

**MINUTES OF**  
**CITY OF ANNA AGENDA NOTICE – CITY COUNCIL REGULAR MEETING**

**May 25, 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., May 25, 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 Pro Tem Keith Green called the meeting to order at 7:30 pm. Mayor Pro Tem Keith Green and Council Members Mike Crist, John Geren, Marc Hendricks and Becky Glover was present. Council Member Anderson arrived at 7:33 pm. Mayor Darren R. Driskell was absent.

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

Mayor Pro Tem Green 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.***

City Manager, Philip Sanders introduced Kelly Clements, new Code Enforcement Officer for the City.

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 May 11, 2010.**

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

AYE 6                      NAY 0                      ABSTAIN 0

6. **(a) Public Hearing:**

**For City Council to hear public comment regarding an amendment to the Anna Code of Ordinances, amending Part III-C Zoning Ordinance, Section 4, Definitions; and Section 32, F-B Food – Beverage Overlay District, providing for savings, repealing and severability clauses; providing for an effective date; providing for a penalty clause not to exceed \$2000 or the highest penalty amount allowed by law, whichever is less; and providing for publication. (Maurice Schwanke)**

Mayor Pro Tem Green opened the public hearing at 7:34 pm. Maurice Schwanke, Director of Planning and Development, presented the item to council for discussion. No public comments. Mayor Pro Tem Green closed the public hearing at 7:43 pm.

**(b) Consider/Discuss/Action on adopting an Ordinance amending the Anna Code of Ordinances, amending Part III-C Zoning Ordinance, Section 4, Definitions; and Section 32, F-B Food – Beverage Overlay District, providing for savings, repealing and severability clauses; providing for an effective date; providing for a penalty clause not to exceed \$2000 or the highest penalty amount allowed by law, whichever is less; and providing for publication. (Maurice Schwanke)**

Council Members discussed the item and had questions for staff. Council Member Crist made the motion to approve. Council Member Glover seconded the motion. Motion passes.

AYE 6                      NAY 0                      ABSTAIN 0

7. **(a) Public Hearing:**

**For City Council to hear public comment regarding Assessments for Urban Crossing Public Improvements District. The improvements are to enhance security and public safety, and provide paved access via County Road 368 to County Road 370 for the properties within the proposed Public Improvement District. (Clark McCoy)**

Mayor Pro Tem Green opened the public hearing at 7:40 pm. City Attorney, Clark McCoy presented this item to council and answered questions from council members. No public comments. Mayor Pro Tem Green closed the public hearing at 7:43 pm.

**(b) Consider/Discuss/Action on adopting an Ordinance regarding the Assessments for Urban Crossing Public Improvement District. (Clark McCoy)**

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

AYE 5                      NAY 1 (CM Geren)                      ABSTAIN 0

**8. Consider/Discuss/Action approving a Resolution authorizing the City Manager to execute a Commercial and Industrial Solid Waste Collection and Disposal Contract with Bradshaw and Son Trash Service. (Philip Sanders)**

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

AYE 6                      NAY 0                      ABSTAIN 0

Council Member Crist made the motion to enter closed session at 7:52 pm. Council Member Anderson seconded the motion. Motion passes.

Council Member Anderson made the motion to return to open session at 8:15 pm. Council Member Crist seconded the motion. Motion passes.

AYE 6                      NAY 0                      ABSTAIN 0

**9. Consider/Discuss/Action adopting an Ordinance amending the Property Maintenance Code. (Maurice Schwanke)**

City Manager, Philip Sanders presented the item to Council Members. Mr. Sanders reviewed the changes to the Property Maintenance Code and answered questions from Council Members. Council Member Crist made the motion to approve. Council Member Glover seconded the motion. Motion passes.

AYE 6                      NAY 0                      ABSTAIN 0

**10. Consider/Discuss/Action approving an Ordinance amending the Anna Code of Ordinances by amending Part IV, Article 7, Section 1, Garbage Collection Charges. (Philip Sanders)**

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

AYE 6                      NAY 0                      ABSTAIN 0

**11. Discussion regarding the naming of City of Anna building facilities. (Philip Sanders)**

City Manager, Philip Sanders presented the item to council members for discussion regarding naming the new police/customer service building. Since the building has a dual purpose council discussion leaned toward calling the building Police Department / Municipal Annex.

**12. Future Agenda Consideration:**

- a. Discussion of an Ordinance to suspend the prohibition on the possession of Fireworks on July 4 and suspend the requirement to obtain a permit to conduct private displays of Fireworks on July 4. (Council Member Glover)**

City Manager, Philip Sanders led the discussion for this item. Police Chief Jenks voiced his concerns about suspending this ordinance. Acting Fire Chief Danny Newton also spoke of his concerns on suspending the ordinance. Council Member Glover stated that because we were not having a Fourth-of-July Display this year she felt that citizens should be able to celebrate the Fourth-of-July by shooting their own fireworks. Four council members stated they would like to see this item on a future City Council Agenda.

- b. Discussion of action necessary to produce a City sponsored July 4<sup>th</sup> Fireworks Display. (Council Member Glover)**

Council and Staff discussed having the City help fund a Fourth-of-July Fireworks event and avoid having to suspend the fireworks ordinance. Five council members stated they would like to see this item on a future City Council Agenda.

**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).**

**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 entered closed session earlier in the meeting before discussion on item 9. Council did not go into closed session at this time.

**14. Consider/Discuss/Action on any items listed on posted agenda for May 25, 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 Anderson seconded the motion. Motion passes.

AYE 6                      NAY 0                      ABSTAIN 0

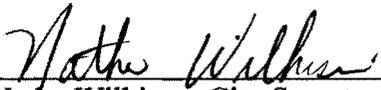
**15. Adjourn.**

Council Member Anderson made the motion to adjourn at 9:00 pm. Council Member Hendricks seconded the motion. Motion passes.

AYE 6                      NAY 0                      ABSTAIN 0

ATTEST:

APPROVED:

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

  
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Mayor Pro Tem, Keith Green

