

CITY OF OVILLA MINUTES

Monday, July 13, 2020

City Council Meeting

105 S. Cockrell Hill Road, Ovilla, TX 75154

In accordance with order of the Office of the Governor issued March 16, 2020, the CITY COUNCIL of the CITY OF OVILLA conducted a meeting at 6:30 PM, Monday, July 13, 2020 by telephone conference in order to advance the public health goal of limiting face-to-face meetings (also called "social distancing") to slow the spread of the Coronavirus (COVID-19). [There was no public access to the location described above.]

The public was permitted to offer public comments telephonically as provided by the agenda and as permitted by the presiding officer during the meeting.

Mayor Dormier called the Council Meeting of the Ovilla City Council to order at 5:00 pm, with notice of the meeting duly posted.

The following City Council Members were on teleconference call:

Rachel Huber	Council Member, Place 1
Dean Oberg	Council Member, Place 2
David Griffin	Mayor Pro Tem, Place 3
Doug Hunt	Council Member, Place 4
Michael Myers	Council Member, Place 5

Mayor Dormier noted the participating Council Members, thus constituting a quorum. City Secretary, department directors and various staff were also on the teleconference call.

CALL TO ORDER

PL5 Myers gave the invocation and PL2 Oberg the reciting of the U.S. Pledge of Allegiance and the Pledge to the Texas Flag.

CITIZEN COMMENTS:

1. Sheila Domstead - 111 Brookwood - wanted to thank Council members for Park Board appointment. She expressed to council to consider moving money to Cindy Jones Park as well as the ballfields. Also, wanted to see if the city can do a survey on all of our other parks.

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.

1. Interlocal Agreement Mutual Aid
2. Palomar Modular Buildings Agreement

PL5 Myers moved to approve all consent items as presented, seconded by PL1 Huber.
No oppositions, no abstentions.

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

Recorded Vote:

PL1 Huber AYE

PL2 Oberg AYE

Mayor Pro Tem Griffin AYE
 PL4 Hunt AYE
 PL5 Myers AYE

Public Hearing opened: 6:45 pm

Case PZ20.04 Receive presentation and citizen comments on a request for a Specific Use Permit application filed by Pamilee Koval on behalf of Thomas Waits owner of property, to open and operate a health smoothie and natural tea shop, located at 713 W. Main Street, Ovilla, TX, 75154, to include a request for a variance for outdoor fitness.

- a. *PRESENTATION – by staff and applicant – discussion was on exercise only with no free weights or weight machines of any kind outside.*
- b. *PUBLIC HEARING – to receive comments from the public regarding the request – there were none*
- c. *DELIBERATION - questions with staff and applicant – none*

Public Hearing closed: 6:46 pm

REGULAR AGENDA

ITEM 1. *DISCUSSION/ACTION* – Receive recommendation from the Planning & Zoning Commission to consider and act on a Specific Use Permit Application, PZ20.04, filed by Pamilee Koval on behalf of Thomas Waits owner of Property, to open and operate a health smoothie and natural tea shop, located at 713 W. Main Street, Ovilla, TX, 75154 to include a request for a variance for outdoor fitness.

Addressed were parking issues of space for businesses downtown, and if shared parking was actually allowed by our Code of Ordinances. The parking lot for City Hall was also brought up as being a way to help with parking overload.

PL2 Oberg made the motion to allow the Specific Use Permit Application filed by Pamilee Koval to open and operate a health smoothie and natural tea shop, located at 713 W. Main Street as presented, seconded by Mayor Pro Tem Griffin.

No oppositions, no abstentions.

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

Recorded Vote:

PL1 Huber AYE

PL2 Oberg AYE

Mayor Pro Tem Griffin AYE

PL4 Hunt AYE

PL5 Myers AYE

ITEM 2. *DISCUSSION/ACTION* – Consideration of and action to approve an Athletic Field and Facilities Use Agreement for the rental/reservations of the ballfields located at 105 S. Cockrell Hill Road, Ovilla, TX 75154, behind the City Municipal building.

Discussion was on how the Ovilla Baseball Association has taken on a role of almost complete responsibility at the ballfields and done a great job with limited funds and equipment. There has been considerable discussion that the City and Park Board should hold some responsibility for the ballfield reservations, usage and maintenance of the fields. Staff recommends some type agreement for

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

reservations for the ballfields use. It was explained that staff needs guidance regarding whether or not to charge fees for ballfield reservations or maybe a refundable deposit. If fees are directed, staff will bring an ordinance for consideration to the next meeting to amend the Code's fee schedule.

Consensus of the council was to take back to the Park Board to discuss in more detail:

Waiver
 Care for the grounds/fields
 Fees to be charged for reservations (if any)
 Rules for Association
 Rules for general public.

No action was taken.

ITEM 3. DISCUSSION/ACTION – Consider waiving the City's mid-year budget review due to recent personnel changes and backlog of necessary reviews and reconciliations of financial records

PL2 Oberg made the motion to approve waiving the City's mid-year budget review as presented, seconded by PL1 Huber.

No oppositions, no abstentions.

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

Recorded Vote:

PL1 Huber AYE

PL2 Oberg AYE

Mayor Pro Tem Griffin AYE

PL4 Hunt AYE

PL5 Myers AYE

ITEM 4. DISCUSSION/ACTION – Consideration of and action on ORDINANCE 2020-07 of the City of Ovilla, TX, amending the Fiscal Year 2019-2020 Annual Budget and Program of Services.

PL2 Oberg made the motion to approve Ordinance 2020-07 of the FY2019-2020 Annual Budget and Program of Services as presented, seconded by PL5 Myers.

No oppositions, no abstentions.

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

Recorded Vote:

PL1 Huber AYE

PL2 Oberg AYE

Mayor Pro Tem Griffin AYE

PL4 Hunt AYE

PL5 Myers AYE

ITEM 5. DISCUSSION/ACTION – Consideration of and action on a proposal submitted by Ellis County Precinct 4 for the road rehabilitate/reclaim of Buckboard, Georgetown and Silver Spur, authorizing the Mayor to execute said document(s).

Discussion was directed toward the completion of the bar-ditches, and to get with Kyle Butler with Ellis County and add the ditch work. The concern was to let the county do the work due to the city not having the proper equipment.

Will bring back at July 20, 2020 special meeting.

No action on this item

ITEM 6. *DISCUSSION/ACTION* – Consideration of and action on Resolution R2020-12 to award J & K Excavation, LLC for the Water Street Bridge Improvements Project, authorizing the Mayor to execute said document(s).

PL4 Hunt moved to approve Resolution R2020-12 to award J&K Excavation, LLC for Water Street Bridge Improvements Project authorizing the Mayor to execute said documents with alternate bid design. Seconded by PL2 Oberg.

No oppositions, no abstentions.

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

Recorded Vote:

PL1 Huber AYE

PL2 Oberg AYE

Mayor Pro Tem Griffin AYE

PL4 Hunt AYE

PL5 Myers AYE

ITEM 7. *DISCUSSION/ACTION*– Consider Heritage Day Committee recommendations for the Heritage Day event scheduled in September 2020.

PL4 Hunt recommended canceling the event due to the pandemic, COVID-19.

PL2 Oberg moved to approve the cancelation of Heritage Day 2020. Seconded by PL1 Huber.

No oppositions, no abstentions.

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

Recorded Vote:

PL1 Huber AYE

PL2 Oberg AYE

Mayor Pro Tem Griffin AYE

PL4 Hunt AYE

PL5 Myers AYE

ITEM 8. *DISCUSSION/ACTION* – Consideration of and action on the location for the public works office facility.

Public Works Director James Kuykendall gave a brief rundown of the facility placement, some of the topics discussed:

- the request to split the lot to make a smaller area in the plan was done
- shipping containers were delivered
- requests for quotes are in place
- sidewalk was complete to connect City Hall to the Public Works facility

PL3 made the motion to approve the location of the Public Works facility, seconded by PL2 Oberg.
 VOTE: *The motion to approve carried unanimously: 5-0.*

Recorded Vote:

PL1 Huber AYE

PL2 Oberg AYE

Mayor Pro Tem Griffin AYE

PL4 Hunt AYE

PL5 Myers AYE

ITEM 9. DISCUSSION/ACTION – Consideration of any item(s) pulled from the Consent Agenda for individual consideration and action.

None

IV. STAFF REPORTS

- Department Activity Reports / Discussion
 - Police Department Chief B. Windham
 - a) Coronavirus Update
 - Fire Department Chief B. Kennedy
 - Public Works
 - 1. Water/wastewater Water Superintendent D. Durham
 - a) Update Council on Main Street Sanitary Sewer Project
 - 2. Streets/Drainage/Parks Street Superintendent Johnny Cruz
 - Administration
 - 1. Financials Finance Director Sharon Jungman
 - a) Audit Update
 - b) Monthly Municipal Court Report
 - 2. Monthly Code/Animal Control Reports Code/AC Officer M. Dooly
 - 3. Misc. updates City Manager, Pam Woodall

V. EXECUTIVE SESSION

None

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

Mayor Pro Tem Griffin: Hard Copies to all Council – (Budget)

PL3 Griffin – Status Ovilla Oaks Water Pressure

PL5 Myers – Roads – bring back for further discussion

VIII. ADJOURNMENT

PL2 Oberg moved to adjourn the meeting of July 13, 2020 seconded by PL5. There being no further business, Mayor Dormier adjourned the meeting at 8:30 p.m.

Recorded Vote:

PL1 Huber AYE

PL2 Oberg AYE

Mayor Pro Tem Griffin AYE

PL4 Hunt AYE

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

PL5 Myers AYE

ATTEST:

Glennell Miller

Glennell Miller, City Secretary

R. Dormier
Richard Dormier, Mayor



Approved August 17, 2020

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

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