



MINUTES

Prosper Town Council Meeting
Prosper Town Hall, Council Chambers
250 W. First Street, Prosper, Texas
Tuesday, June 13, 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 Craig Andres
Deputy Mayor Pro-Tem Marcus E. Ray
Councilmember Amy Bartley
Councilmember Chris Kern
Councilmember Jeff Hodges

Council Members Absent:

Councilmember Charles Cotten

Staff Members Present:

Mario Canizares, Town Manager
Michelle Lewis Sirianni, Town Secretary
Terry Welch, Town Attorney
Bob Scott, Deputy Town Manager
Robyn Battle, Executive Director
Chuck Ewings, Assistant Town Manager
David Hoover, Development Services Director
Hulon Webb, Director of Engineering
Dan Baker, Parks & Recreation Director
Trevor Helton, Parks & Recreation Supervisor
Leslie Scott, Library Services Director
Todd Rice, Communications Manager
David Soto, Planning Manager
Jessika Hotchkin, Help Desk Technician
Wilson Haynes, Senior Communications Specialist
Scott Brewer, Assistant Police Chief
Stuart Blasingame, Fire Chief

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

Mike Martin with Hope Fellowship 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:

Registration is open for the Citizens Fire Academy. Classes will run for 10 weeks and will take place every Thursday evening from 6:30 to 9:00 p.m. starting Thursday, August 3. Residents may register by visiting the Fire Department page through the Town's website and viewing the Citizens Fire Academy page. Deadline to register is July 13 with limited space available.

The annual Pride in the Sky Independence Day Celebration held by Cedarbrook Media will take place on Saturday, July 1 at Frontier Park. Festivities begin at 5:00 p.m. and will include live music, Kid Zones, food, games, and fireworks set to music. Come out for a night of celebration and fun.

A reminder that Town Hall Offices will be closed on Tuesday, July 4 for the Independence Day Holiday. Due to the holiday, residents whose trash service falls on Tuesday will be delayed by one day.

The Discover Downtown series continues Saturday, July 22 with Coffee & Chrome. This event will showcase vehicles and exhibits with car-related products and services. Come experience the Town of Prosper's first car show at Prosper Town Hall from 7:30 a.m. to 10:30 a.m. All vehicles are welcome! If you are interested in participating in the event, vehicle and vendor application forms are now being accepted. Visit the Town's website for more information.

Residents can now register for summer camps offered through the Parks and Recreation Department. Visit the Town's website for more information.

Councilmember Bartley announced the back to school and clothing drive being done by Cornerstone and the Prosper Ladies Association are taking donations and volunteer drivers for their summer lunch program.

Councilmember Hodges recognized and presented THRIVES coins to members of the Prosper Fire and Rescue for their life saving efforts for receiving the Outstanding STEMI Care Award.

Mayor Bristol and Deputy Mayor Pro-Tem Hodges thanked Kroger and What-a-burger for their fundraising efforts for first responders held over the weekend.

Presentations.

- 1. Recognize the Town's Communication's staff with awards received from the Texas Association of Municipal Information Officers (TAMIO). (RB)**

Mr. Rice presented and highlighted the three awards the Town received from TAMIO for Best Social Media Campaign, Best Website, and Best Social Media categories.

Deputy Mayor Pro-Tem Ray left the dais.

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.

- 2. Consider and act upon the minutes from the May 23, 2023, Town Council Regular meeting. (MLS)**
- 3. Consider and act upon awarding CSP No. 2023-29-B to Pavecon Public Works, LP, related to construction services for Prosper Public Works Legacy Road: Star Meadow Drive to Parvin Road; and authorizing the Town Manager to execute a construction agreement for same. (FJ)**
- 4. Consider and act upon approving the purchase of manhole rehabilitation services from Fuquay, Inc., through the Texas Local Government Purchasing**

Cooperative; and authorizing the Town Manager to execute documents for the same. (FJ)

5. Consider and act upon authorizing the Town Manager to execute an Amended Escrow Agreement between Responsive Education Solutions, and the Town of Prosper, Texas, related to the construction of an exit-only driveway onto Custer Road to serve the Founders Classical Academy of Prosper. (HW)
6. Consider and act upon authorizing the Town Manager to execute Contract Amendment No. 1 to the Professional Engineering Services Agreement, between TranSystems Corporation dba TranSystems Corporation Consultants, and the Town of Prosper, Texas, related to the design of the US 380 Deceleration Lane Modifications project. (HW)
7. Consider and act upon authorizing the Town Manager to execute a Professional Engineering Services Agreement between Garver, LLC., and the Town of Prosper, Texas, related to the design of the First Street (Coleman – Craig) project. (HW)
8. Consider and act upon approval of a Professional Services Agreement with Gray Event Management for recreation program instructor services. (DB)
9. Consider and act upon Ordinance 2023-39 to rezone 5.7± acres from Office (O) to Planned Development-Office (PD-O), located on the west side of Mahard Parkway, south of Prairie Drive, specifically to allow for a limited-service hotel. (Z22-0002) (DS)
10. Consider and act upon authorizing the Town Manager to execute a Development Agreement between Prosper Villages at Legacy LLC and the Town of Prosper, related to the Prosper Center Development, located on the west side of Mahard Parkway, south of Prairie Drive, specifically to allow for a limited-service hotel. (DEVAGRE-23-0010) (DS)
11. Consider and act upon Ordinance 2023-40 to amend the Future Land Use Plan from Residential Low Density to Retail and Neighborhood Services, generally located on the east side of Preston Road, north of St. Peter Lane. (CA21-0001) (DS)
12. 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 Preliminary Site Plans and Site Plans including PISD High School and Westside Development. (DS)

Staff requested to pull items 9 and 10.

Councilmember Bartley requested to pull items 5 and 12.

Mayor Pro-Tem Andres made a motion to approve consent agenda items 2 thru 4, 6 thru 8, and 11. Councilmember Hodges seconded that motion. Motion carried with a 5-0 vote.

Mayor Pro-Tem Andres left the dais.

Councilmember Kern made a motion to table consent agenda items 9 and 10. Councilmember Hodges seconded that motion. Motion carried with a 4-0 vote.

Mayor Pro-Tem Andres returned to the dais.

Councilmember Bartley stated for item 5, she questioned if there were concerns of the work not being completed and any traffic impacts that could occur as a result. Mr. Webb noted that the improvements should be completed before the school opening in the fall. However, the Town can extend the Temporary CO if needed.

The Town Council requested an update in August on the project.

Councilmember Bartley asked about the screening requirements in regard to item 12 when a school abuts a residential area. She would prefer to see a masonry wall in addition to the buffer required due to the location.

Councilmember Bartley made a motion to approve consent agenda items 5 and 12. Mayor Pro-Tem Andres seconded that motion. Motion carried with a 5-0 vote.

CITIZEN COMMENTS

Averie Benson, 260 Yosemite Drive introduced a Prosper High School Organization/Club including their Founder, Seun Seriki and current President, Anna Stringer. Other members in attendance included Angelina Cuello, Rachel Jackson, Mary Freitas, Kirsten Porchia, and Chantel Sithole. Ms. Seriki and Stringer spoke about the make-up of the club that serves to educate individuals on sexual harassment and bullying within their peer groups.

Items for Individual Consideration:

- 13. Consider and act upon a Booking Agreement between the Town of Prosper and Coffey Global for event and entertainment services related to Freedom Fest 2023. (DB)**

Mr. Baker stated Town staff have met Coffey Anderson and his team to discuss and coordinate the logistics of the event. The proposed agreement outlines the terms that have been agreed upon by both parties. Mr. Baker noted upon approval, Coffey Global's representatives will coordinate promotion of the event and the Town will promote the event through its normal communication channels. VIP tickets will be available for sale first, followed by free General Admission tickets.

The Town Council discussed some associated costs to the event, how often staff would be meetings for coordination of the event, and marketing.

Mayor Pro-Tem Andres made a motion to approve a Booking Agreement between the Town of Prosper and Coffey Global for event and entertainment services related to Freedom Fest 2023. Councilmember Bartely seconded that motion. Motion carried with a 5-0 vote.

- 14. Consider and act upon the award of a contract to Weatherproofing Services for the renovation of the Town Hall water feature and authorizing the Town Manager to execute documents for the same. (CE)**

Mr. Ewings stated that the Council had requested staff to seek estimates from pool companies to validate the proposed costs presented. Multiple contractors were

contacted, and staff received one from the pool company that originally constructed the fountain with a similar cost.

Roby Bledsoe with Pogue Construction stated that their initial report did indicate that it was normal wear and tear and not a construction related issue. However, due to the relationship the company has with the Town and after speaking with Prestige Pools, they are prepared to fix the issue at no cost to the Town.

Deputy Mayor Pro-Tem Andres made a motion to table the award of award of a contract to Weatherproofing Services for the renovation of the Town Hall water feature and authorizing the Town Manager to execute documents for the same. Councilmember Hodges seconded that motion. Motion carried with a 5-0 vote.

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

Mayor Bristol provided an update from the Finance Subcommittee.

Councilmember Bartley noted upcoming meeting dates for the Comprehensive Plan Advisory Committee and the CIP Subcommittee.

Mayor Pro-Tem Andres added that he will be attending a Legislative Wrap-Up in Austin and will provide an update at the next meeting for the Legislative Subcommittee.

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

Councilmember Kern requested to revisit the US 380 Green Ribbon Program for landscape improvements projects in regard to maintenance.

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.

The Town Council recessed into Executive Session at 7:08 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 8:13 p.m.

No action was taken.

Adjourn.

The meeting was adjourned at 8:13 p.m.

These minutes were approved on the 27th day of June 2023.

APPROVED:

David F. Bristol, Mayor

ATTEST:

Michelle Lewis Sirianni, Town Secretary

DRAFT