

CITY OF OVILLA MINUTES
Monday, 23 April 2012
Regular City Council Meeting
105 S. Cockrell Hill Road, Ovilla, TX 75154

Mayor Pro-Tem Leverentz called the Regular Council Meeting of the Ovilla City Council to order at 7:01 P.M. The following City Council Members were present:

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

Mayor Pro-Tem Leverentz noted present members, and the absence of PL3 Wade, thus constituting a quorum. City Administrator Randy Whiteman and various department-head staff members were also present.

PL4 Hunt gave the Invocation.

Mayor Pro-Tem Leverentz led the Pledge of Allegiance.

Comments, Presentations and Reports and Appointments

CITIZENS COMMENTS / CITIZENS FORUM:

1. None

◆ **Department Activity Reports / Discussion**

- Finance Department City Accountant Sharon Jungman
 - Presented Monthly Financials and advised that the mid-year proposed budget adjustments are forthcoming.
 - Presented Reserve Fund Balance Calculations
- Administration City Administrator R. Whiteman
 - Advised Council that proposed zoning changes along Bear Creek Road were underway, with a Public Hearing set for May 07, 2012 with the Planning and Zoning Commission.

◆ **CONSENT ITEMS:**

- ◆ Minutes of the April 09, 2012 Regular Council Meeting.
- ◆ Quarterly Investment Report
- ◆ Annual ATMOS participation by Resolution 2012-005.

PL5 Dormier made a motion to approve the consent items as presented.

PL4 Hunt seconded the motion.

PL3 Wade was absent.

Mayor Pro-Tem Leverentz asked for a record vote by announcement of AYE or NAY.

Present Council announced AYE in favor. No oppositions, no abstentions.

VOTE: The motion carried unanimously: 3-0.

**REGULAR AGENDA
INDIVIDUAL CONSIDERATION:**

- Item 1. Discussion/Action** – Consider proposal from Brittain & Crawford, L.L.C. for an electronic boundary map of Ovilla.
- Presented by the City Administrator

City Administrator Randy Whiteman advised that following the City's RFQ notice, only one response was received. Whiteman stated that from reviewing the city's files, a surveyor (not a planner) would provide the best results because only meets and bounds were in the files - no previous maps. CA Whiteman stated the surveyor believed he could produce a map within our budget, provided all the information was in the ordinances. CA Whiteman stated that we would receive the map in digital form and we could then use the digital information ourselves in the future.

PL4 Hunt made a motion that Council approves the proposal from Brittain and Crawford, LLC for an Ovilla (Electronic) Boundary Map.

Mayor Pro-Tem Leverentz seconded the motion.

PL3 Wade was absent.

Mayor Pro-Tem Leverentz asked for a record vote by announcement of AYE or NAY.

Present Council announced AYE in favor. No oppositions, no abstentions.

VOTE: The motion carried unanimously: 3-0.

- Item 2. Discussion/Action** – Consider approval of a recommended appointment from Chief Mike Moon of an unpaid police officer to carry a weapon (LGC §341.012) as a participating representative of the Ovilla Police Reserve Program.
- Presented by Chief Mike Moon

Chief Moon reminded Council that the Local Government Code §341.012 states that the governing body of a city must approve all reserve officers to carry a weapon. Chief Moon advised Council that Mr. Aaron K. McAlister passed all testing phases (same tests given to paid and unpaid officers) including the oral review and was confident in this officer's ability.

PL5 Dormier made a motion that under the LGC§341.012, Council approve the appointment of Aaron K. McAlister to act in the capacity of and perform the duties as an Ovilla Police Reserve Officer for the City of Ovilla.

PL4 Hunt seconded the motion.

PL3 Wade was absent.

Mayor Pro-Tem Leverentz asked for a record vote by announcement of AYE or NAY.

Present Council announced AYE in favor. No oppositions, no abstentions.

VOTE: The motion carried unanimously: 3-0.

- Item 3. Discussion/Action** – Consider a revision to the qualifications checklist for the donation of Combat Materials from the United States Army Donation Program.
- Presented by the City Administrator

City Administrator Randy Whiteman noted that the previous meeting's resolution (regarding the approval of the application for a donation) would not require any changes, as the resolution did not stipulate parameters. The checklist, however, asked for detailed information, so Mr. Whiteman felt the Council needed to be informed. CA Whiteman asked Council to direct staff to

Council's decisions responsive to the checklist. The additional conditions chosen were: "towed artillery, maximum size 12' x 12', with-in Region, and not to exceed \$10,000" for demilitarization release costs.

Mayor Pro-Tem Leverentz made a motion that Council approves the noted decisions on the checklist.

PL4 Hunt seconded the motion.

PL3 Wade was absent.

Mayor Pro-Tem Leverentz asked for a record vote by announcement of AYE or NAY.

Present Council announced AYE in favor. No oppositions, no abstentions.

VOTE: The motion carried unanimously: 3-0.

Item 4. Discussion/Action – Consider a request from Mr. Jim Johnson to review Section 35.3 Fences, of the Ovilla Code of Ordinances.

- Presented by the City Administrator

City Administrator Randy Whiteman acknowledged to Council that it was not customary that staff immediately place a request as this on the agenda. However, this had been an ongoing inquiry from other residents and had been in question for at least a year. Code Enforcement Officer Mike Dooly shared that the consideration to review this portion of the ordinance had originated through other citizen requests directed to the former Mayor. Mr. Whiteman added that concerning Mr. Johnson's request, there were other aspects to consider - agricultural use, change in type of material from barbed wire to chain link, and the possibility of requiring additional R-O-W on Ovilla Road in the future. As for changing the ordinance, Mr. Whiteman cautioned that by removing the requested requirements concerning building in front of the building line, it could change the look of Ovilla. Mr. Whiteman also reminded Council that generally a non-conforming use was a use that by definition was unwanted and over time, would disappear.

PL4 Hunt made a motion that Council forward this request to the Planning and Zoning Commission for review and return with recommendation to Council.

Mayor Pro-Tem Leverentz seconded the motion.

PL3 Wade was absent.

Mayor Pro-Tem Leverentz asked for a record vote by announcement of AYE or NAY.

Present Council announced AYE in favor. No oppositions, no abstentions.

VOTE: The motion carried unanimously: 3-0.

Adjournment

PL4 Hunt made a motion to adjourn the meeting of April 23, 2012 at 7:34 P.M.

Mayor Pro-Tem Leverentz seconded the motion.

VOTE: The motion carried unanimously.


 Thomas Leverentz, Mayor Pro-Tem

ATTEST:


 Pamela Woodall, City Secretary

Approved May 14, 2012