



CITY OF OVERTON

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

CITY COUNCIL AGENDA FEBRUARY 23, 2021 (7:00 p.m.)

SPECIAL MEETING

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

A. CALL TO ORDER

1. Invocation
2. Pledge of Allegiance – *U.S. Flag & Texas Flag*

B. 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 Sherry Roberts, 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.*

C. CONSENT AGENDA

1. Act on the approval of the minutes from the January 21, 2021 Regular Called Council Meeting.
2. Act on the approval of the minutes from the February 4, 2021 Special Called Council Meeting.
3. Act on the approval of the minutes from the February 5, 2021 Special Called Council Meeting.
4. Act on the approval of the minutes from the February 6, 2021 Special Called Council Meeting.

D. REQUESTS OF COUNCIL

1. Approval request from the Overton-New London Area Chamber of Commerce to hold their annual Easter Egg hunt on March 28, 2021 at a City facility to be determined, requesting that the City purchase and provide 1,000 candy filled eggs and 1,000 trinket filled eggs and requesting the aid of the Overton Police Department to provide traffic and crowd control from the beginning of the event until the event completely concludes.

E. BUSINESS

1. Presentation of Emergency Management Services monthly reports.
 - a. Christus EMS report
 - b. Overton Volunteer Fire Department report
2. Discussion regarding the City's Annual Firework Show.



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F. COMMUNITY DEVELOPMENT CASES

PUBLIC HEARING

Regarding a request from WRP Development, LLC for a variance to the City of Overton Design Standards Regulations, Section 106.1 – Sidewalk Requirements. Specifically, applicant is requesting a variance from the requirement to install sidewalks along 887 linear feet on Sunnyside Drive, 596 linear feet along Wood Drive, and 385 linear feet along W. Kingsway Drive where adjacent to the subject properties. The 17 subject properties are approximately a 2.332-acre tract of land out of the Obadiah Waters Survey A-1070, legally described as all those being all of Lots 1-7, Block 2 and Lot 25, Block 3 as shown in the final plat of Briarwood Unit No. 2, as recorded in Cabinet D, Slide 363-C of the plat records of Smith County, Texas and being a part of that certain called 18.21 acre tract of land described in a Warranty Deed from Cecil Bannister to WRP Development, LLC., as recorded in instrument No. 2017010004628 of the official public records of Smith County, Texas.

CONSIDER AND TAKE ANY ACTION NECESSARY regarding a request from WRP Development, LLC for a variance to the City of Overton Design Standards Regulations, Section 106.1 – Sidewalk Requirements. Specifically, applicant is requesting a variance from the requirement to install sidewalks along 887 linear feet on Sunnyside Drive, 596 linear feet along Wood Drive, and 385 linear feet along W. Kingsway Drive where adjacent to the subject properties. The 17 subject properties are approximately a 2.332-acre tract of land out of the Obadiah Waters Survey A-1070, legally described as all those being all of Lots 1-7, Block 2 and Lot 25, Block 3 as shown in the final plat of Briarwood Unit No. 2, as recorded in Cabinet D, Slide 363-C of the plat records of Smith County, Texas and being a part of that certain called 18.21 acre tract of land described in a Warranty Deed from Cecil Bannister to WRP Development, LLC., as recorded in instrument No. 2017010004628 of the official public records of Smith County, Texas.

G. FUTURE MEETINGS

1. Present revised upcoming meetings and events schedule.
2. Mayor to receive request, if any, for leave of absence from any Council Member for future meetings.

H. 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.

1. City Council to deliberate regarding a) the employment, evaluation, reassignment, duties, discipline, or dismissal of a patrol officer.
2. City Council to deliberate regarding a) the employment, evaluation, reassignment, duties, discipline, or dismissal of a reserve patrol officer.
3. City Council to deliberate regarding a) the employment, evaluation, reassignment, duties, discipline, or dismissal of a police chief.
4. City Council to deliberate regarding a) the employment, evaluation, reassignment, duties, discipline, or dismissal of the City Manager.



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5. City Council to deliberate regarding a) the employment, evaluation, reassignment, duties, discipline, or dismissal of the Interim City Secretary.

I. ACTION ON ITEM(S) DISCUSSED IN EXECUTIVE SESSION

1. City Council to take action deemed appropriate in the City Council's discretion as a result of the executive session regarding a) the employment, evaluation, reassignment, duties, discipline, or dismissal of a patrol officer.
2. City Council to take action deemed appropriate in the City Council's discretion as a result of the executive session regarding a) the employment, evaluation, reassignment, duties, discipline, or dismissal of a reserve patrol officer.
3. City Council to take action deemed appropriate in the City Council's discretion as a result of the executive session regarding a) the employment, evaluation, reassignment, duties, discipline, or dismissal of a police chief.
4. City Council to take action deemed appropriate in the City Council's discretion as a result of the executive session regarding a) the employment, evaluation, reassignment, duties, discipline, or dismissal of the City Manager.
5. City Council to take action deemed appropriate in the City Council's discretion as a result of the executive session regarding a) the employment, evaluation, reassignment, duties, discipline, or dismissal of the Interim City Secretary.

J. 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
 - i. 2020 Racial Profiling Report
 - c. Code Compliance/Enforcement Report
 - d. Municipal Cemetery Report
 - ~~e. Community Development Report~~
 - f. Public Works Department Report
2. Finance Monthly Reports
 - a. Finance Director's Report
 - b. Income Statement for January 2021
 - c. Expense Approval Report
 - d. Monthly Bank Statement
 - e. Sales Tax History

K. ADJOURNMENT

I, Sherry Roberts, TRMC, 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 **19th day of February, 2021** by **7:00 p.m.** and remained continuously posted for at least 72 hours immediately preceding the



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said meeting and that said notice was posted in accordance with Chapter 551, Texas Government Code.

Sherry Roberts, TRMC
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.