

MINUTES OF

CITY OF ANNA AGENDA NOTICE – CITY COUNCIL WORKSHOP

April 24, 2012

6:30 p.m. – Anna City Hall Administration Building

The City Council of the City of Anna will meet in Workshop Session at 6:30 p.m., April 24, 2012, at the Anna City Hall Administration Building, located at 111 North Powell Parkway (Hwy 5), regarding the following items.

1. Call to Order

Mayor Darren R. Driskell called the meeting to order at 6:30 pm.

2. Roll Call and Establishment of Quorum.

Mayor Darren R. Driskell and Council Members Mike Crist, Kevin Anderson, Marc Hendricks, and Becky Glover were present. Council Member John Geren and Keith Green were absent.

3. Discussion regarding support for National Planetary Exploration funding awareness effort. (Council Member Crist)

Council Member Crist presented this item to council for discussion.

Council Member Crist made the motion to enter closed session at 6:34 pm. Council Member Glover seconded the motion. Motion passes.

AYE 5 NAY 0 ABSTAIN 0

4. CLOSED SESSION (EXCEPTIONS): Under Tex. Gov't Code Chapter 551, the City Council may enter into closed session to discuss any items listed or referenced on this agenda under the following exceptions:

a. Consult with legal counsel regarding pending or contemplated litigation and/or on matters in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551 of the Government Code (Tex. Gov't Code §551.071).

b. Personnel Matters: City Attorney Annual Evaluation. (Tex. Gov't Code §551.074).

The council further reserves the right to enter into executive session at any time throughout any duly noticed meeting under any applicable exception to the Open Meetings Act.

Mayor Driskell made the motion to return to open session at 6:45 pm.
Council Member Crist seconded the motion. Motion passes.

AYE 5 NAY 0 ABSTAIN 0

**5. Discussion regarding any item on the City Council's April 24, 2012
Regular Meeting Agenda Notice, which was posted at the same date, time
and place of this Workshop Agenda Notice.**

No discussion.

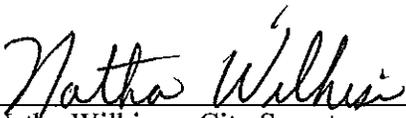
6. Adjourn.

Mayor Driskell made the motion to adjourn at 6:45 pm. Council Member
Anderson seconded the motion. Motion passes.

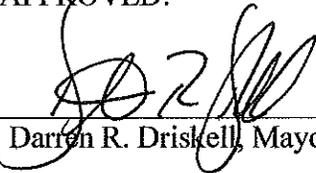
AYE 5 NAY 0 ABSTAIN 0

ATTEST:

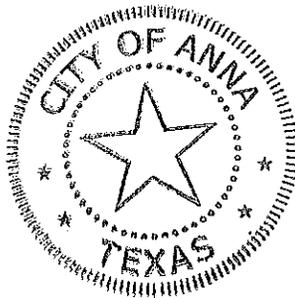
APPROVED:



Natha Wilkison, City Secretary



Darren R. Driskell, Mayor



MINUTES OF

CITY OF ANNA AGENDA NOTICE – CITY COUNCIL REGULAR MEETING

April 24, 2012

7:30 p.m. – Anna City Hall Administration Building

The City Council of the City of Anna will meet in Regular Session at 7:30 p.m., April 24, 2012, at the Anna City Hall Administration Building, located at 111 North Powell Parkway (Hwy 5), to consider the following items.

Welcome to the City Council Meeting. Please sign the Sign-In-Sheet as a record of attendance. If you wish to speak on an open-session agenda item please fill out the Opinion/Speaker Registration Form and turn it in to the City Secretary before the meeting starts.

1. Call to Order.

Mayor Darren R. Driskell called the meeting to order at 7:30 pm.

2. Invocation and Pledge of Allegiance.

Mayor Driskell gave the invocation.

3. Citizen comments. *Citizens are allowed 3 minutes to speak. The Council is unable to respond to or discuss any issues that are brought up during this section that are not on the agenda, other than to make statements of specific factual information in response to a citizen's inquiry or to recite existing policy in response to the inquiry.*

None

4. Receive reports from Staff or the City Council about items of community interest. *Items of community interest include: expressions of thanks, congratulations, or condolence; information regarding holiday schedules; an honorary or salutary recognition of a public official, public employee, or other citizen (but not including a change in status of a person's public office or public employment); a reminder about an upcoming event organized or sponsored by the governing body; information regarding a social, ceremonial, or community event organized or sponsored by an entity other than the governing body that was attended or is scheduled to be attended by a member of the governing body or an official or employee of the municipality; and announcements involving an imminent threat to the public health and safety of people in the municipality that has arisen after the posting of the agenda.*

Mayor Driskell mentioned the ribbon cutting earlier for the completion fire station remodel.

5. **Consent Items. *These items consist of non-controversial or "housekeeping" items required by law. Items may be considered individually by any Council member making such request prior to a motion and vote on the Consent Items.***
- a. **Approve City Council Minutes for March 29, 2012 Regular Meeting.**
 - b. **Approve the "Yougas Property" development plat.**
 - c. **Review P & Z Minutes for January 3, 2012 Regular Meeting.**
 - d. **Review P & Z Minutes for February 6, 2012 Regular Meeting.**
 - e. **Review P & Z Minutes for March 20, 2012 Special Meeting.**

Council Member Crist made the motion to approve the consent items. Council Member Hendricks seconded the motion. Motion passes.

AYE 5 NAY 0 ABSTAIN 0

6. **(a) Public Hearing: to conduct a public hearing to consider levying assessments on the property within the FM 455 Median Break Public Improvement District: (City Manager)**

City Manager, Philip Sanders presented the item to council. Mayor Driskell opened the public hearing at 7:33 pm. Johnny Bratcher spoke in favor of the item. Mayor Driskell closed the public hearing at 7:35 pm.

- (b) Consider/Discuss/Action adopting an Ordinance levying assessments on the property within the FM 455 Median Break Public Improvement District. (City Manager)**

City Manager, Philip Sanders presented the item to council. Council Member Crist made the motion to approve. Council Member Hendricks seconded the motion. Motion passes.

AYE 5 NAY 0 ABSTAIN 0

City Attorney, Clark McCoy noted for the record that there were no objections lodged against the PID or the assessments.

7. **(a) Public Hearing: To consider public comment on an ordinance of the city of Anna, Texas, amending the Anna City Code of Ordinances by amending Part II, Article III by adding regulations related to alcoholic beverages; by amending Part III-C, Zoning Ordinance, Section 34.12 regulating location and uses related to sale of alcoholic beverages. (Maurice Schwanke)**

Maurice Schwanke, Director of Planning and Development presented the item to council. Mayor Driskell opened the public hearing at 7:37 pm. There was no public comment. Mayor Driskell closed the public hearing at 7:38 pm.

(b) Consider/Discuss/Action adopting an ordinance of the city of Anna, Texas, amending the Anna City Code of Ordinances by amending Part II, Article III by adding regulations related to alcoholic beverages; by amending Part III-C, Zoning Ordinance, Section 34.12 regulating location and uses related to sale of alcoholic beverages. (Maurice Schwanke)

Council Member Crist made the motion to approve. Council Member Hendricks seconded the motion. Motion passes.

AYE 5 NAY 0 ABSTAIN 0

- 8. (a) To consider public comment regarding an ordinance of the City of Anna, Texas, amending the Anna City Code of Ordinances, by amending Part III-C; Zoning Ordinance, Section 4 Definitions and Section 35 Supplemental District Regulations; by adding Section 35.04; a, b, and c, regarding a Waiver of Strict Compliance of masonry content or definition for regionally or nationally recognized commercial trademark architectural design of structures.(Maurice Schwanke)**

Maurice Schwanke, Director of Planning and Development presented the item to council. Mayor Driskell opened the public hearing at 7:39 pm. There was no public comment. Mayor Driskell closed the public hearing at 7:40 pm.

(b) Consider/Discuss/Action adopting an ordinance of the City of Anna, Texas, amending the Anna City Code of Ordinances, by amending Part III-C; Zoning Ordinance, Section 4 Definitions and Section 35 Supplemental District Regulations; by adding Section 35.04; a, b, and c, regarding a Waiver of Strict Compliance of masonry content or definition for regionally or nationally recognized commercial trademark architectural design of structures. (Maurice Schwanke)

Council Member Crist made the motion to approve. Council Member Glover seconded the motion. Motion passes.

AYE 5 NAY 0 ABSTAIN 0

- 9. Consider/Discuss/Action approving a Resolution regarding a waiver to the masonry regulations. (Maurice Schwanke)**

Maurice Schwanke, Director of Planning and Development presented the item to council. City Manager, Philip Sanders stated that this should be passed as an ordinance and not as a resolution as in the packet. Mayor Driskell made the motion to approve an ordinance regarding a waiver to the masonry regulations. Council Member Hendricks seconded the motion. Motion passes.

AYE 5 NAY 0 ABSTAIN 0

10. (a) Public Hearing: to consider public comment on an ordinance of the City of Anna, Texas regarding regulations for Itinerant Vendors. (Maurice Schwanke)

Maurice Schwanke, Director of Planning and Development presented the item to council and answered questions. Mayor Driskell opened the public hearing at 7:45 pm. There was no public comment. Mayor Driskell closed the public hearing at 7:45 pm.

(b) Consider/Discuss/Action adopting an Ordinance of the City of Anna, Texas regarding Regulations for Itinerant Vendors. (Maurice Schwanke)

Council Member Crist made the motion to approve with the changes discussed. Council Member Glover seconded the motion. Motion passes.

AYE 5 NAY 0 ABSTAIN 0

11. Hold a Public Hearing and take appropriate action regarding the 2012 consumer price index (CPI) adjustment to municipal telecommunications right-of-way access line rates. (City Manager)

City Manager, Philip Sanders presented the item to council. Council Member Crist made the motion to decline. Council Member Anderson seconded the motion. Motion passes. There was no public hearing since council was declining the increase.

AYE 5 NAY 0 ABSTAIN 0

12. Consider/Discuss/Action regarding a Resolution approving an agreement with Anna Fire and Rescue Auxiliary Association, Incorporated, for the transfer of furnishings and equipment in exchange for the purchase of furnishings and equipment for the fire station. (Chief Roma)

Anna Fire Chief, Frank Roma presented the item to council. Mayor Driskell made the motion to approve. Council Member Hendricks seconded the motion. Motion passes.

AYE 5 NAY 0 ABSTAIN 0

13. Consider/Discuss/Action adopting an Ordinance amending Ordinance No. 514-2010, as amended regarding emergency management procedures. (City Attorney)

City Attorney, Clark McCoy presented the item to council and answered questions from council members. Eric Henson spoke on this item. Council Member Crist made the motion to approve. Council Member Glover seconded the

motion. Council Members discussed the item further. Motion passes.

AYE 3 (CM Crist, Anderson and Glover)
NAY 2 (CM Hendricks and Mayor Driskell)
ABSTAIN 0

Council did not enter closed session at this time.

14. CLOSED SESSION (EXCEPTIONS): Under Tex. Gov't Code Chapter 551, the City Council may enter into closed session to discuss any items listed or referenced on this agenda under the following exceptions:

a. consult with legal counsel regarding pending or contemplated litigation and/or on matters in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551 of the Government Code (Tex. Gov't Code §551.071).

b. Personnel Matters: City Attorney Annual Evaluation. (Tex. Gov't Code §551.074).

The council further reserves the right to enter into executive session at any time throughout any duly noticed meeting under any applicable exception to the Open Meetings Act.

15. Consider/Discuss/Action on any items listed on posted agenda for April 24, 2012 City of Anna Workshop Session or any closed session occurring during this Regular Meeting, as necessary.

Council Member Crist made the motion to take no action. Council Member Anderson seconded the motion. Motion passes.

AYE 5 NAY 0 ABSTAIN 0

16. Adjourn.

Mayor Driskell made the motion to adjourn at 8:09 pm. Council Member Anderson seconded the motion. Motion passes.

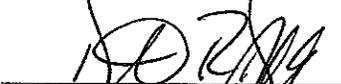
AYE 5 NAY 0 ABSTAIN 0

ATTEST:

APPROVED;



Natha Wilkison, City Secretary



Darren R. Driskell, Mayor

