



AGENDA
Regular Meeting of the Prosper Town Council
Town of Prosper Municipal Chambers
108 W. Broadway, Prosper, Texas
Tuesday, September 8, 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.

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.)

4. Consent Agenda

MINUTES

- a. Consider and act upon minutes from the following Council meetings. **(MD)**
 - August 25, 2009 – Town Council Meeting
 - September 3, 2009 – Special Town Council Meeting

ORDINANCES, RESOLUTIONS, AND AGREEMENTS

- b. Consider and act upon a resolution proclaiming the 2010 Census as a top priority for all elected and appointed officials, and encourage full support and participation of this community in achieving an accurate and complete count through the formulation of a Complete Count Committee. **(CC)**
- c. Consider and act upon an ordinance rezoning 0.8± acre, located on the southeast corner of First Street and Coleman Street (401 S. Coleman Street), from Single Family-15 (SF-15) to Downtown Office (DTO). (Z09-8). **(CC)**
- d. Consider and act upon whether to direct staff to submit a written notice of appeal on behalf of the Town Council to the Development Services Department, pursuant to Chapter 4, Section 1.5(C)(7) and 1.6(B)(7) of the Town's Zoning Ordinance, regarding action taken by the Planning & Zoning Commission on any site plan or preliminary site plan. **(CC)**
- e. Consider and act upon 1) Contract Amendment #3 to the Interlocal Agreement between the Town of Prosper and Collin County for Animal Control Services to the Town and 2) a resolution authorizing the Town Manager to execute the same. **(DL)**
- f. Consider and act upon 1) Contract Amendment #3 to the Interlocal Agreement between the Town of Prosper and Collin County for Animal Shelter Services to the Town and 2) a resolution authorizing the Town Manager to execute the same. **(DL)**
- g. Ordinance to amend Ordinance 09-099, School Zone Speed Limits, in order to allow for Rogers Middle School Zone to have extended hours until 4:30 p.m. **(KM)**

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.)

5. 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

- 6. Presentation of Service Plan and First Public hearing to consider 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)**
- 7. A public hearing to consider and act upon a request to rezone 10.0± acres, located on the north side of First Street, 500± feet west of Dallas Parkway (1464 W. First Street), from Agricultural (A) to Commercial Corridor (CC). (Z09-9). (CC)**
- 8. A public hearing to consider and act on an ordinance approving CoServ Gas LTD.'s revised and uncontested tariffs as negotiated by the Coalition of Cities Served by CoServ and CoServ Gas LTD. regarding the company's request to increase revenues. (MG)**

DEPARTMENT ITEMS

- 9. Discuss and set a date for Board and Commission interviews. (MD)**
- 10. Consider and act on Ambulance Transport Fees. (RT)**
- 11. Consider and act upon an ordinance adopting the Fiscal Year 2009-10 Budget and setting the appropriations for the Fiscal Year beginning October 1, 2009 and ending September 30, 2010. (ML)**
- 12. Consider and act upon an ordinance adopting the Town's 2009 Property Tax Rate. (ML)**
- 13. Consider and act upon an ordinance to ratify the property tax revenue increase reflected in the Fiscal Year 2009-10 Adopted Budget as required under Section 102.007(c) of the Local Government Code. (MG)**
- 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, September 4, 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. **BRILLE IS NOT AVAILABLE.**