

AGENDA



City Council Meeting

Tuesday, September 24, 2024 at 6:00 PM

**Anna Municipal Complex - Council Chambers
120 W. 7th Street, Anna, Texas 75409**

The City Council of the City of Anna will meet on 9/24/2024 at 6:00 PM in the Anna Municipal Complex-Council Chambers, located at 120 W. 7th Street, to consider the following items.

Welcome to the City Council meeting. 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. Neighbor Comments.

At this time, any person may address the City Council regarding an item on this meeting Agenda that is not scheduled for public hearing. Also, at this time, any person may address the City Council regarding an item that is not on this meeting Agenda. Each person will be allowed up to three (3) minutes to speak. No discussion or action may be taken at this meeting on items not listed on this Agenda, other than to make statements of specific information in response to a citizen's inquiry or to recite existing policy in response to the inquiry.

4. Reports.

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. Work Session.

a. Discussion of Fire-Rescue Service in the County (Fire Chief Ray Isom)

6. 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 Meeting Minutes for September 10, 2024. (City Secretary Carrie Land)
- b. Review Minutes of the August 1, 2024, Joint Community Development Corporation and Economic Development Corporation Board Meeting. (Director of Economic Development Bernie Parker)
- c. Review Monthly Financial Report for the Month Ending August 31, 2024. (Budget Manager Terri Doby)
- d. Approve a Resolution re-appointing Robert Hallberg as City of Anna representative on the Greater Texoma Utility Authority Board of Directors for the term to expire December 31, 2026. (Assistant City Manager Greg Peters, P.E.)
- e. Approve a Resolution approving and authorizing the City Manager to execute an extension to the Agreement between Grace Place Community Garden and the City of Anna. (Community Enhancement Coordinator Olivia Demings)
- f. Approve a Resolution authorizing the City Manager to execute easement documents for a new franchise utility easement for ONCOR energy at Slayter Creek Park. (Assistant City Manager Greg Peters)
- g. Approve a Resolution awarding a professional services contract to Geotex Engineering for materials testing and observation services for the Pecan Grove Trail project. (Park Planning and Development Manager Dalan Walker)
- h. Approve a Resolution authorizing the City Manager to award the AV contract to AVI-SPL for audio and visual equipment for the community library in the amount not to exceed six hundred, ninety thousand and zero cents (\$690,000). (Neighborhood Services Director Marc Marchand)
- i. Approve a Resolution Authorizing Participation in Additional Class Action Settlement Agreements Relating to Aqueous Form Filming Foams Litigation. (City Attorney Clark McCoy)
- j. Approve a Resolution Consenting to the Creation of a Political Subdivision in the City's Extraterritorial Jurisdiction . (City Attorney Clark McCoy)

7. Items For Individual Consideration.

- a. Consider/Discuss/Action on a Resolution directing the City Attorney and City Manager to prepare an amendment to the existing development agreement approved on December 13, 2022 via Resolution 2022-12-1335, per a request from NexMetro Communities for additional time on the project schedule. (Assistant City Manager Greg Peters)
- b. Consider/Discuss/Action on a Resolution directing the City Attorney and City Manager to prepare an amendment to the existing development agreement approved on April 12, 2022 via Resolution 2022-04-1142, per a request from NRP Group for additional time on the project schedule. (Assistant City Manager Greg Peters)
- c. Consider/Discuss/Action on a Resolution authorizing the City Manager to execute an Impact Fee Reimbursement Agreement with Pulte Homes of Texas, LP for the construction of public roadway, sanitary sewer and water improvements (City Engineer Wes Lawson).
- d. Consider/Discuss/Action on a Resolution accepting the dedication of 12.642 acres of park land from Anna 51 Joint Venture. (Park Planning and Development Manager Dalan Walker)

- e. Consider/Discuss/Action on filling a vacancy on the Diversity and Inclusion Advisory Commission. (Interview Committee)
 - f. Consider/Discuss/Action on Appointment of the 2025 Boards and Commissions Interview Committee (City Manager Ryan Henderson)
8. **Future Agenda Items.**
- a. Discussion on Amendments to Chapter 9 Planning and Development Regulations Pertaining to Tree Preservation and Tree Requirements (Councilman Kevin Toten).
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). Development Agreements.
 - b. Discuss or deliberate the purchase, exchange, lease, or value of real property (Tex. Gov't Code §551.072).
 - c. Discuss or deliberate Economic Development Negotiations: (1) To discuss or deliberate regarding commercial or financial information that the City has received from a business prospect that the City seeks to have locate, stay, or expand in or near the territory of the City of Anna and with which the City is conducting economic development negotiations; or (2) To deliberate the offer of a financial or other incentive to a business prospect described by subdivision (1). (Tex. Gov't Code §551.087).
 - d. Discuss or deliberate personnel matters (Tex. Gov't Code §551.074). City Council; City Attorney annual review; boards and commissions appointments.
- 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. Land, City Secretary, posted this Agenda on the City's website (www.annatexas.gov) and at the Anna Municipal Complex bulletin board at or before 5:00 p.m. on 9/20/2024.

Carrie L. Land, City Secretary

1. The Council may vote and/or act upon each of the items listed in this agenda. Notwithstanding the foregoing or any other statement in this Agenda, the Council shall not take action on any item until after providing opportunity for public testimony under the "Neighbor Comments" item or after any public hearing held under applicable law.
2. The Council reserves the right to retire into closed 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.