



Prosper is a place where everyone matters.

AGENDA
Meeting of the Prosper Town Council
Life Journey Church
104 W. Broadway Street, Prosper, Texas
June 12, 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. Presentations.
 - Presentation by Sandra Rybicki of the United States Postal Service regarding a post office site in Prosper. **(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 – May 22, 2018
- 5b. Consider and act upon awarding CSP No. 2018-52-A to V&A Landscape and Lawn, at the unit prices proposed, to establish an annual fixed-price contract for Prosper Parkland and Right-Of-Way Maintenance; and authorizing the Town Manager to execute same. **(MF)**
- 5c. 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 a request to rezone Planned Development-25 (PD-25) and Planned Development-39 (PD-39), on 1,364.1± acres, in order to divide PD-25 and PD-39 into new Planned Developments corresponding with current ownership, and allocating existing entitlements accordingly, located north of US 380, east of Coit Road, west of Custer Road, and north and south of First Street. (Z18-0001). **(AG)**
8. Conduct a Public Hearing, and consider and act upon a request to amend the Old Town Inset Map of the Future Land Use Plan from Old Town Core – Single Family to Old Town Core – Retail, located on the east side of Coleman Street, between Fifth Street and north of Seventh Street. (CA18-0001). *[Companion Cases Z18-0002 and MD18-0003]* **(AG)**
9. Conduct a Public Hearing, and consider and act upon a request to rezone 0.7± acre from Single Family-15 (SF-15) to Downtown Retail (DTR), located on the southeast corner of Seventh Street and Coleman Street. (Z18-0002). *[Companion Cases CA18-0001 and MD18-0003]* **(AG)**

DEPARTMENT ITEMS:

10. Consider and act upon a request for a Façade Exception for Cornerstone, located on the southeast corner of Seventh Street and Coleman Street. (MD18-0003). *[Companion Cases CA18-0001 and Z18-0002]* **(AG)**
11. Consider and act upon awarding RFP No. 2018-56-A to Pattillo, Brown & Hill, L.L.P., related to financial audit services; and authorizing the Town Manager to execute the engagement letter for same. **(KN)**
12. Consider and act upon ratifying the Town Manager's signature on the Park Facilities Agreement between the Town of Prosper, Prosper Partners, LP (Developer) and Parks at Legacy Homeowners' Association, Inc. (HOA) for the Parks at Legacy, and execute the First Amendment to Park Facilities Agreement, between Prosper Villages at Legacy LLC, predecessor-in-interest to Prosper Partners, LP, a Texas limited partnership, the Parks at Legacy Homeowners Association, Inc. and the Town of Prosper, Texas, related to park dedication and park improvement fees for the Parks at Legacy. **(PN)**
13. Consider and act upon awarding Bid No. 2018-75-B, to RKM Utility Services, Inc., related to construction services for the Prosper Trail (Kroger to Coit Road) project; and authorizing the Town Manager to execute a construction agreement for same. **(SG)**
14. Consider and act upon authorizing the Town Manager to execute an Interlocal Agreement between Denton County FWSD #10, and the Town of Prosper, Texas, related to an approximate 700 linear foot additional extension of Teel Parkway to serve the Inwood Tract. **(HW)**

15. **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:

15a. Section 551.087 – To discuss and consider economic development incentives.

15b. 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.

15c. Section 551.071 – Consultation with the Town Attorney regarding legal issues associated with nonconforming uses of land, and all matters incident and related thereto.

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

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

- Solid Waste Specifications for RFP **(KN)**
- First Street Traffic Counts **(HW)**
- US 380 ILA Street Lighting and Landscaping **(HW)**

18. 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, June 8, 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.