



## **AGENDA**

Regular Meeting of the Prosper Town Council  
Town of Prosper Municipal Chambers  
108 W. Broadway, Prosper, Texas  
Tuesday, May 26, 2009 at 6:00 p.m.

1. Call to Order / Roll Call.
2. Invocation and Pledge of Allegiance.
3. Announcements of dates and times of upcoming community events.

### **EXECUTIVE SESSION**

4. Recess into Closed Session in compliance with Section 551.001 et. seq. Texas Government Code, to wit: Section 551.087 to deliberate regarding economic development negotiations regarding the Prosper West Project.
5. Reconvene into Regular Session and take any action necessary as a result of the Closed Session, including but not limited to, approving the development agreement between the Town and Mooreland.

### **CONSENT AGENDA**

(Items placed on the Consent Agenda are considered routine in nature and are considered non-controversial. The Consent Agenda can be acted upon in one motion. A majority vote of the Council is required to remove any item for discussion and separate action. Council members may vote nay on any single item without comment and may submit written comments as part of the official record.)

6. Consent Agenda

### **MINUTES**

- a. Consider and act upon minutes from the following Council meetings. **(MD)**
  - May 12, 2009 – Town Council Meeting
  - May 14, 2009 – Special Town Council Meeting

### **ORDINANCES, RESOLUTIONS, AND AGREEMENTS**

- b. Consider and act upon whether to direct staff to submit a written notice of appeal 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 or preliminary site plan. **(CC)**
- c. Consider and act upon an ordinance amending Planned Development-31 (PD-31), Section 2.10 (Roof), located on 102.8± acres, on the northwest corner of Prosper Trail and Preston Road. (Z09-3). **(CC)**
- d. Consider and act upon 1) an Impact Fee Agreement between Ophir Pass Partnership Fund, Ltd., and the Town of Prosper, Texas for the dedication of approximately 0.33 acres of Dallas North Tollway Right-of-Way and 2) adopt a resolution authorizing the Town Manager to execute the same. **(HW)**

### **FINANCIALS**

- e. Consider and act upon the financial statements ending April 30, 2009. **(MG)**

## CITIZEN'S COMMENTS

(The public is invited to address the Council on any topic. However, the Council is unable to discuss or take action on any topic not listed on this agenda. Please complete a "Public Comments Form" and present it to the Town Secretary prior to the meeting.)

7. Other Comments by the Public.

## REGULAR AGENDA

(If you wish to address the Council during the regular agenda portion of the meeting, please fill out a "Speaker Request Form" and present it to the Town Secretary prior to the meeting. Citizens wishing to address the Council for items listed as public hearings will be recognized by the Mayor. Those wishing to speak on a non-public hearing related items will be recognized on a case-by-case basis, at the discretion of the Mayor and Town Council.)

## DEPARTMENT ITEMS

8. Consider and act upon the appointment of a Mayor Pro-Tem and Deputy Mayor Pro-Tem. **(MD)**
9. Receive a presentation of the Development Services Department Business Plan. **(HW)**
10. Consider and Act Upon a Skateboard Ordinance. **(GM)**
11. Consider and Act Upon a resolution authorizing the Town Manager to execute a service agreement for renovations to 121 W. Broadway. **(GM)**
12. Consider and Act Upon a resolution authorizing the Town Manager of the Town of Prosper to execute a service agreement between the Town of Prosper and L3 Communications. **(GM)**
13. Consider and Act Upon a resolution by authorizing the Town Manager of the Town of Prosper to execute a service agreement between the Town of Prosper and Integrated Computer Systems, Inc. **(GM)**
14. Possibly direct Town Staff to schedule topic(s) for discussion at a future meeting.
15. Adjourn.

## **CERTIFICATION**

I, the undersigned authority, do hereby certify that this Notice of Meeting was posted on the inside window at the Town Hall of the Town of Prosper, Texas, a place convenient and readily accessible to the general public at all times, and said Notice was posted by the following date and time: **Friday, May 22, 2009 at 5:00 p.m.** and remained so posted at least 72 hours before said meeting was convened.

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Matthew D. Denton, TRMC  
Town Secretary

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Date Noticed Removed

In addition to any specifically identified Executive Sessions, Council may convene into Executive Session under Section 551 of the Texas Government Code at any point during the open meeting to discuss any item posted on this agenda. The Open Meetings Act provides specific exceptions that require that a meeting be open. Should Council elect to convene into Executive Session, those exceptions will be specifically identified and announced. Any subsequent action, as a result of this Executive Session, will be taken and recorded in open session.

**NOTICE OF ASSISTANCE AT PUBLIC MEETINGS:** The Prosper Town Council Meetings are wheelchair accessible. Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as Interpreters for persons who are deaf or hearing impaired, readers, or large print, are requested to contact the Town Secretary's Office at (972) 346-2640 or by FAX (972) 347-2111. BRAILLE IS NOT AVAILABLE.