

CITY OF OVILLA MINUTES

Monday, June 08, 2015

City Council Briefing Session

105 S. Cockrell Hill Road, Ovilla, TX 75154

Mayor Dormier called the Council Briefing Session of the Ovilla City Council to order at 6:01 P.M. The following City Council Members were present:

Rachel Huber	Council Member, Place 1
Larry Stevenson	Council Member, Place 2
David Griffin	Mayor Pro Tem, Place 3
Doug Hunt	Council Member, Place 4
Dean Oberg	Council Member, Place 5

Mayor Dormier announced present Council members, thus constituting a quorum. Various department directors and staff were also present. Staff presented Council with future agenda items and pending items still under staff review.

CONDUCT A BRIEFING SESSION to review and discuss future agenda items.

- Comments from the Saturday, June 08, Inaugural "Music in the Park" event - successful event.
- Front-facing garages – return item to the July 13 Council Meeting. Legal counsel would be reviewing conflicts in Code.
- Return with Ordinance 2015-XXX for the regulation of dumpsters – remove screening requirements pertaining to temporary dumpsters and note the City's exclusivity for the use of dumpsters to the City's contracted refuse company.

PENDING AGENDA Items still under staff review

- Implementing a 50/50 sidewalk maintenance program– FY2015-2016 budget discussion – No updates at this time.
- Abandonment of Bryson Lane – pending school construction.
- Consideration of and action to appoint a committee to serve as members of the Comprehensive Land Use Plan Committee to update the Ovilla Comprehensive Use Plan. – post advertisement for new board for members to begin review in July or August 2015.
- Ordinance/Resolution recommendation from the Municipal Development District (MDD) to repeal any taxing exemptions on telecommunications.
- Cockrell Hill Road – Dallas County – pending.

CONDUCT A BRIEFING SESSION to review and discuss agenda items for the 6:30 p.m. regular meeting.

Mayor Dormier and Council reviewed items listed on the 6:30 p.m. agenda that included a Public Hearing and Regular Meeting agenda items.

PL4 Hunt advised that he would be pulling C5 under the Consent Items (shredding) for discussion. Mayor Dormier advised he would be changing the order of the agenda.

ADJOURNMENT

Mayor Dormier adjourned the Briefing Session of the Ovilla City Council at 6:30 p.m.

ATTEST:


Pamela Woodall, City Secretary




Richard Dormier, Mayor

Approved July 13, 2015

CITY OF OVILLA MINUTES

Monday, June 08, 2015
Regular City Council Meeting
105 S. Cockrell Hill Road, Ovilla, TX 75154

Mayor Dormier called the Regular Council Meeting of the Ovilla City Council to order at 6:30 P.M. The following City Council Members were present:

Rachel Huber	Council Member, Place 1
Larry Stevenson	Council Member, Place 2
David Griffin	Mayor Pro Tem, Place 3
Doug Hunt	Council Member, Place 4
Dean Oberg	Council Member, Place 5 (arrived at 7:00 p.m.)

Mayor Dormier announced present Council members, thus constituting a quorum. Interim City Administrator Jacqueline Lee, various department directors and staff were also present.

PL2 Larry Stevenson gave the Invocation and Mayor Dormier led the recitation of the Pledge of Allegiance.

COMMENTS, PRESENTATIONS, REPORTS AND/OR APPOINTMENTS

Following the May 09, 2015 Municipal Election, Presiding Municipal Court Judge Scott Kurth administered the Oaths and Statements to the following:

Mayor Richard Dormier – no opposition, declared elected
Place 2 Council Member Larry Stevenson – no opposition, declared elected
Place 4 Council Member Doug Hunt – elected

Mayor Dormier moved the order of the agenda to address Item 2 on the Regular Agenda.

REGULAR AGENDA

- 2. DISCUSSION/ACTION** – Consideration of and action on Resolution R2015-018 authorizing and approving the appointment of a Municipal Court Judge for a two-year term effective immediately.

Mayor Pro Tem Griffin moved that Council approve the appointment of Scott Kurth as the Ovilla Municipal Court Judge for a term of two years, effective immediately, seconded by PL2 Stevenson. *No oppositions, no abstentions.*

VOTE: The motion to approve carried unanimously: 5-0.

Following the motion, Mayor Dormier conducted the Oath and Statement of Appointment to Municipal Court Judge Scott Kurth.

Mayor Dormier moved the regular order of the Agenda to address:

COMMENTS, PRESENTATIONS, REPORTS AND/OR APPOINTMENTS

City Administrator Dennis Burn announced the promotion of Sergeant Joey Bennett to Lieutenant of Police, effective June 01, 2015.

• Citizens Comments / Citizens Forum:

1. MS Jimmie Wade, 606 Creek View Circle – Voiced concerns of sewer and street problems.
2. MS Carol Surplus, 105 Rimrock Court – Concerns of street conditions in Ovilla Oaks Subdivision.
3. Mr. Charlie Morton – ROW mowing along Westmoreland concerns. Red Oak Creek residents without electricity for extended periods and having difficulty reaching ONCOR representatives.

- **Department Activity Reports / Discussion** – staff presented their reports.
 - Police Department Lieutenant J. Bennett
 - Monthly Report-Average response times are good
 - Fire Department Fire Chief B. Kennedy
 - Monthly Report
 - EMS Cost Comparisons
 - Public Works Public Works Director B. Piland
 - Monthly Report – Considerable repairs on lift station due to heaving rainfall.
 - PL3 Griffin complimented staff on preparedness for *Music in the Park*.
 - Finance Department City Accountant L. Harding
 - April 2015 Monthly Financials
 - Staff implementation of dates responsive to Management Letter from Yeldell including inventory procedure updates.
 - PL2 inquired about frequency of Municipal Court deposits. Staff advised deposit transmittals were made as policy directed.
 - Energy effective contract dates
 - Administration City Administrator Dennis Burn
 - Activity Report
 - Monthly Municipal Court Report City Secretary P. Woodall
 - Council inquired if patrol could serve city warrants on occasion. Lt. Bennett stated the police department would set certain days to serve warrants.
 - Monthly Code/Animal Control Reports Code/AC Officer M. Dooly
 - Building Permits

Mayor Dormier moved the order of the Agenda addressing Items on the Regular Agenda in various order.

6. **DISCUSSION/ACTION** – Review the reconstruction and paving of Ovilla streets and direct staff as necessary.

PL4 Hunt commented about the failing streets in Ovilla Oaks, concurred by PL3 Griffin. Cockrell Hill Road and the continual maintenance of keeping culverts and ditches cleaned throughout the City was also a topic of concern. The consensus of the Council was to use the tax dollars for quality road repair, not quantity. Ellis County Commissioner Kyle Butler was present and advised the Council that county road crews were behind schedule due to faulty equipment and the recent rainfall. Additionally, Ellis County had contracted with Old Castle for road materials and maintenance work, which could also benefit Ovilla. Council took no action and directed City Administrator Dennis Burn to research and prepare a report on the following two items for review at the next regularly scheduled meeting.

1. Various options for road repairs in Ovilla, with one option specific to Ovilla Oaks.
2. Contact the City's contracted refuse service and arrange for the use of different, less heavy trucks in Ovilla cul-de-sacs.

NO ACTION.

5. **DISCUSSION/ACTION** – Consideration of and action authorizing cement stabilization and HMAC pavement on SE Cockrell Hill Road in accordance with Ovilla's Interlocal Agreement with Ellis County Precinct 4.

NO ACTION.

4. **DISCUSSION/ACTION** – Consideration of and action on Ordinance 2015-013 of the City of Ovilla, TX, amending the flat rate for sewer service for residential and nonresidential customers, providing for publication of this ordinance and providing an effective date.

Mayor Pro Tem PL3 Griffin moved to approve Ordinance 2015-013 of the City of Ovilla, TX, amending the flat rate for sewer service for residential and nonresidential customers to a \$20 flat fee, effective immediately, providing for publication of this ordinance, seconded by PL5 Oberg. *No oppositions, no abstentions.*

VOTE: The motion to approve carried unanimously: 5-0.

3. **DISCUSSION/ACTION** – Consideration of and action on Ordinance 2015-012 approving and adopting mid-year budget revisions.

In compliance with the Ovilla Code of Ordinances, staff presented a recommended Mid-Year Budget revision to the annual budget. The distributed budget was balanced. Significant changes were included in the adjustment sheets for Council’s review. The annual mid-year review of revenues and expenses was reviewed with staff for the current fiscal year as well as a review of estimated amounts for the remainder of the fiscal year. Budget amendments revealed line item adjustments to the General Fund, Water & Sewer Fund, Water and Sewer Impact Fund, and Park Impact Fund, Police Aux. Fund, Fire Aux. Fund. Once approved, the amended budget will be filed with the County Clerk’s office as statute requires.

	Original Revenue and Expenses	Amended Revenue and Expenses
General Fund	\$2,695,456.00	\$2,751,641.00
Water & Sewer Fund	\$1,448,669.00	\$1,462,869.00
Park Impact Fund	\$ 10,045.00	\$ 11,718.00
Police Special Fund	\$ 1,000.00	\$ 5,500.00
Fire Auxiliary Fund	\$ 1,000.00	\$ 5,400.00
W&S Impact Fund	\$ 76,310.00	\$ 87,510.00
	\$4,232,480.00	\$4,324,638.00

PL1 Huber moved to approve Ordinance 2012-012 amending the City of Ovilla, TX, Fiscal Year 2014-2015 Annual Budget and Annual Program of Services, in accordance with the Mid-Year Budget review and amendments, to include the reduction of the flat sewer rate approved in Item 4, as part of the formal budget process, providing for publication of this ordinance and providing an effective date, seconded by PL5 Oberg. *No oppositions, no abstentions.*

VOTE: The motion to approve carried unanimously: 5-0.

7. **DISCUSSION/ACTION** – Consideration of and action on the appointments of the Heritage Day Committee.

PL1 Huber moved to appoint the following to serve on the 2015 Heritage Day Committee:

- PL4 Hunt – Coordinator
- PL5 Oberg
- City Administrator Dennis Burn

Park Board Members

Police Secretary Ashley Thompson

Motion was seconded by PL2 Stevenson. *No oppositions, no abstentions.*

VOTE: The motion to approve carried unanimously: 5-0.

1. **DISCUSSION/ACTION** – Consideration of and action on the nominations and appointment of Mayor Pro Tem.

PL1 Huber nominated PL4 Hunt to serve as Mayor Pro Tem.

PL2 Stevenson nominated PL5 Oberg to serve as Mayor Pro Tem.

There were no other nominations.

PL1 Huber moved that Council appoint PL4 Hunt to serve as Mayor Pro Tem for the City of Ovilla following the canvass of the May 2015 general election for a term through the May 2016 Uniform Election Date, seconded by PL4 Hunt. *No oppositions, no abstentions.*

VOTE: The motion to approve carried unanimously: 5-0.

Mayor Dormier moved order of the Agenda to address the Consent Items.

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.

Mayor Dormier and Council pulled C2, C3, C4 and C5 from the Consent Items for further review and/or discussion.

- C1. April 2015 Financial Transactions over \$5,000
- C2. Resolution R2015-015 approving and accepting settlement agreement with Atmos Mid-Tex
- C3. Resolution R2015-016 Updating authorized representatives for TexPool
- C4. Resolution R2015-017 Updating authorized representatives for TexStar
- C5. Service Agreement with Bridges Training Foundation – document shredding
- C6. Minutes of the May 13, 2015 Special City Council Meeting canvassing May 09, 2015 Election
- C7. Minutes of the May 11, 2015 Briefing Session and Regular City Council Meeting

Item C5 was removed from the Consent Items with no action taken.

Mayor Pro Tem Hunt moved to approve Consent Items C1, C6, and C7 as presented, seconded by PL2 Stevenson. *No oppositions, no abstentions.*

VOTE: The motion to approve carried unanimously: 5-0.

Mayor Pro Tem Hunt moved to approve Consent Item C2 as presented, seconded by PL5 Oberg.

PL3 Griffin opposed, no abstentions.

VOTE: The motion to approve carried: 4-1.

PL1 Huber moved to approve Consent Items C3 and C4, adding the update of the appointment of Mayor Pro Tem Hunt to the documents, seconded by PL2 Stevenson. *No oppositions, no abstentions.*

VOTE: The motion to approve carried unanimously: 5-0.

EXECUTIVE SESSION

None.

REQUESTS FOR FUTURE AGENDA ITEMS AND/OR ANNOUNCEMENTS

No ANNOUNCEMENTS.

- 1. PL1 Huber Shredding City documents
- 2. PL2 Stevenson None
- 3. PL3 Griffin Street repair options
- 4. Mayor Pro Tem Hunt None
- 5. PL5 Oberg Ordinance requiring permitting for roofing to include a fee

ADJOURNMENT

There being no further business, Mayor Dormier adjourned the meeting at 8:53 p.m.

ATTEST:



 Pamela Woodall, City Secretary





Richard Dormier, Mayor

Approved July 13, 2015