

CITY OF OVILLA MINUTES

Monday, January 11, 2016

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., with notice of the meeting duly posted. Mayor Dormier made the following public announcements: **(1)** Pursuant to section 30.06, penal code (trespass by holder of license to carry a concealed handgun), a person licensed under subchapter h, chapter 411, government code (concealed handgun law), may not enter this property with a concealed handgun. **(2)** Pursuant to Section 30.07 Penal Code (Trespass by License Holder with an openly carried handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a handgun that is carried openly.

The following City Council Members were present:

Rachel Huber	Council Member, Place 1
Larry Stevenson	Council Member, Place 2
David Griffin	Council Member, Place 3
Doug Hunt	Mayor Pro Tem, 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.

CALL TO ORDER

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

City Manager Dennis Burn and Council reviewed each item on the 6:30 p.m. regular agenda. Under the city manager's administration reports, Council had no issue with the removal of the tree in the front of the building at Cockrell Hill Road. Council conveyed acceptance for future discussion on the placement of a monument sign at the city hall.

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

- a. 50/50 Sidewalk policy - City Manager Dennis Burn advised Council that this item would be on the February agenda for consideration.

ADJOURNMENT

Mayor Dormier adjourned the Briefing Session of the Ovilla City Council at 6:15 p.m.

ATTEST:


Pamela Woodall, City Secretary




Richard A. Dormier, Mayor

Approved February 08, 2016

CITY OF OVILLA MINUTES

Monday, January 11, 2016

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., with notice of the meeting duly posted. Mayor Dormier made the following public announcements: **(1)** Pursuant to section 30.06, penal code (trespass by holder of license to carry a concealed handgun), a person licensed under subchapter h, chapter 411, government code (concealed handgun law), may not enter this property with a concealed handgun. **(2)** Pursuant to Section 30.07 Penal Code (Trespass by License Holder with an openly carried handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a handgun that is carried openly.

The following City Council Members were present:

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

Mayor Dormier announced present Council members, thus constituting a quorum. City Manager Dennis Burn, various department directors and staff were also present.

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

COMMENTS, PRESENTATIONS, REPORTS AND/OR APPOINTMENTS

Mayor Dormier opened discussion with Council regarding the recent tornado event, stating relief that Ovilla did not sustain any more damage than occurred and that no lives were lost. Ellis County Emergency Management went in operation immediately with the formation of a Command Post. Mayor, City Manager and Chief Windham were there for support and assistance. PL1 Huber voiced concern that the siren's audible was weak. City Manager Dennis Burn advised that staff would look into the need or possibility of placing another siren in town. Council and the City Manager commended all departments; Public Works, Police, Fire Department and Neighborhood Services for their immediate and professional responses and helping remove debris. PL3 Griffin recognized Chief Windham for curtailing his holiday and returning to Ovilla to assist.

• Citizen Comments

- MS Juanita Porter, 417 Shadowwood Trail:
 - Offered appreciation for the following City services:
 - Safety markers placed on Cockrell Hill Road
 - Pole light at Brookwood
 - Quick responses of the Police and Fire Departments
- MS Beverly Thompson, 108 Winding Way, voiced disappointment that the siren was not heard when the tornado came through Ovilla on December 26 and shared a petition signed by neighboring residents for a new siren.
- Mr. Phil Lynch signed up to speak when Council addressed Agenda Item 1.

• Department Activity Reports / Discussion – staff presented their reports.

- Police Department Police Chief B. Windham
 - Monthly Report was reviewed and discussed.
- Fire Department Fire Chief B. Kennedy
 - Monthly Report was reviewed and discussed.

- Praised Fire Marshal Kevin Lindsey for his participation and quick response providing emergency services in the aftermath of the tornado.
- Public Works Public Works Supervisor D. Durham
 - Monthly Report was reviewed and discussed.
- Finance Department Accountant L. Harding
 - November 2015 Financials were reviewed.
- Administration City Manager D. Burn
 - Reviewed Activity Report(s)
 - Monthly Municipal Court Report reviewed. City Secretary P. Woodall
 - Monthly Code/Animal Control Reports reviewed. Code/AC Officer M. Dooly
 - Monthly building permits were reviewed.

CONSENT AGENDA

- C1. November 2015 Financial Transactions over \$5,000
- C2. Committed Fund Balance General Fund Report for quarter ending 12/31/2015
- C3. Minutes of the Council Briefing Session and Regular Meeting of December 14, 2015.

Mayor Pro Tem Hunt moved to approve the consent items as presented, seconded by PL2 Stevenson.

No oppositions, no abstentions.

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

REGULAR AGENDA

ITEM 1. DISCUSSION/ACTION – Consideration of and Action on Ordinance 2016-001, of the City of Ovilla, TX, repealing Article 8.02 of the Ovilla Code of Ordinances and adopting new provisions in place thereof; prohibiting the creation or existences of nuisances; providing for enforcement; providing appeal procedures; providing for penalties; providing a savings clause; providing a severance clause; providing for incorporation into the Ovilla Code of Ordinances; providing for immediate effect; and providing for publication.

Mayor Dormier allowed resident Mr. Phil Lynch that had signed up to speak to address the Council. Mr. Phil Lynch spoke in favor the ordinance.

During the December 14, 2015 City Council meeting, a new Chapter 8, Article 8.02 related to nuisances was presented to the City Council as a discussion item. The City Council responded favorably to the new ordinance, offered no revisions/modifications and directed staff to place the item on the January 11, 2016 City Council meeting. City Attorney Ron MacFarlane reviewed and approved the ordinance to form. Council discussed the need to inform the public of this new ordinance and enforcement once in place.

PL5 Oberg moved that Council approve Ordinance 2016-001, of the City of Ovilla, TX, repealing Article 8.02 of the Ovilla Code of Ordinances and adopting new provisions in place thereof; prohibiting the creation or existences of nuisances; providing for enforcement; providing appeal procedures; providing for penalties; providing a savings clause; providing a severance clause; providing for incorporation into the Ovilla Code of Ordinances; providing for immediate effect; and providing for publication, seconded by PL1 Huber.

No oppositions, no abstentions.

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

ITEM 2. DISCUSSION/ACTION – Consideration of and Action on Ordinance 2016-002, amending Chapter 3, Article 3.06 Division 1, Section 3.06.003(f), of the Code of Ordinances of the City of Ovilla, Texas, providing restrictions on the placement of signs; providing for exceptions to the restrictions on placement of signs; providing a savings clause; providing a severance

clause, providing for incorporation into the Code of Ordinances; providing for an effective date; and providing for publication.

City Manager Dennis Burn advised Council that during their December 14, 2015 City Council meeting, an amendment to Chapter 3, Article 3.06 Division 1, Section 3.06.003 (f) was presented for discussion. The amendment allowed for the posting of political signs during a voting period on the premises of a public building being used as a polling place or early voting polling place if posted outside the area of 100 feet from an outside door through which a voter may enter a polling place. The City Council had requested that staff return with this ordinance and a map that showed Ovilla property ownership, exhibiting where signs may be placed. Ovilla's legal counsel prepared the ordinance for Council's consideration. Mayor Dormier created the map (Exhibit A).

Mayor Pro Tem Hunt moved that Council approve Ordinance 2016-002, amending Chapter 3, Article 3.06 Division 1, Section 3.06.003(f), of the Code of Ordinances of the City of Ovilla, Texas, providing restrictions on the placement of signs; providing for exceptions to the restrictions on placement of signs; providing a savings clause; providing a severance clause, providing for incorporation into the Code of Ordinances; providing for an effective date; and providing for publication, seconded by PL5 Oberg.

No oppositions, no abstentions.

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

ITEM 3.*DISCUSSION/ACTION* – Consideration of and Action on an Interlocal Agreement by and between the City of Frisco, Texas and the City of Ovilla, Texas, for the purchase of goods and services, effective upon execution and authorizing the City Manager to execute said agreement.

The City of Frisco developed an Interlocal Agreement that may allow other municipalities to participate in purchasing various items, utilizing cooperative purchasing power. Ovilla Police and Fire Departments requested to enter into this agreement with Frisco for the purchase of uniforms as Frisco wears the same uniforms, therefore, Ovilla would receive the same beneficial costs as Frisco. If approved, this agreement would allow Ovilla to purchase uniforms at reduced prices thus stretching budgeted dollars farther. The agreement was reviewed and approved by Ovilla's legal counsel and prepared for the City Manager's signature.

PL3 Griffin moved that Council approve an Interlocal Agreement by and between the City of Frisco, Texas and the City of Ovilla, Texas, for the purchase of goods and services, effective upon execution and authorizing City Manager to execute said agreement, seconded by PL1 Huber.

No oppositions, no abstentions.

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

ITEM 4.*DISCUSSION/ACTION* – Consideration of and Action on an Agreement by and between the City of Ovilla and Kim Dobbs, Consultant, to provide professional urban planning services to the City of Ovilla, effective upon execution and authorizing the Mayor to execute said agreement.

The City Manager gave Council his recommendation to hire Ms. Kim Dobbs on a contractual basis to assist staff in development reviews and serve as the City's planner. Mr. Burn stressed that there was also a need for assistance in review of our various ordinances to insure there are no gaps, inconsistencies or overlaps between the various provisions. The presented agreement was approved by Ovilla's legal counsel. PL3 suggested adding language to the contract revising the term of the agreement (page 3) by adding a specific date (September 30, 2016).

PL4 Hunt moved that Council approve an Agreement by and between the City of Ovilla and Kim Dobbs, Consultant, to provide professional urban planning services to the City of Ovilla, adding language in the section related to the Term of Agreement to state "beyond September 30, 2016", effective upon execution and authorizing the Mayor to execute said agreement, seconded by PL3 Griffin.

No oppositions, no abstentions.

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

REQUESTS FOR FUTURE AGENDA ITEMS AND/OR ANNOUNCEMENTS

- 1. PL1 Huber Sidewalk program
- 2. PL2 Stevenson None
- 3. PL3 Griffin Status and implementation of the Strategic Guide
- 4. Mayor Pro Tem Hunt None
- 5. PL5 Oberg None
- 6. Mayor None
- 7. City Manager Will be bringing an ordinance to update the IBC and NEC.

ADJOURNMENT

There being no further business, Mayor Dormier adjourned the meeting at 7:40 p.m.

ATTEST:


Pamela Woodall, City Secretary




Richard A. Dormier, Mayor

Approved February 08, 2016