



Prosper is a place where everyone matters.

Minutes
Prosper Town Council Meeting
Tuesday, April 14, 2020

Call to Order/ Roll Call.

The meeting was called to order at 5:52 p.m.

Council Members Present:

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

Staff Members Present:

Harlan Jefferson, Town Manager
Terry Welch, Town Attorney
Melissa Lee, Town Secretary
Robyn Battle, Executive Director of Community Services
Chuck Springer, Executive Director of Administrative Services
Leigh Johnson, Director of Information Technology
Betty Pamplin, Finance Director
Hulon Webb, Engineering Services Director
January Cook, Purchasing Manager
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
Dudley Raymond, Director of Parks and Recreation
Dan Heischman, Assistant Director of Engineering Services

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

Mayor Ray Smith led the invocation. The Pledge of Allegiance and the Pledge to the Texas Flag were recited.

Announcements of recent and upcoming events.

The Prosper Town Hall and the Prosper Gateway Monument will be illuminated in blue for the duration of the Town of Prosper Disaster Declaration in support of all of the healthcare workers and first responders who continue to work tirelessly during the coronavirus public health emergency. The Town Council commends those who have dedicated their time, talent, and compassion to helping those in need during this crisis.

The Prosper Community Library and the Prosper Parks and Recreation Department invites the public to participate in virtual storytimes, online exercise classes, photo challenges, and other activities while staying at home. A variety of classes and activities are available for residents who want to stay active and engaged while social distancing. Visit the Library and Parks and Recreation Facebook pages for more details.

The Town would like to thank several local businesses who have come forward with donations for first responders and Town staff over the past few weeks. Carpet Tech sanitized police and fire facilities and vehicles; FUSE Workspace and First Baptist Prosper provided meals to first responders; Southern Champion donated five cases of hand sanitizer; and Embroidery House donated 200 face coverings for Town staff. The Town is grateful for these community partners for helping to keep our staff and residents safe.

The Police Department is pleased to announce the arrival of a new ATV to be used for special events, and with open-area and off-road police investigations and searches. The new ATV was received through a grant funded by Firehouse Subs. The value of the grant was approximately \$20,000.

The Prosper Town Council would like to remind everyone to Stay Home and Stay Prosper Strong during the COVID-19 public health emergency by following guidelines for social distancing. Daily updates and information are available on the Town website.

Discussion Items.

1. Update on Honor Wall. (DR)

Dudley Raymond, Director of Parks and Recreation, presented this item to Town Council. Director Raymond discussed curvature of the wall and location of the badges on the wall. Also discussed, various options for placement of the Honor Wall on the Town Hall lawn.

Councilmember Ray commented in light of the current epidemic to make a recommendation to table all non-critical projects to preserve Town resources. Council agreed that future discussion would be necessary to determine which projects were critical and non-critical.

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 March 24, 2020, Town Council meeting. (ML)**
- 3. Consider and act upon the minutes from the March 31, 2020, Town Council Emergency meeting. (ML)**
- 4. Consider and act upon the minutes from the April 1, 2020, Town Council Emergency meeting. (ML)**
- 5. Receive the February Financial Report. (BP)**
- 6. Consider and act upon Ordinance No. 2020-27 amending Planned Development-91 (PD-91), for Cook Children's North Campus, on 23.7± acres, located on the**

northeast corner of US 380 and Windsong Parkway, to modify the concept plans to accommodate an increased hospital size and modified parking. (Z19-0021) (AG)

- 7. Consider and act upon authorizing the Town Manager to execute a Development Agreement between Cook Children's Health Care System and the Town of Prosper, Texas, related to the Cook Children's North Campus development. (AG)**
- 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. (AG)**

Finance Directory Betty Pamplin and Executive Director of Administrative Services Chuck Springer responded to questions about the Monthly Financial Report, and the impact of COVID-19 on the Town's budget. The Finance Department will continue to monitor the impacts and provide an update to Council at the May 26, 2020, Town Council meeting. Town Manager Harlan Jefferson stated that the Town has implemented a hiring freeze for non-sworn personnel for now; however, the Town is well-positioned to adjust to the financial impact.

After discussion, Councilmember Hodges made a motion and Councilmember Ray seconded the motion to approve all items on the Consent Agenda.

The motion was approved by a vote of 7-0.

CITIZEN COMMENTS

There were no Citizen Comments.

REGULAR AGENDA:

Items for Individual Consideration:

- 9. Consider and act upon Ordinance No. 2020-28 creating a program for the revitalization of the Downtown residential areas. (JW)**

Development Services Director John Webb presented this item before Town Council. The proposed ordinance would replace Neighborhood Empowerment Zone No. 2 (NEZ 2) and provides for the waiver of up to 100% of building permit and any applicable impact fees regarding the construction of new single family housing with the requirement for the property owner to execute a development agreement with the Town. In order to expedite the approval process for a development agreement, the ordinance authorizes the Town Manager to execute the agreement.

Councilmember Miller asked about houses currently under construction and if the effective date will go back a period of time or today moving forward. Director Webb replied it would be in effect going forward because of the effective date of the ordinance. Town Attorney Terry Welch responded it would be in effect from this date forward but Council could add to the motion and make it applicable to construction

starting prior to a certain date. Mayor Pro-Tem Vogelsang asked if this could be amended to a certificate of occupancy issued as of today and going forward. Town Attorney Welch responded yes, Council could move to approve the proposed ordinance to include any single family residential structure that receives a building final or certificate of occupancy.

After discussion, Mayor Pro-Tem Vogelsang made a motion, amended to include any single family residential structure that receives a building final or certificate of occupancy, and Deputy Mayor Pro-Tem Dixon seconded the motion to approve Ordinance No. 2020-28 creating a program for the revitalization of the Downtown residential areas.

The motion was approved by a vote of 7-0.

10. Discussion on the Town Hall Lobby Art and Stairwell Art projects. (RB)

Councilmember Miller made a motion and Councilmember Hodges seconded the motion to table the Town Hall Lobby Art and Stairwell Art projects item indefinitely.

The motion was approved by a vote of 7-0.

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 551.071 - Consultation with the Town Attorney regarding legal issues associated with the Town's sign ordinance, 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 review the Town Manager's performance evaluation.

The Town Council recessed into Executive Session at 6:26 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 8:47 p.m.

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

11. Rotary Flag Program Update. (HJ)

Council requested to address this item at a future meeting.

Adjourn.

The meeting was adjourned at 8:48 p.m. on Tuesday, April 14, 2020.

These minutes approved on the 28th day of April 2020.

APPROVED:



Ray Smith, Mayor

ATTEST:



Melissa Lee, Town Secretary

