



Prosper is a place where everyone matters.

AGENDA
Meeting of the Prosper Town Council
Prosper Municipal Chambers
108 W. Broadway, Prosper, Texas
Tuesday, September 8, 2015
6:00 p.m.

1. Call to Order/Roll Call.
2. Invocation, Pledge of Allegiance and Pledge to the Texas Flag.
3. Announcements of recent and upcoming events.
4. Proclamations
 - Presentation of a Proclamation to members of the Leukemia & Lymphoma Society declaring September 2015 as *Leukemia, Lymphoma & Myeloma Awareness Month*. **(RB)**

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 meetings. **(RB)**
 - Work Session – August 24, 2015
 - Regular Meeting – August 25, 2015
- 5b. Consider and act upon authorizing the Town Manager to execute a Professional Materials Inspection and Testing Services Agreement between Alliance Geotechnical Group, Inc., and the Town of Prosper, Texas, related to the Prosper Fire Station No. 2 project. **(RT)**
- 5c. Consider and act upon authorizing the Town Manager to execute a Memorandum of Understanding regarding development of a Regional Capacity, Management, Operations, and Maintenance (CMOM) Program. **(FJ)**
- 5d. 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)**

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.)

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 amend the Future Land Use Plan, located on the northwest corner of Prosper Trail and future Shawnee Trail, from Medium Density Residential to Dallas North Tollway District. The property is zoned Single Family-15 (SF-15) and Commercial Corridor (CC). (CA15-0002). [Companion Case Z14-0005] **(JW)**
8. Conduct a Public Hearing, and consider and act upon a request to rezone 67.7± acres, located on the northwest corner of Prosper Trail and Dallas Parkway, from Single Family-15 (SF-15) and Commercial Corridor (CC) to Planned Development-Single Family/Office/Retail (PD-SF/O/R). (Z14-0005). [Companion case CA15-0002] **(JW)**
9. Conduct a Public Hearing, and consider and act upon an amendment to Planned Development-38 (PD-38), on 83.6± acres, located on the northeast corner of US 380 and Coit Road. (Z15-0008). **(JW)**
10. Conduct a Public Hearing to consider and discuss the FY 2015-2016 Budget, as proposed. **(HJ)**
11. Conduct a Public Hearing to consider and discuss a proposal to increase total tax revenues from properties on the tax roll in the preceding tax year by 8.20 percent. **(HJ)**

DEPARTMENT ITEMS:

12. Library Services Department update. **(LS)**
13. Consider and act upon authorizing the Mayor to execute an Interlocal Agreement between the Town of Prosper, Texas, and the Town of Little Elm, Texas, related to drainage and water detention issues in the Doe Branch Watershed. **(HW)**
14. Consider and act upon an ordinance amending Section 3.13.070 "Storage" of Division 3 "Drainage and Flood Control" of Article 3.13 "Floods and Drainage" of Chapter 3 "Building Regulations" of the Town's Code of Ordinances by adding a new subsection (h) entitled "Special Requirements for Water Detention in the Doe Branch Creek Watershed." **(HW)**
15. Consider and act upon a resolution approving the Parks, Recreation, and Open Space Master Plan. **(PN)**

16. Consider and act upon an ordinance amending Article 3.19, "Fence Regulations" of Chapter 3 of the Town's Code of Ordinances, by amending and establishing standards for fences and low walls in the required front yards of residential districts or residential lots and establishing provisions for Town Council consideration of alternate fence materials. (MD15-0002). **(JW)**
17. Discussion on Town Hall/Multi-Purpose Facility. **(HW)**
18. Consider and act upon authorizing the Town Manager to execute a Standard Form of Agreement between the Town and Pogue Construction Co., L.P., related to Construction Manager-At-Risk services for Town of Prosper Town Hall/Multi-Purpose Facility; an Addendum to the Standard Form of Agreement between the Town and the Construction Manager-At-Risk; and an Addendum to the General Conditions of the Contract for Construction. **(JC)**
19. Consider and act upon authorizing the Town Manager to execute a Professional Engineering Services Agreement between the Town of Prosper, Texas, and Teague Nall and Perkins, Inc., related to the Town Hall Offsite Infrastructure Project. **(MR)**
20. **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:

 - 20a. Section 551.087 – To discuss and consider economic development incentives.*
 - 20b. 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.*
 - 20c. Section 551.074 – To discuss appointments to the Board of Adjustment/Construction Board of Appeals, Parks & Recreation Board, Library Board, Prosper Economic Development Corporation Board, and Planning & Zoning Commission.*
21. Reconvene in Regular Session and take any action necessary as a result of the Closed Session.
22. Possibly direct Town staff to schedule topic(s) for discussion at a future meeting.
 - TIRZ No. 1 and TIRZ No. 2 Board of Directors **(HJ)**
 - Pumpkin Fest at Frontier Park **(HW)**
23. Adjourn.

CERTIFICATION

I, the undersigned authority, do hereby certify that this Notice of Meeting was posted at Prosper Town Hall, located at 121 W. Broadway Street, Prosper, Texas 75078, a place convenient and readily accessible to the general public at all times, and said Notice was posted on September 4, 2015, by 5:00 p.m., and remained so posted at least 72 hours before said meeting was convened.

Robyn Battle, Town Secretary

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>NOTICE OF ASSISTANCE AT PUBLIC MEETINGS: 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>
