

REGULAR CALLED CITY COUNCIL MEETING
September 22, 2014

MINUTES OF THE REGULAR CALLED MEETING OF THE CITY COUNCIL OF THE CITY OF OVERTON, TEXAS THAT WAS HELD ON **September 22, 2014** AT 8:00 AM 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
Pat Beets

ABSENT:

John Posey
Philip Cox

Also in attendance were, Charles Cunningham, City Manager, and Rachél Gafford, City Secretary (arrived at 8:04 A.M.), representing staff and Lawrence Davis, representing the public.

- I. **CALL TO ORDER** - Mayor Evans called the meeting to order at 8:00 A.M.
1. Invocation given by Mayor Evans
 2. Pledge of Allegiance lead by Councilman Clark

II. **CONSENT AGENDA**

Consent Agenda Items - None

III. **CITIZEN FORUM**

Citizens Comments - None

IV. **EXECUTIVE SESSION**

The City of Overton City Council convened to executive session at 8:01 A.M. to discuss the evaluation of individual employee's performance (listed below) as it relates to recommendations for salary adjustments as pursuant to section 551.074 (a) (1) deliberations on personnel.

- CITY MANAGER
- CITY SECRETARY
- FINANCE DIRECTOR
- WATER & SEWER SUPERVISORS

The City Council reconvened in open session at 9:04 A.M to act on any matter listed for deliberation in executive session.

V. **NEW BUSINESS (CONSIDER AND/OR ACTION)**

1. DISCUSS AND TAKE ACTION ON ITEMS FROM EXECUTIVE SESSION.
 - a. TAKE ACTION REGARDING RECOMMENDATION FOR SALARY ADJUSTMENTS FOR THE FOLLOWING PERSONNEL:
 - CITY MANAGER
 - CITY SECRETARY
 - FINANCE DIRECTOR
 - WATER & SEWER SUPERVISORS

Councilman Beets made a motion to direct the City Manager to establish an employee evaluation system that would include recommendations for salary increases based on merit for the positions of City Manager, City Secretary, Finance Director and Water & Sewer Supervisors, beginning immediately, with such recommendations to be reviewed at the first City Council meeting of March 2015. Any proposed and approved merit increases to be effective April 1, 2015. . Mayor Pro Tem Welch seconded the motion. Motion carried 3 – 0, Councilman Cox and Councilman Posey absent.

2. HEAR AND CONSIDER ACTION ON RECOMMENDATIONS FOR ADDITIONAL PAY RATE INCREASES ABOVE THE ACROSS THE BOARD 5% RATE INCREASE FOR SPECIFIC JOB CLASSIFICATIONS:

- CERTIFIED PEACE OFFICERS
- UTILITY FIELD WORKERS

Councilman Beets made a motion to direct the City Manager to establish an employee evaluation system that would include recommendations for salary increases based on merit, for all city employees, beginning immediately, with such recommendations to be reviewed at the first City Council meeting of March 2015. Any proposed and approved merit increases to be effective April 1, 2015. Councilman Clark seconded the motion. Motion carried 3 – 0, Councilman Cox and Councilman Posey absent.

3. HEAR AND CONSIDER ACTION ON ORDINANCE NO. 2014-09-22A; AN ORDINANCE ADOPTING THE 2014-2015 MUNICIPAL BUDGET FOR THE CITY OF OVERTON, TEXAS.

Mayor Pro Tem Welch made a motion to approve the 5% across the board salary increase and to adopt Ordinance No. 2014-09-22A an ordinance adopting the 2014-2015 Municipal Budget for the City of Overton, Texas. Councilman Clark seconded the motion. Motion carried 2 – 1, Councilman Beets opposed, Councilman Cox and Councilman Posey absent.

4. HEAR AND CONSIDER ACTION ON ORDINANCE NO. 2014-09-09B; AN ORDINANCE SETTING THE 2014-2015 TAX RATE.

Mayor Pro Tem Welch made a motion to approve Ordinance No. 2014-09-22B; an ordinance levying ad valorem taxes, for the maintenance and operation of the municipal government of the City of Overton for the 2014-2015 fiscal year; and providing for the interest and sinking fund for the 2014 tax year. The total tax rate is to be set at in the amount of 62.80 cents on each One Hundred Dollars (\$100) upon all property, real, personal and mixed, within the corporate limits of said City subject to taxation. Councilman Clark seconded the motion. Motion carried 2 – 1,

Councilman Beets opposed, Councilman Cox and Councilman Posey absent.

SUMMARY

- Maintenance and operations of the general government (General Fund), 41.0000 cents
 - Interest and Sinking fund (Debt Rate) 21.8000 cents
- Total Tax per \$100 of valuation 62.8000 cents**


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

ITEM VI: ADJOURNMENT

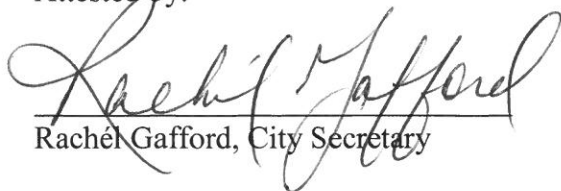
Mayor Pro Tem Welch made a motion that the meeting be adjourned. Councilman Beets seconded the Motion. Motion carried 3 – 0, Councilman Cox and Councilman Posey absent.

With no further business, the meeting was adjourned at 9:17 A. M.

Minutes approved and submitted and/or corrected this 18th day of October 2014.


C. R. Evans Jr., Mayor

Attested by:


Rachel Gafford, City Secretary

**ATTACHMENT A
ORDINANCE NO. 2014-09-22A**

ORDINANCE NO. 2014-09-22A

AN ORDINANCE APPROVING AND ADOPTING A BUDGET FOR THE CITY OF OVERTON, TEXAS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2014, AND ENDING SEPTEMBER 30, 2015, IN ACCORDANCE WITH THE LOCAL GOVERNMENT CODE OF THE STATE OF TEXAS AND THE ORDINANCES AND RULES OF THE CITY OF OVERTON, TEXAS; APPROPRIATING THE VARIOUS AMOUNTS THEREOF, AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH, AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Manager of the City of Overton has submitted to the City Council, a proposed budget of the revenues and the expenditures of the City of Overton.

WHEREAS, the City Council has received said proposed budget, a copy which has been filed with the City Secretary of the City of Overton; and,

WHEREAS, proper and timely notice that public hearings on such budget would be held on August 28th and September 9th, 2014, was given and made in accordance with the law and within the time limits set forth by law; and

WHEREAS, such public hearings were held in accordance with the law on August 28th and September 9th, prior to final adoption of this Ordinance;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OVERTON, THAT:

Section 1 The proposed budget of the revenue of the City of Overton and the expenses of conducting the affairs thereof providing a financial plan for the ensuing fiscal year beginning October 1, 2014, and ending September 30, 2015, as submitted to the City Council by the City Manager of said City, and which budget is attached hereto as Exhibit "A", and the same is in all things adopted and approved as the budget of all current expenditures/expenses as well as fixed charges against said City for the fiscal year beginning October 1, 2014, and ending September, 30, 2015.

Section 2 The sums below are hereby appropriated from the prospective funds for the payment of expenditures on behalf of the city government as established in the approval budget document for the fiscal year ending September 30, 2015.

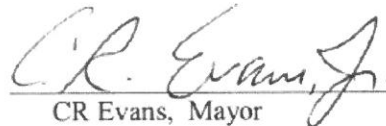
Section 3 In accordance with § 102.008(1), Local Government Code, The Director of Finance is directed to file with the City Secretary a true copy of the final budget as adopted by the City Council, and the City Secretary is directed to certify as a true copy said budget and file it with this Ordinance in the official records of the City.

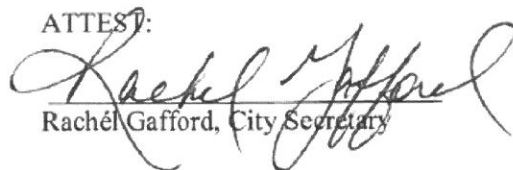
Section 4 In accordance with § 102.008(2), Local Government Code, The Director of Finance is directed to take action to ensure that a copy of the budget is posted on the City's website.

Section 5 The City Council hereby finds and declares that written notice of the date, hour, place and subject of the meeting at which this Ordinance was adopted was posted and that such meeting was open to the public as required by law at all times during which this Ordinance and the subject matter hereof were discussed, considered and formally acted upon, all as required by the Open Meetings Act, Chapter 551, Texas Government Code as amended.

Section 5 This Ordinance shall be and remain in full force and effective on October 1, 2014, in accordance with state law.

PASSED AND APPROVED ON THIS 22nd. DAY OF SEPTEMBER, 2014.


CR Evans, Mayor
City of Overton, Texas

ATTEST:

Rachél Gafford, City Secretary

**ATTACHMENT B
ORDINANCE NO. 2014-09-22B**

ORDINANCE NO 2014-09-22B

AN ORDINANCE LEVYING AD VALOREM TAXES FOR THE MAINTENANCE AND OPERATION OF THE MUNICIPAL GOVERNMENT OF THE CITY OF OVERTON FOR THE 2014-2015 FISCAL YEAR; AND PROVIDING FOR THE INTEREST AND SINKING FUND FOR THE 2014 TAX YEAR.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OVERTON, TEXAS.

Section 1. That there is hereby levied and there shall be collected for the maintenance and operation of the municipal government of the City of Overton, Texas for the 2014-15 Fiscal Year upon all property, real, personal and mixed, within the corporate limits of said City subject to taxation, a tax of 41.0000 cents on each One Hundred Dollars (\$100) valuation on property. THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 1.49% PER CENT AND WILL RAISE TAXES ON A HOME ASSESSED AT \$70,000 BY APPROXIMATELY \$4.22.

Section 2. That there is hereby levied and there shall be collected for the City of Overton, Texas to provide for Interest and Sinking Funds for the 2014-15 Fiscal Year upon all property, real, personal and mixed, within the corporate limits of said City subject to taxation, a tax of 21.8000 cents on each One Hundred Dollars (\$100) valuation on property.

SUMMARY

1. Maintenance and operations of the general government (General Fund),	41.0000 cents
2. Interest and Sinking fund (Debt Rate)	<u>21.8000</u> cents
Total Tax per \$100 of valuation	62.8000 cents

Section 3. That taxes levied under this Ordinance shall be due October 1, 2014, and if not paid on or before January 31, 2015 shall immediately become delinquent.

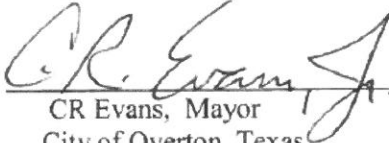
Section 3. All taxes shall become a lien upon the property against which assessed, and the tax assessor and collector for the City of Overton is hereby authorized and empowered to enforce the collection of such taxes according to the Constitution and laws of the State of Texas and Ordinances of the City of Overton shall, by virtue of the tax rolls, fix and establish a lien by levying upon such property, whether real or personal, for the payment of said taxes, penalty and interest, and the interest and penalty collected from such delinquent taxes shall be appropriated to the General Fund of the City of Overton. All delinquent taxes shall bear interest from date of delinquency at the rate prescribed by state law.

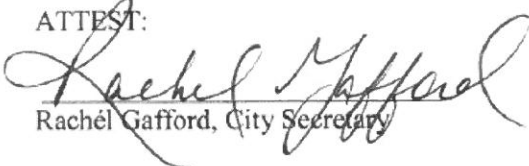
Section 4. That this ordinance shall take effect and be in force from October 1, 2014.

PASSED AND APPROVED ON THIS 22nd DAY OF SEPTEMBER, 2014.

VOTE:

CR Evans, Mayor	
Philip Cox, Councilman Place # 1	Absent
John Posey, Councilman Place # 2	Absent
Jerry Clark, Councilman Place # 3	For
John Welch, Councilman Place # 4	For
Pat Beets, Councilman Place # 5	Against


CR Evans, Mayor
City of Overton, Texas

ATTEST:

Rachél Gafford, City Secretary