



MINUTES
Prosper Town Council Meeting
Prosper Town Hall, Council Chambers
250 W. First Street, Prosper, Texas
Tuesday, May 9, 2023

Call to Order/ Roll Call.

The meeting was called to order at 6:15 p.m.

Council Members Present:

Mayor David F. Bristol
Mayor Pro-Tem Jeff Hodges
Councilmember Marcus E. Ray
Councilmember Amy Bartley
Councilmember Chris Kern

Council Members Absent:

Deputy Mayor Pro-Tem Craig Andres
Councilmember Charles Cotten

Staff Members Present:

Mario Canizares, Town Manager
Michelle Lewis Sirianni, Town Secretary
Terry Welch, Town Attorney
Robyn Battle, Executive Director of Community Services
Bob Scott, Executive Director of Administrative Services
Chuck Ewings, Executive Director of Development and Infrastructure Services
David Hoover, Development Services Director
Dan Baker, Parks and Recreation Director
Todd Rice, Communications Manager
David Soto, Planning Manager
Pete Anaya, Assistant Director of Engineering Services
Dan Heischman, Assistant Director of Engineering Services
Leigh Johnson, IT Director
Doug Kowalski, Police Chief
Scott Brewer, Assistant Police Chief
Stuart Blasingame, Fire Chief

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

Mayor Bristol read a brief statement and requested a moment of silence in honor of those individuals who lost their lives and the families who lost loved ones on Saturday.

John Fowler with First Presbyterian Church led the invocation. The Pledge of Allegiance and the Pledge to the Texas Flag were recited.

Announcements of recent and upcoming events.

Councilmember Kern made the following announcements:

Thank you to all who celebrated Cinco de Mayo in Downtown this past weekend. We appreciate all those who supported and volunteered to make it a fun day for everyone in attendance.

The Library's Summer Reading Program kicks off on Wednesday, May 30. Be on the lookout for more information and details coming soon to the Town's website and Library's social media page(s).

Come join the excitement as Prosper gears up for the second annual P-Town Throwdown, a fun-filled family-oriented pickleball tournament to be held at Reynolds Middle School tennis courts on June 3. Registration is now open through May 28 and can be done at ProsperTX.gov/parksandrec.

Presentations.

1. Citizens Academy Graduation. (RB)

Ms. Battle introduced the item with a recap of the 2023 Citizens Academy.

Mayor Bristol followed by presenting certificates and recognizing the graduates of the 2023 Citizen's Academy class.

2. Freedom Fest discussion. (DB)

Mr. Baker introduced the item. He indicated staff has met with Mr. Anderson to discuss the layout of the event and with Public Safety's guidance. Staff are comfortable with the proposed event layout.

Mr. Coffey Anderson and Kari Willis, President of EFactor presented the proposed event consisting of two options. One being a ticketed event with a title sponsorship of \$25,000 and the other being a free event with the Town purchasing for \$65,000. Mr. Anderson and Willis covered the inclusions and differences between each option, the proposed layout of the event, how the ticketing would function for both options, and the sponsorship opportunities available to offset some costs.

The Town Council discussed both options presented along with the location layout, sponsorship and VIP tickets, fencing, and logistics of getting in and out of the event.

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 at the request of Council Members or staff.

- 3. Consider and act upon the minutes from the April 25, 2023, Town Council Work Session meeting. (MLS)**
- 4. Consider and act upon the minutes from the April 25, 2023, Town Council Regular meeting. (MLS)**
- 5. Consider and act upon whether to direct staff to submit a written notice of appeals 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, including Gates of Prosper, Phase 2, Lot 5R. (DS)**

Mayor Pro-Tem Hodges made a motion to approve items 3 through 5. Councilmember Ray seconded that motion, and the motion was unanimously approved.

CITIZEN COMMENTS

No comments were made.

Items for Individual Consideration:

6. Conduct a public hearing and consider and act upon a request to amend 166± acres Planned Development-40 (PD-40) for Residential Use (Phases 7F and 7G) regarding building materials, located on the northside of First Street and west of Windsong Parkway. (ZONE-23-0006) (DS)

Mr. Soto introduced the item providing an overview of the request. If approved by the Town Council, a revised Development Agreement would be brought back for approval. Staff have received no responses in opposition to the request. The Planning and Zoning Commission approved the request by a 6-0 vote at their April 18 meeting. Staff is recommending approval.

David Blom, Tellus Group, noted that this request is like previous requests brought forward regarding building materials within the Windsong Ranch development. Mr. Blom spoke about the quality of the development and the homes already built and indicated these would be no different. He respectfully requested approval.

Zach Snyder, President, and CEO of Tradition Homes spoke to the exterior façade materials and the architectural diversity of the homes.

Mayor Bristol opened the public hearing.

No comments were made.

Mayor Bristol closed the public hearing.

Councilmember Ray made a motion to approve a request to amend 166± acres Planned Development-40 (PD-40) for Residential Use (Phases 7F and 7G) regarding building materials, located on the northside of First Street and west of Windsong Parkway. Mayor Pro-Tem Hodges seconded that motion. Motion carried with a 5-0 vote.

7. Discuss and consider Town Council Subcommittee reports. (DB)

Mayor Bristol stated he requested this item to be brought forward, which will become a standing item to allow the Council Subcommittee's to report on meetings that were held.

Councilmember Bartley reported on the Capital Improvement Projects Subcommittee meetings held. She noted the subcommittee is reviewing projects to accelerate, which will be presented to the Finance Subcommittee.

Councilmember Bartley reported on the Comprehensive Plan Advisory Committee (CPAC) meeting. The committee is reviewing portions of the draft put together by the consultant. The committee has requested the consultant to provide some additional detailed outlines on some items that are frequently discussed by the Council.

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

Councilmember Bartley requested staff to touch base with Cockrell Elementary PTO regarding a cover for their playground area and an update to the Landscape Ordinance including enforcement thereof.

Councilmember Ray requested staff to research how to have alcohol at events and/or to also address golf carts at Town events.

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 and all matters incident and related thereto.

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.

Section 551.071 - To consult with the Town Attorney regarding legal issues associated with nonconforming uses, and all matters incident and related thereto.

The Town Council recessed into Executive Session at 7:34 p.m.

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

The Town Council reconvened into Regular Session at 8:33 p.m.

No action was taken.

Adjourn.

The meeting was adjourned at 8:33 p.m.

These minutes were approved on the 23rd day of May 2023.

APPROVED:

David F. Bristol, Mayor

ATTEST:

Michelle Lewis Sirianni, Town Secretary