



## City Council Meeting Agenda

Council Meeting at 7:00 p.m.

Mar 16, 2023

1200 South Commerce Street, Overton, Texas 75684

City Hall Council Chamber

I. **Call to Order**

II. **Invocation**

III. **Pledge of Allegiance**

*U.S. flag*

*Texas flag ("Honor the Texas flag. I pledge allegiance to thee, Texas, one state under God, one and indivisible")*

IV. **Public Forum - Each individual will be allowed three (3) minutes.**

*Anyone wishing to speak on a posted agenda item must complete a speaker card with his/her name and address and must identify the agenda item number for which he/she would like to speak. A speaker card must be presented to Lisa Hemus, Interim City Secretary, prior to the meeting so that the speaker may be recognized by the Chair at the appropriate time. Speakers will each be allowed a three (3) minute time period to provide comments regarding the posted agenda items for which the request to speak was submitted and may speak before or during the Council's consideration of the agenda item. **Please be advised that by law, City Council may not respond to any comments or questions asked of them by a speaker for items not listed on the Agenda.** Any response by a member of City Council or staff is limited by Texas law to a statement of specific factual information, a recitation of existing policy, or a proposal to place the subject on the agenda for a future City Council Meeting.*

V **Presentations:**

VI **Consent Agenda**

**(NOTE: The Consent Agenda includes non-controversial and routine items that the Council may act on with one single vote. If the Council wishes, they may pull any item from the Consent Agenda to discuss and act upon individually.)**

A Consider approval of the following minutes: Feb 16, 2023.

## **VII Business**

- A. Discuss and take action on Police Department donating the Chamber of Commerce building located at 121 E. Henderson Street to a 501(C)(3).
- B. Discuss and take action on Overton Municipal Development District's recommendation for \$20,000.00 for replacing two 10-inch valves in the main line.
- C. Discuss and take action on Resolution No. 2023-03-16, a resolution of the City Council of the City of Overton, Texas, to delay imposition of the 2023 Annual "Grip" adjustment by Centerpoint Energy.
- D. Discuss and take action on Overton Municipal Development District's recommendation of Overton Youth Sports Association's request for financial assistance in the amount of \$9,000.00 allocation in getting fields and facility ready for the baseball season. Requesting party is the Treasurer of OYSA, Jennifer Chapman.
- E. Discuss and take action on Planning & Zoning's recommendations from 3/9/2023 meeting.
  - 1. Variance application for a Special Exception (ZBA 2021-11-18) to the City of Overton Zoning Ordinance Regulations for a manufactured home to be allowed on a tract of land legally described as 0.39 acre, more or less, situated in the Mary Hughes Survey, Abstract 471, Smith and Rusk Counties, Texas, as described in deed dated April 6, 2001, from Louis Cary et ux to Edgar A. Curry et ux, in Volume 5793, Page 231, Official Records of Smith County, Texas. Requesting party is Easi Real Estate, LLC.
  - 2. Variance application for a Special Exception (ZBA 2021-11-18) to the City of Overton Zoning Ordinance Regulations for a manufactured home to be allowed on a tract of land legally described as 5.570 acres, more or less, situated in the J T McDaniel Survey, Abstract 557, Lot 2, Block 18, Rusk County, Texas, as described in deed dated October 2, 1998, from A C Norris to First United Pentecostal Church, in Volume 2096, Page 839, File Number 34168, Official Records of Rusk County, Texas. Requesting party is Eric Stephen Hicks of Truth Tabernacle Church at this location.
- F. Discuss and take action on getting a real estate value for the current City Hall located at 1200 South Commerce Street and listing with realtor.
- G. Discuss and take action on having a Trades Day on the 3<sup>rd</sup> weekend of the month on Commerce Street with vendors paying \$20 per booth.

## **VIII Convene To Executive Session**

*The Overton City Council will convene in an Executive Session to discuss the following matters as authorized by §551.072 of the Texas Government Code – regarding the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.*

**XI Reconvene**

- 1 Discuss and take action on the Lease Agreement between the City of Overton and Overton Pool LLC located at 402 Pearl Street.

**X. City Administration's Monthly Reports**

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

A. Administration Monthly Reports

1. City Manager's Report
  - a Upcoming Projects/Update on future administration building.
2. Police Department Report
  - a Racial Profiling Yearly Reporting.
3. Public Works Department Report
4. Christus EMS report
5. Overton Volunteer Fire Department Report
6. Municipal Court Report

A. Finance Monthly Reports

1. Income Statement
2. Expense Approval Report
3. Monthly Bank Statement
4. Sales Tax Report

**IX. Future Meetings**

- A. Mayor to receive request, if any, for leave of absence from any Council Member for future meetings.
- B. The next scheduled Regular Meeting is April 20, 2023

**X Adjournment**

I, Lisa Hemus, Interim City Secretary of the City of Overton, Texas do hereby certify that notice of the above-named meeting was posted on the City Hall bulletin board of the City of Overton, Texas, a place readily accessible to the public at all times, on March 13, 2023 by 6:00 p.m. and remained continuously posted for at least 72 hours immediately preceding the said meeting and that said notice was posted in accordance with Chapter 551, Texas Government Code.

*Lisa Hemus*

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Lisa Hemus  
Interim 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 accommodations will be made for assistance. This facility is wheelchair accessible and accessible parking spaces are available.