



Prosper is a place where everyone matters.

Amended Agenda
Prosper Town Council Meeting
Council Chambers
Prosper Town Hall
250 W. First Street, Prosper, Texas
Tuesday, March 24, 2020
5:45 PM

EMERGENCY ADDENDUM TO THE MARCH 24, 2020, TOWN COUNCIL AGENDA

The following emergency addendum is hereby posted for the Tuesday, March 24, 2020, Town Council meeting in the Council Chambers, Prosper Town Hall, 250 W. First Street, Prosper, Texas, at 5:45 PM:

This Emergency Addendum to the Town Council’s March 24, 2020, Agenda is posted as an Emergency Amendment pursuant to Texas Government Code Section 551.045 as a result of the Federal, State and Local Disaster Declarations (including Executive Orders/Declarations by the Collin County Judge on March 24, 2020, and Denton County Judge on March 24, 2020) related to the ongoing public health emergency caused by COVID-19, and consequently, there exists an urgent public necessity and immediate deliberation and/or action is necessary to maintain the public health and safety.

The March 24, 2020, Town Council meeting agenda is hereby amended by adding the following emergency addendum to the executive session agenda:

EXECUTIVE SESSION

Sections 551.071, 551.074 and 551.076 – Consultation with the Town Attorney regarding legal issues associated to disaster declarations/executive orders by federal, state and applicable local governments related to COVID-19 and attendant public health matters, and to discuss and consider personnel matters and the deployment of security personnel related thereto, and all matters incident and related thereto.

Notice Regarding Public Participation

Governor Greg Abbott has granted a temporary suspension of certain rules to allow for telephone or videoconference public meetings in an effort to reduce in-person meetings that assemble large groups of people, due to the COVID-19 (coronavirus) public health emergency.

In an effort to reduce the spread of the virus, for the March 24, 2020, Town Council meeting, individuals will be able to address the Council either (1) in person at Town Hall in the Town Council Chambers, (2) via telephone conference call, or (3) via videoconference.

To join the meeting by phone, dial any one of the following numbers:

- +1 312 626 6799
- +1 929 436 2866
- +1 253 215 8782
- +1 301 715 8592
- +1 346 248 7799
- +1 669 900 6833

Enter Meeting ID: 419 711 876

To request to speak, enter *9. The meeting moderator will acknowledge your request and allow you to speak.

To access the videoconference online, follow these instructions:

Join the Zoom Meeting by clicking on the following link: <https://zoom.us/j/419711876>

Enter Meeting ID: 419 711 876

To request to speak, click on “Participants” at the bottom of the screen, and click “Raise Hand.” The meeting moderator will acknowledge your request and allow you to speak.

If you encounter any problems joining or participating in the meeting, please call our help line at 972-569-1191 for assistance.

Pursuant to Section 551.007 of the Texas Government Code, individuals wishing to address the Council for items listed as public hearings will be recognized when the public hearing is opened. For individuals wishing to speak on a non-public hearing item, they may either address the Council during the Citizen Comments portion of the meeting or when the item is considered by the Town Council.

Call to Order/ Roll Call.

Invocation, Pledge of Allegiance and Pledge to the Texas Flag.

Citizen Comments:

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.

1. Consider and act upon the Minutes from the February 25, 2020, Town Council meeting. **(RB)**
2. Consider and act upon an ordinance declaring a local state of disaster due to a public health emergency. **(RB)**
3. Consider and act upon an ordinance ordering that the General Election scheduled to be held on Saturday, May 2, 2020, be postponed to Tuesday, November 3, 2020. **(RB)**
4. Consider and act upon an ordinance granting a temporary refund of fees related to building permits and the waiver of fees related to annual restaurant health permits and alcohol permits. (MD20-0004) **(JW)**
5. Receive the January Financial Report. **(BP)**
6. Consider and act upon a resolution accepting the Independent Audit Report and Comprehensive Annual Financial Report (CAFR) for the Fiscal Year Ended September 30, 2019, as presented by a representative of Pattillo, Brown and Hill LLP., Certified Public Accountants. **(BP)**

7. Consider and act upon a resolution authorizing various individuals as signers of specific accounts and certain investment matters. **(BP)**
8. Consider and act upon a resolution authorizing the Town to participate in Texas Coalition for Affordable Power, Inc.'s Strategic Hedging Program. **(BP)**
9. Consider and act upon awarding RFP No. 2020-12-B to Sciens LLC, related to Phase I Discovery and Pre-Acquisition, Evaluation and Selection of a Permitting Software System for the Town of Prosper; and authorizing the Town Manager to execute documents for same. **(BP)**
10. Consider and act upon approving the purchase of water meter transmission units from Aclara Technologies, LLC, a sole source provider; and authorizing the Town Manager to execute documents for the same. **(FJ)**
11. Consider and act upon approving the purchase of manhole rehabilitation services from Fuquay, Inc., through the Texas Local Government Purchasing Cooperative; and authorizing the Town Manager to execute documents for the same. **(FJ)**
12. Consider and act upon awarding CSP No. 2020-39-B to TDC2, LLC, related to underground fiber optic cable installation between Town Hall, Public Works, and the Public Safety Facility; and authorizing the Town Manager to execute documents for same. **(LJ)**
13. Consider and act upon approving Change Order Number 07 for Bid No. 2019-52-B to McKee Utility Contractors, Inc., related to construction services for the Lower Pressure Plane Line Phase 1B project; and authorizing the Town Manager to execute Change Order Number 07 for same. **(PA)**
14. Consider and act upon an ordinance establishing a no parking zone on Wilson Drive from Coleman Street to Gray Lane. **(DK)**
15. Conduct a Public Hearing, and consider and act upon an ordinance amending Chapter 3, Section 2, Definitions, of the Zoning Ordinance, regarding Automobile Storage. (Z20-0003). **(AG) [Item Withdrawn by Town]**
16. Consider and act upon a request to allow for an alternative parking surface for Prosper United Methodist Church, located on the east side of Parvin Street, north of First Street. (MD20-0005). **(AG)**
17. Consider and act upon Amendment One to the License Agreement between the Town of Prosper and Prosper Historical Society relative to the location, construction and operation of the Veterans Memorial in Frontier Park. **(DR)**

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:

Sections 551.071, 551.074 and 551.076 – Consultation with the Town Attorney regarding legal issues associated to disaster declarations/executive orders by federal, state and applicable local governments related to COVID-19 and attendant public health matters, and to discuss and consider personnel matters and the deployment of security personnel related thereto, and all matters incident and related thereto.

Section 551.087 – To discuss and consider economic development incentives.

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.

Section 551.071 – Consultation with the Town Attorney regarding legal issues associated with the Town's sign ordinance, and all matters incident and related thereto.

Section 551-074 – To discuss and consider personnel matters and all matters incident and related thereto.

Section 551.074 – To discuss and review the Town Manager's performance evaluation.

Section 551.074 – To discuss and consider retention of outside legal counsel to assist NTMWD Customer Cities in PUC Docket No. 46662 and execution by Town Manager of pertinent legal representation documentation related thereto.

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

Adjourn.

CERTIFICATION

I, the undersigned authority, do hereby certify that this Notice of Meeting was posted at Prosper Town Hall, located at 250 W. First Street, Prosper, Texas 75078, a place convenient and readily accessible to the general public at all times, and said Notice was posted by 5:30 p.m., on Friday, March 20, 2020, and remained so posted at least 72 hours before said meeting was convened.

Melissa Lee, 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.

CERTIFICATION

I, the undersigned authority, do hereby certify that this Emergency Addendum to the March 24, 2020, Town Council Agenda was posted at Prosper Town Hall, located at 250 W. First Street, Prosper, Texas 75078, a place convenient and readily accessible to the general public at all times, and said Notice was posted by 4:45 p.m., on Tuesday, March 24, 2020, and remained so posted at least one hour before said meeting was convened.

Melissa Lee, Town Secretary

Date Notice Removed

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.