



**NOTICE OF MEETING
OF THE GOVERNING BODY
OF THE
CITY OF OVERTON, TEXAS**

Notice is hereby given that the Regular Called Meeting of the above-named City Council will be held on the 19th day of October, 2017 at 7:00 PM at City Hall Council Chambers, 1200 South Commerce Street, Overton, Texas.

AGENDA

I. CALL TO ORDER

1. Invocation
2. Pledge of Allegiance

II. PROCLAMATION / RECOGNITION

1. 167th Church Anniversary of El Bethel Missionary Baptist Church

III. OATH OF OFFICE FOR P & Z COMMISSION APPOINTEES

1. Administration of the "Statement of Officer" & swearing in of duly appointed Planning & Zoning Commission members.

IV. CITIZEN FORUM- *Each citizen will be allowed three (3) minutes.*

This particular listing has been included on the agenda to allow public comments and presentations. Citizens may issue comments for topics that do not appear on this agenda. Any citizen who wishes to speak before the City Council must submit to the City Secretary a signed request to speak under Citizen Forum prior to the opening of the council meeting.

In accordance with existing law, the City Council cannot discuss, deliberate, or take action on any item(s) or topic(s) that is not so scheduled on this agenda. Public comments requiring action or deliberation of the Council may be scheduled on a following regular agenda. The Mayor, Council Members or City Staff may only respond to Citizens comments with a:

1. Factual Informational Statement
2. Statement of Current Policy
3. Discussion of Placing Topic on Future Agenda

V. CITIZEN'S REQUEST

1. Report from the "Queen Price Garden Club" on the "Light Up Overton" project.

VI. CONSENT AGENDA

Any or all items under Consent Agenda may be removed by the Mayor, any Council Member or the City Manager for discussion.

1. City Council to review, make possible corrections and approve minutes from a Regular Called Meeting of the City Council September 14, 2017.
2. City Council to consider action on **RESOLUTION NO. 2017-10-19A**; a Resolution of the City Council of the City of Overton, Texas authorizing the Mayor to enter into an Interlocal Cooperation Purchasing Contract for General Store Supplies with the Texas Department of Public Safety that authorizes the City to purchase certain public safety related supplies and materials under terms and conditions specified in the Interlocal Cooperation Contract; providing for an effective date hereof and an expiration date as specified here within.
3. City Council to review, consider and take action regarding **RESOLUTION NO. 2017-10-19B**, a Resolution ratifying the **Overton Municipal Development District (OMDD)** Budget for FY 2017-18.
4. City Council to review, consider and take action regarding **RESOLUTION NO. 2017-10-19C**, a Resolution ratifying the **Overton Economic Development Corporation (OEDC)** Budget for FY 2017-18.

VII. 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 hear, review, consider and/or take action on adoption of **ORDINANCE NO. 2017-10-19A**, an Ordinance of the City Council of the City of Overton amending Chapter 35 Defining the Office of City Manager; providing for the term of office; prescribing the duties pertaining to that office; providing for and creating the position of Interim City Manager in the absence or resignation of a City Manager; appointment of an Interim City Manager for the City of Overton and providing for compensation of said position.

VIII. RECONVENE IN OPEN SESSION

The Overton City Council will re-convene in open session to act on any matter listed for deliberation in executive session.

1. City Council to hear, review, consider and/or take action on adoption of **ORDINANCE NO. 2017-10-19A**, an Ordinance of the City Council of the City of Overton amending Chapter 35 Defining the Office of City Manager; providing for the term of office; prescribing the duties pertaining to that office; providing for and creating the position

of Interim City Manager in the absence or resignation of a City Manager; appointment of an Interim City Manager for the City of Overton and providing for compensation of said position.

IX. BUSINESS

1. Present revised meeting schedule for the City Council as updated October 16, 2017.
 - a. Mayor to receive request, if any, for leave of absence from any Council Member for future meetings
2. City Council to hear and discuss September 2017 Overton Monthly Call / Response Time report from Brian Wilkinson and Scott Cargill of Champion EMS.
3. City Council to review, consider and take action regarding **RESOLUTION NO. 2017-10-19D**, a Resolution of the City Council of the City of Overton, Texas providing for authorized signatures on the City of Overton bank accounts and investment accounts, and providing for an effective date.
4. City Council to review, consider and take action regarding **RESOLUTION NO. 2017-10-19E**, a Resolution of the City Council of the City of Overton, Texas authorizing The issuance and use of City Credit Cards for the day to day operations of the City of Overton by the City Manager, City Secretary, City Comptroller, Chief Of Police, Code Enforcement Officer / Public Relations Officer, Utilities Superintendent and Chief of the Volunteer Fire Department; setting a maximum credit limit not to exceed two thousand five hundred (\$2,500.00) dollars per month per card; and establishing specific items authorized to be purchase with the use of these credit cards.
5. City Council to review, consider and take action regarding **RESOLUTION NO. 2017-10-19F**, a Resolution by the City of Overton, Texas ("City") authorizing the city to participate as part of The Cities Advocating Reasonable Deregulation ("CARD") in proceedings related to Southwestern Electric Power Company's ("SWEPCO") application to reconcile fuel costs submitted on or about August 28, 2017; authorizing the hiring of attorneys and consultants; directing the activities of lawyers and consultants regarding SWEPCO's application; requiring reimbursement of reasonable legal and consultant expenses; finding that the meeting complies with the Open Meetings Act; and making other findings and provisions related to the subject.
6. City Council to hear, review, consider and/or take action on adoption of **ORDINANCE NO. 2017-10-19B**, an Ordinance of the City Council of the City Of Overton, Texas, amending Title VII General Regulations by the addition of Chapter 79 entitled "Discharge of Firearms" to the City of Overton Code of Ordinances, defining terms, prohibiting the discharge of firearms and air-guns within the city, providing for exceptions, and providing a penalty; containing a cumulative clause; containing a savings and severability clause; ordering publication; declaring an effective date; and providing other matters related to the subject.

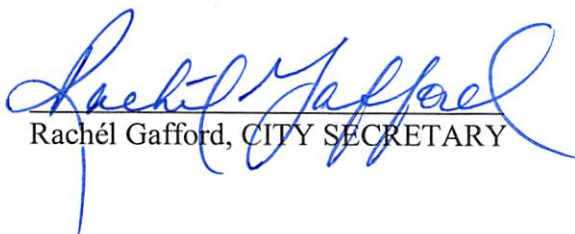
7. City Council to hear, review, consider and/or take action on adoption of **ORDINANCE NO. 2017-10-19C**, A Public Right-Of-Way Management Ordinance by the City Council of the City of Overton, Texas; regulating the physical use, occupancy and maintenance of City Rights-Of-Way by Wireless Network Providers; describing the purpose; providing definitions; requiring compliance with the City Design Manual and applicable codes for the installation of network nodes and node support poles pursuant to Chapter 284 of the Texas Local Government Code; providing City Procedures for applications for permits; establishing time periods for approval of permit applications; providing application fees and Annual Public Right-Of-Way rental rates; providing restrictions on placement of network nodes and node support poles in Municipal Parks, Residential Areas, Historic Districts and Design Districts; providing indemnity for the City; providing repealing and severability clauses; providing a Texas Open Meetings Act clause; and providing an effective date of October 19, 2017.
8. City Council to hear, review, consider and/or take action on adoption of **ORDINANCE NO. 2017-10-19D**, an Ordinance by the City of Overton, Texas, approving a Design Manual for the installation of network nodes and node support poles; and approving a Pole Attachment Agreement regulating the installation of network nodes On City service poles and utility poles; declaring Governing Law; providing repealing and savings clauses; providing a Texas Open Meetings Act Clause; and providing an effective date of October 19, 2017.
9. City Council to review, consider and take action regarding **RESOLUTION NO. 2017-10-19G**, a Resolution of the City Council of the City of Overton, Texas designating the Henderson Daily News as the official newspaper for the City of Overton, Texas and the Tyler Morning Telegraph as the official support newspaper of the City of Overton, Texas; providing for an effective date hereof.

X. CITY ADMINISTRATION'S MONTHLY REPORTS

1. Fire Department Monthly Report
2. Police Department Monthly
3. Department of Finance Monthly Report
4. City Manager's Monthly Report

XI. ADJOURNMENT

I, **Rachél Gafford**, City Secretary of the City of Overton, Texas do hereby certify that notice of the above-named meeting was posted on the bulletin board of City Hall of the City of Overton, Texas, a place readily accessible to the public at all times, on the **16th** day of **October, 2017** at 05:00 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.


Rachél Gafford, CITY SECRETARY



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).

This facility is wheelchair accessible and accessible parking spaces are available. Individuals who require auxiliary aids or services for the meeting should contact the City Secretary's office at least forty-eight (48) hours prior to the meeting. To make arrangements, call 903-834-3171.

CERTIFICATION

I, Rachél Gafford, City Secretary of the City of Overton, Texas do hereby certify that notice of the above-named meeting with the agenda of items to be considered by the City Council was removed by me bulletin board outside of City Hall.

REMOVED FROM BULLETIN BOARD:

Date: _____

Time: _____

Rachél Gafford, CITY SECRETARY