

MINUTES OF
CITY OF ANNA AGENDA NOTICE – CITY COUNCIL WORKSHOP

May 22, 2012

7:00 p.m. – Anna City Hall Administration Building

The City Council of the City of Anna met in Workshop Session at 7:00 p.m., May 22, 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 7:00 pm.

2. Roll Call and Establishment of Quorum.

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

3. Consider/Discuss/Action regarding adopting a Resolution canvassing the returns of the City of Anna Election held May 12, 2012, to elect one Mayor and three City Council Members all for three-year terms; canvassing the returns of a Special Election of Amendments to the City of Anna, Texas Home-Rule Charter; and canvassing the returns of a Special Election of the Sale of City Parkland.. (City Council)

Council Member Crist made the motion to approve the resolution. Mayor Driskell seconded the motion. Motion passes.

AYE 6 NAY 0 ABSTAIN 0

4. Adjourn.

Mayor Driskell made the motion to adjourn at 7:02 pm. Council Member Geren seconded the motion. Motion passes.

AYE 6 NAY 0 ABSTAIN 0

5. Reception for retiring and newly elected City Council members.

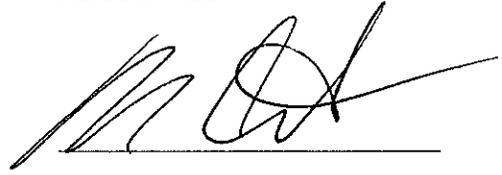
Reception followed and plaques were given to outgoing Mayor Driskell and Council Member Marc Hendricks.

ATTEST:

APPROVED:



Natha Wilkison, City Secretary



Mike Crist, Mayor Pro Tem



MINUTES OF

CITY OF ANNA AGENDA NOTICE – CITY COUNCIL REGULAR MEETING

May 22, 2012

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

The City Council of the City of Anna met in Regular Session at 7:30 p.m., May 22, 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.

2. Invocation and Pledge of Allegiance.

Council Member Crist 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 congratulated the newly elected officials.

5. Administer the Statement of Elected Officer and the Oath of Office and present Certificate of Election to newly elected officials. (City Secretary)

City Secretary, Natha Wilkison administered the Statement of Elected Officer and the Oath of Office to the newly elected officials, Mayor, Mike Crist; Council Member James T. Cook; Council Member John Hopewell; and Council Member Nathan Bryan. The new officials were given a Certificate of Election.

6. Consider/Discuss/Action regarding electing the Mayor Pro Tem as directed in the City Charter. (City Council)

Council Member Anderson nominated Council Geren for Mayor Pro Tem. Council Member Cook seconded the motion. Motion passes.

AYE 7 NAY 0 ABSTAIN 0

7. Consider/Discuss/Action regarding electing the Deputy Mayor Pro Tem as directed in the City Charter. (City Council)

Council Member Bryan nominated Council Member Glover for Deputy Mayor Pro Tem. Council Member Anderson seconded the motion. Motion passes.

AYE 7 NAY 0 ABSTAIN 0

8. 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 May 8, 2012 Regular Meeting.**
- b. Review CDC Minutes for February 14, 2012 Special Meeting.**
- c. Review CDC Minutes for March 8, 2012 Special Meeting.**
- d. Review EDC Minutes for March 8, 2012 Special Meeting.**

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

AYE 7 NAY 0 ABSTAIN 0

9. Consider/Discuss/Action approving a Resolution regarding a license to use a portion of the Interurban Street right-of-way. (Maurice Schwanke)

Maurice Schwanke, Director of Planning and Development presented the item to council and answered questions. Council Member Glover made the motion to approve. Council Member Geren seconded the motion. Motion passes.

AYE 7 NAY 0 ABSTAIN 0

10. Consider/Discuss/Action regarding approving four Resolutions authorizing acquisition of utility easements including negotiation with property owners and potential use of eminent domain to condemn easements along FM 455. (City Manager)

City Manager, Philip Sanders presented the item to council and answered questions.

- a. A resolution finding that a public necessity exist for acquisition of 0.19 acres of real property, more or less, for a permanent utility easement, waterline easement, and/or wastewater easement; authorizing the city manager and the city's attorneys to acquire said property by any lawful means, including but not limited to negotiations and, if necessary, proceedings in eminent domain.**

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

AYE 7 NAY 0 ABSTAIN 0

- b. A resolution finding that a public necessity exist for acquisition of 0.005 acres of real property, more or less, for a permanent utility easement, waterline easement, and/or wastewater easement; authorizing the city manager and the city's attorneys to acquire said property by any lawful means, including but not limited to negotiations and, if necessary, proceedings in eminent domain.**

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

AYE 7 NAY 0 ABSTAIN 0

- c. A resolution finding that a public necessity exist for acquisition of 0.097 acres of real property, more or less, for a permanent utility easement, waterline easement, and/or wastewater easement; authorizing the city manager and the city's attorneys to acquire said property by any lawful means, including but not limited to negotiations and, if necessary, proceedings in eminent domain.**

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

AYE 7 NAY 0 ABSTAIN 0

- d. **A resolution finding that a public necessity exist for acquisition of 0.048 acres of real property, more or less, for a permanent utility easement, waterline easement, and/or wastewater easement; authorizing the city manager and the city's attorneys to acquire said property by any lawful means, including but not limited to negotiations and, if necessary, proceedings in eminent domain.**

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

AYE 7 NAY 0 ABSTAIN 0

City Manager, Philip Sanders recommended that council enter closed session. Council Member Hopewell made the motion to enter closed session at 7:58 pm. Council Member Anderson seconded the motion. Motion passes.

AYE 7 NAY 0 ABSTAIN 0

Council Member Glover made the motion to return to open session at 8:24 pm. Council Member Anderson seconded the motion. Motion passes.

AYE 7 NAY 0 ABSTAIN 0

11. Consider/Discuss/Action on the first reading of an Ordinance adopting a moratorium on the erection, placement, and/or use of Windmills and Wind turbines. (City Manager)

City Manager, Philip Sanders presented the item to council. Council Member Glover made the motion for the first reading of the ordinance. Council Member Anderson seconded the motion. Motion passes.

AYE 7 NAY 0 ABSTAIN 0

12. Review/Discussion of proposed FY 2013 Budget Calendar. (Clayton Fulton)

City Manager, Philip Sanders stated that a meeting to discuss budget priorities with council would be needed soon. Council Members decided on May 29, 2012 at 6:30 pm for the meeting. Clayton Fulton, Director of Finance presented the item to council.

Council Member Anderson made a motion to take no action. Council Member Hopewell seconded the motion. Council Member Glover asked for clarification of the motion. Staff recommended going into closed session. Council Member Anderson withdrew his motion. Council Member Geren made the motion to enter closed session at 8:36 pm. Council Member Glover seconded the motion. Motion passes.

AYE 5 NAY 2 (CM Anderson and Hopewell) ABSTAIN 0

13. 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).

c. Personnel Matters: City Manager. (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.

Council Member Glover made the motion to return to open session at 8:57 pm. Council Member Geren seconded the motion. Motion passes.

AYE 7 NAY 0 ABSTAIN 0

14. Consider/Discuss/Action on any items listed on posted agenda for May 22, 2012 City of Anna Workshop Session or any closed session occurring during this Regular Meeting, as necessary.

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

AYE 7 NAY 0 ABSTAIN 0

15. Adjourn.

Council Member Glover made the motion to adjourn at 8:58 pm. Council Member Geren seconded the motion. Motion passes.

AYE 7 NAY 0 ABSTAIN 0

ATTEST:



Natha Wilkison, City Secretary

APPROVED:



Mike Crist, Mayor

