

# *City of O*VILLA City Council

*Rachel Huber, Place One  
Dean Oberg, Place Two*

*Richard Dormier, Mayor  
David Griffin, Place Three, Mayor Pro Tem*

*Doug Hunt, Place Four  
Michael Myers, Place Five*

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105 S. Cockrell Hill Road, Ovilla, TX 75154

Monday, April 12, 2021

6:30 P.M.

Teleconference

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## AGENDA

NOTICE is hereby given of a **Regular Meeting** of the City Council of the City of Ovilla, to be held on **Monday, April 12, 2021** at **6:30 P.M.** via teleconference, for the purpose of considering the following items:

### **SUPPLEMENTAL NOTICE OF MEETING BY TELEPHONE CONFERENCE:**

In accordance with the orders of the Office of the Governor, the City Council of the CITY OF OVILLE will conduct the meeting scheduled at 6:30 PM, Monday, April 12, 2021, 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 will be no public access to the location described above.]

This supplemental written notice, the meeting agenda, and the agenda packet, are posted online at [www.cityofovilla.org](http://www.cityofovilla.org)

The public toll-free dial-in number to participate in the telephonic meeting is:

United States: 1-346-248-7799 Meeting ID: 949 9729 2392

If you would like to join the meeting with your computer, tablet, or smartphone:

<https://zoom.us/j/94997292392>

The public will be permitted to offer public comments as provided by the agenda and as permitted by the presiding officer during the meeting. A recording of the meeting will be made and will be available to the public in accordance with the Open Meetings Act upon written request.

### **CALL TO ORDER**

- Invocation – led by PL3 Mayor Pro Tem Griffin
- US. Pledge of Allegiance and TX Pledge – led by PL4 Hunt

### **ANNOUNCEMENTS, PRESENTATIONS, COMMENTS, PROCLAMATIONS**

- Proclamation – Telecommunications Month
- Proclamation – Child Abuse Prevention Month

### **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.

### **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. Financial Transactions over \$5,000 (Oct. 1, 2020 thru Feb. 28, 2021)
2. Regular Meeting Minutes 2021.03.08

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## EXECUTIVE SESSION

A. *Convene into Executive Session.*

ITEM 1. **DISCUSSION/ACTION** – Called pursuant to Section 551.071 of the Texas Gov’t Code. Consultation with the city attorney on a matter in which the attorney’s legal duty of confidentiality to the City clearly conflicts with the open meeting requirements of the Texas Open Meetings Act.  
- *Administration, Finances and Law Enforcement*

B. *Reconvene into Regular (Open) Session*

## PUBLIC HEARING

**Case PZ21.03** - Receive staff presentation and citizen comments on an amendment to Chapter 10, Article 10.02, Division 5, Section 10.02.132 “Utility Easements” of the Ovilla Code of Ordinances, requiring Utility Easements of not less than ten feet (10’) shall be provided along and adjacent to both sides of alleyways and rights-of-way.

- a. **PRESENTATION** – Review Ordinance 2021-08 amending Utility Easements in the Ovilla Code.
- b. **RECOMMENDATION** – Receive recommendation from Planning & Zoning regarding easements.
- c. **PUBLIC HEARING** to receive comments from those wishing to speak.

## REGULAR AGENDA

ITEM 1. **DISCUSSION/ACTION** – Receive recommendation from the Planning and Zoning Commission to consider and act on Ordinance 2021-08 of the City of Ovilla Texas amending Chapter 10, Article 10.02. Division 5, Section 10.02.132 “Utility Easements” of the Ovilla Code of Ordinances; requiring Utility Easements of not less than ten feet (10’) shall be provided along and adjacent to both sides of alleyways and rights-of-way.

ITEM 2. **DISCUSSION** – Review and discuss information requested by Place 5 Myers from the Police Chief regarding traffic enforcement and police activity management data for the past four years.

ITEM 3. **DISCUSSION/ACTION** – Consideration of and action on a breach of contract with Community Waste Disposal, directing staff as necessary.

ITEM 4. **DISCUSSION/ACTION** – Consideration of and action on a request to provide utility services to a potential new residential subdivision in the city’s ETJ, Windsor Development.

ITEM 5. **DISCUSSION/ACTION** – Receive recommendation from the review committee to consider and act on the selection of Birkhoff, Hendricks and Carter, LLP to provide the City with professional engineering services and approve a contract for those services.

ITEM 6. **DISCUSSION/ACTION** – Consideration of and action on committee member appointments to the Comprehensive Land Use Plan Review Committee.

ITEM 7. **DISCUSSION/ACTION** – Receive recommendation from the Municipal Development District for consideration of and action on a budget amendment to approve signage, lighting, fencing and other miscellaneous additional expenses for the completion of the Main Street Parking Lot.

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ITEM 8. DISCUSSION/ACTION – Receive recommendation from the Municipal Development District for consideration of an action on a budget amendment to approve renovations to the Ovilla Police Department Building.

ITEM 9. DISCUSSION/ACTION – Consideration of and action on staff's recommendations for the safe reopening of the city facilities.

ITEM 10. DISCUSSION/ACTION – Consideration of any item(s) pulled from the Consent Agenda for individual consideration and action.

## STAFF REPORTS

- Department Activity Reports / Discussion
  - Police Department Chief B. Windham
  - Fire Department Chief B. Kennedy
  - Public Works Departments Public Works Director J. Kuykendall
    - 1. Construction/Development
    - 2. Water/wastewater
    - 3. Streets
    - 4. Monthly Code/Animal Control Reports
- Administration
  - 1. Financials (non-reconciled)
    - a) Monthly Municipal Court Report Finance Director Sharon Jungman
  - 2. Administration Reports City Manager P. Woodall  
City Secretary G. Miller

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

### NOTICE

The City Council of the City of Ovilla, Texas, reserves the right to meet in a closed session on any item listed on the 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).

### ADJOURNMENT

THIS IS TO CERTIFY THAT A COPY OF THE NOTICE OF the April 12, 2021 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](http://www.cityofovilla.org), on the 9th day of April 2021 prior to 6:00 p.m. in compliance with Chapter 551, Texas Government Code.

  
G Miller, City Secretary



DATE OF POSTING: APRIL 9, 2021 TIME: 1:00 am/po  
DATE TAKEN DOWN: \_\_\_\_\_ TIME: \_\_\_\_\_ am/pm