

City of *OVILLA* City Council

Rachel Huber, Place One
Larry Stevenson, Place Two
David Griffin, Place Three, Mayor Pro Tem

Richard Dormier, Mayor

Doug Hunt, Place Four
Dean Oberg, Place Five
City Administrator, Vacant

105 S. Cockrell Hill Road, Ovilla, TX 75154

Monday, February 09, 2015

6:30 P.M.

Council Chamber Room

AGENDA

NOTICE is hereby given of a Regular Meeting of the City Council of the City of Ovilla, to be held on Monday, February 09, 2015 at 6:30 P.M. in the Ovilla Municipal Building, Council Chamber Room, 105 S. Cockrell Hill Road, Ovilla, Texas, 75154, for the purpose of considering the following items.

I. CALL TO ORDER

- Invocation
- Pledge of Allegiance

II. COMMENTS, PRESENTATIONS, ANNOUNCEMENTS & REPORTS

Council recognition of former Fire Chief Phillip Brancato for his years of service to the City of Ovilla.
Annual Spaghetti Benefit Dinner on Friday, February 20, 2015, 6:00 p.m.

▪ Citizen Comments

The City Council welcomes comments from Citizens. Those wishing to speak must sign in before the meeting begins. Speakers may speak on any topic, whether on the agenda or not. The City Council cannot act upon, discuss issues raised, or make any decisions at this time. Speakers under citizen's comments must observe a three-minute time limit. Inquiries regarding matters not listed on the Agenda may be referred to Staff for research and possible future action.

▪ Department Activity Reports / Discussion

- | | |
|---------------------------------------|---------------------------------|
| • Police Department | Police Chief M. Moon |
| ○ Monthly Report | |
| ○ Tier 2 Annual reporting | |
| • Fire Department | Interim Fire Chief B. Kennedy |
| ○ Monthly Report | |
| • Public Works | Public Works Director B. Piland |
| ○ Monthly Report | |
| • Finance Department | City Accountant L. Harding |
| ○ December 2014 Monthly Financials | |
| • Administration | |
| ○ Monthly Municipal Court Report | City Secretary P. Woodall |
| ○ Monthly Code/Animal Control Reports | Code/AC Officer M. Dooly |

III. CONSENT AGENDA

The following items may be acted upon in one motion. No separate discussion or action is necessary unless requested by a Council Member, in which event those items will be pulled from the consent agenda for individual consideration.

- C1. Minutes of the January 12, 2015 Briefing Session and Regular City Council Meeting
- C2. Minutes of the January 19, 2015 Special Council Meeting
- C3. Oncor Agreement
- C4. Committed Fund Balance
- C5. Quarterly Investment Report
- C6. December 2014 Financial Transactions over \$5,000
- C7. Resolution R2015-001, authorizing the Mayor to execute the Second Amendment to the Tower Lease Agreement by and between the City of Ovilla, Texas and T-Mobile West LLC.

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IV. PUBLIC HEARINGS AND CONSIDERATION

In accordance with the laws of the State of Texas, the City Council of the City of Ovilla conducts public hearings to receive public testimony and comments from all interested persons and parties of the properties described.

1. Case No. PZ15.02. **Receive** presentation and citizen comments on a request by Midlothian Independent School District for a change in zoning from RE (Single Family Residential District) to CG (General Commercial) on approximately 13.998 acres of land, more or less, located in the William Billingsley Survey, Abstract No 81, Ellis County, Texas and being generally located north of Shiloh Road and west of Bryson Lane in the Midlothian Independent School District, City of Ovilla, Texas, Extraterritorial Jurisdiction (ETJ).
 - a. **Presentation** of Request for change in zoning from Midlothian School District Representative(s).
 - b. **PUBLIC HEARING** to receive comments from the public regarding the request.
2. **Receive** presentation and citizen comments on Planned Development Application submitted by Clyde Hargrove: Consideration for a Planned Development, *Ovilla Retail Center*, being 129.043 acres, situated in the S. Clark Survey, A-212 & E. W. Blanton Survey, A-51, more commonly known to be a tract of land bordered by Ovilla Road 664, Malloy, Hosford and Westmoreland Roads. Zoning districts defined are: General Commercial, Residential, Senior Community and Park area.
 - a. **Presentation** of Request from the Developer.
 - b. **PUBLIC HEARING** to receive comments from the public regarding the request.
 - c. **DISCUSSION/ACTION – Consideration** of and action to approve the Planned Development, *Ovilla Retail Center*, being 129.043 acres, situated in the S. Clark Survey, A-212 and E.W. Blanton Survey, A-51, more commonly known to be a tract of land bordered by Ovilla Road 664, Malloy, Hosford and Westmoreland Roads.

V. REGULAR AGENDA

3. **DISCUSSION/ACTION – Consideration** of and action on Ordinance 2015-006 of the City of Ovilla, Texas, annexing the hereinafter described territory to the City of Ovilla and extending the boundary limits of the said City so as to include the hereinafter described property within the City limits of Ovilla, and granting to all the inhabitants of said property all the rights and privileges of other citizens and binding said inhabitants by all of the acts, ordinances, resolutions, and regulations of the City of Ovilla; and adopting a Service Plan.
4. **DISCUSSION/ACTION – Case No. PZ15-02. Receive** recommendation report from the Planning and Zoning Commission for the consideration of and action on the request submitted by Midlothian Independent School District for a change in zoning from RE (Single Family Residential District) to CG (General Commercial) on approximately 13.998 acres of land, more or less, located in the William Billingsley Survey, Abstract No 81, Ellis County, Texas and being generally located north of Shiloh Road and west of Bryson Lane in the Midlothian Independent School District, City of Ovilla, Texas, Extraterritorial Jurisdiction (ETJ).
5. **DISCUSSION/ACTION – Consideration** of and action on Ordinance 2015-007, providing for the amendment to the Zoning Ordinance of the City of Ovilla, Texas, that being Ordinance 2010.013, as heretofore amended; providing a zoning classification change from “RE” (Single Family Residential) to “CG” (General Commercial) on a 13.998 acre area of land described herein located within the William Billingsley Survey, Abstract No. 81, of the Deed Records of Ellis County; and providing for immediate effect.

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6. **DISCUSSION/ACTION – Consideration** of and action on Resolution R2015-002 of the City of Ovilla, Texas, authorizing the Mayor to execute an agreement/contract with Texas First Group Replacement Service, Inc. to provide personnel appropriate to handle Interim City Administrator responsibilities.
7. **DISCUSSION/ACTION – Consideration** of and action to review and revise duties and responsibilities of the City Administrator.
8. **DISCUSSION/ACTION – Consideration** of and action to define language for public notice for applications for City Administrator position and direct staff as necessary.
9. **DISCUSSION/ACTION – Consideration** of and action on the creation of a Council Review Board for City Administrator applicant review and direct staff as necessary.
10. **DISCUSSION/ACTION – Consideration** of and action on Resolution R2015-003 of the City of Ovilla, Texas, authorizing the Mayor to execute an Agreement between the North Central Texas Council of Governments and the City of Ovilla, Texas, providing a license agreement for assistance with a map-based information system to include the 2015 digital orthophotography and/or LiDAR and contour data for an amount of \$4,589.20

EXECUTIVE SESSION

The City Council of the City of Ovilla, Texas, reserves the right to meet in a closed session on any item listed on this Agenda should the need arise, pursuant to authorization by Texas Government Code, Sections 551.071 (consultation with attorney), 551.072 (deliberations about real property), 551.073 (deliberations about gifts and donations), 551.074 (personnel matters), 551.076 (deliberations about security devices), 551.087 (economic development), 418.183 (homeland security).

COUNCIL WILL RECONVENE INTO OPEN SESSION, AND TAKE ACTION
NECESSARY PURSUANT TO EXECUTIVE SESSION, IF NEEDED.

VI. REQUESTS FOR FUTURE AGENDA ITEMS AND/OR ANNOUNCEMENTS BY COUNCIL AND STAFF

VII. ADJOURNMENT

THIS IS TO CERTIFY THAT A COPY OF THE NOTICE OF the February 09, 2015 Regular City Council Agenda was posted on the City Hall bulletin board, a place convenient and readily accessible to the general public at all times, and to the City's website, www.cityofovilla.com on the 6th day of February 2015 prior to 6:00 p.m., in compliance with Chapter 551, Texas Government Code.





Pamela Woodall, City Secretary

DATE OF POSTING: 2-6-2015 TIME: 10:00 am/pm
DATE TAKEN DOWN: _____ TIME: _____ am/pm

This facility is ADA compliant. If you plan to attend this public meeting and have a disability that requires special arrangements, please call 972-617-7262 at least 48 hours in advance. Reasonable accommodation will be made to assist your needs. PLEASE SILENCE ALL PAGERS, CELL PHONES & OTHER ELECTRONIC EQUIPMENT WHILE THE CITY COUNCIL MEETING IS IN SESSION.