

**OVERTON MUNICIPAL DEVELOPMENT DISTRICT MEETING  
February 26, 2015**

MINUTES OF THE OVERTON MUNICIPAL DEVELOPMENT DISTRICT MEETING OF THE CITY OF OVERTON, TEXAS THAT WAS HELD ON **FEBRUARY 26, 2015** AT 6:00 P.M. IN THE CITY HALL BREAK ROOM LOCATED AT CITY HALL, 1200 SOUTH COMMERCE ST., OVERTON, TEXAS.

**PRESENT:**

Bob Heath  
Joel Kerby  
Mike Piercy  
David Stone

**ABSENT:**

Jimmy Jennings

Also in attendance were Charles Cunningham, City Manager, Rachél Gafford (arrived at 6:10 p.m.), City Secretary and representing staff, and C. R. Evans Jr., Mayor, representing City Council.

**ITEM I. The meeting was called to order by acting Chairman Heath at 6:00 P.M.**

1. The invocation and pledge were led by Mayor Evans

**ITEM II. ADMINISTER STATEMENT OF OFFICIAL & OATH OF OFFICE**

Mayor Evans swore in re-appointed Overton Municipal Development District Board Members: Mike Piercy and David Stone.

**ITEM III. CONSENT AGENDA**

Any or all items under Consent Agenda may be removed by the Chairman or any Overton Municipal Development District Board Member for further discussion.

1. Council to review and make possible corrections to minutes of the council meeting held on **August 13, 2013.**
2. Council to review and make possible corrections to minutes of the council meeting held on **February 12, 2015.**

**Director Piercy stated that he was in possession of the minutes from a meeting held on February 4, 2013 that had not been submitted for approval. He stated that he would submit these minutes to City Secretary Gafford to be placed on the next meeting agenda for approval.**

**Motion made by Joel Kerby to approve the Consent Agenda items with corrections as submitted to August 13, 2013 minutes. Mike Piercy seconded the motion. The motion carried 4-0, Director Jimmy Jennings absent.**

**ITEM IV. OLD BUSINESS (Consider and/or action)**

1. **Election of Officers** - Consider and/or take action on election of Officers for the OMMD to include a Chairman, Vice-Chairman and Secretary.

A suggestion was made by City Secretary Gafford to table item IV.1 Election of Officers until the proposed OMDD By-Laws were reviewed by the Board as the proposed By-Laws outlined the proposed officers required for the OMDD Board. (Item V.1 New Business).

Acting Chairman Heath stated that the item would be temporarily tabled for the Board to review the proposed By-Laws.

*The Directors reviewed and discussed the proposed By-Laws and determined that two officers as proposed in the By-Laws would be sufficient for a five (5) member board. Acting Chairman Heath, removed item IV.1 from the table.*

Acting Chairman Heath opened the floor for OMDD Board Officer nominations.

Joel Kerby nominated Bob Heath as Chairman, and Mike Piercy as Vice Chairman / Secretary. The nomination was seconded by David Stone.

Acting Chairman Heath asked if there were any other nominations. With no other nominations made; Acting Chairman Heath closed the nominations.

Acting Chairman Heath called for a vote on the nomination of Bob Heath to serve as Chairman and Mike Piercy to serve as Vice-Chairman / Secretary.

The Board vote was 4-0, Director Jennings absent.

**ITEM V. NEW BUSINESS (Consider and/or action)**

**1. Hear and Consider for adoption, a set of By-Laws for the OMDD.**

Board Members reviewed, discussed and directed staff to make the following changes to the proposed By-Laws:

- Article II; Section 3 – remove “or that portion of Smith County from the first sentence of the paragraph.
- Add language identifying the authorized directors who may write and sign checks on behalf of the OMDD (stating that the one signature must be an Officer of the OMDD).
- Article IV; Section 4 remove the following wording from the second sentence in the paragraph “proposed methods for the elimination of unemployment and under employment, and the promotion of employment, through the expansion and development of a sound retail, industrial and manufacturing base for and within the City.

The Directors also directed staff to verify that the OMDD Directors are covered from any liability by the City’s TML insurance policy.

**Chairman Heath directed staff to make the following changes and to put the revised By-Laws on the next agenda for action by the Directors.**

**2. Hear and Consider for approval, a proposed Agreement between the Overton Municipal Development District and the City of Overton for the latter to provide Administrative and Financial Support Services to the OMDD.**

City Manager Cunningham presented a draft copy of a proposed Administrative and Financial Support Services agreement to the Directors.

Directors reviewed and discussed with City Manager Cunningham the proposed agreement and negotiated on the agreement amount to paid to the City of Overton for the Administrative and Financial Services.

**Director Stone made a motion that the OMDD enter into the agreement with the City of Overton for Administrative and Financial Support Services on a six (6) month trial basis, at a rate of \$800.00 per month; to be reviewed, renegotiated and/or renewed at the beginning of each fiscal year with the annual OMDD budget. Vice Chairman / Secretary Piercy seconded the motion. Motion carried 4-0; Director Jennings absent.**

Chairman Heath directed staff to revise and resubmit the Administrative and Financial Support Services Agreement on the next agenda for action by the Directors.

3. Hear and review proposed capital improvement projects to be funded by OMDD sales tax revenue.

City Manager Cunningham presented a draft copy of a proposed capital improvement projects the City recommends be funded by the OMDD.

Chairman Heath stated that he would like to see some quality of life projects added to the proposed list with visible improvements in area's such as the park, pool, lake and community center as well as some of the needed infrastructure projects as currently proposed for funding.,

Directors agreed with Chairman Heath recommendation.

**Vice – Chairman / Secretary Piercy made a motion to table item V.3 until the next meeting requesting that staff revised the proposed list of projects to be funded by the OMDD and to bring bids for the repairs to the Community Center floor and repaving of the Community Center parking lot. Motion seconded by David Stone. Motion carried 4-0; Director Jennings absent.**

#### ITEM VI. ADJOURNMENT

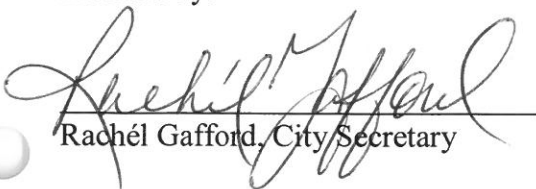
With no further business, Chairman Heath adjourned the meeting at 8:45 P. M.

Minutes submitted and approved this 12<sup>th</sup> day of March, 2015.



Bob Heath, Acting Chairman

Attested by:



Rachél Gafford, City Secretary

