



Prosper is a place where everyone matters.

AGENDA
Meeting of the Prosper Town Council
Prosper Municipal Chambers
108 W. Broadway, Prosper, Texas
Tuesday, September 13, 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. Presentations.
 - Presentation of a Proclamation to members of the Preston Ridge Chapter of the Daughters of the American Revolution declaring September 17-23, 2016, as *Constitution Week*. **(RB)**
 - Presentation of the “Fit-Friendly Worksite” Gold Achievement Award to the Town of Prosper by representatives from the American Heart Association. **(BR)**

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)**
 - Regular Meeting – August 23, 2016
- 5b. Receive the July 2016 Financial Report. **(BP)**
- 5c. Consider and act upon the appointment of a Municipal Judge, and authorize the Mayor to execute an agreement for same. **(RB)**
- 5d. Consider and act upon awarding RFP No. 2016-64-A to McConnell & Jones LLP, related to financial audit services; and authorizing the Town Manager to execute the engagement letter for same. **(JC)**

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 an ordinance rezoning 0.5± acre, located at 704 E. First Street, 215± feet west of Craig Road, from Single Family-15 (SF-15) to Downtown Office (DTO). (Z16-0015). **(JW)**
8. Conduct a Public Hearing and consider and act upon an ordinance amending Chapter 3, Permitted Uses and Definitions of the Zoning Ordinance regarding variances for distance requirements for Alcoholic Beverages. (Z16-0017). **(JW)**
9. Conduct a Public Hearing to consider and discuss the FY 2016-2017 Budget, as proposed. **(HJ)**
10. 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 8.6 percent. **(HJ)**

DEPARTMENT ITEMS:

11. Consider and act upon an ordinance amending Section 4.02, "Alcoholic Beverages," of Chapter 4, "Business Regulations," of the Town's Code of Ordinances by establishing a process for considering a variance to the distance requirement between establishments which sell alcoholic beverages and hospitals, schools, and churches; and amending Appendix A, "Fee Schedule," of the Town's Code of Ordinances by establishing an application fee for the consideration of a variance to the distance requirements between establishments which sell alcoholic beverages and hospitals, schools, and churches. (MD16-0011) **(JW)**
12. Consider and act upon approving the peaking factor to use in developing the Water System Capital Improvement Plan in the 2016 Impact Fee/CIP update. **(HW)**
13. Consider and act upon authorizing the Town Manager to execute a Professional Engineering Services Agreement between Weir and Associates, Inc., and the Town of Prosper, Texas, related to the Downtown Enhancements (Broadway) project. **(MB)**

14. **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:

14a. *Section 551.087 – To discuss and consider economic development incentives.*

- 14b.** *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.*
- 14c.** *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.*
- 15.** Reconvene in Regular Session and take any action necessary as a result of the Closed Session.
- 16.** Possibly direct Town staff to schedule topic(s) for discussion at a future meeting.
 - Fire Station No. 2 Update **(RT)**
 - Charter Amendment Update. **(RB)**
- 17.** 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 9, 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.