



Prosper is a place where everyone matters.

AGENDA
Meeting of the Prosper Town Council
Prosper Municipal Chambers
108 W. Broadway, Prosper, Texas
Tuesday, February 28, 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.
 - Presentation of a Certificate of Distinction for the Town of Prosper Investment Policy to members of the Finance Department from the Government Treasurers' Organization of Texas. **(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 meeting. **(RB)**
 - Regular Meeting – February 14, 2017
- 5b. Consider and act upon an ordinance adopting land use assumptions and a capital improvements plan and establishing impact fees for water, wastewater, and roadways, by amending Article 10.02, "Capital Improvements and Impact Fees," of the Town of Prosper Code of Ordinances. (MD16-0012) **(HW)**
- 5c. Consider and act upon an ordinance amending Planned Development-43 (PD-43), on 14.1± acres, 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). **(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 a request for a Specific Use Permit (SUP) for a Child Day Care Center (Alpha Montessori), on 2.3± acres, located on the west side of Legacy Drive, 500± feet north of Prairie Drive. This property is zoned Planned Development-65 (PD-65). (S16-0012). **(AG)**

DEPARTMENT ITEMS:

8. Consider and act upon an ordinance amending Chapter 5, “Fire Prevention and Protection,” of the Town of Prosper Code of Ordinances, by adding a new article 5.05, “Hazardous Materials Incident Response.” **(RT)**
9. Consider and act upon a request for a Façade Exception for Westfork Crossing, Block A, Lot 1, (RaceTrac) located on the northwest corner of US 380 and Gee Road. (MD16-0018). **(AG)**
10. Consider and act upon authorizing the Town Manager to execute a Professional Services Agreement between Fugro USA Land, Inc., and the Town of Prosper, Texas, related to construction materials testing for the Frontier Park North Improvements Project. **(DR)**
11. Consider and act upon authorizing the Town Manager to execute a Professional Engineering Services Agreement between Halff Associates, Inc., and the Town of Prosper, Texas, related to the design of the Prosper Trail (Coit - Custer) project. **(SG)**
12. Consider and act upon awarding Bid No. 2017-21-B Public Works Interceptor Project 1607-WW, to Reytech Services, LLC., related to construction services for installation of wastewater lines; and authorizing the Town Manager to execute a construction agreement for same. **(SG)**

13. **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:

- 13a. *Section 551.087 – To discuss and consider economic development incentives.*
- 13b. *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.*
- 13c. *Section 551.074 – To discuss and review the Town Manager’s performance evaluation.*

14. Reconvene in Regular Session and take any action necessary as a result of the Closed Session.
15. Consider and act upon an ordinance amending the FY 2016-2017 budget. **(KN)**
16. Possibly direct Town staff to schedule topic(s) for discussion at a future meeting.
 - First Street Overpass. **(HW)**
 - Coit Road (US 380 – First) Illumination Options. **(SG)**
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 by 5:00 p.m., on February 24, 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.