



AGENDA
Regular Meeting of the Prosper Town Council
Prosper Municipal Chambers
108 W. Broadway, Prosper, Texas
Tuesday, January 10, 2012 at 6:00 p.m.

1. Call to Order / Roll Call
2. Invocation, Pledge of Allegiance, and Pledge to the Texas Flag
3. Announcements of dates and times of upcoming community events
4. **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.)

MINUTES, RESOLUTIONS AND OTHER ITEMS

- 4a. Consider and act upon minutes from the following Council meeting(s) (AP)
 - December 13, 2011 – Regular Town Council Meeting
- 4b. Consider and act upon the November 2011 monthly financial statements. (MG)
- 4c. Consider and act upon 1) an award of bid to Vessells Construction 2) enter into a contract agreement with Vessells Construction regarding the construction services for the SH 289 Utility Relocations Project and 3) adopt Resolution No. 12-73 authorizing the Town Manager to execute the same. (MB)

5. **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.)

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 item will be recognized on a case-by-case basis, at the discretion of the Mayor and Town Council.)

PUBLIC HEARINGS

- 6. A public hearing to consider and act upon a request to rezone 3.0± acres, located 750± feet east of Dallas Parkway and 650± feet south of First Street, from Agricultural (A) to Planned Development-Commercial (PD-C). (Z11-0012). (CC)
- 7. A public hearing to consider and act upon a request to rezone 3.5± acres, located on the south side of Prosper Trail, 750± feet west of Preston Road, from Commercial (C) to Planned Development-Retail (PD-R). (Z11-0013). (CC)

DEPARTMENT ITEMS

- 8. Discuss and provide direction concerning park land dedication and park improvement fee requirements for a portion of the Brookhollow development. (HW)
- 9. Consider and act upon the expenditure of Park Improvement Funds for the purchase and installation of a pavilion at Frontier Park. (WH)

10. EXECUTIVE SESSION

Recess into Closed Session in compliance with Section 551.001 et. seq. Texas Government Code, to wit; and Section 551.071 Meeting with City Attorney regarding a matter(s) in which the duty of the City Attorney under the Texas Disciplinary rules of Professional Conduct of the State Bar of Texas conflicts with the Open Meetings Act regarding:

10a. Section 551.071. Consultation with Town Attorney regarding Legal issues relating to the First Street/Coit Road Improvement projects.

10b. Section 551.087. To deliberate regarding Economic Development Incentive for properties located south of Fishtrap/First St., west of Coit Rd., east of FM 1385 and north of Highway 380.


10c. To reconvene in Regular Session and take any action necessary as a result of the Closed Session.

11. Possibly direct Town Staff to schedule topic(s) for discussion at a future meeting.

12. 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 at least 72 hours before said meeting was convened.


11/6/12 @ 12:48p.m.

Amy Piukana, TRMO Date Notice Posted Date Notice Removed
 Town Secretary

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) 569-1013. BRAILLE IS NOT AVAILABLE.