

AGENDA



City Council Meeting

Tuesday, January 24, 2023 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 01/24/2023 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. *Move to Council Chambers.*

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.

a. Recognition of the Anna ISD Achievements in 2022 (Mayor Nate Pike)

b. Update from Lee Lewis Construction on the remaining punch list items for the Municipal Complex. (Director of Public Works Greg Peters, P.E.)

5. **Work Session.**

- a. Zoning & Impact Reimbursement Discussion - NexMetro CR 423 (Director of Public Works Greg Peters, P.E.)
- b. Presentation from Megatel on the AnaCapri Development and discussion on proposed expansion and zoning (AnaCapri North). (Director of Economic Development Joey Grisham)

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 the City Council Meeting Minutes for January 10, 2023. (City Secretary Carrie Land)
- b. Review the Minutes from the November 21, 2022 Parks Advisory Board Meeting (Assistant Director of Neighborhood Services Jeff Freeth).
- c. Review Monthly Financial Report for the Month Ending December 31, 2022. (Budget Manager Terri Doby)
- d. Approve a waiver letter and authorize the Mayor to enter into an Interlocal Agreement with the City of Bells for transfer of recreational materials (Neighborhood Services Director, Marc Marchand)
- e. Approve a Resolution approving the extension of a lease agreement between the City of Anna and CARDS Dallas, Incorporated, for the use of a portion of the Public Works Facility in exchange for the approved reduction of fifty cents per Single Family Residential Home on their Solid Waste and Recycling Fees. (Director of Public Works Greg Peters, P.E.)
- f. Approve a Resolution for the purchase of servers and additional software and equipment from CDW Government of Chicago, IL through the TxDOT and Texas DIR agreements in the amount of \$250,000, and authorizing the City Manager to sign the agreement. (Director of Information Technology Kevin Johnson)
- g. Approve a Resolution for a lease purchase agreement for the purpose of financing servers and related equipment with Government Capital Corporation in the amount of \$250,000 for a period of five (5) years at an interest rate of 4.90%, and authorizing the City Manager to sign the agreement. (Finance Director Alan Guard)
- h. Approve an Ordinance Amending the FY2023 Community Investment Program (CIP) Budget to appropriate funding for US 75 Utility Relocation Project. (Budget Manager Terri Doby)
- i. Approve a Resolution awarding the construction of the US 75 Utility Relocation project to ANA Site Construction, LLC. (Director of Public Works Greg Peters, P.E.)
- j. Approve a Resolution authorizing the City Manager to execute documents for the purchase of a 0.132 acre parcel for public right-of-way and limited rights on a 0.061 acre parcel for a permanent grading easement on and across a 7.7869 acre tract of land for the construction of Hackberry Drive. (Director of Public Works Greg Peters, P.E.)

7. Items For Individual Consideration.

- a. Conduct a Public Hearing/Consider/Discuss/Action on an Ordinance to rezone 82.0± acres located on the south side of E. Foster Crossing Boulevard, 195± feet east of S. Powell Parkway from Planned Development (Ord. No. 743-2017) to Planned Development-LI-1 Light Industrial with modified development standards. (Director of Development Services Ross Altobelli)
- b. Consider/Discuss/Action on a Resolution regarding Holt Subdivision, Block A, Lots 1-4, Concept Plan. (Director of Development Services Ross Altobelli)
- c. Consider/Discuss/Action on a Resolution regarding Holt Subdivision, Block A, Lots 1-4, Preliminary Plat. (Director of Development Services Ross Altobelli)
- d. Conduct a Public Hearing/Consider/Discuss/Action on an Ordinance for a Specific Use Permit for a communications tower on one lot on 3.6± acres located on the east side of the Dallas Area Rapid Transit right-of-way, 380± feet north of E. Outer Loop Road. Zoned: Planned Development-Anna Business Park (Ord. No. 743-2017). (Director of Development Services Ross Altobelli)
- e. Consider/Discuss/Action on a Resolution regarding City of Anna Water Storage Tank Addition, Block A, Lot 2, Site Plan. (Director of Development Services Ross Altobelli)
- f. Conduct a Public Hearing/Consider/Discuss/Action on an Ordinance regarding a Specific Use Permit for a Gas metering station on one lot on 27.4± acres located on the north side of Rosamond Parkway, 830± feet west of West Crossing Boulevard. Zoned: Planned Development (Ord. No. 285-2006). (Director of Development Services Ross Altobelli)
- g. Consider/Discuss/Action on a Resolution regarding Shadowbend Atmos Energy Tap, Site Plan. (Director of Development Services Ross Altobelli)
- h. Discuss/Consider/Act on a resolution of the City Council of the City of Anna, Texas, finding that a public necessity exists for acquisition of a permanent right of way and temporary construction easement on and across real property located at 404 Hackberry Drive for the construction of Hackberry Drive, in a form approved by the City Attorney. (Director of Public Works Greg Peters, P.E.)
- i. Discuss/Consider/Act on a Resolution authorizing the City Manager to execute an agreement for the purchase of real property for the Hurricane Creek Regional Wastewater Treatment Plant in a form approved by the City Attorney. (Director of Public Works Greg Peters, P.E.)
- j. Consider/Discuss/Action on a Resolution approving the First Amendment to the Development Agreement and the Woods at Lindsey Place Subdivision Improvement Agreement with D.R. Horton-Texas, Ltd. (Director of Economic Development Joey Grisham)
- k. Consider/Discuss/Action on a Resolution setting a Public Hearing under Section 372.009 of the Texas Local Government Code on the advisability of the creation of a Public Improvement District and improvements within the City of Anna, Texas, for the Woods at Lindsey Place Development and authorizing the issuance of notice by the City Secretary of Anna, Texas, regarding the public hearing. (Director of Economic Development Joey Grisham)
- l. Consider/Discuss/Action on a Resolution awarding a grant administrator to complete an application and project implementation for the City of Anna's 2023 Downtown Revitalization Program administered through the Texas Department of Agriculture. (Economic Development Coordinator Kimberly Garduno)

- m. Consider/Discuss/Action on a Resolution awarding a grant administrator to complete an application and project implementation for the City of Anna's 2023/2024 Texas Community Development Block Grant Community Development Fund administered through the Texas Department of Agriculture. (Economic Development Coordinator Kimberly Garduno)
 - n. Consider/Discuss/Action on a Resolution adopting City of Anna Success Statements. (Assistant City Manager Taylor Lough)
 - o. Consider/Discuss/Action to fill Board of Adjustment vacancies. (City Secretary Carrie Land)
 - p. Consider/Discuss/Action on appointments to Boards and Commissions Interview Committee. (City Secretary Carrie Land)
8. **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). Public facilities and infrastructure
 - 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). Boards and Commissions
- 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.
9. 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.
10. **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 01/20/2023.

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.