



## TOWN SECRETARY

**To: Mayor and Town Council**

**From: Michelle Lewis Sirianni, Town Secretary**

**Through: Bob Scott, Interim Town Manager  
Robyn Battle, Executive Director of Community Services**

**Re: Ordering May Special Election – Fire Control & Prevention District**

**Town Council Meeting – February 14, 2023**

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**Agenda Item:**

Consider and act upon an ordinance by the Town Council, acting as the Board of Directors of the Fire Control, Prevention and Emergency Medical Services District, ordering a Special Election to be held May 6, 2023, for the purpose of submitting to the qualified voters a referendum on the continuation of the Town of Prosper Fire Control, Prevention and Emergency Medical Services District for twenty (20) years, and a sales and use tax at the rate of one-fourth of one percent dedicated to fire safety and emergency medical services programs.

**Description of Agenda Item:**

In September 2022, Town staff received notification that the Fire Control, Prevention, and Emergency Medical Services District would be dissolved on September 30, 2023, unless the district holds a continuation or dissolution referendum prior to said end date. At the October 11, 2022, Town Council Work Session, the Town Council expressed their desire to appoint an Ad Hoc Committee to provide a recommendation/charge on the continuation of said district. Therefore, at the October 25 Town Council meeting, the Town Council appointed the Ad Hoc Committee.

The Ad Hoc Committee met and held meetings to review and discuss the charge given, and review and approve the ballot language to be considered by the Town Council. At the November 16, 2022, Committee meeting, the recommendation was to take to the voters by Special Election a renewal of the district for twenty (20) years, and a sales and use tax at the rate of one-fourth of one percent dedicated to fire safety and emergency medical services programs.

In accordance with Texas Election Law, the Town Council is responsible for ordering the Special Election to be held on the Uniform Election Date in May for the purpose of submitting to the qualified voters a referendum on the continuation of the Town of Prosper Fire Control, Prevention and Emergency Medical Services District for twenty (20) years, and a sales and use tax at the rate of one-fourth of one percent dedicated to these service programs. The Town will jointly contract with Collin County and Denton County to conduct the election.

**Budgetary Impact:**

Cost estimates are based on participating local entities and percentage of registered voters within the Town of Prosper. These costs are subject to change until all entities are confirmed by both

counties. The cost of this Election is held in conjunction with the General Election services, which are funded through account 100-5460-10-02, Election Expenses. The estimated cost for Collin County is \$14,500.71 and the cost for Denton County is estimated not to exceed \$7,000.00.

**Legal Obligations and Review:**

Terrence Welch of Brown & Hofmeister, L.L.P., has previously reviewed the standard contracts, and approved the ordinance as to form and legality.

**Attached Documents:**

1. Ordinance

**Town Staff Recommendation:**

Town staff recommends the Town Council approve an ordinance, acting as the Board of Directors of the Fire Control, Prevention and Emergency Medical Services District, order a Special Election to be held May 6, 2023, for the purpose of submitting to the qualified voters a referendum on the continuation of the Town of Prosper Fire Control, Prevention and Emergency Medical Services District for twenty (20) years, and a sales and use tax at the rate of one-fourth of one percent dedicated to fire safety and emergency medical services programs.

**Proposed Motion:**

I move to approve an ordinance ordering a Special Election to be held May 6, 2023, for the purpose of submitting to the qualified voters a referendum on the continuation of the Town of Prosper Fire Control, Prevention and Emergency Medical Services District for twenty (20) years, and a sales and use tax at the rate of one-fourth of one percent dedicated to fire safety and emergency medical services programs.