

ANNA CITY COUNCIL

MINUTES
WORK SESSION

March 8, 2016

The City Council of the City of Anna met in Work Session on the above date at Anna City Hall, located at 111 N. Powell Parkway (Hwy 5), regarding the following items:

1. Call to Order.

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

2. Roll Call and Establishment of Quorum.

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

3. Briefing/Discussion regarding hotel occupancy tax (Clayton Fulton)

Texas Tax Code 351.002 allows all incorporated Texas municipalities to enact a hotel occupancy tax (HOT tax) within the city limits and the option for cities with a population of less than 35,000 to adopt the tax in its extra-territorial jurisdiction. There are some variations in the code allowing for certain cities to adopt different tax rates based upon certain criteria related to population and geographic location; however, the City of Anna does not fall into any of these various categories and may enact a HOT tax of up to 7%.

4. Briefing/Discussion regarding Fiscal Year 2016-2017 budget calendar (Clayton Fulton)

The calendar has highlighted the important dates and deadlines that must be met in order to pass the FY 17 budget and tax rate in the early part of September 2016.

5. Briefing/Discussion regarding the progress of the reconstruction of FM 455 (Joseph Johnson)

The Texas Department of Transportation (TxDOT) is projecting substantial completion for FM 455 to occur by September 23, 2016. 90% of the storm pipe has been installed on the project. TxDOT's contractor (Lone Star) is planning to have a concrete batch plant set up in the week of March 13th with plans to start concrete work the first week of April. This means that we should see rebar installed on top of the asphalt over the next couple of

weeks. By May 27th TxDOT is projecting that traffic will be switched over to the new concrete lanes on the north side. The contractor will then make the permanent intersecting road connections and also begin grading followed by liming operations on the south side.

The bridge beams are scheduled to start on March 28th.

As with any major infrastructure project, these are projected dates that are subject to change pending weather and material availability.

6. Briefing/Discussion regarding Annexation of land west of Lakeview Estates (Maurice Schwanke)

The property in question is surrounded by existing subdivisions on the west and north (Oak Hollow) and the new Lakeview subdivision on the east. On the south the property is bounded by Taylor Blvd. A new section of Ferguson Parkway has been recently built to the east. Since this land is in the City's ETJ no land use control exists and virtually anything can develop in this area. Some uses that could be established would adversely affect the neighborhoods. The area contains 5 separate ownerships. Three of the parcels have an Agricultural exemption on them. Therefore a non-annexation agreement would need to be offered on those properties. The staff believes that it would be in the best interest of the surrounding neighborhoods and the City if this area was annexed or had an agreement attached to them.

7. 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 personnel matters (**Tex. Gov't Code 551.074**); City Manager annual review.

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

MOTION: Council Member Barnes moved to enter closed session at 7:10 p.m. Council Member Burr seconded. Motion carried 5-0.

Mayor Crist reconvened the open meeting at 7:29 p.m.

8. Consider/Discuss/Action on any items listed on the posted agenda or any closed session occurring during this meeting, as necessary.

MOTION: Council Member Burr moved to take no action. Council Member Barnes seconded. Motion carried 5-0.

9. Adjourn.

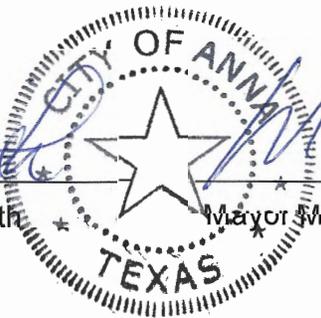
Council Member Dowd moved to adjourn at 7:30 pm. Council Member Barnes seconded. Motion carried 5-0.

Approved on the 22nd day of March, 2016.

ATTEST:



City Secretary Carrie L. Smith



Mayor Mike Crist

ANNA CITY COUNCIL

MINUTES
REGULAR SESSION

March 8, 2016

The City Council of the City of Anna met in Regular Session on the above date at Anna City Hall, located at 111 North Powell Parkway (Hwy 5), to consider the following items.

1. Call to Order, Roll Call and Establishment of Quorum.

Mayor Crist called the meeting to order at 7:35 p.m.

Council Members Justin Burr, John Beazley, Chad Barnes and Dick Dowd were present. Lauren Lovato and Nathan Bryan was absent.

2. Invocation and Pledge of Allegiance.

Mayor Crist led the Invocation and 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.*

No public 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.*

No Comments.

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 the City Council Minutes for February 23, 2016. (Carrie Smith)

MOTION: Council Member Barnes moved to approve the Consent Agenda. Council Member Burr seconded. Motion carried 5-0.

6. **Consider/Discuss/Action regarding a Resolution accepting the 2015 Annual Audit (Clayton Fulton)**

a. Presentation

Rod Abbott of LaFollett & Abbott PLLC, reviewed the audit report.

b. Resolution accepting the Annual Audit

RESOLUTION NO. 2016-03-148 - A RESOLUTION ACCEPTING THE FISCAL YEAR 2015 FINANCIAL AUDIT OF THE CITY OF ANNA.

MOTION: Council Member Barnes moved to approve. Council Member Burr seconded. Motion carried 5-0.

7. **Consider/Discuss/Action regarding an Ordinance amending the FY 2015-2016 Budget for the purchase of the Anna Grain property. (Clayton Fulton)**

ORDINANCE NO. 715 – 2016 - AN ORDINANCE AMENDING ORDINANCE NO. 695-2015 ADOPTING THE BUDGET FOR THE 2015-2016 FISCAL YEAR; PROVIDING FOR SAVINGS, SEVERABILITY, AND REPEALING CLAUSES; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF.

MOTION: Council Member Burr moved to approve. Mayor Crist seconded. Motion carried 5-0.

8. **Consider/Discuss/Action regarding a Resolution approving an Interlocal Agreement with Collin County for the US 75 Utility Relocation Project. (Joseph Johnson)**

RESOLUTION NO. 2016-03-149 - A RESOLUTION OF THE CITY OF ANNA, TEXAS APPROVING AN INTERLOCAL AGREEMENT WITH COLLIN COUNTY FOR THE US 75 UTILITY RELOCATION PROJECT.

MOTION: Council Member Barnes moved to approve. Council Member Dowd seconded. Motion carried 5-0.

9. **Consider/Discuss/Action regarding a Resolution approving an engineering task order from Birkhoff, Hendricks and Carter for the US 75 Utility Relocation Project. (Joseph Johnson)**

RESOLUTION NO. 2016-03-150 - A RESOLUTION OF THE CITY OF ANNA, TEXAS APPROVING AND AUTHORIZING THE CITY MANAGER TO ACT ON THE CITY'S BEHALF IN EXECUTING AN ENGINEERING SERVICE TASK ORDER WITH BIRKHOFF, HENDRICKS AND CARTER, LLP FOR THE US 75 UTILITY RELOCATION PROJECT.

MOTION: Council Member Dowd moved to approve. Mayor Crist seconded. Motion carried 5-0.

Mayor Crist moved to Item 11.

10. **Consider/Discuss/Action regarding a Resolution amending the Subdivision Improvement Agreement for Anna Crossing, Phase 1A, and approving a Subdivision Improvement Agreement for Anna Crossing, Phase 1C. (Maurice Schwanke)**

MOTION: Mayor Crist moved to table. Council Member Dowd seconded. Motion carried 5-0.

11. **Briefing/Discussion regarding Collin McKinney Day Proclamation. (Mayor Crist)**

Mr. Gary Hughes with the Collin County Historical Society was present to discuss Collin McKinney's life and his 250th birthday event in April.

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:

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- 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.

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MOTION: Council Member Barnes moved to enter into executive session at 8:41 p.m. Council Member Dowd seconded. Motion carried 5-0.

Mayor Crist reconvened the regular meeting at 9:21 p.m.

13. Consider/Discuss/Action on any items listed on the posted agenda or any closed session occurring during this meeting, as necessary.

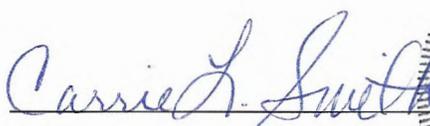
MOTION: Council Member Dowd moved to take no action. Council Member Burr seconded. Motion carried 5-0.

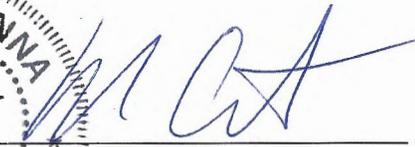
14. Adjourn.

MOTION: Council Member Burr moved to adjourn at 9:28 p.m. Mayor Crist seconded. Motion carried 5-0.

Approved on the 22nd day of March, 2016.

ATTEST:


City Secretary Carrie L. Smith


Mayor Mike Crist

