



CITY OF OVERTON

1200 South Commerce Street ★ Overton, TX 75684 ★ 903.834.3171 ★ www.cityofoverton.com

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CITY COUNCIL AGENDA

June 18, 2020

REGULAR CALLED MEETING (7:00 p.m.)

CITY COUNCIL CHAMBERS, 1200 S. COMMERCE ST., OVERTON TX 75684

A. CALL TO ORDER

1. Invocation
2. Pledge of Allegiance – *U. S. flag and Texas flag (“Honor the Texas flag. I pledge allegiance to thee, Texas, one state under God, one and indivisible”)*

B. PUBLIC FORUM - Each individual who has submitted questions or comments in advance for Council on an agenda item will be read for Council at this time. Council will respond to only those items posted on the agenda; other questions or comments Council may direct staff to put the item on a future agenda.

C. REQUESTS OF COUNCIL

1. Council to hear a request from Elsie Hollis, 212 N. Meadowbrook, regarding the following City Code Violations within the city limits and requesting the City enforce the adopted codes.
 - a. Comments regarding City Code 16.06 regarding downtown trash containers must be in alleys and not on the street.
 - b. Comments regarding City Code 75.10 & 75.16 allowing violators to cover up said violation with blue tarps.
 - c. Comments on building at 204 N. Commerce.
 - d. Citations sent to property owners since last summer.

D. CONSENT AGENDA

Any or all items under Consent Agenda may be removed by the Mayor, any Council Member or the City Manager for discussion.

1. Consider action to authorize and approve 2020 Fireworks in the Park event and related revenue and expenditures.
2. Consider action regarding approval of the FY2021 TML Health Renewal Rerate and designating the Interim City Manager as the authorized signer for the contract.
3. Consider action regarding approval of the FY2021 Superior Vision Renewal Rerate and designating the Interim City Manager as the authorized signer for the contract.
4. Council to review and approve the F 2019 OEDC Annual Report.
5. Consider action to approve minutes from a Special Called Meeting of the City Council on May 28, 2020.

E. COMMUNITY DEVELOPMENT CASES

1. Council to hear and take action regarding Variance Application 2020-02—Vicki McClure’s request for a variance from the City of Overton Design Standards Regulations, Section 106.1 – Sidewalk Requirements and Section 111.3 – Parking: Standard Curb and Gutter Requirements. Specifically, applicant is requesting a variance from the requirement to install



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curb, gutter and sidewalk along 185.39 linear feet on East Crews Street and a variance from the requirement to install sidewalk along 354 linear feet along North Rusk Street where adjacent to the subject properties. The three (3) subject properties are approximately a 1.332-acre tract of land out of the O. Waters Survey A-859, legally described as all those certain called 0.331 acre tract (Tract 1) of land and that certain called 0.107 acre tract (Tract 2) of land conveyed to Vicki McClure by Velma L. Spangler as recorded in Volume 3465, Page 426 and all of that certain called 0.893 acre tract (Tract 3) of land conveyed to Vicki McClure by Michael L. Smith as recorded in Volume 3408, Page 64, Official Public Records, City of Overton, Rusk County, Texas and these properties are more commonly referred to as 108 East Crews Street (Tract 1), 502 North Rusk Street (Tract 2) and 411 North Rusk Street (Tract 3), Overton, Texas. This variance application is being processed concurrently with Preliminary Plat Application PP2020-02 and Final Plat Application 2020-02 to plat three lots. Tract 1 & 2 (108 East Crews and 502 North Rusk) are being combined into one (1) lot to all be addressed as 108 East Crews. ***The Planning and Zoning Commission recommend approval 4 – 0, Chairman Raney, Commissioners Cox and Garcia absent.***

2. Council to hear and take action regarding Preliminary Plat Application 2020-02—Vicki McClure's request to Preliminary Plat Lots 1 & 2, Block 1, Vicki McClure Addition being a preliminary plat of an approximately 0.439-acre tract of land and approximately 0.892 acre tract of land both out of the O. Waters Survey A-859, legally described as all those certain called 0.331 acre tract (Tract 1) of land and that certain called 0.107 acre tract (Tract 2) of land conveyed to Vicki McClure by Velma L. Spangler as recorded in Volume 3465, Page 426 and all of that certain called 0.893 acre tract (Tract 3) conveyed to Vicki McClure by Michael L. Smith as recorded in Volume 3408, Page 64, Official Public Records, City of Overton, Rusk County, Texas and more commonly referred to as 108 East Crews Street, 502 North Rusk Street and 411 North Rusk Street, Overton, Texas. ***The Planning and Zoning Commission recommend approval 4 – 0, Chairman Raney, Commissioners Cox and Garcia absent.***
3. Council to hear and take action regarding Final Plat Application 2020-02—Vicki McClure's request to Final Plat Lots 1 & 2, Block 1, Vicki McClure Addition being a final plat of an approximately 0.439-acre tract of land and approximately 0.892 acre tract of land both out of the O. Waters Survey A-859, legally described as all those certain called 0.331 acre tract (Tract 1) of land and that certain called 0.107 acre tract (Tract 2) of land conveyed to Vicki McClure by Velma L. Spangler as recorded in Volume 3465, Page 426 and all of that certain called 0.893 acre tract (Tract 3) conveyed to Vicki McClure by Michael L. Smith as recorded in Volume 3408, Page 64, Official Public Records, City of Overton, Rusk County, Texas and more commonly referred to as 108 East Crews Street, 502 North Rusk Street and 411 North Rusk Street, Overton, Texas. ***The Planning and Zoning Commission recommend approval 4 – 0, Chairman Raney, Commissioners Cox and Garcia absent.***

F. BUSINESS

1. Presentation of Emergency Management Services monthly reports.
 - a. Christus EMS report
 - b. Overton Volunteer Fire Department report
2. Council to hear and discuss presentation regarding enforcement of Building Permits and Inspection in regards to the adoption and enforcing the most current International Building



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Codes on the City's ISO Rating. *(Presenter: W. Dean Shattuck, CFPS, CHCM, ISO Community Mitigation (BCEGS) & Christopher Wells, Building Inspector)*

3. Council to hear, discuss and take action regarding the proposed FY 2020-21 Budget Planning & Meeting calendar.
4. Discuss and take action regarding closing of City Hall for Monday, July 6, 2020 and / or Tuesday, July 7, 2020 for staff holiday(s).
5. Discuss and take action regarding a Resolution to reschedule both the August and September Regular City Council meetings to August 13, 2020 and September 10, 2020.
6. Hear, discuss and act regarding a Resolution authorizing the purchase of two (2) used utility trucks for the Public Works department from Clary E & I Services LLC, dba: RSTO Services.
7. Rehear, discuss and act t regarding a Resolution authorizing a financing contract for the purchase of two (2) used utility trucks for the Public Works department and appointing the Interim City Manager as the authorized signer for the contract.
8. Discuss and consider action to direct staff for proposed revisions to the City's Code of Ordinances, Chapter 72 – Fire Prevention, specifically as it relates to fireworks inside the city limits.

G. FUTURE MEETINGS

1. Present revised upcoming meetings and events schedule.
2. Mayor to receive request, if any, for leave of absence from any Council Member for future meetings.

H. CONVENE TO EXECUTIVE SESSION

The Overton City Council will convene in an Executive Session to discuss the following matters as authorized by §551.074 of the Texas Government Code – regarding personnel matters including the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.

1. Pursuant to TEXAS GOVERNMENT CODE, Section 551.074 (Evaluation of Employee; Closed Meeting) to discuss and evaluate the performance of the Finance Director during the period March 1, 2020 through May 30, 2020, pursuant to Section 551.074(A) (1) of the "TEXAS GOVERNMENT CODE".
2. Pursuant to TEXAS GOVERNMENT CODE, Section 551.074 (Evaluation of Employee; Closed Meeting) to discuss and consider the reassignment of duties of the Financial Consultant position as full time with benefits through 12/31/2020 if needed to assist with the administrative duties related to application for COVID-19 Grant Administration and Reimbursements.

I. ACTION ON ITEM(S) DISCUSSED IN EXECUTIVE SESSION

1. Consider action regarding the evaluation of the Finance Director.



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2. Consider action to authorize the reassignment of duties of the Financial Consultant position as full time with benefits through 12/31/2020 if needed to assist with the administrative duties related to application for COVID-19 Grant Administration and Reimbursements.

J. CITY ADMINISTRATION'S MONTHLY REPORTS

City Council to hear and/or act if necessary, on the following items:

1. Administration Monthly Reports
 - a. City Manager's Report
 - b. Police Department Report
 - c. Code Compliance/Enforcement Report
 - d. Municipal Cemetery Report
 - e. Community Development Report
 - f. Public Works Department Report
2. Finance Monthly Reports
 - a. Finance Director's Report
 - b. Accounts Payable Check Register
 - ~~c. Statement of Revenue and Expenditures by Fund~~
 - d. Monthly Bank Statement
 - e. Overton Economic Development Corporation (OEDC) expenditures over \$50K

K. ADJOURNMENT

Prepared and posted this the 15th day of June, 2020, by 7:00 p.m. in accordance with Chapter 551, Texas Government Code.


Rachel Gafford, TRMC, CITY SECRETARY



Note: The City Council for the City of Overton reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberation About Security Devices), 551.074 (Personnel), and 551.087 (Deliberations regarding Economic Development negotiations).

Persons with disabilities who plan to attend this public meeting and who may need auxiliary aid or services are requested to contact the City of Overton forty-eight (48) hours in advance at 903-834-3171, and reasonable accommodation's will be made for assistance. This facility is wheelchair accessible and accessible parking spaces are available.



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CERTIFICATION

I, Rachél Gafford, TRMC, City Secretary of the City of Overton, Texas do hereby certify that notice of the above meeting with the agenda of items to be considered by the City Council was removed by me from the bulletin board outside of City Hall.

REMOVED FROM BULLETIN BOARD:

Date

Time

Rachél Gafford, TRMC, CITY SECRETARY