



CITY OF OVERTON

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

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**CITY COUNCIL AGENDA
AUGUST 13, 2020
REGULAR CALLED MEETING (7:00 p.m.)
OVERTON COMMUNITY BUILDING, 505 S. MEADOWBROOK DRIVE**

One or more elected officials or presenters may attend this workshop and meeting by video conference. The Overton Community Building will be open to the Public but limited to 50% Occupancy Capacity or 100 people (including Council Members, Staff and the public). Citizens are encouraged to view and participate in the meeting using Facebook Live via the City of Overton Facebook page at:

- <https://www.facebook.com/cityofoverton/?ref=bookmarks>.

For an electronic copy of the council meeting agenda packet follow the following link and scroll down to the listing of City Council Agendas & Minutes and scroll down to the date for the agenda to be reviewed: cityofoverton.com/city-council/

Citizens may address the Council regarding any posted agenda item by filling out a speaker's card prior to the item being called or by posting their question as a comment on the Facebook Live broadcast. These presentations shall be limited to three minutes unless the speaker requires the use of a translator, in which case the time is doubled. The Mayor may extend the time limit. Citizens may also submit comments or questions on a listed agenda item in advance of the meeting by emailing them to info@cityofoverton.com The Mayor will read these submitted comments during the Item C. Public Forum section of the Regular Called Meeting.

Staff requests comments be submitted in advance if possible, by 4 pm, Thursday, August 13, 2020. For assistance with submitting comments for this meeting you may call 903-834-3171 ext. 235, Monday through Friday between the hours of 8 am to 4 pm.

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. MAYORAL PROCLAMATION / RECOGNITION / APPOINTMENTS

C. 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.

D. REQUESTS OF COUNCIL

1. None



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E. 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. Approve minutes from a Special Called Meeting of the City Council on July 14, 2020.
2. Approve minutes from a Special Called Workshop of the City Council on July 16, 2020
3. Approve minutes from a Regular Called Meeting of the City Council on July 16, 2020.
4. Approve a Resolution authorizing the Mayor to sign an Interlocal Agreement with Rusk County Elections for the November 3, 2020 General Election.
5. Approve a Resolution authorizing the Mayor to sign an Interlocal Agreement with Smith County Elections for the November 3, 2020 General Election.
6. Approve an Ordinance ordering a General Election for the election to be held on November 3, 2020.

F. PUBLIC HEARING

- **OPEN PUBLIC HEARING**

1. City Council to hear public comments regarding the first reading of an Ordinance of the City Council of the City Of Overton, Texas, Reenacting and Amending Chapter 95 entitled “Curfew Hours For Minors” of the Code of Ordinances, defining terms, creating hours for curfew for minors, creating offenses for minors, parents of minors, and business establishments violating curfew regulations, providing for enforcement by the Police Department; providing a penalty clause; making various findings and provisions related to the subject; containing a severability clause; repealing all other ordinances in conflict herewith; providing for publication and providing for an effective date.
 - a. Staff Report
 - b. Citizen’s comments

G. BUSINESS

1. Council to hear staff update regarding request from Dale Grandstaff, to obtain a copy of his survey plat from Smith County for the purpose of reinstalling his missing corner property marker that he feels the City is responsible for.
2. Presentation of Emergency Management Services monthly reports.
 - a. Christus EMS report
 - b. Overton Volunteer Fire Department report
3. Discuss, consider and/or take action regarding Rusk-Panola Children’s Advocacy Center’s (RPCAC) request for a donation for Fiscal Year 2020 - 2021.
4. Discuss, consider and/or take action regarding the Smith County 9-1-1 Communication District budget approval for Fiscal Year 2020-2021.



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5. Discuss, consider and/or take action regarding recommendations for consideration of ETCOG Officers to the Nominating Committee.
6. Discuss, consider and/or take action regarding a waiver of the City's Overton Economic Development Corporation (OEDC) Administrative Services Fees for a period of time to cover (equating to) the cost of the installation of a fence along the North Lake Dam and Spillway area.
7. Discuss, consider and/or take action regarding an Ordinance allowing for the collection of a credit card processing fee for all credit cards transactions.
8. Hear and discuss the first reading of an Ordinance to amend the City of Overton - Schedule of Fee's for FY 2020 - 2021 specifically as it relates to the utility rates, the addition of credit card processing fees and other various fees.
9. Discuss, consider and/or take action regarding a Resolution authorizing the Interim City Manager to purchase two (2) replacement vehicles and a trailer for the Public Works Department up to \$75,000 for said equipment and to execute the paperwork for a small ticket application loan through Government Capital for the purchase thereof.
10. Presentation and discussion of PROPOSED No New Revenue Rate and Voter Approval Tax Rate for Fiscal Year 2020 – 2021.
11. Consider and/or take action of a PROPOSED No New Revenue Rate and Voter Approval Tax Rate for Fiscal Year 2020 – 2021. (If proposed rate exceeds NO New Revenue Rate, the date and time for the public hearing will be announced.)
12. Discuss, consider and/or take action take action on a Resolution documenting the Council's consideration of the maximum ad valorem cemetery tax rate for funding Cemetery Maintenance and Operations; recording the votes on said ad valorem tax rate; setting a date for a public hearing on the said ad valorem tax rates and a public hearing for the Annual Operating Budget for FY 2020-21.
13. Notice given for the "Drawing for a Place on the Ballot" for the November 3, 2020 General Election.
14. Continued discussion regarding the FY 2020-2021 Proposed Municipal Budget Plan, if needed.

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. City Council to hear and discuss the job performance, duties and pay scales of all permanent positions for the City of Overton.

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



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J. 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.

K. 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

L. ADJOURNMENT

Prepared and posted this the 10th day of August, 2020, by 7:00 p.m. in accordance with Chapter 551, Texas Government Code.

Rachél Gafford
Rachél 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-



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3171, and reasonable accommodation's will be made for assistance. This facility is wheelchair accessible and accessible parking spaces are available.

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