

**CITY OF OVILLA MINUTES**  
**Monday March 08, 2021**  
**Regular City Council Meeting**  
**105 S. Cockrell Hill Road, Ovilla, TX 75154**

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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 March 08, 2021 via Zoom 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).

The public was permitted to offer public comments via Zoom 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 6:39 PM, with notice of the meeting duly posted.

The following City Council Members were present or on Zoom Meeting:

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 (joined 6:41 pm)
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 present and on the Zoom call.

**CALL TO ORDER**

PL5 Myers gave the invocation and PL1 Huber led the reciting of the U.S. Pledge of Allegiance and the Pledge to the Texas Flag.

**ANNOUNCEMENTS, PROCLAMATIONS, PRESENTATIONS, COMMENTS**

- Proclamation – Public Safety and Public Works Winter Storms as well as Meals on Wheels – was presented by Mayor Dormier.
- Presentation – Certificates of Appreciation for Grace Church Volunteers, Junior's BBQ, and Estes Electric were presented by Mayor Dormier.

**CITIZEN COMMENTS:**

None

**CONSENT AGENDA**

1. Resolution R2021-04 continued participation with the steering committee of cities served by Oncor, authorizing membership to the Oncor Cities Steering Committee (OCSC).
2. Financial Transactions over \$5,000 October 1, 2020 thru January 31, 2021
3. Regular Meeting Minutes 2021.02.08

PL4 Hunt made the motion to approve the consent items as presented.  
Seconded by PL5 Myers.

No opposition/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

**REGULAR AGENDA**

**ITEM 1.** **DISCUSSION** – Receive information from Oncor Representative about power outages and failures, and delayed restoration in Ovilla and throughout Texas during the February 2021 ice storm.

Mayor Dormier opened up discussion with the introduction of Mr. Kenneth Govan, Oncor Representative for the City of Ovilla. The governing body and staff received a review from Mr. Govan of the accounts from February 15 – February 19, 2021 ice storm. Some of the main concerns, questions, and topics from the City Council and staff were discussed. The consensus was that there was no communication from Oncor to Mayor Dormier. This was confirmed with Mr. Govan and it will be addressed, moving forward.

*Discussion only.*

**ITEM 2.** **DISCUSSION** – Receive Emergency Management report regarding preparations for and City operations during the cold weather and power outages in the City during the week of February 14, 2021. Discussion to include successes and recommendations from staff for improvements based on issues encountered during the record-breaking cold spell.

Fire Chief Brandon Kennedy gave an overview of his report on the Emergency Management prior to and during the Winter Storm. After hearing the review, Councilmembers expressed their appreciation for all of the hard work that was done by all staff to make sure everyone was safe.

Topics discussed further:

- The Fire Department having an emergency sprinkler system failure due to frozen pipes
- Gratitude for the proactive work for the water/ice areas in town
- The need for sanding equipment in the future
- The suggestion of 'After Action Review'
- The great idea of going from home to home to check on everyone within the city
- The need for above ground storage tank for fuel
- The need for an Emergency generator for Public Works and Police Department

Mayor Dormier brought the discussion to an end and expressed his appreciation of how well planned and well executed the Emergency Management performed.

*Discussion Only*

**ITEM 3.** **DISCUSSION/ACTION** – Consideration of and action on Ordinance 2021-05 of the City Council of the City of Ovilla, Texas, declaring unopposed candidates in the May 01, 2021 General City Election elected to office: canceling the election; providing a savings clause; providing a severability clause; and providing an effective date.

**DISCUSIÓN/ACCIÓN** – Consideración de una acción a partir de la Ordenanza 2021-05 una ordenanza de la ciudad de Ovilla, Texas, declarando a los candidatos sin oposición en la elección general de la ciudad del 01 de mayo de 2021 elegidos para el cargo; cancelando la elección; proporcionando una cláusula de salvaguardia; proporcionando una cláusula de separabilidad; y proporcionando una fecha efectiva.

PL5 Myers made the motion to approve the Ordinance 2021-05 of the City Council of the City of Ovilla, Texas, declaring unopposed candidates in the May 01, 2021 General City Election: canceling the election; providing a savings clause; providing a severability clause; and providing an effective date. Seconded by PL1 Huber.

*No opposition/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 2021-06 of the City Council of the City of Ovilla, Texas, amending Appendix A, Article A7.000, Section A7.005 "deposits for water and wastewater service," of the Code of Ordinances of the City of Ovilla, Texas; providing revised deposit amounts for water, sewer and garbage service; providing a severance clause; providing for incorporation into the Ovilla Code of Ordinances; providing for immediate effect; and providing for publication.

PL5 Myers made the motion to approve the Ordinance 2021-06 of the City Council of the city of Ovilla, Texas, amending Appendix A, Article A7.000, Section A7.005 "deposits for water and wastewater service," of the Code of Ordinances of the City of Ovilla, Texas; providing revised deposit amounts for water, sewer, and garbage service; providing a severance clause; providing for incorporation into the Ovilla Code of Ordinances; providing for immediate effect; and providing for publication.

PL2 Oberg seconded.

*No opposition/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 Professional Engineering Services Agreement by and between the City of Ovilla, Texas and Birkhoff, Hendricks & Carter, LLP for the preparation of American Water Infrastructure Act of 2018.

PL4 Hunt made the motion to approve Professional Engineering Services Agreement by and between the City of Ovilla, Texas and Birkhoff, Hendricks & Carter, LLP for the preparation of American Water Infrastructure Act of 2018. PL2 Oberg seconded.

*No opposition/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 6. DISCUSSION** – Discuss a request from Mayor Pro Tem Griffin on establishing an expenditure moratorium.

Place 3/Mayor Pro Tem Griffin voiced concerns at the February 2021 regular meeting regarding new spending. A moratorium is solely to reduce unnecessary spending, and not meant to interrupt the City's ability or intent to repay its debts or to meet all necessary operational costs. It is instead taken to alleviate a financial shortfall for a temporary period.

Finance Director Sharon Jungman gave a presentation of where the city was at this time.

*Discussion only.*

**ITEM 7. DISCUSSION/ACTION** – Receive the EDC's consensus on the purchase of 104 Cockrell Hill Road and approve next steps if necessary.

Staff brought the discussion of a purchase of this property to the Economic Development Corporation (EDC) during a Special meeting on March 01, 2021. No action was taken however the EDC's consensus was positive for this property purchase, contingent to certain information. Staff was directed to bring back the following information prior to any commitment and approval from Council.

1. Is the city interested in partnering in the purchase?
2. Fair market value and appraisal
3. Inspection of house (EDC is willing to fund)
4. Negotiations following the first three items (they may not want to pay asking price).

PL4 Hunt made the motion to respond to the EDC that the EDC will purchase the properties with their funds. The money will be refunded to the EDC when/if the property sells. Seconded by PL3 Griffin.

*No opposition/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

*Richard Dormier, Mayor*

*Rachel Huber, Place One*

*Dean Oberg, Place Two*

**ITEM 8. DISCUSSION** – Discuss and review staff's recommendations for the safe reopening of the city facilities.

Discussion on the topic of re-opening City Hall's doors at this point, from the Emergency Management Team, is to stay closed. Chief Kennedy reminded everyone of the possible numbers spike of cases that may occur after the Spring Break Vacation for travelers – as it did from over the Thanksgiving and Christmas holidays. The consensus was to stay closed at this time, and revisit at next month's Council Meeting.

*Discussion only.*

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

None

- **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. Parks
  - 5. Monthly Code/Animal Control Reports
- Administration Finance Director Sharon Jungman
  - 1. Financials (non-reconciled)
    - a) Monthly Municipal Court Report
  - 2. Administration Reports

City Manager P. Woodall

City Secretary G. Miller

**EXECUTIVE SESSION - this Item was removed - will be handled administratively**

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.

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

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

B. Reconvene into Regular (Open) Session

*This Agenda Item was taken care of Administratively.*

*No discussion.*

*Richard Dormier, Mayor*

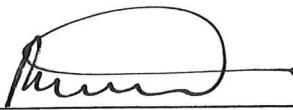
*Rachel Huber, Place One*

*Dean Oberg, Place Two*

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

None.

The City Council Meeting was Adjourned at 9:15 pm.



Richard Dormier, Mayor

ATTEST:



G Miller, City Secretary

*Approved April 12, 2021*

