



To: Mayor and Town Council
From: Alex Glushko, AICP, Planning Manager
Through: Harlan Jefferson, Town Manager
Re: Town Council Meeting – September 24, 2019

Agenda Item:

Consider and act upon authorizing the Town Manager to execute a Second Amended Annexation Agreement between OM Frontier Estates, LLC. and the Town of Prosper, Texas, regarding a 22.05± acre property, generally located on the south side of Frontier Parkway, west of Custer Road.

Description of Agenda Item:

In 2009, the Town entered into multiple five-year Annexation Agreements with the remaining unincorporated properties within Collin County and in the Town's Extraterritorial Jurisdiction (ETJ). In 2014, the Town extended those agreement for an additional five-year term. These agreements ensure that development will be in accordance with the Town's standards. The Town has offered to extend the agreement by offering a Second Amended Annexation Agreement for an additional five (5) years. The subject property is eligible for a Second Amended Annexation Agreement, and the property owner has agreed to extend their Agreement. It should be noted the original Annexation Agreement and first extension were with the previous property owners, Furr Properties. Since 2014, the subject property was sold to OM Frontier Estates, LLC.

Legal Obligations and Review:

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

Attached Documents:

1. Annexation Agreement Exhibit
2. Second Amended Annexation Agreement
3. Exhibit A
4. 2014 Annexation Agreement

Town Staff Recommendation:

Town staff recommends the Town Council authorize the Town Manager to execute a Second Amended Annexation Agreement between OM Frontier Estates, LLC. and the Town of Prosper, Texas, regarding a 22.05± acre property, generally located on the south side of Frontier Parkway, west of Custer Road.

Proposed Motion:

I move to authorize the Town Manager to execute a Second Amended Annexation Agreement between OM Frontier Estates, LLC. and the Town of Prosper, Texas, regarding a 22.05± acre property, generally located on the south side of Frontier Parkway, west of Custer Road.