

City of *O*VILLA City Council

Dean Oberg, Place Two
David Griffin, Place Three

Richard Dormier, Mayor
Kimberly Case, Place One, Mayor Pro Tem

Doug Hunt, Place Four
Brad Piland, Place Five

Monday, September 11, 2023 105 S. Cockrell Hill Road, Ovilla, TX 75154 6:30 P.M. Council Chamber Room

AGENDA

NOTICE is hereby given of a Regular Meeting of the City Council of the City of Ovilla, to be held on **Monday, September 11, 2023**, at **6:30 P.M.** in the Ovilla Municipal Building, Council Chamber Room, 105 S. Cockrell Hill Road, Ovilla, Texas, 75154, for the purpose of considering the following items:

I. CALL TO ORDER

- Invocation – led by Place 2 Oberg
- U.S. Pledge of Allegiance and TX Pledge - led PL4 Hunt

II. COMMENTS, PRESENTATIONS, ANNOUNCEMENTS, PROCLAMATIONS

PROCLAMATIONS:

- National Emergency Preparedness Month

III. CITIZEN'S COMMENTS

The City Council welcomes comments from Citizens. Those wishing to speak must sign in before the meeting begins. Speakers may speak on any topic, whether on the agenda or not. The City Council cannot act upon, discuss issues raised or make any decisions at this time. Speakers under citizens' comments must observe a three-minute time limit. Inquiries regarding matters not listed on the agenda may be referred to Staff for research and possible future action.

IV. PUBLIC HEARINGS

P1 To receive public comment on the fiscal year 2023-2024 City of Ovilla Budget.

A. Public Comment

P2 To receive public comment on a tax rate of \$0.626213 per \$100 valuation proposed by the governing body of the City of Ovilla, with a maintenance and operation rate of \$0.535175, and an Interest and Sinking Rate (debt rate) of \$0.091038.

A. Public Comment

V. CONSENT AGENDA

The following items may be acted upon in one motion. No separate discussion or action is necessary unless requested by a Council Member, in which event those items will be pulled from the consent agenda for individual consideration on the regular agenda during this meeting.

C1. Financial Transactions over \$5,000

C2. Minutes of the Regular Council Meeting August 14, 2023

C3. 2023-2024 City of Ovilla Holiday Calendar

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VI. REGULAR AGENDA

- ITEM 1. DISCUSSION/ACTION** – Consideration of and action on Resolution No. R2023-14, a resolution of the City Council of the City of Ovilla, Texas, approving a Traffic Calming Device Policy that provides for eligibility requirements, cost responsibility, design standards and procedures, procedures for installation, and traffic calming device removal and alteration; and providing an effective date.
- ITEM 2. DISCUSSION/ACTION** – Consideration of and action on Ordinance No. 2023-16, an ordinance of the City of Ovilla, Texas, amending Chapter 12, “Traffic and Vehicles,” Article 12.03, Operation of Vehicles,” Division 3, “Stop Intersections,” Section 12.03.73, “Other Stop Intersections” of the Code of Ordinances of the City of Ovilla, Texas, to add stop intersections; providing for the incorporation of premises; providing for amendments; providing a cumulative repealer/savings clause; providing a severability clause; providing a penalty not to exceed \$200.00; providing for engrossment and enrollment and incorporation into the Code of Ordinances; and providing an effective date.
- ITEM 3. DISCUSSION/ACTION** – Consideration of and action on Ordinance No. 2023-17, an ordinance of the City of Ovilla, Texas adopting the annual budget of the City of Ovilla for the 2023-2024 fiscal year in accordance with state law; providing for the incorporation of premises; providing for the adoption of the budget; providing for the filing of the budget as required by law; providing a cumulative repealer/savings clause; providing a severability clause; providing for engrossment and enrollment; and providing an effective date/record vote.
- ITEM 4. DISCUSSION/ACTION** – Consideration of and action on setting the date, time, and place for the adoption of the proposed ad valorem tax rate.
- ITEM 5. DISCUSSION/ACTION** – Consideration of and action on Resolution No. R2023-15, a resolution of the City Council of the City of Ovilla, Texas, amending Resolution No. R2023-13 to revise the City of Ovilla organizational chart; and providing an effective date.
- ITEM 6. DISCUSSION/ACTION** – Consideration of and action on approving and authorizing a Type B Economic Development Corporation project to fund a scoreboard for the softball field.
- ITEM 7. DISCUSSION/ACTION** – Consideration of and action on Ordinance No. 2023-18, an ordinance of the City of Ovilla, Texas, amending Chapter 13, “Utilities,” Article 13.03, “Water and Wastewater Services,” Division 2, “Water Service,” Section 13.03.045, “Damaging or Tampering with water meter or endpoint” and Appendix A, “Fee Schedule,” Article A7.000, “Water, Wastewater, Solid Waste and Recycling,” Section A7.010, “Water Meter Fees” of the Code of Ordinances of the City of Ovilla relating to water meter replacement fees; providing for the incorporation of premises; providing amendments; providing a cumulative repealer clause; providing a savings clause; providing a severability clause; providing for engrossment and enrollment and incorporation into the code of ordinances; and providing for an effective date.
- ITEM 8. DISCUSSION/ACTION** – Consideration of and action on Ordinance No. 2023-19, an ordinance of the City of Ovilla, Texas, amending Appendix A, “Fee Schedule”, Article A7.000, “Water, Wastewater, Solid Waste and Recycling”, Section A7.003, “Water and Wastewater Service Rates and Charges”, Subsection (A), “Monthly Water Rates” of the Code of Ordinances of the City of Ovilla to amend the monthly water rates for residential and nonresidential customers to reflect increased costs from Dallas Water Utilities; providing for the incorporation of premises; providing for amendments; providing a cumulative repealer/savings clause; providing a

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severability clause; providing for engrossment and enrollment and incorporation into the code of ordinances; and providing an effective date.

- ITEM 9. DISCUSSION/ACTION** – Consideration of and action on Ordinance No. 2023-20, an ordinance of the City of Ovilla, Texas, adopting the City of Ovilla Thoroughfare Standards, dated May 12, 2014; providing for the incorporation of premises; providing a cumulative repealer clause; providing a savings clause; providing a severability clause; providing for a penalty; and providing for an effective date.
- ITEM 10. DISCUSSION/ACTION** – Consideration of and action on Ordinance No. 2023-21, an ordinance of the City of Ovilla, Texas, adopting the City of Ovilla, Texas, manual for the design of storm drainage systems, dated August 1998; providing for the incorporation of premises; providing a cumulative repealer clause; providing a savings clause; providing a severability clause; providing for a penalty; and providing for an effective date.
- ITEM 11. DISCUSSION/ACTION** – Consideration of and action on an interlocal agreement providing emergency services to Emergency Service District #2.
- ITEM 12. DISCUSSION/ACTION** – Consideration of and action on an interlocal agreement providing emergency services to Emergency Service District #4.
- ITEM 13. DISCUSSION/ACTION** – Consideration of and action on terminating a contract for wireless cellular services with Verizon Wireless.
- ITEM 14. DISCUSSION/ACTION** – Consideration of and action awarding a contract for wireless cellular services to AT&T Mobility
- ITEM 15. DISCUSSION/ACTION** – Consideration and action on Ordinance 2023-22 an ordinance of the City of Ovilla, Texas, amending Appendix A, “Fee Schedule,” Article A8.000, “Development Fees,” Section A8.004, “Subdivision Fees” of the Code of Ordinances of the City of Ovilla to amend fees for engineering or construction plans and inspections of utilities and infrastructure to comply with H.B. No. 3492; providing for the incorporation of premises; providing for amendments; providing a cumulative repealer/savings clause; providing a severability clause; providing for engrossment and enrollment and incorporation into the code of ordinances; and providing an effective date.
- ITEM 16. DISCUSSION** – Discussion relating to downtown sidewalks and street lighting as requested by Mayor Dormier.
- ITEM 17. DISCUSSION** – Discussion relating to Ovilla Code of Ordinances Article 8.03 Noise and Article 8.04 Fireworks as requested by Place 2 Oberg and Place 4 Hunt.
- ITEM 18. DISCUSSION** – Discuss progress and receive updates on activities related to the 2023 Heritage Day celebration, to be held on Saturday, September 23, 2023.
- ITEM 19. DISCUSSION/ACTION** – Consideration of any item(s) pulled from the Consent Agenda for individual consideration and action.

VII. RECEIVE DEPARTMENTAL REPORTS – NO ACTION OR DISCUSSION

- **Departmental Reports**
 - Police Department

Police Chief J. Bennett

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- Fire Department
 - Public Works Department
 - Finance Department
 - City Secretary
- Fire Chief B. Kennedy
Public Works Director J. Kuykendall
Finance Director E. Scott
City Secretary B. Taylor

VIII. EXECUTIVE SESSION

The City Council of the City of Ovilla, Texas, reserves the right to meet in a closed session on any item listed on this Agenda should the need arise, pursuant to authorization by Texas Government Code, Sections 551.071 (consultation with attorney), 551.072 (deliberations about real property), 551.073 (deliberations about gifts and donations), 551.074 (personnel matters), 551.076 (deliberations about security devices), 551.087 (economic development), 418.183 (homeland security).

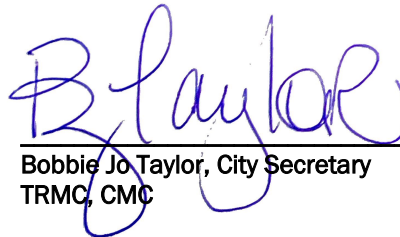
IX. RECONVENE INTO OPEN SESSION - IN ACCORDANCE WITH TEXAS GOVERNMENT CODE, CHAPTER 551, THE CITY COUNCIL WILL RECONVENE INTO OPEN SESSION TO CONSIDER ACTION, IF ANY, ON MATTERS DISCUSSED IN EXECUTIVE SESSION.

X. REQUESTS FOR FUTURE AGENDA ITEMS AND/OR ANNOUNCEMENTS BY COUNCIL AND STAFF

XI. ADJOURNMENT

THIS IS TO CERTIFY THAT A COPY OF THE NOTICE OF September 11, 2023, Regular City Council Agenda was posted on the City Hall bulletin board, a place convenient and readily accessible to the general public at all times, and to the City's website, www.cityofovilla.org, on the 8th day of September 2023, prior to 6:30 p.m., in compliance with Chapter 551, Texas Government Code. A quorum of the governmental body will be physically present at the location noticed above. Pursuant to Tex. Gov't Code 551.127, one or more members of the governing body may appear via videoconference call.





Bobbie Jo Taylor, City Secretary
TRMC, CMC

A quorum of The Ovilla Planning and Zoning Commission, Board of Adjustment, Economic Development Corporation, or Municipal Development District may be present. No action will be taken by the above-listed boards.

This facility is ADA-compliant. If you plan to attend this public meeting and have a disability that requires special arrangements, please call 972-617-7262 at least 48 hours in advance. Reasonable accommodation will be made to assist your needs. **PLEASE SILENCE ALL CELL PHONES AND OTHER ELECTRONIC EQUIPMENT WHILE THE CITY COUNCIL MEETING IS IN SESSION.**

PURSUANT TO SECTION 30.06, PENAL CODE (TRESPASS BY LICENSE HOLDER WITH A CONCEALED HANDGUN), A PERSON LICENSED UNDER SUBCHAPTER H, CHAPTER 411, GOVERNMENT CODE (HANDGUN LICENSING LAW), MAY NOT ENTER THIS PROPERTY WITH A CONCEALED HANDGUN.

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CONFORME A LA SECCIÓN 30.06 DEL CÓDIGO PENAL (ENTRADA SIN AUTORIZACIÓN POR TITULAR DE LICENCIA CON UNA PISTOLA OCULTA), UNA PERSONA CON LICENCIA BAJO EL SUBCAPÍTULO H, CAPÍTULO 411 DEL CÓDIGO DE GOBIERNO (LEY DE LICENCIAS DE PISTOLAS), NO PUEDE ENTRAR EN ESTA PROPIEDAD CON UNA PISTOLA OCULTA.

PURSUANT TO SECTION 30.07, PENAL CODE (TRESPASS BY LICENSE HOLDER WITH AN OPENLY CARRIED HANDGUN), A PERSON LICENSED UNDER SUBCHAPTER H, CHAPTER 411, GOVERNMENT CODE (HANDGUN LICENSING LAW), MAY NOT ENTER THIS PROPERTY WITH A HANDGUN THAT IS CARRIED OPENLY.

CONFORME A LA SECCIÓN 30.07 DEL CÓDIGO PENAL (ENTRADA SIN AUTORIZACIÓN POR TITULAR DE LICENCIA CON UNA PISTOLA VISIBLE), UNA PERSONA CON LICENCIA BAJO EL SUBCAPÍTULO H, CAPÍTULO 411 DEL CÓDIGO DE GOBIERNO (LEY DE LICENCIAS DE PISTOLAS), NO PUEDE ENTRAR EN ESTA PROPIEDAD CON UNA PISTOLA VISIBLE.