

CITY OF OVILLA MINUTES
Monday, 05 January 2009
Special City Council Meeting

Mayor Turner called a Special Council Meeting of the Ovilla City Council to order at 7:00 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

City Administrator and various department-head staff members were also present.

Mayor announced that the meeting would move directly to Individual Consideration Action Items only.

INDIVIDUAL CONSIDERATION:

ITEM 1. Discussion/Action – Receive and consider recommendation from the City Administrator for Change Order Number #2, to the contract with A & M Construction in an amount of \$2,900, for the Downtown Main Street Sanitary Sewer Project.

City Administrator presented Council with Change Order Number #2 for the extension of sewer line necessary to clear Dr. Trammell's drive approach. The change order includes the provisions for the removal and replacement of one sewer cleanout.

Council Member Vansyckle made a motion that Council authorize Change Order Number #2 to the Downtown Main Street Sanitary Sewer Project contract to A & M Construction and Utility, Inc. in the amount of \$2,900. Council Member Leverentz seconded the motion.

VOTE: The motion carried unanimously.

ITEM 2. Discussion/Action – Consideration of an Ordinance of the City of Ovilla, Texas, Amending the Fiscal Year 2008-09 Water and Sewer Fund Budget and Annual Program of Services for the City of Ovilla to Allow for an Adjustment of \$2,900 for expenditures for the Downtown Main Street Sanitary Sewer Project; Providing for Publication of this Ordinance and Providing an Effective Date.

This is for the additional 50ft, relating to Item 1.

Council Member Vansyckle made a motion that Council approve an Ordinance amending the FY2008-09 Budget to fund Change Order #2 for the Downtown Main Street Sanitary Sewer Project out of Sewer Impact Fees. Mayor Pro-Tem Hall seconded the motion.

VOTE: The motion carried unanimously.

ITEM 3. Discussion/Action – Consideration of an Ordinance of the City of Ovilla, Texas, amending the Fiscal Year 2008-09 General Fund Budget and annual program of services for the City of Ovilla to allow for an adjustment of \$7,346, payable to Hunter Excavation for the excavation and disposal of an underground tank located at Heritage Park, providing for publication of the Ordinance and providing an effective date.

An underground storage tank was uncovered during the Main Street Sanitary Sewer Project. Hunter Excavation was notified and an emergency removal was authorized by Mayor Turner and permitted by TCEQ. A quote from the excavation company was presented however; no invoice had been submitted due to a soil sampling and test results that had come back positive for contaminants. The invoice would be pending a second soil test. Mayor Pro-Tem Hall questioned Council's approval of an emergency expense without an invoice and/or approving unlimited funds. Council discussed the impact of the sewer line and waiting for the second soil sampling test results. Council agreed to wait for a budget amendment until staff received a final invoice. Mayor announced that no action would be taken.

ITEM 4. Discussion/Action – Consider to take items from the table.

TABLED ITEM(S) FROM 29 DECEMBER 2008 Special Council Meeting

Discussion/Action – Consideration of an Ordinance of the City of Ovilla, Texas, Amending the Fiscal Year 2008-09 Water and Sewer Fund Budget (Sewer Impact Fees) and Annual Program of Services for the City of Ovilla to Allow for an Adjustment up to \$12,500 for expenditures for the Downtown Sanitary Sewer Project; Providing for Publication of This Ordinance and providing an Effective Date.

Mayor Pro-Tem Hall made a motion to remove this item from the table for consideration. Council Member Dormier seconded the motion.

Consider Action on Item.

This item was table due to the inability to acquire all necessary information during the holiday season. Additionally, it was determined that the original expenditure amount was not as quoted.

Mayor Pro-Tem Hall made a motion that Council deny a proposed ordinance allowing for an adjustment of \$12,500 from the Sewer Impact Fees, Water & Sewer Fund Budget. Council Member Dormier seconded the motion.

VOTE: The motion carried unanimously.

Council's Request for Future Agenda Items

N/A

Adjournment

Council Member Vansyckle made a motion to adjourn the meeting of January 05, 2009 at 7.25 P.M. Mayor Pro-Tem Hall seconded the motion.

VOTE: The motion carried unanimously.

ATTEST:

William A. "Bill" Turner, MAYOR

Pamela Higgins, CITY SECRETARY