



Prosper is a place where everyone matters.

Agenda
Prosper Town Council Meeting
Council Chambers
Prosper Town Hall
250 W. First Street, Prosper, Texas
Tuesday, November 24, 2020
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. When addressing the Council, please state your name and address before beginning your comments. Please limit your comments to three minutes.

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. Present Oaths of Office and Certificates of Election to Amy Bartley and Jeff Hodges. **(ML)**
2. Present a Proclamation and a Plaque of Appreciation to Mayor Pro-Tem Curry Vogelsang, Jr. **(ML)**
3. Presentation of a Proclamation and a Blue Star Flag to the family of a crew member of the SpaceX Crew Dragon who is currently deployed to the International Space Station. **(RB)**

4. Grant Summary and Review **(KB)**

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.

5. Consider and act upon the minutes from the November 10, 2020, Town Council Meeting. **(ML)**
6. Consider and act upon the minutes from the November 14, 2020, Town Council Special Called Meeting. **(ML)**
7. Consider and act upon authorizing the Town Manager to execute a Professional Services Agreement between Valley View Consulting, L.L.C., and the Town of Prosper, Texas, related to Investment Advisory services. **(BP)**
8. Consider and act upon awarding RFP No. 2021-14-B for stop loss Insurance for Town self-insurance fund, effective January 1, 2021, and authorizing the Town Manager to execute all documents for the same. **(JE)**
9. Consider and act upon a resolution adopting the Town of Prosper 2021 Legislative Agenda. **(RB)**
10. Consider and act upon approving the purchase of one ambulance from Professional Ambulance Sales and Service, the Texas dealer for Horton Emergency Vehicles, through the Texas Local Government Purchasing Cooperative; and authorizing the Town Manager to execute related documents for the same. **(SB)**
11. Consider and act upon authorizing the Town Manager to execute an Interlocal Agreement for the use of the Frisco radio communications system. **(SB)**
12. Consider and act on an ordinance amending Section 3.19.001, "Fence Requirements," of Article 3.19, "Fence Regulation," of Chapter 3, "Building Regulations," of the Town's Code of Ordinances by adding a new subsection regarding fencing on certain adjacent unplatted tracts. **(JW)**
13. Consider and act upon authorizing the Town Manager to execute Contract Amendment #1 to the Professional Services Agreement between Teague Nall and Perkins, Inc., and the Town of Prosper, Texas, related to the design of the Fishtrap Road from Stuber Elementary School to the Dallas North Tollway project. **(HW)**
14. Consider and act upon authorizing the Town Manager to execute Contract Amendment #1 to the Professional Services Agreement between Teague Nall and Perkins, Inc., and the Town of Prosper, Texas, related to the design of the First Street from Coit Road to Custer Road project. **(HW)**
15. Consider and act upon awarding CSP No. 2021-16-B to Reliable Paving, Inc., related to construction services for the Coit Road at US 380 Paving and Striping Improvements project; and authorizing the Town Manager to execute a construction agreement for same. **(HW)**
16. 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)**

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:

17. Consider and act upon approving a resolution supporting U.S. Highway 380 as a Controlled Access Highway and strongly opposing the consideration of the Gold or Brown Alternative Segment B alignments as presented by TxDOT on October 12 and 29, 2020, due to the negative impacts on existing and future development within the southeast quadrant of the Town of Prosper since the alternative alignments are inconsistent with the Town’s Thoroughfare Plan and current alignment of said highway. **(RZ)**
18. Consider and act upon a Site Plan, Landscape Plan, and Façade Plan for an auto parts retail store (AutoZone), on 1.0± acre, located on the east side of Preston Road, north of Prosper Trail. The property is zoned Planned Development-68 (PD-68). (D20-0028). **(AG)**
19. Consider and act upon authorizing the Town Manager to execute a First Amended Development Agreement between MQ Prosper Retail LLC and the Town of Prosper, Texas, related to the Shops at Prosper Trail retail development. **(AG)**
20. Discussion on Outdoor Lighting Standards. **(JW)**
21. Discussion on the Town’s Stormwater Drainage Management Program. **(DH)**
22. Update and give direction on the Downtown Monument located at Preston Road and Broadway Street. **(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:

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.

Items for Individual Consideration:

23. Consider and act upon an ordinance rezoning 10.0± acres from Downtown Commercial (DTC) to Planned Development-Multifamily (PD-MF), located on the northeast corner of Fifth Street and the BNSF Railroad. (Z20-0005). **(AG)**
24. Consider and act to authorize the Town Manager to execute a Development Agreement between BBG Investments, Inc., and the Town of Prosper, Texas, related to the Downtown Loft Multifamily development. **(AG)**
25. Consider and act upon an ordinance repealing Ordinance No. 2020-05 and adopting a new Neighborhood Empowerment Zone Number 1 to promote economic development in the Zone. **(AG)**

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, November 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.

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.