



Prosper is a place where everyone matters.

AGENDA
Meeting of the Prosper Town Council
Prosper Municipal Chambers
108 W. Broadway, Prosper, Texas
Tuesday, April 10, 2018
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. Proclamations.
 - Presentation of a Proclamation to members of the Library Services staff declaring April 8-14, 2018, as *National Library Week*. **(RB)**
 - Presentation of a Proclamation to members of the Prosper Police Department declaring April 8-14, 2018, as *Public Safety Telecommunicators Week*. **(RB)**

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 – March 27, 2018
- 5b. Consider and act upon accepting the 2017 Racial Profiling Report as required by state law. **(DK)**
- 5c. Consider and act upon a resolution supporting the FM 1385 Task Force. **(HW)**
- 5d. Consider and act upon approving Change Order Number 06, to Dean Electric dba Dean Construction related to construction services for Frontier Park North Field Improvements; and authorize the Town Manager to execute same. **(DR)**
- 5e. 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 amending Special Purpose Sign District-4 (SPSD-4), for the Gates of Prosper, located on the northeast corner of Preston Road and US 380. (MD18-0002). **(AG)**

DEPARTMENT ITEMS:

8. Discussion on rezoning Planned Development-25 (PD-25) and Planned Development-39 (PD-39) in accordance with property ownership. (Z18-0001) **(AG)**
9. Consider and act upon awarding Bid No. 2018-55-B, to SPI Asphalt, LLC, related to construction services for the Prosper Trail Reconstruction (Coit Road – Custer Road) project; and authorizing the Town Manager to execute a construction agreement for same. **(FJ)**
10. Consider and act upon awarding Bid No. 2018-60-B, to Reytech Services, LLC., related to construction services for the Prosper Road Improvements project; and authorizing the Town Manager to execute a construction agreement for same. **(FJ)**
11. Consider and act upon awarding Bid No. 2018-48-B, to Grahamson Inc., related to construction services for the Frontier Park Soccer Field Improvements project; and authorizing the Town Manager to execute a construction agreement for same. **(DR)**
12. Consider and act upon authorizing the Town Manager to execute a Service Agreement between the Town of Prosper and Cedarbrook Media Group, LLC for the Pride in the Sky event held in observation of Independence Day. **(DR)**
13. Consider and act upon authorizing the Town Manager to execute a Professional Services Agreement between Garver and the Town of Prosper, Texas, related to the hydrology and hydraulics study of a tributary of Doe Branch between the BNSF Railroad and Dallas North Tollway. **(HW)**
14. 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 0.410 acres of real property, and 0.794 acres of easement situated generally in the J. Morton Survey, Abstract No. 793, in the Town of Prosper, Denton County, Texas, necessary for the construction of the West Prosper Roads Improvements, Phase 2 (Segment D) Project and for other public purposes permitted by law. **(HW)**
15. 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 2.095 acres of real property, situated generally in the L. Netherly Survey, Abstract No. 962, in the Town of Prosper, Denton County, Texas, necessary for the construction of the Fishtrap Elevated Storage Tank Project and for other public purposes permitted by law. **(HW)**

16. 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:

16a. *Section 551.087 – To discuss and consider economic development incentives.*

16b. *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.*

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

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

- Special Event Committee Update. **(DR)**

19. 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 Friday, April 6, 2018, 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.