



City Council Agenda

JUNE 15, 2023 (6:30 p.m.)

BUDGET WORKSHOP

Overton City Council Chambers, 1200 S. Commerce Street, Overton, TX 75684

A. CALL TO ORDER

B. WORKSHOP

1. Discussion regarding the FY 2022-2023/2024 Municipal Budget
-

June 15, 2023 (7:00 p.m.)

REGULAR COUNCIL MEETING

Overton City Council Chambers, 1200 S. Commerce Street, Overton, Texas 75684

I. Call to Order

A. Invocation

B. 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")

II. Presentations and Proclamations:

1. Presentation of a check to the City of Overton from Gene Kennon with Republic Services

III. 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.

IV. 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: May 30, 2023.

V. Public Hearings:

COMMUNITY DEVELOPMENT CASES

Council will now be seated as the Zoning Board of Adjustment

PUBLIC HEARING ITEM(S):

• **OPEN PUBLIC HEARING**

The City of Overton City Council seated as the Zoning Board of Adjustment will hold a public hearing on June 15, 2023, at 7:00 pm at the City Hall Council Chambers located at 1200 South Commerce Street, Overton, Texas, for the consideration of Juan Gonzalez's request for a Replat of Parcel ID 75193 to the City of Overton Zoning Ordinance Regulation. Specifically, the applicant is seeking a Replat in a Single-Family Residential Zoning District (SF) within the boundaries of North Commerce Street, Elm Street, North Rusk Street, and Crews Street. The replat proposal is to take one (1) lot and split it in to sixteen (16) lots. The subject property is a 3.56 acre tract of land legally described as PT LT 3 BLK 22 ORIGINAL AB 557 J T MCDANIEL SUR AB 859 O WATERS SUR FROM GEO 3600-1170, in Rusk County Appraisal District, Rusk County, Texas.

- a. Applicant presentation
- b. Public comments
- c. Council Action

• **CLOSE PUBLIC HEARING**

Council will now be reseated as the City Council

VI. Statutory Agenda Items:

A. Business

1. Discuss and/or act on the Planning and Zoning Board's recommendation for a replat of the 3.56 acre tract of land legally described as PT LT 3 BLK 22 ORIGINAL AB 557 J T MCDANIEL SUR

AB 859 O WATERS SUR FROM GEO 3600-1170, in Rusk County, Texas.

2. Consider And Act On The Recommendation by Engineering Design Solutions LLC to award the American Rescue Plan (ARP) Water Well No.5-Ground Storage Tank Rehabilitation Project contract East Texas Industrial in the amount of \$66,700.
3. Consider and Act For the City's ARPA management, Grantworks is currently contracted (Contract No.ARP-TX-21-177) for the first half of the funds. If the City is agreeable, we could offer a change order for \$10,000 to manage the entire grant. New Total \$29,900.
4. Consider and Act to approve the emergency purchase of 1 Kubota KX057-5R1A mini excavator for approximately \$75,000 to be purchased with ARPA funds.
5. Consideration and action to approve the Elevated Storage Tank Rehab Project Proposal for Professional Services with Engineering Design Solutions LLC in the amount not to exceed \$18,710.
6. Discuss and take action on OMDD's recommendation for Trash Compactor on Billy Moore sewer lift station in the amount of \$16,363.00.
7. Discuss and take action on OMDD's recommendation to replace 2 inch water line and repair road (patch) on Mercer Street. Local Government Code 12 Section 505.154(2) projects related to water supply facilities and water conservation programs.
8. Approve an Ordinance 2023.06.15A ordering a General and Special Election for the election to be held on November 7, 2023.
9. Consider and approve a Resolution 2023.06.15B authorizing the Mayor to sign a Contract with Rusk County Elections for the November 7, 2023, General and Special Election.
10. Consider and approve a Resolution 2023.06.15C authorizing the Mayor to sign a Contract with Smith County Elections for the November 7, 2023, General and Special Election.
11. Consider and/or approve action regarding a single Notice of Election posting in the newspapers (Tyler & Henderson) that would split the costs.
12. Discuss and take action Council approval to add Montz Cary to the Overton Municipal Development District (OMDD) Board.

13. Discuss and take action on Utility Billing Proposal concerning water bills that would reduce expenses associated with postage, printing, and other administrative costs, maintain a balanced budget, cover operational costs, invest in ongoing improvements of our water infrastructure, save customers time, and provide less human error and paperwork.

- a. Have customers absorb 3.5% surcharges on credit card and debit card processing transactions. Customers would still be able to pay their bills via check or cash without paying this surcharge.
- b. Have customers pay 10% rate on late fees instead of \$10 flat fee.
- c. Eliminate mailing of late water bills.
- d. Transition from paper-based billing to email billing and auto-draft in order to help preserve natural resources and reduce the environmental impact associated with paper production and disposal, and leading to a more efficient billing system.
- e. Increase the water cut-off fee from \$25.00 to \$30.00.
- f. Place a QR code on the back of water bill.

B. Request for Excused Absence:

1. Mayor to receive request, if any, for leave of absence from any Council Member for future meetings.
2. The next scheduled Regular Meeting is July 20, 2023

VII. 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
3. Public Works Department Report
4. Christus EMS report
5. Overton Volunteer Fire Department Report
6. Municipal Court Report

B. Finance Monthly Reports

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

VIII. 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. Interim City Secretary/Finance – Connie Chasteen

IX. Reconvene to Regular Session

1. Discuss and take action on Connie Chasteen.

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, by June 12, 2023, at 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

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