



*Prosper is a place where everyone matters.*

**Agenda**  
**Prosper Town Council Meeting**  
Council Chambers  
Prosper Town Hall  
250 W. First Street, Prosper, Texas  
Tuesday, October 12, 2021  
**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: 8718 988 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. Recognize outgoing Board and Commission members. (RB)
2. Presentation of a Proclamation to members of the Prosper IT Department recognizing October 2021, as National Cybersecurity Month. (MLS)

### **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.

3. Consider and act upon the minutes from the September 28, 2021, Town Council meeting. (MLS)
4. Consider and act upon approving Amendment No. 1 to the Cityworks License and Maintenance Agreement between Azteca Systems, LLC., a sole source provider, and the Town of Prosper, Texas; and authorizing the Town Manager to execute documents for the same. (LJ)
5. Consider and act upon approving Change Order Number 02 for Bid No. 2021-30-B to Tiseo Paving Co., related to construction services for the Fishtrap Road Segment 4 Construction and Segment 1-4 Landscaping Architecture project; and authorizing the Town Manager to execute Change Order Number 02 for same. (HW)
6. Consider and act upon authorizing the Town Manager to execute a Professional Services Agreement between Sciens, LLC and the Town of Prosper, Texas, related to Phase III ERP System Selection Consultant for Finance, Utility Billing, Municipal Court, and Human Resources. (BP)
7. Consider and act upon authorizing the Town Manager to execute an Interlocal Agreement between Collin County and the Town of Prosper, Texas accepting a grant award from the 2018 Collin County Parks and Open Spaces Project Assistance Fund for the Pecan Grove Park Trail project. (PN)
8. Receive the August Financial Report. (BP)
9. Consider and act upon authorizing the Town Manager to execute a Professional Services Agreement between Lee Engineering, LLC, and the Town of Prosper, Texas, related to providing on-call traffic engineering services. (HW)
10. Consider and act upon an ordinance for a Specific Use Permit (SUP) for a Nursery, Major (Calloway's), in Gates of Prosper, on 3.2± acres, located on the north side of Richland Boulevard, west of Preston Road. The property is zoned Planned Development-67 (PD-67). (S21-0001) (AG)
11. Consider and act upon authorizing the Town Manager to execute a Development Agreement between 289 (Preston) & 380, L.P., and the Town of Prosper, Texas, related to the Calloway's Nursery in the Gates of Prosper development. (AG)
12. Consider and act upon an ordinance amending the Future Land Use Plan from Old Town Single Family to Old Town Office, generally located on the southeast corner of Coleman Street and Seventh Street. (CA21-0002). (AG)
13. Consider and act upon an ordinance rezoning 0.7± acres from Single Family-15 (SF-15) to Planned Development-Downtown Office (PD-DTO), to allow for the conversion of the existing structure into an office, located on the southeast corner of Coleman Street and Seventh Street. (Z21-0005). (AG)
14. Consider and act upon authorizing the Town Manager to execute a Development Agreement between Jeff and Cara Sorensen, and the Town of Prosper, Texas, related to 104 E. Seventh Street. (AG)

15. 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 Salad and Go and Whispering Farms Equestrian Center. (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 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:**

16. Consider and act upon a resolution expressing official intent to reimburse costs of projects approved by town voters in the November 3, 2020, Bond Election. (BP)
17. Consider and act upon a resolution expressing official intent to reimburse costs of fiscal year 2021-2022 Capital Improvement Program (CIP) projects. (BP)
18. Consider and act upon an ordinance amending Ordinance No. 2021-55 (FY 2021-2022 Annual Budget and Capital Improvement Program) to provide funding increased expenditures in the General Fund, Park Improvement Fund, Water Impact Fee Fund, and Wastewater Impact Fee Fund. (BP)
19. Consider and act upon approving the purchase of one Quint fire engine from Siddons Martin Emergency Group, LLC, through the Texas Local Government Purchasing Cooperative; and authorizing the Town Manager to execute documents for the same. (SB)
20. Consider and act upon approving the purchase of one ambulance from Southern Emergency & Rescue Vehicle Sales, LLC, through the Texas Local Government Purchasing Cooperative; and authorizing the Town Manager to execute related documents for the same. (SB)

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

21. Receive an update on COVID-19 operational changes. (RB)

### **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:

22. *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 appointments to the Board of Adjustment/Construction Board of Appeals, Parks & Recreation Board, Library Board, Prosper Economic Development Corporation Board, and the Planning & Zoning Commission.*

**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, October 8, 2021, and remained so posted at least 72 hours before said meeting was convened.

\_\_\_\_\_  
Michelle Lewis Sirianni, 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.