



## CITY OF OVERTON

1200 South Commerce Street ★ Overton, TX 75684 ★ 903.834.3171 ★  
[www.cityofoverton.com](http://www.cityofoverton.com)

### CITY COUNCIL MEETING MINUTES NOVEMBER 18, 2021

MINUTES OF THE REGULAR CALLED MEETING OF THE CITY COUNCIL OF THE CITY OF OVERTON, TEXAS THAT WAS HELD NOVEMBER 18, 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>
Curtis Gilbert	Mayor	Y
Josh Hill	1	Excused
Chris Hall	2	Y
Reggie Thompson	3	(by phone)
Monty Ward, Jr.	4	Y
Michael Paul Williams	5	Y

The meeting was called to order at 7:13 p.m.

Invocation and Pledge of Allegiance were given by Mayor Gilbert

**\*\*Councilmember Thompson was not sworn in prior to this meeting but was on the phone participating. Any motions, seconds or votes made by Councilmember Thompson will not be recorded.**

#### **Election Items**

Mayor Curtis Gilbert was sworn in by Laurie Kaczmarek, City Secretary prior to the Council Meeting.

Presentation of Oath of Office and Certificates of Election to Council Member Elect of Place 2 and Council Member Elect Place 4 were given by Mayor Gilbert.

Presentation of a plaque to former Mayor C.R. Evans was given by Mayor Gilbert.

#### **Citizen/Customer Requests**

Debbie Rhodes, Overton, Texas did not show.

## Public Forum

Robbi Carnes of 512 Kingsway, Overton, Texas 75684 spoke about Council/Packets/Resignation information

Beverly Russell of Overton, Texas spoke about the microphones.

## Community Development Case

Council was seated as the Zoning Board of Adjustment at 7:23 pm

Public Hearing items were opened at 7:24 pm

Information was presented for Lester and Russian Dewberry's request for a Special Exception (ZBA2021-11-18) to the City of Overton Zoning Ordinance Regulations, Section 8 – Mobile Home District (MH) and Section 29 Allowable Land Use Table. Specifically, the applicant is seeking a Special Exception from the Zoning Ordinance Regulations which does not allow for a Manufactured Home to be located in the City Limits unless in a Manufactured Home Park or subdivision.

The Dewberry's were available for questions.

Motion to approve was made by Councilmember Hall, seconded by Councilmember Williams. Motion carried 4-0 (Mayor's vote does count here)

**\*\*Councilmember Thompson voted but vote will not be counted.**

Public Hearing was closed at 7:41 pm.

Council was reseated as the City Council at 7:42 pm.

## Consent Agenda

- A. Consider approval of the following minutes: October 21, 2021 and November 11, 2021
- B. Consider and/or act on Resolution updating signers on the City of Overton's bank and investment accounts with Texas Bank & Trust.

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OVERTON, TEXAS AMENDING AUTHORIZED SIGNATURES AND AN EFFECTIVE DATE ON THE CITY OF OVERTON BANK AND INVESTMENT ACCOUNTS WITH TEXAS BANK & TRUST; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE**

**TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.**

Motion to approve was made by Councilmember Williams, seconded by Councilmember Ward. Motion carried 3-0.

**\*\*Councilmember Thompson voted but vote will not be counted.**

**Business**

- A. Discuss and take action to accept nominations and appoint 2 new members to fill Overton Municipal Development District Board vacancies.

Motion was made to appoint James Alexander and Robbi J. Carnes to the Overton Municipal Development District Board by Councilmember Williams, seconded by Councilmember Hall. Motion carried 3-0.

Both Mr. Alexander and Mrs. Carnes were present and accepted.

**\*\*Councilmember Thompson voted but vote will not be counted.**

- B. Discuss and take action to accept nominations and appoint 1 new member to fill Overton Economic Development Corporation Board vacancy.

Motion was made to appoint Faith Jackson to the Overton Economic Development Corporation Board by Councilmember Williams, seconded by Councilmember Hall. Motion carried 3-0.

Ms. Jackson was present and accepted.

**\*\*Councilmember Thompson voted but vote will not be counted.**

- C. Consider and/or act on a Resolution to nominate an appointee to the Board of Directors of the Rusk County Appraisal District.

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OVERTON, TEXAS NOMINATING PAT MCCRORY FOR ELECTION TO A SEAT ON THE RUSK COUNTY APPRAISAL DISTRICT BOARD OF DIRECTORS; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.**

Motion was made to nominate Pat McCrory by Councilmember Williams, seconded by Councilmember Ward. Motion carried 3-0.

**\*\*Councilmember Thompson voted but vote will not be counted.**

- D. Consider and/or act on a Resolution appointing a Mayor Pro Tem for a one year term beginning November 2021 and ending November 2022.

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OVERTON, TEXAS, ELECTING AND APPOINTING COUNCIL MEMBER REGGIE THOMPSON AS MAYOR PRO TEM; DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.**

Motion was made to appoint Reggie Thompson as Mayor Pro Tem by Councilmember Williams, seconded by Councilmember Hall. Motion carried 3-0.

**\*\*Councilmember Thompson voted but vote will not be counted.**

- E. Consider and/or act on a Resolution terminating the Overton City Cemetery Maintenance Contract with K. Darden Lawn Care.

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OVERTON, TEXAS, TERMINATING THE K. DARDEN LAWN CARE CONTRACT; CONDITIONING TERMINATION UPON RECEIPT OF ALL NECESSARY DOCUMENTATION IN A FORM ACCEPTABLE TO THE CITY ATTORNEY; DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.**

**\*\*This Resolution was voted on and passed but Councilmember Thompson's Second to the Motion and vote did not count making this Resolution null and void. It will be placed on an Agenda at a later date.**

### **Future Meetings**

- A. Present upcoming meeting and events schedule
1. City Council Regular Meeting – December 16, 2021 at 7:00 p.m.

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

No requests were made at this time.

### **City Administration's Monthly Reports**

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

#### **Administration Monthly Reports**

Shane West, City Manager reported

#### **Police Department Report**

Bryan Pool, Police Chief reported

Christus EMS report

Overton Volunteer Fire Department report

#### **Finance Monthly Reports**

Income Statement

A/P Payment Report

Monthly Bank Statement

Sales Tax Report

### **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.*

- A. City Council to deliberate regarding the employment, evaluation, reassignment, duties, discipline or dismissal of the

City Manager

Council entered into Executive Session at 8:29 pm.

### **Action On Item(s) Discussed in Executive Session**

Council reconvened into open session at 9:15 pm.

- A. City Council to take action deemed appropriate.

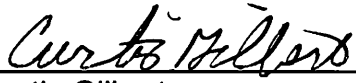
No action was taken at this time.

### **Adjournment**

Motion to adjourn was made by Councilmember Williams, seconded by Councilmember Hall. Motion carried 3-0.

**\*\*Councilmember Thompson voted but vote will not be counted.**

Adjourned at 9:20 pm.

  
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Curtis Gilbert  
Mayor

ATTEST:

  
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Laurie Kaczmarek  
City Secretary

