



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 28, 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. **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 meetings. **(RB)**
 - Regular Meeting – August 14, 2018
- 4b. Receive the June Financial Report. **(KN)**
- 4c. Receive the Quarterly Investment Report. **(KN)**
- 4d. Consider and act upon an ordinance amending Section 4.04, “Workers’ Compensation” of the Town’s Personnel Policies and Regulations Manual by adding thereto provisions relative to salary continuation in certain instances **(KS)**
- 4e. Consider and act upon authorizing the Town Manager to execute a Standard Form of Agreement between the Town of Prosper and Pogue Construction Co., L.P., related to Construction Manager-At-Risk services for Town of Prosper Public Safety Complex Phase 1 (Police Station and Dispatch) Facility; an Addendum to the Standard Form of Agreement between the Town and the Construction Manager-At-Risk; and an Addendum to the General Conditions of the Contract for Construction. **(HW)**
- 4f. Consider and act upon authorizing the Town Manager to execute a Landscape Maintenance Agreement between the Texas Department of Transportation and the Town of Prosper, Texas, related to maintenance obligations for landscape and irrigation improvements in the medians of SH 289 (Preston Road) from US 380 to Richland Boulevard and the medians of US 380 from Lovers Lane to Custer Road. **(DR)**
- 4g. 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)**

- 4h. Consider and act upon an ordinance 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)**
- 4i. Consider and act upon an ordinance rezoning a portion of Planned Development-40 (PD-40) to Planned Development-91 (PD-91), 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)**
- 4j. 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 HEARINGS:

- 6. Conduct a Public Hearing to consider and discuss the FY 2018-2019 Budget, as proposed. **(KN)**

DEPARTMENT ITEMS:

- 7. Discussion on Public Safety Complex Phase 1 (Police Station and Dispatch) Facility. **(DK)**
- 8. Consider and act upon authorizing the Town Manager to execute a Professional Services Agreement between Kimley Horn and Associates, Inc., and the Town of Prosper, Texas, related to the Phase 2 Prosper Old Town Area Assessment Project. (MD18-0005) **(JW)**
- 9. Consider and act upon awarding Bid No. 2018-88-B to Texas Plumbing Solutions, LLC, at the unit prices bid, to establish a fixed-price contract for the installation of pressure reducing valves at homes located in Glenbrooke Estates. **(FJ)**
- 10. Consider and act upon authorizing the Town Manager to execute a Professional Services Agreement between Spiars Engineering, Inc., and the Town of Prosper, Texas, related to the design of the Fishtrap Road/Teel Parkway Intersection Improvements project. **(PA)**

11. Consider and act upon approving a list of qualified firms to provide professional park design services and related services to the Town of Prosper. **(DR)**
12. Discussion on draft variance procedures for permitting dogs on outdoor patios of a food establishment. **(JW)**
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. *551.076 – Deliberation of the deployment, or specific occasions for implementation, of security personnel or devices at Town Hall.*
14. Reconvene in Regular Session and take any action necessary as a result of the Closed Session.
15. Possibly direct Town staff to schedule topic(s) for discussion at a future meeting.
 - Solid Waste Collection and Recycling Services **(CS)**
16. 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 24, 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.