



Prosper is a place where everyone matters.

Agenda
Prosper Town Council Meeting
Council Chambers
Prosper Town Hall
250 W. First Street, Prosper, Texas
Tuesday, June 22, 2021
5:45 PM

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 public health emergency.

Individuals may attend the Prosper Town Council meeting in person, or access the meeting via videoconference, or telephone conference call.

Join the Zoom Meeting by clicking on the following link:

<https://us02web.zoom.us/j/87047432329>

Enter Meeting ID: 87047432329

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.

To join the meeting by phone, dial (346) 248-7799

Enter Meeting ID: 87047432329

To request to speak, enter *9, and *6 to mute/unmute yourself. 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.

Call to Order/ Roll Call.

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

Announcements of recent and upcoming events.

Presentations.

1. EMS for Children - Gold Recognition **(SB)**

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.

2. Consider and act upon the minutes of the June 8, 2021, Town Council meeting. **(ML)**
3. Consider and act upon authorizing the Town Manager to execute a Professional Services Agreement between Peak Program Value, LLC, and the Town of Prosper, Texas, related to providing additional cost management of the construction budget of

- the Public Safety Complex, Phase 2 (Central Fire Station and Fire Administration) facility project. **(SB)**
4. Consider and act upon approving the purchase of one skid steer loader from RDO Equipment Co., through the Sourcewell Purchasing Cooperative; one sewer cleaning machine from HotJet USA and one tractor from Landmark Equipment, through the Texas Local Government Purchasing Cooperative; and authorizing the Town Manager to execute documents for the same. **(FJ)**
 5. 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)**
 6. Consider and act upon authorizing the Town Manager to execute a License, Maintenance and Hold Harmless Agreement between 1385 & 380 Investments LP, and the Town of Prosper, Texas, related to the installation and maintenance of landscaping, pedestrian walkways and other associated amenities within right-of-way of Kent Drive in the Glenbrooke development. **(DH)**
 7. Consider and act upon authorizing the Town Manager to execute an Escrow Agreement between 1385 & 380 Investments LP, and the Town of Prosper, Texas, related to the future reconstruction of improvements on US Highway 380 to serve the Westside development. **(HW)**
 8. Consider and act upon an ordinance rezoning 5.3± acres from Downtown Commercial (DTC) to Planned Development-Multifamily (PD-MF), to facilitate a townhome-style multifamily development, located on the east and west sides of future McKinley Street, north of Fifth Street. (Z21-0006). **(AG)**
 9. 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, including Prosper Business Park. **(AG)**

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, or request to address the Council via videoconference or telephone.

REGULAR AGENDA:

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.

Items for Individual Consideration:

10. Conduct a Public Hearing, and consider and act upon a request to amend the Future Land Use Plan from Medium Density Residential to Retail & Neighborhood Services, generally located on the northwest corner of Legacy Drive and Prosper Road. This is a companion case to Z20-0013. (CA20-0003). **(AG)**

11. Conduct a Public Hearing and consider and act upon a request to rezone 5.5± acres, from Agriculture (A) to Planned Development-Retail (PD-R), for Legacy Storage, located on the west side of Legacy Drive, north of Prosper Road. This is a companion case to CA20-0003. (Z20-0013). **(AG)**
12. Consider and act upon Conceptual Development Plans for Encompass Health, on 8.2± acres, located on the east side of Mahard Parkway, north of US 380. The property is zoned Planned Development-47 (PD-47). (D21-0034). **(AG)**
13. Project update for the Dallas North Tollway Design Guidelines. **(KD)**
14. Consider and act upon authorizing the Town Manager to accept a grant award from the U.S. Department of Commerce through the State of Texas Economic Development Administration (EDA). **(KB)**
15. Discussion to review the upcoming budget process and receive Town Council priorities for incorporation into the FY2021-2022 Proposed Budget. **(BP)**

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:

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 551.074 - To discuss and consider personnel matters and all matters incident and related thereto.

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

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

16. BBQ & Blues Update. **(DR)**
17. Broadband Committee Mission. **(HJ)**

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 5:00 p.m., on Friday, June 18, 2021, and remained so posted at least 72 hours before said meeting was convened.

Adjourn.

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.

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.