

CITY OF OVILLA MINUTES

Monday July 12, 2021

Regular City Council Meeting

105 S. Cockrell Hill Road, Ovilla, TX 75154

In accordance with order of the Office of the Governor the CITY COUNCIL of the CITY OF OVILLA conducted a meeting at 6:30 PM, Monday July 12, 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 also permitted to attend in person however, also 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 6:30 PM, with notice of the meeting duly posted.

The following City Council Members were present:

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

Mayor Dormier noted the participating Council Members, thus constituting a quorum. PL2 Oberg was noted absent. 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

- **ANNOUNCEMENTS:** City Manager Pam Woodall introduced the new Utility Billing Clerk/Customer Service Representative Chris Wallace, as well as the new Police Chief Joey Bennett who has been Lieutenant for 6 years, and with the Ovilla Police Department for 16 years.

CITIZEN COMMENTS:

- Chris Wallace – 102 Greenwood Drive – comments regarding property 708 W. Main owned by the city – could property sit vacant if purchased; parking on the property; alcohol sales.

CONSENT AGENDA –

Mayor Dormier announced the addendum to the agenda: C4

- C1. Financial Transactions over \$5000
- C2. Minutes of the Regular City Council Meeting June 14, 2021
- C3. Minutes of the Special Council Meeting July 2, 2021
- C4. Agreement to advertise for Heritage Day in the NOW magazine, approving Mayor authorization.

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: 4-0

Recorded Vote:

PL1 Huber AYE

PL3 Griffin AYE

Mayor Pro Tem Hunt AYE

PL5 Myers AYE

PL2 Oberg noted absent.

PUBLIC HEARING Opened: 6:38

Ordinance No. 2021-13 of the City of Ovilla, Texas, repealing Sections 32.3, 32.4, 32.5, 32.6 and 33.10 of the City's Zoning Ordinance; adopting new regulations for special events in the City as Chapter 15 to the Code of Ordinances; providing for penalties; providing a savings clause; providing a severance clause; providing for immediate effect; and providing for publication.

- a. **PRESENTATION** was made by Mike Dooley, Code Enforcement Officer,
- b. **PUBLIC HEARING** received positive comments from the public regarding Ordinance No. 2021-13 in favor and citizens/business owners thanking the City Council for consideration.
- c. **RECEIVE** recommendation from the Planning and Zoning Commission regarding Ordinance No. 2021-13

PUBLIC HEARING Closed: 6:40

REGULAR AGENDA

ITEM 1. DISCUSSION/ACTION – Receive recommendation from the Planning and Zoning Commission to consider and act on Ordinance No. 2021-13 of the City of Ovilla, Texas, repealing Sections 32.3, 32.4, 32.5, 32.6 and 33.10 of the City's Zoning Ordinance; repealing Article A8.000, Sections A8.003(5)(a) of the Appendix to the Code of Ordinances; adopting new regulations for special events in the City as Chapter 15 to the Code of Ordinance; providing for special event permit fees; providing for penalties; providing a savings clause; providing a severance clause; providing for immediate effect; and providing for publication as presented.

PL5 Myers made the motion to approve Ordinance No. 2021-13 of the City of Ovilla, Texas, repealing Sections 32.3, 32.4, 32.5, 32.6 and 33.10 of the City's Zoning Ordinance; repealing Article A8.000, Sections A8.003(5)(a) of the Appendix to the Code of Ordinances; adopting new regulations for special events in the City as Chapter 15 to the Code of Ordinance; providing for special event permit fees; providing for penalties; providing a savings clause; providing a severance clause; providing for immediate effect; and providing for publication as presented.
Seconded by PL1 Huber.

No opposition/abstentions.

VOTE: The motion to approve carried unanimously: 4-0

Recorded Vote:

PL1 Huber AYE

PL3 Griffin AYE

Mayor Pro Tem Hunt AYE

PL5 Myers AYE

PL2 Oberg noted absent.

OPENED PUBLIC HEARING: 6:43

Consideration of and action on a replat application submitted by Ronald DeFord to replat 2.306-acres of the 23.99 total acres, Samuel Clark Survey, Abstract 214, off Westmoreland at Hosford Lane, in the City of Ovilla, Ellis County, Texas.

a. **PRESENTATION** Mike Dooly explained the reasoning for the replat on the property being an additional residence. Applicant, Mr. DeFord reiterated and thanked the Council for their consideration.

b. **PUBLIC HEARING** there were no citizens in attendance to speak on the topic.

CLOSED PUBLIC HEARING: 6:48

ITEM 2. DISCUSSION/ACTION – Consideration of an action on Re-Plat #2021-01 application submitted by Ronald DeFord to replat 2.306-acres of the 23.99 total acres, Samuel Clark Survey, Abstract 214, off Westmoreland at Hosford Lane, more commonly referred to as 800 Hosford Road, in the City of Ovilla, Ellis County, Texas.

PL3 Griffin made the motion to approve replat application submitted by Ronald DeFord to replat 2.306-acres of the 23.99 total acres, Samuel Clark Survey, Abstract 214, off Westmoreland at Hosford Lane, in the City of Ovilla, Ellis County, Texas, as presented.

PL Hunt seconded.

No opposition/abstentions.

VOTE: The motion to approve carried unanimously: 4-0

Recorded Vote:

PL1 Huber AYE

PL3 Griffin AYE

Mayor Pro Tem Hunt AYE

PL5 Myers AYE

PL2 Oberg noted absent.

ITEM 3. DISCUSSION/ACTION – Receive recommendation from the Economic Development Corporation to consider and act on use restrictions at 708 W. Main Street, directing staff to work with legal counsel for the preparation of sale.

No Action was taken

ITEM 4. DISCUSSION/ACTION – Consideration of and action to authorize the city manager to approve a contract with a licensed real estate appraiser to obtain a formal fair market value on the City property of 708 W. Main Street, Ovilla, Ellis County, Texas 75154.

PL4 Hunt made the motion to authorize the city manager to approve a contract with a licensed real estate appraiser not to exceed \$2500, to obtain a formal fair market value on the City property of 708 W. Main Street, Ovilla, Ellis County, Texas 75154 as presented.

PL1 Huber seconded.

VOTE: The motion to approve was DENIED: 1-4

Recorded Vote:

PL1 Huber AYE

PL3 Griffin NAY

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

PL5 Myers seconded the motion.

No opposition/abstentions.

VOTE: The motion to approve carried unanimously: 4-0

Recorded Vote:

PL1 Huber AYE

PL3 Griffin AYE

Mayor Pro Tem Hunt AYE

PL5 Myers AYE

PL2 Oberg noted absent.

ITEM 8. DISCUSSION/ACTION – Consideration of and action on Ordinance No. 2021-15 of the City of Ovilla, Texas, amending Chapter 2 (“animal control”), of the Code of Ordinances of the City of Ovilla, providing beekeeping regulations; providing for penalties; providing a savings clause; providing a severance clause; providing for immediate effect; and providing for publication.

PL4 Hunt made the motion to approve Ordinance No. 2021-15 of the City of Ovilla, Texas, amending Chapter 2 (“animal control”), of the Code of Ordinances of the City of Ovilla, providing beekeeping regulations; providing for penalties; providing a savings clause; providing a severance clause; providing for immediate effect; and providing for publication as presented.

PL1 Huber seconded the motion.

No opposition/abstentions.

VOTE: The motion to approve carried unanimously: 4-0

Recorded Vote:

PL1 Huber AYE

PL3 Griffin AYE

Mayor Pro Tem Hunt AYE

PL5 Myers AYE

PL2 Oberg noted absent.

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

None

STAFF REPORTS

- **Department Activity Reports / Discussion**

- Police Department
- Fire Department
- Public Works Departments
 1. Construction/Development
 2. Water/wastewater
 3. Streets
 4. Parks
 5. Monthly Code/Animal Control Reports
- Administration
 1. Financials (non-reconciled)
 - a) Monthly Municipal Court Report
 - b) UB Cut-Off June 2021
 2. Administration Reports

Chief J. Bennett

Chief B. Kennedy

Public Works Director J. Kuykendall

Finance Director Sharon Jungman

City Manager P. Woodall

City Secretary G. Miller

REQUESTS FOR FUTURE AGENDA ITEMS AND/OR ANNOUNCEMENTS BY COUNCIL AND STAFF
None

The City Council Meeting was Adjourned at 8:05 pm.

Richard Dormier, Mayor

ATTEST:

G Miller, City Secretary



Approved August 09, 2021

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



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

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: 7/12/21 PHONE: 469 230 0781
DO YOU RESIDE WITHIN THE CITY LIMITS OF OVILLA? ☒ YES ☐ NO
NAME: Christian Wallace
ORGANIZATION / DEPARTMENT: city employee
ADDRESS: 102 Greenwood Dr.
CITY / ZIP: Ovilla TX 75754

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).

☐ 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: Christian Wallace