

# CITY OF OVILLA MINUTES

**Monday, February 10, 2020**

**Regular City Council Meeting**

**105 S. Cockrell Hill Road, Ovilla, TX 75154**

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Mayor Pro Tem David Griffin called the Regular Council Meeting of the Ovilla City Council to order at 6:30 p.m., with notice of the meeting duly posted. Mayor Pro Tem made the following public announcement asking all individuals to be cognizant of the two signs at the entrance to the Council Chamber room referencing Sections 30.06 and 30.07 of the *Penal Code*, persons licensed under *Subchapter H, Chapter 411, Government Code* may not enter this property with a concealed handgun nor enter this property with a handgun that is carried openly.

The following City Council Members were present:

Rachel Huber	Council Member, Place 1
Dean Oberg	Council Member, Place 2
Doug Hunt	Council Member, Place 4
Michael Myers	Council Member, Place 5

Mayor Pro Tem Griffin noted the presence of Council Members, thus constituting a quorum. Mayor Dormier was noted absent. City Secretary, department directors and various staff were also present.

## **CALL TO ORDER**

PL4 Hunt gave the invocation. PL1 Huber led the reciting of the U.S. Pledge of Allegiance and the Pledge to the Texas Flag.

## **PRESENTATIONS, ANNOUNCEMENTS & COMMENTS**

### **Presentations, Announcements:**

#### **Proclamation:**

1. Phillip Lynch

Mayor Pro Tem read and issued Proclamation to Mr. Lynch.

Mr. Lynch spoke to everyone and expressed his gratitude. Photos were taken.

#### **Citizen Comments:**

1. Ms. Jimmie Wade, 606 Creekview Circle, voiced multiple concerns:
  - a. Parking
  - b. Playground @ Ashburne Glen – let homeowners have it.
  - c. Police & Fire Departments need funding
  - d. Sell City property “White house” clean up all junk areas
  - e. No sidewalks in downtown
  - f. No more variances issued on 1600 sq. ft. homes

## **CONSENT AGENDA**

None

## **IV. REGULAR AGENDA**

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**ITEM 1. DISCUSSION/ACTION** – Consideration of and action on Resolution R2020-04 of the City of Ovilla Texas adopting TCAP'S Professional Services Agreement and GEXA Energy's Commercial Electric Service Agreement for Power to be provided on and after January 01, 2023.

Staff received presentation from Gexa Energy's account representative stating that the City of Ovilla along with 164 other municipalities were in the wholesale market. She explained that the City of Ovilla has been a member since 2011, and that our current agreement will end 2022. She directed that

cities may choose a 1 year at a time agreement however, it was much more beneficial and cost efficient to go with the 2 year in advance agreement.

PL2 Oberg moved to approve the Resolution R2020.04 adopting TCAP's Professional Services Agreement and GEXA Energy's Commercial Electric Service Agreement for Power to be provided on and after January 01, 2023, seconded by PL1 Huber.

*One opposition, no abstentions.*

*VOTE: The motion to approve carried: 4-1.*

**ITEM 2.** *DISCUSSION/ACTION* – Consideration of and Action on Ordinance 2020-04 of the City Council of the City of Ovilla, Texas, authorizing a general election to be held on May 02, 2020 for the purpose of electing three council members (Places 1,3 and 5) 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.

*DISCUSIÓN/ACCIÓN* – Consideración de una Acción a partir de la Ordenanza 2020-04 una elección general a llevarse a cabo el 2 de mayo de 2020 con el objetivo de elegir tres miembros del concejo (plazas 1,3 y 5) por plazos expirados por los votantes calificados de ovilla; estableciendo procedimientos para la elección; proporcionando otros asuntos incidentales y relacionados con la elección; proporcionando para publicación; proporcionando una cláusula de separabilidad; y proporcionando una fecha de entrada en vigencia.

PL4 Hunt moved to approve the General Election to be held on May 02, 2020 as presented, seconded by PL2 Oberg.

*No oppositions, no abstentions.*

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

**ITEM 3.** *DISCUSSION/ACTION* – Consideration of and action to move the regularly scheduled Council meeting date in March 2020, from Monday, March 09, 2020 to Monday, March 16, 2020 or Tuesday, March 17, 2020.

*No Action – leave as is.*

**ITEM 4.** *DISCUSSION/ACTION* – Consideration of and action for board appointments to the (temporary) Thoroughfare Plan Review Committee.

After review of the submitted Board Applications, PL4 Hunt made the motion to appoint the following applicants to the (temporary) Thoroughfare Plan Review Committee:

- Ozzie Molina
- Carol Lynch
- Linda Chastain
- Windy Zabojnik
- Sheila Domstead

Seconded by PL5 Myers

*No oppositions, no abstentions.*

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

ITEM 5. **DISCUSSION/ACTION** – Consideration of and action to dissolve the agreement with the City of Ovilla and Fund Accounting Solutions Technologies, Inc. (FAST/Fundview) Accounting Software and direct staff to begin searching for a new financial software company.

PL5 Myers made the motion to dissolve the agreement between the City of Ovilla and FAST/Fundview accounting software as presented. Seconded by PL4 Hunt.

*No oppositions, no abstentions.*

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

ITEM 6. **DISCUSSION/ACTION** – Consideration of and action on options for the replacement or upgrade of the restrooms and concession stand at the ballfields behind the City Municipal Building.

John – a resident as well as a representative with the Baseball Association, who also maintains the fields owned by the City, shared his concerns with the present restrooms.

- Toilets too small
- No urinals
- Not kid friendly
- No sidewalks around facilities

The Pre-Cast facility was discussed to mimic the restroom that was installed at Heritage Park. Council did want estimates on complete reconstruction on the current restrooms to compare.

*No Action.*

ITEM 7. **DISCUSSION** – Discuss and review the concept of planning and hosting a Civic Academy.

Chief Windham gave presentation, as well as letting staff know we should start the planning for the discussions to take place. Possibly after budget season. He suggested around September time frame. **Discussion only.**

ITEM 8. **DISCUSSION** – Discuss and consider the inclusion, costs, and requirement of electronic water meters as part of a subdivision development.

Public Works Superintendent Daniel Durham explained the several different models of electronic water meters that he has inquired about. He named AMI, Badger, Master Meter and Hydropro as a few that our surrounding cities use, as well as other Municipalities. The direction of Council was to get information on the software associated with each and more in-depth knowledge of pricing and benefits of each model.

*Discussion Only.*

ITEM 9. **DISCUSSION** – Discuss code enforcement in the Historic District of Ovilla.

Discussion began with the Bar-B-Que business in the downtown area. There have been complaints on the storage of the wood on the side of the building, and how it is visible to the community. A privacy fence of some sort was discussed as well as a storage building. Enforcement is a must with the restoration that is taking place in that area.

*Discussion Only.*

ITEM 10. **DISCUSSION/ACTION** – Update on Main Street Sanitary Sewer Improvements.

*Discussion Only.*

ITEM 11. **DISCUSSION/ACTION** – Consideration of any item(s) pulled from the Consent Agenda for individual consideration and action.

None

**STAFF REPORTS** were reviewed. Staff was available for questions.

- Department Activity Reports / Discussion
  - Police Department Chief B. Windham
    - 1. 2019 Racial Profiling Data Report
  - Fire Department Assistant Chief K. Lindsey
  - Public Works Water Superintendent D. Durham
  - Finance Accountant L. Harding
  - Administration
    - 1. Monthly Code/Animal Control Reports Code/AC Officer M. Dooly
    - 2. Monthly Municipal Court Report City Secretary G. Miller

**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. 8:04 PM*

Closed Meeting called pursuant to Texas Government Code §551.074 – Personnel Matters.

ITEM 1. **DISCUSSION/ACTION** – Deliberate the appointment, employment, evaluation, reassignment and/or duties of the City Secretary.

Closed Meeting called pursuant to Texas Government Code §551.074 – Personnel Matters.

ITEM 2. **DISCUSSION/ACTION** – Deliberate the appointment, employment, evaluation, reassignment and/or duties of the City Manager.B. *Reconvene into Regular (Open) Session 8:29 PM*

Mayor Pro Tem Griffin and Council reconvened into Regular Session at 8:29 p.m. Mayor Mayor Pro Tem Griffin advised that no decisions were made in Executive Session.

There was no action in Open Session.

No Action.

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

1. Mayor Dormier	Absent
2. PL1 Huber	None
3. PL2 Oberg	Junk Vehicles
4. Mayor Pro Tem Griffin	None
5. PL4 Hunt	Running Business out of homes.
6. PL5 Myers	Fire Renting bunk gear vs purchase

**ADJOURNMENT**

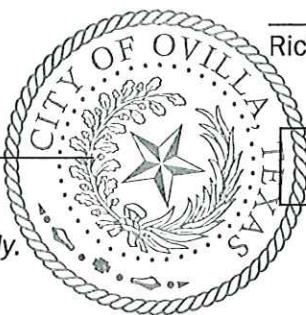
PL4 Hunt moved to adjourn the meeting of February 10, 2020 seconded by PL2 Oberg. There being no further business, Mayor Pro Tem Griffin adjourned the meeting at 8:31 p.m.

*Richard Dormier, Mayor*  
*Rachel Huber, Place One*  
*Dean Oberg, Place Two*

*Doug Hunt, Place Four*  
*David Griffin, Place Three*  
*Michael Myers, Place Five*

ATTEST:

*Glennell Miller*  
Glennell Miller, City Secretary  
Citizens Comments attached  
Executive Session filed separately.



*Richard Dormier*  
Richard Dormier, Mayor

*Approved April 13, 2020*

Mayor Richard Dormier  
Place One Council, Rachel Huber  
Place Two Council, Dean Oberg



Place Four Council, Doug Hunt  
Place Five Council, Michael Myers  
Place Three Council/ Mayor Pro Tem, David Griffin

## WELCOME TO THE CITY OF OVILLA CITIZENS FORUM

The Ovilla City Council and City Staff welcome you to a meeting of the Ovilla City Council. Ovilla Council Meetings are open to the public and residents are encouraged to attend.

It is the policy of the City of Ovilla to give all individuals and lawful organizations an opportunity to formally address the Mayor and Council regarding any posted Agenda item or items not on the agenda. Each participant will be permitted to speak for a maximum of three minutes. Regarding non-agenda items, please be advised that the Mayor and Council cannot respond but may direct inquiries to staff for current policy or for later review.

The form must be complete.

DATE: 2-9-2020

PHONE: 214-546 9532

DO YOU RESIDE WITHIN THE CITY LIMITS OF OVILLA?  YES  NO

NAME: Jimmy Wade

ORGANIZATION / DEPARTMENT:

ADDRESS: 606 Creekview

CITY / ZIP: Ovilla 75154

Persons wishing to address the Mayor and Council concerning a posted agenda item must make a formal request by presenting a completed "Citizens Forum" form to the City Secretary at least 10 minutes prior to the beginning of the scheduled meeting. The form must be complete. At the discretion of the Mayor, those registered to speak may be called during the opening of the listed agenda item. Please check one of the three following options.

I wish to address the Council during the Citizens Forum.

AGENDA ITEM(S) NUMBER:

I wish to address the Council on this agenda item(s).

*Parking*

I do not wish to address the Council, but would like to register the following opinion.

(Circle one) FOR      AGAINST

Comments: \_\_\_\_\_

Would you be interested in serving on an appointed board or commission of the City of Ovilla?

Yes  No

The City Council convenes in regular session on the second Monday of each month at 6:30 P.M. unless otherwise noted. Special meetings may be called as deemed necessary to conduct business of the City.

"I authorize the city to release ALL information on this sheet to the public. (If no signature is provided, the City shall not release information that is protected under the Texas Public Information Act.) Signature \_\_\_\_\_"

Mayor Richard Dormier  
Place One Council, Rachel Huber  
Place Two Council, Dean Oberg



Place Four Council, Doug Hunt  
Place Five Council, Michael Myers  
Place Three Council/ Mayor Pro Tem, David Griffin

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The form must be complete.

DATE: 2-9-2028

PHONE: 214-846-9532

DO YOU RESIDE WITHIN THE CITY LIMITS OF OVILLA?  YES  NO

NAME: Jimmie Wade

ORGANIZATION / DEPARTMENT: \_\_\_\_\_

ADDRESS: 606 Creekview

CITY / ZIP: Ovilla 75154

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AGENDA ITEM(S) NUMBER: Police - Fire Department

I wish to address the Council on this agenda item(s).

I do not wish to address the Council, but would like to register the following opinion.

(Circle one) FOR      AGAINST

Comments: \_\_\_\_\_

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# BENCHES

Mayor Richard Dormier  
Place One Council, Rachel Huber  
Place Two Council, Dean Oberg



Place Four Council, Doug Hunt  
Place Five Council, Michael Myers  
Place Three Council/ Mayor Pro Tem, David Griffin

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The form must be complete.

DATE: 2-9-2022

PHONE: 214-546-9532

DO YOU RESIDE WITHIN THE CITY LIMITS OF OVILLA?  YES  NO

NAME: Jimmie Wade

ORGANIZATION / DEPARTMENT: \_\_\_\_\_

ADDRESS: 606 Creekview

CITY / ZIP: Ovilla 75154

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I wish to address the Council during the Citizens Forum.

AGENDA ITEM(S) NUMBER:

I wish to address the Council on this agenda item(s). Parks

I do not wish to address the Council, but would like to register the following opinion.

(Circle one) FOR      AGAINST

Comments: \_\_\_\_\_

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Yes  No

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