

CITY OF OVILLA MINUTES
Tuesday 12 October 2010
Regular City Council Meeting
105 S. Cockrell Hill Road, Ovilla, TX 75154

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

Tom Leverentz	Mayor Pro-Tem, Place 1
Michael Dickey	Council Member, Place 2
James Wade	Council Member, Place 3
Doug Hunt	Council Member, Place 4
Richard Dormier	Council Member, Place 5

All members were present, thus constituting a quorum.

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

Pastor Jeff Stanley of the First Baptist Church of Ovilla gave the Invocation.
Place 2, Dickey led the Pledge of Allegiance.

Comments, Presentations and Reports and Appointments

Pastor Stanley introduced himself and gave a little background history about his life and coming to Ovilla. Pastor Stanley stated he loved Ovilla and invited everyone to visit First Baptist of Ovilla.

Mayor Vansyckle announced the presence of Mr. Chuck Lee and his son Johnny Lee. Attending this evening's meeting would assist Johnny in achieving his merit badge.

Mayor Vansyckle reminded all Council members of an ethics acknowledgement sheet in their packets. He reminded Council to sign the document and return it to the City Secretary's office.

• **Citizen Comments**

There were none.

DEPARTMENTAL REPORTS:

- ◆ Police Department Chief Mike Moon
- ◆ Fire Department Chief Donnie Pickard
 - The Fire Department is planning to give away candy and offer fun to all children coming to the Fire Annex on Halloween.
- ◆ Public Works CA Randy Whiteman
 - Place 5, Dormier inquired about a sewer leak. City Administrator Randy Whiteman advised that the problem was actually an air valve problem and it was repaired.
 - Place 4, Hunt inquired about the most recent Board of Adjustment appeals.
- ◆ Finance Department Accountant Sharon Jungman
 - City Accountant reported that the Municipal Court's year-to-date collections had increased.

CONSENT ITEMS:

- ◆ Financial Transactions for the month of August.

Mayor Pro-Tem Leverentz made a motion to approve the consent item as presented. Place 4, Hunt seconded the motion.

VOTE: The motion carried unanimously.

INDIVIDUAL CONSIDERATION:

ITEM 1. Discussion/Action – Consider an Engineering Services Agreement with Birkhoff, Hendricks & Carter to complete an analysis of the Water and Wastewater Systems to determine a maximum impact fee.

City Administrator Randy Whiteman stated that the city's Impact Fee Study had expired. Mayor Vansyckle had expressed an interest in changing the Sewer Impact Fee from a fee that only allows city with a developer participation to a fee that would allow City initiated projects to change the scope. This was not a budgeted item, however Impact Fees could provide for the study. Place 5, Dormier noted a few topics for clarification:

1. Have we stopped collections? Yes.
2. Is developer initiated for sewer only? Yes.
3. Confirm whether Main Street is or is not part of the CIP.
4. Clarify interpretations on fire flows.
5. Review growth projections and consider formation of an advisory committee.

Place 5, Dormier made a motion that council approve and direct the City Administrator to enter into an engineering agreement by and between the City and Birkhoff, Hendricks & Carter, L.L.P., to conduct a complete analysis of the Water & Wastewater Systems to determine a maximum impact fee in the amount of \$21K for the study to be invoiced monthly, based on percentage complete. Place 2, Dickey seconded the motion.

VOTE: The motion carried unanimously.

ITEM 2. Discussion/Action – Consider approval of an annual renewal membership application and agreement for the year 2011 with ERCOT (Electric Reliability Council of TX, Inc).

Place 4, Hunt made a motion that Council approve the annual renewal membership with ERCOT for the year 2011 at a cost to the city of \$100. Mayor Pro-Tem Leverentz seconded the motion.

Place 3, Wade voted against the membership renewal.

VOTE: The motion carried four in favor and one opposed.

ITEM 3. Discussion/Action – Consider Shiloh Bridge status, receive monitoring update and consider any action.

City Administrator Randy Whiteman stated that the monitoring displayed no erosion changes. City Engineer John Birkhoff would assist Randy in writing the scope to solicit for proposals.

VOTE: No action on this item.

ITEM 4. Discussion/Action – Consider an appointment to the Planning and Zoning Commission to fill a vacancy for a term to expire in 2011.

There was a vacancy in the Planning & Zoning Commission. (Resignation of Dean Oberg) Mayor Vansyckle, Place 4, Hunt and Place 5, Dormier conducted interviews from interested applicants. They recommended the appointment of Mr. William Zimmerman.

Mayor Pro-Tem Leverentz made a motion that Council approve and appoint William Zimmermann to the Planning & Zoning Commission to fill the vacant term to expire in July 2011. Place 4, Hunt seconded the motion.

VOTE: The motion carried unanimously.

ITEM 5. Discussion Only – Review and discuss revisions to Chapter 2, “Animal Control”, of the City of Ovilla, TX Code of Ordinances.

Ovilla’s City Attorney Matthew Wallis addressed this item in September, stating that Ovilla’s current ordinance was outdated. Mr. Wallis prepared a model / revised ordinance for Council’s discussion and review. Place 3, Wade confirmed that the model ordinance contain verbiage for leased animals and that needed to be removed. Place 4, Hunt and Mayor Pro-Tem Leverentz made individual suggestions to possibly accept a 2-year vaccination certificate or even increase the registration fee and allow it to renew every 2-years instead of annually. There were also questions limiting the number of pets per household. Council agreed to have Mike Dooly, Animal Control Officer review and offer comments.

VOTE: No action on this item.

ITEM 6. Discussion Only – Review and discuss the necessity and creation of Public Improvement Districts (PID) in Ovilla.

Place 5, Dormier suggested the Council consider implementing Public Improvement Districts (PID’s) to fund specific neighborhood improvements, particularly street improvements that would benefit Ovilla Oaks Addition. Place 5, Dormier provided Chapter 372 of the Local Government Code that governs PID’s along with a sample outline, ordinance and an example project he took from a neighbor city. Council agreed this was a positive step for Ovilla. Mayor Vansyckle stated he would like to continue further discussion on this possibility.

VOTE: No action on this item.

Council’s Request for Consideration of Future Agenda Items

Place 5, Dormier: None.
Place 4, Hunt: None.
Place 3, Wade: None.
Mayor: Shiloh Road Bridge and PID’s
Place 2, Dickey: None.
Mayor Pro-Tem Leverentz: None.



Adjournment

Place 3, Wade made a motion to adjourn the meeting of October 12, 2010, at 8:21 PM. Mayor Pro-Tem Leverentz seconded the motion.

VOTE: The motion carried unanimously.

Bill Vansyckle, Mayor

ATTEST:

Pamela Woodall-Higgins, City Secretary

Approved: December 13, 2010

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

*Doug Hunt, Place Four
James Wade, Place Three
Richard Dormier, Place Five*