

**SPECIAL CALLED BUDGETWORK SESSION
OF THE CITY COUNCIL
July 7, 2015**

MINUTES OF THE SPECIAL CALLED BUDGET WORK SESSION OF THE CITY COUNCIL OF THE CITY OF OVERTON, TEXAS THAT WAS HELD ON **July 7, 2015** AT 7:00 PM IN THE COUNCIL CHAMBER, CITY HALL, 1200 SOUTH COMMERCE, OVERTON, TEXAS.

PRESENT:

C. R. Evans Jr., Mayor
Philip Cox, Mayor Pro Tem
Pat Beets
Jerry Clark
John Posey
Lawrence Davis

ABSENT:

Also in attendance were, Charles Cunningham, City Manager, Rachél Gafford, City Secretary, Clyde Carter, Police Chief and Pamela Raney, Finance Director representing staff.

I. CALL TO ORDER –Council meeting was called to order by Mayor Evans at 7:00 P.M.

1. Invocation was given by Commissioner Davis.
2. Pledge of Allegiance was led by Commissioner Clark

II. NEW BUSINESS (Review, consider and/or take action)

1. City council to hear and discuss options of utilizing online auction companies to reduce the city's property inventory of city vehicles and city equipment.

City Manager Cunningham presented two options of online auction companies to the council for review and explained the difference between both companies. City Manager Cunningham stated that he was more familiar with the René Bates Auction Company and when he had dealt with them in the past the process was real smooth and simple.

2. City Council to hear and/or take action regarding Resolution No 2015-07-07; a Resolution of the City Council of the City of Overton, Texas authorizing the Mayor to execute a Professional Services Agreement / Contract with an online auction service to conduct auctions on behalf of the City of Overton on an as needed basis under the terms and conditions as specified in the Professional Services Agreement / Contract, providing an effective date.

Mayor Pro Tem Cox made a motion to approve Resolution No. 2015-07-07 authorizing the Mayor to sign a Professional Services Agreement/Contract with the online auction company decided on by staff to conduct auctions on behalf of the City of Overton on an as needed basis. Councilman Clark seconded the motion. Motion carried 5 – 0.

III. WORKSHOP

1. Discussion on proposed FY 2014-2015 Final (2nd) Budget Amendment.

City Manager Cunningham presented statement of cash flows and the proposed budget amendment to the council. The cash flow analysis reflected the fact that a year to date reduction in sales tax; the city having to fund two major unexpected and unfunded repairs to the City's infrastructure at approximately \$150,000.00 and lack of reserve funds require a bridge loan between this and next fiscal year to keep the city from running out of operating cash. When the presentation concluded, City Manager Cunningham requested that the council consider taking a bridge loan to infuse the City's cash flow to complete the current fiscal year and to have funds to carry the City into the new budget year until the property tax revenues starting coming in.

2. Discussion on proposed FY 2015-2016 Annual Operating and Capital Improvement Budget.

City Manager Cunningham stated that he had spent so much time gathering the information for the budget amendment that he had not had time to complete the presentation for the new budget or the items listed under item # 3.

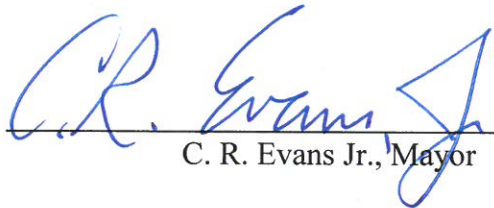
3. Discussion on proposed Annual Operating and Capital Improvement Budgets for the next five (5) years (2015 -2016 through 2019-2020.).

IV. ADJOURNMENT

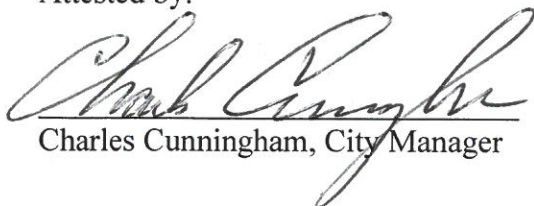
Mayor Pro Tem Cox made a motion that the meeting be adjourned. Councilman Clark seconded the motion. Motion carried 5 – 0.

With no further business, the meeting was adjourned at 8:48 P. M.

Minutes approved and submitted and/or corrected this 16th day of July, 2015.


C. R. Evans Jr., Mayor

Attested by:


Charles Cunningham, City Manager



ATTACHMENT 1

RESOLUTION #: 2015-07-07

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OVERTON, TEXAS AUTHORIZING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT / CONTRACT WITH RENE BATES AUCTIONEERS, INC. (HEREINAFTER REFERRED TO AS RBAI) THAT AUTHORIZES RBAI TO CONDUCT ONLINE AUCTIONS ON BEHALF OF THE CITY OF OVERTON ON AN AS NEEDED BASIS UNDER TERMS AND CONDITION SPECIFIED IN THE PROFESSIONAL SERVICES AGREEMENT / CONTRACT, PROVIDING AND EFFECTIVE DATE.

WHEREAS, the City Council of the City of Overton has determined that it is in the best interest of the City to reduce the property inventory through the state approved process of utilizing an Auction Service; and

WHEREAS, the City of Overton wishes to enter into a Professional Services Agreement / Contract with René Bates Auctioneers, Inc. (hereinafter referred to as RBAI) proposes to conduct Online Auctions for the City of Overton, Texas on an as needed basis; and

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

THAT the City of Overton, Texas approves entering into a Professional Services Agreement / Contract with RBAI under terms and conditions of the Contract which is attached hereto as EXHIBIT A and incorporated herein for all purposes.

APPROVED AND ADOPTED by the City Council of the City of Overton, Texas on this the 7th day of July, 2015.

CITY OF OVERTON

By: 
C.R. Evans Jr., Mayor



ATTEST:

Rachel Gafford, City Secretary

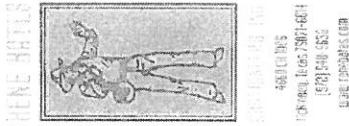
EXHIBIT A

PROFESSIONAL SERVICES AGREEMENT/CONTRACT FOR ONLINE AUCTIONEERING SERVICES

René Bates Auctioneers, Inc. (hereinafter referred to as RBAI) proposes to conduct Online Auctions for the City of Overton, Texas on an as needed basis under the following terms and conditions:



René Bates Auctioneers, Inc.'s Responsibilities:

1. Conduct online auctions for the City of Overton, Texas at their request.
2. Set starting prices for each online auction item or coordinate with your designee to set starting prices for each online auction item, if so desired.
3. Post all online auction information on www.renebates.com.
4. Conduct and monitor auction items for approximately two weeks prior to the closing date of each online auction conducted.
5. Advertise your online auction, as necessary, through our normal channels such as, but not limited to, newspapers, trade journals and print brochures at our sole discretion. We will never do your legal advertising.
6. Generate and send a minimum of two email blast notices to our entire database when your auction has been posted.
7. Invoice all successful bidders once your auction has closed.
8. Collect all auction proceeds including any applicable sales tax from successful bidder.
9. Generate paid receipts to buyer with a copy to your approved distribution list.
10. Balance all auction payments received with actual sales results.
11. Remit all monies, less commission and sales tax, to your designee.
12. Remit all sales tax collected to the State of Texas.
13. Maintain all documentation for exemptions, resale certificates and export certifications for sales tax for the State of Texas.
14. Maintain records of all your auctions for three years.



The City of Overton, Texas' Responsibilities:

1. Provide list of all items to be sold and gather information on all auction items and take digital photographs of each auction item and send to RBAL.
2. Have contact person (Fleet Manager or designee) complete Vehicle Information Sheet on all vehicles and heavy equipment and forward to RBAL.
3. Conduct onsite viewing of all auction items before the closing of each online auction for bidders to come and physically inspect auction items.
4. Contact local news media for Public Service Announcement informing bidders of upcoming online auction and handle all legal advertising as required by the City of Overton, Texas. Provide link from your website to www.renebates.com to direct potential buyers to your auction.
5. Transfer all titles to successful buyers after the City of Overton; Texas has received an electronic "PAID" receipt from RBAL.
6. Oversee removal and checkout of all paid auction items.
7. René Bates Auctioneers, Inc. proposes to conduct Online Auctions for the City of Overton, Texas for 7.5% of all fleet vehicles, heavy equipment and all miscellaneous items. These auctions will be conducted on an as needed basis for the City of Overton, Texas.


 Michelle Bates, Vice President
 René Bates Auctioneers, Inc.

 Authorized Signer*

Date: 06/26/15

Date: 07/07/2015

The City of Overton, Texas

*Any items submitted for public auction via this contract have been declared surplus through the appropriate channels of the selling entity.

All auctioneers are licensed and regulated by the Texas Department of Licensing and Regulation and are covered by a Recovery Fund administered by the Department. Licensure with the Department does

not imply approval or endorsement by the State of Texas. If you have an unresolved complaint it should be directed to: Texas Department of Licensing and Regulation, P.O. Box 12157, Austin, Texas 78711, (512) 463-2906, www.dlr.texas.gov.

René Bates Texas Auction License #6644
 Sheryl Bates Texas Auction License #15025
 Michelle Bates Texas Auction License #12100

Texas sales tax, if applicable, will be collected under our Texas Sales and Use Tax Permit #1751718322 and remitted to the State Comptroller electronically on a monthly basis.