



*Prosper is a place where everyone matters.*

**AGENDA**  
**Meeting of the Prosper Town Council**  
Prosper Municipal Chambers  
108 W. Broadway, Prosper, Texas  
Tuesday, July 22, 2014  
6:00 p.m.

1. Call to Order/Roll Call.
2. Invocation, Pledge of Allegiance and Pledge to the Texas Flag.
3. Announcements of upcoming events.
4. Presentations.
  - Recognition of Craig Hill with DR Horton Homes as Second Runner-Up, Brian Boyd with Highland Homes as First Runner-Up, and Gary Castleberry with Dave R. Williams Homes as the recipient of the Building Inspection's "2013 Builder of the Year Award." **(BE)**
5. **CONSENT AGENDA:**

(Items placed on the Consent Agenda are considered routine in nature and non-controversial. The Consent Agenda can be acted upon in one motion. Items may be removed from the Consent Agenda by the request of Council Members or staff.)

  - 5a. Consider and act upon minutes from the following Town Council meeting. **(RB)**
    - Regular Meeting – July 8, 2014
  - 5b. Consider and act upon an ordinance repealing the application of the exemption from local sales and use taxes on receipts from the sale of telecommunications services within the Town of Prosper, Texas. **(KA)**
  - 5c. Receive the June 2014 financial report. **(KA)**
  - 5d. Receive the quarterly investment report for June 30, 2014. **(KA)**
  - 5e. Consider and act upon authorizing the Town Manager to execute a Water Improvement Development Agreement between Prosper Partners, LP, and the Town of Prosper, Texas, related to the extension of water lines to serve the Parks at Legacy development. **(HW)**
  - 5f. Consider and act upon authorizing the Town Manager to execute a Thoroughfare Improvement Development Agreement between Prosper Partners, LP, and the Town of Prosper, Texas, related to the extension of roadways to serve the Parks at Legacy development. **(HW)**
  - 5g. Consider and act upon a mailbox design standard for Frontier Estates (Planned Development-15). **(AG)**

- 5h. Consider and act upon an ordinance rezoning 33.2± acres, located on the northeast corner of Preston Road and Prosper Trail, from Single Family-15 (SF-15) to Planned Development-Retail (PD-R). (Z14-0007). **(CC)**
- 5i. Consider and act upon an ordinance rezoning 80.7± acres, located on the southeast corner of Dallas Parkway and Frontier Parkway, from Single Family-15 (SF-15) to Planned Development-Single Family/Retail (PD-SF/R). (Z14-0006). **(CC)**
- 5j. Consider and act upon authorizing the Town Manager to execute an Annexation Agreement between Larry J. Bridgefarmer and the Town of Prosper, Texas. **(AG)**
- 5k. Consider and act upon authorizing the Town Manager to execute an Annexation Agreement between Joe Wayne Chesney and the Town of Prosper, Texas. **(AG)**
- 5l. Consider and act upon authorizing the Town Manager to execute an Annexation Agreement between Furr Properties Ltd. and the Town of Prosper, Texas. **(AG)**
- 5m. Consider and act upon authorizing the Town Manager to execute an Annexation Agreement between Paul D. Gentry and the Town of Prosper, Texas. **(AG)**
- 5n. Consider and act upon authorizing the Town Manager to execute an Annexation Agreement between Raymond and Mary Herrmann and the Town of Prosper, Texas. **(AG)**
- 5o. Consider and act upon authorizing the Town Manager to execute an Annexation Agreement between William Scott Mays and the Town of Prosper, Texas. **(AG)**
- 5p. Consider and act upon authorizing the Town Manager to execute an Annexation Agreement between Glen Hobart Miller and the Town of Prosper, Texas. **(AG)**
- 5q. Consider and act upon authorizing the Town Manager to execute an Annexation Agreement between Harold and Maureen Patin and the Town of Prosper, Texas. **(AG)**
- 5r. Consider and act upon authorizing the Town Manager to execute an Annexation Agreement between Charles and Cynthia Stuber and the Town of Prosper, Texas. **(AG)**
- 5s. Consider and act upon authorizing the Town Manager to execute an Annexation Agreement between Stephen and Karla Witt and the Town of Prosper, Texas. **(AG)**
- 5t. Consider and act upon authorizing the Town Manager to execute an Annexation Agreement between Y-C Nurseries, Inc., and the Town of Prosper, Texas. **(AG)**
- 5u. 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. **(AG)**

**5v.** Consider and act upon approval of a resolution concerning the construction of a grade separated crossing on Frontier Parkway over the BNSF Railroad. **(HW)**

**5w.** Consider and act upon a resolution concerning the proposed extension of a North Texas Municipal Water District (NTMWD) sanitary sewer line through the Town of Prosper to serve the City of Celina. **(HW)**

**6. CITIZEN 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 Meeting Appearance Card" 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 "Public Meeting Appearance Card" 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:**

**7.** Conduct a Public Hearing, and consider and act upon a request to rezone 93.2± acres, located on the northwest corner of Prosper Trail and Coit Road, from Agricultural (A) and Single Family-15 (SF-15) to Planned Development-Single Family-15/Office (PD-SF-15/O). (Z14-0008). **(CC)**

**8.** Presentation of service plan and first public hearing to consider the involuntary annexation of a 2.3± acre tract of land located on the east side of Dallas Parkway, 500± feet south of First Street. (A14-0001). **(AG)**

**9.** Presentation of service plan and first public hearing to consider the involuntary annexation of a 18.0± acre tract of land located 800± feet south of Prosper Trail, 4,500± feet east of Coit Road. (A14-0002). **(AG)**

**DEPARTMENT ITEMS:**

**10.** Consider and act upon authorizing the Town Manager to execute a Development Agreement between Triple B. Holding, L.P., and the Town of Prosper, Texas, related to the timing and construction of fencing materials for Warren/Avant Garde Addition, Block A, Lot 1R. **(AG)**

11. Consider and act upon an alternative type of open storage screening for Warren/Avant Garde Addition, Block A, Lot 1R (The Body Shop), on 2.5± acres, located on the west side of Business Park Drive, 400± feet south of First Street. The property is zoned Commercial (C). (D14-0017). **(AG)**
12. Discussion on proposed Military Recognition Programs. **(RB)**
13. Discussion on School Zone Signs and Markings Policy. **(MR)**
14. Consider and act upon ordinances adopting the following codes: 2012 editions of the International Building Code, International Residential Code, International Plumbing Code, International Energy Conservation Code, International Mechanical Code, International Fuel Gas Code, and the 2011 edition of the National Electrical Code. **(BE)**
15. Consider and act upon an ordinance adopting the 2012 edition of the International Fire Code with North Central Texas Council of Governments Recommended Amendments, local amendments, and to repeal certain provisions contained in Ordinance No. 04-98 (existing fire code ordinance) not related to residential fire suppression. **(BA)**
16. **EXECUTIVE SESSION:**

Recess into Closed Session in compliance with Section 551.001 et seq. Texas Government Code, as authorized by the Texas Open Meetings Act, to deliberate regarding:

  - 16a. *Section 551.087 - To discuss and consider economic development incentives.*
  - 16b. *Section 551.072 - To discuss and consider purchase, exchange, lease or value of real property for municipal purposes and all matters incident and related thereto.*
  - 16c. *Section 551.076 – To discuss and consider security/safety audits.*
  - 16d. *Section 551.074 – To discuss appointments to the Planning & Zoning Commission, Parks & Recreation Board, Prosper Economic Development Corporation Board, Board of Adjustment/Construction Board of Appeals, and Library Board.*
17. Reconvene in Regular Session and take any action necessary as a result of the Closed Session.
18. Possibly direct Town staff to schedule topic(s) for discussion at a future meeting.
  - Alternative median landscaping to replace Knockout Roses **(HW)**
  - Priority list for Collin County Call for Projects **(HW)**
  - IESI Bulk Service Collection **(KA)**
19. 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 on July 18, 2014, at 5:00 p.m. and remained so posted at least 72 hours before said meeting was convened.

\_\_\_\_\_  
Robyn Battle, Town Secretary

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Date Noticed Removed

Pursuant to Section 551.071 of the Texas Government Code, the Town Council reserves the right to consult in closed session with its attorney and to receive legal advice regarding any item listed on this agenda.

**NOTICE**

Pursuant to Town of Prosper Ordinance No. 13-63, all speakers other than Town of Prosper staff are limited to three (3) minutes per person, per item, which may be extended for an additional two (2) minutes with approval of a majority vote of the Town Council.

<p><b>NOTICE OF ASSISTANCE AT PUBLIC MEETINGS:</b> The Prosper Town Council meetings are wheelchair accessible. For special services or assistance, please contact the Town Secretary's Office at (972) 569-1011 at least 48 hours prior to the meeting time.</p>
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