



AGENDA
Regular Meeting of the Prosper Town Council
Town of Prosper Municipal Chambers
108 W. Broadway, Prosper, Texas
Tuesday, November 10, 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.

PRESENTATION

4. Presentation of a Proclamation for Prosper Under 8 All Stars. **(WH)**

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)**
 - October 27, 2009 – Town Council Meeting

ORDINANCES, RESOLUTIONS, AND AGREEMENTS

- b. Consider and act upon an ordinance rezoning 107.2± acres, located on the northwest corner of Gee Road and U.S. 380, from Agricultural (A) to Single Family-10 (SF-10) and Commercial (C). (Z08-7). **(CC)**
- c. Consider and act upon an ordinance amending the Town's Thoroughfare Plan (Section 13 of the Town's Comprehensive Plan) removing the unnamed east-west four lane divided thoroughfare, located between Teel Parkway and Gee Road, 1,800± feet north of U.S. 380. (CA09-01). **(CC)**
- d. Consider and act upon an ordinance amending the Town's Thoroughfare Plan (Section 13 of the Town's Comprehensive Plan) revising a portion of First Street, located between Coleman Street and Craig Street, from a future four lane divided thoroughfare (90 feet of right-of-way) to a future three lane thoroughfare (60 feet of right-of-way). (CA09-02). **(CC)**
- e. Consider and act upon Change Order #1 to RLK Engineering, Inc, for the First Street Improvements (Preston Road to Coit Road) and Coit Road Improvements (First Street to US 380). **(HW)**

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 for a Specific Use Permit (SUP) for a Concrete Batching Plant on 5.0± acres, located on the west side of Dallas Parkway, 900± feet south of First Street. The property is zoned Planned Development-19-Commercial Corridor (PD-19-CC). (S09-2). (CC)
8. Presentation of Service Plan and First Public hearing to consider the voluntary annexation of approximately 126.50 acres of land generally located south of Frontier Pkwy and west of N. Wesley Drive. (MD)

DEPARTMENT ITEMS

9. Receive and discuss the Community Library monthly report. (LS)
10. Consider and act upon Change Order #2 to RLK Engineering, Inc, for the First Street Improvements (Preston Road to Coit Road) and Coit Road Improvements (First Street to US 380). (HW)
11. Consider and act upon a resolution making a determination related to the creation of a neighborhood empowerment zone. (CC)
12. Consider and act upon a resolution creating a neighborhood empowerment zone and setting forth incentives authorized to be used by the Town. (CC)
13. Consider and possibly act upon approval of the proposed Town of Prosper park signage standard. (WH)

EXECUTIVE SESSION

14. Recess into closed session in compliance with Section 551.001 et. Seq. Texas Government Code, to wit:
 - a. Section 551.072 to deliberate regarding real property involving the Community Park.
 - b. Section 551.074 to deliberate the evaluation of the Town Manager.
15. Reconvene into regular session and take any action necessary as a result of the closed session.
16. Possibly direct Town Staff to schedule topic(s) for discussion at a future meeting.
17. 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, November 6, 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.