

City of Ovilla City Council

Kimberly Case, Place One
Dean Oberg, Place Two

Richard Dormier, Mayor
Doug Hunt Place Four, Mayor Pro Tem

David Griffin, Place Three
Brad Piland, Place Five

Monday, July 11, 2022, 105 S. Cockrell Hill Road, Ovilla, TX 75154
6:30 P.M. Council Chamber Room

AGENDA

NOTICE is hereby given of a Regular Meeting of the City Council of the City of Ovilla, to be held on Monday, July 11, 2022, at 6:30 P.M. in the Ovilla Municipal Building, Council Chamber Room, 105 S. Cockrell Hill Road, Ovilla, Texas, 75154, for the purpose of considering the following items:

I. CALL TO ORDER

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

II. COMMENTS, PRESENTATIONS, ANNOUNCEMENTS, PROCLAMATIONS

- Reminder of the following budget workshops:

1. July 19, 2022, 5:00 p.m.
2. July 20, 2022, 5:00 p.m.
3. July 25, 2022, 5:00 p.m.

III. CITIZENS 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 citizens' 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.

IV. 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).

A. *Convene into Executive Session.*

ES ITEM 1. **DISCUSSION** - Closed Session called pursuant to Section §551.071 of the Texas Government Code. Consultation with City Attorney – Consultation with the city attorney on the following matters in which the attorney's duty of confidentiality under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the requirements of the Texas Open Meetings Act.

Junk Vehicles

ES ITEM 2. **DISCUSSION** – Closed Session - Called pursuant to Section §551.074 (1) of the Texas Government Code: Personnel Matters; to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.

City Manager

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B. Reconvene into Regular (Open) Session

ES ITEM 3. DISCUSSION/ACTION –Any action necessary or appropriate as a result of the closed executive session.

V. PUBLIC HEARING

P1. Ordinance No. 2022-11 An Ordinance of the City of Ovilla, Texas, repealing and replacing chapter 14 (zoning), article 5 (administration), section 45 (zoning board of adjustment) of the Code of Ordinances of the City of Ovilla; providing for the City Council to serve as the Board of Adjustment.

- A. Presentation by staff
- B. Public Comment

VI. 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.

- C1. Financial Transactions over \$5000
- C2. Minutes of the Regular Council Meeting of June 13, 2022
- C3. Minutes of the Special Council Meeting of June 17, 2022
- C4. Resolution No. 2022-07 Suspending August 1, 2022, the effective date of Oncor Electric Delivery Company's requested rate change to permit the city time to study, request and establish reasonable rates.

VII. REGULAR AGENDA

ITEM 1. DISCUSSION – Discuss an update by staff regarding code concerns on Lariat Trail.

ITEM 2. DISCUSSION/ACTION – Consideration of and action on Ordinance No. 2022-11 an ordinance of the City of Ovilla, Texas, repealing and replacing Chapter 14 (zoning), Article 5 (administration), Section 45 (zoning board of adjustment) of the Code of Ordinances of the City of Ovilla; providing for the City Council to serve as the Board of Adjustment; providing a savings clause; providing a severance clause providing a savings clause; and setting an effective date.

ITEM 3. DISCUSSION/ACTION – Consideration of and Action on Ordinance No. 2022-12 an ordinance of the City of Ovilla, Texas, amending Chapter 11 (taxation) of the Code of the City's ordinances; providing for a hotel/motel occupancy tax of seven percent (7%) on the price paid for a room in a hotel/motel located within the city limits and the city's extraterritorial jurisdiction; defining terms; providing for a tax levy; providing for the disposition of revenue; providing for collection, providing for reports, payments, and fees; providing rules and regulations; providing for penalties; providing a savings clause; providing a severance clause; providing an effective date; and providing for publication.

ITEM 4. DISCUSSION/ACTION – Consideration of and action on an offer for the acquisition of property located at 625 W. Main St., Ovilla, TX, Parcel ID: P00054255 by The Texas Department of Transportation and presented by McCarthy Partners, LLC.

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- ITEM 5. DISCUSSION/ACTION – Consideration of and action Ordinance No. 2022-13 an ordinance of the City of Ovilla, Texas, amending Chapter 8, Article 8.05, (abandoned and junked vehicles), Divisions 1 and 3, of the Code of Ordinances of the City of Ovilla; providing definitions of “junked vehicle” and “junked trailer” a savings clause; providing amended regulations for junked vehicles and junked trailers; providing a severance clause; providing for incorporation into the code of ordinances; providing for publication; and providing an effective date.
- ITEM 6. DISCUSSION/ACTION – Consideration of any item(s) pulled from the Consent Agenda for individual consideration and action.

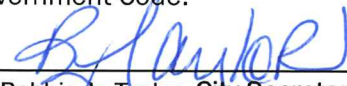
VIII. STAFF REPORTS

- Department Activity Reports / Discussion
 - Police Department Police Chief J. Bennett
 - Police Activity and Staffing Updates
 - Fire Department Fire Chief B. Kennedy
 - Fire Activity and Staffing Updates
 - Public Works Department Public Works Director J. Kuykendall
 - Public Works Activity and Staffing Updates
 - Cumberland Forrest Drainage in Creek
 - Finance Department Finance Director S. Jungman
 - Finance Activity and Staffing Updates
 - Administration City Manager P. Woodall
 - Administration Activity and Staffing Updates City Secretary B. Taylor
 - Cockrell Hill Fence

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

IX. ADJOURNMENT

THIS IS TO CERTIFY THAT A COPY OF THE NOTICE OF July 11, 2022, 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, on the 7th day of July 2022, prior to 5:00 p.m., in compliance with Chapter 551, Texas Government Code.


Bobbie Jo Taylor, City Secretary

DATE OF POSTING: 7/7/22 TIME: 2:45 am/pm
DATE TAKEN DOWN: _____ TIME: _____ am/pm



This facility is ADA compliant. If you plan to attend this public meeting and have a disability that requires special arrangements, please call 972-617-7262 at least 48 hours in advance. Reasonable accommodation will be made to assist your needs. PLEASE SILENCE ALL CELL PHONES & OTHER ELECTRONIC EQUIPMENT WHILE THE CITY COUNCIL MEETING IS IN SESSION.

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.

PURSUANT TO SECTION 30.06, PENAL CODE (TRESPASS BY LICENSE HOLDER WITH A CONCEALED HANDGUN), A PERSON LICENSED UNDER SUBCHAPTER H, CHAPTER 411, GOVERNMENT CODE (HANDGUN LICENSING LAW), MAY NOT ENTER THIS PROPERTY WITH A CONCEALED HANDGUN.

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CONFORME A LA SECCIÓN 30.06 DEL CÓDIGO PENAL (ENTRADA SIN AUTORIZACIÓN POR TITULAR DE LICENCIA CON UNA PISTOLA OCULTA), UNA PERSONA CON LICENCIA BAJO EL SUBCAPÍTULO H, CAPÍTULO 411 DEL CÓDIGO DE GOBIERNO (LEY DE LICENCIAS DE PISTOLAS), NO PUEDE ENTRAR EN ESTA PROPIEDAD CON UNA PISTOLA OCULTA.

PURSUANT TO SECTION 30.07, PENAL CODE (TRESPASS BY LICENSE HOLDER WITH AN OPENLY CARRIED HANDGUN), A PERSON LICENSED UNDER SUBCHAPTER H, CHAPTER 411, GOVERNMENT CODE (HANDGUN LICENSING LAW), MAY NOT ENTER THIS PROPERTY WITH A HANDGUN THAT IS CARRIED OPENLY.

CONFORME A LA SECCIÓN 30.07 DEL CÓDIGO PENAL (ENTRADA SIN AUTORIZACIÓN POR TITULAR DE LICENCIA CON UNA PISTOLA VISIBLE), UNA PERSONA CON LICENCIA BAJO EL SUBCAPÍTULO H, CAPÍTULO 411 DEL CÓDIGO DE GOBIERNO (LEY DE LICENCIAS DE PISTOLAS), NO PUEDE ENTRAR EN ESTA PROPIEDAD CON UNA PISTOLA VISIBLE.