

CITY OF OVILLA MINUTES
Monday, 11 April 2011
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 7:02 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.

Place 2 Dickey gave the Invocation.

Place 3 Wade led the Pledge of Allegiance.

Comments, Presentations and Reports and Appointments

Mayor Pro-Tem Leverentz read a Proclamation announcing April 16, 2011 as Arbor Day.

CITIZENS COMMENTS / CITIZENS FORUM:

1. Ms Wouida Thurman asked to hold her comments when Council addressed the resolution honoring Ms Bobbie Mason.

DEPARTMENTAL REPORTS:

- ◆ Police Department Sergeant Fullerton (In Chief Moon's absence)
 - Sergeant Fullerton was present for any questions. There was none.
- ◆ Fire Department Chief Donnie Pickard
 - Advised that while attending a class in Gettysburg, he ran into Chief Moon who was attending the FBI Academy in Quantico, VA.
 - Chief Pickard asked that everyone keep the firefighters working the many wild fires over TX in their prayers.
- ◆ Public Works Department Public Works Director Brad Piland
 - PW Director Piland advised that road repair crews were currently working on Willow Creek, Cardinal and Meadowlark.
 - Place 3 Wade asked that inspections of the park equipment be performed. PW Director assured the Council Member inspections would be carried out each time crews were mowing/weed-eating.
 - Place 2 Dickey asked that citywide mosquito spraying be researched.
- ◆ Finance Department Accountant Sharon Jungman
 - City Accountant summarized the Municipal Court Report with revenue increases from last fiscal year.
- ◆ Administration City Administrator Randy Whiteman

- CA Randy Whiteman advised that the Impact Fee Review Study was approximately 93% complete. The required public hearings for approval and adoption were planned for June 2011.

CONSENT ITEMS:

- ◆ Financial Transactions
- ◆ Minutes of the March 14, 2011 Regular Council Meeting.
- ◆ Resolution 2011-007 Honoring Bobbie Mason.
- ◆ Three Bank Resolutions for renewed investments (Capital Projects, Water & Sewer, Sewer Impact) and updates for the signature cards.

Mayor Vansyckle pulled Resolution 2011-007 from the consent agenda to address individually. The consideration for the resolution approval was noted to be moved to INDIVIDUAL CONSIDERATION and listed as ITEM 5.

Place 4 Hunt made a motion to approve the remaining consent items as presented.

Place 5 Dormier seconded the motion.

Mayor Vansyckle asked for a record vote by announcement of "Aye" or "Nay" from Council. All announced Aye. No oppositions, no abstentions.

VOTE: The motion carried 5-0.

INDIVIDUAL CONSIDERATION: (Mayor addressed items in this order 5, 1, 2, 3, 4.)

ITEM 5. Discussion/Action – Consider approval of Resolution 2011-007 honoring Ms Bobbie Mason.

Mayor Vansyckle asked Ms Mason to stand as he introduced her. Mayor Pro-Tem Leverentz read the resolution praising her dedication and participation to Ovilla's landscaping and gardening. Ms Mason's many accomplishments and memberships were also noted.

Place 4 Hunt made a motion that Council approve Resolution 2011-007 honoring Ms Bobbie Mason.

Place 5 Dormier seconded the motion.

Mayor Vansyckle asked for a record vote by announcement of "Aye" or "Nay" from Council. All announced Aye. No oppositions, no abstentions.

VOTE: The motion carried 5-0.

Mayor Vansyckle allowed Ms Woudi Thurman to speak, offering words of praise about Ms Mason's love of gardening and enthusiasm. An emotional Ms Mason thanked everyone.

ITEM 1. Discussion/Action – Receive update report from the Capital Improvement Projects Committee and consider recommended revisions to the 5-year Paving CIP and/or any CIP recommended projects and take any action deemed by Council.

The Capital Improvement Projects (CIP) Committee met at 6:30 P.M. this date, just prior to the Council meeting. Mayor Pro-Tem Leverentz summarized the proceedings of the CIP meeting. Place 5 Dormier prepared a 5-year paving CIP (road repair) list. Minor revisions were made during the CIP meeting and distributed to the Council for consideration. The list documented new recommended updates from the CIP Committee that included adding Brookwood Entrance

to the 2011 CIP road repair list; moving Green Meadows (1-coarse penetration) to the 2012 CIP road repair list and recommending cul-de-sacs in Ovilla Oaks and Ovilla Oaks Drive to be accomplished in 2014.

Place 3 Wade voiced displeasure with the revisions, stating that the list should stay as originally approved and that road rehabilitations needed to move forward. Green Meadows was adequate now and much less traveled than many streets in Ovilla. Ovilla Oaks was in much more need of repair, as were other streets compared to Green Meadows. Place 3 Wade questioned motives of the Mayor and some members of Council for the recommended changes. Mayor Vansyckle took offense to Place 3 Wade's insinuations of improper actions. Place 4 Hunt commented that although he did not necessarily agree with Place 3 Wade, he noted that Place 3 Wade did make a rational point. Council could not continue going back to previously refurbished roads for additional maintenance, otherwise not all roads in need of repair could be met and/or the city could not afford the expense. Ovilla had 92 roads to consider. Continued maintenance on only 15-20 of them would not be acceptable or fair. Place 5 Dormier interjected that Cockrell Hill Road *did* require continued maintenance as it was a major thoroughfare.

Place 3 Wade made a motion that Council disband the CIP Committee and fill those positions with Ovilla citizens, not Council Members.

There was no second to the motion.

The motion died for a lack of second.

Mayor Vansyckle announced that there would be no action on this item at this time.

VOTE: There was no action on this item.

ITEM 2. Discussion/Action – Consider a recommendation from the Ovilla 4b EDC to approve the proposed contract and payment of \$8,500 to Retail Coach for Phase 2 of the retail analysis and marketing of Ovilla.

City Administrator advised that in a previous meeting Council approved Phase 1, which is now complete. Phase 1 identified Ovilla's strengths & weaknesses concerning retail growth. Phase 2 will use the information from Phase 1 to market Ovilla to compatible retail. The proposed contract was presented to Council.

Mayor Pro-Tem Leverentz made a motion that Council approves the contract and payment of \$8,500 to Retail Coach for Phase 2 as recommended by the Ovilla 4B EDC.

Place 2 Dickey seconded the motion.

Mayor Vansyckle asked for a record vote by announcement of "Aye" or "Nay" from Council. All announced Aye. No oppositions, no abstentions.

VOTE: The motion carried 5-0.

ITEM 3. Discussion/Action – Consider a Resolution authorizing continued participation with the ATMOS Cities Steering Committee; and authorizing the payment of 5 cents per capita to the ATMOS Cities Steering Committee to fund regulatory and related activities related to ATMOS Energy Corporation.

ATMOS Cities Steering Committee (ACSC) protects the authority of municipalities over the monopoly natural gas provider and defends the interests of the residential and small commercial customers within the cities. To continue to be an effective voice, ACSC needs municipal support. The assessment fee is based on the population figures shown in the latest TML Directory.

Place 4 Hunt made a motion that Council approve a resolution authorizing continued participation with ACSC and authorizing the payment of 5 cents per capita to the ACSC to fund regulatory and related activities related to ATMOS Energy Corporation as presented.

Place 2 Dickey seconded the motion.

Mayor Vansyckle asked for a record vote by announcement of "Aye" or "Nay" from Council. Four members announced Aye. Place 3 Wade announced Nay. There were no abstentions.

Place 3 Wade voted in opposition.

VOTE: The motion carried 4-1.

ITEM 4. Discussion Only – Discuss and review road rehabilitation reports, updates, projects, and consider the purchase of street equipment.

Mayor Vansyckle announced that there were no updates at this time, but that this agenda item would remain on future agendas. Place 3 Wade made mention of the Special Council Meeting called on April 04 for the sole purpose to make aesthetic improvements to the Brookwood Entrance and that the Downtown District is one area that needs appearance enrichment.

VOTE: There was no action on this item, discussion only.

Council's Request for Consideration of Future Agenda Items

- Place 5, Dormier:** None.
- Place 4, Hunt:** None.
- Place 3, Wade:**
 1. Negotiations with Ron Brown (Ellis County) should be conducted through the City Administrator only.
 2. Consider increasing (double) traffic fines in the Downtown District where the speed zone is 25 mph.
 3. Disband the Capital Improvement Projects (CIP) Committee and replace members with Ovilla citizens.
 4. Recommend that no Council members participate in any city boards – leave board memberships to Ovilla citizens only.
 5. Consider Council Chamber room equipment (audio/visual) for citizens viewing during meetings.
- Mayor:** Reminder that Arbor Day celebration is Saturday at Heritage Park.
- Place 2, Dickey:** None.
- Mayor Pro-Tem Leverentz:** Staff to begin preparing for the mid-year budget review.

Adjournment

Place 3 Wade made a motion to adjourn the meeting of April 11, 2011 at 8:15 P.M.

Place 4 Hunt seconded the motion.

VOTE: The motion carried unanimously.

ATTEST:

Bill Vansyckle, Mayor

Approved: May 09, 2011

Pam Woodall Higgins, City Secretary

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

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