

Welcome to the November 12, 2024, Prosper Town Council Meeting

Call to Order/Roll Call

Invocation, Pledge of Allegiance, and Pledge to the Texas Flag

Pledge to the Texas Flag

Honor the Texas flag; I pledge allegiance to thee,
Texas, one state under God, one and indivisible.

Announcements

Presentations

Agenda Item 1.

Proclamation recognizing November 18, 2024, as National Injury Prevention Day. (MLS)

Consent Agenda

Agenda Item 2.

Consider and act upon the minutes from the October 22, 2024, Town Council Work Session meeting. (MLS)

Agenda Item 3.

Consider and act upon the minutes from the October 22, 2024,
Town Council Regular meeting. (MLS)

Agenda Item 4.

Consider and act upon a resolution casting the Town of Prosper's votes for the Collin County Central Appraisal District Board of Directors (CCAD). (MLS)

Agenda Item 5.

Consider and act upon a resolution accepting and approving the 2024 Tax Roll. (CL)

Agenda Item 6.

Consider and act upon an ordinance adding a new Section 12.05.039, “Prosper Trail,” to Division 2, “No-Parking Zones,” of Article 12.05, “Parking, Stopping and Standing,” of Chapter 12, “Traffic and Vehicles,” of the Town’s Code of Ordinances generally prohibiting the parking, standing or stopping of vehicles along Prosper Trail, from the Dallas North Tollway to Custer Road. (TW)

Agenda Item 7.

Consider and act upon an ordinance repealing existing Section 12.01.003, "Engine (Jake) Brakes," of Chapter 12, "Traffic and Vehicles," of the Town's Code of Ordinances and replacing it with a new Section 12.01.003, "Engine (Jake) Brakes," relative to the prohibition of engine or jake braking in the Town; and amending Article 12.01, "General Provisions," of Chapter 12, "Traffic and Vehicles," of the Town's Code of Ordinances by adding a new Section 12.01.004, "Motor Vehicle Idling," generally relating to the prohibition of the idling of motor vehicles in the Town. (TW)

Agenda Item 8.

Consider and act upon approving the purchase of five (5) 2025 Ford trucks for Public Works from Silsbee Ford utilizing The Interlocal Purchasing Systems (TIPS) Contract No. 210907 for \$356,820. (CJ)

Agenda Item 9.

Consider and act upon the purchase of one (1) Green Equipment Crawler Camera and one (1) John Deere 310P Tractor utilizing Sourcewell Contract Number 011723-JDC and BuyBoard Contract 676-22 totaling \$233,128. (CJ)

Agenda Item 10.

Consider and act upon approving the purchase of meter transmission units (MTUs) for the use with water meters from Aclara Technologies, LLC, for \$165,186. (CJ)

Agenda Item 11.

Consider and act upon approving an agreement with URETEK USA for repairs to the westbound lanes of Prosper Trail from Cook Ln to Dallas Pkwy for \$283,500. (CJ)

Agenda Item 12.

Consider and act upon an annual fixed-price agreement for the purchase of Hydrogen Sulfide Odor Control Technology for the Town's wastewater system, at the unit prices guaranteed, from Helix Laboratories, Inc., a sole source provider for \$243,512.
(CJ)

Agenda Item 13.

Consider and act upon approving the purchase from Axon Enterprise, Inc. for tasers and associated supplies utilizing BuyBoard Contract #698-23 for \$70,742. (DK)

Agenda Item 14.

Consider and act upon authorizing the Town Manager to execute a Professional Services Agreement between GEOTEX Engineering, and the Town of Prosper, Texas, related to construction materials testing for Fire Station 4 with a cost not to exceed \$78,787. (SB)

Agenda Item 15.

Consider and authorize the purchase of an emergency stand-by generator for Fire Station No. 3 for \$87,113. (CE)

Agenda Item 16.

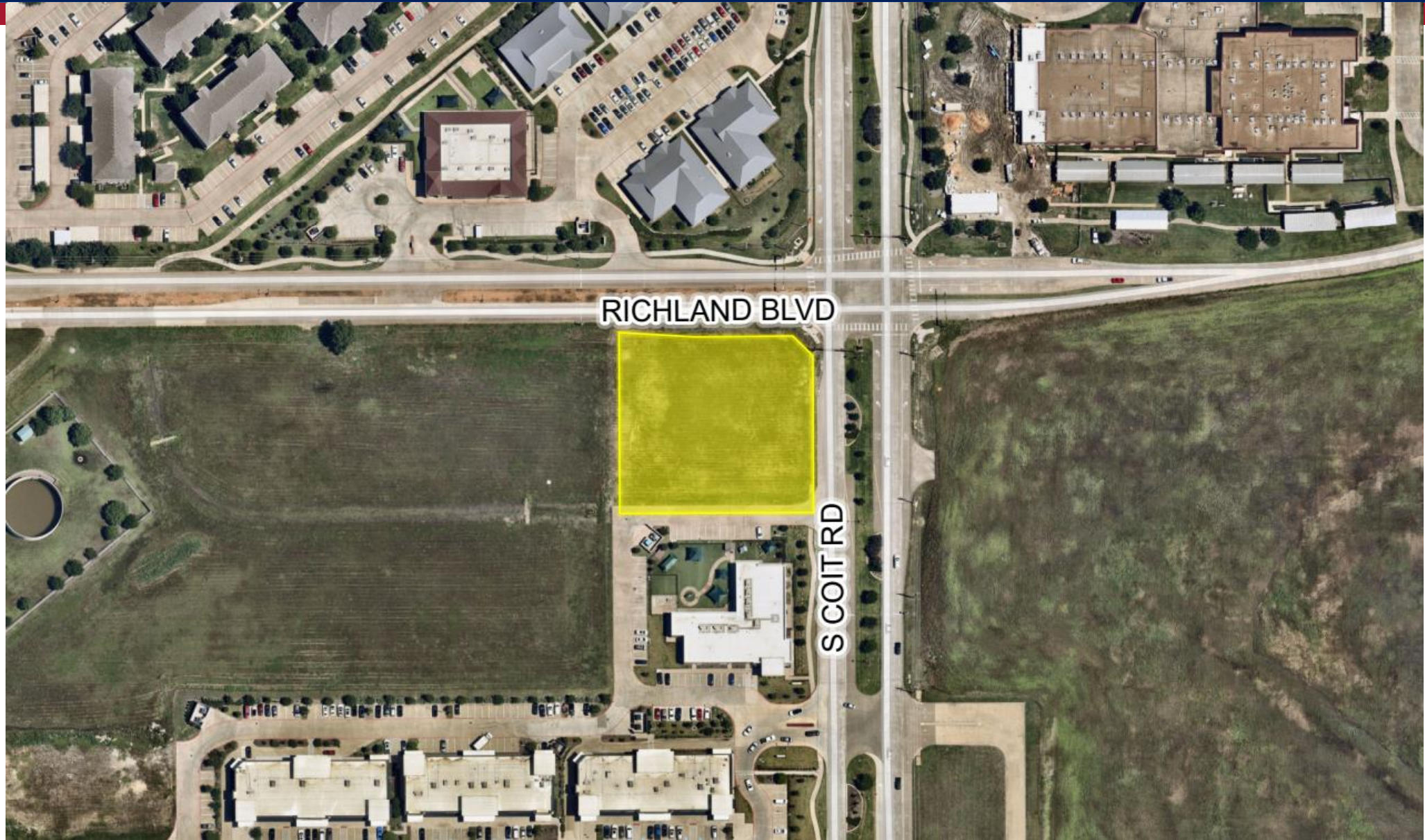
Consider and act upon authorizing the Town Manager to execute an agreement with DAC, Inc. to upgrade fire and security systems for Fire Station No. 3 for \$67,904. (CE)

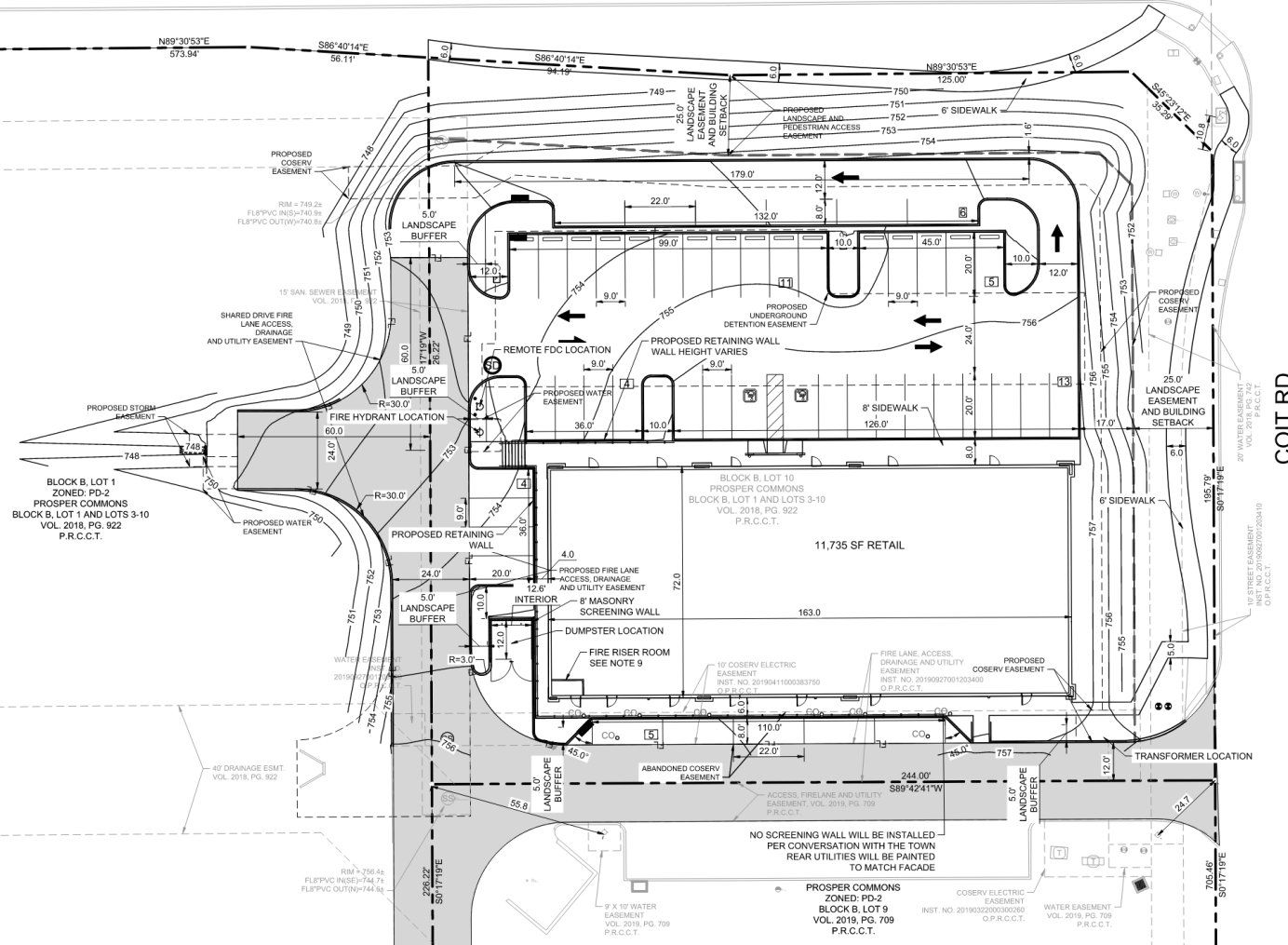
Agenda Item 17.

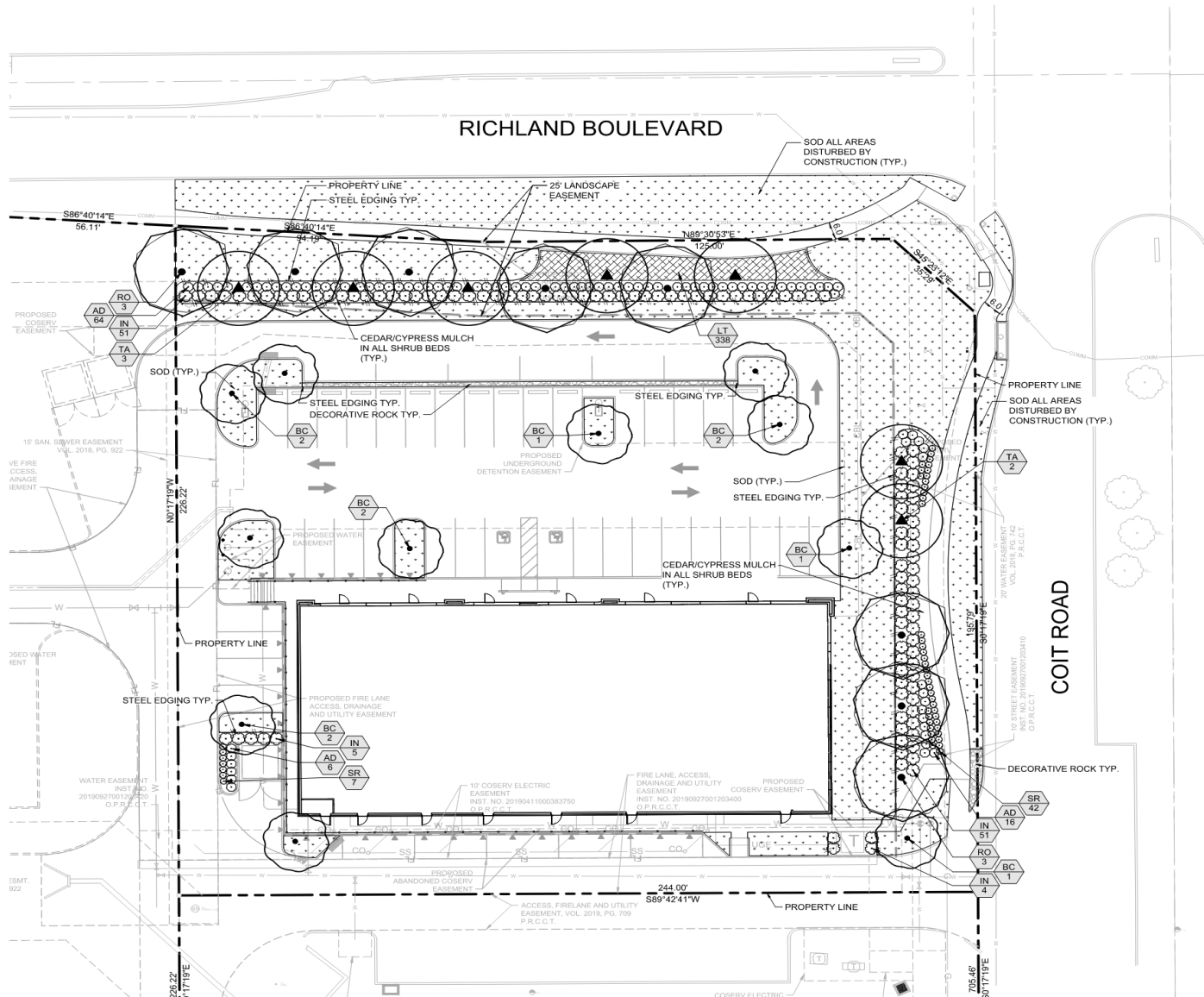
Consider and act upon approving the renewal of an Enterprise License Agreement for term license software between Environmental Systems Research Institute, Inc., a sole source provider, and the Town of Prosper, Texas; and authorizing the Town Manager to execute an agreement for \$142,029. (LJ)

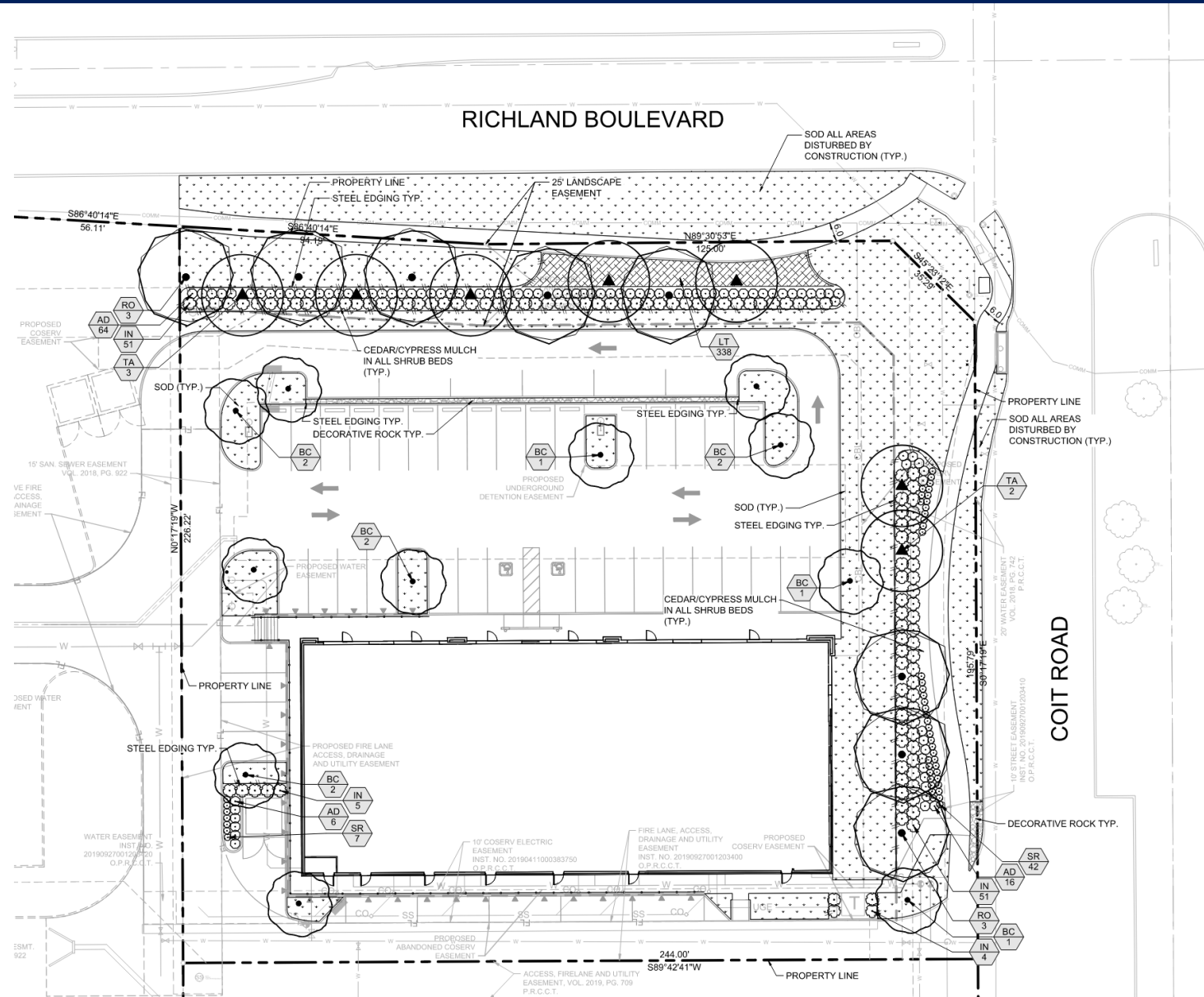
Agenda Item 18.

Consider and act upon whether to direct staff to submit a written notice of appeals 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 Preliminary Site Plans and Site Plans. (DH)









Information

Purpose:

- Construct an 11,735 square foot medical office/retail building and associated parking.
 - Medical Office (3,114 SF)
 - Retail (8,621 SF)



Citizen Comments

Regular Agenda

Pursuant to Section 551.007 of the Texas Government Code, individuals wishing to address the Council for items listed as public hearings will be recognized when the public hearing is opened.

Agenda Item 19.

Consider an appeal to the requirements of the Town of Prosper Fence Regulations permitting alternate fence materials at 980 English Ivy. (CE)

Appeal to Fence Material Requirements

- Property at 980 English Ivy has mesh/other screening over ornamental fencing
- Fence Regulations prohibit placement of material over open fencing that does not maintain over 50 percent through vision.
- Subdivision Ordinance prohibits any material be placed parallel to ornamental fencing.
- Fence Regulations permit an appeal to the Town Manager, then to Town Council if denied, to allow alternate materials

Appeal to Fence Material Requirements

- Notice Sent March 2023
- Appeal to Town Manager submitted April 14, 2023
- Appeal denied effective December 4, 2023

Appeal to Fence Material Requirements



Agenda Item 20.

Consider and act upon authorizing the Town Manager to enter into a second contract amendment with Republic Services to convert to once-a-week residential bulk pick-up and to approve a revised fee schedule effective February 1, 2025, adjusting commercial and residential prices for the twelve-month CPI change. (CL)

Solid Waste Contract Amendment # 2

Increasing Frequency of Bulk Pick Up to Weekly
Minor Contract Adjustments
Annual Price Adjustment

Solid Waste Contract Price Change

- In June 2023, Republic Services was awarded an exclusive franchise for all solid waste related services following a competitive RFP process
- Effective date was February 1, 2024 with provision for annual rate adjustments on each contract anniversary date.
- The adjustment is based on the 12 month change in CPI-All Urban Consumers for the “Garbage and Trash Collection” sub-category
 - The September 2023 to September 2024 change in this index is 3.8%
 - This percentage will be applied to all residential and commercial service categories

Solid Waste Contract Price Change

- For base residential services this will increase the 2024 monthly rate from \$18.55 to \$19.15 for 2025.
 - Both 2024 and 2025 rates include a \$2.00 cart repayment fee and a \$0.80 Town administrative fee. The CPI adjustment is applied only to the Republic charges.

Service Enhancement for 2025

- While the transition to the new provider has substantially reduced Solid Waste related complaints for both residential and commercial customer categories, there continues to be confusion regarding which week each month, a neighborhood's bulk is picked up.
- To address this area, the Town requested a quote from Republic for weekly bulk pick-up on the same day as all other services and received the following:
 - Weekly bulk pick-up with no Saturday drop-off service offered or one-time box pick up for new move-ins- \$1.98 over currently quoted prices or a total of \$21.13 base charge.
 - Weekly bulk pick-up while continuing Saturday drop-off service and box pick up-\$3.20 over currently quoted prices or a total of \$22.35 base charge.

Council Direction

- At the October 22, 2024 work session Council provided the following direction:
 - Annual CPI adjustment effective February 1, 2025 should be brought back for approval November 12, 2024.
 - Council chose weekly bulk with no reduction in other services which will also be approved as a contract amendment November 12th effective February 1, 2025.
 - Certain “housekeeping” clean up item naming September CPI as the month used for pricing adjustments and raising replacement carts from current \$25 to \$60 (Town’s cost is \$55) should also be added.

Benchmark City Comparison

Benchmark Cities	Cost	Trash***	Recycle	Bulk****	Yard Waste	Drop Off Ability	HHW	Holiday Delays
Plano	\$24.60	Weekly	Bi-Weekly	Monthly	Weekly	2X per Month	At your door	7
Carrollton	\$24.00	Weekly	Bi-Weekly	Weekly	Included with bulk	\$15 Landfill Access	At your door	3
The Colony	\$22.61	Weekly	Weekly	Bi-Weekly *	Weekly *	Once per Quarter	Drop off	3
Celina	\$21.71	Weekly	Weekly	Bi-Weekly **	Included with bulk	None	\$50.00 Fee	7
McKinney	\$21.37	Weekly	Weekly	Monthly	Weekly	2X per Month	Monthly**	6
2025 Prosper-current levels	\$19.15	Weekly	Weekly	Monthly	Weekly Compostable	Every Saturday	At your door 1yr	3
Prosper w/o Saturday Drop Off	\$21.13	Weekly	Weekly	Weekly	Weekly Compostable	None	At your door 1 yr	3
Prosper w/ Saturday Drop Off	\$22.35	Weekly	Weekly	Weekly	Weekly Compostable	Every Saturday	At your door 1yr	3
Frisco	\$21.00	Weekly	Weekly	Monthly **	Weekly	2X per Month	Drop off	6
Little Elm	\$18.93	Weekly	Weekly	Bi-Weekly	Included with bulk	Each Weekend until full	Bi-Annual Event	4
Allen	\$18.09	Weekly	Bi-Weekly	Monthly	Weekly	2X per Month	Curbside **	6
Average Monthly Base Cost	\$21.27							
* Not on Service day								
**Pre-schedule required								
*** All trash via 95-gallon carts								
****Many cities have a 2 CY limit, Prosper is 4CY.								

Agenda Item 21.

Discuss and consider Town Council Subcommittee reports. (DFB)

Possibly direct Town Staff to schedule topic(s) for discussion at a future meeting.

Executive Session

Section 551.087 – To discuss and consider economic development incentives and all matters incident and related thereto.

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.

Section 551.074 – To discuss and consider personnel matters and all matters incident and related thereto.

Section 551.071 - To consult with the Town Attorney regarding legal issues associated with code enforcement activities and substandard structures, law enforcement activities, and all matters incident and related thereto.

Section 551.071 - To consult with the Town Attorney regarding legal issues associated with Article 3.19 of the Code of Ordinances, and all matters incident and related thereto.

The Town Council will reconvene after Executive Session.

Reconvene into Regular Session and take any action necessary as a result of the Closed Session.

Adjourn.