

## REGULAR CALLED CITY COUNCIL MEETING MAY 21, 2020

MINUTES OF THE REGULAR CALLED VIRTUAL MEETING OF THE CITY COUNCIL OF THE CITY OF OVERTON, TEXAS THAT WAS HELD **MAY 21, 2020 AT 7:00 PM** IN THE COUNCIL CHAMBERS, CITY HALL, 1200 SOUTH COMMERCE, OVERTON, TEXAS.

<u>PRESENT:</u>	<u>POSITION</u>	<u>ABSENT:</u>	<u>POSITION</u>
C. R. Evans Jr.	Mayor		
John Posey (Mayor Pro-Tem)	2		
	Virtual Attendance		
Trampas Freeman	1		
	Virtual Attendance		
Jerry Clark	3		
Reggie Thompson	4		
Michael Paul Williams	5		

Also, in attendance were Clyde Carter, Interim City Manager / Police Chief, Wendy Bates, City Controller, Sherry Roberts, Finance Director, Gabriel Wallace, Police Captain, and Rachél Gafford, City Secretary representing staff. Gene Kennon representing Republic Services.

**A. CALL TO ORDER - Mayor Evans called the meeting to order at 7:02 p.m.**

1. *Mayor Evans called roll call and all Councilmembers were present virtually or in person.*
2. *Invocation was given by Mayor Evans*
3. *Pledge of Allegiances were led by Councilmember Williams*

**B. PUBLIC FORUM – Mayor Evans acknowledged the Fireworks in the Park donation from Republic Services. Gene Kennon, Republic Services, said that they were always happy to help.**

**C. CONSENT AGENDA**

1. City Council to approve minutes from a ~~Regular~~ Special Called Meeting of the City Council on ~~May 21, 2020~~ May 14, 2020.

*Mayor Evans presented the minutes for approval stating that the agenda item had listed the item as a Regular Meeting on 5/21/2020 which was a typo on the agenda only and should have been a Special Meeting on 5/14/2020.*

*Councilmember Williams made a motion to approve Consent Agenda as submitted.*

*Councilmember Thompson seconded the motion.*

*Mayor Evans called for a roll call vote and the votes were recorded as follows:*

*Mayor Pro Tem Posey – Yeah, Councilmember Freeman – Yeah, Councilmember Clark – Yeah, Councilmember Thompson – Yeah, Councilmember Williams - Yeah*

*Motion carried 5 – 0.*

**D. BUSINESS**

1. Presentation of Emergency Management Services monthly reports.

- a. Christus EMS report
- b. Overton Volunteer Fire Department report

*Interim City Manager Carter presented the monthly reports for both EMS and the Volunteer Fire Department.*

*No action required.*

- 2. Discuss and consider action regarding an Ordinance to amend Chapter 60 Traffic Regulations of the City of Overton Code of Ordinances as it relates to the allowable weight limits allowed on city streets.

*Interim City Manager Carter and City Secretary Gafford presented a staff report and the Ordinance. Gafford stated that per the direction from Council at the April 16, 2020 meeting, the Gross Vehicle Weight limit on city streets had been amended from 10,000 to 20,000 pounds and the City Attorney had added an exception for Recreational Vehicles to be exempt.*

***Councilmember Williams made a motion to approve Ordinance No. 2020.05.14A as presented.***

***Councilmember Clark seconded the motion.***

***Mayor Evans called for discussion.***

***Councilmember Williams asked how this would apply to cement trucks that are going into residential areas to pour new home foundations.***

***Councilmember Thompson stated that concrete trucks and other trucks delivering materials for new home construction and development would far exceed that weight limit. Thompson made a recommendation that more research needs to be done prior to adopting this ordinance so that it is not too restrictive.***

***Councilmember Freeman (attending virtually) requested clarification on the discussion as he had temporarily lost connection.***

***City Secretary Gafford responded by repeating the staff report in regards to the exemption added for Recreational Vehicles and reading back the discussion above as recorded for the minutes.***

***With no further discussion Mayor Evans called for the vote, and the vote was as follows:***

***Councilmember Williams – Yeah, Councilmember Clark – Yeah,  
Councilmember Thompson – No, Mayor Pro Tem Posey – Yeah,  
Councilmember Freeman – No.***

***Motion carried 3 – 2, Councilmembers Thompson and Freeman opposed.***

#### **ORDINANCE NO. 2020.05.21A**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OVERTON, TEXAS, WHICH SHALL AMEND CHAPTER 60: TRAFFIC REGULATIONS OF THE CITY OF OVERTON CODE OF ORDINANCES SPECIFICALLY AMENDING SECTION 60.23.010 RELATED TO REGULATED TRUCK BAN; ADDING SECTION 60.23.030 PROVIDING FOR A PENALTY FOR VIOLATIONS; CONTAINING SEVERABILITY AND CONFLICT CLAUSES HEREWITH; AND PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE**

- 3. Announcement of Notice of Open Spaces for the November 3, 2020 General Election.

*Interim City Manager Carter and City Secretary Gafford presented the important dates for filing for candidate applications for the upcoming General Election as the Notice of the Opens Spaces for the General Election would be posted in June.*

*No action required.*

4. Hear, discuss and act to regarding a Resolution regarding financing Public Works Equipment and Incode Financial Software subscription.

*Interim City Manger Carter and Finance Director Roberts presented staff report regarding the proposed resolution.*

***Mayor Pro Tem Posey made a motion to approve the Resolution as presented authorizing the loan from Texas Bank & Trust and appointing the Interim City Manager as the authorized signer on behalf of the City of Overton.***

***Councilmember Williams seconded the motion.***

*No discussion.*

*Mayor Evans called for a roll call vote and the votes were recorded as follows:*

***Mayor Pro Tem Posey – Yeah, Councilmember Freeman – Yeah, Councilmember Clark – Yeah, Councilmember Thompson – Yeah, Councilmember Williams - Yeah***

***Motion carried 5 – 0.***

#### **RESOLUTION NO. 2020.05.21A**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OVERTON, TEXAS AUTHORIZING A FINANCE CONTRACT FOR THE PURPOSE OF PROCURING A “UTILITY TRUCK, MINI EXCAVATOR, SEWER JETTER AND FINANCIAL SOFTWARE SUBSCRIPTION SERVICE”**

#### **E. FUTURE MEETINGS**

1. Present revised upcoming meetings and events schedule.

***Mayor Evans went over the upcoming meetings calendar and called a Special Called Meeting for June 4, 2020 at 7 p.m. after verifying a quorum could be obtained.***

2. Mayor to receive request, if any, for leave of absence from any Council Member for future meetings.

***Councilmember Thompson stated that he may not be able to attend the June 4, 2020 or the June 18, 2020 meeting but was not for sure at that time.***

***No one requested an excused absence in advance.***

#### **F. 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

*Interim City Manager Carter presented the monthly report and acknowledged the sponsors who have committed to sponsoring the Fireworks in the Park 2020.*

2. Finance Monthly Reports
  - a. ~~City Controller's~~ 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

*Finance Director Roberts covered the financial reports, handing out the October 2019 Revenue and Expenditure report and gave a brief update on the audits.*

#### **G. ADJOURNMENT**

*Councilman Clark made a motion to adjourn.*

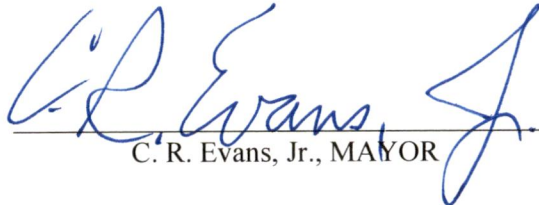
*Councilman Thompson seconded the motion.*

*Motion carried 5 – 0.*

With no further business, the meeting was adjourned at **7:41 p.m.**

Minutes submitted, approved and/or corrected this **28<sup>TH</sup>** day of **May 2020.**

CITY OF OVERTON

  
C. R. Evans, Jr., MAYOR

ATTEST:

  
Rachel Gafford, TRMC, CITY SECRETARY



#### **ORDINANCES:**

1. Ord. No. 2020.05.21A – Amending Chapter 60 Traffic Regulations of the City of Overton Code of Ordinances

#### **RESOLUTIONS:**

1. Res. No. 2020.05.21A – Authorizing a loan from Texas Bank & Trust for the financing of the Public Works Equipment and the Incode Financial Software.