



*Prosper is a place where everyone matters.*

**Agenda**  
**Prosper Town Council Meeting**  
Council Chambers  
Prosper Town Hall  
250 W. First Street, Prosper, Texas  
Tuesday, May 11, 2021  
**5:45 PM**  
Or immediately following the  
Town Council Reception

### **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/87189889684>

Enter Meeting ID: 87189889684

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: 87189889684

To request to speak, enter \*9, and \*6 to mute/unmute yourself. The meeting moderator will acknowledge your request and allow you to speak. When addressing the Council, please state your name and address before beginning your comments. Please limit your comments to three minutes.

### **Call to Order/ Roll Call.**

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

### **Announcements of recent and upcoming events.**

### **Presentations.**

1. Present Oaths of Office and Certificates of Election to Craig Andres and Charles Cotten. **(ML)**

### **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 from the April 27, 2021, Town Council meeting. **(ML)**

3. Receive the Quarterly Investment Report. **(BP)**
4. Receive the March Financial Report. **(BP)**
5. Consider and Act upon authorizing the Town Manager to execute an Intergovernmental Joint Use Agreement between the Town of Prosper and the Prosper Independent School District with regard to the Town's use of tennis courts at Rogers Middle School and Rushing Middle School in consideration of waiving tree preservation fees for High School Site Number Three. **(DR)**
6. Consider and act upon authorizing the Town Manager to execute a Professional Services Agreement between Teague Nall and Perkins, Inc.(TNP), and the Town of Prosper, Texas, related to the Tanners Mill Park Phase 2 (2108-PK). **(DR)**
7. Consider and act upon authorizing the Town Manager to execute an Escrow Agreement between Blue Star Allen Land, L.P., and the Town of Prosper, Texas, related to the future construction of improvements on Legacy Drive to serve Star Trail Phase 7. **(HW)**
8. 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 North Dallas Cemetery, North Preston Village, and 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:**

9. Conduct a Public Hearing, and consider and act upon a request to rezone Planned Development-86 (PD-86) to Planned Development (PD), on 63.3± acres, to allow for an age-restricted single family detached, condominium development, located on the west side of Custer Road, south of First Street. (Z20-0027). **(AG)**
10. Conduct a Public Hearing, and consider and act upon an ordinance amending the Thoroughfare Plan to realign segments of Mahard Parkway, Lovers Lane, Prairie Drive, and Shawnee Trail. (CA21-0003). **(AG)**
11. Consider and act upon an ordinance amending Ordinance No. 2020-71 (FY 2020-2021 Budget). **(BP)**

12. Consider and act upon authorizing the Town Manager to accept a grant award from FHWA Congestion Mitigation and Air Quality (QMAQ) Improvement Program Funds through the North Central Texas Council of Governments (NCTCOG) for Traffic Incident Management Grant (TIM). **(SB)**
13. Consider and act upon approving the purchase of Thermal Image Cameras and related equipment from NAFECO, Inc., through the Texas Local Government Purchasing Cooperative. **(SB)**
14. Discussion on Downtown Silos. **(HJ)**

**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.*

*Section 551.074 - To discuss and consider election of Mayor Pro-Tem and Deputy Mayor Pro-Tem.*

*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, and Planning & Zoning Commission.*

**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.**

15. Town Council Subcommittee Discussion. **(RB)**

**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, May 7, 2021, and remained so posted at least 72 hours before said meeting was convened.

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Melissa Lee, Town Secretary

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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.