



CITY OF OVERTON

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

CITY COUNCIL *SPECIAL* MEETING MINUTES MARCH 11, 2021 7:00 p.m.

MINUTES OF THE REGULAR CALLED MEETING OF THE CITY COUNCIL OF THE CITY OF OVERTON, TEXAS THAT WAS HELD MARCH 11, 2021 AT 7:00 PM IN THE COUNCIL CHAMBERS, CITY HALL, 1200 SOUTH COMMERCE, OVERTON, TEXAS.

<u>NAME</u>	<u>POSITION</u>	<u>ATTENDED</u>
C. R. Evans Jr.	Mayor	Y
Josh Hill	1	Y
John Posey (Mayor Pro-Tem)	2	Y
Lane Schurbon	3	Y
Reggie Thompson	4	Y
Michael Paul Williams	5	Y

Staff in attendance were City Manager/Police Chief Clyde Carter, Officers Bob Overman and Jim Hollister, and Finance Director/Interim City Secretary Sherry Roberts.

A. CALL TO ORDER – Mayor Evans called the meeting to order at 7:00 p.m.

1. Invocation was led by Mayor Pro-Tem Posey
2. Pledges of Allegiance were led by Councilmember Posey.

B. PUBLIC FORUM

Jean Hamblen, 702 E. Henderson Street; addressed a cemetery issue. She also informed the Council that the nursing home was in need of help during the cold spell. They had no heat, no water, and nearly ran out of food. She stated that we, as a city, need to extend a hand to them even though they are a private entity. Her final subject was regarding a lady in the community who asked for help for a family member. She stated she tried to place herself in her shoes. The young girl is needing to go into a state facility. Thinking of some of the requests, one was to eliminate drugs close to her residence and to remove unsafe buildings. She stated she wanted the Council to think about if this was your family and reaching out for help.

C. BUSINESS

1. Consider and/or act on Resolution 2021-03-11A regarding an Amendment to the City of Overton Sanitation Contract.

Gene Kennon from Republic Services addressed the Council regarding the amendment to the contract. It includes an addition of a landfill pass for citizens and a \$1,000 for the Fireworks Show every year. This is all without an increase to the current rate.

Councilmember Schurbon asked when the landfill pass begins. Mr. Keenon stated April 1. Councilmember Williams asked about refrigerators. Mr. Keenon explained that along with refrigerators, tires, and batteries are not accepted.

Motion to approve the agreement made by Councilmember Williams, seconded by Councilmember Thompson. Carried 5-0.

2. Consider and/or act on Resolution 2021-03-11B regarding the Police Chief job description.

Councilmember Hill made the motion to approve the job description with recommended changes, seconded by Councilmember Williams. Carried 5-0.



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3. Consider and/or act on Ordinance 2021-03-11A regarding Chapter 35: City Officials; City Employees, §35.40 Chief of Police.

Motion to approve made by Councilmember Williams, seconded by Councilmember Schurbon. Carried 5-0.

4. Consider and/or approve an interview and selection process for the Police Chief position.

Motion to approve an interview process by Mayor Pro-Tem Posey, seconded by Councilmember Schurbon.

Councilmember Hill suggested that our staff check with local cities' administrative staff to do the interview process or create a committee. Then let Council interview the final candidates. Mayor Pro-tem Posey suggested the process stay strictly within the City and staff should look to the community for help and get the community involved.

It was decided to get the community involved in the final selection of the top two or three candidates. Mayor Pro-Tem Posey made a motion to table, seconded by Councilmember Schurbon. Carried 5-0. Mayor Evans is to create an ad hoc committee to interview candidates.

5. Consider and/or appoint an Interim Police Chief, including a stipend rate.

Motion to approve the amount of stipend of the same amount by Councilmember Williams until a police chief is hired, seconded by Councilmember Schurbon. Carried 5-0.

6. Consider and/or approve a monthly vehicle allowance for the City Manager position.

Motion to approve a vehicle allowance of \$152.31 per pay period made by Councilmember Schurbon, seconded by Williams.

Councilmember Hill asked if this would be in addition to his annual salary.

Councilmember Schurbon asked what all it includes. Councilmember Hill asked if this was for his personal vehicle. City Manager Carter answered yes.

Councilmember Thompson asked about using the Dodge Charger. City Manager Carter stated a city manager cannot use it because it was a seized vehicle. It is only allowed to be used by the police department.

Mayor Pro-Tem Posey stated that he does not believe it would be a justifiable expense for the City. Motion fails 2 – 3. Councilmembers Hill, Thompson, and Mayor Pro-Tem Posey opposed.

7. Consider and/or approve Ordinance 2021-03-11B regarding Title V: Water & Sewer Regulations, Chapter 50, adding a credit adjustment policy for water leaks.

City Manager Carter explained that this would allow staff to do an adjustment without bringing it to City Council for approval each time.

Motion to approve made by Councilmember Thompson, seconded Councilmember Hill. Carried 5-0.

8. Consider and/or act on the approval of a third-party attorney to hear personnel appeal.

City Manager Carter explained that the employee who was disciplined has filed an appeal. A Tyler attorney will hear the appeal and will cost from \$1,000-\$1,500. Mayor Evans asked who should have heard the appeal otherwise. City Manager Carter stated the City Manager would first, then the Mayor Pro-tem, HR Director, and Mayor would hear the appeal. However, due to the Mayor Pro-tem, Mayor, and myself being present during the incident,



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plus the HR Director's name was brought up, the appeal should be heard by a non-biased third party.

Motion to approve made by Councilmember Schurbon, seconded by Williams.

Mayor Pro-Tem Posey stated the City is in a financial crunch and the City Council should do what they were elected to do and hear the appeal to avoid the cost.

Councilmember Schurbon feels like it would not be healthy for the Council to be involved. Mayor Pro-tem Posey stated that healthy is doing what you were elected to do.

Councilmember Hill agrees with Mayor Pro-Tem Posey; however, over one-half of the governing body was involved and he believes it should be held by an outside party. Councilmember Williams agrees. He suggested that the City Attorney hear the appeal.

After further discussion, the motion was amended to have the third-party be City Attorney Blake Armstrong, seconded by Councilmember Williams. Carried 4-1 with Mayor Pro-Tem Posey opposing.

Mayor Pro-tem Posey stated you still have to spend money by paying the city attorney.

9. Consider and/or approve Resolution 2021.03.11C regarding an extension of the Disaster Declaration issued by Mayor Evans on February 19, 2021.

Motion to approve made by Mayor Pro-Tem Posey, carried Councilmember Thompson. Carried 5-0.

D. FUTURE MEETINGS

1. Present revised upcoming meetings and events schedule.

- a. Reschedule the regular March 18, 2021 Council meeting due to Spring Break.

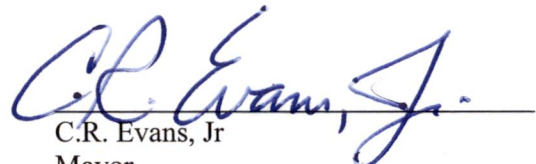
Motion to cancel the meeting made by Mayor Pro-tem Posey, seconded by Councilmember Hill. Carried 5-0.

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

None.

E. ADJOURNMENT

Motion to adjourn at 8:12 p.m. made by Councilmember Thompson, seconded by Council-member Hill. Carried unanimously.


C.R. Evans, Jr.
Mayor

ATTEST:


Sherry Roberts, TRMC
Interim City Secretary

