

CITY OF OVILLA MINUTES
Monday, 27 July 2009
Regular City Council Meeting

Mayor Vansyckle called a Regular Council Meeting of the Ovilla City Council to order at 7:10 P.M. with the following City Council Members present:

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

Absent: Michael Dickey Council Member, Place 2

City Administrator Randy Whiteman, City Auditor Greer Yeldell, and various department-head staff members were also present.

Mayor Vansyckle offered the Invocation.
Mayor Pro-tem Leverentz led the Pledge of Allegiance.

COMMENTS, PRESENTATIONS, REPORTS, AND APPOINTMENTS:

Mayor Vansyckle read a Proclamation for the park dedication in Ashburn Glen Addition, honoring Mr. and Mrs. Pritchett. The dedication was set for July 30, 2009 at 7:00 P.M. at the park with drinks and refreshments.

- Mr. Charles Morton spoke to Council about the roads, specifically about Red Oak Creek and asked Council to consider Red Oak Creek in future road repair plans.
- Mr. Jeffrey Lindsey, an Ovilla resident living on Buckboard was interested in participating in the volunteer program, specifically Ovilla's annual clean-up day. Additionally, if Ovilla is planning on an election for sales tax increase, he advised to hold one that would benefit the roads in Ovilla, not the police department. (Crime Control & Prevention District) He stated that the police department performed exceptionally already.
- Ms Teresa Lindsey offered compliments to both the police department and the public works department for their assistance to her on different occasions.

DEPARTMENTAL REPORTS:

- Police Department –
 - Chief Moon informed Council that he filled the police secretary position. Ms Kim Gutierrez would begin her first day on July 28.
 - The new squad car will arrive within the week. The Auxiliary Fund will help supply the new equipment to outfit the squad.
 - Notifications are beginning for National Night Out scheduled for Tuesday, October 06, 2009.
- Finance Department
 - City Accountant Sharon Jungman reviewed the 2009 Financials, explained formatted changes to the reports, and updated estimated revenues for 2010.

PUBLIC HEARINGS:

PUBLIC HEARING and Discussion – A replat application and request from Mr. Charles Wickersham for his property located at 307 Cockrell Hill Road, being Lot 7, Block 3, and Lot 8, Block 3 of Woodlawn Acres Addition, Second Addition.

Mayor Vansyckle opened the Public Hearing at 7:30 P.M.

Mayor Vansyckle asked that any supporting individuals to please come forward. Resident Pat Goza stated she had no problems as long as the property remained residential.

Mayor Vansyckle asked those in opposition to please come forward. There was none.

Mayor Vansyckle closed the Public Hearing at 7:32 P.M.

CONSENT ITEMS:

- ❖ Quarterly Investment Report

Council Member Graham made a motion that Council approve the consent items as presented. Council Member Wade seconded the motion.

VOTE: The motion carried unanimously.

INDIVIDUAL CONSIDERATION:

Discussion / Action – A replat application and request from Mr. Charles Wickersham for his property located at 307 Cockrell Hill Road, being Lot 7, Block 3, and Lot 8, Block 3 of Woodlawn Acres Addition, Second Addition.

Mr. Wickersham addressed Council and assured them he no intentions other than convenience for himself personally to combine his two lots. He proposed no changes and felt the replat may offer a tax savings. His ownership of the property has been since 1973-74.

Mayor Pro-Tem Leverentz made a motion that Council approve the replat application and request from Mr. Charles Wickersham at his property of 307 Cockrell Hill Road. Council Member Wade seconded the motion.

VOTE: The motion carried unanimously.

Discussion/Action – Consider Resolution 09-013 authorizing continued participation with the Atmos Cities Steering Committee and authorizing the payment of 2 cents per capita to the Atmos Cities Steering Committee.

Ovilla is a member of the ATMOS Cities Steering Committee (ACSC) which regulates the rates ATMOS charges it customers to ensure the natural gas rates are fair. The approval of the resolution serves as the annual continuation of membership. Membership assessment for Ovilla would be \$.02 cents per capita, a total of \$78.02. This item required a record vote.

Council Member Hunt made a motion that Council pass and approve Resolution 09-013 authorizing the continued participation with the ATMOS Cities Steering Committee and authorize the payment of \$.02 cents per capita to the ATMOS Cities Steering Committee to fund regulatory and related activities related to ATMOS energy Corporation. Council Member Wade seconded the motion.

Mayor Vansyckle called a record vote.
VOTE: The motion carried unanimously.

Discussion/Action – Consider the approval of an Ovilla Personnel Policy Handbook, effective upon approval.

The City does not have an operational personnel manual. City Administrator Randy Whiteman distributed a manual to Council at the previous meeting for review. Mayor Pro-Tem Leverentz commented that although this was a positive step, there were revisions necessary in many different sections. Council Member Graham said the policy should require physicals for all police and fire. Ms Graham stated that she noticed many sections that needed further review and would like additional time prior to approval. Council Members Wade and Hunt both agreed.

No Action Was Taken.

Discussion/Action – Consider Resolution 09-014, approving Council Rules of Procedure of the Ovilla City Council.

Prior to the meeting Council Member Dickey advised Mayor Vansyckle he would be absent from the meeting and requested that Council postpone this item until he had an opportunity to scrutinize and examine the presented proposed rules.

No Action Was Taken.

Discussion/Action – Consider Ordinance 09-011, amending the Code of Ordinances, Chapter 10, section 12.10; providing regulations for the operation and use of large trucks on certain city streets and residential areas in the City of Ovilla, specifically Cockrell Hill Road.

Council Member Graham voiced concern of large trucks on Cockrell Hill Road and stated that the Comprehensive Land Use Plan should not designate Cockrell Hill as a thoroughfare. With Loop 9 coming, the traffic would only increase. Long term planning and maintenance was essential as the roads would not sustain with the weight and traffic. Additionally important, most of Cockrell Hill was residential. This would prove a safety hazard. Council Member Hunt was not enthusiastic about diverting traffic to Westmoreland Road. Mayor Pro-Tem Leverentz stated that “No Thru Traffic Signs” would need posting if approved.

Council Member Wade made a motion that Council approve Ordinance 09-011 amending Chapter 10, Section 12.10 of the Code of Ordinances, providing regulation for the operation and use of large trucks on Cockrell Hill Road. Council Member Graham seconded the motion.

Council Member Hunt voted against the passing of the ordinance.

VOTE – The motion passed 3 to 1.

EXECUTIVE SESSION

The Mayor announced that Council would convene to an Executive Session at 8:21P.M.

The City Council met in closed session pursuant to Section 551.074 of the Texas Government Code for consultation and review of the City Administrator’s annual evaluation.

The City Council reconvened into Open Session at 10:30 P.M.

Mayor Vansyckle announced that there was no action.

Council's Request for Consideration of Future Agenda Items

None

Adjournment

Council Member Graham made a motion to adjourn the meeting of July 27, 2009, at 10:33 P.M.
Council Member Wade seconded the motion.

VOTE: The motion carried unanimously.

ATTEST:

Bill Vansyckle, Mayor

Pamela Higgins, City Secretary