



Prosper is a place where everyone matters.

AGENDA

Meeting of the Prosper Town Council

Prosper Municipal Chambers
108 W. Broadway, Prosper, Texas

Tuesday, June 27, 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. 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.)

4a. Consider and act upon minutes from the following Town Council meeting. (RB)

- Regular Meeting – June 13, 2017

4b. Consider and act upon approving 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)

4c. Consider and act upon a resolution of the Town of Prosper, Texas, authorizing the Town Attorney to bring a condemnation action for the purpose of obtaining approximately 0.359 acres of real property, located at 206 W. First Street, in the Town of Prosper, Collin County, Texas, necessary for the construction of the First Street Project and for other public purposes permitted by law. (SG)

4d. 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)

5. 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 HEARING:

6. Conduct a Public Hearing and consider and act upon an ordinance amending Chapter 3, Permitted Uses and Definitions of the Zoning Ordinance regarding the permitted use of restaurants with drive-through service, the definition of restaurants, and the definition of automobile sales, service and leasing. (Z17-0006). **(JW)**

DEPARTMENT ITEMS:

7. Consider all matters incident and related to the issuance and sale of "Town of Prosper, Texas, Combination Tax and Surplus Revenue Certificates of Obligation, Series 2017," including the adoption of an ordinance authorizing the issuance of such certificates of obligation and approving all other matters incident thereto. **(KN)**
8. Consider and act upon an ordinance establishing a Homestead Tax Exemption. **(KN)**
9. Consider and act upon a request for a Façade Exception for the Gates of Prosper (Dick's Sporting Goods/Field & Stream), located on the northwest corner of US 380 and Lovers Lane. (MD17-0003). **(AG)**
10. Consider and act upon a request for a Façade Exception for Bryant's Addition, Block 23, Lot 3R (307 E. First Street), located on the northwest corner of Church Street and First Street. (MD17-0004). **(AG)**
11. Consider and act upon awarding Bid No. 2017-48-B Frontier Park Soccer Field Improvements, to Dyna-Mist Construction Company, related to improving drainage and safety of the soccer fields; and authorizing the Town Manager to execute a construction agreement for same. **(DR)**

12. **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:

12a. Section 551.087 – To discuss and consider economic development incentives.

12b. 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.

13. Reconvene in Regular Session and take any action necessary as a result of the Closed Session.
14. Possibly direct Town staff to schedule topic(s) for discussion at a future meeting.
 - Discussion on Collin County Bond Election Resolution. **(HJ)**
15. 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 June 23, 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.