

CITY OF OVILLA MINUTES
Monday, 15 September 2008
Joint Special City Council Meeting

A Special Council Meeting of the Ovilla City Council, the Ovilla Planning and Zoning Commission and the Ovilla Board of Adjustment was called to order by Mayor Turner at 6:35 P.M. with the following City Council Members present:

William A. "Bill" Turner	Mayor
Ralph Hall	Mayor Pro-Tem
Tom Leverentz	Council Member, Place 1
Richard Dormier	Council Member, Place 2
Bill Vansyckle	Council Member, Place 3
James Wade	Council Member, Place 5

Planning and Zoning Commission Chair Member Michael Yordy opened the meeting of the Planning and Zoning Commission with the following members present, thus constituting a quorum:

Michael Yordy	Chair
Emmett Fox	Vice-Chair
Loyce Milam	Commissioner
Loreen Silva	Commissioner
Jeff Lincks	Commissioner
Dean Oberg	Commissioner
Eric Sexton	Commissioner

Board of Adjustment Chair Member David Griffin opened the meeting of the Board of Adjustment with the following members present, thus constituting a quorum:

David Griffin	Chair
Annette Carmen	Vice-Chair
Stephanie Albright	Board Member
Julia Cearley	Board Member
Richard Ware	Board Member
Barbara Betik	Alternate Board Member
Cherrita Johnston	Alternate Board Member

The Invocation was given by Council Member Dormier.
The Pledge of Allegiance was led by Mayor Pro-Tem Hall.

Once the Council and Boards opened their respective meetings, Mayor Turner assumed the responsibility of leading the meeting with items for individual consideration addressed to the Council.

INDIVIDUAL CONSIDERATION:

- ITEM 1. Discussion/Action – Consider approval to allow the City Administrator to enter into an agreement with Ellis Council Precinct #4 for drainage culverts on Johnson Lane not to exceed \$6000.**

City Administrator briefed Council on a letter received from Mr. Ron Brown, Precinct #4 regarding the necessity to install three culverts in certain areas on Johnson Lane at a cost of approximately \$2000 each.

Mayor Pro-Tem Hall made a motion that Council approve to allow the City Administrator to enter into an agreement with Ellis County for Culverts on Johnson Lane not to exceed \$6000. Council Member Vansyckle seconded the motion.

VOTE: The motion carried unanimously.

- ITEM 2. Discussion/Action – Consider a developers agreement with Dr. Trammel to extend a sewer main on Cockrell Hill Road.**

City Administrator updated Council regarding Dr. Trammel's proposal to upgrade the size of the sewer line. Council Member Vansyckle stated he is in full support of the upgrade, including the financial accountability of the City. (proposed to be under \$25,000) Council, City Administrator, Dr. Trammel and his contractor, Mr. David England discussed the financial responsibilities, the pending placement/direction of the sewer line and the size of the line. (6") Additionally, Dr. Trammel offered the use of his parking lot during the city's special events. A cost benefit analysis of the project in comparison to commercial expansion on 664 was given by Mr. Phil Lynch. Mayor Pro-Tem Hall voiced concern of Council Member Vansyckle's involvement with this project and suggested to allow the City Administrator to handle negotiations and follow through with any agreement regarding sewer lines and bring them back to Council for discussion/approval. At this time a representing attorney from T.O.A.S.E., Mr. Matthew Wallis introduced himself and confirmed that normally the City Administrator meets with the applicants and would bring a prepared document to Council for consideration, not a Council Member. Council Member Vansyckle responded by noting the City did not have a City Administrator at the time this project began.

Questions rose concerning the wording of the Item being that a developer's agreement was not complete. The actual wording should have been to "allow the City Administrator to *develop* a developer's agreement with Dr. Trammel to extend a sewer main on Cockrell Hill Road" and bring the agreement back to Council for consideration that would include a total cost to the city.

Mayor Pro-Tem Hall made the motion that Council table the this item to allow the City Administrator to obtain the true cost of the project, develop a developer's agreement and present to Council at the October 14, 2008, scheduled Council Meeting. Council Member Vansyckle seconded the motion.

VOTE: The motion carried unanimously.

- ITEM 3. Discussion – Workshop training session for elected officials and appointed members of the Ovilla Council and Boards with the city attorney.**

Mr. Matthew Wallis with T.O.A.S.E. addressed Council, the Planning & Zoning Commission and the Board of Adjustment. Mr. Wallis reviewed standard procedures with the Boards and Council

explaining the differences in each groups' responsibilities. The Open Meetings Act was explained thoroughly. Other items of discussion were:

- Walking Quorum
- Parent Authority
- Conflict of Interest
- Executive Sessions
- Malfeasants

Mayor Turner asked Mr. Wallis to review the rolls of each Board again. A question and answer period with various board members continued including the relationship between the boards and the roll the City Administrator plays among each board and Council.

EXECUTIVE SESSION

At 8:25 P.M., Mayor Turner announced that the City Council would adjourn into an Executive Session to consider the following:

- 1) Consider the duties of the City Administrator and the Mayor and Council Members. (Section 551.074 Personnel Matters)

The City Council reconvened into Open Session at 10:10 P.M.

- No action was taken.
- No announcements were made.

(During the Executive Session, the respective Boards addressed their business and adjourned their meetings.)

Adjournment

Council Member Vansyckle made a motion to adjourn the special joint meeting of September 15, 2008. Council Member Leverentz seconded the motion.

VOTE: The motion carried unanimously.

ATTEST:

William A. "Bill" Turner, MAYOR

Pamela Higgins, CITY SECRETARY