

CITY OF OVILLA MINUTES
Monday, 09 February 2009
Regular City Council Meeting

Mayor Turner called a Regular 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.

Council Member Vansyckle gave the Invocation.
Council Member Leverentz led the Pledge of Allegiance.

COMMENTS, PRESENTATIONS, REPORTS AND APPOINTMENTS:

Ms Jalalyn Helm spoke of the upcoming Service League Dinner and Fund Raiser for the Police Department.

DEPARTMENTAL REPORTS:

- Department Activity Reports For the Month of January 2009 were included in Council packets for review with the following department head's discussion:
 - Police Department Chief Mike Moon
 - Chief Moon invited all to attend the fund raiser sponsored by the Ovilla Service League.
 - Chief Moon advised Council that the status regarding the replacement of Unit 112 (from the accident) was still pending.
 - Fire Department Chief Donnie Pickard
 - Mr. Danny Green and Mr. Tom Manning from the ESD (Emergency Services District) gave Council the status of the new fire building and generator.
 - Chief Donnie Pickard announced the effective burn ban (January 26, 2009) would remain for 90 days.
 - Public Works Dept. Director Jason Robinson
 - Mr. Robinson conveyed that his office received a notice stating that Ovilla is still compliant with TCEQ (TX Commission on Environmental Quality) and would place the notice in the next newsletter.

- o Council Member Vansyckle inquired and discussed an FBI meeting that occurred with Mr. Robinson and Code Enforcement Officer Mike Dooly regarding a specific address in Ovilla.
 - o Mr. Robinson informed Council that he had one volunteer office-worker and still had one paid maintenance worker opening. Mr. Robinson had recently hired one new employee.
- Election Information Pamela Higgins
 - o Ms Higgins noted that February 7 was the first day to file for an application on the ballot for the upcoming general election. Although, since February 7 fell during a weekend the actual first day to file for a place on the ballot was Monday, February 9.
 - o Election Day of May 09, 2009 was announced as were early voting dates.
 - o Two application packets had been picked up but no one had filed to date.
 - o Mayor Turner announced that he would not be seeking re-election.

CONSENT ITEMS:

- Financial Transactions for the month ending January 2009.
- Minutes of the Council Meeting of 12 January 2009.
- Minutes of the Council Meeting of 26 January 2009.

Council Member Vansyckle made a motion that Council approve the consent items as presented. Council Member Leverentz seconded the motion.

VOTE: The motion carried unanimously.

INDIVIDUAL CONSIDERATION:

ITEM 1. Discussion/Action – Consider approval for the renewal of an Inter-local Cooperation Agreement for Fire Protection and First Responder Services between Ellis Council Emergency Services District #2 and the City of Ovilla.

Ellis County Emergency Services District #2 (ESD) representative, Mr. Tom Manning, was present and noted that the ESD had changed their dates on the agreement from a calendar year to the same as the municipality – fiscal year ending September 30. The ISO Insurance and the funds to be received by Ovilla were discussed.

Council Member Leverentz made a motion that Council approve an Inter-local Cooperation Agreement for fire protection and first responder services with the Ellis County Emergency Services District #2 for a term beginning January 1, 2009, through September 30, 2009.

Council Member Dormier seconded the motion.

VOTE: The motion carried unanimously.

ITEM 2. Discussion/Action – Consider Resolution 09-002 Endorsing Certain Legislative Changes to Enhance the Competitive Electric Market in Support of Oncor Cities Steering Committee.

City Administrator, Randy Whiteman explained that Ovilla was a member of the Oncor Cities Steering Committee that continues to support the public interest before the Public Utility Commission. If approved, this resolution would support the introduction and adoption of legislation in the 81st Session of the TX State Legislature that promotes affordable electricity and

would address certain market designs with ERCOT (Electric Reliability Council of Texas). Additionally, this would allow cities to annually adjust the franchise charge amount collected.

Mayor Pro-Tem Hall made a motion that Council approve the Resolution 09-002, endorsing certain legislative changes to enhance the competitive electric market. Council Member Wade seconded the motion.

This Resolution required a record vote:

Council Member Leverentz	aye	Mayor Pro-Tem Hall	aye
Council Member Dormier	aye	Council Member Wade	aye
Council Member Vansyckle	aye		

VOTE: The motion carried unanimously.

ITEM 3. Discussion/Action – Consider Approval of a Proposal from PBK Architecture Engineering Planning and Facility Consulting to Assist in Engineering Services for a Generator Back-Up Service at the Ovilla Pump Station #1.

City Administrator advised that Mayor Pro-Tem Hall had suggested that Ovilla staff consider contacting this firm to develop a detailed set of construction plans and specifications for the purpose of permitting and bidding. Public Works Director Jason Robinson shared PBK's proposal of services that would extend through the construction period once the installing contractor was selected and end at the conclusion of the 1-year warranty period. Mayor Pro-Tem Hall stated he considered PBK an excellent firm from past experiences.

Mayor Pro-Tem Hall made a motion that Council approve the proposal from PBK Architecture Engineering Planning Facility Consulting, Inc. for engineering services in the amount of \$11,200 to provide a generator back-up service at the Ovilla Pump Station #1, to include a power survey analysis of existing conditions, analyze construction documents, air permitting, and evaluation and review of the bids. Council Member Vansyckle seconded the motion.

VOTE: The motion carried unanimously.

ITEM 4. Discussion/Action – Consider to take items from the table.
There was no action.

EXECUTIVE SESSION 8:33 PM

Council adjourned into Executive Session to consider the following:

ITEM 5. Discussion/Action – Receive direction and feedback from Council to the City Administrator regarding the January 26, 2009 six-month review of the City Administrator. (Section 551.074, TX Municipal Code relating to Personnel Matters)

❖ ***Consider action as a result of discussion.***

Council returned to regular session at 09:28 P.M.

Mayor Turner stated that no decisions were made during the Executive Session.

Council's Request for Future Agenda Items

Council Member Wade suggested the need for an agenda item regarding the Historic District for the next Council meeting.

Council Member Dormier suggested the necessity of a Park Dedication Ordinance.

Council Member Vansyckle stated he planned to attend a TX Dart Rail Meeting on February 16 at the Civic Center in Waxahachie and invited everyone to attend as it was open to the public.

Adjournment

Council Member Vansyckle made a motion to adjourn the meeting of February 9, 2009 at 10.01 P.M. Mayor Pro-Tem Hall seconded the motion.

VOTE: The motion carried unanimously.

ATTEST:

William A. "Bill" Turner, MAYOR

Pamela Higgins, CITY SECRETARY