



Prosper is a place where everyone matters.

AGENDA
Meeting of the Prosper Town Council
Prosper Town Hall
Council Chambers
200 S. Main Street, Prosper, Texas
Tuesday, August 14, 2018

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. Presentation.
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 meetings. **(RB)**
 - Regular Meeting – July 24, 2018
- 5b. Consider accepting the submission of the certified collection rate of 100 percent for FY 2018-2019. **(KN)**
- 5c. Consider and act upon an ordinance establishing the 2018 certified appraisal roll. **(KN)**
- 5d. Consider accepting submission of the 2018 effective tax rate of \$0.531332 per \$100 taxable value and the rollback tax rate of \$0.581388 per \$100 taxable value. **(KN)**
- 5e. Consider and act upon an ordinance amending Section 12.09.004 "School Traffic Zones" of Chapter 12 "Traffic and Vehicles" of the Town's Code of Ordinances by modifying the limits and hours of operation of such zones. **(HW)**
- 5f. Consider and act upon awarding Bid No. 2018-81-B to Peachtree Construction, LTD, related to construction services for the Prosper Road Improvement Project 2018 (Prosper Trail Patching Coit Road to Custer Road) project; and authorizing the Town Manager to execute a construction agreement for same. **(FJ)**
- 5g. 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 for a Specific Use Permit (SUP) for a Restaurant with Drive-Through, on 2.5± acres, located on the west side of Preston Road, south of Frontier Parkway. The property is zoned Planned Development-10 (PD-10). (S17-0005). **(AG)**
8. Conduct a Public Hearing, and consider and act upon a request to rezone a portion of Planned Development-40 (PD-40) to Planned Development-Retail (PD-R), on 25.3± acres, located on the northeast corner of US 380 and Windsong Parkway, to facilitate the development of the Cook Children's Medical Center. (Z18-0004). **(AG)**
9. Conduct a Public Hearing, and consider and act upon an ordinance amending Chapter 1, Section 7 of the Zoning Ordinance regarding Nonconforming Uses and Structures. (Z18-0006). **(JW)**

DEPARTMENT ITEMS:

10. Consider and act upon amending Ordinance No. 17-65 (FY 2017-2018 Budget). **(KN)**
11. Submission of the FY 2018-2019 Proposed Budget and Budget Message by the Town Manager. **(KN)**
12. Consider and act upon a proposed FY 2018-2019 property tax rate. **(KN)**
13. Consider and act upon scheduling a Public Hearing on the FY 2018-2019 Proposed Budget. **(KN)**
14. Consider and act upon a request for a Façade Exception for Silo Park, located on the northeast corner of Broadway Street and McKinley Street. (MD18-0004). **(AG)**
15. Consider and act upon a request to waive the Town's Drainage System Design Requirements for a wet or underground detention pond for the Worldwide Rock development. **(DH)**

16. Consider and act upon awarding Bid No. 2018-79-B to S.J. Louis Construction of Texas, Ltd., related to construction services for the Lower Pressure Plane Water Line (BNSF Railroad to Preston Road); and authorizing the Town Manager to execute a Construction Agreement for same. **(PA)**
17. Consider and act upon awarding Bid No. 2018-82-B to HQS Construction Services, LLC., related to construction services for the Prosper Road Improvement Project 2018 (Windsong Ranch Phase III – Miscellaneous Roads) project; and authorize the Town Manager to execute a construction agreement for same. **(FJ)**
18. **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:
 - 18a. *Section 551.087 – To discuss and consider economic development incentives.*
 - 18b. *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.*
 - 18c. *551.076 – Deliberation of the deployment, or specific occasions for implementation, of security personnel or devices at Town Hall.*
 - 18d. *Section 551.071 – Consultation with the Town Attorney regarding possible litigation regarding bond issues, and all matters incidents and related thereto.*
19. Reconvene in Regular Session and take any action necessary as a result of the Closed Session.
20. Possibly direct Town staff to schedule topic(s) for discussion at a future meeting.
 - Solid Waste Collection and Recycling Services **(CS)**
21. Adjourn.

CERTIFICATION

I, the undersigned authority, do hereby certify that this Notice of Meeting was posted at Prosper Town Hall, located at 200 S. Main 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, August 10, 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.