



# AGENDA

## Regular City Council Meeting

**Tuesday, September 27, 2016 @ 7:30 PM**

Anna City Hall, Council Chambers  
111 N. Powell Parkway, Anna, Texas 75409

*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, Roll Call and Establishment of Quorum.
2. Invocation and Pledge of Allegiance.
3. Citizen Comments.

*Citizens are allowed three 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.*

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.*

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 Council Meeting Minutes (City Secretary)
  - August 23 Work Session
  - August 23 Regular Session

- September 6 Special Meeting
  - September 13 Work Session
  - September 13 Regular Session
- b. Resolution approving a Development Plat for the Roper-Templin Addition. (Maurice Schwanke)
  - c. Resolution approving a Special Event Permit and an Agreement with the Greater Anna Chamber of Commerce for the 2016 GlowFest. (Maurice Schwanke)
  - d. Resolution approving a Development Agreement with Anna Outer Loop Ltd. (Maurice Schwanke)
6. Consider/Discuss/Action regarding a Resolution approving a pay classification plan (Clayton Fulton)
  7. Consider/Discuss/Action regarding a Resolution casting a ballot for the Texas Municipal League Intergovernmental Risk Pool Board of Trustees Election. (Clayton Fulton)
  8. Consider/Discuss/Action regarding an Ordinance amending Part II (General Ordinances), Article 29 (General Offenses), Section 4 (Discharge Of Firearms) of the Anna City Code of Ordinances. (Chief Jenks)
  9. 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.
10. Consider/Discuss/Action on any items listed on any agenda—work session, regular meeting, or closed session—that is duly posted by the City of Anna for any City Council meeting occurring on the same date as the meeting noticed in this agenda.
  11. Adjourn.

This is to certify that I, Carrie L. Smith, City Secretary, posted this agenda at a place readily accessible to the public at the Anna City Hall bulletin board. Posted on this 23rd day of September 2016 at or by 5:00 p.m..

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Carrie L. Smith, City Secretary

1. The Council may vote and/or act upon each of the items listed in this agenda.
2. The Council reserves the right to retire into executive session concerning any of the items listed on this agenda, whenever it is considered necessary and legally justified under the Open Meeting Act.
3. Persons with a disability who want to attend this meeting who may need assistance should contact the City Secretary at 972 924-3325 two working days prior to the meeting so that appropriate arrangements can be made.



**Item No. 5.a.**

City Council Agenda  
Staff Report

Meeting Date: 9/27/2016

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**AGENDA ITEM:**

Approve Council Meeting Minutes (City Secretary)

- August 23 Work Session
- August 23 Regular Session
- September 6 Special Meeting
- September 13 Work Session
- September 13 Regular Session

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**SUMMARY:**

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**STAFF RECOMMENDATION:**

**ATTACHMENTS:**

Description	Upload Date	Type
August 23 - Work Session	9/22/2016	Backup Material
August 23 - Regular Session	9/23/2016	Backup Material
September 6 Special Meeting	9/22/2016	Backup Material
September 13 Work Session	9/22/2016	Backup Material
September 13 Regular Session	9/22/2016	Backup Material



**Item No. 5.b.**

City Council Agenda  
Staff Report

Meeting Date: 9/27/2016

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**AGENDA ITEM:**

Resolution approving a Development Plat for the Roper-Templin Addition. (Maurice Schwanke)

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**SUMMARY:**

Joyce Templin has submitted an application for approval of a development plat of the Roper-Templin Addition. The property is a 53.70-acre tract located within Anna's extraterritorial jurisdiction south of the Sam Rayburn Memorial Highway and east of County Road 475. The owner is proposing erecting several manufacture homes and other structures on the property. The development plat accommodates the future extension of a thoroughfare that is shown on Anna's Comprehensive Plan. The submittal meets the City of Anna development plat requirements.

The Planning and Zoning Commission unanimously recommended approval of the development plat at their meeting on September 19th, 2016.

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**STAFF RECOMMENDATION:**

Staff recommends approval of the attached Resolution and development plat.

**ATTACHMENTS:**

Description	Upload Date	Type
Resolution Roper-Templin Development Plat	9/22/2016	Resolution
Exhibit 1, Roper-Templin Development Plat	9/22/2016	Exhibit
Location Map	9/22/2016	Backup Material



**Item No. 5.c.**

City Council Agenda  
Staff Report

Meeting Date: 9/27/2016

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**AGENDA ITEM:**

Resolution approving a Special Event Permit and an Agreement with the Greater Anna Chamber of Commerce for the 2016 GlowFest. (Maurice Schwanke)

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**SUMMARY:**

The annual GlowFest sponsored by the Greater Anna Chamber of Commerce (GACC) is scheduled for Saturday, October 29th, with an alternate date of November 5th. The event this year will be held at Slayter Creek Park and includes: a children's area with bounce houses, a car show, live music, a variety of exhibitors and vendors, and hot air balloons and rides. Parking for the event will be at the Anna High School where buses will provide transportation to the event. Additional parking will also be available in the parking lot south of the Middle School. Preparation and set up will start on Friday, October 28th with clean up continuing on Sunday following the event.

The Park Advisory Board reviewed the event at their September 19 meeting and is recommending that the City Council approve this Special Event Permit.

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**STAFF RECOMMENDATION:**

Staff recommends approval of the attached Resolution authorizing this special event.

**ATTACHMENTS:**

Description	Upload Date	Type
GlowFest Resolution	9/22/2016	Resolution
Exhibit 1, Special Event Agreement	9/22/2016	Exhibit
Exhibit B GACC Application for Special Event	9/22/2016	Exhibit
Glowfest 2016 Map Exhibit	9/22/2016	Backup Material



**Item No. 5.d.**

City Council Agenda  
Staff Report

Meeting Date: 9/27/2016

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**AGENDA ITEM:**

Resolution approving a Development Agreement with Anna Outer Loop Ltd. (Maurice Schwanke)

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**SUMMARY:**

Staff has negotiated a Development Agreement with Anna Outer Loop Ltd. for a 56-acre tract of land located at the Northeast corner of the Collin County Outer Loop and US Hwy. 75. Under the terms of the Agreement, the City will not annex the property during the three (3) year term of the Agreement in exchange for the property owners promise to refrain from developing the property until it is annexed into the City.

The Agreement also requires the property owner to dedicate several utility easements to the City that are necessary for the US Hwy. 75 Utility Relocation project, and future utility extensions along Foster Crossing and the Collin County Outer Loop. As consideration for the easements, the City agrees to convey by quit claim deed a portion of right-of-way for Foster Crossing that was abandoned when the Collin County Outer Loop was constructed.

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**STAFF RECOMMENDATION:**

Staff recommends approval of the attached Resolution and Agreement

**ATTACHMENTS:**

Description	Upload Date	Type
Anna Outer Loop Ltd. Dev. Agreement Resolution	9/23/2016	Resolution
Exhibit 1, Development Agreement	9/23/2016	Exhibit



**Item No. 6.**

City Council Agenda  
Staff Report

Meeting Date: 9/27/2016

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**AGENDA ITEM:**

Consider/Discuss/Action regarding a Resolution approving a pay classification plan (Clayton Fulton)

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**SUMMARY:**

The City last updated its pay classification plan in 2014. Since that time the economy and growth in the region has accelerated. In an effort to recruit and retain qualified trained employees, staff partnered with a consultant to conduct a wage study in order to update our pay classification plan based upon similar positions in our market.

The study revealed that 49% of the City's employees fell below the average survey minimum for their respective positions. The study provided recommendations for revising the City's pay classification plan, and for implementing market adjustments based on the new pay plan and the tenure of each employee in his or her position. The market adjustments were included in the FY 2017 budget.

Other changes include merging a few of the pay grades and reclassification of certain positions from non-exempt to exempt. The Police Lieutenant, Planner II, PW Superintendent and Parks & Rec Superintendent will be classified as exempt positions.

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**STAFF RECOMMENDATION:**

Staff recommends approval of the Resolution

**ATTACHMENTS:**

Description	Upload Date	Type
Resolution	9/16/2016	Staff Report
Exhibit	9/16/2016	Staff Report





**Item No. 7.**

City Council Agenda  
Staff Report

Meeting Date: 9/27/2016

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**AGENDA ITEM:**

Consider/Discuss/Action regarding a Resolution casting a ballot for the Texas Municipal League Intergovernmental Risk Pool Board of Trustees Election. (Clayton Fulton)

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**SUMMARY:**

The City of Anna purchases liability and property insurance through the Texas Municipal League Intergovernmental Risk Pool (TMLIRP). Currently the the TMLIRP Board of Trustees is holding an election for places 6-9. As a member of the pool we are entitled to vote for the board members.

Staff will cast the ballot based upon the direction of the majority vote of the Council for each position. The attached ballot includes information and background on each candidate.

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**STAFF RECOMMENDATION:**

Approve the resolution.

**ATTACHMENTS:**

Description	Upload Date	Type
Resolution	9/16/2016	Resolution
TMLIRP Ballott	8/30/2016	Backup Material



**Item No. 8.**

City Council Agenda  
Staff Report

Meeting Date: 9/27/2016

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**AGENDA ITEM:**

Consider/Discuss/Action regarding an Ordinance amending Part II (General Ordinances), Article 29 (General Offenses), Section 4 (Discharge Of Firearms) of the Anna City Code of Ordinances. (Chief Jenks)

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**SUMMARY:**

In 2005, the City Council passed an ordinance that regulates the discharge of firearms and other weapons. The ordinance was written in an attempt to comply with State law at the time. Subject to certain exemptions, the current ordinance requires a permit to discharge a firearm inside the City limits. Permits can only be issued on tracts of land over a certain size (depending on the type of firearm) subject to certain distance requirements from a residence or occupied building. The discharge of other types of weapons (paintball, pellet gun, air rifles, bow, etc.) is generally permitted on tracts larger than two acres. The discharge of firearms on certain tracts of land larger than ten acres that were annexed after 1981 are exempt from the prohibitions and permitting requirements in the current ordinance, subject to certain distance requirements.

In late August of this year, staff received an inquiry regarding a request for a permit to discharge a firearm at a location that is relatively close to a residential area and one of the school campuses. Although the inquiry did not result in the issuance of a permit, it is possible that a permit could have been issued based on our current Ordinance.

As a result, staff has reviewed the current ordinance. It is our view that the current ordinance is confusing, overly complex, and does not sufficiently provide for the safety of the public to the extent allowed in State law.

The proposed amended ordinance generally prohibits the discharge of firearms and other weapons inside the city limits subject to certain exemptions required in State law. The exemptions outlined in State law allow the discharge of firearms and other weapons on certain tracts of land (larger than 10 or 50 acres depending on the type of weapon) that were annexed after 1981, subject to more restrictive distance requirements (ref.LGC § 229.003). These more restrictive distance requirements make it less likely that an accident or other incident that endangers the public will occur.

The amended ordinance also prohibits the discharge of firearms within 5,000 feet of the city limits if the discharge occurs within a certain distance of parks, schools, day care facilities, residential

developments, or residential or other occupied structures located inside the city limits.

Under the amended ordinance, where the discharge of firearms is legal, no permits are required.

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**STAFF RECOMMENDATION:**

Staff recommends approval of the amended Ordinance.

**ATTACHMENTS:**

Description	Upload Date	Type
Discharge of Firearms Ordinance	9/16/2016	Ordinance