

CITY OF OVILLA MINUTES
Monday November 8, 2021
Regular City Council Meeting
105 S. Cockrell Hill Road, Ovilla, TX 75154

Mayor Dormier called the Council Meeting of the Ovilla City Council to order at 6:34 PM, in the Ovilla Council Chamber Room, 105 S. Cockrell Hill Road Ovilla TX 75154, 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 Council Member, Dean Oberg was noted absent. The city secretary, department directors, and various staff were also present.

CALL TO ORDER

PL4 Mayor Pro Tem Hunt gave the invocation and PL5 Myers led the reciting of the U.S. Pledge of Allegiance and the Pledge to the Texas Flag.

ANNOUNCEMENTS, PROCLAMATIONS, PRESENTATIONS, COMMENTS

- Veteran's Day Proclamation and Presentation: Mayor Dormier read and presented the proclamation.
- CWD presentation: Representatives from CWD gave a presentation to the City Council regarding the City of Ovilla garbage rate modification.

CITIZEN COMMENTS:

- John Knight, Ellis County Appraisal District Nomination
- Dani Muckleroy, Ellis County Appraisal District Nomination
- Pam Rivers, HOA Water Meter concern
- Katy Dickey, HOA Water Meter concern

CONSENT AGENDA –

- C1. Financial Transactions over \$5000
- C2. Quarterly Investment Report
- C3. Annual FY 2021-2022 Ellis County Road Interlocal Agreement
- C4. Declare Brush-Truck 702 for surplus and advertise for sale
- C5. Minutes of the Regular Council Meeting of October 12, 2021
- C6. Minutes of the Special Council Meeting of October 30, 2021

Consent Agenda item C4 Was removed from the Consent Agenda and placed on the Regular Meeting Agenda for discussion.

PL5 Myers made a motion to approve all other consent items as presented.
Seconded by Mayor Pro Tem Hunt.

No oppositions, no abstentions.

PL2 Oberg noted absent.

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

ITEM 1. **DISCUSSION/ACTION** - Receive presentation from Hilltop representatives to consider and act on Ordinance No. 2021-22 authorizing the issuance of "CITY OF OVILLA, TEXAS, GENERAL OBLIGATION REFUNDING BONDS, SERIES 2021"; specifying the terms and features of said bonds; levying a continuing direct annual ad valorem tax for the payment of said bonds; providing for the redemption of certain outstanding obligations of the City; and resolving other matters incident and related to the issuance, sale, payment, and delivery of said bonds, including the approval and execution of a Paying Agent/Registrar Agreement and a Purchase Letter; and providing an effective date.

Hilltop Representative Marti Shaw spoke to the Council regarding refunding options for the City of Ovilla's existing bond including options the city may have for projected savings toward refunding the outstanding obligation.

The Council discussed with Ms. Shaw potential savings for \$295,247.00 with a fixed rate of 1.23%.

Mayor Pro Tem Hunt made a motion to approve Ordinance No. 2021-22 authorizing the issuance of "CITY OF OVILLA, TEXAS, GENERAL OBLIGATION REFUNDING BONDS, SERIES 2021"; specifying the terms and features of said bonds; levying a continuing direct annual ad valorem tax for the payment of said bonds; providing for the redemption of certain outstanding obligations of the City; and resolving other matters incident and related to the issuance, sale, payment, and delivery of said bonds, including the approval and execution of a Paying Agent/Registrar Agreement and a Purchase Letter; and providing an effective date. PL1 Huber seconded the motion.

No oppositions, no abstentions.

PL2 Oberg noted absent.

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

ITEM 2. **DISCUSSION/ACTION** – Consideration of and action on (Community Waste Disposal) CWD's annual request for a Residential & Commercial Market Adjustment, effective January 01, 2022.

The Council discussed an upcoming increase to the trash and recycle collection proposed by CWD. The City was informed by CWD that a CPI increase will be effective January 01, 2022, as per the contract agreement, one CPI increase is allowed annually with a 60-day advanced notice.

PL3 Griffin made a motion to approve (Community Waste Disposal) CWD's annual request for Residential & Commercial Market Adjustment, effective January 01, 2022. Mayor Pro Tem Hunt seconded the motion.

No oppositions, no abstentions.

PL2 Oberg noted absent.

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

ITEM 3. **DISCUSSION/ACTION** - Consideration of and action on Ordinance No. 2021-23 of the City of Ovilla, Texas, amending Appendix "A" (fee schedule), section A7.001 (garbage

collection fees), of the City of Ovilla Code of Ordinances, providing amended residential and commercial garbage collection fees; providing a savings clause; providing a severance clause; providing for incorporation into the Ovilla Code of Ordinances; providing an effective date; and providing for publication.

The Council discussed options as prepared by the finance director based on City of Ovilla customers and the FY 2021-2022 budget.

Mayor Pro Tem Hunt made a motion to approve Ordinance No. 2021-23 of the City of Ovilla, Texas, amending Appendix "A" (fee schedule), section A7.001 (garbage collection fees), of the City of Ovilla Code of Ordinances, providing amended residential and commercial garbage collection fees; providing a savings clause; providing a severance clause; providing for incorporation into the Ovilla Code of Ordinances; providing an effective date; and providing for publication. PL5 Myers seconded the motion.

No oppositions, no abstentions.

PL2 Oberg noted absent.

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

ITEM 4. DISCUSSION/ACTION – Consideration of and action on Resolution R2021-11 casting vote(s) for the candidate(s) to serve on the Ellis County Board of Directors for the Ellis County Appraisal District for years 2022-2023.

The Council discussed the appointment of a candidate to serve on the Ellis County Board of Directors for the Ellis County Appraisal District for the years 2022-2023. Discussion included information on how the board of directors is governed and appointed by the taxing unit of the district

Mayor Pro Tem Hunt made a motion to approve Resolution R2021-11 casting all vote(s) for candidate Dani Muckleroy to serve on the Ellis County Board of Directors for the Ellis County Appraisal District for years 2022-2023. PL1 Huber seconded the motion.

No oppositions, no abstentions.

PL2 Oberg noted absent.

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

ITEM 5. DISCUSSION/ACTION – Consideration of and action on Resolution R2021-12 casting vote(s) for the candidate(s) to serve on the Dallas County Board of Directors for the Dallas County Appraisal District for years 2022-2023.

The Council discussed the appointment of a candidate to serve on the Dallas County Board of Directors for the Dallas County Appraisal District for the years 2022-2023. Discussion included information on how the board of directors is governed and appointed by the taxing unit of the district

Mayor Pro Tem Hunt made a motion to approve Resolution R2021-12 casting all vote(s) for Candidate Michael Hurtt. PL1 Huber seconded the motion.

No oppositions, no abstentions.

PL2 Oberg noted absent. *VOTE: The motion to approve carried unanimously: 4-0*

ITEM 6. DISCUSSION/ACTION – Consideration of and action on Ordinance No. 2021-24 of the City of Ovilla, Texas amending Appendix A, Article A7.000, Section A7.003 of the Code of Ordinances of the City of Ovilla; establishing monthly water and wastewater rates for residential and non-residential customers; providing a savings clause; providing a

severance clause; providing incorporation into the Ovilla Code of Ordinances; providing an effective date; and providing for publication.

The Council discussed the notification from Trinity River Authority regarding an annual increase of wastewater rates, which are to increase by 7%. The new rate will be \$11 per 1000 gallons with no changes to the proposed flat rate. The Council also discussed an increase of 7% as notified by Dallas Water Utilities.

PL3 Griffin made a motion to approve Ordinance No. 2021-24 of the City of Ovilla, Texas amending Appendix A, Article A7.000, Section A7.003 of the Code of Ordinances of the City of Ovilla; establishing monthly water and wastewater rates for residential and non-residential customers; providing a savings clause; providing a severance clause; providing incorporation into the Ovilla Code of Ordinances; providing an effective date; and providing for publication. PL5 Meyers seconded the motion.

No oppositions, no abstentions.

PL2 Oberg noted absent. *VOTE: The motion to approve carried unanimously: 4-0*

ITEM 7. DISCUSSION/ACTION – Consideration of and action authorizing the mayor to execute an agreement for roof replacements to the police, fire, and city hall municipal buildings, including a separate agreement for the replacement of gutters for all buildings.

The Council discussed a claim filed by staff in late September to inspect the police department roof. It was noted that the inspector assigned by TML submitted a claim for approval not only full roof replacement to the police department but also the fire department, as well as gutter replacements and screens for the city hall, police, and fire buildings, and minor repairs to the city hall.

Staff recommended Centennial for the replacement of all three roofs and approval of AA Seamless Gutters to replace gutters for all three buildings.

PL1 Huber made a motion to authorize the mayor to execute an agreement for roof replacements to the police, fire, and city hall municipal buildings, including a separate agreement for the replacement of gutters for all buildings. PL3 Griffin seconded the motion.

No oppositions, no abstentions.

PL2 Oberg noted absent.

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

ITEM 8. DISCUSSION/ACTION – Consideration of and action on Resolution R2021-13, approving an Agreement by and between the State of Texas, through the Texas Department of Transportation, and the City of Ovilla for the contribution of right-of-way funds by the City of Ovilla for the relocation of utilities on FM 664, and considering and deciding on the contribution payment option for the city.

The Council discussed options for payment of \$263,592.80 for an agreement submitted by the TX Department of Transportation for the right-of-way joint participation for the relocation and/or adjustments to utilities along with the FM 664 expansion project in Ovilla.

PL3 Griffin made a motion to approve Resolution R2021-13, approving an Agreement by and between the State of Texas, through the Texas Department of Transportation, and the City of Ovilla for the contribution of right-of-way funds by the City of Ovilla for the relocation of utilities on FM 664, to be paid in five annual installments of \$52,718.56 with the first payment due on or before January 01, 2022. PL1 Huber seconded the motion.

No oppositions, no abstentions.

PL2 Oberg noted absent.

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

ITEM 9. DISCUSSION/ACTION – Consideration of and action on Ordinance No. 2021-25 of the City of Ovilla, Texas, amending the 2021-2022 Fiscal Year Budget; providing revised salaries for the positions of city secretary and city accountant; providing a savings clause; providing a severance clause; providing for immediate effect; and providing for publication.

The City Manager discussed with the Council budget amendments allowed by Local Government Code, Section 102.010. The Council discussed the increase to the salary of the city secretary for the FY2021-2022 Budget and the minimal applications received for the city accountant position. Staff recommend approval of an increase to the budget to attract worthy applicants.

PL5 Myers made a motion to approve Ordinance No. 2021-25 of the City of Ovilla, Texas, amending the 2021-2022 Fiscal Year Budget; providing revised salaries for the positions of city secretary and city accountant; providing a savings clause; providing a severance clause; providing for immediate effect; and providing for publication. PL3 Griffin seconded the motion.

No oppositions, no abstentions.

PL2 Oberg noted absent.

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

ITEM 10. DISCUSSION/ACTION – Consideration of and action on Resolution R2021-14, of the City of Ovilla, Texas, repealing Resolution R2018-36 and replacing same with new provisions setting the date and time for the Christmas tree lighting event held annually in December, and providing an effective date.

A discussion was held regarding a recommendation from 2018 in which the Park Board recommended moving the annual Christmas Tree Lighting event to be held on the first Saturday of December. Staff recommended that the event be held on the first Thursday in December to avoid interference with other Christmas activities. Staff presented a resolution for consideration to rescind/repeal Resolution R2018-36 and set the annual Christmas tree lighting event to the first Thursday in December.

Mayor Pro Tem Hunt made a motion to approve Resolution R2021-14, of the City of Ovilla, Texas, repealing Resolution R2018-36 and replacing same with new provisions setting the date and time for the Christmas tree lighting event held annually in December, and providing an effective date. PL3 Griffin seconded the motion.

No oppositions, no abstentions.

PL2 Oberg noted absent.

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

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

Item C4 on the Consent Agenda was removed to be considered individually by the Council. The Council discussed with Staff the advertisement and sale of Brush-Truck 702 for surplus.

Mayor Pro Tem Hunt made a motion to approve consent agenda item C4 Declare Brush-Truck 702 for surplus and advertise for sale. PL3 Griffin seconded the motion.

Richard Dormier, Mayor

Rachel Huber, Place One

Dean Oberg, Place Two

No oppositions, no abstentions.

PL2 Oberg noted absent.

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

STAFF REPORTS

- Department Activity Reports / Discussion
 - Police Department
 - 1. Christmas Toy Drive
 - 2. Tree Lighting
 - 3. Oakleaf
 - Fire Department
 - Public Works Departments
 - 1. Construction/Development
 - 2. Water/wastewater
 - 3. Streets
 - 4. Parks
 - 5. Code/Animal Control Reports
 - 1. Administration
 - 1. Financials
 - a) Municipal Court Report
 - 2. Administration
 - a. GovPilot Monthly concerns
 - b. Summary Report

Police Chief J. Bennett

Fire Chief B. Kennedy

Public Works Director J. Kuykendall

Finance Director S. Jungman

City Manager P. Woodall

Interim 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).

No Executive Session

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

1. Mayor Dormier requested the meeting minutes of September 13, 2021, be placed on the next agenda for correction.
2. PL1 Huber announced Shiloh Thanksgiving Drive Through on Tuesday, November 23rd.
3. PL3 Griffin requested a discussion on sidewalks behind the cleaners and a discussion on an additional parking lot. PL3 Griffin also announced the fundraiser for the Lord's Acre.

ADJOURNMENT

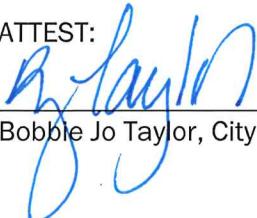
Mayor Pro Tem Hunt made a motion to adjourn. PL1 Huber seconded the motion. There being no further business, Mayor Dormier adjourned the meeting at 8:47 p.m.

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



Richard Dormier, Mayor

ATTEST:



Bobbie Jo Taylor, City Secretary

Approved December 13, 2021

