

City of *OVILLA* City Council

Rachel Huber, Place One
Larry Stevenson, Place Two
David Griffin, Place Three

Richard A. Dormier, Mayor

Doug Hunt, Place Four, Mayor Pro Tem
J. Michael Myers, Place Five
Dennis Burn, City Manager

105 S. Cockrell Hill Road, Ovilla, TX 75154

Monday, June 06, 2016

6:30 P.M.

Council Chamber Room

AGENDA

NOTICE is hereby given of a Special Meeting of the City Council of the City of Ovilla, to be held on Monday, June 06, 2016 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
- Pledge of Allegiance

II. COMMENTS, PRESENTATIONS & REPORTS

Mayor Dormier will conduct the Oath of Office for new Council Member Place 5 J. Michael Myers

▪ Citizen 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 citizen's 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.

III. PUBLIC HEARING

Case ANNEX 2016-02 Receive presentation and citizen comments on a request to Annex approximately 2.271 acre tract of land in the James S. Berry Survey, Abstract 86, the John R. Billingsley Survey, Abstract 80, the William Billingsley Survey, Abstract 81, and the James P. Laughlin Survey, Abstract 627, Ellis County, Texas, known as Shiloh Road, adjacent to the Ovilla City limits. (2nd Public Hearing scheduled on Monday, June 13, 2016 at 6:30 p.m.)

- a. **Presentation** of Request to annex said property, filed by Mr. Todd Hemphill, Midlothian Independent School District, Board President, authorized representative for the Midlothian Independent School District.
- b. **PUBLIC HEARING** to receive comments from the public regarding the request.

IV. 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).

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

VI. ADJOURNMENT

THIS IS TO CERTIFY THAT A COPY OF THE NOTICE OF the June 06, 2016 Special called meeting 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 27th day of May 2016 prior to 6:00 p.m., in compliance with Chapter 551, Texas Government Code.

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Pamela Woodall, City Secretary

DATE OF POSTING: 5.27.2016 TIME: 2:00 am/pm
DATE TAKEN DOWN: _____ TIME: _____ am/pm

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 PAGERS, CELL PHONES & OTHER ELECTRONIC EQUIPMENT WHILE THE CITY COUNCIL MEETING IS IN SESSION.

**Notice of Public Hearings
Before the Ovilla City Council
Ovilla, Texas 75154**

The City of Ovilla, Texas is proposing annexation proceedings to enlarge and extend the corporate boundary limits of the City. The City of Ovilla has scheduled the first public hearing regarding the proposed annexation on Monday, June 06, 2016, at 6:30 PM and the second public hearing regarding the proposed annexation on Monday, June 13, 2016, at 6:30 PM. Said hearings will be held in the Council Chamber Room of the Ovilla Municipal Building, located at 105 S. Cockrell Hill Road, Ovilla, Texas. The City Council of the City of Ovilla will conduct the public hearings to hear public testimony concerning the proposed annexation of the property described below.

General Description of the Property: Approximately 2.271 acres in the James S. Berry Survey, Abstract 86, the John R. Billingsley Survey, Abstract 80, the William Billingsley Survey, Abstract 81, and the James P. Laughlin Survey, Abstract 627, Ellis County, Texas, known as Shiloh Road.

Metes and Bounds Description of the Property: Shiloh Road

FIELD NOTES

2.271 Acres

BEING all that certain lot, tract, or parcel of land situated in the JAMES S. BERRY SURVEY, Abstract No. 86, the JOHN R. BILLINGSLEY SURVEY, Abstract No. 80, the WILLIAM BILLINGSLEY SURVEY, Abstract No. 81 and the James P. Laughlin Survey, Abstract No. 627 in Ellis County, Texas, and being a portion of the following tracts: (Tract 1) a portion (0.2590 acre) of the existing 50' right of way of SHILOH ROAD, as dedicated on the Plat of SHILOH FOREST, PHASE 2 as recorded in Cabinet H, Slides 335 through 341 of the Plat Records of Ellis County, Texas (PRECT); (Tract 2) a portion (0.7184 acre) of a called 13.998 acre tract of land conveyed to Midlothian Independent School District (ISD) and described in Volume 2601, Page 1498 of the Official Public Records of Ellis County, Texas (OPRECT); (Tract 3) a portion (0.2484 acre) of the residual of a called 124.850 acre tract of land conveyed to Shaw Development Group, LLC by deed as recorded in Volume 2105, Page 1989 OPRECT; (Tract 4) a portion (0.3857 acre) of a called 10.00 acre tract of land conveyed to Leon Poldrack, et ux by deed as recorded in Volume 1287, Page 854 OPRECT; (Tract 5) a portion (0.1837 acre) of a called 5 acre tract of land conveyed to Wayne D. Kanack, Jr. et ux by deed as recorded in Volume 1415, Page 687 OPRECT; (Tract 6) a portion (0.3837 acre) of a called 2 acre tract of land conveyed to David Davis by deed as recorded in Volume 2814, Page 1754 OPRECT and (Tract 7) a portion (0.0919 acre) of a called 12.756 acre tract of land conveyed to Rebecca Ann Switzer by deed as recorded in Volume 745, Page 505 of the Deed Records of Ellis County, Texas (DRECT), and being more particularly described as follows:

BEGINNING at a PK nail set for the easterly northwest corner of this tract in the east line of said 13.998 acre tract and the occupied east line of said William Billingsley Survey and the west line of said 124.850 acre tract and the occupied west line of said John R. Billingsley Survey in the approximate centerline of the current location of BRYSON LANE, a public road, said nail bears N 01°11'05" W, 49.86 feet from a 60-d nail found at the approximate centerline intersection of the current location of BRYSON LANE and SHILOH ROAD, a public road, at the southeast corner of said 13.998 acre tract and the occupied southeast corner of said William Billingsley Survey, and the southwest corner of said 124.850 acre tract and the occupied southwest corner of said John R. Billingsley Survey, (with the bearing basis for this description from GPS observation, Texas Co-Ordinate System, North Central Zone, and having a beginning co-ordinate of: Northing = 6874920.37, Easting = 2459176.92);

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THENCE through said 124.850 acre tract as follows:

N 89°18'31" E, 36.63 feet along the north line of this tract to a bend point in the future west right of way line of BRYSON LANE, a future 100' wide right of way;

N 89°11'55" E, 179.84 feet continuing along the north line of this tract crossing said future BRYSON LANE right of way to the northeast corner of this tract;

S 00°31'00" E along the east line of this tract, passing at approximately 50.64 feet the approximate centerline of said SHILOH ROAD and the south line of said 124.850 acre tract and the occupied south line of said John R. Billingsley Survey and the north line of said 12.756 acre tract and the occupied north line of said Berry Survey, in all, 90.65 feet to the southeast corner of this tract;

THENCE along the south line of this tract as follows:

S 89°25'37" W, 100.00 feet through said 12.756 acre tract to the west line of said 12.756 acre tract and the east line of said 2 acre tract in the approximate centerline of said BRYSON LANE;

S 89°25'37" W through said 2 acre tract, passing at approximately 115.88 feet the occupied west line of said Berry Survey and the occupied east line of said Laughlin Survey, in all, 417.64 feet to the west line of said 2 acre tract and the east line of said 5 acre tract;

S 89°25'37" W, 200.00 feet through said 5 acre tract to the west line of said 5 acre tract and the east line of said 10.00 acre tract;

S 89°25'37" W, 420.00 feet through said 10.00 acre tract to the southwest corner of this tract in the west line of said 10.00 acre tract and the east line of a called 10.373 acre tract of land conveyed to Seven S Ranch, Inc. by deed as recorded in Volume 2090, Page 1345 OPRECT;

THENCE N 00°31'10" W along the west line of this tract and the west line of said 10.00 acre tract and the east line of said 10.373 acre tract, passing at 39.84 feet the northwest corner of said 10.00 acre tract and the northeast corner of said 10.373 acre tract in the approximate centerline of said SHILOH ROAD and the occupied north line of said Laughlin Survey and the occupied south line of said William Billingsley Survey, in all, 89.80 feet to the northwest corner of this tract in the north line of said SHILOH ROAD and the south line of Lot 5 in Block I of said SHILOH FOREST, PHASE 2;

THENCE along the north line of this tract as follows:

N 89°24'39" E, 226.00 feet along the north line of said SHILOH ROAD and the south line of said Lot 5 to a ½" steel rod found with cap #4466 for the southeast corner of said Lot 5 in the west line of said 13.998 acre tract and being the westerly northeast corner of this tract;

S 00°39'22" E, 4.86 feet along the west line of said 13.998 acre tract to a ½" steel rod set for an inner ell corner of this tract;

N 89°25'37" E, 695.22 feet through said 13.998 acre tract to a PK nail set for an inner ell corner of this tract in the east line of said 13.998 acre tract and the occupied east line of said William Billingsley

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Survey and the west line of said 124.850 acre tract and the occupied west line of said John R. Billingsley Survey in the approximate centerline of the current location of BRYSON LANE;

N 01°11'05" W, 4.86 feet along the east line of said 13.998 acre tract and the west line of said 124.850 acre tract and along the said common William Billingsley-John R. Billingsley survey line and along the approximate centerline of the current location of said BRYSON LANE to the POINT OF BEGINNING and containing approximately 2.271 acres of land.

END OF FIELD NOTES.

A notice has been sent to all owners of real property within the area proposed for annexation as such ownership appears in the Ellis County Central Appraisal District tax records.

A map of the area being proposed for annexation and a Municipal Service Plan describing the services that would be provided by the City of Ovilla to the property annexed into the City are available for review at the City Secretary's Office (972-617-7262 or pwoodall@cityofovilla.org) located at 105 S. Cockrell Hill Road, Ovilla, Texas 75154 and on the City of Ovilla website at <http://www.cityofovilla.org>.

At said hearings, all interested parties shall have the right to an opportunity to appear and be heard on the subject.

Pamela Woodall
City Secretary, City of Ovilla, Texas

If you have any questions or need additional information regarding the proposed annexation, please contact Dennis Burn, City Manager, 972-617-7262, or email dburn@cityofovilla.org.

