

CITY OF OVILLA MINUTES

Monday, July 22, 2013

Regular City Council Meeting

105 S. Cockrell Hill Road, Ovilla, TX 75154

Mayor Dormier called the Regular Council Meeting of the Ovilla City Council to order at 7:00 P.M. The following City Council Members were present:

Ralph Hall	Council Member Place 1/Mayor Pro Tem
Larry Stevenson	Council Member Place 2
David Griffin	Council Member Place 3
Doug Hunt	Council Member Place 4
Dean Oberg	Council Member Place 5

Mayor Dormier noted present members, thus constituting a quorum. Various department-heads and staff were also present.

PL2 Stevenson gave the Invocation

Mayor Pro Tem Hall led the recitation of the Pledge of Allegiance

COMMENTS, PRESENTATIONS, REPORTS AND/OR APPOINTMENTS

◆ **Citizens Comments / Citizens Forum:**

1. Mr. Morris Gresham signed up to speak when Item 2 was addressed.
2. Mr. Ed Wilson – Advised that this was his second time to deliver his concerns in asking Council to consider lowering the speed limit in his neighborhood, Brookwood Subdivision.
3. Ms. James Northum – Asked Council to review and consider revising the Ovilla Code of Ordinances pertaining to the allowance of metal accessory buildings on residential property under 2 acres.

◆ **Department Activity Reports / Discussion**

- Mayor's Report Mayor Richard Dormier
 - Mayor Dormier spoke with Oncor representative, Kenneth Govan regarding the recent power outages and that tree trimming was planned.
- Finance City Accountant S. Jungman
 - Ms Jungman briefly reviewed the monthly financials and answered Council's questions.
- Administration City Administrator Cyndy Powell
 - Ms Powell briefly reviewed her bi-weekly activity report

CONSENT ITEMS

- Minutes of the July 08, 2013 Regular Council Meeting
- Quarterly Investment Report

PL4 Hunt made the motion that Council approves the consent items as presented, seconded by PL2 Stevenson. Mayor Dormier asked for a record vote by announcement of AYE or NAY. Present Council announced AYE in favor. No oppositions, no abstentions.

VOTE: The motion carried unanimously: 5-0.

REGULAR AGENDA

ITEM I. DISCUSSION/ACTION – Consideration of two bids received for the Solid Waste Collection and Recycling Contract RFP for residential and commercial services including alternate bid items and take action as necessary to award bid. (Powell)

City Administrator Ms Powell opened conversation sharing the recent discussions and status of the post bid meetings conducted between city representatives and the two company representatives. Based from the original bid tabulation, a detailed comparison sheet was shared. Both companies had representatives present. Mr. Robert Medigovich of Community Waste Disposal (CWD) and Ovilla's current solid waste collection service was first to address Council with promises to continue providing Ovilla residents with excellent service adding that CWD offered a few benefits under the Alternate Bid that the competitor did not: CNG Trucks and Hazwoper trained employees. Additionally, the commercial bid price was lower and the base bid was 3.5% lower than the city's current contract price. Mr. Medigovich added that CWD was the 2013 Keep Texas Beautiful Award recipient. Mr. Dick Demien of Progressive Waste quickly stated that his company submitted the lower base bid, had offices located in closer proximity than CWD and had a larger financial backing that included a vastly larger insurance policy.

Following presentations Council conversed over the base bid as well as the alternates. PL3 Griffin stated that although Progressive Waste was unable to provide everything on the alternate bids, the bid was at a savings. Mayor Dormier commented that Progressive seemed to include quite a few exceptions to their proposal. Mr. Demien responded that the RFP was contradictory in multiple areas. Mayor Dormier, the City Administrator and Council continued discussion with a consensus that they would create a subcommittee comprised of staff and a few council members. Ms Powell would bring an agenda item to the next Council meeting for the creation of the Review Committee.

COUNCIL TOOK NO ACTION.

ITEM 2. DISCUSSION/ACTION – Reconsider vote of Ordinance 2013-022, Residential Parking Development Standards, by notice of Veto filed by Mayor Dormier. (Mayor Dormier)

Mayor Dormier acknowledged Mr. Morris Gresham who had signed up to speak. Mr. Gresham was not supportive of the ordinance and asked Council to uphold the Mayor's veto. He questioned why Ovilla would base their ordinance on one copied from the City of Arlington.

Ordinance 2013-022 was adopted by Council on Jul 08, 2013. Mayor Dormier submitted a formal letter of Veto on July 10, outlining his grounds for the veto with 5 bulleted justifications and clearly stating that he believed the ordinance, as written, was not in the best interest of Ovilla. Section 1.03.006 of the Ovilla Code of Ordinances, consistent with Section 52.003 of the Local Government Code, allows the Mayor's veto of an ordinance and the authority to ask Council to reconsider their vote. The Planning and Zoning Commission along with various staff members revised the "Arlington" ordinance many times with at least a half-dozen versions. PL1 Hall agreed that intentions were sincere but the actual language and objective in Ordinance 2013-022 went astray - not what Council had intended. Council directed staff to revise Ovilla's own ordinance, to include screening and bring it back for review.

PL4 Hunt made the motion that Council upholds the veto of Ordinance 2013-022, seconded by PL2 Stevenson. *Mayor Dormier asked for a record vote by announcement of AYE or NAY. Present Council announced AYE in favor. No oppositions, no abstentions.*

VOTE: The motion carried unanimously: 5-0.

ITEM 3. DISCUSSION/ACTION – Consider proposed RFQ for the development of a Citywide Five-Year Strategic Plan for the City of Ovilla. (Powell)

The EDC and City determined that a Five-Year Strategic Plan would be of benefit to the growth and progress of Ovilla. The RFQ for a Citywide Five-Year Strategic Plan offers the opportunity for consultants to submit their qualifications for the development of a Five-Year Strategic Plan with the input from the City's stakeholders, elected City officials, the Economic Development Corporation Board, City staff, citizens, and business owners. The Ovilla Economic Development Board considered the RFQ at their July 15, 2013 meeting,

*Richard Dormier, Mayor
Ralph Hall, Place One
Larry Stevenson, Place Two*

*Doug Hunt, Place Four
David Griffin, Place Three
Dean Oberg, Place Five*

moved to approve the RFQ as presented with the inclusion of the supplemental background information on City departments, and recommended that staff present the RFQ to the City Council for consideration and action. If approved, the RFQ is scheduled to be posted on July 25. Mayor Pro Tem Hall suggested making revisions (page 5) to assign a point system for evaluation to inform the interested professionals that they would know for what they are competing. Page 5: Bullet 1 – 15 points, Bullet 2 – 20 points, Bullet 3 – 20 points, Bullet 4 – 15 points, Bullet 5 – 15 points, Bullet 5 – 15 points. Council consented.

PL4 Hunt made the motion that Council approves the proposed RFQ for the development of a Citywide Five-Year Strategic Plan as presented with the noted recommended revisions (by Mayor Pro Tem Hall); seconded by Mayor Pro Tem Hall. Mayor Dormier asked for a record vote by announcement of AYE or NAY. Present Council announced AYE in favor. No oppositions, no abstentions.

VOTE: The motion carried unanimously: 5-0.

ITEM 4. DISCUSSION/ACTION – Consider nomination(s) and an appointment/reappointment to the Board of Adjustment. (Consider one reappointment-Richard Ware)

PL3 Griffin stated that he sat with Mr. Ware during his tenure on the Board of Adjustment, that Mr. Ware was a positive influence to the Board, and that he highly recommended his reappointment.

PL3 Griffin made the motion that Council reappoints Richard Ware to PL5 on the Board of Adjustment for a two-year term; seconded by PL2 Stevenson. Mayor Dormier asked for a record vote by announcement of AYE or NAY. Present Council announced AYE in favor. No oppositions, no abstentions.

VOTE: The motion carried unanimously: 5-0.

ITEM 5. DISCUSSION - Review progress and various assignments to facilitate the success of the 2013 Heritage Day festivities.

PL4 Hunt shared an outlined sheet of the various categories from advertising, entertainment, attractions and auto dealers for Heritage Day. Mayor Dormier made it clear his expectations that all Council members participate in the event and that he expected to be informed of any upcoming pre-Heritage Day Committee meetings. Mayor Pro Tem Hall suggested an official committee assignment. Mayor Dormier reminded everyone that Heritage Day was not intended to be a profitable event, but a celebration.

DISCUSSION ONLY.

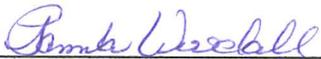
ADJOURNMENT

PL3 Griffin made a motion to adjourn the meeting; seconded by PL2 Stevenson. There being no further business, Mayor Dormier adjourned the meeting at 8:10 p.m.



Richard Dormier, Mayor

ATTEST:



Pamela Woodall, City Secretary

Approved August 12, 2013



Richard Dormier, Mayor
Ralph Hall, Place One
Larry Stevenson, Place Two

Doug Hunt, Place Four
David Griffin, Place Three
Dean Oberg, Place Five