



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 14, 2022
5:45 PM

Notice Regarding Public Participation

Welcome to the Prosper Town Council. Individuals may attend the 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/87189889684>

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

Enter Meeting ID: 871 8988 9684

Addressing the Town Council:

Those wishing to address the Town Council must complete the [Public Comment Request Form](#) located on the Town website or in Council Chambers.

If you are attending in person, please submit this form to the Town Secretary prior to the meeting. When called upon, please come to the podium and state your name and address for the record.

If you are attending online/virtually, please submit this form to the Town Secretary prior to 5:00 p.m. on the day of the meeting. Please ensure your full name appears on the screen and you are unmuted so the meeting moderator can recognize you and allow you to speak. The Chat feature is not monitored during the meeting. The Town assumes no responsibility for technical issues that are beyond our control.

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. Receive a presentation regarding the 2022 Mayor's Fitness Challenge. (TH)

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 May 24, 2022, Town Council meeting. (MLS)
3. Consider and act upon the minutes of the May 25, 2022, Town Council Work Session meeting. (MLS)
4. Receive the April financial report. (BP)
5. Consider and act upon a resolution authorizing the placement of orders for the purchase of replacement vehicles in FY 2022-2023 to realize current incentives related to said purchase with payment to be made from the Town's Vehicle Equipment and Replacement Fund (VERF) in FY 2022-2023. (BP)
6. Consider and act upon approving the purchase of athletic equipment and related accessories from Fit Supply, LLC., through the Texas Local Government Purchasing Cooperative. (SB)
7. Consider and act upon the purchase of Holmatro Vehicle Extrication Equipment for two new fire apparatus (Pumper Engine & Quint) from Metro Fire Apparatus Specialist, Inc. through the Texas Local Government Purchasing Cooperative. (SB)
8. Consider and act upon the purchase of Stryker Medical Equipment for newly ordered Fire Department apparatus from Stryker Medical through the National Association of State Procurement Officials (NASPO) program. (SB)
9. Consider and act upon approving the purchase of one (1) Cascade SCBA Fill Station from August Industries Inc., through the Texas Local Government Purchasing Cooperative. (SB)
10. Consider and act upon approving the purchase of 12 SCBA's, 42 Air Cylinders, and two (2) RIT-PAK III's for newly ordered Fire Department apparatus from Municipal Emergency Services through the Texas Local Government Purchasing Cooperative. (SB)
11. Consider and act upon approving the purchase of public safety communication mobile radios, portable radios, and equipment for newly ordered Fire Department apparatus from Motorola Solutions through a Texas Department of Information Resources (DIR) Purchasing Contract. (SB)
12. Consider and act upon approving the purchase of public safety communication radios and equipment for the new Central Fire Station and Emergency Operations Center, from Motorola Solutions, through a Texas Department of Information Resources (DIR) Purchasing Contract. (SB)
13. Consider and act upon approving the purchase of installation services of mobile radios, fire station alerting system, antennas, and all associated equipment. (SB)
14. Consider and act upon awarding Bid No. 2022-05-B, EDA Award No. 08-79-05522 to Archer Western Construction, related to the construction services for the Lower Pressure Plane (LPP) Pump Station and LPP Water Line Phase 2 project; and authorizing the Town Manager to execute a construction agreement for same. (HW)
15. Consider and act upon awarding CSP No. 2022-38-B to DDM Construction Corporation, related to construction services for Prosper Public Works Highpoint Drive

- (Hays Road to Betts Drive); and authorizing the Town Manager to execute a construction agreement for same. (FJ)
16. Consider and act upon awarding CSP No. 2022-40-B to North Rock Construction, related to construction services for the Tanners Mill Park (2108-PK); and authorizing the Town Manager to execute a construction agreement for same. (PN)
 17. Consider and act upon a resolution authorizing the Town Manager to execute an application to the Collin County Parks & Open Space Project Funding Assistance Program for the construction of the First Street Pedestrian Tunnel and Trail Project. (PN)
 18. Consider and act upon an ordinance for a Specific Use Permit (SUP) on 0.7± acre, for a Wireless Communication and Support Structure, to allow for additional antennas on an existing tower located in the Bradford Farms subdivision located east of Hays Road, north of First Street. (S22-0003). (DS)
 19. Consider and act upon an ordinance amending Planned Development-94 (PD-94), for the Westside Development, on 64.5± acres, northeast corner of US 380 and FM 1385, regarding hotel uses and development standards. (Z22-0001). (DS)
 20. Consider and act upon authorizing the Town Manager to execute a Development Agreement between Alpha3 Prosper RI, LLC, and the Town of Prosper, Texas, related to development on the Westside Development, located on the northeast corner of US 380 and FM 1385. (DS)
 21. 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 Plans and Preliminary Site Plans, including NWC 380 & Teel and Westside. (DS)

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 Comment Request Form" and present it to the Town Secretary prior to the meeting.

REGULAR AGENDA:

If you wish to address the Council, please fill out a "Public Comment Request Form" and present it to the Town Secretary, preferably before the meeting begins. 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:

22. Conduct a public hearing and consider and act upon a request to rezone a portion of Planned Development-36, and a portion of Planned Development-63, to Planned Development (PD) for Legacy Gardens, on 121.4± acres, in order to modify the residential development standards, including but not limited to reducing permitted lot sizes, located on the south side of Frontier Parkway, west of Dallas Parkway. (Z20-0019). (DS)

23. Conduct a public hearing and consider and act upon a request to rezone 0.2± acre from Single Family-15 (SF-15) to Planned Development-Downtown Single Family (PD), located on the north side of Third Street, east of Coleman Street. (Z22-0009). (DS)
24. Conduct a public hearing and consider and act upon a request to amend Planned Development-69 (PD-69), on 71.0± acres, generally to modify the allowed uses and landscape standards, located on the southeast corner of Dallas Parkway and Frontier Parkway. (Z22-0007). (DS)
25. Conduct a public hearing and consider and act upon a request for a Specific Use Permit (SUP) for a Restaurant with Drive-Through Service on 1.2± acres, located on the north side of US 380, west of Custer Road. (The property is zoned Commercial (C)). (S22-0002). (DS)
26. Consider and act upon authorizing the Town Manager to execute a First Amendment to the Development Agreement between Founders Classical Academy of Prosper, and the Town of Prosper, Texas, related to the Founders development. (DS)
27. Consider and act upon an ordinance amending Ordinance No. 2021-55 (FY 2021-2022 Annual Budget). (BP)
28. Receive an update regarding schematic design for Fire Station No. 4. (SB)
29. Consider and act upon awarding RFP No. 2022-46-B Construction Manager-At-Risk for Prosper Fire Station No. 4 to Pogue Construction Co., LP; and authorizing the Town Manager to execute documents for the same. (SB)

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 and all matters incident and related thereto.

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.

Section 551.074 - To discuss appointments to the Board of Adjustment/Construction Board of Appeals, Parks & Recreation Board, Library Board, Prosper Economic Development Corporation Board, Planning & Zoning Commission, TIRZ No. 1 and TIRZ No. 2 Board of Directors.

Section 551.074 - To discuss and consider the Town Manager's performance review.

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 5:00 p.m., on Friday, June 10, 2022, and remained so posted at least 72 hours before said meeting was convened.

Michelle Lewis Sirianni, 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.

<p>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.</p>
