large print, are requested to contact the Town Secretary's Office at (972) 346-2640 or by FAX (972) 347-2111. BRAILLE IS NOT AVAILABLE.