



Prosper is a place where everyone matters.

AGENDA
Meeting of the Prosper Town Council
Prosper Municipal Chambers
108 W. Broadway, Prosper, Texas
Tuesday, August 9, 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 meetings. **(RB)**
 - Regular Meeting – July 26, 2016
- 4b. Receive the June 2016 Financial Report. **(BP)**
- 4c. Receive the Quarterly Investment Report ending June 30, 2016. **(BP)**
- 4d. Consider accepting the submission of the certified collection rate of 100 percent for FY 2016-2017. **(BP)**
- 4e. Consider and act upon an ordinance establishing the 2016 certified appraisal roll. **(BP)**
- 4f. Consider accepting submission of the 2016 effective tax rate of \$0.442223 per \$100 taxable value and the rollback tax rate of \$0.621838 per \$100 taxable value. **(BP)**
- 4g. Consider and act upon an ordinance amending Section 12.09.004 "School Traffic Zones" of Chapter 12 "Traffic and Vehicles" of the Town's Code of Ordinances by modifying the limits and hours of operation of such zones. **(HW)**
- 4h. Consider and act upon authorizing the Town Manager to execute an Advance Funding Agreement for a Project Using Funds Held in the State Highway 121 Subaccount for the Off-System Improvements between the Texas Department of Transportation and the Town of Prosper, Texas, related to the West Prosper Roads project. **(HW)**
- 4i. Consider and act upon an ordinance for a Specific Use Permit (SUP) for a retail building with a flat roof, parapet wall and cornice, in the Shops at Prosper Trail, Block A, Lot 3, on 1.3± acres, located on the east side of Preston Road, 175± feet north of Prosper Trail. (S16-0007). **(JW)**

- 4j. 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.

PUBLIC HEARINGS:

6. Consider a Public Hearing and consider and act upon a request for a Special Purpose Sign District for Windsong Ranch Marketplace, on 46.6± acres, located on the northeast corner of US 380 and Gee Road. (MD16-0002). **(JW)**
7. Conduct a Public Hearing, and consider and act upon a request to rezone a portion of Planned Development-65 (PD-65) and a portion of Planned Development-48 (PD-48), on 198.4± acres, located on the southeast and southwest corners of existing and future Prairie Drive and Legacy Drive, to allow for the development of a single family detached, senior living development and to modify lot type requirements. (Z16-0011). **(JW)**

DEPARTMENT ITEMS:

8. Submission of the FY 2016-2017 Proposed Budget and Budget Message by the Town Manager. **(BP)**
9. Consider and act upon a proposed FY 2016-2017 property tax rate. **(BP)**
10. Consider and act upon scheduling Public Hearings on the FY 2016-2017 Proposed Budget. **(BP)**
11. Consider and act upon scheduling Public Hearings for the FY 2016-2017 proposed tax rate. **(BP)**
12. Consider and act upon amending ordinance No. 15-58 (FY 2015-2016 Budget). **(BP)**
13. Consider and act upon awarding Bid No. 2016-57-B to GRod Construction, LLC., related to construction services for the Church Street (First – PISD) project; and authorizing the Town Manager to execute a construction agreement for same. **(FJ)**

14. Consider and act upon awarding Bid No. 2016-67-B to Mario Sinacola and Sons Excavating, Inc., related to construction services for the Lovers Lane Segment – 42” Lower Pressure Plane Water Line project; and authorizing the Town Manager to execute a construction agreement for same. **(MB)**
15. Consider and act upon authorizing staff to negotiate an exclusive franchise agreement with Progressive Waste Solutions of TX, Inc., dba WC of Texas, for the collection, hauling, recycling, and disposal of municipal solid waste, construction and demolition waste, and recyclable materials in the Town of Prosper, Texas. **(JC)**
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.*
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.
19. 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 August 5, 2016, 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.

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.