

CITY OF OVILLA MINUTES
Monday, January 9, 2023
Regular City Council Meeting
105 S. Cockrell Hill Road, Ovilla, TX 75154

Mayor Dormier called the Council Meeting of the Ovilla City Council to order at 6:30 PM, in the Ovilla Council Chamber Room, 105 S. Cockrell Hill Road Ovilla TX 75154, with notice of the meeting duly posted.

The following City Council Members were present:

Kimberly Case	Council Member, Place 1
Dean Oberg	Council Member, Place 2
David Griffin	Council Member, Place 3
Doug Hunt	Mayor Pro Tem, Place 4
Brad Piland	Council Member, Place 5

Mayor Dormier noted that the above members of the council were in attendance thus constituting a quorum. The city manager, city secretary, department directors, and various staff were also present.

CALL TO ORDER:

PL3 Griffin gave the invocation and Mayor Pro Tem Hunt led the reciting of the U.S. Pledge of Allegiance and the Pledge to the Texas Flag.

ANNOUNCEMENTS, PROCLAMATIONS, PRESENTATIONS, COMMENTS:

- *Annual Service League Spaghetti Dinner*

CITIZEN COMMENTS:

- Marion Hostetler, 109 Oakwood Lane, spoke to the council and gave praises to the Police Department for treating residents with respect and dignity.

CONSENT AGENDA:

- C1. Financial Transactions over \$5000
- C2. Minutes of the Special Council Meeting December 1, 2022
- C3. Minutes of the Regular Council Meeting December 12, 2022
- C4. Ordinance 2023-01 Amending Garbage Collection Fees

Mayor Pro Tem Hunt motioned to approve all consent agenda items.

Seconded by PL5 Piland.

No oppositions, no abstentions.

VOTE: The motion to approve carried unanimously: 5-0

Richard Dormier, Mayor
Kimberly Case, Place One
Dean Oberg, Place Two

Doug Hunt, Place Four
David Griffin, Place Three
Brad Piland, Place Five

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).

A. *Convene into Executive Session. 6:38 p.m.*

ES ITEM 1. **DISCUSSION/ACTION** – Closed Session - Called pursuant to Section 551.074 (1) of the Texas Government Code: Personnel Matters; to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.

City Manager

B. *Adjourn from the executive session and reconvene into the open meeting. 8:13 p.m.*

ANY ACTION NECESSARY OR APPROPRIATE AS A RESULT OF THE CLOSED EXECUTIVE SESSION:

PL1 Case made a motion to direct staff to draft a conditional offer of employment for the position of City Manager to Mr. David Henley.

PL2 Oberg seconded the motion.

No oppositions, no abstentions.

VOTE: The motion to approve carried unanimously: 5-0

REGULAR AGENDA:

ITEM 1. **DISCUSSION/ACTION** – Consideration of and action on providing staff with a directive to solicit grant administration services for the American Rescue Plan Act.

Mayor Dormier explained that as requested at the previous city council meeting staff has brought back the possibility of hiring a firm to provide Ovilla with Grant Administration Services for the expenditures of the American Rescue Act. Staff advised that if the council elects to pursue a Grant Administrator a Request for Proposal will be drafted by staff and distributed to agencies as required by law.

Chief Kennedy advised the council that he has not heard back from the treasury department regarding the use of the funding. Chief Kennedy stated that the paperwork would be no different from any other grant that the city has administered in the past however, a grant manager would be a welcome asset to ensure that the funds are being allocated correctly.

PL2 Oberg made a motion to direct staff to solicit grant administration services for the American Rescue Plan Act.

Mayor Pro Tem Hunt seconded the motion.

*Richard Dormier, Mayor
Kimberly Case, Place One
Dean Oberg, Place Two*

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*Doug Hunt, Place Four
David Griffin, Place Three
Brad Piland, Place Five*

No oppositions, no abstentions.

VOTE: The motion to approve carried unanimously: 5-0

ITEM 2. DISCUSSION/ACTION – Consideration of and action on providing staff with a directive to prepare and publish a Request for Qualifications for engineering services in relation to the FM 664 widening project requiring the relocation of city utilities.

City staff explained that the request for qualification for engineering services would follow the award of the grant administration services.

Mayor Pro Tem Hunt motioned to approve a directive to allow staff to prepare and publish a Request for Qualifications for engineering services in relation to the FM 664 widening project requiring the relocation of city utilities.

PL5 Piland seconded the motion.

No oppositions, no abstentions.

VOTE: The motion to approve carried unanimously: 5-0

ITEM 3. DISCUSSION/ACTION – Consideration of and action on Ordinance 2023-02 an ordinance of the City Council of the City of Ovilla, Texas, authorizing a general election to be held on May 06, 2023, for the purpose of electing a mayor and two council members, (places 2 & 4) for expired terms by the qualified voters of Ovilla; establishing procedures for the election; providing for other matters incident and related to the election; providing for publication; providing a severability clause; and providing an effective date.

Mayor Dormier stated that he was disappointed that election-day voting would not be held at city hall. City Secretary, Bobbie Jo Taylor, advised that she has been in contact with Ellis County to hopefully secure city hall as a voting facility on election day.

Mayor Pro Tem Hunt motioned to approve Ordinance 2023-02 an Ordinance of the City Council of the City of Ovilla, Texas, authorizing a general election to be held on May 06, 2023, for the purpose of electing a mayor and two council members, (places 2 & 4) for expired terms by the qualified voters of Ovilla; establishing procedures for the election; providing for other matters incident and related to the election; providing for publication; providing a severability clause; and providing an effective date.

PL5 Piland seconded the motion.

No oppositions, no abstentions.

VOTE: The motion to approve carried unanimously: 5-0

ITEM 4. DISCUSSION/ACTION – Consideration of and action on Ordinance 2023-03 an ordinance of the City Council of the City of Ovilla, Texas, calling for a special election to be held on May 6, 2023, to determine whether the voters desire the continuation of a sales and use tax at the rate of one-quarter of one percent (1/4%) to provide revenue for the maintenance and repair of existing municipal streets; establishing procedures for the election; providing for other matters incident and related to the election; providing a severability clause; and providing an effective date.

City Staff advised that Ovilla Citizens approved a local sales and use tax in November of 2007 for the maintenance and repair of municipal streets. Staff stated that this requires a special election every four years. As the previous election was held and approved in May 2019 the city is required to order a special election in May of 2023 to reauthorize the local sales and use tax.

PL1 Case motioned to approve Ordinance 2023-03 an Ordinance of the City Council of the City of Ovilla, Texas, calling for a special election to be held on May 6, 2023, to determine whether the voters desire the continuation of a sales and use tax at the rate of one-quarter of one percent (1/4%) to provide revenue for the maintenance and repair of existing municipal streets; establishing procedures for the election; providing for other matters incident and related to the election; providing a severability clause; and providing an effective date.

Mayor Pro Tem Hunt seconded the motion.

No oppositions, no abstentions.

VOTE: The motion to approve carried unanimously: 5-0

ITEM 5. DISCUSSION/ACTION – Consideration of and action of the ballot for the election of eight members to the Texas Coalition for Affordable Power (TCAP) Board of Directors for the 2023-2024 term of office.

PL2 Oberg motioned to direct the City Secretary to complete a ballot to be submitted to the Texas Coalition for Affordable Power (TCAP) for the Board of Directors for the 2023-2024 term of office to include the following candidates: Carey D. Neal, Clifford Howard, Gilbert Reyna, Chris Steubing, William Linn, Clayton Fulton, Mark Dempsey, and Michael Marrero.

Mayor Pro Tem Hunt seconded the motion.

No oppositions, no abstentions.

VOTE: The motion to approve carried unanimously: 5-0

ITEM 6. DISCUSSION/ACTION – Consideration of and action on a proposal for temporary Financial Reporting and Assistance during the transition period of the Finance Director.

City Manager Woodall advised that upon the retirement of Finance Director Sharon Jungman the new finance director may need support in the role. Ms. Woodall requested that the council allow staff to have temporary support in place if needed which would be provided by Fundview at the rate of \$35.00 per hour.

PL3 Griffin motioned to approve a proposal for temporary Financial Reporting and Assistance during the transition period of the Finance Director.

Mayor Pro Tem Hunt seconded the motion.

No oppositions, no abstentions.

VOTE: The motion to approve carried unanimously: 5-0

ITEM 7. DISCUSSION/ACTION – Consideration of and action on Ordinance 2023-04 an Ordinance of the City of Ovilla, Texas, amending Appendix "A", Section A2.000 (miscellaneous fees), of the Code of Ordinances of the City of Ovilla; establishing park facility use fees; providing a savings clause; providing

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a severance clause; providing for incorporation into the Ovilla Code of Ordinances; providing for immediate effect; and providing for publication.

Staff presented Ordinance 2023-04 to the council explaining that the ordinance would put fees in place for use of the ball fields located behind the municipal complex on Cockrell Hill Rd. Staff noted that a maintenance agreement had been requested in the past between the city and the baseball association however, no agreement is currently in place.

PL2 Oberg motioned to approve Ordinance 2023-04 an Ordinance of the City of Ovilla, Texas, amending Appendix "A", Section A2.000 (miscellaneous fees), of the Code of Ordinances of the City of Ovilla; establishing park facility use fees and to include a deposit to be established by the Parks Department.

PL1 Case seconded the motion.
No oppositions, no abstentions.

VOTE: The motion to approve carried unanimously: 5-0

ITEM 8. DISCUSSION/ACTION – Consideration of any item(s) pulled from the Consent Agenda for individual consideration and action.

No items were pulled from the Consent Agenda.

RECEIVE DEPARTMENTAL REPORTS – NO ACTION OR DISCUSSION

- Departmental Reports
 - Police Department Police Chief J. Bennett
 - Fire Department Fire Chief B. Kennedy
 - Public Works Department Public Works Director J. Kuykendall
 - Finance Department Finance Director S. Jungman
 - Administration City Manager P. Woodall
City Secretary B. Taylor

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

PL3 Griffin requested that City Manager, Pam Woodall, be placed on the next agenda to discuss part-time opportunities.

ADJOURNMENT:

PL1 Oberg made a motion to adjourn.

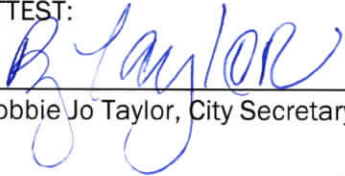
Mayor Pro Tem Hunt seconded the motion.
There being no further business, Mayor Dormier adjourned the meeting at 9:03 p.m.
No oppositions, no abstentions.

VOTE: The motion to approve carried unanimously: 5-0



Richard Dormier, Mayor

ATTEST:



Bobbie Jo Taylor, City Secretary

APPROVED: February 13, 2023

