

**SPECIAL CALLED CITY COUNCIL MEETING
August 13, 2014**

MINUTES OF THE SPECIAL CALLED MEETING OF THE CITY COUNCIL OF THE CITY OF OVERTON, TEXAS THAT WAS HELD ON **AUGUST 13, 2014** AT 7:00 PM IN THE COUNCIL CHAMBER, CITY HALL, 1200 SOUTH COMMERCE, OVERTON, TEXAS.

PRESENT:

C. R. Evans Jr., Mayor
John Ed Welch, Mayor Pro-Tem
Jerry Clark
John Posey

ABSENT:

Pat Beets
Philip Cox

Also in attendance were, Charles Cunningham, City Manager, Rachél Gafford, City Secretary, and Clyde Carter, Police Chief representing staff and Lawrence Davis, representing the public.

- ITEM I: CALL TO ORDER** - Mayor Evans called the meeting to order at 7:03 P.M.
1. Invocation given by Mayor Evans
 2. Pledge of Allegiance lead by Mayor Pro Tem Welch

ITEM II: CONSENT AGENDA
Consent Agenda Items - None

ITEM III: CITIZEN FORUM
Citizens Comments - None

ITEM IV: NEW BUSINESS (CONSIDER AND/OR ACTION)

1. CONSIDER AND PROPOSE BY RECORD VOTE AD VALOREM TAX RATE FOR FISCAL YEAR 2014-2015 AND SCHEDULE PUBLIC HEARINGS ON THE TAX RATE.

Mayor Pro Tem Welch made a motion to record council vote to consider a proposed ad valorem tax rate of .62800 per \$100.00 of taxable valuation for fiscal year 2014-2015 for the City of Overton. Councilman Posey seconded the motion. Motion carried 3 – 0, Councilman Beets and Councilman Cox absent. (Record Vote recorded below)

Council Member	FOR	AGAINST
Mayor C. R. Evans	<i>Non-voting member of council</i>	
Mayor Pro Tem John Welch, Place # 4	X	
Council Member John Posey, Place # 2	X	
Council Member Philip Cox, Place # 1	Absent	
Council Member Jerry Clark, Place # 3	X	
Council Member Pat Beets, Place # 5	Absent	

RESOLUTION 2014-08-13 was signed per the passing of the record vote above; see Attachment A

2. CONSIDER AND SCHEDULE PUBLIC HEARING ON ADVOLOREM TAX RATE AND PROPOSED BUDGET FISCAL YEAR 2014-2015.

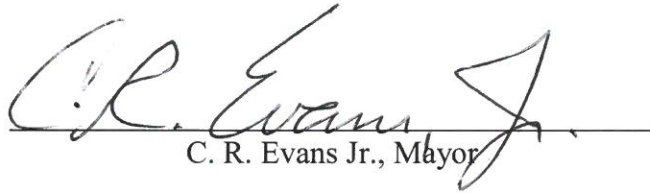
Mayor Pro Tem Welch made a motion to schedule the required public hearings on the proposed Tax Rate and Budget for 2014-15; first public hearing date for Thursday, August 28, 2014 at 7:00 P. M. and the second public hearing for Thursday, September 11, 2014 at 7:00 P.M. Councilman Clark seconded the motion. Motion carried 3 – 0, Councilman Beets and Councilman Cox absent.

ITEM VI: ADJOURNMENT

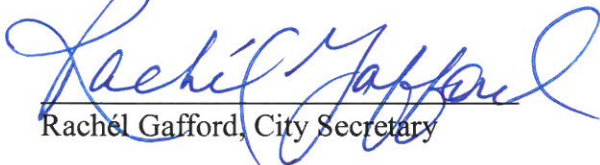
Mayor Pro Tem Welch made a motion that the meeting be adjourned. Councilman Clark seconded the Motion. Motion carried 3 – 0, Councilman Beets and Councilman Cox absent.

With no further business, the meeting was adjourned at 7:25 P. M.

Minutes approved and submitted and/or corrected this 28th day of August 2014.


C. R. Evans Jr., Mayor

Attested by:


Rachel Gafford, City Secretary

**ATTACHMENT A
RESOLUTION NO. 2014-08-13**

RESOLUTION NO. 2014-08-13

A RESOLUTION OF THE CITY OF OVERTON, TEXAS, TO RECORD COUNCIL VOTE TO CONSIDER A PROPOSED AD VALOREM TAX RATE OF \$0.628000 PER \$100.00 OF TAXABLE VALUATION FOR FISCAL YEAR 2014-15 FOR THE CITY OF OVERTON; SCHEDULING TWO PUBLIC HEARINGS TO CONSIDER THE TAX RATE AND PROPOSED BUDGET; MAKING FINDINGS OF FACT; AND PROVIDING FOR RELATED MATTERS.

Whereas, the Texas Tax Code, Section 26.06, requires that prior to holding the required public hearings on the tax rate, the governing body must take a record vote by an ordinance or resolution, as appropriate, showing how each member of the governing body voted on the proposal to consider the tax increase, and

Whereas, the Texas Tax Code, Section 26.06 requires that the governing body publish a "Notice of Public Hearing on Tax Increase" showing how each member of governing body by name voted on the proposal to consider the tax increase or, if one or more were absent, indicating the absences by name, and

Whereas, this Resolution complies with the provisions of the Texas Tax Code.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF OVERTON, TEXAS, RUSK COUNTY, THAT:

Section 1. Findings. As required by the Texas Tax Code, Section 26.06, the City Council of the City of Overton, Texas, has on this day considered the proposal to increase the *ad valorem* tax rate to \$0.628000 per \$100 valuation for Fiscal Year 20 14-15 and recorded the vote on the tax rate proposal to be as follows:

	FOR:	AGAINST:
Mayor CR. Evans		
Mayor Pro Tem John Welch, Place # 4	X	
Council Member John Posey, Place # 2	X	
Council Member Jerry Clark, Place # 3	X	

PRESENT AND NOT VOTING:

ABSENT: Council Member Philip Cox, Place # 1
Council Member Pat Beets, Place # 5

In addition, the following recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

Section 2. Schedule of Public Hearings. The City Council has set **August 28th, 2014** as the date for the first Public Hearing to consider the proposed Tax Rate and Budget for 2014-15 and **September 11th, 2014** as the date for the second Public Hearing to consider the proposed Tax Rate and Budget for 2014-15.

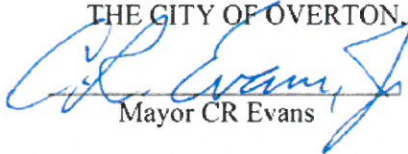
Section 3. Authorization. This Resolution of the City of Overton, Texas, is hereby adopted in compliance with the requirements set forth in Section 26.06 of the Texas Tax Code.

Section 4. Effective Date. This Resolution shall take effect from and after the date of its passage as authorized by the rules governing General Law Cities.

Section 5. Open Meetings. It is hereby officially found and determined that the meeting at which this Resolution is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551, Local Government Code.

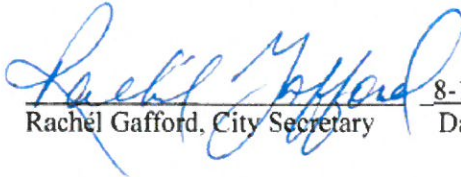
FINALLY PASSED AND APPROVED on this the 13th day of August, 2014.

THE CITY OF OVERTON, TEXAS


Mayor CR Evans

8-13-14
Date

ATTEST:


Rachel Gafford, City Secretary

8-13-14
Date