



*Prosper is a place where everyone matters.*

**AGENDA**  
**Meeting of the Prosper Town Council**  
Prosper ISD Central Administration Building  
605 E. Seventh Street, Prosper, TX  
Tuesday, February 23, 2016  
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. **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.)

- 4a. Consider and act upon minutes from the following Town Council meeting. **(RB)**
  - Regular Meeting – February 9, 2016
- 4b. Receive the Quarterly Investment Report ending December 31, 2015. **(BP)**
- 4c. Consider and act upon canceling the March 8, 2016, Regular Meeting. **(RB)**
- 4d. Consider and act upon authorizing the Town Manager to execute the Playground Joint Use Agreement between the Prosper Independent School District and the Town of Prosper, Texas, related to Windsong Park. **(WM)**
- 4e. Consider and act upon authorizing the Town Manager to execute a First Amendment to License Agreement between TVG Texas I, LLC, Windsong Ranch Community Association, Inc., and the Town of Prosper, Texas, related to the installation and maintenance obligations of improvements consisting of landscaping, trees, root barriers, irrigation and/or drainage facilities within the right-of-ways of the public roads in Windsong Ranch, Phase 2A and Phase 3B. **(DH)**
- 4f. Consider and act upon a resolution authorizing the Town Manager to execute an application to the Texas State Library and Archives Commission for the FY 2016-2017 Impact Grant. **(LS)**
- 4g. 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)**

5. **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.)

**DEPARTMENT ITEMS:**

6. Consider and act upon authorizing the Town Manager to execute a Memorandum of Understanding (MOU) between the Town of Little Elm, Texas, and the Town of Prosper, Texas, related to the physical use and compensation of Prosper Fire Station No. 2 by Little Elm for the purpose of facilitating Automatic Assistance. **(RT)**
7. Provide an update and project status regarding the development of a Regional Capacity, Management, Operations, and Maintenance (CMOM) Program. **(FJ)**
8. Discussion on a proposed ordinance of the Town of Prosper amending Chapter 13, "UTILITIES" of the Code of Ordinances of the Town of Prosper, Texas, by adding a new Article 13.11 "Fats, Oils and Grease (FOG) Outreach Plan" and amending Appendix A "Fee Schedule" to the Code of Ordinances of the Town of Prosper, Texas, by adding a new section XIX, "FOG Outreach and Enforcement Fees." **(FJ)**

9. **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:

- 9a. *Section 551.087 – To discuss and consider economic development incentives.*
- 9b. *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.*
- 9c. *Section 551.071 – Consultation with the Town Attorney regarding legal issues associated with annexation agreements in Town ETJ areas, development issues associated with areas subject to annexation agreements, and all matters incident and related thereto.*
- 9d. *Section 551.071 – Consultation with the Town Attorney regarding property repair issues and contractual agreement regarding same.*

- 9e. *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.*
- 9f. *Section 551.074 – To discuss and review the Town Manager’s performance evaluation.*
- 10. 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.
  - Human Signs **(JW)**
- 12. 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 February 19, 2016, by 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.

**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.