



Prosper is a place where everyone matters.

Minutes

Prosper Town Council Meeting
Council Chambers
Prosper Town Hall
250 W. First Street, Prosper, Texas
Tuesday, October 22, 2019

Call to Order/ Roll Call.

The meeting was called to order at 5:50 p.m.

Council Members Present:

Mayor Ray Smith
Mayor Pro-Tem Curry Vogelsang, Jr.
Councilmember Marcus E. Ray
Councilmember Craig Andres
Councilmember Meigs Miller
Councilmember Jeff Hodges

Council Members Absent:

Deputy Mayor Pro-Tem Jason Dixon

Staff Members Present:

Chuck Springer, Executive Director of Administrative Services
Terry Welch, Town Attorney
Robyn Battle, Town Secretary/Public Information Officer
Kelly Neal, Finance Director
Kala Smith, Human Resources Director
Hulon Webb, Engineering Services Director
Pete Anaya, Assistant Director of Engineering Services – Capital Projects
John Webb, Development Services Director
Alex Glushko, Planning Manager
Doug Kowalski, Police Chief
Stuart Blasingame, Fire Chief

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

Pastor Ben Lacey of Prestonwood Baptist Church led the invocation. The Pledge of Allegiance and the Pledge to the Texas flag were recited.

Announcements of recent and upcoming events.

Councilmember Ray read the following announcements:

The Prosper Police and Fire Departments will host a Drug Take-Back Event on Saturday, October 26, at the Central Fire Station on First Street. Residents may drop off unused or unwanted prescription and over-the-counter drugs. The initiative provides a safe, responsible way for residents to help keep unused, expired, or unwanted drugs off the streets and out of our water supply.

The public is invited to a Beam Signing Ceremony on Tuesday, October 29, at 8:30 a.m. to celebrate the construction progress of the Town of Prosper Public Safety Complex. The facility

is located at 801 Safety Way, and is accessible from Dallas Parkway, between First Street and Prosper Trail.

The Prosper Parks and Recreation Department will hold its third annual Arbor Day Celebration on Saturday, November 2, at 9:00 a.m., at Folsom Park. The morning will include a Town proclamation and remarks by local dignitaries and the Parks and Recreation Board.

The annual Prosper Christmas Festival is moving back to downtown Prosper on Saturday, December 7. The Rotary Christmas Parade will kick off the festivities at 2:30 p.m., followed by the festival from 3:00-7:00 p.m. This year's event will include plenty of shopping, food, live entertainment, children's art projects, a kid's Christmas Shop, and of course, visits with Santa. The evening will end with the annual Community Christmas Tree lighting and fireworks. More information is available at www.ProspersChristmasFestival.org

Councilmember Ray recognized the Young Men's Service League who met with Councilmembers earlier in the day and were attending tonight's meeting. He also recognized the Cub Scout Webelos troop that met with Mayor Smith earlier today.

Councilmember Ray thanked the Town staff for their efforts in assisting with the Prosper Homecoming Parade.

Presentations.

1. Presentation of a Blue Star Flag to the family of a Prosper service member currently deployed by the U.S. Armed Forces. (RB)

The Town Councilmembers, and Prosper Rotary Club members Krystal Phillips, Joey Womble, and Hulon Webb presented a Blue Star flag to Gary and Tresia Lindsey on behalf of their son, Lt. Junior Grade Jacob Lindsey, who is currently deployed overseas with the United States Navy.

2. Presentation of a ballistic vest to members of the Town of Prosper Police Department K-9 program. (DK)

The Town Council recognized Linda Leazure and members of the Tsu Zoo Rescue organization who recently donated funds to the Prosper Police Department to purchase a ballistic vest for Thor, the Town's K-9 police dog. Police Chief Kowalski and Thor's handler, Officer Derek McCord, were in attendance for the presentation.

3. Presentation of the National Procurement Institute's Achievement of Excellence in Procurement Award to members of the Town of Prosper Finance Department. (KN)

The Town Council presented the award to Purchasing Manager January Cook. This is the Town's sixth consecutive year to win the award.

Discussion Items.

4. Update on Public Safety Complex, Phase 1. (BA/DK)

Police Chief Doug Kowalski presented this item before the Town Council. The Public Safety Complex is currently under construction with an anticipated opening date to occur in the fall of 2020. A Beam Signing Ceremony will be held on Tuesday, October 29, at 8:30 a.m. to celebrate the construction progress. Chief Kowalski noted that Town staff has identified some budget savings for the project.

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 October 8, 2019, Town Council Meeting. (RB)
6. Receive the August Financial Report. (KN)
7. Consider and act upon Resolution No. 19-77 accepting and approving the 2019 Tax Roll. (KN)
8. Consider and act upon authorizing the Town Manager to accept a grant award from the Federal Emergency Management Agency (FEMA) through the Texas Department of Emergency Management (TDEM) for the Emergency Management Performance Grant (EMPG). (SB)
9. Consider and act upon approving the purchase of one fire brush truck with pre-payment discount options, from Chastang Ford, through the Houston-Galveston Area Council (HGAC) Cooperative Purchasing Program; and authorizing the Town Manager to execute documents for the same. (SB)
10. Consider and act upon approving the purchase and installation of dispatch console equipment for the new Prosper Police Station and Dispatch Facility, from Motorola Solutions, Inc., through the Houston-Galveston Area Council (HGAC) Cooperative Purchasing Program; and authorizing the Town Manager to execute documents for the same. (SB)
11. Consider and act upon approving the purchase and installation of dispatch console furniture, from Watson Furniture Group, Inc., through a National Cooperative Purchasing Alliance (NCPA) contract. (SB)
12. Consider and act upon approving the purchase and installation of a 60' radio tower and microwave equipment for the new Prosper Police Station and Dispatch Facility, from JTS, through a Texas Department of Information Resources (DIR) Purchasing Contract. (SB)
13. Consider and act upon authorizing the Town Manager to execute a Hike and Bike Trail Development Agreement between the Town of Prosper and Northwest 423/380 LP for the construction of a hike and bike trail, trail head parking, and trail right-of-way dedication related to the Westfork Crossing Development. (DR)
14. Consider and act upon authorizing the Competitive Sealed Proposal (CSP) procurement method for construction of the Cook Lane, Phase 2 project. (PA)
15. Consider and act upon authorizing the Town Manager to execute a Roadway Impact Fee Credit Agreement between Prestonwood Baptist Church, Inc., and the Town of Prosper, Texas, related to roadway impact fee credits for additional right-of-way for the E-W Collector Roadway Improvement project.
16. Consider and act upon authorizing the Town Manager to execute a Water Impact Fees Reimbursement Agreement between Victory at Frontier, L.L.C., and the Town of Prosper, Texas, related to the extension of water lines to serve the Victory at Frontier development. (HW)

17. Consider and act upon Ordinance No. 19-78 rezoning 0.2± acres from Downtown Office (DTO) to Planned Development-Downtown Office (PD-DTO), located on the northeast corner of Church Street and Second Street, to allow for the development of an Assisted Living Facility. (Z19-0013). (AG)
18. Consider and act upon authorizing the Town Manager to execute a Development Agreement between Iso Supply, LLC, and the Town of Prosper, Texas, related to an assisted living facility, located at the northeast corner of Church Street and Second Street. (AG)
19. 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)

Councilmember Hodges made a motion and Councilmember Andres seconded the motion to approve all items on the Consent Agenda. The motion was approved by a vote of 6-0.

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.

There were no Citizen Comments.

REGULAR AGENDA:

If you wish to address the Council, please fill out a "Public Meeting Appearance Card" 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:

20. Conduct a Public Hearing, and consider and act upon an ordinance amending Planned Development-40 (PD-40), to modify the Development Standards for The Lagoon, on 25.3± acres, located on the north side of Pepper Grass Lane, east of Windsong Parkway. (Z19-0014). (AG)

Development Services Director John Webb presented this item before the Town Council. In January 2018, the Town Council approved an amendment to Planned Development-40 (PD-40) for The Lagoon recreational water facility. With this amendment, the applicant is requesting to update the Development Standards, the Conceptual Site Plan, the Elevations, and the Landscape Plan. David Blom, representing the applicant, Tellus group, explained that that the artificial turf near the lagoon will prevent soil and grass clippings from entering the water. The proposed additional structure will serve the purpose of an elevated viewing platform with enclosed storage underneath.

Mayor Smith opened the Public Hearing.

With no one speaking, Mayor Smith closed the Public Hearing.

After discussion, Councilmember Andres made a motion and Councilmember Ray seconded the motion to approve Ordinance No. 19-79 amending Planned Development-40 (PD-40), generally to modify the Development Standards for The Lagoon, on 25.3± acres, located on the north side of Pepper Grass Lane, east of Windsong Parkway. The motion was approved by a vote of 6-0.

21. **Consider and act upon a resolution authorizing the Town Manager to execute an application to the Collin County Bond Project Funding Program for the design, right-of-way, and construction of the Coit Road (First-Frontier) project. (PA)**

Pete Anaya, Assistant Director of Engineering Services – Capital Projects, presented this item before the Town Council. The Collin County Commissioners Court has allocated \$60,000,000 for thoroughfare improvements in Collin County cities from the November 2018 approved bond program. The plan is to provide \$36,000,000 in May 2020, and \$24,000,000 in May 2022. The funding assistance matches the Town's dollars at a 70% - 30% (70% County, 30% Town) ratio. The design of the Coit Road (First-Frontier) project is at 90% completion, and right-of-way acquisition will begin in late 2019. The Town of Prosper is requesting matching funds of approximately \$12,312,930 towards the design, right-of-way, and construction of the project.

After discussion, Councilmember Miller made a motion and Councilmember Hodges seconded the motion to approve Resolution No. 19-80 authorizing the Town Manager to execute an application to the Collin County Bond Project Funding Program for the design, right-of-way, and construction of the Coit Road (First – Frontier) project. The motion was approved by a vote of 6-0.

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.

The Town Council recessed into Executive Session at 6:21 p.m.

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

The Town Council reconvened the Regular Session at 7:42 p.m. No action was taken as a result of the Closed Session.

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

23. Honor Walls. (HW)

Hulon Webb, Director of Engineering Services, briefed the Council on proposed renderings for the Town Hall Honor Walls. Both walls will be similar to the Town Hall and Library monument sign located at the corner of Main Street and First Street, and will be located on the lawn areas on the north side of the building. A Public Safety Honor Wall will be located on the east lawn, and a Military Honor Wall will be located on the west lawn. The Council expressed a preference for the images to be in color, and for the walls to be lighted, and curved outward. They should also have an inscription noting the purpose of the walls. Randall Scott Architects recommended that the Honor Walls be located on the lawn in an area that would not prevent other activities from occurring on the lawn. Town staff was directed to move forward with more formal schematic designs.

24. Lobby and Stairwell Art. (RB)

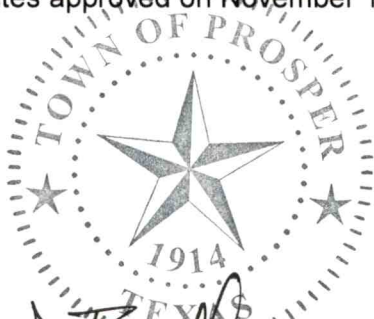
Town Secretary/PIO Robyn Battle requested feedback from the Council on the Town Hall Lobby Art. The Council has already approved a design for a silo sculpture and Texas sculpture with railroad tracks and a gravel background. For the third piece, the Council selected a windmill sculpture with legs and a vane, on a blue steel background. For the stairwell, the Council approved the use of photographs submitted by employees, which will be enlarged and printed on canvas.

Mayor Smith updated the Council on the ballot for the Collin Central Appraisal District Board of Directors, and asked the Councilmembers to contact the Town Secretary with any recommendations.

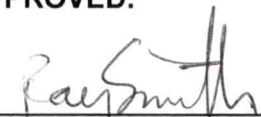
Adjourn.

The meeting was adjourned at 8:00 p.m. on Tuesday, October 22, 2019.

These minutes approved on November 12, 2019.

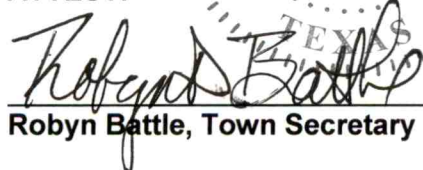


APPROVED:



Ray Smith, Mayor

ATTEST:



Robyn Battle, Town Secretary