

**SPECIAL CALLED CITY COUNCIL MEETING
APRIL 16, 2019**

MINUTES OF THE SPECIAL CALLED MEETING OF THE CITY COUNCIL OF THE CITY OF OVERTON, TEXAS THAT WAS HELD **APRIL 16, 2019 AT 7:00 PM** IN THE COUNCIL CHAMBERS, CITY HALL, 1200 SOUTH COMMERCE, OVERTON, TEXAS.

PRESENT:

C. R. Evans Jr., Mayor
John Posey, Mayor Pro Tem
Jerry Clark
Trampas Freeman
David Stone
Michael Paul Williams

ABSENT:

Also, in attendance were Clyde Carter, Interim City Manager / Police Chief, Wendy Bates, City Controller, Blake Thompson, City Attorney, Gabe Wallace, Police Captain and Rachél Gafford, City Secretary representing staff. Bill Steere and Jennifer Tamez representing the public.

A. CALL TO ORDER- Mayor Evans called the meeting to order at 7:01 p.m.

1. *Invocation was given by Councilmember Freeman.*
2. *Pledge of Allegiance of the U. S. Flag was led by Councilmember Clark and the pledge to the Texas Flags was led by Mayor Evans.*

B. CITIZEN FORUM – *No one spoke.***C. BUSINESS**

1. Discuss and consider action regarding an Ordinance to amend Chapter 88 Overton Municipal Cemetery - Rules & Regulations and Appendix A – City of Overton – Schedule of Fees of the City of Overton Code of Ordinances.

City Secretary Gafford presented a staff report reviewing the proposed changes to the Ordinance to establish procedures for submitting an application for installation of a bench and bench pad in the City Cemetery and establishing a fee for coordinating and contracting the bench and bench pad installation.

Mayor Pro Tem Posey made a motion to approve Ordinance No. 2019.04.16A as presented.

Councilmember Williams seconded the motion.

Motion carried 5– 0.

The following is a caption of the adopted Ordinance.

ORDINANCE NO: 2019.04.16A

AN ORDINANCE AMENDING ORDINANCE NO. 2016-05-19C OVERTON MUNICIPAL CEMETERY RULES AND REGULATIONS, AS LAST AMENDED BY ORDINANCE NO. 2017.01.19A, AMENDING SECTION VIII., SUBSECTION J OF THE CITY OF OVERTON MUNICIPAL CEMETERY RULES & REGULATIONS WHICH SPECIFY THE TERMS AND CONDITIONS UNDER WHICH BENCHES MAY BE PLACED IN THE CEMETERY; AND AMENDING ORDINANCE NO. 2019.01.17B; APPENDIX A, CITY OF OVERTON - SCHEDULE OF FEES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

2. Discuss and consider action regarding the demolition of the golf cart sheds at the Overton Golf Course.

City Manager Carter updated Council that the contractor hired to do the demolition had not obtained the City permit nor had he made the required 10-day notification to the State prior to starting the demolition. Then the demolition had been at a standstill for nearly four weeks. Carter informed Council that per the recommendation of the City Attorney a notice to complete the job no later than April 20, 2019 or that the City would fire him from the job and take over the job had been sent via both certified mail and regular postal mail as of April 16, 2019.

Mayor Pro Tem Posey made a motion to discuss.

Councilmember Freeman seconded the motion.

Motion carried 5– 0.

There was a brief discussion between staff and Council.

Mayor Pro Tem Posey made a motion to authorize the City Manager to proceed with the Demolition project after 4/20/2019 as he sees fit up to a cost not to exceed the original \$5,000 and to file the 10-day demolition notification with the State.

Councilmember Williams seconded the motion.

Motion carried 5– 0.

3. Hear and discuss proposed lease agreement by Jason Romano, High Hill Management, LLC to lease the Overton Municipal Golf Course and Club House property from the City of Overton.

City Attorney Thompson presented the proposed ten (10) year lease agreement.

D. EXECUTIVE SESSION

Mayor Evans announced that the City Council would now recess into Executive Session to deliberate and discuss the following items pursuant Local Government Code 551.071 and 551.072 at 7:31 p.m.

1. Seek the advice of the City Attorney pursuant 551.071 and regarding deliberations about Real Property pursuant 551.072
 - Regarding proposed lease agreement of the Overton Golf Course and Club House property with Jason Romano, High Hill Management, LLC.

Mayor Evans announced that the City Council would reconvene in Open Session at 7:47 p.m.

E. POSSIBLE ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION

Action regarding Executive Session Items listed above:

Item D.1 - Regarding lease agreement of the Overton Golf Course and Club House property with Jason Romano, High Hill Management, LLC.

Mayor Pro Tem Posey made a motion to approve and authorize the Mayor to sign the ten (10) year lease agreement of \$1 per year for the Overton Golf Course and Club House Property with Jason Romano, High Hill Management, LLC as presented.

Councilmember Clark seconded the motion.

Motion carried 5- 0.

F. ADJOURNMENT

Mayor Pro Tem Posey made a motion to adjourn.


Councilman Clark seconded the motion.

Motion carried 5- 0.

With no further business, the meeting was adjourned at **7:48 PM**

Minutes submitted, approved and/or corrected this **25th** day of **April, 2019.**

CITY OF OVRTON


C. R. Evans, Jr., MAYOR

ATTEST:


Rachel Gafford, TRMC, CITY SECRETARY



Action Items:

- A. Ord. No. 2019.04.16A – Amending the Chapter 88 – Cemetery Rules & Regulations and Appendix A – City of Overton – Schedule of Fees.
- B. CA2019.04.16A – Approving and Authorizing the Mayor to sign a lease agreement for the Overton Golf Course and Club House with Jason Romano, High Hill Management, LLC.