

**MINUTES OF**  
**CITY OF ANNA AGENDA NOTICE – CITY COUNCIL WORKSHOP**

**October 28, 2014**

**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., October 28, 2014 at the Anna City Hall Administration Building, located at 111 N. Powell Parkway (Hwy 5), regarding the following items:

**1. Call to Order.**

Mayor Mike Crist called the meeting to order at 6:30 pm.

**2. Roll Call and Establishment of Quorum.**

Mayor Mike Crist and Council Members James T. Cook, Lauren Lovato, John Beazley and Dick Dowd were present. Council Members Chad Barnes and Nathan Bryan were absent.

**3. Briefing/Discussion regarding Hackberry elevated tower and water line project. (City Manager)**

Philip Sanders, City Manager presented the item to council and answered questions. Gary Hendricks City's consulting engineer was present and explained the project. Mr. Hendricks answered questions from council members. Mr. Rollins was present and spoke on this item.

**4. Briefing/Discussion regarding November and December City Council meeting dates. (City Manager)**

Philip Sanders, City Manager presented the item to council. November and December meeting dates were discussed. City Council will meet Thursday, November 13, 2014 and Tuesday, December 9, 2014 and Tuesday, December 16, 2014.

Council Member Beazley made the motion to enter closed session at 7:07 pm. Council Member Lovato seconded the motion. Motion passes.

AYE 5                      NAY 0                      ABSTAIN 0

**5. 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. discuss or deliberate the purchase, exchange, lease, or value of real property (Tex. Gov't Code §551.072); acquisition of right-of-way, easements, and land for municipal facilities;**
- c. discuss or deliberate Economic Development Negotiations: (1) To discuss or deliberate regarding commercial or financial information that the City has received from a business prospect that the City seeks to have locate, stay, or expand in or near the territory of the City of Anna and with which the City is conducting economic development negotiations; or (2) To deliberate the offer of a financial or other incentive to a business prospect described by subdivision (1). (Tex. Gov't Code §551.087); proposed residential and retail developments;**
- d. discuss or deliberate personnel matters: City Secretary Annual Review and update; City Manager Annual Review; Boards and Commissions. (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 Cook made the motion to return to open session at 7:29 pm. Council Member Lovato seconded the motion. Motion passes.

AYE 5                      NAY 0                      ABSTAIN 0

**6. Consider/Discuss/Action on any items listed on posted agenda for October 28 2014 City of Anna City Council Regular Meeting or any Closed Session occurring during this Workshop, as necessary.**

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

AYE 5                      NAY 0                      ABSTAIN 0

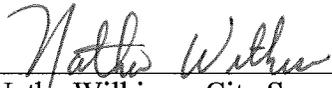
**7. Adjourn.**

Mayor Crist made the motion to adjourn at 7:30 pm. Council Member Beazley seconded the motion. Motion passes.

AYE 5                      NAY 0                      ABSTAIN 0

ATTEST:

APPROVED:



Natha Wilkison, City Secretary



Mike Crist, Mayor



MINUTES OF

CITY OF ANNA AGENDA NOTICE – CITY COUNCIL REGULAR MEETING

**October 28, 2014**

**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., October 28, 2014, 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 Mike Crist called the meeting to order at 7:30 pm.

**2. Invocation and Pledge of Allegiance.**

Mayor 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.**

No Citizen comments.

**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.**

Philip Sanders, City Manager mentioned Election Day, November 4, 2014 and that Early Voting was going on this week. Mayor Crist mentioned Halloween on Friday and Chief Jenks made a couple of suggestions concerning safety.

**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 of September 23, 2014**
- b. Approve City Council Special minutes of September 30, 2014.**
- c. Approve City Council Regular minutes of October 14, 2014.**
- d. Review minutes of the Anna Economic Development Corporation from August 7, 2014 and September 4, 2014. (Jessica Perkins)**
- e. Review minutes of the Anna Community Development Corporation from August 7, 2014 and September 4, 2014. (Jessica Perkins)**
- f. Approve a Resolution approving a Rail Road Crossing License Agreement for CR 422. (City Manager)**
- g. Approve a Resolution regarding Final Plat of Anna Crossing Phase 1A. (Maurice Schwanke)**
- h. Approve a Resolution regarding Final Plat of Anna Crossing Phase 1A and 1B Right-of-way Dedication. (Maurice Schwanke)**
- i. Approve a Resolution regarding Animal Control Services Agreement with Collin County. (Chief Jenks)**
- j. Approve a Resolution regarding Animal Shelter Services Agreement with Collin County. (Chief Jenks)**
- k. Approve a Resolution regarding Oncor Street Light Settlement Agreement. (City Manager)**
- l. Approve a Resolution regarding West Crossing Phase 5 Preliminary Plat. (Maurice Schwanke)**
- m. Approve a Resolution regarding Avery Pointe preliminary plat. (Maurice Schwanke)**
- n. Review P & Z Minutes for August 8, 2014 and September 8, 2014. (Maurice Schwanke)**

Mayor Crist asked to remove items k, l, and m at this time. Mayor Crist made the motion to approve item 5 a thru j and item n. Council Member Beazley seconded the item. Motion passes.

AYE 5                      NAY 0                      ABSTAIN 0

Item 5 (k) – City Manager, Philip Sanders requested that council not take action at this time. Council Member Beazley made the motion to take no action on item 5 (k). Council Member Lovato seconded the motion. Motion passes.

Aye 5                      NAY 0                      ABSTAIN 0

Mayor Crist recused himself from discussion of item 5 (l). Maurice Schwanke, Director of Planning and Development presented the item to council. Deputy Mayor Pro-Tem Cook made the motion to approve. Council Member Beazley seconded the motion. Motion passes

AYE 4                      NAY 0                      ABSTAIN 0

Council Member Cook and Council Member Dowd recused themselves from the discussion of item 5 (m). Maurice Schwanke, Director of Planning and Development presented the item to council. Mayor Crist made the motion to approve. Council Member Lovato seconded the motion. Motion passes 2 to 1.

AYE 2                      NAY 1 (CM Beazley)                      ABSTAIN 0

6. **Consider/Discuss/Action regarding adoption of an ordinance authorizing the issuance and sale of City of Anna, Texas combination tax and revenue refunding bond, taxable Series 2014A. Providing for the payment of said bond, and enacting other provisions relating to the subject.. (Clayton Fulton)**

Clayton Fulton, Director of Finance presented the item to council. Mr. Fulton introduced Andre Ayala with First Southwest explained the item to council and answered questions. Council Member Beazley recused himself from discussion of this item. Council Member Lovato made the motion to approve. Council Member Cook seconded the motion. Motion passes.

AYE 4                      NAY 0                      ABSTAIN 0

7. **Consider/Discuss/Action regarding adoption of an ordinance authorizing the issuance and sale of City of Anna, Texas general obligation refunding bond, Series 2014B, levying an annual ad valorem tax for the payment of said bond, and enacting other provisions relating to the subject. (Clayton Fulton)**

Clayton Fulton, Director of Finance presented the item to council and answered questions. Council Member Beazley recused himself from discussion of this item. Council Member Dowd made the motion to approve. Council Member Lovato seconded the motion. Motion passes.

AYE 4                      NAY 0                      ABSTAIN 0

8. **Public Hearing: For City Council to hear public comment regarding the proposed rezoning of Villages of Hurricane Creek from "PD" – single family residential to "PD"– single family residential. (Maurice Schwanke)**

Maurice Schwanke, Director of Planning and Development presented the item to council. Mayor Crist opened the public hearing at 7:52 pm. There were no comments. Mayor Crist made the motion to hold open and continue to November 13, 2014 at 7:30 pm. Council Member Dowd seconded the motion. Motion passes.

AYE 5                      NAY 0                      ABSTAIN 0

**9. Public Hearing: For City Council to hear public comment regarding the creation of a Public Improvement District for the Villages of Hurricane Creek. (City Manager)**

Philip Sanders, City Manager presented the item to council. Mayor Crist opened the public hearing at 7:54 pm. There were no public comments. Mayor Crist made the motion to hold open the public hearing and continue on November 13, 2014. Council Member Dowd seconded the motion. Motion passes.

AYE 5                      NAY 0                      ABSTAIN 0

**10. Consider/Discuss/Action regarding a Resolution finding a public necessity and authorizing the City Staff to use lawful means, including negotiations and if necessary proceedings in eminent domain, to acquire an easement on private property owned by QJR Partnership LTD. (City Manager)**

Philip Sanders, Philip Sanders presented the item to council and answered questions. J. D. Rollins spoke regarding the item. Council Member Cook made the motion: "I move that the City of Anna, Texas authorize the use of the power of eminent domain to acquire 1.92 acres of land, more or less, in the F.T. Daffau Survey, Abstract No. 0288, City of Anna, Collin County, Texas, said tract described in a deed to QJR Partnership LTD, recorded in Instrument Number 20020214000237330 and Volume 5106, Page 2380 of the Deed Records of Collin County, Texas (D.R.C.C.T.), said 1.92 acres of land being more particularly described by the metes and bounds description set forth in Exhibit "A" to this resolution, which I incorporate in full into my motion , for a water easement." Mayor Crist seconded the motion. Motion passes.

AYE 5                      NAY 0                      ABSTAIN 0

**11. Consider/Discuss/Action regarding approval of a Development Agreement with Troy and Floella Queen. (City Manager)**

Philip Sanders, City Manager presented the item to council and answered questions. Mayor Crist made the motion to approve. Council Member Cook seconded the motion. Motion passes.

AYE 5                      NAY 0                      ABSTAIN 0

**12. Consider/Discuss/Action regarding approving a Resolution approving CDBG Sewer Grant Agreement. (City Manager)**

Philip Sanders, City Manager presented the item to council and answered questions. Council Member Dowd made the motion to approve. Council Member Beazley seconded the motion. Motion passes.

AYE 5                      NAY 0                      ABSTAIN 0

Mayor Crist asked to go back to Item 11. Mayor Crist made the motion to amend his motion to include that the development agreement becomes effective when it is executed by both parties. Council Member Cook seconded the motion. Motion passes.

AYE 5                      NAY 0                      ABSTAIN 0

Council Member Beazley made the motion to enter closed session at 8:05 pm. Mayor Crist seconded the motion. Motion passes.

AYE 5                      NAY 0                      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:**

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Council Member Dowd made the motion to return to open session at 10:01 pm. Council Member Beazley seconded the motion. Motion passes.

AYE 5                      NAY 0                      ABSTAIN 0

**14. Consider/Discuss/Action on any items listed on posted agenda for October 28, 2014 Workshop Session or any closed session occurring during this Regular Meeting, as necessary.**

Council Member Dowd made the motion to take no action. Council Member Lovato seconded the motion. Motion passes.

AYE 5                      NAY 0                      ABSTAIN 0

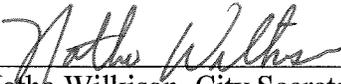
**15. Adjourn.**

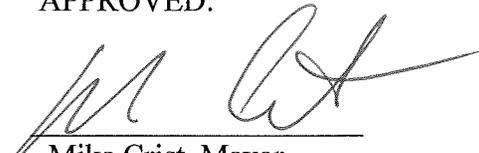
Mayor Crist made the motion to adjourn at 10:01 pm. Council Member Beazley seconded the motion. Motion passes.

AYE 5                      NAY 0                      ABSTAIN 0

ATTEST:

APPROVED:

  
\_\_\_\_\_  
Natha Wilkison, City Secretary

  
\_\_\_\_\_  
Mike Crist, Mayor

