



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

**March 22, 2011**

**6:30 p.m. – Anna City Hall Administration Building**

The City Council of the City of Anna will meet in Workshop Session at 6:30 p.m., March 22, 2011, at the Anna City Hall Administration Building, located at 111 North Powell Parkway (Hwy 5), regarding the following items.

1. Call to Order
2. Roll Call and Establishment of Quorum.
3. Discussion regarding a Community Survey.
4. **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. discuss or deliberate the purchase, exchange, lease, or value of real property (Tex. Gov't Code §551.072); Property for extension of trail system; Property for Utility Easements.
  - b. 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); *Powell v. City of Anna*, Cause No. 401-03815-2009 in the 401<sup>st</sup> District Court of Collin County, Texas; *Texas Star Bank v. City of Anna*, Cause No. 380-04163-2009 in the 380<sup>th</sup> District Court of Collin County, Texas;
  - c. Personnel: City Attorney Annual Evaluation. (Government Code, Section 551.074).

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.

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.

5. Discussion regarding any item on the City Council's March 22, 2011 Regular Meeting Agenda Notice, which was posted at the same date, time and place of this Workshop Agenda Notice.
6. Adjourn.

This is to certify that I, Natha Wilkison, City Secretary, posted this agenda at a place readily accessible to the public at the Anna City Hall and on the City Hall bulletin board at or before 5:00 p.m., March 18, 2011.

*Natha Wilkison*  
Natha Wilkison, 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.



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

**March 22, 2011**

**7:30 p.m. – Anna City Hall Administration Building**

The City Council of the City of Anna will meet in Regular Session at 7:30 p.m., March 22, 2011, 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.
2. 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.*
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.*

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.

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. Review Anna EDC Special minutes for December 16, 2010.
  - b. Review Anna EDC Regular minutes for December 2, 2010.
  - c. Review Anna CDC Regular minutes for December 2, 2010.
  - d. Review Anna CDC Special minutes for December 16, 2010.
  - e. Approve a Resolution regarding City Attorney Agreement.
  - f. Second reading and approval of a Resolution regarding Anna Community Development Project for USDA Loan to Image Vision Labs. (Jessica Perkins)
6. Consider/Discuss/Action approving a settlement agreement in *Texas Star Bank v. City of Anna*, Cause No. 380-04163-2009 in the 380<sup>th</sup> District Court of Collin County, Texas. (Clark McCoy)
7. Consider/Discuss/Action approving Resolution regarding a Facilities Use Agreement with Community Soccer League. (Philip Sanders)
8. Consider/Discuss/Action approving a Resolution regarding the appointment of a Charter Review Commission. (Philip Sanders)
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. discuss or deliberate the purchase, exchange, lease, or value of real property (Tex. Gov’t Code §551.072); Property for extension of trail system; Property for Utility Easements.
  - b. 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); *Powell v. City of Anna*, Cause No. 401-03815-2009 in the 401<sup>st</sup> District Court of Collin County, Texas; *Texas Star Bank v. City of Anna*, Cause No. 380-04163-2009 in the 380<sup>th</sup> District Court of Collin County, Texas;

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.

c. Personnel: City Attorney Annual Evaluation. (Government Code, Section 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.

10. Consider/Discuss/Action on any items listed on posted agenda for March 22, 2011 City of Anna Workshop Session or any closed session occurring during this Regular Meeting, as necessary.

11. Adjourn.

This is to certify that I, Natha Wilkison, City Secretary, posted this agenda at a place readily accessible to the public at the Anna City Hall and on the City Hall bulletin board at or before 5:00 p.m., March 18, 2011.

*Natha Wilkison*  
Natha Wilkison, 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.
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**City of Anna  
City Council Agenda  
Staff Report**

Council Meeting: March 22, 2011  
Sanders

Staff Contact: Philip

Account Code #: N/A

Date Prepared: 3/17/11

Budgeted Amount: N/A

Exhibits:  Yes  No

**AGENDA SUBJECT:** Discussion regarding a Community Survey.

**SUMMARY:**

**RECOMMENDATION:**



## City of Anna City Council Agenda Staff Report

Council Meeting: March 22, 2011

Staff Contact: Philip Sanders

Account Code #: N/A

Date Prepared: 3/17/11

Budgeted Amount: N/A

Exhibits:  Yes  No

**AGENDA SUBJECT:** 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. Review Anna EDC Special minutes for December 16, 2010.
- b. Review Anna EDC Regular minutes for December 2, 2010.
- c. Review Anna CDC Regular minutes for December 2, 2010.
- d. Review Anna CDC Special minutes for December 16, 2010.
- e. Approve a Resolution regarding City Attorney Agreement.
- f. Second reading and approval of a Resolution regarding Anna Community Development Project for USDA Loan to Image Vision Labs. (Jessica Perkins)

**SUMMARY:**

**RECOMMENDATION:** Staff recommends approval of the consent items.



**City of Anna  
City Council Agenda  
Staff Report**

Council Meeting: March 8, 2011  
Account Code #: \_\_\_\_\_  
Budgeted Amount: \_\_\_\_\_

Staff Contact: Clark McCoy

Exhibits:  Yes       No

**AGENDA SUBJECT:**

Approve a Resolution regarding City Attorney Agreement.

**SUMMARY:**

The Council has appointed Clark McCoy and the law firm of Wolfe, Tidwell & McCoy to the position of City Attorney under Section 4.04 of the City's Home Rule Charter. This Agreement sets forth the rate structure for legal services and a guarantee of no increase through September 30, 2013.

**RECOMMENDED ACTION:**

Council consider and take action on the Agreement.





## City of Anna City Council Agenda Staff Report

Council Meeting: March 22, 2011

Staff Contact: Jessica Perkins

Account Code #: \_\_\_\_\_

Budgeted Amount: grant funds

Exhibits:  Yes       No

**AGENDA SUBJECT:** **Consent** Second reading of a Resolution regarding Anna Community Development Project for USDA Loan to Image Vision Labs.

**SUMMARY:** In 2009 the Anna CDC was the recipient of a grant from the USDA in the amount of \$99,900. The grant funds were given for the purpose of establishing a revolving loan fund to support small, local businesses. For the past several months the CDC and IVL have been working on a loan agreement for the full amount of the grant funds (\$99,900). The entities have come to terms and want to proceed with the execution of the loan.

**STAFF RECOMMENDATION:** Staff recommends you approve the resolution.



**City of Anna  
City Council Agenda  
Staff Report**

Council Meeting: March 22, 2011  
Account Code #: \_\_\_\_\_  
Budgeted Amount: \_\_\_\_\_

Staff Contact: Clark McCoy

Exhibits:  Yes       No

**AGENDA SUBJECT:**

Consider/Discuss/Action approving a settlement agreement in *Texas Star Bank v. City of Anna*, Cause No. 380-04163-2009 in the 380<sup>th</sup> District Court of Collin County, Texas. (Clark McCoy)

**SUMMARY:**

This matter is on the closed session agenda for discussion. The proposed settlement would fully resolve all matters pending between the City and the other parties with the City paying no funds to any of the named parties and the City being granted a full release and discharge from the dispute.

**RECOMMENDED ACTION:**

Agreement be approved.



**City of Anna  
City Council Agenda  
Staff Report**

Council Meeting: March 22, 2011

Staff Contact: Philip Sanders

Account Code #: NA

Budgeted Amount: NA

Exhibits:  Yes  No

**AGENDA SUBJECT:** Consider/Discuss/Action regarding a Resolution approving a Facilities Use Agreement with the Community Soccer League for 2011.

**SUMMARY:** Attached is a Resolution authorizing a Facilities Use Agreement with the Community Soccer League for 2011. The Community Soccer League is a private adult soccer league with teams that include citizens from the City of Anna and many other communities throughout north Texas. The League has requested authorization to use Bryant Park as a location for some of the Saturday games sponsored by the League. The attached Facilities Use Agreement lays out the rights and obligations related to the League's use of the park facilities.

The Parks Advisory Board is scheduled to review this Agreement during their regular Meeting on March 21.

**RECOMMENDATION:** Staff recommends approval of the attached Resolution and Agreement.



## City of Anna City Council Agenda Staff Report

Council Meeting: March 22, 2011

Staff Contact: Philip Sanders

Account Code #:

Budgeted Amount: \_\_\_\_\_

Exhibits:  Yes       No

**AGENDA SUBJECT:** Resolution regarding the appointment of a Charter Review Commission.

**SUMMARY:** In accordance with Section 11.07, the City Council must appoint a Charter Review Commission at least once every six years. The Commission must consist of at least ten citizens of the City. All Commission members must be qualified voters in the City. The attached Resolution appoints the Commission members, and outlines the roles and responsibilities of the Commission. In adopting the Resolution, the Council will need to specifically name the ten persons appointed to serve on the Commission, and name a Chair and Vice Chair to serve as presiding officers.

**RECOMMENDATION:** Staff recommends approval of the attached Resolution.