

**CITY OF OVILLA MINUTES**  
***Monday, 08 June 2009***  
***Regular City Council Meeting***

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Mayor Vansyckle called a Regular Council Meeting of the Ovilla City Council to order at 7:00 P.M. with the following City Council Members present:

Bill Vansyckle	Mayor
Tom Leverentz	Mayor Pro-Tem, Place 1
Michael Dickey	Council Member, Place 2
Jo Ann Graham	Council Member, Place 3
Doug Hunt	Council Member, Place 4
James Wade	Council Member, Place 5

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

Council Member Hunt gave the Invocation.  
Mayor Pro-Tem Leverentz led the Pledge of Allegiance.

**COMMENTS, PRESENTATIONS, REPORTS, AND APPOINTMENTS:**

- The Statement and Oath of Office of Ms Jo Ann Graham to Place 3, Council Member was administered by Mayor Bill Vansyckle. Following the Oath, Ms Graham took her seat with the other Council members.
- There were no citizens' comments.

**DEPARTMENTAL REPORTS:**

- Police Department Chief Mike Moon
  - Reviewed May 2009 police report.
- Department Chief Donnie Pickard
  - Chief Pickard will be attending the State Fireman/Fire Marshal's Assoc. (SFFMA) Convention.
  - ISO Consultant Inspection briefing
- Public Works Department Director Jason Robinson
  - Reviewed his reports and stated the water samples were good.
- Finance Department City Accountant Sharon Jungman
  - Reviewed Municipal Court Report.
- Administration City Administrator Randy Whiteman
  - Discussed a tentative budget Calendar for fiscal year 2010.

**CONSENT ITEMS:**

- Minutes of the Special Council Meeting of May 27, 2009.
- Financial Transactions for the month ending May 2009.

Mayor Pro-Tem Leverentz made a motion that Council approve the consent items as presented.  
Council Member Wade seconded the motion.

***VOTE: The motion carried unanimously.***

## INDIVIDUAL CONSIDERATION:

### ITEM. 1      **Discussion/Action** – Consideration of renewals and/or appointments to the Planning and Zoning Commission.

Terms of four of the seven members expired this month.

Those members were:      Emmett Fox  
                                  Dean Oberg  
                                  Loreen Silva  
                                  Eric Sexton

Mr. Sexton notified staff that he did not request reappointment. Two Ovilla residents, Mr. Kenneth Rarick and Mr. Richard Edmiston, voiced desire to serve on the board by submitting their applications to staff for presentation to Council for consideration.

Mayor Pro-Tem Leverentz made a motion that Council appoint / reappoint the following individuals to a new two-year term as members on the Planning and Zoning Commission:

1. Kenneth Rarick (new appointment)
2. Dean Oberg (reappointment)
3. Loreen Silva (reappointment)
4. Richard Edmiston (new appointment)

Council Member Graham seconded the motion.

***VOTE: The motion carried unanimously.***

### ITEM. 2      **Discussion/Action** – Consideration of renewals and/or appointments to the Board of Adjustment.

The Board of Adjustment consists of a five-member board and two alternate positions. Three terms and one alternate term were set to expire this month. Those with expiring terms were:

David Griffin  
Annette Carmen  
Cheritta Johnson (Alternate Member)  
Richard Ware

Alternate Member Barbara Betik, (term to expire 2010) voiced desire to be placed in a full seated position if Council would consent. Council approved opening her alternate seat for one year. Additionally, two new applications from interested residents were received by staff to present to Council for consideration.

Mayor Pro-Tem Leverentz made a motion that Council appoint / reappoint the following individuals to serve new terms on the Board of Adjustment:

1. David Griffin (reappointment)
2. Barbara Betik (new appointment as full seated member)
3. Richard Ware (reappointment)
4. Linda Edmiston (new appointment to fill the alternate member vacancy created by Ms Betik's full seated membership)
5. Patti Rarick (new appointment as alternate member)

Council Member Hunt seconded the motion.

***VOTE: The motion carried unanimously.***

**ITEM 3. Discussion/Action** – Consideration of renewals and/or appointments to the Economic Development Corporation (EDC).

The EDC is comprised of a seven-member board of directors, appointed by Council. The current terms expiring this month were:

Norma Epstein  
Emmett Fox  
George Owens

All three voiced their desires for reappointment. Additionally, another term to expire in 2010 held by former Mayor Pro-Tem Hall was vacant. Article Eight (D) of the Articles of Incorporation states that a director who is a member of the City Council shall cease to be a director upon ceasing to be a member of the City Council.

Four Ovilla residents submitted applications for Council consideration.

Mayor Pro-Tem Leverentz made a motion that Council appoint / reappoint the following individuals to a new two-year term as Board of Director Members to the EDC.

1. Norma Epstein (reappointment)
2. Billy Tate (new appointment)
3. George Owens (reappointment)
4. Ed Arnold (new appointment to fill vacated seat/term held by former Mayor Pro-Tem Hall)

Council Member Dickey seconded the motion. Council Member Wade voiced opposition. Mayor Vansyckle called for a record vote:

Mayor Pro-Tem Leverentz	Aye
Council Member Dickey	Aye
Council Member Graham	Nay
Council Member Hunt	Nay
Council Member Wade	Nay

***The motion failed.***

Council Member Wade made a motion that Council appoint / reappoint the following individuals to a new two-year term as Board of Director Members to the EDC.

1. Debra Kennedy (new appointment)
2. Billy Tate (new appointment)
3. George Owens (reappointment)
4. Ed Arnold (new appointment to fill vacated term by former Mayor Pro-Tem Hall)

Council Member Hunt seconded the motion. Mayor Vansyckle called for a record vote:

Mayor Pro-Tem Leverentz	Aye
Council Member Dickey	Abstain (One application was not presented to Council)
Council Member Graham	Aye
Council Member Hunt	Aye
Council Member Wade	Aye

***Motion carried 4-to-1.***

**ITEM 4. Discussion/Action** – Receive, review, and consider necessary and miscellaneous building renovations to City Hall, the police station and the old fire station.

The city hall building, police station and the old fire station had been in need of miscellaneous outside repairs for some time. Code Enforcement Officer Mike Dooly presented Council with repair quotes from various companies. All the repairs to the outside buildings would aesthetically match the new Fire Station. Mr. Dooly noted that the listed repairs were imminent and necessary safety repairs: rain gutter replacements, wood replacements due to rotting and deterioration and, a sagging roof with drainage issues. The amended budget of \$12,500 would not cover the cost of funds required for all the necessary renovations. Council Member Hunt asked that he would like to review the specific areas of needed improvement. Council Member Graham stating the need for exact specifications and reiterated the comment made by Council Member Hunt.

Ms Sharon Jungman addressed Council with a list of options to update the Council Chamber room. Mayor Vansyckle announced that it was expected that donations would cover the expenses for the inside renovations. Funds to pay for new chairs (for the Council Chamber room) and photo frame replacements had already been donated. Not all price quotes were submitted to date.

Council Member Wade commented that Ovilla’s maintenance department could perform some of the work, if the city had one.

Mayor Pro-Tem Leverentz made a motion that Council table this item pending additional pricing and better defined specifications. Council Member Graham seconded the motion.

***VOTE: The motion carried unanimously.***

**ITEM 5. Discussion Only** – Consider possible moratoriums for property development related to wind energy systems and gas and oil drilling pipelines.

Mayor Pro-Tem Leverentz suggested that the City be prepared for the impending possibilities of wind generation systems and oil and gas pipelines permit requests. The Planning and Zoning Commission met twice to review ordinances pertaining to these probabilities. It was recommended to implement these ordinances to the Ovilla Comprehensive Zoning Ordinance, which is currently under review with the city attorney and not ready for adoption. Staff suggested that Council consider passing moratoriums for 90 days, pending the completion of the updated Zoning Ordinance.

The Local Government Code 212.134 elucidates the regulations that a municipality must conduct before placing moratoriums on property development. Two public hearings are required: one before the Planning and Zoning Commission and one before the governing body of Ovilla.

Council directed staff to begin preparations for the public hearings.

***There was no action on this item.***

**ITEM 6. Discussion Only** – Consider and discuss the options to replenish the police department's fleet with the purchase of one new vehicle or two used vehicles.

Chief Moon addressed Council stating that the police fleet was down three vehicles. The most recent loss being an accident in January 2009. Since then, the department has been operating with two patrol vehicles. Chief Moon researched the cost of two used vehicles and/or the purchase of one new vehicle. Some of the emergency equipment from the wrecked vehicle was still operable and could be used in order to save on cost. Chief Moon was open to Council suggestions.

Council directed Chief Moon to acquire documented bids from various vendors including HGAC (Houston-Galveston Area Council) for a new fully equipped police unit. Mayor Vansyckle suggested Chief check pricing on trucks, also. Council and Chief Moon continued discussion regarding various vendors, models, and manufacturers.

***There was no action on this item.***

**ITEM 7. Discussion Only** – Consider the necessity to create a policy to allow volunteer services from Ovilla residents, city employees and Council members.

Council Member Wade requested a discussion to make a proactive stance of inviting and soliciting volunteer services from Ovilla residents. Council and the City Administrator discussed the advantages and disadvantages of working with volunteers. Council Member Dickey advised that a signed waiver would be necessary for any physical labor and background checks for those working in certain areas containing sensitive or confidential information. Council agreed to implement a policy soon.

***There was no action on this item.***

### **Council's Request for Consideration of Future Agenda Items**

Council Member Wade requested a discussion item on the next agenda regarding the fee required for an appeal to the Board of Adjustment.

Council Member Hunt requested to address the sewer impact fees.

Mayor Pro-Tem Leverentz recommended an agenda item addressing the itemization, identification, and review of surplus city equipment.

City Administrator asked Council to review the draft personnel policy.

Mayor Vansyckle asked that staff list a Crime Control Tax option as a discussion item on the next agenda.

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### **Adjournment**

Council Member Wade made a motion to adjourn the meeting of June 08, 2009 at 8:55 P.M. Council Member Hunt seconded the motion.

***VOTE: The motion carried unanimously.***

ATTEST:

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Bill Vansyckle, Mayor

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Pamela Higgins, City Secretary

*Bill Vansyckle, Mayor*  
*Tom Leverentz, Mayor Pro-Tem*  
*Michael Dickey, Place Two*

*Doug Hunt, Place Four*  
*Jo Ann Graham, Place Three*  
*James Wade, Place Five*