

MINUTES OF
CITY OF ANNA AGENDA NOTICE – CITY COUNCIL WORKSHOP

January 26, 2010

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

The City Council of the City of Anna met in Workshop Session at 6:30 p.m., January 26, 2010, 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, Keith Green, John Geren, Marc Hendricks and Becky Glover were present. Council Member Kevin Anderson was absent.

3. Presentation/Discussion regarding Preliminary Report of the Anna Volunteer Fire Department Audit. (Philip Sanders)

City Manager, Philip Sanders stated that the Fire Department Audit is moving along and that Fire Chief Bridges and other fire department personal were co-operating with the auditors. Mr. Sanders stated that a preliminary audit will be presented at the February 23, 2010 City Council Meeting. Mr. Sanders also introduced Mike Vail CPA with Vail Warren & Knauth, LLP the city's auditors.

Council Member Green made the motion to enter closed session at 6:31 pm. Council Member Crist seconded the motion. Motion passes.

AYE 6 NAY 0 ABSTAIN

Council Member Anderson arrived at 6:40 pm during Closed Session.

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) including but not limited to *Anna-Weston boundary lines.***

- b. **Personnel: Consider Annual Evaluation of the City Manager. (Government Code, Section 551.074).**
- c. **Personnel: Consider the appointment of a Municipal Court Judge. (Government Code, Section 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 Green made the motion to return to Open Session at 7:26 pm. Council Member Hendricks seconded the motion. Motion passes.

AYE 7 NAY 0 ABSTAIN 0

- 5. **Discussion regarding any item on the City Council's January 26, 2010 Regular Meeting Agenda Notice, which was posted at the same date, time and place of this Workshop Agenda Notice.**

No discussion.

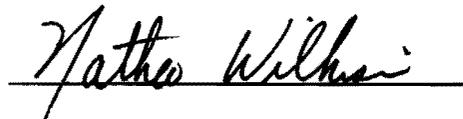
- 6. **Adjourn.**

Council Member Crist made the motion to adjourn at 7:27 pm Council Member Geren seconded the motion. Motion passes.

AYE 7 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

January 26, 2010 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., January 26, 2010, 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 and led the pledge of allegiance.

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.*

City Manager, Philip Sanders reminded council of the joint workshop meetings Saturday the 30th starting at 9:00 am.

Also mentioned was the Greater Anna Chamber of Commerce Annual Banquet coming up February 20, 2010.

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 Regular minutes for January 12, 2010.**
- b. **Review Anna Community Development Corporation December 3, 2009 Minutes.**
- c. **Review Anna Economic Development Corporation December 3, 2009 Minutes.**
- d. **Review Planning and Zoning Commission December 1, 2009 Minutes.**
- e. **Review Park Advisory Board December 21, 2009 Minutes.**
- f. **Approve an Ordinance Ordering a May 8, 2010 General Election and associated dates and procedures.**
- g. **Consider/Discuss/Action approving a Resolution authorizing the City Manager to execute an interlocal agreement with the North Central Texas Council of Governments for a solid waste implementation grant project. (Jessica Perkins)**

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

AYE 7 NAY 0 ABSTAIN 0

6. **(a) Public Hearing:**
To consider public comment regarding the replat of Lot 32, Block B to Lot 32R-1 and 32R-2 Block B of Settler's Way for the proposed O'Reilly Auto Parts store. (Maurice Schwanke)

Maurice Schwanke, Director of Planning and Development presented the item to council. Mayor Driskell opened the public hearing at 7:34 pm. Mr. Schwanke answered questions from council members. There was no public comment. Mayor Driskell closed the public hearing at 7:39 pm.

- (b) Consider/Discuss/Action regarding the replat of Lot 32, Block B to Lot 32R-1 and 32R-2 Block B of Settler's Way for the proposed O'Reilly Auto Parts store. (Maurice Schwanke)**

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

AYE 7 NAY 0 ABSTAIN 0

7. Consider/Discuss/Action regarding the Site Plan and Landscape Plan for O'Reilly Auto Parts store. (Maurice Schwanke)

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

AYE 7 NAY 0 ABSTAIN 0

**8. (a) Public Hearing:
To consider public comment on a request by Luigi Carleo, owner of property, for a Specific Use Permit to allow for office/warehouse uses on the tract that is currently zoned as General Commercial (C2) and is located at 801 County Road 286. (Maurice Schwanke)**

Maurice Schwanke, Director of Planning and Development presented the item to council. Mayor Driskell opened the public hearing at 7:40 pm. There was no public comment. Mayor Driskell closed the public hearing at 7:44 pm.

(b) Consider/Discuss/Action regarding an Ordinance amending the City's Comprehensive Plan, Zoning Map, and Zoning Ordinance and Changing the Zoning by granting a Specific Use Permit to allow for office/warehouse uses on the tract that is currently zoned as General Commercial (C2) and is located at 801 County Road 286. (Maurice Schwanke)

Council Member Green made the motion to approve. Council Member Anderson seconded the motion. Motion passes.

AYE 7 NAY 0 ABSTAIN 0

9. Consider/Discuss/Action on adopting a Resolution to not renew a commercial trash collection contract with Waste Management. (Philip Sanders)

City Manager, Philip Sanders explained that the current contract with Waste Management expires on August 1, 2010 but may be renewed for one additional five year term. Notice must be given in writing not less than 90 days prior to the expiration of the contract to not renew the contract. Staff believes that it would be in the best interests of the City not to renew the current contract and instead negotiate a new three year contract with either Waste Management or another firm. At the end of the three year contract the commercial and residential could be bid out together.

John Klaiber with Waste Management was present and requested that council consider a 30 day negotiating period to discuss options to improve the terms of the contract and to provide even better value for both the City and the businesses.

Council Member Glover made the motion to approve the resolution not to renew Waste Management Contract. Council Member Crist seconded the motion. Motion passes.

AYE 7 NAY 0 ABSTAIN 0

10. Consider/Discuss/Action on adopting a Resolution approving a contract and authorizing execution of same between the City of Anna and CMC Network Solutions, Inc. for network wiring services for Police Department facilities. (Kenny Jenks)

Police Chief, Kenny Jenks explained that this contract is for the network wiring of the Police/Customer Service building. Council Member Green made the motion to approve. Council Member Crist seconded the motion. Motion passes.

AYE 7 NAY 0 ABSTAIN 0

11. Discussion regarding adopt a trail. (Jessica Perkins)

Jessica Perkins, Assistant to the City Manager and Maurice Schwanke, Director of Planning and Development discussed with council starting an Adopt-a-trail program for the City of Anna park trails. Council was agreeable to the program.

Council Member Crist made the motion to enter closed session at 7:56 pm. Council Member Hendricks seconded the motion. Motion passes.

AYE 6 NAY 1 (CM Anderson) ABSTAIN 0

12. 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) including but not limited to *Anna-Weston boundary lines*.**
- b. **Personnel: Consider Annual Evaluation of the City Manager. (Government Code, Section 551.074).**
- c. **Personnel: Consider the appointment of a Municipal Court Judge. (Government Code, Section 551.074).**

Mayor Driskell made the motion to return to open session. Council Member Anderson seconded the motion. Motion passes.

AYE 7 NAY 0 ABSTAIN 0

13. Consider/Discuss/Action on any items listed on posted agenda for January 26, 2010 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 Green seconded the motion. Motion passes.

AYE 7 NAY 0 ABSTAIN 0

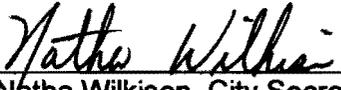
14. Adjourn.

Council Member Anderson made the motion to adjourn at 8:05 pm. Council Member Glover seconded the motion. Motion passes.

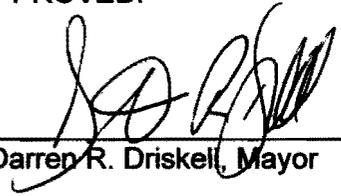
AYE 7 NAY 0 ABSTAIN 0

ATTEST:

APPROVED:



Natha Wilkison, City Secretary



Darren R. Driskell, Mayor

