

ANNA CITY COUNCIL

**MINUTES
WORK SESSION**

April 12, 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, Roll Call and Establishment of Quorum.

Mayor Pro Tem Barnes called the meeting to order at 6:30 pm.

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

2. Budget Goals & Discussion (Clayton Fulton)

Finance Director Fulton presented information regarding requests for the FY 16 budget that were not funded.

3. 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**); ETJ Boundary, Building Permit Requirements.
- 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 Attorney 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 Dowd moved to enter closed session at 6:56 p.m. Council Member Beazley seconded. Motion carried 5-0.

Mayor Pro Tem Barnes reconvened the open meeting at 7:30 p.m.

4. **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 Beazley seconded. Motion carried 5-0.

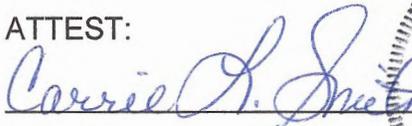
5. **Adjourn.**

MOTION: Council Member Burr moved to adjourn. Council Member Beazley seconded. Motion carried 5-0.

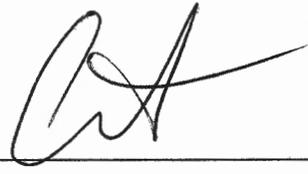
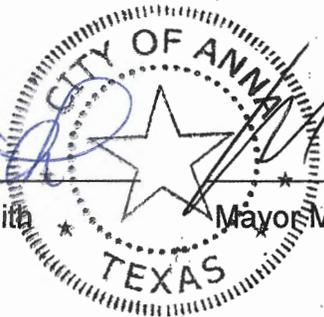
Mayor Pro Tem Barnes adjourned the meeting at 7:31 p.m.

Approved on the 26th day of April, 2016.

ATTEST:



City Secretary Carrie L. Smith



Mayor Mike Crist

ANNA CITY COUNCIL

MINUTES
REGULAR SESSION

April 12, 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 Pro Tem Barnes called the meeting to order at 7:32 p.m.

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

2. Invocation and Pledge of Allegiance.

Mayor Pro Tem Barnes 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.*

Tom Plunkett, 917 Cauldren Court – Mr. Plunkett spoke about current traffic congestion and dangers along FM 455/White Street.

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.*

Council Member Dowd thanked everyone for attending the Vietnam Veteran Ceremony.

City Manager Philip Sanders noted the Government Finance Officer's Association Budget Award, for distinguished reporting, was awarded to Finance Director Clayton Fulton for the third consecutive year.

Fire Chief Tim Gothard recognized Anna Volunteer Firefighter Lieutenant Polcer for being awarded the North Texas Firefighter and Fire Marshal's Association Firefighter of the Year Award.

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 March 22, 2016. (Carrie Smith)
- b. Review the Planning and Zoning Minutes for February 1, 2016. (Maurice Schwanke)
- c. Approve a Resolution approving a license agreement with Dallas Area Rapid Transit (DART) allowing for the construction of the Foster Crossing Water Line Project within DART right-of-way. (Joseph Johnson)

RESOLUTION NO. 2016-04-163 - A RESOLUTION OF THE CITY OF ANNA, TEXAS APPROVING A LICENSE AGREEMENT BETWEEN DALLAS AREA RAPID TRANSIT ("LICENSOR") AND THE CITY OF ANNA, TEXAS ("LICENSEE") TO ALLOW FOR THE CONSTRUCTION AND MAINTENANCE OF THE FOSTER CROSSING WATER LINE PROJECT WITHIN LICENSOR'S RIGHT-OF-WAY.

- d. Approve a Resolution approving a license agreement with Dallas Area Rapid Transit (DART) allowing for the construction of the Camden Parc Sewer Line Project within DART right-of-way. (Joseph Johnson)

RESOLUTION NO. 2016-04-164 - A RESOLUTION OF THE CITY OF ANNA, TEXAS APPROVING A LICENSE AGREEMENT BETWEEN DALLAS AREA RAPID TRANSIT ("LICENSOR") AND THE CITY OF ANNA, TEXAS ("LICENSEE") TO ALLOW FOR THE CONSTRUCTION AND MAINTENANCE OF THE CAMDEN PARC SEWER LINE PROJECT WITHIN LICENSOR'S RIGHT-OF-WAY.

- e. Authorize solicitation of bids for the Throckmorton Creek Sewer Project. (Joseph Johnson)

- f. Approve a Resolution approving the submission of an Assistance to Firefighters S.A.F.E.R. Grant Application. (Chief Gothard)

RESOLUTION NO. 2016-04-165 - A RESOLUTION OF THE CITY OF ANNA, TEXAS APPROVING THE SUBMITAL OF AN ASSISTANCE TO FIREFIGHTERS S.A.F.E.R. GRANT APPLICATION FOR THE HIRING OF TWO FULLTIME FIREFIGHTERS.

- g. Approve a Resolution approving a re-plat of "Victoria Falls Center Addition" final plat. (Maurice Schwanke)

RESOLUTION NO. 2016-04-166 - A RESOLUTION OF THE CITY OF ANNA, TEXAS APPROVING A FINAL PLAT OF VICTORIA FALLS CENTER ADDITION.

- h. Approve a Resolution approving "Camden Parc in Anna Phase 1A" final plat. (Maurice Schwanke)

RESOLUTION NO. 2016-04-162 - A RESOLUTION OF THE CITY OF ANNA, TEXAS APPROVING A FINAL PLAT OF CAMDEN PARC IN ANNA PHASE 1A.

- i. Approve a Resolution approving "Wal-Mart Anna Addition" final plat. (Maurice Schwanke)

RESOLUTION NO. 2016-04-156 - A RESOLUTION OF THE CITY OF ANNA, TEXAS APPROVING A FINAL PLAT OF WAL-MART ANNA ADDITION.

- j. Approve a Resolution approving "Anna Crossing Amenity Center" preliminary plat. (Maurice Schwanke)

RESOLUTION NO. 2016-04-157 - A RESOLUTION OF THE CITY OF ANNA, TEXAS APPROVING A PRELIMINARY PLAT OF ANNA CROSSING AMENITY CENTER.

- k. Approve a Resolution approving "Anna Crossing Amenity Center" final plat. (Maurice Schwanke)

RESOLUTION NO. 2016-04-158 - A RESOLUTION OF THE CITY OF ANNA, TEXAS APPROVING A FINAL PLAT OF ANNA CROSSING AMENITY CENTER.

- l. Approve a Resolution approving "Anna Crossing Amenity Center" site plan and landscape plan. (Maurice Schwanke)

RESOLUTION NO. 2016-04-159 - A RESOLUTION OF THE CITY OF ANNA, TEXAS APPROVING A SITE PLAN AND

LANDSCAPE PLAN OF ANNA CROSSING AMENITY CENTER.

- m. Approve a Resolution approving "Anna Town Square Detention Pond" final plat. (Maurice Schwanke)

RESOLUTION NO. 2016-04-167 - A RESOLUTION OF THE CITY OF ANNA, TEXAS APPROVING A FINAL PLAT OF ANNA TOWN SQUARE DETENTION POND ENTRY FEATURE.

- n. Approve a Resolution approving "Anna Town Square Detention Pond" site plan. (Maurice Schwanke)

RESOLUTION NO. 2016-04-160 - A RESOLUTION OF THE CITY OF ANNA, TEXAS APPROVING A SITE PLAN OF ANNA TOWN SQUARE DETENTION POND SITE PLAN ENTRY FEATURE.

Mayor Pro Tem Barnes removed "Item g." from the consent agenda.

MOTION: Council Member Dowd moved to approve all but "Item g." Council Member Beazley seconded. Motion carried 5-0.

Mayor Pro Tem Barnes recused himself due to a conflict of interest.

MOTION: Councilmember Burr moved to approve "Item g." Council Member Dowd seconded. Motion carried 4-0.

Mayor Pro Tem Barnes returned to the meeting.

- 6. **Conduct a Public Hearing (2nd) on the voluntary annexation of a 75.97 acre tract of land located in the Joseph Schluter Survey, Abstract No. 856; a 32.84 acre tract of land in the Henry Smith Survey, Abstract 822; a 73.47 acre tract of land in the Zach Roberts Survey, Abstract 760; a 20.7 acre tract of land in the P Burns Survey, Abstract 100; and a 60.04 acre tract of land in the Jonas Whitaker Survey, Abstract 98. (Maurice Schwanke)**

Mayor Pro Tem Barnes opened the public hearing at 7:45 p.m.

Mr. James Sanders representing Hurricane Creek Country Club requested an extension of the development agreement.

Mayor Pro Tem Barnes closed the public hearing at 7:48 p.m.

- 7. **Consider/Discuss/Action regarding a Resolution approving a Development Agreement with the Grayson Collin Recreation Association, Inc. (Maurice Schwanke)**

Grayson Collin Recreation Association, Inc., also known as Hurrigan Creek Country Club (HCCC).

RESOLUTION NO. 2016-04-155 - A RESOLUTION APPROVING A DEVELOPMENT AGREEMENT WITH THE GRAYSON COLLIN RECREATION ASSOCIATION, INC.

MOTION: Council Member Lovato moved to approve. Council Member Beazley seconded. Motion carried 5-0.

- 8. Consider/Discuss/Action regarding a Resolution approving and authorizing the forgiveness of an interfund loan from the general fund to the utility fund (Clayton Fulton)**

RESOLUTION NO. 2016-04-161 - A RESOLUTION OF THE CITY OF ANNA, TEXAS APPROVING AND AUTHORIZING THE FORGIVENESS OF AN INTERFUND LOAN FROM THE GENERAL FUND TO THE UTILITY FUND

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

- 9. Briefing/Update on infrastructure and development projects (Maurice Schwanke/Joseph Johnson)**

Development Director Schwanke and Public Works Director Johnson reviewed the current City building developments and capital improvement projects.

- 10. 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**); ETJ Boundary, Building Permit Requirements.
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- c. discuss or deliberate personnel matters (**Tex. Gov't Code §551.074**); City Attorney 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.

No executive session.

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

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

12. Adjourn.

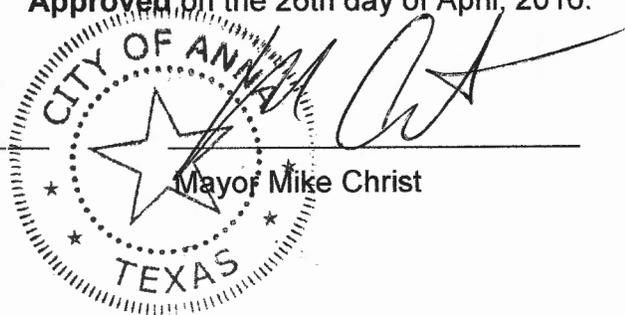
MOTION: Council Member Burr moved to adjourn. Council Member Lovato seconded. Motion carried 5-0.

Mayor Pro Tem Barnes adjourned the meeting at 8:21 p.m.

Approved on the 26th day of April, 2016.

ATTEST:


City Secretary Carrie L. Smith


Mayor Mike Christ

OPINION / SPEAKER REGISTRATION FORM

Welcome to the city council meeting. Your presence and participation are appreciated. You may make your opinion known on an issue and/or register to speak to the Mayor and City Council. Please turn this form in at the staff table to be forwarded to the Mayor. Please step to the podium as soon as you are recognized by the Mayor and state your name and address before beginning your presentation. If you have written notes or other material you wish to present to the Mayor and Council, please furnish an extra copy for the official files.

Name: JIM SANDERS

Address: 1909 RISING STAR

City / State / Zip: ALLEN, TX

Telephone Number (s): 214-478-9944

Regarding Agenda Item No. _____ Council Meeting Date: _____

Subject: HURRICANE CREEK EXTENSION

For

Against

Comments: (Use back if necessary)

I wish to address the Mayor and City Council.

(PLEASE LIMIT COMMENTS TO 3 MINUTES)

I do not wish to address the Mayor and City Council, but do wish to register my opinion.

OPINION / SPEAKER REGISTRATION FORM

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Name: Tom Plunkett

Address: 917 Calder Ct

City / State / Zip: Anna TX 75409

Telephone Number (s): 214-549-8912

Regarding Agenda Item No. _____ Council Meeting Date: 12th April

Subject: Walmart coming. Open up Taylor Exit from Hwy 75 Ask for help County/State Rep. TxDOT

For Against

Comments: (Use back if necessary)

~~Commercial street~~ Commercial street w asking TxDOT
Recommend: Taylor exit (Temp) or (Perm) to Reduce Traffic w/ Walmart, or Bring to Service Road.

Right now safety issue at 530 pm w/ stopped traffic on Hwy 75 to get off 455 exit. My concern is a truck driver hitting cars that are parked on Hwy 75. Ask to get help w/ County + State officials to request TxDOT to make a priority. Plus move up priority w/ drastic increase in population.

Exit Ramp. Right now told could take many years.

- I wish to address the Mayor and City Council. (PLEASE LIMIT COMMENTS TO 3 MINUTES)
- I do not wish to address the Mayor and City Council, but do wish to register my opinion.

CC April 12, 2016

AFFIDAVIT

THE STATE OF TEXAS §
 §
COUNTY OF COLLIN §

I, **Chad Barnes**, as a member of the City of Anna, Texas City Council, make this affidavit and hereby under oath state the following: I have a financial interest in real property that may receive a special economic effect by a vote or decision of the City Council and the economic effect on my business entity or real property may be distinguishable from its effect on the general public.

I affirm that the real property referred to above is a lot or tract of land located within the City of Anna, Texas located within 200 feet of property with a pending application for a zoning change. See Anna Code of Ethics, Part B, Section 2(b)(4). The real property for which there is a pending application for a zoning change is within the City of Anna and is described as follows:

Victoria Falls Center Addition, being a replat of Lot 9, Block B, The Falls Phase 1A, 7.477 acre tract in the Francis T Duffau Survey, Abstract 288.

Upon the filing of this affidavit with the official record keeper for the City, I affirm that I shall abstain from any discussion, vote, or decision involving the Property and from any further participation in this matter whatsoever.

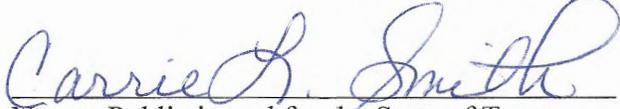
Signed this the 12th day of April, 2016.



Chad Barnes
City Council Member

BEFORE ME, the undersigned authority, this day personally appeared **Chad Barnes**, and by oath swore that the facts herein above stated are true and correct to the best of his/her knowledge or belief.

Sworn to and subscribed before me on this the 12th day of April, 2016.



Notary Public in and for the State of Texas
My commission expires: 4/27/2019
CS

