



Prosper is a place where everyone matters.

AGENDA
Meeting of the Prosper Town Council
Prosper Municipal Chambers
108 W. Broadway, Prosper, Texas
Tuesday, January 10, 2017
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.
 - 2017 It's Time Texas Community Challenge. **(JS)**

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 meeting. **(RB)**
 - Regular Meeting – December 13, 2016
- 5b. Receive the November Financial Report. **(KN)**
- 5c. Consider and act upon ratifying a renewal to the Bank Depository Services Agreement between Independent Bank and the Town of Prosper; and authorizing the Town Manager to execute same. **(KN)**
- 5d. Consider and act upon approving the purchase of five trucks for the Public Works Division and two trucks for the Park Operations Division, from Caldwell Country Chevrolet, through the Texas Local Government Purchasing Cooperative; and seven public safety rated sport utility vehicles for the Police Department, from Holiday Chevrolet, through a Tarrant County contract. **(JC)**
- 5e. Consider and act upon approving the purchase of mapping and global positioning system software, for the Police Department, from Integrated Computer Systems, a sole source provider. **(DK)**
- 5f. Consider and act upon ratifying an application to FEMA for the Assistance to Fire Fighters Grant; and authorizing the Town Manager to execute same. **(RT)**
- 5g. Consider and act upon an ordinance amending a portion of Planned Development-40 (PD-40), on 11.9± acres, located on the west side of Windsong Parkway, 400± feet north of US 380, to allow for the development of a big box home improvement retail store (The Home Depot). (Z16-0016). **(JW)**

- 5h. 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)**

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, from Single Family-15 (SF-15) to Planned Development-Downtown Single Family (PD-DTSF), located on the southwest corner of Third Street and Field Street. (Z16-0026). **(JW)**
8. Conduct a Public Hearing, and consider and act upon an ordinance amending Planned Development-38 (PD-38), on 83.6± acres, located on the northeast corner of US 380 and Coit Road. (Z16-0027). **(JW)**
9. Conduct a Public Hearing, and consider and act upon a request to rezone 14.1± acres, from Planned Development-43 (PD-43) to Planned Development-Commercial (PD-C), located on the north side of US 380, 700± feet west of Mahard Parkway, to facilitate the development of an automobile sales and/or leasing facility (Ford). (Z16-0025). **(JW)**
10. Conduct a Public Hearing, and consider and act upon a request for a Specific Use Permit (SUP) for mini-warehouses or public storage buildings, on 5.0± acres, located on the east side of Cook Lane, 830± feet south of Prosper Trail. This property is zoned Planned Development-26 (PD-26). (S16-0011). **(JW)**

DEPARTMENT ITEMS:

11. Update on Roadway Projects. **(HW)**

12. Consider and act upon approving a Guaranteed Maximum Price (GMP) Amendment and Second Addendum to the Standard Form of Agreement AIA Document A133-2009 between Dean Electric, Inc., dba Dean Construction, and the Town of Prosper, related to Construction Manager-At-Risk services for the Town of Prosper Frontier Park North Field Improvements Project; and authorizing the Town Manager to execute same. **(DR)**
13. Consider and act upon an ordinance amending the FY 2016-2017 Budget and Capital Improvement Plan. **(KN)**
14. Consider and act upon an ordinance amending the Town's Code of Ordinances, Appendix A, "Fee Schedule," Section XI, "Rates for Collection of Solid Waste and Recyclables." **(KN)**
15. Presentation on Waste Connections "3rd Eye Cam" features to the Solid Waste vehicles. **(KN)**
16. Consider and act upon a resolution approving the Town of Prosper and Prosper EDC Investment Policy and Investment Strategy and Addendum B of the Investment Policy: Banks/Broker Dealer Questionnaire. **(KN)**
17. Consider and act upon a request for a variance to the Subdivision Ordinance regarding thoroughfare screening, for the Villages at Legacy, located on the northwest and southwest corners of Prairie Drive and Legacy Drive. (V16-0004). **(JW)**
18. Consider and act upon authorizing the Town Manager to execute a Professional Engineering Services Agreement between Teague Nall and Perkins, Inc., and the Town of Prosper, related to the design of the Median Lighting - Coit Road (US 380 - First) project. **(SG)**
19. **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:

 - 19a. *Section 551.087 – To discuss and consider economic development incentives.*
 - 19b. *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.*
20. Reconvene in Regular Session and take any action necessary as a result of the Closed Session.
21. Possibly direct Town staff to schedule topic(s) for discussion at a future meeting.
 - Maintenance Bonds **(SG)**
 - Update on Town Hall and Town Hall Infrastructure Projects **(HW)**
22. 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 by 5:00 p.m. on January 6, 2017, 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.