

CITY OF OVILLA MINUTES

Monday, July 23, 2012

Regular City Council Meeting

105 S. Cockrell Hill Road, Ovilla, TX 75154

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

Ralph Hall	Council Member Place 1
Larry Stevenson	Council Member Place 2
David Griffin	Council Member Place 3
Doug Hunt	Council Member Place 4
Richard Dormier	Council Member Place 5/Mayor Pro-Tem

Mayor Leverentz noted present members thus constituting a quorum. City Administrator Randy Whiteman and various department-head staff members were also present.

PL3 Griffin gave the Invocation

Mayor ProTem Dormier led the Pledge of Allegiance.

Comments, Presentations and Reports and Appointments

◆ **CITIZENS COMMENTS / CITIZENS FORUM:**

1. None

◆ **Department Activity Reports / Discussion**

Department representatives were available for Council comments or questions on their monthly reports.

- Police Department Chief M. Moon
 - Monthly Report – nothing significant was addressed.
- Fire Department Assistant Chief P. Brancato
 - Monthly Report- discussed night coverage and response times.
- Public Works Director B. Piland
 - Monthly Report –
 1. Mayor Leverentz commended staff on the new park playground equipment.
 2. Mayor ProTem inquired when patching on Cockrell Hill Road would be completed.
 3. PL1 Hall mentioned curb crumbling/settling in Meadow Glen Addition.
 4. PW Director advised that Ovilla was still under Stage 1 Water Management (voluntary)
- Finance Department Accountant S. Jungman
 - Monthly Financials – nothing significant was addressed.
 - Monthly Municipal Court Report
- Administration City Administrator R. Whiteman
 - Monthly Reports – Code Enforcement/Animal Control – two nuisance abatements issued.

◆ **CONSENT ITEMS:**

- Financial transactions
- Quarterly Investment Report
- Minutes of the May 29, 2012 Council Meeting

PL4 Hunt made the motion to approve the consent items as presented.

PL2 Stevenson seconded the motion.

Mayor 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: 5-0.

REGULAR AGENDA

ITEM 1. Discussion/Action – Council will receive a presentation from Ms Bobbi Bilnoski on long range planning. Council will consider directing staff to advertise for RFQ's for long-term planning.

Council expressed a need for long-term planning and directed staff to present them with options. Ms Bilnoski, an outside consultant, shared a 20-page PowerPoint presentation and asked Council to think about their desires for Ovilla's future vision.

PL1 Hall made the motion that Council authorizes staff to solicit RFQ's for planning services.

PL3 Griffin seconded the motion.

Mayor 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 5-0.

ITEM 2. Discussion/Action – Consider Ordinance 2012-003, repealing Chapter 1, Division 3 "Purchasing Procedures" of the Ovilla Code of Ordinances and adopting in place thereof the Ovilla Policy and Procedures Guide to Purchasing.

PL1 Hall shared concerns of the presented Ordinance (manual) and stated that the document contained what he referred to as "operating procedures" rather than an ordinance, not to mention what he felt contained conflicting criterion. PL1 Hall suggested staff form a committee and submit ideas to the City Administrator to create an ordinance that more closely followed the Government Code. PL1 Hall recommended that Council take no action at this time.

THERE WAS NO ACTION ON THIS ITEM.

ITEM 3. Discussion/Action – Consider Ordinance 2012-004 updating the Ovilla Code of Ordinances, Chapter 9, Article 9.05, Division 2, Ovilla Police Department.

Ovilla's current Code did not include an ordinance establishing a Reserve Police Force. Staff presented an ordinance that established the reserve force.

PL4 Hunt made the motion that Council adopts and approves Ordinance 2012-004 updating the Ovilla Code of Ordinances, Chapter 9, Article 9.05, Division 2, Ovilla Police Department as presented, with the noted modification to Section 9.05.053 by removing the last section of the sentence "*and when discharging official duties as a duly constituted peace officer.*"

PL1 Hall seconded the motion.

Mayor 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: 5-0.

ITEM 4. Discussion/Action – Consider the use of Undesignated Fund Balance of the current Unrestricted Funds. (Technology upgrades)

During the June 25 Council Meeting, the governing body took no action on the Technology upgrades pending more information. Mr. John Binford submitted the proposal and answered questions. Staff advised that upon approval, budget amendment ordinances would be forthcoming at the next Council meeting.

PL3 Griffin made the motion that Council approves the used of undesignated fund balance for technology upgrades as presented.

PL2 Stevenson seconded the motion.

Mayor 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: 5-0.

ITEM 5. Discussion/Action – Consider nominations and appointments/reappointments to the Capital Improvements Projects Committee.

Council reviewed submitted applications and agreed that the Public Works Director, Brad Piland would remain on the board at all times as an ex-officio member sanctioned by Council.

PL2 Stevenson made a motion that Council appoints the following applicants to the Capital Improvements Projects Committee–

1. Darrell Jungman
2. Dean Oberg
3. Paul Lamar

Mayor ProTem Dormier seconded the motion.

Mayor 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: 5-0.

ITEM 6. Discussion/Action – Consider Resolution 2012-010 adopting a Council Ethics Policy, drafted by City Attorney Ron MacFarlane.

Ovilla's legal counsel, Ron MacFarlane worked with the City Administrator in completing a new Ethics Policy for Council. Once approved, staff will bring it back in resolution format.

Mayor ProTem Dormier made the motion that Council approves Resolution 2012-010 adopting the presented Council Ethics Policy as presented.

PL4 Hunt seconded the motion.

Mayor 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: 5-0.

Tabled item removed for consideration.**TABLED ITEM(S) from the May 14, 2012 Council Meeting**

ITEM 1. Discussion/Action – Consider Resolution 2012-006, repealing Resolution 2010-013 in its entirety, which established a policy on Council Governance Process and Rules of Procedure, to include the Procedures on the Hearing of Complaints for the City of Ovilla City Council.

- Presented by the City Administrator

- Consider motion to remove item from table-

Mayor ProTem Dormier made the motion to remove the item from the table for consideration.

PL2 Stevenson seconded the motion.

Mayor 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: 5-0.

- Consider Action on Item

Mayor ProTem Dormier made the motion that Council approves Resolution 2012-006 Repealing Resolution 2010-013, Council Governance Process and Rules of Procedure to repeal pages 1-8 only and keep pages 9-21, and repealed the Procedures on Hearing of Complaints in its entirety.

PL1 Hall seconded the motion.

Mayor 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: 5-0.

Adjournment

Mayor ProTem Dormier made the motion to adjourn the meeting of July 23, 2012, 2012 at 8:50 p.m.

PL2 Stevenson seconded the motion.

VOTE: The motion carried unanimously.


Thomas Leverentz, Mayor

ATTEST:



Pamela Woodall, City Secretary

Approved August 27, 2012