



## ENGINEERING SERVICES

**To: Mayor and Town Council**

**From: Hulon T. Webb, Jr., P.E., Director of Engineering Services**

**Through: Mario Canizares, Town Manager  
Chuck Ewings, Assistant Town Manager**

**Re: Interlocal Agreement – Prosper Independent School District  
Legacy Drive Improvements: Prosper Middle School #7**

**Town Council Meeting – November 26, 2024**

### Strategic Visioning Priority: 1. Acceleration of Infrastructure

---

#### **Agenda Item:**

Consider and act upon authorizing the Town Manager to execute an Interlocal Agreement between the Prosper Independent School District, and the Town of Prosper, Texas, related to the construction of the Legacy Drive Improvements for Prosper Middle School #7.

#### **Description of Agenda Item:**

The Prosper Independent School District (District) is developing a middle school on the east side of Legacy Drive just south of the intersection of old Parvin Road and Legacy Drive, with a planned opening in Fall 2026. To serve the facility, the District is required to construct the following roadway and water improvements:

#### **Roadway Improvements:**

- **Segment 1:** Construction of two lanes (2) of Legacy Drive from the intersection of Prosper Trail and Legacy Drive to the north property line of Prosper Middle School #7, including concrete curb and gutter streets with underground drainage.
- **Segment 2:** Construction of an additional two (2) lanes of Legacy Drive adjacent to Prosper Middle School #7, two (2) median openings and left turn lanes, and two (2) deceleration lanes to serve the school.

#### **Water Line Improvements: 16" Water Line**

- Construction of approximately 3,250' of 16" water line along Legacy Drive from the north property line of Prosper Middle School #7 to the southeast corner of the intersection of Prosper Trail and Legacy Drive. The 16" water line is sized to serve the needs of the middle school and surrounding properties in accordance with the Town's Water Master Plan.

The purpose of the Interlocal Agreement is to outline the obligations of the Town of Prosper and the Prosper Independent School District, related to construction of the Legacy Drive Improvements for Prosper Middle School #7.

**Budget Impact:**

To facilitate the timely design and construction of the Legacy Drive Improvements, the District will provide all funding for the design, right-of-way and easement acquisition, and construction costs for the roadway and water improvements. Within four (4) years of the Town's final acceptance of the last constructed component of the Legacy Drive Improvements, the Town will reimburse the District the following:

- All costs associated with the approved design and construction costs associated with Segment 1, currently estimated at \$7,815,000.
- The difference between the costs of a 16" water line and a 12" water line, currently estimated at \$147,000.
- Any approved right-of-way and easement acquisitions costs.

In consideration of the District providing the funding for the Legacy Drive Improvements and allowing the Town to repay within four (4) years from final acceptance of the last constructed component of the Legacy Drive Improvements, the Town agrees to waive the building permit fees (estimated to be \$185,000) and inspection fees (estimated to be \$45,000) for Prosper Middle School #7.

**Legal Obligations and Review:**

Terrence Welch of Brown & Hofmeister, L.L.P., has reviewed the agreement as to form and legality.

**Attached Documents:**

1. Interlocal Agreement

**Town Staff Recommendation:**

Town Staff recommends that the Town Council authorize the Town Manager to execute an Interlocal Agreement between the Prosper Independent School District, and the Town of Prosper, Texas, related to the construction of the Legacy Drive Improvements for Prosper Middle School #7.

**Proposed Motion:**

I move to authorize the Town Manager to execute an Interlocal Agreement between the Prosper Independent School District, and the Town of Prosper, Texas, related to the construction of the Legacy Drive Improvements for Prosper Middle School #7.