



Prosper is a place where everyone matters.

AGENDA
Meeting of the Prosper Town Council
Prosper Municipal Chambers
108 W. Broadway, Prosper, Texas
Tuesday, November 8, 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 Prosper Historical Society, the Veterans Memorial Committee, and local veterans proclaiming November 11, 2016, as *Veterans Day*. **(RB)**
 - Presentation of a Proclamation to members of the Pulmonary Hypertension Association proclaiming November 2016 as *Pulmonary Hypertension Awareness Month*. **(RB)**
 - Presentation of a Proclamation to members of the Town of Prosper Municipal Court staff proclaiming November 7-11, 2016, as *Municipal Court Week*. **(RB)**
 - Presentation of the National Procurement Institute's Achievement of Excellence in Procurement Award to members of the Town of Prosper Finance Department. **(KN)**
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 – October 25, 2016.
 - 5b. Consider and act upon appointing a Town of Prosper representative to the McKinney Airport Master Plan Advisory Committee. **(RB)**
 - 5c. Receive the September Financial Report. **(KN)**
 - 5d. Receive the Quarterly Investment Report. **(KN)**
 - 5e. Consider and act upon an ordinance 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)**

- 5f. Consider and act upon an ordinance rezoning 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)**
- 5g. Consider and act upon an ordinance rezoning 1.7± acres from Office (O) and Retail (R) to Planned Development-Retail (PD-R), located on the west side of Hays Road, 2,600± feet north of First Street. (Z16-0020). **(JW)**
- 5h. Consider and act upon awarding Bid No. 2017-01-B Preston Lakes Park Playground Project, to APC Brands, Inc. (American Parks Company), related to construction services for a playground in Preston Lakes Park; and authorizing the Town Manager to execute a construction agreement for same. **(PN)**

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 amending the architectural requirements of Windsong Ranch (Planned Development-40), generally located north of US 380 and west of Teel Parkway. (Z16-0022) **(JW)**
- 8. Conduct a Public Hearing, and consider and act upon an ordinance amending the Town’s Thoroughfare Plan revising a segment of the Commercial Collector (DNT Backer Road) located between Dallas Parkway and the BNSF railroad, from Prosper Trail to First Street. (CA16-0004) **(HW)**
- 9. Conduct a Public Hearing to receive public comments concerning the amendment of the land use assumptions and capital improvements plan, and the imposition of an impact fee for water, wastewater, and roadway utilities. (MD16-0012) **(HW)**
- 10. Conduct a Public Hearing, and consider and act upon an ordinance amending the Future Land Use Plan, on the northwest corner of Second Street and Main Street, from Old Town – Green Space to Old Town – Public. (CA16-0003) **(JW)**
- 11. Conduct a Public Hearing, and consider and act upon an ordinance rezoning 4.6± acres, from Single Family-15 (SF-15) to Planned Development-Downtown Office (PD-DTO), to facilitate the development of a governmental office - Town Hall, located on the northwest corner of Second Street and Main Street. (Z16-0023). **(JW)**

DEPARTMENT ITEMS:

12. Consider and act upon awarding CSP No. 2016-72-B Town of Prosper Frontier Park North Field Improvements - Artificial Turf, to Hellas Construction, Inc., related to turnkey solution to design, construct and install artificial turf for five fields (3 baseball/softball, two multi-purpose fields) at Frontier Park; and authorizing the Town Manager to execute a construction agreement for same. **(PN)**
13. Consider and act upon authorizing the Town Manager to execute a Blue Cross Blue Shield Business Associate Agreement, Benefit Program Application ("ASO BPA"), Call-A-Doc Business Associate Agreement, Telemedicine Corp. Benefit Services Agreement, Symetra Preliminary Excess Loss Insurance Application, Symetra Excess Loss Disclosure Statement, and Symetra Electronic Use Agreement, and Health Check 360 Contract, effective January 1, 2017. **(BR)**

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 551.071 – Consultation with the Town Attorney regarding possible litigation regarding bond issues, and all matters incident and related thereto.*
 - 14d. Section 551.071 – Consultation with the Town Attorney regarding legal issues associated with utility siting issues, and all matters incident and related thereto.*
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.
 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 November 4, 2016, by 6:30 p.m., and remained so posted at least 72 hours before said meeting was convened.

Robyn Battle, Town Secretary

Date Notice 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.