

**CITY OF SHERMAN
CITY COUNCIL REGULAR MEETING AGENDA
COUNCIL CHAMBERS OF THE CITY HALL
220 WEST MULBERRY STREET
SHERMAN, TEXAS
MONDAY, DECEMBER 4, 2017
5:00 P.M.**

- A. 1. CALL TO ORDER, QUORUM DETERMINED, MEETING DECLARED OPEN**
- A. 2. PLEDGE OF ALLEGIANCE LED BY COUNCIL MEMBER JASON SOFEY**
- A. 3. INVOCATION BY COUNCIL MEMBER JASON SOFEY**
- A. 4. APPROVE MINUTES OF THE REGULAR CITY COUNCIL MEETING OF NOVEMBER 20, 2017**

Public Hearing

- B. 1. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6081**
Establishing a Tax Increment Reinvestment Zone #7 (Southeast of Intersection of U.S. Highway 75 and F.M. 1417); Providing for Findings of Fact; Providing for a Board of Directors
- B. 2. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6082**
Closing and Abandoning a Portion of Elm Street Right-of-Way lying between Blocks Thirty-Nine (39) and Forty (40) of South Side Addition Replat in the City of Sherman, Grayson County, Texas, being more particularly described in the Exhibit "A" attached hereto and made a part hereof for all purposes, said Property to be Maintained as a Utility Easement; Conveying the Interest in said Right-of-Way to the Abutting and Adjacent Property Owner, FRHP Lincolnshire, LLC (dba Camping World)
- B. 3. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6083**
Amending Article II of the Home Rule Charter, entitled "City Council", at Section 1, entitled "Membership"
- B. 4. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6084**
Amending Article IV of the Home Rule Charter, entitled "Administrative Departments", at Section 4, entitled "Municipal Court"
- B. 5. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6085**
Amending Article V of the Home Rule Charter, entitled "Finance Administration", at Section 8, entitled "Independent Audit", at Section 11, entitled "Bonds and Warrants", at Section 12, entitled "City Depository", at Section 13, entitled "Appropriation of Revenue for Retiring Bonded Indebtedness and Making Public Improvements; General Authority to Borrow Money and Issue Bonds", and at Section 14, entitled "Issuance of Notes for Current Expenses"
- B. 6. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6086**
Amending Article VI of the Home Rule Charter, entitled "Taxation", at Section 5, entitled "Tax Liens and Liabilities"

Close Public Hearing and Consider Adoption of Ordinances

B. 7. ADOPTION OF ORDINANCES

Consider Adoption of Ordinance Numbers: 6081, 6082, 6083, 6084, 6085 and 6086

B. 8. CONSENT AGENDA

Asterisked (*) items are considered to be routine and will be enacted in one motion without discussion unless a Council Member or a citizen requests a specific item be discussed and voted on separately

Resolutions

C. 1. RESOLUTION NO. 6312

Authorizing the Execution of an Advance Funding Agreement between the City of Sherman and the State of Texas, Acting By and Through the Texas Department of Transportation, for a Transportation Alternatives Program Project (Reverse Existing Ramp Configuration On-System South of FM 1417 on Northbound US 75 in the City of Sherman)

C. 2. * RESOLUTION NO. 6313

Authorizing Execution of a Professional Services Agreement with Strategic Government Resources for Administrative Management Consulting Services

D. CITIZEN REQUESTS

E. MEDIA QUESTIONS

Consider Board/Commission Appointments

F. 1. APPOINT/REMOVE OR CONSIDER QUALIFICATIONS TO BOARDS AND COMMISSIONS

(a) Tax Increment Reinvestment Zone #7 Board (3)

F. 2. APPOINT/REMOVE OR CONSIDER QUALIFICATIONS TO BOARDS AND COMMISSIONS

(a) Main Street Advisory Board (2)

G. COUNCIL COMMENTS

Executive Session

H. 1. EXECUTIVE SESSION

In Accordance with Chapter 551, Government Code, V.T.C.S. (Open Meetings Law), "The City Council Will Now Hold a Closed Executive Meeting Pursuant to the Provisions of the Open Meetings Law, Chapter 551, Government Code, Vernon's Texas Codes Annotated, in Accordance with the Authority Contained in the Following Sections:

Section 551.071

Consultation with City Attorney concerning Pending or Contemplated Litigation

Section 551.074

Personnel Matters:

- (a) Consider the Qualifications, Appointment and Removal of Members to Boards and Commissions
 - (1) Sherman Economic Development Corporation Board of Directors - Ex-Officio (1)
 - (2) Texoma Council of Governments (TCOG) Governing Body (1)

Section 551.087

Deliberation Regarding Economic Development Negotiations:

- (a) Deliberate Regarding Commercial or Financial Information that the City has Received from a Business Prospect and Deliberate any Offers or Incentives to the Business Prospect

The Council reconvenes into General Session

I. 1. OPEN MEETING

Reconvene into Open Meeting and Consider Action, if any, on items discussed in Executive Session

J. ADJOURNMENT

COUNCIL CALENDAR

CERTIFICATION

I, the undersigned authority, do hereby certify that the above Notice of Regular Meeting of the City Council of the City of Sherman is a true and correct copy of said Notice and that I posted a true and correct copy of said Notice on the bulletin board at City Hall of said City of Sherman, Texas, a place convenient to the public, and said notice was posted on November 30, 2017 at 4:00 p.m., and said time of posting was 72 hours before said meeting was convened or called to order.

Dated this 30th day of November, 2017
City of Sherman, Texas

City Clerk

The above agenda schedule represents an estimate of the order for the indicated items and is subject to change at any time.

All agenda items are subject to final action by the City Council.

An unscheduled closed executive session may be held if the discussion of any of the above agenda items concerns the purchase, exchange, lease or value of real property; the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee; the deployment or use of security personnel or equipment; or requires consultations with the City Attorney.

At the discretion of the City Council, non-agenda items under the headings of "Citizens Requests", "Media Questions", and "Council Concerns" may be presented to the Council for informational purposes; however, by law, the Council shall not discuss, deliberate, or vote upon such matters except that a statement of specific factual information, a recitation of existing policy, and deliberations concerning the placing of the subject on a subsequent agenda may take place.

The City Attorney has approved the Executive Session items on this agenda.

PERSONS WITH DISABILITIES, WHO PLAN TO ATTEND THIS MEETING AND WHO MAY NEED ASSISTANCE, ARE REQUESTED TO CONTACT LINDA ASHBY AT (903) 892-7204, TWO (2) WORKING DAYS PRIOR TO THE MEETING SO THAT APPROPRIATE ARRANGEMENTS CAN BE MADE.

Mayor

David Plyler

Deputy Mayor

Pamela L. Howeth

Council Members

Willie Steele, Council-At-Large, PL #1

Jason Sofey, Council-At-Large, PL #2

Shawn C. Teamann, Council – District #1

Josh Stevenson, Council – District #2

Pamela L. Howeth, Council – District #3

Daron Holland, Council – District #4



SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

A.4.

Meeting Date: 12/04/2017

Prepared By: Linda Ashby, City Clerk

Approved By: Robby Hefton, City Manager

Caption:

APPROVE MINUTES OF THE REGULAR CITY COUNCIL MEETING OF NOVEMBER 20, 2017

Attachments

November 20, 2017

Canvass Stats

Canvass Stats - By Precinct

Grayson County Numbers by Precinct

STATE OF TEXAS §
COUNTY OF GRAYSON §

BE IT REMEMBERED THAT A Regular Meeting of the City Council of the City of Sherman, Grayson County, Texas was begun and held in the Council Chambers of City Hall on November 20, 2017.

MEMBERS PRESENT: MAYOR DAVID PLYLER; DEPUTY MAYOR JASON SOFEY. COUNCIL MEMBERS BROWN, HOWETH, T. STEELE, W. STEELE, TEAMANN.

MEMBERS ABSENT: NONE.

CALL TO ORDER

Mayor Plyler called the meeting to order at 5:00 p.m. The Pledge of Allegiance and Invocation were given by Council Member Willie Steele.

APPROVE MINUTES

The Council reviewed the Minutes of the Regular City Council Meeting of November 6, 2017. Deputy Mayor Sofey moved to approve the Minutes as presented; Second by Council Member Willie Steele. All present voted AYE. MOTION CARRIED.

**DECLARE RESULTS OF NOVEMBER 7, 2017 REGULAR AND
SPECIAL MUNICIPAL ELECTIONS
CANVASS OF ELECTION RETURNS**

Mayor Plyler canvassed the Election returns of the November 7, 2017 Regular and Special Municipal Elections by reading the number of early votes, Election Day votes, and total votes received for each candidate and for the Charter Amendments.

The detail of the Election returns are maintained in the permanent record file entitled "Elections" in the Office of the City Clerk. The canvass statistics are attached and made a part of these Minutes. (Exhibit A)

Mayor Plyler asked for a motion accepting Resolution 6300, declaring the official results of the November 7, 2017 Regular and Special Municipal Elections.

**RESOLUTION NO. 6300 – DECLARING THE RESULTS OF THE
NOVEMBER 7, 2017 REGULAR AND SPECIAL MUNICIPAL
ELECTIONS HELD IN THE CITY OF SHERMAN, GRAYSON
COUNTY, TEXAS**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, DECLARING THE RESULTS OF THE NOVEMBER 7, 2017 REGULAR AND SPECIAL MUNICIPAL ELECTIONS HELD IN THE CITY OF SHERMAN, GRAYSON COUNTY, TEXAS.

ACTION TAKEN.

Motion by Council Member Teamann to adopt Resolution No. 6300, as presented. Second by Council Member

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Howeth.

VOTING AYE: Brown, Howeth, Sofey, T. Steele, W. Steele, Teamann

VOTING NAY: None.

MOTION CARRIED.

RECOGNITION OF OUTGOING COUNCIL MEMBERS

Mayor Plyler recognized Council Member Terrence Steele and Council Member Charles Brown, Sr. for their service to the City and presented them with plaques and crystals listing their dates of service.

**RECOGNITION OF
OUTGOING
COUNCIL MEMBERS**

Mayor Plyler said he had enjoyed serving alongside Council Member Brown. Council Member Brown said he had enjoyed working with the City Council for the past year, and challenged them to continue the work to clean up Sherman and make it a better place to live.

He thanked Robby Hefton, City Manager, for “carrying the torch” to get the new entertainment center for Sherman. He also urged new Council Member Daron Holland to continue the vision.

Mayor Plyler said Council Member Terrence Steele has served on many boards and non-profits to make Sherman better for everyone. He thanked him for his service, his leadership, and his friendship.

Council Member Terrence Steele said he moved to Sherman 20 years ago and truly loves the community. He thanked the City Council for the work they have done together, and even though they don’t always agree, the “team moves forward.” He thanked Mr. Hefton for his leadership and his vision, and said he is moving the community in the right direction. He also recognized the City staff and the citizens.

OATH OF OFFICE

OATH OF OFFICE AND PRESENTATION OF CERTIFICATE OF ELECTION

OATH OF OFFICE

Linda Ashby, City Clerk, administered the Oath of Office to the following Council-elect positions.

Council Member, District 2	Josh Stevenson
Council Member, District 4	Daron Holland
Council Member, At-Large, Place 1	Willie Steele

A Certificate of Election was presented to each of the newly sworn-in Council Members. The new members were seated at the Council table.

NEW COUNCIL SEATED

MEMBERS PRESENT: Mayor David Plyler.

Council Members Holland, Howeth,
Sofey, Steele, Stevenson, Teamann.

MEMBERS ABSENT: None.

COUNCIL ELECTION OF DEPUTY MAYOR

Mayor Plyler asked for nominations for Deputy Mayor.

DEPUTY MAYOR
ELECTION

ACTION TAKEN.

Motion by Deputy Mayor Sofey to nominate Council Member Pam Howeth to serve as Deputy Mayor from November 21, 2017 until November 6, 2018. Second by Council Member Steele.

VOTING AYE: Holland, Howeth, Sofey, Steele, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

INTRODUCTION AND PUBLIC HEARING OF ORDINANCES

Mayor Plyler introduced Ordinance No. 6080 and called for a public hearing:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, PROVIDING FOR A PERMANENT “STOP” SIGN ON SISTRUNK DRIVE AT DRIPPING SPRINGS ROAD WITHIN THE CITY LIMITS OF THE CITY OF SHERMAN; PROVIDING FOR A PENALTY PROVISION; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

ORD 6080
STOP SIGNS

Clint Philpott, Director of Engineering, said stop signs were placed on Sistrunk Drive at its intersection with Dripping Springs Road. They have been installed for 90 days, and the City has received no complaints.

No citizens appeared before the City Council to discuss Ordinance No. 6080.

The Public Hearing was closed.

ADOPTION OF ORDINANCES

Ordinance 6080

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, PROVIDING FOR A PERMANENT “STOP” SIGN ON SISTRUNK DRIVE AT DRIPPING SPRINGS ROAD WITHIN THE CITY LIMITS OF THE CITY OF SHERMAN; PROVIDING FOR A PENALTY PROVISION; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

ORD 6080
STOP SIGNS

ACTION TAKEN.

Motion by Council Member Steele to adopt Ordinance No. 6080, as presented. Second by Deputy Mayor Howeth.

VOTING AYE: Holland, Howeth, Sofey, Steele, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

CONSENT AGENDA

The Council reviewed the Consent Agenda. Deputy Mayor Howeth moved to approve the Consent Agenda, as presented. Second by Council Member Steele. All Council Members present voted AYE.

CONSENT AGENDA

RESOLUTIONS

RESOLUTION NO. 6301 – FINDING AND DETERMINING THE QUALIFICATIONS FOR A TAX INCREMENT REINVESTMENT ZONE; INITIATING THE FORMATION OF THE TAX INCREMENT REINVESTMENT ZONE #7 AND APPROVING THE ZONE'S PRELIMINARY REINVESTMENT ZONE FINANCING PLAN

RES 6301
TIRZ #7

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, FINDING AND DETERMINING THE QUALIFICATIONS FOR A TAX INCREMENT REINVESTMENT ZONE; INITIATING THE FORMATION OF THE TAX INCREMENT REINVESTMENT ZONE #7 AND APPROVING THE ZONE'S PRELIMINARY REINVESTMENT ZONE FINANCING PLAN.

Mr. Hefton said this is the Reinvestment Zone for the southeast corner of US Hwy 75 and FM 1417 that will be the site of the retail entertainment development that was recently announced.

This resolution forms the actual Reinvestment Zone, which will be #7, and it approves the preliminary financing plan. There will also be agenda items at future Council Meetings for the Council to consider, but these are the first steps in creating the zone.

ACTION TAKEN.

Motion by Council Member Teamann to adopt Resolution No. 6301, as presented. Second by Council Member Sofey.

VOTING AYE: Holland, Howeth, Sofey, Steele, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

RESOLUTION NO. 6302 – AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN THE CITY OF SHERMAN AND GRAYSON COUNTY TO PARTICIPATE IN THE SHERMAN TAX INCREMENT REINVESTMENT ZONE #7

RES 6302
TIRZ #7

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN THE CITY OF SHERMAN AND GRAYSON COUNTY TO PARTICIPATE IN THE SHERMAN TAX INCREMENT REINVESTMENT ZONE #7.

Mr. Hefton said this is the agreement that is being proposed between the City and Grayson County to participate in the Reinvestment Zone. He added that he would present this item at the County Commissioner's Meeting tomorrow. It will be a joint effort between the City and the County to leverage local tax dollars to bring this type of development to Sherman.

ACTION TAKEN.

Motion by Deputy Mayor Howeth to adopt Resolution No. 6302, as presented. Second by Council Member Sofey.

VOTING AYE: Holland, Howeth, Sofey, Steele, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

RESOLUTION NO. 6303 – AUTHORIZING THE EXECUTION OF A DEVELOPMENT AGREEMENT WITH ONE GANESHA, LTD. FOR THE CONSTRUCTION OF PUBLIC FACILITIES IN SHERMAN CORNERS, PHASE I, A DEVELOPMENT IN SHERMAN TAX INCREMENT REINVESTMENT ZONE #6 IN THE CITY OF SHERMAN

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE EXECUTION OF A DEVELOPMENT AGREEMENT WITH ONE GANESHA, LTD. FOR THE CONSTRUCTION OF PUBLIC FACILITIES IN SHERMAN CORNERS, PHASE I, A DEVELOPMENT IN SHERMAN TAX INCREMENT REINVESTMENT ZONE #6 IN THE CITY OF SHERMAN.

RES 6303
DEVELOPMENT
AGREEMENT
(ONE GANESHA, LTD)

Mr. Philpott said this agreement is for the development on the southeast corner of US Hwy 75 and FM 691. It includes water, sewer, a 37-foot street, and storm drainage. The future development will include a medical office building and some pad sites.

ACTION TAKEN.

Motion by Council Member Teamann to adopt Resolution No. 6303, as presented. Second by Deputy Mayor Howeth.

VOTING AYE: Holland, Howeth, Sofey, Steele, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

RESOLUTION NO. 6304 – AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH H.W. LOCHNER, INC. FOR THE ENGINEERING DESIGN FOR THE REVERSAL OF NORTHBOUND US 75 ENTRANCE AND EXIT RAMPS JUST SOUTH OF FM 1417 (HERITAGE PARKWAY) IN THE CITY OF SHERMAN, TEXAS

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH H.W. LOCHNER, INC. FOR THE ENGINEERING DESIGN FOR THE REVERSAL OF NORTHBOUND US 75 ENTRANCE AND EXIT RAMPS JUST SOUTH OF FM 1417 (HERITAGE PARKWAY) IN THE CITY OF SHERMAN, TEXAS.

RES 6304
RAMP REVERSAL
NORTHBOUND
US 75 EXIT RAMPS,
SOUTH OF FM 1417

Mr. Philpott said this is an engineering service contract with the same firm that provided the design for the FM 1417 extension, and will be similar to the ramp reversal project on southbound US Hwy 75. Funding will be shared by the City and the Sherman Economic Development Corporation, and the Texas Department of Transportation will manage the project.

Deputy Mayor Howeth asked how long the project would take from the time they “turned dirt” until completion. Mr. Hefton said they expect 12 months, however it also will be determined by the timing of the development on the southeast corner.

He said they may have to do the off ramp relocation first, but that will be a decision by TxDOT, since they are managing the project. Both ramps will be moved farther south. Depending on their schedule, the project may be completed in two phases. If both phases are done back-to-back, Mr. Hefton said it would probably take 12 months. The project is expected to be added to TxDOT’s 2018 work plan, since it will be paid for locally.

Deputy Mayor Howeth expressed her concern about the project’s impact on development and businesses in that area, and wanted to be sure they were accommodated as much as possible.

Council Member Teamann asked about the design of the ramp project. Mr. Hefton said the design still needs to be done, but the theory is that it would be an “x-configuration” and should mirror the southbound lane of the highway.

Council Member Teamann asked if there were any plans for the on-ramp on the north side of FM 1417. Mr. Hefton said that is part of a larger-scope project that TxDOT is looking at. He said there are preliminary plans, “that might happen,” where TxDOT would look at redoing US Hwy 75, from FM 1417 to Texoma Parkway, or Hwy 91. The reworking of that ramp would be part of a much larger project to bring the highway up to Interstate status.

ACTION TAKEN.

Motion by Deputy Mayor Howeth to adopt Resolution No. 6304, as presented. Second by Council Member Steele.

VOTING AYE: Holland, Howeth, Sofey, Steele, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

RESOLUTION NO. 6305 – AWARDING A BID TO AND AUTHORIZING EXECUTION OF A CONTRACT WITH VESSELS CONSTRUCTION BASED ON AN INVITATION TO BID FOR CONSTRUCTION OF THE NORTHGATE DRIVE EXTENSION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AWARDING A BID TO AND AUTHORIZING EXECUTION OF A CONTRACT WITH VESSELS CONSTRUCTION BASED ON AN INVITATION TO BID FOR CONSTRUCTION OF THE NORTHGATE DRIVE EXTENSION.

**RES 6305
NORTHGATE DRIVE
EXTENSION**

Mr. Philpott said this project will extend Northgate Drive to the future intersection of West Travis Street and ties in to the new fire station location.

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The City received eight bids for the project, which will be funded through SEDCO.

Council Member Steele asked how the bids compared to the budget for the project. Mr. Philpott said all the bids were above budget. The City will review some changes to the headwall design to help get the project back into budget. This will be accomplished through a change order.

Council Member Teamann verified that there are two Vessels Construction Companies that bid on the project.

ACTION TAKEN.

Motion by Council Member Sofey to adopt Resolution No. 6305, as presented. Second by Council Member Stevenson.

VOTING AYE: Holland, Howeth, Sofey, Steele, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

RESOLUTION NO. 6306 – AWARDING A BID TO AND AUTHORIZING EXECUTION OF A CONTRACT WITH AUSTIN RAYMOND CONSTRUCTION BASED ON AN INVITATION TO BID FOR CONSTRUCTION OF THE SHERMAN STREETSCAPES PHASE II PROJECT RE-BID

RES 6306
SHERMAN
STREETSCAPES
PHASE II RE-BID

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AWARDING A BID TO AND AUTHORIZING EXECUTION OF A CONTRACT WITH AUSTIN RAYMOND CONSTRUCTION BASED ON AN INVITATION TO BID FOR CONSTRUCTION OF THE SHERMAN STREETSCAPES PHASE II PROJECT RE-BID.

Mr. Philpott said this project was rebid based on not acquiring qualified bids when it was originally bid in October 2017.

The project will extend sidewalks east of the downtown area on Houston and Lamar Streets. The project is funded through a TxDOT grant.

Two bids were received, but one was rejected as unqualified. The remaining bid was submitted by Austin Raymond Construction, and the staff is recommending that they be awarded the project.

ACTION TAKEN.

Motion by Council Member Teamann to adopt Resolution No. 6306, as presented. Second by Council Member Sofey.

VOTING AYE: Holland, Howeth, Sofey, Steele, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

RESOLUTION NO. 6307 – AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE SITE LEASE AGREEMENT WITH DALLAS MTA, L.P. D/B/A VERIZON WIRELESS FOR REAL PROPERTY AT 317 SOUTH TRAVIS STREET CONSISTING OF APPROXIMATELY 2,250 SQUARE FEET AND CONTAINING A COMMUNICATIONS TOWER AND RELATED FACILITY

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE SITE LEASE AGREEMENT WITH DALLAS MTA, L.P. D/B/A VERIZON WIRELESS FOR REAL PROPERTY AT 317 SOUTH TRAVIS STREET CONSISTING OF APPROXIMATELY 2,250 SQUARE FEET AND CONTAINING A COMMUNICATIONS TOWER AND RELATED FACILITY.
CONSENT AGENDA.

RES 6307
COMMUNICATION
TOWER SITE LEASE

RESOLUTION NO. 6308 – AUTHORIZING THE PURCHASE OF THREE CHEVROLET TAHOE POLICE PATROL VEHICLES FOR THE SHERMAN POLICE DEPARTMENT FROM CALDWELL COUNTRY THROUGH THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE PURCHASE OF THREE CHEVROLET TAHOE POLICE PATROL VEHICLES FOR THE SHERMAN POLICE DEPARTMENT FROM CALDWELL COUNTRY THROUGH THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD).
CONSENT AGENDA.

RES 6308
POLICE VEHICLES

RESOLUTION NO. 6309 – AUTHORIZING EXECUTION OF AN AGREEMENT WITH YOUNG ENTERPRISES, LP FOR THE ABATEMENT OF AD VALOREM PROPERTY TAXES FOR THE CONSTRUCTION OF A NEW SINGLE-FAMILY RESIDENCE AT 724 SOUTH MONTGOMERY STREET

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF AN AGREEMENT WITH YOUNG ENTERPRISES, LP FOR THE ABATEMENT OF AD VALOREM PROPERTY TAXES FOR THE CONSTRUCTION OF A NEW SINGLE-FAMILY RESIDENCE AT 724 SOUTH MONTGOMERY STREET.
CONSENT AGENDA.

RES 6309
RESIDENTIAL
TAX ABATEMENT
(724 S. MONTGOMERY)

RESOLUTION NO. 6310 – AUTHORIZING EXECUTION OF AN AGREEMENT WITH YOUNG ENTERPRISES, LP FOR THE ABATEMENT OF AD VALOREM PROPERTY TAXES FOR THE CONSTRUCTION OF A NEW SINGLE-FAMILY RESIDENCE AT 112 WEST STAPLES STREET

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF AN AGREEMENT WITH YOUNG ENTERPRISES, LP FOR THE ABATEMENT OF AD VALOREM PROPERTY TAXES FOR THE CONSTRUCTION OF A NEW SINGLE-FAMILY RESIDENCE AT 112 WEST STAPLES STREET.
CONSENT AGENDA.

RES 6310
RESIDENTIAL
TAX ABATEMENT
(112 W. STAPLES)

REQUEST TO ADVERTISE

CITY OF SHERMAN SLUDGE THICKENER REPLACEMENT PROJECT

The City Council approved the request to advertise for the Sludge Thickener Replacement Project at the Wastewater Treatment Plant. The project is included in the City's current Capital Improvement Program.

CONSENT AGENDA.

REQ TO ADVERTISE
SLUDGE THICKENER
REPLACEMENT

CHANGE ORDER NO. 2

GALLAGHER ELEVATED TANK REPAIR AND PAINT PROJECT; AMERICAN SUNCRAFT COMPANY, INC.; \$121,990.00 INCREASE

The City Council approved Change Order No. 2 to American Suncraft Company, Inc. in the amount of a \$121,990.00 increase for the Gallagher Elevated Tank Repair and Paint Project.

CHANGE ORDER

The painting and repair of the Gallagher Elevated Storage Tank has been delayed since March 2015 to allow for completion of the elevated storage tank in southwest Sherman. The delay was necessary to insure that the portion of the City's water system served by this tank did not experience any water outages during the tank repair and repaint project.

Change Order No. 2 provides additional compensation to the contractor for material cost increases of \$58,270.00, during the project delay period; and adds a mixing system to the project at a cost of \$63,750.00, to allow for more efficient use of the tank during the filling and emptying process.

With the change order, the total contract amount of the project is \$1,350,523.00. Even with the increased costs, the revised contract amount is still less than the original second low bidder for the project.

CONSENT AGENDA.

OTHER BUSINESS

RECEIVE COMMUNITY AND SUPPORT SERVICES MANAGER NATE STRAUCH'S UPDATE ON LOCAL PROJECTS

Nate Strauch, Community and Support Services Manager, presented an update on local projects and their status. He presented a "flyover" video of the various projects, which include Sherman Crossroads, the future fire station site, the Shulman development, the future high school site, future site of the new athletic facility, Harrison Street Water Tank, the Sherman Corners development, future site of QuikTrip, future site of Legend Bank, and the \$30 million Water Treatment Plant Expansion.

UPDATE ON
LOCAL PROJECTS

Council Member Steele asked when the scheduled completion date was for the Water Treatment Plant Expansion. Mr. Hefton said the project began in the Spring or early Summer. The foundation alone was estimated to take about nine months because of the complexity of the piping

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that is underground. The project is on schedule, and the goal for completion is early 2019, barring weather delays. When completed, the system will be run parallel with the well system for several months to test it, with the goal of putting it into service during the first quarter of 2019.

Council Member Steele asked what will be painted on the water tower. Mr. Hefton said the City is having a second tower painted on Gallagher Road that will also need to be addressed. At this time, he has said the City will leave them “un-decaled” and will determine the best path at a later date.

From a safety aspect, one of the tools a pilot uses if they lose their way or their instruments fail, is the demarcation on water towers. That’s one reason to display the Sherman logo on the water towers. There is room for other displays on the tower and the City will need to determine what would be most appropriate on both the Harrison and the Gallagher tanks. Mr. Hefton said it would be about a 15 year commitment for anything painted on the tower.

Council Member Steele asked if there was any consideration to naming rights for the tower. Mr. Hefton said that has been discussed by the staff. Deputy Mayor Howeth said both Austin College and the Sherman Independent School District were interested, and Austin College said they would design a logo that incorporated both entities. Mr. Hefton said the new Elevated Water Tank has “Sherman” on both sides.

Council Member Stevenson asked about the cost to paint a logo on the water tower. Mr. Hefton said it is based on size and detail, but is nowhere close to the approximate million dollars it costs to paint a water tower. The cost to paint the Sherman logo on the tower was already included in the bid, but he expected that any other entities that might want representation on the tower would help with the cost too.

APPROVAL OF THE 2017 AD VALOREM TAX ROLL VALUE AND TAX LEVY

The City Council approved the 2017 Ad Valorem Tax Roll Value and Tax Levy for Fiscal Year 2017-2018.

TAX ROLL VALUE & TAX LEVY

The Grayson County Tax Assessor/Collector’s Office has provided Sherman’s taxable value as \$2,918,288,527, which equates to a levy of \$12,116,291.13 based on the City’s total tax rate of \$0.427300 per \$100.00 valuation.

CONSENT AGENDA.

CITIZENS REQUESTS

There were no citizen’s requests.

CITIZENS REQUESTS

MEDIA QUESTIONS

There were no media questions.

MEDIA QUESTIONS

COUNCIL AUDIT COMMITTEE (3)

ACTION TAKEN.

Motion by Council Member Sofey to appoint David Plyler, Daron Holland, and Shawn Teamann to serve on the Council Audit Committee for a term from November 21, 2017 to November 2018. Second by Deputy Mayor Howeth.

VOTING AYE: Holland, Howeth, Sofey, Steele, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

**COUNCIL AUDIT
COMMITTEE**

INVESTMENT COMMITTEE (2)

ACTION TAKEN.

Motion by Council Member Steele to appoint Jason Sofey and Pam Howeth to serve on the Investment Committee for a term from November 21, 2017 to November 2018. Second by Council Member Stevenson.

VOTING AYE: Holland, Howeth, Sofey, Steele, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

**INVESTMENT
COMMITTEE**

TAX REINVESTMENT COMMITTEE (2)

ACTION TAKEN.

Motion by Council Member Sofey to appoint Josh Stevenson and Willie Steele to serve on the Tax Reinvestment Committee for a term from November 21, 2017 to November 2018. Second by Council Member Stevenson.

VOTING AYE: Holland, Howeth, Sofey, Steele, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

**TAX REINVESTMENT
COMMITTEE**

TAX INCREMENT FINANCING BOARD #1 (3)

ACTION TAKEN.

Motion by Council Member Steele to appoint Jason Sofey, Shawn Teamann, and David Plyler to serve on the Tax Increment Financing Board #1 for a term from November 21, 2017 to November 2018. Second by Council Member Stevenson.

VOTING AYE: Holland, Howeth, Sofey, Steele, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

**TAX INCREMENT
FINANCING BOARD #1**

TAX INCREMENT FINANCING BOARD #2 (3)

ACTION TAKEN.

Motion by Council Member Sofey to appoint Pam Howeth, Daron Holland, and David Plyler to serve on the Tax Increment Financing Board #2 for a term from November 21, 2017 to November 2018. Second by Council Member Teamann.

**TAX INCREMENT
FINANCING BOARD #2**

COUNCIL MINUTES – NOVEMBER 20, 2017

VOTING AYE: Holland, Howeth, Sofey, Steele, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

TAX INCREMENT FINANCING BOARD #3 (3)

ACTION TAKEN.

Motion by Deputy Mayor Howeth to appoint Jason Sofey, Pam Howeth, and David Plyler to serve on the Tax Increment Financing Board #3 for a term from November 21, 2017 to November 2018. Second by Council Member Steele.

VOTING AYE: Holland, Howeth, Sofey, Steele, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

**TAX INCREMENT
FINANCING BOARD #3**

TAX INCREMENT FINANCING BOARD #5 (3)

ACTION TAKEN.

Motion by Council Member Sofey to appoint David Plyler, Jason Sofey, and Shawn Teamann to serve on the Tax Increment Financing Board #5 for a term from November 21, 2017 to November 2018. Second by Council Member Steele.

VOTING AYE: Holland, Howeth, Sofey, Steele, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

**TAX INCREMENT
FINANCING BOARD #5**

TAX INCREMENT FINANCING BOARD #6 (3)

ACTION TAKEN.

Motion by Council Member Sofey to appoint David Plyler, Pam Howeth, and Josh Stevenson to serve on the Tax Increment Financing Board #6 for a term from November 21, 2017 to November 2018. Second by Council Member Holland.

VOTING AYE: Holland, Howeth, Sofey, Steele, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

**TAX INCREMENT
FINANCING BOARD #6**

COUNCIL COMMENTS

FUTURE OF SHERMAN

Council Member Stevenson wanted to discuss where he sees the City going and the type of City he would like to build in the future. He said he always thought Sherman was the “smart City” and the forward looking City that was always prepared for what was coming. He wanted to make sure that continues.

He wanted to continue to invest in the future and pave the way for the coming growth. He said Sherman is a great town with great people and he said he will continue to earn their support. He also wanted to be sure that Sherman doesn’t lose her identity with the future growth.

**FUTURE OF
SHERMAN**

SERVICE ON CITY COUNCIL

Council Member Steele said in 1985, many teachers and principals would not have thought that there would be three members of the Sherman High School class that would be in City Council leadership roles.

He said he was excited to be back on City Council and appreciated everyone's support. With serving comes a lot of responsibility and he appreciates the support of the citizens.

LOCATION FOR CITIZENS BUYING AND SELLING ONLINE

Deputy Mayor Howeth said many people are buying and selling items online and she felt there should be a safe place to meet for citizens to exchange the purchases for money. She suggested that the City consider posting signs and advertising that exchanges could be done in the parking lot at the Fire Department, which is across the street from the Police Department. She felt it could also be a social meeting place.

CONGRATULATIONS TO NEW COUNCIL MEMBERS

Council Member Sofey congratulated the new Council Members and said he appreciated the service of former Council Members Charles Brown, Sr. and Terrence Steele.

He recognized his former Sherman High School classmates that were serving, Mayor Plyler, Council Member Steele, Council Member Holland, and their former teacher, Deputy Mayor Howeth.

EXCITING THINGS GOING ON IN SHERMAN

Council Member Sofey thanked Mr. Strauch for his presentation and said there are so many good and exciting things going on in Sherman. He said he is happy to be a part of it, and is looking forward to the next year.

RECOGNIZING FORMER COUNCIL MEMBERS

Council Member Teamann recognized former Council Members Brown and Terrence Steele for "taking him under their wing" and mentoring him in many different ways. He said he appreciated their friendship. He said he was also excited to serve with the newly elected Council Members.

LOCAL BIDS FOR CITY VEHICLES

Council Member Teamann asked if the City took local bids on the vehicles that are purchased by the City, such as the three police cars that were recently purchased.

Mr. Hefton said the City does take local bids and in fact, there is a local bid preference in State law, that allows a local bidder to have a 5% preference even if they're not the lowest bid. He said the staff also prefers to keep it local.

DIRECTION OF THE CITY

Council Member Holland said he loves the direction in which the City is headed, and he is especially happy to see the City

SERVICE ON
CITY COUNCIL

LOCATION FOR
CITIZENS BUYING
& SELLING ONLINE

CONGRATULATIONS
TO NEW COUNCIL
MEMBERS

EXCITING THINGS
GOING ON IN
SHERMAN

RECOGNIZING
FORMER COUNCIL
MEMBERS

LOCAL BIDS FOR
CITY VEHICLES

DIRECTION OF
THE CITY

working with the School District. He said he is glad to be a part of the entities working together.

KEEP BUSINESS LOCAL

Council Member Holland also emphasized “keeping it local” and using local vendors as much as possible.

KEEP BUSINESS LOCAL

NEW COUNCIL MEMBERS

Mayor Plyler reiterated how excited he was to serve with the newly elected City Council. He said they were going to do a great job and he was excited to work with them.

NEW COUNCIL MEMBERS

ANNOUNCEMENTS

Mayor Plyler announced the following:

- Coffee with the Mayor will be held on December 1, 2017, at 8:00 a.m. at the Finley Cultural Center. The topic will be holiday safety and will include a presentation by the Police Department.
- The Sherman Christmas Parade and Snowflake Festival will be held on December 2, 2017. The theme will be “Country Christmas.” The Snowflake Festival will begin at 2:00 p.m. and the Parade will start at 6:00 p.m.
- The Sherman Community Players will present “A Christmas Story” from December 1 through 17, 2017.
- Sherman Parks and Recreation will host a Candy Hunt at Pecan Grove Park on December 16, 2017, from 1:00 p.m. until 3:00 p.m. Santa Claus will also be at the event.

ANNOUNCEMENTS

EXECUTIVE SESSION – IN ACCORDANCE WITH CHAPTER 551, GOVT. CODE, V.T.C.S., (OPEN MEETINGS LAW)

THE CITY COUNCIL WILL NOW HOLD AN EXECUTIVE SESSION PURSUANT TO THE PROVISIONS OF THE OPEN MEETINGS LAW, CHAPTER 551, GOVERNMENT CODE, VERNONS TEXAS CODES ANNOTATED, IN ACCORDANCE WITH THE AUTHORITY CONTAINED IN THE FOLLOWING SECTIONS.

EXECUTIVE SESSION

SECTION 551.071 – CONSULTATION WITH CITY ATTORNEY CONCERNING PENDING OR CONTEMPLATED LITIGATION

SECTION 551.074 -- PERSONNEL MATTERS:
CONSIDER THE QUALIFICATION,
APPOINTMENT AND REMOVAL OF
MEMBERS TO BOARDS AND
COMMISSIONS
CIVIL SERVICE COMMISSION (1)

GRAYSON CENTRAL APPRAISAL
DISTRICT (GCAD) BOARD OF
DIRECTORS (1)

PLANNING AND ZONING
COMMISSION (2)

TEXOMA AREA PARATRANSIT
(TAPS) BOARD OF DIRECTORS (1)

SECTION 551.087 --

DELIBERATE REGARDING
ECONOMIC DEVELOPMENT
NEGOTIATIONS:
DELIBERATE REGARDING
COMMERCIAL OR FINANCIAL
INFORMATION THAT THE CITY
HAS RECEIVED FROM A
BUSINESS PROSPECT AND
DELIBERATE ANY OFFERS OR
INCENTIVES TO THE BUSINESS
PROSPECT

On Motion duly made and carried, the Open Meeting recessed
and reconvened in Executive Session at 5:59 p.m.

On Motion duly made and carried, the Executive Session
recessed at 6:42 p.m. and reconvened in Open Meeting.

OPEN MEETING

Reconvene into Open Meeting and take action, if any, on
items discussed in Executive Session.

OPEN MEETING

CIVIL SERVICE COMMISSION (1)

ACTION TAKEN.

Motion by Council Member Steele to confirm the
appointment of Lawrence Davis to fill an unexpired term
from November 21, 2017 to June 8, 2019 on the Civil
Service Commission. Second by Council Member Sofey.

VOTING AYE: Holland, Howeth, Sofey, Steele, Stevenson,
Teamann.

VOTING NAY: None.

MOTION CARRIED.

CIVIL SERVICE
COMMISSION

PLANNING AND ZONING COMMISSION (2)

ACTION TAKEN.

Motion by Council Member Sofey to reappoint Eric Elliott
to serve on the Planning and Zoning Commission for a
term from June 17, 2017 to June 17, 2020, and to
reappoint Shawn Davis for a term from November 18,
2017 to November 18, 2020. Second by Council Member
Steele.

VOTING AYE: Holland, Howeth, Sofey, Steele, Stevenson,
Teamann.

VOTING NAY: None.

MOTION CARRIED.

PLANNING &
ZONING COMMISSION

TEXOMA AREA PARATRANSIT (TAPS) BOARD OF DIRECTORS (1)

TAPS BOARD
OF DIRECTORS

ACTION TAKEN.

Motion by Council Member Steele to appoint Pam Howeth to serve on the Texoma Area Paratransit (TAPS) Board of Directors for a term from November 21, 2017 to November 2019. Second by Council Member Stevenson.

VOTING AYE: Holland, Howeth, Sofey, Steele, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

RESOLUTION NO. 6311 -- CASTING VOTES TO ELECT CANDIDATES TO SERVE AS MEMBERS OF THE GRAYSON CENTRAL APPRAISAL DISTRICT BOARD OF DIRECTORS

RES 6311
GRAYSON CENTRAL
APPRAISAL DISTRICT

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, CASTING VOTES TO ELECT CANDIDATES TO SERVE AS MEMBERS OF THE GRAYSON CENTRAL APPRAISAL DISTRICT BOARD OF DIRECTORS.

Mr. Hefton said this is the City's opportunity to annually, cast their votes for an appointment to the Grayson Central Appraisal District Board of Directors. The City worked with the County to get a recommendation and the City's votes should be cast for Ryan Johnson.

ACTION TAKEN.

Motion by Council Member Teamann to adopt Resolution No. 6311, as presented. Second by Deputy Mayor Howeth.

VOTING AYE: Holland, Howeth, Sofey, Steele, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

ADJOURNMENT

ADJOURNMENT

On Motion duly made and carried, the meeting adjourned at 6:43 p.m.

MAYOR

CITY CLERK

CITY OF SHERMAN, TEXAS

Regular Municipal Election November 7, 2017

Registered Voters 22,210

City Ballots Cast 4,216

Percentage Voted 19 %

PRECINCTS	101	102	103 *	104 *	106 *	108 *	301	302	303 *	304	305 *	405	408 *	409	TOTAL
Early Ballots Cast	329	153	0	0	0	0	159	613	70	425	0	47	6	718	2,520
Reg. Ballots Cast	235	116	0	0	0	0	129	435	54	286	0	35	1	405	1,696
Total Ballots Cast	564	269	0	0	0	0	288	1,048	124	711	0	82	7	1,123	4,216
Registered Voters	3,974	2,575	0	0	0	0	1,850	5,542	492	2,978	0	538	57	4,204	22,210
% of registered voters casting ballots by precinct	14%	10%	0%	0%	0%	0%	16%	19%	25%	24%	0%	15%	12%	27%	19%

*Split Precincts - Some voters in these precincts are inside the Sherman City Limits and some are outside the Sherman City Limits;
Only voters inside the Sherman City Limits are allowed to vote the Sherman Ballot

Voter Statistics

RACES	EARLY VOTE TOTALS	ELECTION DAY TOTALS	GRAND TOTAL
Council Member, District 2			
Josh Stevenson	1,415	978	2,393
Commie O. Linson	757	482	1,239
Council Member, District 4			
Daron Holland	1,781	1,194	2,975
Council Member, At-Large, Place 1			
Ronald Rose	635	485	1,120
Willie Steele	1,469	896	2,365

Prepared by Linda Ashby, City Clerk, Sherman, Texas

RACES	EARLY VOTE TOTALS	ELECTION DAY TOTALS	GRAND TOTAL
Charter Amendment A			
For	2,090	1,376	3,466
Against	226	199	425
Charter Amendment B			
For	1,517	939	2,456
Against	687	550	1,237
Charter Amendment C			
For	1,783	1,178	2,961
Against	404	323	727
Charter Amendment D			
For	1,746	1,099	2,845
Against	493	419	912
Charter Amendment E			
For	1,514	912	2,426
Against	705	589	1,294
Charter Amendment F			
For	1,700	1,080	2,780
Against	489	417	906

CITY OF SHERMAN, TEXAS

Regular Municipal Election November 7, 2017

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*Split Precincts – Some voters in these precincts are inside the Sherman City Limits and some are outside the Sherman City Limits;
Only voters inside the Sherman City Limits are allowed to vote the Sherman Ballot

Voter Statistics by Precincts

PRECINCTS	101	102	103 *	104 *	106 *	108 *	301	302	303 *	304	305 *	405	408 *	409	EARLY VOTE TOTALS	ELECTION DAY TOTALS	GRAND TOTAL
Council Member, District 2																	
Josh Stevenson	307	86	0	0	0	0	160	579	74	412	0	50	2	723	1,415	978	2,393
Commie O. Linson	196	152	0	0	0	0	84	318	21	195	0	23	2	248	757	482	1,239
Council Member, District 4																	
Daron Holland	435	197	0	0	0	0	203	740	79	492	0	63	4	762	1,781	1,194	2,975
Council Member, At-Large, Place 1																	
Ronald Rose	169	82	0	0	0	0	95	282	32	161	0	28	1	270	635	485	1,120
Willie Steele	310	127	0	0	0	0	134	576	65	442	0	35	3	673	1,469	896	2,365

PRECINCTS	101	102	103	104	106	108	301	302	303	304	305	405	408	409	EARLY VOTE TOTALS	ELECTION DAY TOTALS	GRAND TOTAL
Charter Amendment A																	
For	446	197	0	0	0	0	227	876	100	601	0	73	4	942	2,090	1,376	3,466
Against	80	37	0	0	0	0	39	88	7	60	0	5	2	107	226	199	425
Charter Amendment B																	
For	302	144	0	0	0	0	139	604	72	461	0	46	2	686	1,517	939	2,456
Against	205	78	0	0	0	0	109	298	36	177	0	31	3	300	687	550	1,237
Charter Amendment C																	
For	371	169	0	0	0	0	194	739	87	511	0	61	5	824	1,783	1,178	2,961
Against	130	56	0	0	0	0	54	165	19	122	0	15	0	166	404	323	727
Charter Amendment D																	
For	361	160	0	0	0	0	190	718	86	508	0	58	4	760	1,746	1,099	2,845
Against	151	68	0	0	0	0	61	208	22	141	0	16	2	243	493	419	912
Charter Amendment E																	
For	322	138	0	0	0	0	155	595	72	439	0	48	2	655	1,514	912	2,426
Against	181	91	0	0	0	0	99	315	31	202	0	28	3	344	705	589	1,294
Charter Amendment F																	
For	360	163	0	0	0	0	180	659	84	506	0	60	4	764	1,700	1,080	2,780
Against	140	65	0	0	0	0	66	240	22	137	0	14	1	221	489	417	906

Prepared by Linda Ashby, City Clerk, Sherman, Texas

SUMMARY REPT-GROUP DETAIL

Joint Election
Grayson County, Texas
November 7, 2017

UNOFFICIAL RESULTS

Run Date:11/13/17 03:14 PM

Report EL45A Page 001

	TOTAL VOTES	%	EV MAIL	EV IN PERSON	ED IN PERSON	PROVISIONAL
PRECINCTS COUNTED (OF 10)	10	100.00				
REGISTERED VOTERS - TOTAL	25,359					
BALLOTS CAST - TOTAL	4,911		34	2,919	1,958	0
VOTER TURNOUT - TOTAL		19.37				
Council Member, District 2, Sherman						
Vote for 1						
Josh Stevenson.	2,393	65.89	15	1,400	978	0
Commie O. Linson	1,239	34.11	9	748	482	0
Total	3,632		24	2,148	1,460	0
Council Member, District 4, Sherman						
Vote for 1						
Daron Holland	2,975	100.00	18	1,763	1,194	0
Total	2,975		18	1,763	1,194	0
Council Member, At-Large, Place 1, Sherman						
Vote for 1						
Ronald Rose.	1,120	32.14	4	631	485	0
Willie Steele	2,365	67.86	22	1,447	896	0
Total	3,485		26	2,078	1,381	0
AMENDMENT A, CITY OF SHERMAN						
Vote for 1						
For	3,466	89.08	24	2,066	1,376	0
Against	425	10.92	2	224	199	0
Total	3,891		26	2,290	1,575	0
AMENDMENT B, CITY OF SHERMAN						
Vote for 1						
For	2,456	66.50	15	1,502	939	0
Against	1,237	33.50	11	676	550	0
Total	3,693		26	2,178	1,489	0
AMENDMENT C, CITY OF SHERMAN						
Vote for 1						
For	2,961	80.29	23	1,760	1,178	0
Against	727	19.71	2	402	323	0
Total	3,688		25	2,162	1,501	0
AMENDMENT D, CITY OF SHERMAN						
Vote for 1						
For	2,845	75.73	23	1,723	1,099	0
Against	912	24.27	4	489	419	0
Total	3,757		27	2,212	1,518	0

SUMMARY REPT-GROUP DETAIL

Joint Election
Grayson County, Texas
November 7, 2017

UNOFFICIAL RESULTS

Run Date:11/13/17 03:14 PM

Report EL45A Page 002

	TOTAL VOTES	%	EV MAIL	EV IN PERSON	ED IN PERSON	PROVISIONAL
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AMENDMENT E, CITY OF SHERMAN

Vote for 1

For	2,426	65.22	19	1,495	912	0
Against	1,294	34.78	6	699	589	0
Total	3,720		25	2,194	1,501	0

AMENDMENT F, CITY OF SHERMAN

Vote for 1

For	2,780	75.42	21	1,679	1,080	0
Against	906	24.58	6	483	417	0
Total	3,686		27	2,162	1,497	0

PREC REPORT-GROUP DETAIL

Joint Election
Grayson County, Texas
November 7, 2017

UNOFFICIAL RESULTS

Run Date:11/14/17 12:08 PM

Report EL30A Page 0001-01

0001 PRECINCT 101

	TOTAL VOTES	%	EV MAIL	EV IN PERSON	ED IN PERSON	PROVISIONAL
REGISTERED VOTERS - TOTAL	3,974					
BALLOTS CAST - TOTAL	564		3	326	235	0
VOTER TURNOUT - TOTAL		14.19				

Council Member, District 2, Sherman

Vote for 1

Josh Stevenson	307	61.03	0	177	130	0
Commie O. Linson	196	38.97	2	119	75	0
Over Votes	0		0	0	0	0
Under Votes	61		1	30	30	0

Council Member, District 4, Sherman

Vote for 1

Daron Holland	435	100.00	2	256	177	0
Over Votes	0		0	0	0	0
Under Votes	129		1	70	58	0

Council Member, At-Large, Place 1, Sherman

Vote for 1

Ronald Rose	169	35.28	1	105	63	0
Willie Steele	310	64.72	1	178	131	0
Over Votes	0		0	0	0	0
Under Votes	85		1	43	41	0

AMENDMENT A, CITY OF SHERMAN

Vote for 1

For	446	84.79	3	267	176	0
Against	80	15.21	0	40	40	0
Over Votes	0		0	0	0	0
Under Votes	38		0	19	19	0

AMENDMENT B, CITY OF SHERMAN

Vote for 1

For	302	59.57	2	187	113	0
Against	205	40.43	1	111	93	0
Over Votes	0		0	0	0	0
Under Votes	57		0	28	29	0

AMENDMENT C, CITY OF SHERMAN

Vote for 1

For	371	74.05	1	219	151	0
Against	130	25.95	2	74	54	0
Over Votes	0		0	0	0	0
Under Votes	63		0	33	30	0

AMENDMENT D, CITY OF SHERMAN

Vote for 1

For	361	70.51	3	226	132	0
Against	151	29.49	0	72	79	0
Over Votes	0		0	0	0	0
Under Votes	52		0	28	24	0

PREC REPORT-GROUP DETAIL

Joint Election
Grayson County, Texas
November 7, 2017

UNOFFICIAL RESULTS

Run Date:11/14/17 12:08 PM

Report EL30A Page 0001-02

0001 PRECINCT 101

	TOTAL VOTES	%	EV MAIL	EV IN PERSON	ED IN PERSON	PROVISIONAL
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AMENDMENT E, CITY OF SHERMAN

Vote for 1

For	322	64.02	1	204	117	0
Against	181	35.98	1	92	88	0
Over Votes	0		0	0	0	0
Under Votes	61		1	30	30	0

AMENDMENT F, CITY OF SHERMAN

Vote for 1

For	360	72.00	2	218	140	0
Against	140	28.00	1	73	66	0
Over Votes	0		0	0	0	0
Under Votes	64		0	35	29	0

PREC REPORT-GROUP DETAIL

Joint Election
Grayson County, Texas
November 7, 2017

UNOFFICIAL RESULTS

Run Date:11/14/17 12:08 PM

Report EL30A Page 0002-01

0002 PRECINCT 102

	TOTAL VOTES	%	EV MAIL	EV IN PERSON	ED IN PERSON	PROVISIONAL
REGISTERED VOTERS - TOTAL	2,575					
BALLOTS CAST - TOTAL	269		1	152	116	0
VOTER TURNOUT - TOTAL		10.45				

Council Member, District 2, Sherman

Vote for 1

Josh Stevenson	86	36.13	0	50	36	0
Commie O. Linson	152	63.87	0	81	71	0
Over Votes	0		0	0	0	0
Under Votes	31		1	21	9	0

Council Member, District 4, Sherman

Vote for 1

Daron Holland	197	100.00	0	113	84	0
Over Votes	0		0	0	0	0
Under Votes	72		1	39	32	0

Council Member, At-Large, Place 1, Sherman

Vote for 1

Ronald Rose	82	39.23	0	45	37	0
Willie Steele	127	60.77	0	72	55	0
Over Votes	0		0	0	0	0
Under Votes	60		1	35	24	0

AMENDMENT A, CITY OF SHERMAN

Vote for 1

For	197	84.19	0	110	87	0
Against	37	15.81	0	19	18	0
Over Votes	0		0	0	0	0
Under Votes	35		1	23	11	0

AMENDMENT B, CITY OF SHERMAN

Vote for 1

For	144	64.86	0	79	65	0
Against	78	35.14	0	50	28	0
Over Votes	0		0	0	0	0
Under Votes	47		1	23	23	0

AMENDMENT C, CITY OF SHERMAN

Vote for 1

For	169	75.11	0	93	76	0
Against	56	24.89	0	32	24	0
Over Votes	0		0	0	0	0
Under Votes	44		1	27	16	0

AMENDMENT D, CITY OF SHERMAN

Vote for 1

For	160	70.18	1	89	70	0
Against	68	29.82	0	39	29	0
Over Votes	0		0	0	0	0
Under Votes	41		0	24	17	0

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0002 PRECINCT 102

	TOTAL VOTES	%	EV MAIL	EV IN PERSON	ED IN PERSON	PROVISIONAL
AMENDMENT E, CITY OF SHERMAN						
Vote for 1						
For	138	60.26	1	81	56	0
Against	91	39.74	0	46	45	0
Over Votes	0		0	0	0	0
Under Votes	40		0	25	15	0

AMENDMENT F, CITY OF SHERMAN

Vote for 1						
For	163	71.49	1	87	75	0
Against	65	28.51	0	42	23	0
Over Votes	0		0	0	0	0
Under Votes	41		0	23	18	0

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0003 PRECINCT 103

	TOTAL VOTES	%	EV MAIL	EV IN PERSON	ED IN PERSON	PROVISIONAL
REGISTERED VOTERS - TOTAL	545					
BALLOTS CAST - TOTAL	117		6	73	38	0
VOTER TURNOUT - TOTAL		21.47				

No City of Sherman Voters

PREC REPORT-GROUP DETAIL

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0004 PRECINCT 104

	TOTAL VOTES	%	EV MAIL	EV IN PERSON	ED IN PERSON	PROVISIONAL
REGISTERED VOTERS - TOTAL	875					
BALLOTS CAST - TOTAL	135		1	76	58	0
VOTER TURNOUT - TOTAL		15.43				

No City of Sherman Voters

PREC REPORT-GROUP DETAIL

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0006 PRECINCT 106

	TOTAL VOTES	%	EV MAIL	EV IN PERSON	ED IN PERSON	PROVISIONAL
REGISTERED VOTERS - TOTAL	2,505					
BALLOTS CAST - TOTAL	446		3	259	184	0
VOTER TURNOUT - TOTAL		17.80				

No City of Sherman Voters

PREC REPORT-GROUP DETAIL

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0008 PRECINCT 108

	TOTAL VOTES	%	EV MAIL	EV IN PERSON	ED IN PERSON	PROVISIONAL
REGISTERED VOTERS - TOTAL	1,505					
BALLOTS CAST - TOTAL	176		0	100	.76	0
VOTER TURNOUT - TOTAL		11.69				

No City of Sherman Voters

PREC REPORT-GROUP DETAIL

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0019 PRECINCT 301

	TOTAL VOTES	%	EV MAIL	EV IN PERSON	ED IN PERSON	PROVISIONAL
REGISTERED VOTERS - TOTAL	1,850					
BALLOTS CAST - TOTAL	288		4	155	129	0
VOTER TURNOUT - TOTAL		15.57				

Council Member, District 2, Sherman

Vote for 1

Josh Stevenson	160	65.57	3	91	66	0
Commie O. Linson	84	34.43	1	46	37	0
Over Votes	0		0	0	0	0
Under Votes	44		0	18	26	0

Council Member, District 4, Sherman

Vote for 1

Daron Holland	203	100.00	3	114	86	0
Over Votes	0		0	0	0	0
Under Votes	85		1	41	43	0

Council Member, At-Large, Place 1, Sherman

Vote for 1

Ronald Rose	95	41.48	2	53	40	0
Willie Steele	134	58.52	2	76	56	0
Over Votes	0		0	0	0	0
Under Votes	59		0	26	33	0

AMENDMENT A, CITY OF SHERMAN

Vote for 1

For	227	85.34	3	124	100	0
Against	39	14.66	0	21	18	0
Over Votes	0		0	0	0	0
Under Votes	22		1	10	11	0

AMENDMENT B, CITY OF SHERMAN

Vote for 1

For	139	56.05	0	85	54	0
Against	109	43.95	3	52	54	0
Over Votes	0		0	0	0	0
Under Votes	40		1	18	21	0

AMENDMENT C, CITY OF SHERMAN

Vote for 1

For	194	78.23	3	107	84	0
Against	54	21.77	0	29	25	0
Over Votes	0		0	0	0	0
Under Votes	40		1	19	20	0

AMENDMENT D, CITY OF SHERMAN

Vote for 1

For	190	75.70	2	110	78	0
Against	61	24.30	1	28	32	0
Over Votes	0		0	0	0	0
Under Votes	37		1	17	19	0

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0019 PRECINCT 301

TOTAL VOTES % EV MAIL EV IN PERSON ED IN PERSON PROVISIONAL

AMENDMENT E, CITY OF SHERMAN

Vote for 1

For	155	61.02	1	94	60	0
Against	99	38.98	2	46	51	0
Over Votes	0		0	0	0	0
Under Votes	34		1	15	18	0

AMENDMENT F, CITY OF SHERMAN

Vote for 1

For	180	73.17	2	104	74	0
Against	66	26.83	1	30	35	0
Over Votes	0		0	0	0	0
Under Votes	42		1	21	20	0

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0020 PRECINCT 302

	TOTAL VOTES	%	EV MAIL	EV IN PERSON	ED IN PERSON	PROVISIONAL
REGISTERED VOTERS - TOTAL	5,542					
BALLOTS CAST - TOTAL	1,048		5	608	435	0
VOTER TURNOUT - TOTAL		18.91				

Council Member, District 2, Sherman

Vote for 1

Josh Stevenson	579	64.55	1	332	246	0
Commie O. Linson	318	35.45	1	182	135	0
Over Votes	0		0	0	0	0
Under Votes	151		3	94	54	0

Council Member, District 4, Sherman

Vote for 1

Daron Holland	740	100.00	2	427	311	0
Over Votes	0		0	0	0	0
Under Votes	308		3	181	124	0

Council Member, At-Large, Place 1, Sherman

Vote for 1

Ronald Rose	282	32.87	0	148	134	0
Willie Steele	576	67.13	2	348	226	0
Over Votes	0		0	0	0	0
Under Votes	190		3	112	75	0

AMENDMENT A, CITY OF SHERMAN

Vote for 1

For	876	90.87	2	511	363	0
Against	88	9.13	0	41	47	0
Over Votes	0		0	0	0	0
Under Votes	84		3	56	25	0

AMENDMENT B, CITY OF SHERMAN

Vote for 1

For	604	66.96	2	361	241	0
Against	298	33.04	0	159	139	0
Over Votes	0		0	0	0	0
Under Votes	146		3	88	55	0

AMENDMENT C, CITY OF SHERMAN

Vote for 1

For	739	81.75	2	430	307	0
Against	165	18.25	0	87	78	0
Over Votes	0		0	0	0	0
Under Votes	144		3	91	50	0

AMENDMENT D, CITY OF SHERMAN

Vote for 1

For	718	77.54	2	435	281	0
Against	208	22.46	0	100	108	0
Over Votes	0		0	0	0	0
Under Votes	122		3	73	46	0

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0020 PRECINCT 302

TOTAL VOTES % EV MAIL EV IN PERSON ED IN PERSON PROVISIONAL

AMENDMENT E, CITY OF SHERMAN

Vote for 1

For	595	65.38	1	367	227	0
Against	315	34.62	1	156	158	0
Over Votes	0		0	0	0	0
Under Votes	138		3	85	50	0

AMENDMENT F, CITY OF SHERMAN

Vote for 1

For	659	73.30	0	394	265	0
Against	240	26.70	2	121	117	0
Over Votes	0		0	0	0	0
Under Votes	149		3	93	53	0

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0021 PRECINCT 303

	TOTAL VOTES	%	EV MAIL	EV IN PERSON	ED IN PERSON	PROVISIONAL
REGISTERED VOTERS - TOTAL	981					
BALLOTS CAST - TOTAL	228		0	131	97	0
VOTER TURNOUT - TOTAL		23.24				

Council Member, District 2, Sherman

Vote for 1

Josh Stevenson	74	77.89	0	35	39	0
Commie O. Linson	21	22.11	0	14	7	0
Over Votes	0		0	0	0	0
Under Votes	29		0	21	8	0

Council Member, District 4, Sherman

Vote for 1

Daron Holland	79	100.00	0	39	40	0
Over Votes	0		0	0	0	0
Under Votes	45		0	31	14	0

Council Member, At-Large, Place 1, Sherman

Vote for 1

Ronald Rose	32	32.99	0	15	17	0
Willie Steele	65	67.01	0	36	29	0
Over Votes	0		0	0	0	0
Under Votes	27		0	19	8	0

AMENDMENT A, CITY OF SHERMAN

Vote for 1

For	100	93.46	0	55	45	0
Against	7	6.54	0	3	4	0
Over Votes	0		0	0	0	0
Under Votes	17		0	12	5	0

AMENDMENT B, CITY OF SHERMAN

Vote for 1

For	72	66.67	0	41	31	0
Against	36	33.33	0	16	20	0
Over Votes	0		0	0	0	0
Under Votes	16		0	13	3	0

AMENDMENT C, CITY OF SHERMAN

Vote for 1

For	87	82.08	0	50	37	0
Against	19	17.92	0	8	11	0
Over Votes	0		0	0	0	0
Under Votes	18		0	12	6	0

AMENDMENT D, CITY OF SHERMAN

Vote for 1

For	86	79.63	0	48	38	0
Against	22	20.37	0	10	12	0
Over Votes	0		0	0	0	0
Under Votes	16		0	12	4	0

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0021 PRECINCT 303

TOTAL VOTES % EV MAIL EV IN PERSON ED IN PERSON PROVISIONAL

AMENDMENT E, CITY OF SHERMAN

Vote for 1

For	72	69.90	0	40	32	0
Against	31	30.10	0	16	15	0
Over Votes	0		0	0	0	0
Under Votes	21		0	14	7	0

AMENDMENT F, CITY OF SHERMAN

Vote for 1

For	84	79.25	0	49	35	0
Against	22	20.75	0	8	14	0
Over Votes	0		0	0	0	0
Under Votes	18		0	13	5	0

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0022 PRECINCT 304

	TOTAL VOTES	%	EV MAIL	EV IN PERSON	ED IN PERSON	PROVISIONAL
REGISTERED VOTERS - TOTAL	2,978					
BALLOTS CAST - TOTAL	711		8	417	286	0
VOTER TURNOUT - TOTAL		23.88				

Council Member, District 2, Sherman

Vote for 1

Josh Stevenson	412	67.87	5	239	168	0
Commie O. Linson	195	32.13	3	117	75	0
Over Votes	0		0	0	0	0
Under Votes	104		0	61	43	0

Council Member, District 4, Sherman

Vote for 1

Daron Holland	492	100.00	6	282	204	0
Over Votes	0		0	0	0	0
Under Votes	219		2	135	82	0

Council Member, At-Large, Place 1, Sherman

Vote for 1

Ronald Rose	161	26.70	1	87	73	0
Willie Steele	442	73.30	7	274	161	0
Over Votes	0		0	0	0	0
Under Votes	108		0	56	52	0

AMENDMENT A, CITY OF SHERMAN

Vote for 1

For	601	90.92	8	358	235	0
Against	60	9.08	0	33	27	0
Over Votes	0		0	0	0	0
Under Votes	50		0	26	24	0

AMENDMENT B, CITY OF SHERMAN

Vote for 1

For	461	72.26	5	276	180	0
Against	177	27.74	3	101	73	0
Over Votes	0		0	0	0	0
Under Votes	73		0	40	33	0

AMENDMENT C, CITY OF SHERMAN

Vote for 1

For	511	80.73	7	303	201	0
Against	122	19.27	0	67	55	0
Over Votes	0		0	0	0	0
Under Votes	78		1	47	30	0

AMENDMENT D, CITY OF SHERMAN

Vote for 1

For	508	78.27	7	294	207	0
Against	141	21.73	1	86	54	0
Over Votes	0		0	0	0	0
Under Votes	62		0	37	25	0

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0022 PRECINCT 304

TOTAL VOTES	%	EV MAIL	EV IN PERSON	ED IN PERSON	PROVISIONAL
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AMENDMENT E, CITY OF SHERMAN

Vote for 1

For	439	68.49	7	261	171	0
Against	202	31.51	0	117	85	0
Over Votes	0		0	0	0	0
Under Votes	70		1	39	30	0

AMENDMENT F, CITY OF SHERMAN

Vote for 1

For	506	78.69	6	304	196	0
Against	137	21.31	2	73	62	0
Over Votes	0		0	0	0	0
Under Votes	68		0	40	28	0

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0023 PRECINCT 305

	TOTAL VOTES	%	EV MAIL	EV IN PERSON	ED IN PERSON	PROVISIONAL
REGISTERED VOTERS - TOTAL	1,390					
BALLOTS CAST - TOTAL	390		3	260	127	0
VOTER TURNOUT - TOTAL		28.06				

Council Member, District 2, Sherman

Vote for 1

Josh Stevenson	0		0	0	0	0
Commie O. Linson	0		0	0	0	0
Over Votes	0		0	0	0	0
Under Votes	0		0	0	0	0

Council Member, District 4, Sherman

Vote for 1

Daron Holland	0		0	0	0	0
Over Votes	0		0	0	0	0
Under Votes	0		0	0	0	0

Council Member, At-Large, Place 1, Sherman

Vote for 1

Ronald Rose	0		0	0	0	0
Willie Steele	0		0	0	0	0
Over Votes	0		0	0	0	0
Under Votes	0		0	0	0	0

AMENDMENT A, CITY OF SHERMAN

Vote for 1

For	0		0	0	0	0
Against	0		0	0	0	0
Over Votes	0		0	0	0	0
Under Votes	0		0	0	0	0

AMENDMENT B, CITY OF SHERMAN

Vote for 1

For	0		0	0	0	0
Against	0		0	0	0	0
Over Votes	0		0	0	0	0
Under Votes	0		0	0	0	0

AMENDMENT C, CITY OF SHERMAN

Vote for 1

For	0		0	0	0	0
Against	0		0	0	0	0
Over Votes	0		0	0	0	0
Under Votes	0		0	0	0	0

AMENDMENT D, CITY OF SHERMAN

Vote for 1

For	0		0	0	0	0
Against	0		0	0	0	0
Over Votes	0		0	0	0	0
Under Votes	0		0	0	0	0

PREC REPORT-GROUP DETAIL

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0023 PRECINCT 305

	TOTAL VOTES	%	EV MAIL	EV IN PERSON	ED IN PERSON	PROVISIONAL
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AMENDMENT E, CITY OF SHERMAN

Vote for 1

For	0		0	0	0	0
Against	0		0	0	0	0
Over Votes	0		0	0	0	0
Under Votes	0		0	0	0	0

AMENDMENT F, CITY OF SHERMAN

Vote for 1

For	0		0	0	0	0
Against	0		0	0	0	0
Over Votes	0		0	0	0	0
Under Votes	0		0	0	0	0

PREC REPORT-GROUP DETAIL

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0032 PRECINCT 405

	TOTAL VOTES	%	EV MAIL	EV IN PERSON	ED IN PERSON	PROVISIONAL
REGISTERED VOTERS - TOTAL	538					
BALLOTS CAST - TOTAL	82		0	47	35	0
VOTER TURNOUT - TOTAL		15.24				

Council Member, District 2, Sherman

Vote for 1

Josh Stevenson	50	68.49	0	31	19	0
Connie O. Linson	23	31.51	0	12	11	0
Over Votes	0		0	0	0	0
Under Votes	9		0	4	5	0

Council Member, District 4, Sherman

Vote for 1

Daron Holland	63	100.00	0	34	29	0
Over Votes	0		0	0	0	0
Under Votes	19		0	13	6	0

Council Member, At-Large, Place 1, Sherman

Vote for 1

Ronald Rose	28	44.44	0	13	15	0
Willie Steele	35	55.56	0	22	13	0
Over Votes	0		0	0	0	0
Under Votes	19		0	12	7	0

AMENDMENT A, CITY OF SHERMAN

Vote for 1

For	73	93.59	0	41	32	0
Against	5	6.41	0	3	2	0
Over Votes	0		0	0	0	0
Under Votes	4		0	3	1	0

AMENDMENT B, CITY OF SHERMAN

Vote for 1

For	46	59.74	0	28	18	0
Against	31	40.26	0	14	17	0
Over Votes	0		0	0	0	0
Under Votes	5		0	5	0	0

AMENDMENT C, CITY OF SHERMAN

Vote for 1

For	61	80.26	0	37	24	0
Against	15	19.74	0	6	9	0
Over Votes	0		0	0	0	0
Under Votes	6		0	4	2	0

AMENDMENT D, CITY OF SHERMAN

Vote for 1

For	58	78.38	0	33	25	0
Against	16	21.62	0	9	7	0
Over Votes	0		0	0	0	0
Under Votes	8		0	5	3	0

PREC REPORT-GROUP DETAIL

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0032 PRECINCT 405

	TOTAL VOTES	%	EV MAIL	EV IN PERSON	ED IN PERSON	PROVISIONAL
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AMENDMENT E, CITY OF SHERMAN

Vote for 1

For	48	63.16	0	28	20	0
Against	28	36.84	0	15	13	0
Over Votes	0		0	0	0	0
Under Votes	6		0	4	2	0

AMENDMENT F, CITY OF SHERMAN

Vote for 1

For	60	81.08	0	34	26	0
Against	14	18.92	0	7	7	0
Over Votes	0		0	0	0	0
Under Votes	8		0	6	2	0

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0035 PRECINCT 408

	TOTAL VOTES	%	EV MAIL	EV IN PERSON	ED IN PERSON	PROVISIONAL
REGISTERED VOTERS - TOTAL	1,327					
BALLOTS CAST - TOTAL	208		0	115	93	0
VOTER TURNOUT - TOTAL		15.67				

Council Member, District 2, Sherman

Vote for 1

Josh Stevenson	2	50.00	0	1	1	0
Commie O. Linson	2	50.00	0	2	0	0
Over Votes	0		0	0	0	0
Under Votes	3		0	3	0	0

Council Member, District 4, Sherman

Vote for 1

Daron Holland	4	100.00	0	4	0	0
Over Votes	0		0	0	0	0
Under Votes	3		0	2	1	0

Council Member, At-Large, Place 1, Sherman

Vote for 1

Ronald Rose	1	25.00	0	0	1	0
Willie Steele	3	75.00	0	3	0	0
Over Votes	0		0	0	0	0
Under Votes	3		0	3	0	0

AMENDMENT A, CITY OF SHERMAN

Vote for 1

For	4	66.67	0	4	0	0
Against	2	33.33	0	1	1	0
Over Votes	0		0	0	0	0
Under Votes	1		0	1	0	0

AMENDMENT B, CITY OF SHERMAN

Vote for 1

For	2	40.00	0	2	0	0
Against	3	60.00	0	2	1	0
Over Votes	0		0	0	0	0
Under Votes	2		0	2	0	0

AMENDMENT C, CITY OF SHERMAN

Vote for 1

For	5	100.00	0	4	1	0
Against	0		0	0	0	0
Over Votes	0		0	0	0	0
Under Votes	2		0	2	0	0

AMENDMENT D, CITY OF SHERMAN

Vote for 1

For	4	66.67	0	3	1	0
Against	2	33.33	0	2	0	0
Over Votes	0		0	0	0	0
Under Votes	1		0	1	0	0

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0035 PRECINCT 408

	TOTAL VOTES	%	EV MAIL	EV IN PERSON	ED IN PERSON	PROVISIONAL
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AMENDMENT E, CITY OF SHERMAN

Vote for 1

For	2	40.00	0	2	0	0
Against	3	60.00	0	2	1	0
Over Votes	0		0	0	0	0
Under Votes	2		0	2	0	0

AMENDMENT F, CITY OF SHERMAN

Vote for 1

For	4	80.00	0	3	1	0
Against	1	20.00	0	1	0	0
Over Votes	0		0	0	0	0
Under Votes	2		0	2	0	0

PREC REPORT-GROUP DETAIL

Joint Election
Grayson County, Texas
November 7, 2017

UNOFFICIAL RESULTS

Run Date:11/14/17 12:08 PM

Report EL30A Page 0036-01

0036 PRECINCT 409

	TOTAL VOTES	%	EV MAIL	EV IN PERSON	ED IN PERSON	PROVISIONAL
REGISTERED VOTERS - TOTAL	4,204					
BALLOTS CAST - TOTAL	1,123		10	708	405	0
VOTER TURNOUT - TOTAL		26.71				

Council Member, District 2, Sherman

Vote for 1

Josh Stevenson	723	74.46	6	444	273	0
Commie O. Linson	248	25.54	2	175	71	0
Over Votes	0		0	0	0	0
Under Votes	152		2	89	61	0

Council Member, District 4, Sherman

Vote for 1

Daron Holland	762	100.00	5	494	263	0
Over Votes	0		0	0	0	0
Under Votes	361		5	214	142	0

Council Member, At-Large, Place 1, Sherman

Vote for 1

Ronald Rose	270	28.63	0	165	105	0
Willie Steele	673	71.37	10	438	225	0
Over Votes	0		0	0	0	0
Under Votes	180		0	105	75	0

AMENDMENT A, CITY OF SHERMAN

Vote for 1

For	942	89.80	8	596	338	0
Against	107	10.20	2	63	42	0
Over Votes	0		0	0	0	0
Under Votes	74		0	49	25	0

AMENDMENT B, CITY OF SHERMAN

Vote for 1

For	686	69.57	6	443	237	0
Against	300	30.43	4	171	125	0
Over Votes	0		0	0	0	0
Under Votes	137		0	94	43	0

AMENDMENT C, CITY OF SHERMAN

Vote for 1

For	824	83.23	10	517	297	0
Against	166	16.77	0	99	67	0
Over Votes	0		0	0	0	0
Under Votes	133		0	92	41	0

AMENDMENT D, CITY OF SHERMAN

Vote for 1

For	760	75.77	8	485	267	0
Against	243	24.23	2	143	98	0
Over Votes	0		0	0	0	0
Under Votes	120		0	80	40	0

PREC REPORT-GROUP DETAIL

Joint Election
Grayson County, Texas
November 7, 2017

UNOFFICIAL RESULTS

Run Date:11/14/17 12:08 PM

Report EL30A Page 0036-02

0036 PRECINCT 409

	TOTAL VOTES	%	EV MAIL	EV IN PERSON	ED IN PERSON	PROVISIONAL
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AMENDMENT E, CITY OF SHERMAN

Vote for 1

For	655	65.57	8	418	229	0
Against	344	34.43	2	209	133	0
Over Votes	0		0	0	0	0
Under Votes	124		0	81	43	0

AMENDMENT F, CITY OF SHERMAN

Vote for 1

For	764	77.56	10	486	268	0
Against	221	22.44	0	128	93	0
Over Votes	0		0	0	0	0
Under Votes	138		0	94	44	0



SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

B.1.

Meeting Date: 12/04/2017

Prepared By: Brandon Shelby, City Attorney

Approved By: Robby Hefton, City Manager

Caption:

INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6081

Establishing a Tax Increment Reinvestment Zone #7 (Southeast of Intersection of U.S. Highway 75 and F.M. 1417); Providing for Findings of Fact; Providing for a Board of Directors

Issue:

This ordinance creates a seventh tax increment reinvestment zone. This zone covers the area southeast of the intersection of U.S. Highway 75 and F.M. 1417 (Heritage Parkway).

Background:

By state law, the City Council may designate an area as a Tax Reinvestment Zone for the purpose of promoting development that would not occur solely through private investment in the reasonably foreseeable future. At the November 20, 2017 meeting, the City Council approved the Preliminary Financing Plan for Sherman Tax Increment Reinvestment Zone (TIRZ) #7. State law requires a public hearing on the creation of the zone prior to adoption of the ordinance creating the zone. If the Council adopts this Ordinance, the next steps will be to name the TIRZ board and the creation of the Project and Financing Plan. The Plan will also require City Council adoption.

Origination:

City Council

Financial Consideration:

A portion of the increases in taxable value in the Zone after the 2017 tax year will be dedicated to improving the public infrastructure in the Zone. The preliminary financing plan calls for improvements of approximately \$2.4 million, with the Zone responsible for about \$1.7 million that will be financed with a portion of the City's 2017 Certificates of Obligation and/or available reserves from the City of Sherman. The City will contribute 75% of its maintenance and operations (M&O) property tax rate and the County will contribute 75% of its tax rate that is allocated to the general fund to the Tax Increment Reinvestment Zone Fund.

Staff Recommendation:

The staff recommends adopting this Ordinance.

Alternatives:

The City Council could change in direction and direct the staff to abandon the process to create this zone.

Attachments

Ordinance No. 6081 with Exhibit "A" (Field Notes, Survey and Location Map)

ORDINANCE NO. 6081

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, ESTABLISHING A TAX INCREMENT REINVESTMENT ZONE #7 (SOUTHEAST OF INTERSECTION OF U.S. HIGHWAY 75 AND F.M. 1417); PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR A BOARD OF DIRECTORS; PROVIDING FOR SEVERABILITY; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS:

SECTION 1. That there is hereby created a reinvestment zone to be named the Sherman Tax Increment Reinvestment Zone #7 ("TIRZ-7") to take effect immediately from and after the final passage of this ordinance, the boundaries of which are fully described in Exhibit "A" attached hereto and made a part hereof for all purposes.

SECTION 2. That the City Council hereby makes the following findings and determinations which are true and correct:

- (a) That the development of the area within the TIRZ-7 Zone would not occur in the foreseeable future solely through private investment.
- (b) That the area's present condition substantially impairs the city's growth, retards the provision of housing, or constitutes an economic or social liability to the public health, safety, morals, or welfare. Further, this condition exists because of the presence of one or more of the following conditions: a substantial number of substandard or deteriorating structures, inadequate sidewalks or street layout, faulty lot layouts, unsanitary or unsafe conditions, a tax or special assessment delinquency that exceeds the fair market value of the land, defective or unusual conditions of title, or that endanger life or property by fire or other cause; or be predominantly open or undeveloped and, because of obsolete platting, deterioration of the structures or site improvements, or other factors, substantially impair or arrest the sound growth of the municipality.
- (c) That the City of Sherman has fully complied with all of the applicable sections of Chapter 311 of the Texas Tax Code and specifically Section 311.003.
- (d) That the Sherman Tax Increment Reinvestment Zone #7 is in full compliance and meets all of the requirements of Section 311.005 of the Texas Tax Code.
- (e) That the improvements in the Zone will significantly enhance the value of all the taxable real property in the Zone and will be of general benefit to the municipality and its citizens.

SECTION 3. That there is hereby established a tax increment fund for the Zone to be styled Sherman Tax Increment Reinvestment Zone #7 ("TIRZ-7").

SECTION 4. That there is hereby established a five (5) member Board of Directors for the TIRZ-7 Zone to be composed of three (3) members of the City Council, one (1) member of the City staff and one (1) representative from Grayson County, all to be chosen by the City Council for terms of two (2) years, with no term limitations, in accordance with Section 311.009 of the Texas Tax Code. The City Council does not delegate or grant any of its powers or authority to the Board of Directors. The City Council hereby restricts the authority of the Board of Directors under Chapter 311 of the Texas Tax Code to an advisory board to the City Council.

SECTION 5. The Zone shall terminate upon all City bonded indebtedness, interest on those bonds and project costs pertaining to the Zone being paid in full.

SECTION 6. That the provisions of this ordinance are severable and the invalidity of any word, phrase, sentence or part of this ordinance shall not affect the validity or effectiveness of the remainder of the ordinance.

SECTION 7. That it is hereby officially found and determined that the meetings at which this ordinance was introduced and passed were open to the public and that public notice of the time, place and purpose of said meetings were given all as required by law.

INTRODUCED on this the _____ day of _____, 2017.

ADOPTED on this the _____ day of _____, 2017.

EFFECTIVE DATE on this the _____ day of _____, 2017.

CITY OF SHERMAN, TEXAS

ATTEST:

BY: _____
LINDA ASHBY, CITY CLERK

BY: _____
DAVID PLYLER, MAYOR

**APPROVED AS TO FORM
AND CONTENT:**

BY: _____
**BRANDON S. SHELBY,
CITY ATTORNEY**

Exhibit "A"

Field Notes Sherman Tax Increment Reinvestment Zone #7 ("TIRZ-7")

Helvey-Wagner Surveying, Inc.

222 West Main Street · Denison, Texas 75020
Ph: (903) 463-6191 · Fax: (903) 463-4088 · Email: helveysurvey@cableone.net
TBPLS Firm Registration No. 10088100
Billy F. Helvey, RPLS No. 4488 – Kate A. Wagner, RPLS No. 6578 – Kenneth N. Russell, RPLS No. 4409

22.330 Acres

SITUATED in the County of Grayson, State of Texas, and being a part of the Sherrod Dunham Survey, Abstract No. 329, and being a part of the 1.5698 ac. tract of land conveyed to the City of Sherman by Johnson & Johnson, a Corporation by Warranty Deed dated January 30, 1967 and recorded in Volume 1079, Page 392, Deed Records, Grayson County, Texas, and being all of the 7.409 ac. tract of land conveyed to the City of Sherman, Texas by the State of Texas by Deed Without Warranty dated July 22, 2009 and recorded in Volume 4682, Page 624, Official Public Records, Grayson County, Texas and being all of the 13.41 ac. tract of land conveyed to Sherman Economic Development Corporation by Garcha Corporation by Warranty Deed dated August 25, 2015 and recorded in Volume 5680, Page 685, said Official Public Records, and being more particularly described as one tract of land by metes and bounds as follows, to-wit:

BEGINNING at a 1/2 inch capped rebar found stamped "RPLS 4709" in the East right-of-way line of U. S. Highway No. 75, at the Northwest corner of the 12.166 ac. tract of land conveyed to Ramanujam K. Vangipuram in Volume 5948, Page 638, said Official Public Records, at the Southwest corner of said City of Sherman, Texas 7.409 ac., at the most Westerly Southwest corner of the herein described tract;

THENCE North 15 deg. 32 min. 24 sec. West, with the East right-of-way line of said U. S. Hwy. 75 and a West line of said City of Sherman 7.409 ac., a distance of 203.21 ft. to an angle point, being South 19 deg. East, 1.04 ft. from a 5/8 inch rebar found;

THENCE North 04 deg. 04 min. 42 sec. East, continuing with the East right-of-way line of said U. S. Hwy. 75 and a West line of said City of Sherman 7.409 ac., a distance of 317.16 ft. to a 1/2 inch capped rebar found stamped "RPLS 4709" at the most Westerly Northwest corner of said City of Sherman 7.409 ac., at the Southwest corner of said City of Sherman 1.5698 ac.;

THENCE North 04 deg. 13 min. 29 sec. East, continuing with the East right-of-way line of said U. S. Hwy. 75 and the West line of said City of Sherman 1.5698 ac., a distance of 279.09 ft. to a 1/2 inch capped rebar set stamped "RPLS 6578" at the intersection of the East right-of-way line of said U. S. Hwy. 75 with the South right-of-way line of F. M. Highway No. 1417, at the Northwest corner of the herein described tract;

THENCE North 74 deg. 36 min. 28 sec. East, over and across said City of Sherman 1.5698 ac., with the South right-of-way line of said F. M. Hwy. 1417, a distance of 150.00 ft. to an "x" cut in concrete set, at an angle point;

THENCE North 63 deg. 17 min. 52 sec. East, continuing over and across said City of Sherman 1.5698 ac., with the South right-of-way line of said F. M. Hwy. 1417, a distance of 50.99 ft. to a point at the South base of a concrete monument found, in the East line of said City of Sherman 1.5698 ac.;

THENCE South 15 deg. 21 min. 56 sec. East, with the East line of said City of Sherman 1.5698 ac., a distance of 20.00 ft. to a 1/2 inch capped rebar set stamped "RPLS 6578" at an Ell corner of said City of Sherman 7.409 ac.;

THENCE North 74 deg. 37 min. 24 sec. East, with a North line of said City of Sherman 7.409 ac., a distance of 189.06 ft. to a 1/2 inch capped rebar set stamped "RPLS 6578" in the West line of said Sherman Economic Development Corporation 13.41 ac., at the Northeast corner of said City of Sherman 7.409 ac.;

THENCE North 14 deg. 32 min. 11 sec. West, with the West line of said Sherman Economic Development Corporation 13.41 ac., a distance of 20.05 ft. to a point at the North base of a chainlink fence corner post, in the South right-of-way line of said F. M. Hwy. 1417, at the Northwest corner of said Sherman Economic Development Corporation 13.41 ac.;

THENCE North 74 deg. 36 min. 28 sec. East, with the South right-of-way line of said F. M. Hwy. 1417 and a North line of said Sherman Economic Development Corporation 13.41 ac., a distance of 341.96 ft. to a point at the South base of a concrete monument found, at an angle point;

Continued From Page One

THENCE North 88 deg. 13 min. 16 sec. East, continuing with the South right-of-way line of said F. M. Hwy. 1417 and a North line of said Sherman Economic Development Corporation 13.41 ac., a distance of 129.82 ft. to an angle point, being North 42 deg. East, 1.6 ft. from a broken concrete monument found;

THENCE North 75 deg. 01 min. 04 sec. East, continuing with the South right-of-way line of said F. M. Hwy. 1417 and a North line of said Sherman Economic Development Corporation 13.41 ac., a distance of 51.68 ft. to a 1/2 inch capped rebar set stamped "RPLS 6578" at the Northwest corner of the 0.84 ac. tract of land conveyed to Eric Pop and Kelly Pop in Volume 4809, Page 60, said Official Public Records, at the most Northerly Northeast corner of both said Sherman Economic Development Corporation 13.41 ac. and the herein described tract;

THENCE South 13 deg. 43 min. 46 sec. East, with the West line of said Pop 0.84 ac. and an East line of said Sherman Economic Development Corporation 13.41 ac., a distance of 329.28 ft. to a 3 inch pipe fence corner post at the Southwest corner of said Pop 0.84 ac., at an Ell corner of both said Sherman Economic Development Corporation 13.41 ac. and the herein described tract;

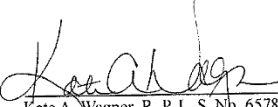
THENCE North 80 deg. 26 min. 37 sec. East, with the South line of said Pop 0.84 ac. and a North line of said Sherman Economic Development Corporation 13.41 ac., a distance of 114.42 ft. to a 1/2 inch rebar found in a West line of the 246.134 ac. tract of land conveyed to Rolling Meadows Associates in Volume 1716, Page 384, said Deed Records, at the Southeast corner of said Pop 0.84 ac., at the most Easterly Northeast corner of both said Sherman Economic Development Corporation 13.41 ac. and the herein described tract;

THENCE South 15 deg. 25 min. 36 ft. East, with the general course of a wire fence maintaining a West line of said Rolling Meadows Associates 246.134 ac and an East line of said Sherman Economic Development Corporation 13.41 ac., a distance of 620.43 ft. to a 1/2 inch rebar found at the Southeast base of a 4 inch bois d'arc corner post, at an Ell corner of said Rolling Meadows Associates 246.134 ac., at the Southeast corner of both said Sherman Economic Development Corporation 13.41 ac. and the herein described tract;

THENCE South 74 deg. 28 min. 16 sec. West, with the general course of a wire fence maintaining a North line of said Rolling Meadows Associates 246.134 ac. and the South line of said Sherman Economic Development Corporation 13.41 ac., passing the West end of said fence and continuing for a total distance of 641.52 ft. to a 1/2 inch rebar found in the East line of said Vangipuram 12.166 ac., at the Southwest corner of said Sherman Economic Development Corporation 13.41 ac., at the most Southerly Southwest corner of the herein described tract;

THENCE North 13 deg. 57 min. 11 sec. West, with the East line of said Vangipuram 12.166 ac. and the West line of said Sherman Economic Development Corporation 13.41 ac., a distance of 217.82 ft. to a 1/2 inch rebar found at the North base of a chainlink fence corner post, at the Northeast corner of said Vangipuram 12.166 ac., at the Southeast corner of said City of Sherman 7.409 ac., at an Ell corner of the herein described tract;

THENCE South 74 deg. 41 min. 12 sec. West, with the general course of a chainlink fence maintaining the North line of said Vangipuram 12.166 ac. and the South line of said City of Sherman 7.409 ac., passing a chainlink fence corner post at a fence corner and continuing for a total distance of 576.65 ft. to the **PLACE OF BEGINNING** and containing **22.330 ACRES** of land.


Kate A. Wagner, R. P. L. S. No. 6578
September 21, 2017



Location Map
Sherman Tax Increment Reinvestment Zone #7 (“TIRZ-7”)





SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

B.2.

Meeting Date: 12/04/2017

Prepared By: Clint Philpott, Director of Engineering

Approved By: Robby Hefton, City Manager

Caption:

INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6082

Closing and Abandoning a Portion of Elm Street Right-of-Way lying between Blocks Thirty-Nine (39) and Forty (40) of South Side Addition Replat in the City of Sherman, Grayson County, Texas, being more particularly described in the Exhibit "A" attached hereto and made a part hereof for all purposes, said Property to be Maintained as a Utility Easement; Conveying the Interest in said Right-of-Way to the Abutting and Adjacent Property Owner, FRHP Lincolnshire, LLC (dba Camping World)

Issue:

To consider approving the closure and abandonment of street right-of-way and conveyance to the adjoining property owner, FRHP Lincolnshire, LLC (dba Camping World)

Background:

This Ordinance will perform the necessary administrative action to officially close and abandon the street right-of-way segment and prepare it for conveyance to FRHP Lincolnshire, LLC (dba Camping World). The City does not have any utilities in this right-of-way and has no plans to ever place any utilities in the right-of-way.

Origination:

FRHP Lincolnshire, LLC (dba Camping World)

Financial Consideration:

None

Staff Recommendation:

It is recommended that the City Council approve the Ordinance closing and abandoning this street segment and permitting its conveyance to FRHP Lincolnshire, LLC (dba Camping World).

Alternatives:

As may be directed by City Council

Attachments

Ordinance No. 6082

Quit Claim Deed

Exhibit "A" to Ordinance and Quit Claim Deed

Abandonment Request Letter

Location Map

ORDINANCE NO. 6082

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, CLOSING AND ABANDONING A PORTION OF ELM STREET RIGHT-OF-WAY LYING BETWEEN BLOCKS THIRTY-NINE (39) AND FORTY (40) OF SOUTH SIDE ADDITION REPLAT IN THE CITY OF SHERMAN, GRAYSON COUNTY, TEXAS, BEING MORE PARTICULARLY DESCRIBED IN THE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF FOR ALL PURPOSES, SAID PROPERTY TO BE MAINTAINED AS A UTILITY EASEMENT; CONVEYING THE INTEREST IN SAID RIGHT- OF-WAY TO THE ABUTTING AND ADJACENT PROPERTY OWNER, FRHP LINCOLNSHIRE, LLC (DBA CAMPING WORLD); FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS:

SECTION 1. That the right-of-way segment of Elm Street lying between Blocks Thirty-Nine (39) and Forty (40) of the South Side Addition Replat in the City of Sherman, Grayson County, Texas, being more particularly described in the Exhibit "A" attached hereto and made a part hereof for all purposes, shall be closed and abandoned, save and except the property shall be reserved as an easement for public and franchise utilities for the right of ingress and egress to same for purposes of operation, maintenance or removal of such utilities or until such utilities shall be abandoned or relocated.

SECTION 2. That it is the intent of the City Council that the right and interest in such right-of-way herein closed and vacated shall vest to the abutting property owner by appropriate conveyance of said right-of-way herein described.

SECTION 3. That it is hereby officially found and determined that the meetings at which this ordinance was introduced and passed were open to the public and that public notice of the time, place, and purpose of said meetings were given all as required by law.

INTRODUCED on this the _____ day of _____, 2017.

ADOPTED on this the _____ day of _____, 2017.

EFFECTIVE DATE on this the _____ day of _____, 2017.

CITY OF SHERMAN, TEXAS

BY: _____
DAVID PLYLER, MAYOR

ATTEST:

BY: _____
LINDA ASHBY, CITY CLERK

**APPROVED AS TO FORM
AND CONTENT:**

BY: _____
**BRANDON S. SHELBY,
CITY ATTORNEY**

QUITCLAIM DEED

THE STATE OF TEXAS §
 §
COUNTY OF GRAYSON §

THIS QUITCLAIM DEED, executed this ____ day of _____, 2017, by the CITY OF SHERMAN, a municipal corporation of the State of Texas, hereinafter called “Grantor,” acting by and through its duly authorized City Manager, to FRHP LINCOLNSHIRE, LLC dba CAMPING WORLD;

WITNESSETH, that the said Grantor, for good consideration and for the sum of \$10.00 paid by the said FRHP LINCOLNSHIRE, LLC dba CAMPING WORLD, the receipt whereof is hereby acknowledged, and pursuant to the authority of Ordinance No. ____ of the City of Sherman, Texas, passed and approved on the ____ day of _____, 2017, does hereby remise, release and quitclaim unto FRHP LINCOLNSHIRE, LLC dba CAMPING WORLD forever, all the right, title, interest and claim which the said Grantor has in and to a portion of the Elm Street right-of-way lying between Blocks Thirty-nine (39) and Forty (40) of South Side Addition Replat in the City of Sherman, Grayson County, Texas, being more particularly described in the Exhibit “A” attached hereto and made a part hereof for all purposes, and improvements and appurtenances thereto in the County of Grayson, State of Texas, to wit:

RELEASE. In accepting the quitclaim of this property, Grantee expressly accepts the property in its “as is” condition, with all of its faults and encumbrances, if any. Grantee RELEASES and forever discharges the Grantor, its officers, agents and employees from all rights, claims, demands, or causes of action, at law or in equity, Grantee has, or even can, shall, or may have in the future in connection with this transaction, including hazardous materials or environmental issues in, on or upon the property, if any. Grantee states that he is not relying upon any representations or disclosures by the Grantor and none have been made in connection with this property. This release shall be binding upon Grantee’s heirs, assigns and successors in interest.

IN WITNESS WHEREOF, the City of Sherman, Texas, a municipal corporation of Grayson County, Texas, has caused this instrument to be executed by its City Manager, on the this ____ day of _____, 2017.

CITY OF SHERMAN

BY: _____
ROBBY HEFTON,
CITY MANAGER

ACKNOWLEDGMENT

THE STATE OF TEXAS	§
	§
COUNTY OF GRAYSON	§

BEFORE ME, the undersigned authority, in and for the State of Texas, on this day personally appeared Robby Hefton, City Manager, known to me to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of the said City of Sherman, a municipal corporation of the State of Texas, and that he executed the same as the act of such corporation for the purpose and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE on this the ____ day of _____, 2017.

Notary Public in and for the State of Texas
My Commission Expires: _____



CEI Engineering Associates, Inc.

ENGINEERS ■ SURVEYORS ■ LANDSCAPE ARCHITECTS ■ PLANNERS

4800 Sugar Grove Boulevard, Suite 316
Stafford, TX 77477
(281) 494-0360 Fax (281) 494-0309
www.ceienq.com

September 20, 2017

Mr. Clint A. Philpott, P.E.
Director of Engineering
City of Sherman
220 West Mulberry Street
Sherman, TX 75091

RE: Camping World Street Right-of-Way Vacate Request

Dear Mr. Philpott,

On the behalf FRHP Lincolnshire, LLC (dba Camping World) we would like to request The City of Sherman vacate and abandon the right-of-way of the unimproved section of Elm Avenue (Rusk Street). The section we are requesting to be abandoned lies south of Wilson Avenue, between Block 39 South Side Addition and Block 40 South Side Addition. Attached is a surveyed exhibit delineating the area in our request. If you have any questions, please do not hesitate to contact us.

Thank you for your time and consideration.

Sincerely,

Jim Evans, RLA
Asst. Project Manager

Providing Consolidated Land Development Services

CALIFORNIA ■ TEXAS ■ ARKANSAS ■ LOUISIANA ■ MINNESOTA ■ GEORGIA ■ PENNSYLVANIA

Street Abandonment - Elm Street



1 inch = 100 feet



SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

B.3.

Meeting Date: 12/04/2017

Prepared By: Brandon Shelby, City Attorney

Approved By: Robby Hefton, City Manager

Caption:

INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6083

Amending Article II of the Home Rule Charter, entitled "City Council", at Section 1, entitled "Membership"

Issue:

Amending the City Charter at Article II, Section 1 as permitted by Proposition No. 11 and Proposition No. 3

Background:

At the July 17th City Council meeting, Mayor David Plyler appointed, with the City Council's approval, Deputy Mayor Jason Sofey, former Councilman Kevin Couch, and himself to a Charter Review Commission. This Commission worked with the City Manager, Assistant City Manager, and City Attorney on several proposed Charter Amendments, six of which were submitted to the voters at the November 7, 2017 special election, and others that fall within the provisions of Proposition No. 11 and Proposition No. 3 and may be adopted by Ordinance or Resolution.

This specific ordinance amends the City Charter at Article II, Section 1, to remove obsolete language as it relates to staggered terms of office for the Mayor and City Council members, which is no longer applicable.

Origination:

Charter Review Commission and City Manager

Financial Consideration:

There is no financial impact to be considered.

Staff Recommendation:

It is recommended that the City Council hold the required public hearing and consider adoption of the proposed amendments to the City Charter.

Alternatives:

The Council could choose not to adopt the ordinance.

Attachments

Ordinance No. 6083

Charter Amendments Summary - 2017

ORDINANCE NO. 6083

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING ARTICLE II OF THE HOME RULE CHARTER, ENTITLED "CITY COUNCIL", AT SECTION 1, ENTITLED "MEMBERSHIP"; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the Home Rule Charter of the City of Sherman, Texas was adopted at an election on February 20, 1973; and

WHEREAS, at a City of Sherman special election held on May 7, 2005, Proposition No. 11 (Ordinance No. 5292), which was approved by a majority vote, provided: "To authorize the amendment of the city charter to facilitate its use and understanding by simplifying, clarifying and repositioning sections, paragraphs, words or phrases"; and

WHEREAS, at a City of Sherman special election held on November 2, 2010, Proposition No. 3 (Ordinance No. 5661), which was approved by a majority vote, provided: "To authorize the timely amendment of the city charter by resolution to eliminate conflict with state and federal law by deleting, altering, replacing, simplifying, or repositioning sections, paragraphs, words or phrases as needed"; and

WHEREAS, the Charter Amendment Commission appointed by the Sherman City Council has proposed several amendments to the City Charter that fall within the parameters of Proposition No. 11 and Proposition No. 3;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS:

SECTION 1. That Article II, Section 1 of the Home Rule Charter of the City of Sherman, Texas, be amended so that such Section shall read as follows:

ARTICLE II. CITY COUNCIL

Section 1. Membership.

(a) Composition.

(1) There shall be a city council consisting of six (6) councilmembers and a mayor. There shall be only the office of mayor and the office of councilmember. The mayor shall be elected by the qualified voters of the city at large. Two (2) councilmembers shall be known as councilmembers-at-large, but will file for either Place 1 or Place 2, but not both, and shall be

elected by the qualified voters of the city at large. The other four (4) shall be known as district councilmembers, one to be elected from each district by the qualified voters of the city at large.

Districts shall be as follows:

DISTRICT NO. 1—shall consist of all the property north of the former Texas and Pacific Railroad right of way and west of the center line of Travis Street to its intersection with the city limits, and all of the property within the city limits of the City of Sherman north and west of these lines.

DISTRICT NO. 2—shall consist of all the property north of the former Texas and Pacific Railroad right of way and east of the center line of Travis Street to its intersection with the city limits, and all of the property within the city limits of the City of Sherman north and east of these lines.

DISTRICT NO. 3—shall consist of all the property south of the former Texas and Pacific Railroad right of way, east of the center line of Travis Street to its intersection with U.S. Highway 75S, east of the center line of U.S. Highway 75S to the city limits, and all property within the city limits of the City of Sherman south and east of these lines.

DISTRICT NO. 4—shall consist of all the property south of the former Texas and Pacific Railroad right of way, west of the center line of Travis Street to its intersection with U.S. Highway 75S, west of the center line of U.S. Highway 75S to the city limits, and all of the property within the city limits of the City of Sherman south and west of these lines.

The city council shall reevaluate the four (4) districts every ten (10) years after the census has been taken by the United States Census Bureau and redelineate the boundaries of the districts conforming as nearly to quadrants as possible with the view of establishing an equality of the inhabitants in each quadrant as nearly as possible for a sectional geographical division.

(2) Each candidate for office and each elected official shall have and maintain their primary residence within the corporate limits of the City of Sherman and of the district for which they are running or to which they were elected. The election of the councilmember for a district shall be by the voters of the entire City of Sherman.

(3) Commencing with the regular election held in April 1973, a mayor and two (2) councilmembers shall be elected from the city at large.

~~(4) The terms of office will be staggered as follows:~~

~~(A) Commencing with the regular election in May 2008, District 1 and District 3 will be elected to one two (2) year term of office and thereafter at the next regular election, the terms of office for District 1 and District 3 will be for three (3) years.~~

~~(B) Commencing with the regular election in May 2008, District 2 and District 4 shall have three (3) year terms of office.~~

~~(C) Commencing with the regular election in May of 2009, the mayor and the two councilmembers at large shall have three (3) year terms of office.~~

~~(5 4) All terms of office shall be for three (3) years, or until the successor has been elected and qualified. Service in office for more than twelve (12) months of a three (3) year term, shall constitute a full term. This provision will take effect in accordance with the terms specified in Article II, Section 1(a)(4) of this Charter.~~

~~(6 5) A councilmember or mayor may serve a maximum of two (2) consecutive terms in the same office or four (4) consecutive terms in any combination of offices, unless the previous term of office for the mayor or councilmember seat was for two (2) years under Article II, Section 1(a)(4) of this Charter, then the councilmember or mayor may serve of maximum of three (3) consecutive terms of office. After a councilmember or mayor has served their maximum term of office, a one (1) year (360 day) absence from office is required before that person will be eligible to hold another elective office.~~

(b) Eligibility. Each candidate for an elected office and each elected official of the city shall be a citizen of the United States of America, and a qualified voter of the State of Texas; shall be at least twenty-one (21) years old, shall have resided at least twelve (12) months next preceding the election, at which they are a candidate, within the corporate limits of the City of Sherman, shall be a resident of their district, nor be disqualified by reason of any provision of any other section of this charter. Eligibility is determined as of five o'clock p.m. on the last day for filing for the office the candidate is seeking.

(c) Additional councilmembers when population reaches 75,000. When the population of the City of Sherman reaches seventy-five thousand (75,000) as shown by the official United States census, the council shall be increased by two (2) members who shall be elected at large at the next regular election of councilmembers at large.

(Ordinance 3048, sec. 2(1), (2), adopted 4/5/75; Ordinance 4267, sec. 2, adopted 1/16/93; Ordinance 4745, sec. 2, adopted 3/8/99; Ordinance 4927, sec. 4(1), (2), adopted 5/5/01; Resolution 4442 adopted 5/6/03; Subsecs. (a)(6) & (b) amnd. by 5/7/05 election, proposition no. 3, 4 & 10; Subsecs. 1(a)(4)–(6) amnd. by amendments 1, 2, & 3 approved at an election held 5/12/07 and certified by Resolution 5017 adopted 5/22/07)

SECTION 2. That it is the intention of the City Council of the City of Sherman, Texas, that the provisions of this ordinance shall become a part of the Home Rule Charter of the City of Sherman, Texas, and that sections of this ordinance may be renumbered or re-lettered to accomplish such intention.

SECTION 3. That the provisions of this ordinance are severable and the invalidity of any word, phrase or part of this ordinance shall not affect the validity or effectiveness of the remainder of the ordinance.

SECTION 4. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 5. That it is hereby officially found and determined that the meetings at which this ordinance was introduced and passed were open to the public and that public notice of the time, place and purpose of said meetings were given all as required by law.

INTRODUCED on this the _____ day of _____, 2017.

ADOPTED on this the _____ day of _____, 2017.

EFFECTIVE DATE on this the _____ day of _____, 2017.

CITY OF SHERMAN, TEXAS

BY: _____
DAVID PLYLER, MAYOR

ATTEST:

BY: _____
LINDA ASHBY, CITY CLERK

**APPROVED AS TO FORM
AND CONTENT:**

BY: _____
**BRANDON S. SHELBY,
CITY ATTORNEY**

2017 Charter Amendments

Passed - November 2017 Election	Council Approval (Prop 11 & 3) – Nov 20, 2017
<u>Article II, Section 6</u> Allows the City Council, with a vote of the supermajority, to cause a member to forfeit office for an act of misconduct, malfeasance or incompetence	<u>Article II, Section 1</u> Removes obsolete language as it relates to staggered terms of office for the Mayor and Council members.
<u>Article V, Section 11</u> Replaces dated language regarding specific borrowing limits with a general statement that the City shall have the power to borrow money for any lawful public purpose and clarifies limits by echoing language from Section 13 stating that bonds and other debt instruments security by property taxes shall not exceed ten percent (10%) of property value	<u>Article IV, Section 4</u> Provides for the appointment of Alternate Municipal Court Judges by the City Council
<u>Article VI, Section 1</u> Does away with the City's ability to collect Occupation Taxes as defined by Charter	<u>Article V, Section 8</u> Eliminates the time period that the Council has to appoint an auditor
<u>Article VII, Section 1</u> Reduces the number of Planning and Zoning Commissioners from nine (9) to seven (7)	<u>Article V, Section 11</u> Changes the heading from "Bonds to warrants" to "Borrowing"
<u>Article X, Section 10</u> Eliminates the nepotism restriction as it relates to seasonal or part-time work	<u>Article V, Section 12</u> Changed the signatories from "both the city manager and the director of finance, or of such other bonded officer" to "both the city manager and officer or officers"

2017 Charter Amendments

Passed - November 2017 Election	Council Approval (Prop 11 & 3) – Nov 20, 2017
<u>Article X, Section 18</u> Removes the City's ability to assess property owners for street improvements	<u>Article V, Section 13</u> Eliminated as redundant; interest and sinking fund already in Article V, Section 11 of the City Charter, and requirement to appropriate revenue to retire debt is State law and in our bond covenants
	<u>Article V, Section 14</u> Eliminated as redundant; the type of debt is covered under Article V, Section 11(c) of the City Charter
	<u>Article VI, Section 5</u> Deleted the reference to occupation taxes
	<u>Article VII, Section 2</u> To allow for the appointment of a board of adjustments in accordance with Section 211.008 of the Local Government Code (this also requires the amendment of the Zoning Ordinance at Section 14.03.007)



SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

B.4.

Meeting Date: 12/04/2017

Prepared By: Brandon Shelby, City Attorney

Approved By: Robby Hefton, City Manager

Caption:

INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6084

Amending Article IV of the Home Rule Charter, entitled "Administrative Departments", at Section 4, entitled "Municipal Court"

Issue:

Amending the City Charter at Article IV, Section 4 as permitted by Proposition No. 11 and Proposition No. 3

Background:

At the July 17th City Council meeting, Mayor David Plyler appointed, with the City Council's approval, Deputy Mayor Jason Sofey, former Councilman Kevin Couch, and himself to a Charter Review Commission. This Commission worked with the City Manager, Assistant City Manager, and City Attorney on several proposed Charter Amendments, six of which were submitted to the voters at the November 7, 2017 special election, and others that fall within the provisions of Proposition No. 11 and Proposition No. 3 and may be adopted by Ordinance or Resolution.

This specific ordinance amends the City Charter at Article IV, Section 4, to provide for the appointment of alternate municipal court judges by the Mayor and City Council in the same manner as the primary municipal court judge.

Origination:

Charter Review Commission and City Manager

Financial Consideration:

There is no financial impact to be considered.

Staff Recommendation:

It is recommended that the City Council hold the required public hearing and consider adoption of the proposed amendments to the City Charter.

Alternatives:

The Council could choose not to adopt the ordinance.

Attachments

Ordinance No. 6084

Charter Amendments Summary - 2017

ORDINANCE NO. 6084

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING ARTICLE IV OF THE HOME RULE CHARTER, ENTITLED “ADMINISTRATIVE DEPARTMENTS”, AT SECTION 4, ENTITLED “MUNICIPAL COURT”; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the Home Rule Charter of the City of Sherman, Texas was adopted at an election on February 20, 1973; and

WHEREAS, at a City of Sherman special election held on May 7, 2005, Proposition No. 11 (Ordinance No. 5292), which was approved by a majority vote, provided: “To authorize the amendment of the city charter to facilitate its use and understanding by simplifying, clarifying and repositioning sections, paragraphs, words or phrases”; and

WHEREAS, at a City of Sherman special election held on November 2, 2010, Proposition No. 3 (Ordinance No. 5661), which was approved by a majority vote, provided: “To authorize the timely amendment of the city charter by resolution to eliminate conflict with state and federal law by deleting, altering, replacing, simplifying, or repositioning sections, paragraphs, words or phrases as needed”; and

WHEREAS, the Charter Amendment Commission appointed by the Sherman City Council has proposed several amendments to the City Charter that fall within the parameters of Proposition No. 11 and Proposition No. 3;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS:

SECTION 1. That Article IV, Section 4 of the Home Rule Charter of the City of Sherman, Texas, be amended so that such Section shall read as follows:

ARTICLE IV. ADMINISTRATIVE DEPARTMENTS

Section 4. Municipal court.

There is hereby created and established in the city a court to be known as the Municipal Court of the City of Sherman, which court shall have all the powers and duties that are given and prescribed by the Laws of the State of Texas and shall have the greater possible power in both original and concurrent jurisdiction under the Laws of the State of Texas.

From nominations made by the city manager, the city council shall appoint a judge to preside over said court and to be known as the Municipal Judge of the City of Sherman. The judge shall be an

attorney currently licensed under the Laws of the State of Texas, a member in good standing of the State Bar of Texas, and shall be responsible to the city manager. The judge of said court may, with the advice and consent of the city manager, appoint bailiffs and clerical assistants as may be needed in said court. *Alternate Judges shall be appointed in the same manner, as needed, and shall have the same qualifications. Such alternate municipal judges shall be authorized to act for and on behalf of the Municipal Judge.*

Trial by jury in said court shall be and remain inviolate, and all matters of procedure, writs, fees, fines, and costs shall be as provided by the Statutes of the State of Texas.

SECTION 2. That it is the intention of the City Council of the City of Sherman, Texas, that the provisions of this ordinance shall become a part of the Home Rule Charter of the City of Sherman, Texas, and that sections of this ordinance may be renumbered or re-lettered to accomplish such intention.

SECTION 3. That the provisions of this ordinance are severable and the invalidity of any word, phrase or part of this ordinance shall not affect the validity or effectiveness of the remainder of the ordinance.

SECTION 4. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 5. That it is hereby officially found and determined that the meetings at which this ordinance was introduced and passed were open to the public and that public notice of the time, place and purpose of said meetings were given all as required by law.

INTRODUCED on this the _____ day of _____, 2017.

ADOPTED on this the _____ day of _____, 2017.

EFFECTIVE DATE on this the _____ day of _____, 2017.

CITY OF SHERMAN, TEXAS

BY: _____
DAVID PLYLER, MAYOR

ATTEST:

BY: _____
LINDA ASHBY, CITY CLERK

**APPROVED AS TO FORM
AND CONTENT:**

BY: _____
**BRANDON S. SHELBY,
CITY ATTORNEY**

2017 Charter Amendments

Passed - November 2017 Election	Council Approval (Prop 11 & 3) – Nov 20, 2017
<u>Article II, Section 6</u> Allows the City Council, with a vote of the supermajority, to cause a member to forfeit office for an act of misconduct, malfeasance or incompetence	<u>Article II, Section 1</u> Removes obsolete language as it relates to staggered terms of office for the Mayor and Council members.
<u>Article V, Section 11</u> Replaces dated language regarding specific borrowing limits with a general statement that the City shall have the power to borrow money for any lawful public purpose and clarifies limits by echoing language from Section 13 stating that bonds and other debt instruments security by property taxes shall not exceed ten percent (10%) of property value	<u>Article IV, Section 4</u> Provides for the appointment of Alternate Municipal Court Judges by the City Council
<u>Article VI, Section 1</u> Does away with the City's ability to collect Occupation Taxes as defined by Charter	<u>Article V, Section 8</u> Eliminates the time period that the Council has to appoint an auditor
<u>Article VII, Section 1</u> Reduces the number of Planning and Zoning Commissioners from nine (9) to seven (7)	<u>Article V, Section 11</u> Changes the heading from "Bonds to warrants" to "Borrowing"
<u>Article X, Section 10</u> Eliminates the nepotism restriction as it relates to seasonal or part-time work	<u>Article V, Section 12</u> Changed the signatories from "both the city manager and the director of finance, or of such other bonded officer" to "both the city manager and officer or officers"

2017 Charter Amendments

Passed - November 2017 Election	Council Approval (Prop 11 & 3) – Nov 20, 2017
<u>Article X, Section 18</u> Removes the City's ability to assess property owners for street improvements	<u>Article V, Section 13</u> Eliminated as redundant; interest and sinking fund already in Article V, Section 11 of the City Charter, and requirement to appropriate revenue to retire debt is State law and in our bond covenants
	<u>Article V, Section 14</u> Eliminated as redundant; the type of debt is covered under Article V, Section 11(c) of the City Charter
	<u>Article VI, Section 5</u> Deleted the reference to occupation taxes
	<u>Article VII, Section 2</u> To allow for the appointment of a board of adjustments in accordance with Section 211.008 of the Local Government Code (this also requires the amendment of the Zoning Ordinance at Section 14.03.007)



SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

B.5.

Meeting Date: 12/04/2017

Prepared By: Brandon Shelby, City Attorney

Approved By: Robby Hefton, City Manager

Caption:

INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6085

Amending Article V of the Home Rule Charter, entitled "Finance Administration", at Section 8, entitled "Independent Audit", at Section 11, entitled "Bonds and Warrants", at Section 12, entitled "City Depository", at Section 13, entitled "Appropriation of Revenue for Retiring Bonded Indebtedness and Making Public Improvements; General Authority to Borrow Money and Issue Bonds", and at Section 14, entitled "Issuance of Notes for Current Expenses"

Issue:

Amending the City Charter at Article V, Sections 8, 11, 12, 13 and 14 as permitted by Proposition No. 11 and Proposition No. 3

Background:

At the July 17th City Council meeting, Mayor David Plyler appointed, with the City Council's approval, Deputy Mayor Jason Sofey, former Councilman Kevin Couch, and himself to a Charter Review Commission. This Commission worked with the City Manager, Assistant City Manager, and City Attorney on several proposed Charter Amendments, six of which were submitted to the voters at the November 7, 2017 special election, and others that fall within the provisions of Proposition No. 11 and Proposition No. 3 and may be adopted by Ordinance or Resolution.

This specific ordinance amends the City Charter at Article V, Sections 8, 11, 12, 13 and 14, to eliminate the time period that the Council has to appoint an auditor, to change the heading of Section 11 from "Bonds to warrants" to "Borrowing", to remove the Director of Finance from the authorized signatories, and to eliminate Sections 13 and 14 as redundant.

Origination:

Charter Review Commission and City Manager

Financial Consideration:

There is no financial impact to be considered.

Staff Recommendation:

It is recommended that the City Council hold the required public hearing and consider adoption of the proposed amendments to the City Charter.

Alternatives:

The Council could choose not to adopt the ordinance.

Attachments

Ordinance No. 6085

Charter Amendments Summary - 2017

ORDINANCE NO. 6085

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING ARTICLE V OF THE HOME RULE CHARTER, ENTITLED “FINANCE ADMINISTRATION”, AT SECTION 8, ENTITLED “INDEPENDENT AUDIT”, AT SECTION 11, ENTITLED “BONDS AND WARRANTS”, AT SECTION 12, ENTITLED “CITY DEPOSITORY”, AT SECTION 13, ENTITLED “APPROPRIATION OF REVENUE FOR RETIRING BONDED INDEBTEDNESS AND MAKING PUBLIC IMPROVEMENTS; GENERAL AUTHORITY TO BORROW MONEY AND ISSUE BONDS”, AND AT SECTION 14, ENTITLED “ISSUANCE OF NOTES FOR CURRENT EXPENSES”; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the Home Rule Charter of the City of Sherman, Texas was adopted at an election on February 20, 1973; and

WHEREAS, at a City of Sherman special election held on May 7, 2005, Proposition No. 11 (Ordinance No. 5292), which was approved by a majority vote, provided: “To authorize the amendment of the city charter to facilitate its use and understanding by simplifying, clarifying and repositioning sections, paragraphs, words or phrases”; and

WHEREAS, at a City of Sherman special election held on November 2, 2010, Proposition No. 3 (Ordinance No. 5661), which was approved by a majority vote, provided: “To authorize the timely amendment of the city charter by resolution to eliminate conflict with state and federal law by deleting, altering, replacing, simplifying, or repositioning sections, paragraphs, words or phrases as needed”; and

WHEREAS, the Charter Amendment Commission appointed by the Sherman City Council has proposed several amendments to the City Charter that fall within the parameters of Proposition No. 11 and Proposition No. 3;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS:

SECTION 1. That Article V, Section 8 of the Home Rule Charter of the City of Sherman, Texas, be amended so that such Section shall read as follows:

ARTICLE V. FINANCE ADMINISTRATION

Section 8. Independent audit.

~~Not less than ninety (90) days prior to the end of each fiscal year, the~~ The council shall designate a qualified certified public accountant who, as of the end of the fiscal year, shall make an independent audit of accounts and other evidences of financial transactions of the city government, and shall submit his or her report to the council and to the city manager. The original reports shall be kept among the permanent records of the city, and a copy of the audit report shall be available from the finance department, by calling the city, or from the city's website. Such accountant shall have no personal interest, direct or indirect, in the fiscal affairs of the city government or of any of its officers. The accountant shall not maintain any accounts or records of the city business, but, within specifications approved by the council, shall post-audit the books and documents kept by the department of finance and any separate or subordinate accounts kept by any other office, department, or agency of the city government. Special audits shall be made when deemed necessary by the council. (Ordinance 3048, sec. 2(22), adopted 4/5/75; Ordinance 4745, sec. 2, adopted 3/8/99; Ordinance 5920, sec. 3, adopted 12/7/15)

SECTION 2. That Article V, Section 11 of the Home Rule Charter of the City of Sherman, Texas, be amended so that such Section shall read as follows:

ARTICLE V. FINANCE ADMINISTRATION

Section 11. ~~Bonds and warrants~~ Borrowing.

(a) General obligation bonds. The city shall have the power to borrow money on credit of the city, and to issue general obligation bonds for permanent public improvements, or for any other public purpose not prohibited by the Constitution and laws of the State of Texas, and to issue refunding bonds to refund outstanding bonds of the city previously issued. All such bonds shall be issued in conformity with the laws of the State of Texas, and only after an election by the qualified voters of the City of Sherman, and after these bonds have been authorized by a majority of the electorate voting, unless now or hereafter prohibited by law.

(b) Revenue bonds. The city shall have the power to borrow money for the purpose of constructing, purchasing, improving, extending or repairing of public utilities, recreational facilities, or any other self-liquidating municipal function not prohibited by the Constitution and Laws of the State of Texas, and to issue revenue bonds to evidence the obligation thereby created. Such bonds shall be a charge upon and payable solely from the properties, or interest therein pledged, or the income therefrom, or both, and shall never be a debt of the city. All such bonds shall be issued in conformity with the Laws of the State of Texas.

(c) Other debt instruments. The city shall have the right to issue such other debt instruments as are allowed under state law, such as time warrants and certificates of obligation. The total amount of the principal of such instruments must not exceed one percent (1%) of the value of the property within the city that is subject to ad valorem taxes at the time of issuance. The maximum maturity of such instruments shall be thirty (30) years.

All bonds of the city having been issued and sold in accordance with the terms of this section, and having been delivered to the purchasers thereof, shall thereafter be incontestable, and

all bonds issued to refund and in exchange for outstanding bonds previously issued shall, after said exchange, be incontestable.

No bonds of the City of Sherman shall be sold until after they have been advertised once a week for two (2) consecutive weeks, the first publication to be at least fourteen (14) days prior to the time set for the sale, and shall be sold at public sale for the best bid, upon sealed bids, and upon such other terms and conditions not inconsistent with express provisions of law and of this charter, as the city council may order. The city council shall have the right to reject any or all bids. The provisions of this section shall not apply to the sale of refunding bonds unless the council so elects. The ordinance authorizing any bonds to be issued shall provide for the creation of a sinking fund sufficient to pay the bonds at maturity, and shall make provision for the payment of the interest thereon as it matures, and any surplus in any sinking fund or any general fund may be invested in bonds of the State of Texas or in securities of the United States, or such funds may be used for the purchase of the bonds of the City of Sherman which are not yet due; provided, however, that the price paid for said bonds or securities shall not exceed the market value at the time of purchase and the accrued interest on said bonds; and provided further that no such bonds shall be purchased which, according to their terms, mature at a date subsequent to the time of maturity of the bonds for the payment of which such sinking fund was created. Neither interest nor sinking fund shall be devoted to any other purpose whatsoever.

(Ordinance 3048, sec. 2(23), adopted 4/5/75; Ordinance 4267, sec. 2, adopted 1/16/93; Ordinance 4745, sec. 2, adopted 3/8/99)

SECTION 3. That Article V, Section 12 of the Home Rule Charter of the City of Sherman, Texas, be amended so that such Section shall read as follows:

ARTICLE V. FINANCE ADMINISTRATION

Section 12. City depository.

(a) All laws of the State of Texas now or hereafter existing which pertain to the selection of city depositories by home rule cities shall apply to the selection of the city depository, save and except as may be validly provided otherwise by this charter or by resolution or ordinance of the city council.

(b) The city depository shall be selected for a period of one year or for such longer period of time as may be determined by the city council by resolution or ordinance.

(c) In determining which application or applications offer the most favorable terms and conditions for the handling of city funds, the city council may give such consideration as it deems appropriate to additional services of value to the city which may be offered by any applicant or applicants.

(d) The city council shall have the right to reject any and all applications and readvertise for applications. If for any reason no application is submitted to act as city depository, or if all applications are declined, or in any other event in which there is no duly selected and

qualified city depository, then, in any such case, the city council shall have the power and the duty to deposit the funds of the city with any one or more banking corporations or associations not doing business within the city but doing business in Texas within a radius of seventy-five (75) miles of the city, in such amounts and for such periods of time as may be determined by the city council to be advisable.

(e) An applicant selected as city depository shall comply and continue to comply with the applicable laws of Texas relating to the pledge of securities by a city depository including requirements for securing public funds with eligible securities in accordance with Government Code Chapter 2257.

(f) The city depository shall provide continuous, secure, online access to the city's accounts.

(g) As used herein, "city depository" means each city depository if there be more than one.

(h) All money and all other evidences of funds payable to or belonging to the city, received by any department or other agency of the city or by any officer, employee or agent of the city, for or in connection with affairs of the city, shall be transmitted forthwith to the director of finance, who shall deposit the same promptly in the city depository.

(i) All checks, vouchers or warrants for the withdrawal of funds from the city depository shall have affixed thereto the legal signature of both the city manager and ~~the director of finance, or of such other bonded~~ officer or officers of the city as may be designated by the city council.

(Ordinance 5920, sec. 5, adopted 12/7/15)

SECTION 4. That Article V, Section 13 of the Home Rule Charter of the City of Sherman, Texas, be amended so as to delete such Section in its entirety.

ARTICLE V. FINANCE ADMINISTRATION

~~Section 13. Appropriation of revenue for retiring bonded indebtedness and making public improvements; general authority to borrow money and issue bonds.~~

~~The city council shall have authority to appropriate so much of the revenue of the city for the purpose of retiring and discharging bonded indebtedness of the city, and for the purpose of public improvements, it may from time to time deem expedient, and, in furtherance of these purposes, it shall have the power to borrow money from the credit of the city in such sums as it may deem expedient, all bonds of any form to bear interest not exceeding state statutory requirements, payable annually or semi-annually, at such place as may be fixed by ordinance, provided that the aggregate amount of bonds issued or to be issued by the city council shall at no time exceed ten percent (10%) of the value of the property within said city subject to ad valorem tax.~~

SECTION 5. That Article V, Section 14 of the Home Rule Charter of the City of Sherman, Texas, be amended so as to delete such Section in its entirety.

ARTICLE V. FINANCE ADMINISTRATION

Section 14. — Issuance of notes for current expenses.

~~The city council may, by not less than two thirds vote of all councilmembers elected, authorize the issuance of the city's negotiable promissory notes for any of the purposes mentioned in Section 13 hereof, when the same may be needed for current expenses, in any sum or sums the city council may direct, not to exceed the sum of one hundred thousand dollars (\$100,000.00), to be signed by the mayor and the director of public records, and attested by the city seal, bearing interest at any rate not to exceed state statutory requirements, payable at any time not to exceed three (3) years from and after their date; but the amount of such notes so issued and outstanding shall not at any time exceed the amount of one hundred thousand dollars (\$100,000.00), are to be paid out of funds collected for the purposes for which it was used, and shall not be negotiated at less than par value.~~

SECTION 6. That it is the intention of the City Council of the City of Sherman, Texas, that the provisions of this ordinance shall become a part of the Home Rule Charter of the City of Sherman, Texas, and that sections of this ordinance may be renumbered or re-lettered to accomplish such intention.

SECTION 7. That the provisions of this ordinance are severable and the invalidity of any word, phrase or part of this ordinance shall not affect the validity or effectiveness of the remainder of the ordinance.

SECTION 8. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 9. That it is hereby officially found and determined that the meetings at which this ordinance was introduced and passed were open to the public and that public notice of the time, place and purpose of said meetings were given all as required by law.

INTRODUCED on this the _____ day of _____, 2017.

ADOPTED on this the _____ day of _____, 2017.

EFFECTIVE DATE on this the _____ day of _____, 2017.

CITY OF SHERMAN, TEXAS

BY: _____

DAVID PLYLER, MAYOR

ATTEST:

BY: _____
LINDA ASHBY, CITY CLERK

**APPROVED AS TO FORM
AND CONTENT:**

BY: _____
**BRANDON S. SHELBY,
CITY ATTORNEY**

2017 Charter Amendments

Passed - November 2017 Election	Council Approval (Prop 11 & 3) – Nov 20, 2017
<u>Article II, Section 6</u> Allows the City Council, with a vote of the supermajority, to cause a member to forfeit office for an act of misconduct, malfeasance or incompetence	<u>Article II, Section 1</u> Removes obsolete language as it relates to staggered terms of office for the Mayor and Council members.
<u>Article V, Section 11</u> Replaces dated language regarding specific borrowing limits with a general statement that the City shall have the power to borrow money for any lawful public purpose and clarifies limits by echoing language from Section 13 stating that bonds and other debt instruments security by property taxes shall not exceed ten percent (10%) of property value	<u>Article IV, Section 4</u> Provides for the appointment of Alternate Municipal Court Judges by the City Council
<u>Article VI, Section 1</u> Does away with the City's ability to collect Occupation Taxes as defined by Charter	<u>Article V, Section 8</u> Eliminates the time period that the Council has to appoint an auditor
<u>Article VII, Section 1</u> Reduces the number of Planning and Zoning Commissioners from nine (9) to seven (7)	<u>Article V, Section 11</u> Changes the heading from "Bonds to warrants" to "Borrowing"
<u>Article X, Section 10</u> Eliminates the nepotism restriction as it relates to seasonal or part-time work	<u>Article V, Section 12</u> Changed the signatories from "both the city manager and the director of finance, or of such other bonded officer" to "both the city manager and officer or officers"

2017 Charter Amendments

Passed - November 2017 Election	Council Approval (Prop 11 & 3) – Nov 20, 2017
<u>Article X, Section 18</u> Removes the City's ability to assess property owners for street improvements	<u>Article V, Section 13</u> Eliminated as redundant; interest and sinking fund already in Article V, Section 11 of the City Charter, and requirement to appropriate revenue to retire debt is State law and in our bond covenants
	<u>Article V, Section 14</u> Eliminated as redundant; the type of debt is covered under Article V, Section 11(c) of the City Charter
	<u>Article VI, Section 5</u> Deleted the reference to occupation taxes
	<u>Article VII, Section 2</u> To allow for the appointment of a board of adjustments in accordance with Section 211.008 of the Local Government Code (this also requires the amendment of the Zoning Ordinance at Section 14.03.007)



SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

B.6.

Meeting Date: 12/04/2017

Prepared By: Brandon Shelby, City Attorney

Approved By: Robby Hefton, City Manager

Caption:

INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6086

Amending Article VI of the Home Rule Charter, entitled "Taxation", at Section 5, entitled "Tax Liens and Liabilities"

Issue:

Amending the City Charter at Article VI, Section 5 as permitted by Proposition No. 11 and Proposition No. 3

Background:

At the July 17th City Council meeting, Mayor David Plyler appointed, with the City Council's approval, Deputy Mayor Jason Sofey, former Councilman Kevin Couch, and himself to a Charter Review Commission. This Commission worked with the City Manager, Assistant City Manager, and City Attorney on several proposed Charter Amendments, six of which were submitted to the voters at the November 7, 2017 special election, and others that fall within the provisions of Proposition No. 11 and Proposition No. 3 and may be adopted by Ordinance or Resolution.

This specific ordinance amends the City Charter at Article VI, Section 5, to delete the reference to occupation taxes, which is no longer applicable.

Origination:

Charter Review Commission and City Manager

Financial Consideration:

There is no financial impact to be considered.

Staff Recommendation:

It is recommended that the City Council hold the required public hearing and consider adoption of the proposed amendments to the City Charter.

Alternatives:

The Council could choose not to adopt the ordinance.

Attachments

Ordinance No. 6086

Charter Amendments Summary - 2017

ORDINANCE NO. 6086

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING ARTICLE VI OF THE HOME RULE CHARTER, ENTITLED "TAXATION", AT SECTION 5, ENTITLED "TAX LIENS AND LIABILITIES"; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the Home Rule Charter of the City of Sherman, Texas was adopted at an election on February 20, 1973; and

WHEREAS, at a City of Sherman special election held on May 7, 2005, Proposition No. 11 (Ordinance No. 5292), which was approved by a majority vote, provided: "To authorize the amendment of the city charter to facilitate its use and understanding by simplifying, clarifying and repositioning sections, paragraphs, words or phrases"; and

WHEREAS, at a City of Sherman special election held on November 2, 2010, Proposition No. 3 (Ordinance No. 5661), which was approved by a majority vote, provided: "To authorize the timely amendment of the city charter by resolution to eliminate conflict with state and federal law by deleting, altering, replacing, simplifying, or repositioning sections, paragraphs, words or phrases as needed"; and

WHEREAS, the Charter Amendment Commission appointed by the Sherman City Council has proposed several amendments to the City Charter that fall within the parameters of Proposition No. 11 and Proposition No. 3;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS:

SECTION 1. That Article VI, Section 5 of the Home Rule Charter of the City of Sherman, Texas, be amended so that such Section shall read as follows:

ARTICLE VI. TAXATION

Section 5. Tax liens and liabilities.

(a) Tax liens. A lien is hereby created on all property, personal and real, in favor of the City of Sherman, for all taxes, ad valorem, ~~occupation~~, or otherwise. Said lien shall exist from January first in each year until the taxes are paid. Such lien shall be prior to all other claims, and no gift, sale, assignment, or transfer of any kind, or judicial writ of any kind, can defeat such lien. The tax assessor/collector of the Grayson County Appraisal District, or his or her designee, can pursue such property, and whenever found out may seize and sell enough thereof to satisfy such taxes. The city shall grant, in appropriate cases, a partial release of lien when the entire tax

delinquency balance is not being paid in full, and shall not grant a full release until all such delinquency due the city is paid in full or becomes uncollectible by operation of law.

All persons or corporations owning or holding personal property or real estate in the City of Sherman on the first day of January of each year shall be liable for all municipal taxes levied thereon for such year.

The personal property of all persons owing such taxes to the City of Sherman is hereby made liable for all of said taxes, whether the same be due upon personal or real property, or upon both.

(b) Church and school property not exempt from special assessments. No property of any kind, church, school, or otherwise, in the City of Sherman shall be exempt from any of the special taxes and assessments authorized by this charter for local improvements unless the exemption is required by state law.

(Ordinance 4745, sec. 2, adopted 3/8/99)

SECTION 2. That it is the intention of the City Council of the City of Sherman, Texas, that the provisions of this ordinance shall become a part of the Home Rule Charter of the City of Sherman, Texas, and that sections of this ordinance may be renumbered or re-lettered to accomplish such intention.

SECTION 3. That the provisions of this ordinance are severable and the invalidity of any word, phrase or part of this ordinance shall not affect the validity or effectiveness of the remainder of the ordinance.

SECTION 4. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 5. That it is hereby officially found and determined that the meetings at which this ordinance was introduced and passed were open to the public and that public notice of the time, place and purpose of said meetings were given all as required by law.

INTRODUCED on this the _____ day of _____, 2017.

ADOPTED on this the _____ day of _____, 2017.

EFFECTIVE DATE on this the _____ day of _____, 2017.

CITY OF SHERMAN, TEXAS

BY: _____
DAVID PLYLER, MAYOR

ATTEST:

BY: _____
LINDA ASHBY, CITY CLERK

**APPROVED AS TO FORM
AND CONTENT:**

BY: _____
**BRANDON S. SHELBY,
CITY ATTORNEY**

2017 Charter Amendments

Passed - November 2017 Election	Council Approval (Prop 11 & 3) – Nov 20, 2017
<u>Article II, Section 6</u> Allows the City Council, with a vote of the supermajority, to cause a member to forfeit office for an act of misconduct, malfeasance or incompetence	<u>Article II, Section 1</u> Removes obsolete language as it relates to staggered terms of office for the Mayor and Council members.
<u>Article V, Section 11</u> Replaces dated language regarding specific borrowing limits with a general statement that the City shall have the power to borrow money for any lawful public purpose and clarifies limits by echoing language from Section 13 stating that bonds and other debt instruments security by property taxes shall not exceed ten percent (10%) of property value	<u>Article IV, Section 4</u> Provides for the appointment of Alternate Municipal Court Judges by the City Council
<u>Article VI, Section 1</u> Does away with the City's ability to collect Occupation Taxes as defined by Charter	<u>Article V, Section 8</u> Eliminates the time period that the Council has to appoint an auditor
<u>Article VII, Section 1</u> Reduces the number of Planning and Zoning Commissioners from nine (9) to seven (7)	<u>Article V, Section 11</u> Changes the heading from "Bonds to warrants" to "Borrowing"
<u>Article X, Section 10</u> Eliminates the nepotism restriction as it relates to seasonal or part-time work	<u>Article V, Section 12</u> Changed the signatories from "both the city manager and the director of finance, or of such other bonded officer" to "both the city manager and officer or officers"

2017 Charter Amendments

Passed - November 2017 Election	Council Approval (Prop 11 & 3) – Nov 20, 2017
<u>Article X, Section 18</u> Removes the City's ability to assess property owners for street improvements	<u>Article V, Section 13</u> Eliminated as redundant; interest and sinking fund already in Article V, Section 11 of the City Charter, and requirement to appropriate revenue to retire debt is State law and in our bond covenants
	<u>Article V, Section 14</u> Eliminated as redundant; the type of debt is covered under Article V, Section 11(c) of the City Charter
	<u>Article VI, Section 5</u> Deleted the reference to occupation taxes
	<u>Article VII, Section 2</u> To allow for the appointment of a board of adjustments in accordance with Section 211.008 of the Local Government Code (this also requires the amendment of the Zoning Ordinance at Section 14.03.007)



SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

B.7.

Meeting Date: 12/04/2017

Prepared By: Pamela Cloer, Assistant to the City Manager

Approved By: Robby Hefton, City Manager

Caption:

ADOPTION OF ORDINANCES

Consider Adoption of Ordinance Numbers: 6081, 6082, 6083, 6084, 6085 and 6086

Issue:

- B. 1. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6081**
Establishing a Tax Increment Reinvestment Zone #7 (Southeast of Intersection of U.S. Highway 75 and F.M. 1417); Providing for Findings of Fact; Providing for a Board of Directors
- B. 2. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6082**
Closing and Abandoning a Portion of Elm Street Right-of-Way lying between Blocks Thirty-Nine (39) and Forty (40) of South Side Addition Replat in the City of Sherman, Grayson County, Texas, being more particularly described in the Exhibit "A" attached hereto and made a part hereof for all purposes, said Property to be Maintained as a Utility Easement; Conveying the Interest in said Right-of-Way to the Abutting and Adjacent Property Owner, FRHP Lincolnshire, LLC (dba Camping World)
- B. 3. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6083**
Amending Article II of the Home Rule Charter, entitled "City Council", at Section 1, entitled "Membership"
- B. 4. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6084**
Amending Article IV of the Home Rule Charter, entitled "Administrative Departments", at Section 4, entitled "Municipal Court"
- B. 5. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6085**
Amending Article V of the Home Rule Charter, entitled "Finance Administration", at Section 8, entitled "Independent Audit", at Section 11, entitled "Bonds and Warrants", at Section 12, entitled "City Depository", at Section 13, entitled "Appropriation of Revenue for Retiring Bonded Indebtedness and Making Public Improvements; General Authority to Borrow Money and Issue Bonds", and at Section 14, entitled "Issuance of Notes for Current Expenses"

B. 6. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6086
Amending Article VI of the Home Rule Charter, entitled "Taxation", at Section 5,
entitled "Tax Liens and Liabilities"



SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

B.8.

Meeting Date: 12/04/2017

Prepared By: Pamela Cloer, Assistant to the City Manager

Approved By: Robby Hefton, City Manager

Caption:

CONSENT AGENDA

Asterisked (*) items are considered to be routine and will be enacted in one motion without discussion unless a Council Member or a citizen requests a specific item be discussed and voted on separately

Issue:

C. 2. * RESOLUTION NO. 6313

Authorizing Execution of a Professional Services Agreement with Strategic Government Resources for Administrative Management Consulting Services



SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

C.1.

Meeting Date: 12/04/2017

Prepared By: Clint Philpott, Director of Engineering

Approved By: Robby Hefton, City Manager

Caption:

RESOLUTION NO. 6312

Authorizing the Execution of an Advance Funding Agreement between the City of Sherman and the State of Texas, Acting By and Through the Texas Department of Transportation, for a Transportation Alternatives Program Project (Reverse Existing Ramp Configuration On-System South of FM 1417 on Northbound US 75 in the City of Sherman)

Issue:

To execute an Advance Funding Agreement with the Texas Department of Transportation (TxDOT) for the Reverse Existing Ramp Configuration On-System

Background:

Northbound Entrance and Exit ramps on US 75 just south of FM 1417 (Heritage Parkway) do not meet current TxDOT standards and are an impediment to development at the intersection. With the development of Tax Increment Reinvestment Zones #5 and #7 (TIRZ #5 and #7), the correction of these ramps will greatly increase traffic flow to the area. Lochner will provide the full engineering design for said entrance/exit ramps, the contract for services of which was approved by Council at the November 20th Council Meeting. TxDOT will provide and manage the construction phase services.

Origination:

Engineering Department

Financial Consideration:

The project is estimated to cost \$2 million. Funding for this project will come from the Sherman Economic Development Corporation (SEDCO), TxDOT, and Certificate of Obligation (CO) bonds issued by the City in 2018.

Staff Recommendation:

Staff recommends execution of the Advance Funding Agreement with TxDOT.

Alternatives:

As may be directed by the City of Council

Attachments

Resolution No. 6312

Advance Funding Agreement

Aerial Location Map

RESOLUTION NO. 6312

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE EXECUTION OF AN ADVANCE FUNDING AGREEMENT BETWEEN THE CITY OF SHERMAN AND THE STATE OF TEXAS, ACTING BY AND THROUGH THE TEXAS DEPARTMENT OF TRANSPORTATION, FOR A TRANSPORTATION ALTERNATIVES PROGRAM PROJECT (REVERSE EXISTING RAMP CONFIGURATION ON-SYSTEM SOUTH OF FM 1417 ON NORTHBOUND US 75 IN THE CITY OF SHERMAN); FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS:

SECTION 1. That the City Manager be and is hereby authorized and directed, subject to all contract documents being properly completed and approved as to form and content by the City Attorney, to execute an Advance Funding Agreement with the State of Texas, acting by and through the Texas Department of Transportation, to reverse existing ramp configuration on-system South of FM 1417 (Heritage Parkway) on Northbound US 75 in the City of Sherman, in accordance with all contract documents attached hereto and made a part hereof for all purposes.

SECTION 2. That it is hereby officially found and determined that the meeting at which this resolution is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

PASSED AND APPROVED on this the _____ day of _____, 2017.

CITY OF SHERMAN, TEXAS

ATTEST:

BY: _____
LINDA ASHBY, CITY CLERK

BY: _____
DAVID PLYLER, MAYOR

**APPROVED AS TO FORM
AND CONTENT:**

BY: _____
**BRANDON S. SHELBY,
CITY ATTORNEY**

TxDOT:		Federal Highway Administration:	
CSJ #	0047-03-089	CFDA No.	20.205
District #	01-PAR	CFDA Title	Highway Planning and Construction
Code Chart 64 #	39200		
Project Name	US 75 Ramp Reversal	AFA Not Used For Research & Development	

STATE OF TEXAS §

COUNTY OF TRAVIS §

**ADVANCE FUNDING AGREEMENT
For
Reverse Existing Ramp Configuration
On-System**

THIS AGREEMENT is made by and between the State of Texas, acting by and through the **Texas Department of Transportation** called the "State", and the **City of Sherman**, acting by and through its duly authorized officials, called the "Local Government". The State and Local Government shall be collectively referred to as "the parties" hereinafter.

WITNESSETH

WHEREAS, federal law establishes federally funded programs for transportation improvements to implement its public purposes, and

WHEREAS, the Texas Transportation Code, Section 201.103 establishes that the State shall design, construct and operate a system of highways in cooperation with local governments, and Section 222.052 authorizes the Texas Transportation Commission to accept contributions from political subdivisions for development and construction of public roads and the state highway system within the political subdivision, and

WHEREAS, federal and state laws require local governments to meet certain contract standards relating to the management and administration of State and federal funds, and

WHEREAS, the Texas Transportation Commission passed Minute Order Number **115005** authorizing the State to undertake and complete a highway improvement generally described as **Reverse Existing Ramp Configuration on US 75 from FM 1417 to 1.171 miles South of FM 1417** (Project), and

WHEREAS, the Governing Body of the Local Government has approved entering into this Agreement by resolution or ordinance dated **12/04/2017**, which is attached to and made a part of this Agreement as Attachment A, Resolution or Ordinance, for the improvement covered by this Agreement. A map showing the Project location appears in Attachment B, Location Map Showing Project (Attachment B), which is attached to and made a part of this Agreement.

NOW, THEREFORE, in consideration of the premises and of the mutual covenants and agreements of the parties, to be by them respectively kept and performed as set forth in this Agreement, it is agreed as follows:

TxDOT:		Federal Highway Administration:	
CSJ #	0047-03-089	CFDA No.	20.205
District #	01-PAR	CFDA Title	Highway Planning and Construction
Code Chart 64 #	39200		
Project Name	US 75 Ramp Reversal	AFA Not Used For Research & Development	

AGREEMENT

1. Responsible Parties:

The parties shall be responsible for the following work as stated in the article of the Agreement referenced in the table below:

1.	Local Government	Utilities	Article 8
2.	Local Government	Environmental Assessment and Mitigation	Article 9
3.	Local Government	Architectural and Engineering Services	Article 11
4.	State	Construction Responsibilities	Article 12
5.	State	Right of Way and Real Property	Article 14

2. Period of the Agreement

This Agreement becomes effective when signed by the last party whose signing makes the Agreement fully executed. This Agreement shall remain in effect until the Project is completed or unless terminated as provided below.

3. Scope of Work

Reverse Existing Ramp Configuration on US 75 from FM 1417 to 1.171 miles South of FM 1417 as shown on Attachment B.

4. Project Sources and Uses of Funds

The total estimated cost of the Project is **\$2,000,000.00** as shown in Attachment C, Project Budget, (Attachment C) which is attached to and made a part of this Agreement.

- A. If the Local Government will perform any work under this Agreement for which reimbursement will be provided by or through the State, the Local Government must complete training. If federal funds are being used, the training must be completed before federal spending authority is obligated. Training is complete when at least one individual who is working actively and directly on the Project successfully completes and receives a certificate for the course entitled "Local Government Project Procedures and Qualification for the Texas Department of Transportation" and retains qualification in accordance with applicable TxDOT procedures. Upon request, the Local Government shall provide the certificate of qualification to the State. The individual who receives the training certificate may be an employee of the Local Government or an employee of a firm that has been contracted by the Local Government to perform oversight of the Project. The State in its discretion may deny reimbursement if the Local Government has not continuously designated in writing a qualified individual to work actively on or to directly oversee the Project.
- B. The expected cash contributions from the federal government, the State, the Local Government, or other parties are shown in Attachment C. The State will pay for only those Project costs that have been approved by the Texas Transportation Commission. The State and the federal government will not reimburse the Local Government for any work performed before the federal spending authority is formally obligated to the

TxDOT:		Federal Highway Administration:	
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- Project by the Federal Highway Administration (FHWA). After federal funds have been obligated, the State will send to the Local Government a copy of the formal documentation showing the obligation of funds including federal award information. The Local Government is responsible for 100% of the cost of any work performed under its direction or control before the federal spending authority is formally obligated.
- C. Attachment C shows, by major cost categories, the cost estimates and the party responsible for performing the work for each category. These categories may include but are not limited to: (1) costs of real property; (2) costs of utility work; (3) costs of environmental assessment and remediation; (4) cost of preliminary engineering and design; (5) cost of construction and construction management; and (6) any other local project costs.
 - D. The State will be responsible for securing the federal and State share of the funding required for the development and construction of the local Project. If the Local Government is due funds for expenses incurred, these funds will be reimbursed to the Local Government on a cost basis.
 - E. The Local Government will be responsible for all non-federal or non-State participation costs associated with the Project, unless otherwise provided for in this Agreement or approved otherwise in an amendment to this Agreement. Where Special Approval has been granted by the State under 43 TAC §15.52, the Local Government shall only in that instance be responsible for overruns in excess of the amount specified in Attachment C to be paid by the Local Government.
 - F. If the Project has been approved for a specified percentage or a periodic payment non-standard funding or payment arrangement under 43 TAC §15.52, the budget in Attachment C will clearly state the specified percentage or the periodic payment schedule.
 - G. When Special Approval has been granted by the State so that the Local Government bears the responsibility for paying cost overruns, the Local Government shall make payment to the State within thirty (30) days from the receipt of the State's written notification of those amounts.
 - H. Prior to the performance of any engineering review work by the State, the Local Government will pay to the State the amount specified in Attachment C. At a minimum, this amount shall equal the Local Government's funding share for the estimated cost of preliminary engineering performed or reviewed by the State for the Project. At least sixty (60) days prior to the date set for receipt of the construction bids, the Local Government shall remit its remaining financial share for the State's estimated construction oversight and construction cost.
 - I. The State will not execute the contract for the construction of the Project until the required funding has been made available by the Local Government in accordance with this Agreement.
 - J. Whenever funds are paid by the Local Government to the State under this Agreement, the Local Government shall remit a check or warrant made payable to the "Texas Department of Transportation" or may use the State's Automated Clearing House (ACH) system for electronic transfer of funds in accordance with instructions provided by TxDOT's Finance Division. The funds shall be deposited and managed by the State and may only be applied by the State to the Project.
 - K. The State will not pay interest on any funds provided by the Local Government.

TxDOT:		Federal Highway Administration:	
CSJ #	0047-03-089	CFDA No.	20.205
District #	01-PAR	CFDA Title	Highway Planning and Construction
Code Chart 64 #	39200		
Project Name	US 75 Ramp Reversal	AFA Not Used For Research & Development	

- L. If a waiver for the collection of indirect costs for a service project has been granted under 43 TAC §15.56, the State will not charge the Local Government for the indirect costs the State incurs on the local Project, unless this Agreement is terminated at the request of the Local Government prior to completion of the Project.
- M. If the Local government is an Economically Disadvantaged County (EDC) and if the State has approved adjustments to the standard financing arrangement, this Agreement reflects those adjustments.
- N. Where the Local Government is authorized to perform services under this Agreement and be reimbursed by the State, the Local Government is authorized to submit requests for reimbursement by submitting the original of an itemized invoice in a form and containing all items required by the State no more frequently than monthly, and no later than ninety (90) days after costs are incurred. If the Local Government submits invoices more than ninety (90) days after the costs are incurred and if federal funding is reduced as a result, the State shall have no responsibility to reimburse the Local Government for those costs.
- O. Upon completion of the Project, where Special Approval has been granted by the State under 43 TAC 15.52, the State will perform a final accounting of the Project costs. Any funds due by the Local Government, the State, or the federal government will be promptly paid by the owing party.
- P. The state auditor may conduct an audit or investigation of any entity receiving funds from the State directly under this Agreement or indirectly through a subcontract under this Agreement. Acceptance of funds directly under this Agreement or indirectly through a subcontract under this Agreement acts as acceptance of the authority of the state auditor, under the direction of the legislative audit committee, to conduct an audit or investigation in connection with those funds. An entity that is the subject of an audit or investigation must provide the state auditor with access to any information the state auditor considers relevant to the investigation or audit.
- Q. Payment under this Agreement beyond the end of the current fiscal biennium is subject to availability of appropriated funds. If funds are not appropriated, this Agreement shall be terminated immediately with no liability to either party.

5. Termination of This Agreement

This Agreement shall remain in effect until the Project is completed and accepted by all parties, unless:

- A. The Agreement is terminated in writing with the mutual consent of the parties;
- B. The Agreement is terminated by one party because of a breach, in which case any costs incurred because of the breach shall be paid by the breaching party;
- C. The Local Government elects not to provide funding after the completion of preliminary engineering, specifications, and estimates (PS&E) and the Project does not proceed because of insufficient funds, in which case the Local Government agrees to reimburse the State for its reasonable actual costs incurred during the Project; or
- D. The Project is inactive for thirty-six (36) consecutive months or longer and no expenditures have been charged against federal funds, in which case the State may in its discretion terminate this Agreement.

TxDOT:		Federal Highway Administration:	
CSJ #	0047-03-089	CFDA No.	20.205
District #	01-PAR	CFDA Title	Highway Planning and Construction
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Project Name	US 75 Ramp Reversal	AFA Not Used For Research & Development	

6. Amendments

Amendments to this Agreement due to changes in the character of the work, terms of the Agreement, or responsibilities of the parties relating to the Project may be enacted through a mutually agreed upon, written amendment.

7. Remedies

This Agreement shall not be considered as specifying the exclusive remedy for any agreement default, but all remedies existing at law and in equity may be availed of by either party to this Agreement and shall be cumulative.

8. Utilities

The party named in Article 1, Responsible Parties, under AGREEMENT shall be responsible for the adjustment, removal, or relocation of utility facilities in accordance with applicable state laws, regulations, rules, policies, and procedures, including any cost to the State of a delay resulting from the Local Government's failure to ensure that utility facilities are adjusted, removed, or relocated before the scheduled beginning of construction. The Local Government will not be reimbursed with federal or State funds for the cost of required utility work. The Local Government must obtain advance approval for any variance from established procedures. Before a construction contract is let, the Local Government shall provide, at the State's request, a certification stating that the Local Government has completed the adjustment of all utilities that must be adjusted before construction is completed.

9. Environmental Assessment and Mitigation

Development of a transportation project must comply with the National Environmental Policy Act and the National Historic Preservation Act of 1966, which require environmental clearance of federal-aid projects. The party named in Article 1, Responsible Parties, under AGREEMENT is responsible for the following:

- A. The identification and assessment of any environmental problems associated with the development of a local project governed by this Agreement.
- B. The cost of any environmental problem's mitigation and remediation.
- C. Providing any public meetings or public hearings required for the environmental assessment process. Public hearings will not be held prior to the approval of the Project schematic.
- D. The preparation of the NEPA documents required for the environmental clearance of this Project.

If the Local Government is responsible for the environmental assessment and mitigation, before the advertisement for bids, the Local Government shall provide to the State written documentation from the appropriate regulatory agency or agencies that all environmental clearances have been obtained.

TxDOT:		Federal Highway Administration:	
CSJ #	0047-03-089	CFDA No.	20.205
District #	01-PAR	CFDA Title	Highway Planning and Construction
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10. Compliance with Texas Accessibility Standards and ADA

All parties to this Agreement shall ensure that the plans for and the construction of all projects subject to this Agreement are in compliance with standards issued or approved by the Texas Department of Licensing and Regulation (TDLR) as meeting or consistent with minimum accessibility requirements of the Americans with Disabilities Act (P.L. 101-336) (ADA).

11. Architectural and Engineering Services

The party named in Article 1, Responsible Parties, under AGREEMENT has responsibility for the performance of architectural and engineering services. The engineering plans shall be developed in accordance with the applicable State's *Standard Specifications for Construction and Maintenance of Highways, Streets and Bridges* and the special specifications and special provisions related to it. For projects on the State highway system, the design shall, at a minimum conform to applicable State manuals. For projects not on the State highway system, the design shall, at a minimum, conform to applicable American Association of State Highway and Transportation Officials (AASHTO) design standards.

In procuring professional services, the parties to this Agreement must comply with federal requirements cited in 23 CFR Part 172 if the Project is federally funded and with Texas Government Code 2254, Subchapter A, in all cases. Professional contracts for federally funded projects must conform to federal requirements, specifically including the provision for participation by Disadvantaged Business Enterprises (DBEs), ADA, and environmental matters. If the Local Government is the responsible party, the Local Government shall submit its procurement selection process for prior approval by the State. All professional services contracts must be reviewed and approved by the State prior to execution by the Local Government.

12. Construction Responsibilities

The party named in Article 1, Responsible Parties, under AGREEMENT is responsible for the following:

- A. Advertise for construction bids, issue bid proposals, receive and tabulate the bids, and award and administer the contract for construction of the Project. Administration of the contract includes the responsibility for construction engineering and for issuance of any change orders, supplemental agreements, amendments, or additional work orders that may become necessary subsequent to the award of the construction contract. In order to ensure federal funding eligibility, projects must be authorized by the State prior to advertising for construction.
- B. If the State is the responsible party, the State will use its approved contract letting and award procedures to let and award the construction contract.
- C. If the Local Government is the responsible party, the Local Government shall submit its contract letting and award procedures to the State for review and approval prior to letting.
- D. If the Local Government is the responsible party, the State must concur with the low bidder selection before the Local Government can enter into a contract with the vendor.
- E. Upon completion of the Project, the party constructing the Project will issue and sign a "Notification of Completion" acknowledging the Project's construction completion and

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submit certification(s) sealed by a professional engineer(s) licensed in the State of Texas.

- F. For federally funded contracts, the parties to this Agreement will comply with federal construction requirements cited in 23 CFR Part 635 and with requirements cited in 23 CFR Part 633, and shall include the latest version of Form "FHWA-1273" in the contract bidding documents. If force account work will be performed, a finding of cost effectiveness shall be made in compliance with 23 CFR 635, Subpart B.

13. Project Maintenance

The Local Government shall be responsible for maintenance of locally owned roads and locally owned facilities after completion of the work. The State shall be responsible for maintenance of the State highway system after completion of the work if the work was on the State highway system, unless otherwise provided for in existing maintenance agreements with the Local Government.

14. Right of Way and Real Property

The party named in Article 1, Responsible Parties, under AGREEMENT is responsible for the provision and acquisition of any needed right of way or real property.

15. Insurance

If this Agreement authorizes the Local Government or its contractor to perform any work on State right of way, before beginning work, the entity performing the work shall provide the State with a fully executed copy of the State's Form 1560 Certificate of Insurance verifying the existence of coverage in the amounts and types specified on the Certificate of Insurance for all persons and entities working on State right of way. This coverage shall be maintained until all work on the State right of way is complete. If coverage is not maintained, all work on State right of way shall cease immediately, and the State may recover damages and all costs of completing the work.

16. Notices

All notices to either party shall be delivered personally or sent by certified or U.S. mail, postage prepaid, addressed to that party at the following address:

Local Government:	State:
City of Sherman ATTN: City Manager 220 W. Mulberry Street Sherman, TX 75090	Texas Department of Transportation ATTN: Director of Contract Services 125 E. 11th Street Austin, TX 78701

All notices shall be deemed given on the date delivered in person or deposited in the mail, unless otherwise provided by this Agreement. Either party may change the above address by sending written notice of the change to the other party. Either party may request in writing that

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notices shall be delivered personally or by certified U.S. mail, and that request shall be carried out by the other party.

17. Legal Construction

If one or more of the provisions contained in this Agreement shall for any reason be held invalid, illegal, or unenforceable in any respect, such invalidity, illegality, or unenforceability shall not affect any other provisions and this Agreement shall be construed as if it did not contain the invalid, illegal, or unenforceable provision.

18. Responsibilities of the Parties

The State and the Local Government agree that neither party is an agent, servant, or employee of the other party, and each party agrees it is responsible for its individual acts and deeds as well as the acts and deeds of its contractors, employees, representatives, and agents.

19. Ownership of Documents

Upon completion or termination of this Agreement, all documents prepared by the State shall remain the property of the State. All data prepared under this Agreement shall be made available to the State without restriction or limitation on their further use. All documents produced or approved or otherwise created by the Local Government shall be transmitted to the State in the form of photocopy reproduction on a monthly basis as required by the State. The originals shall remain the property of the Local Government. At the request of the State, the Local Government shall submit any information required by the State in the format directed by the State.

20. Compliance with Laws

The parties to this Agreement shall comply with all federal, state, and local laws, statutes, ordinances, rules and regulations, and the orders and decrees of any courts or administrative bodies or tribunals in any manner affecting the performance of this Agreement. When required, the Local Government shall furnish the State with satisfactory proof of this compliance.

21. Sole Agreement

This Agreement constitutes the sole and only agreement between the parties and supersedes any prior understandings or written or oral agreements respecting the Agreement's subject matter.

22. Cost Principles

In order to be reimbursed with federal funds, the parties shall comply with the cost principles established in 2 CFR 200 that specify that all reimbursed costs are allowable, reasonable, and allocable to the Project.

23. Procurement and Property Management Standards

The parties to this Agreement shall adhere to the procurement standards established in Title 49 CFR §18.36, to the property management standards established in 2 CFR 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards,

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and to the Texas Uniform Grant Management Standards. The State must pre-approve the Local Government's procurement procedures for purchases to be eligible for state or federal funds.

24. Inspection of Books and Records

The parties to this Agreement shall maintain all books, documents, papers, accounting records, and other documentation relating to costs incurred under this Agreement and shall make such materials available to the State, the Local Government, and, if federally funded, the FHWA and the U.S. Office of the Inspector General or their duly authorized representatives for review and inspection at its office during the Agreement period and for three (3) years from the date of final reimbursement by FHWA under this Agreement or until any impending litigation or claims are resolved. Additionally, the State, the Local Government, and the FHWA and their duly authorized representatives shall have access to all the governmental records that are directly applicable to this Agreement for the purpose of making audits, examinations, excerpts, and transcriptions.

25. Civil Rights Compliance

The parties to this Agreement are responsible for the following:

- A. Compliance with Regulations: Both parties will comply with the Acts and the Regulations relative to Nondiscrimination in Federally-assisted programs of the U.S. Department of Transportation (USDOT), the Federal Highway Administration (FHWA), as they may be amended from time to time, which are herein incorporated by reference and made part of this Agreement.
- B. Nondiscrimination: The Local Government, with regard to the work performed by it during the Agreement, will not discriminate on the grounds of race, color, or national origin in the selection and retention of subcontractors, including procurement of materials and leases of equipment. The Local Government will not participate directly or indirectly in the discrimination prohibited by the Acts and the Regulations, including employment practices when the Agreement covers any activity, project, or program set forth in Appendix B of 49 CFR Part 21.
- C. Solicitations for Subcontracts, Including Procurement of Materials and Equipment: In all solicitations either by competitive bidding or negotiation made by the Local Government for work to be performed under a subcontract, including procurement of materials or leases of equipment, each potential subcontractor or supplier will be notified by the Local Government of the Local Government's obligations under this Agreement and the Acts and Regulations relative to Nondiscrimination on the grounds of race, color, or national origin.
- D. Information and Reports: The Local Government will provide all information and reports required by the Acts, the Regulations, and directives issued pursuant thereto, and will permit access to its books, records, accounts, other sources of information, and facilities as may be determined by the State or the FHWA to be pertinent to ascertain compliance with such Acts, Regulations or directives. Where any information required of the Local Government is in the exclusive possession of another who fails or refuses to furnish this information, the Local Government will so certify to the State or the FHWA, as appropriate, and will set forth what efforts it has made to obtain the information.

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- E. Sanctions for Noncompliance: In the event of the Local Government's noncompliance with the Nondiscrimination provisions of this Agreement, the State will impose such contract sanctions as it or the FHWA may determine to be appropriate, including, but not limited to:
1. withholding of payments to the Local Government under the Agreement until the Local Government complies and/or
 2. cancelling, terminating, or suspending of the Agreement, in whole or in part.
- F. Incorporation of Provisions: The Local Government will include the provisions of paragraphs (A) through (F) in every subcontract, including procurement of materials and leases of equipment, unless exempt by the Acts, the Regulations and directives issued pursuant thereto. The Local Government will take such action with respect to any subcontract or procurement as the State or the FHWA may direct as a means of enforcing such provisions including sanctions for noncompliance. Provided, that if the Local Government becomes involved in, or is threatened with, litigation with a subcontractor or supplier because of such direction, the Local Government may request the State to enter into such litigation to protect the interests of the State. In addition, the Local Government may request the United States to enter into such litigation to protect the interests of the United States.

26. Pertinent Non-Discrimination Authorities

During the performance of this Agreement, each party, for itself, its assignees, and successors in interest agree to comply with the following nondiscrimination statutes and authorities; including but not limited to:

- A. Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d et seq., 78 stat. 252), (prohibits discrimination on the basis of race, color, national origin); and 49 CFR Part 21.
- B. The Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, (42 U.S.C. § 4601), (prohibits unfair treatment of persons displaced or whose property has been acquired because of federal or federal-aid programs and projects).
- C. Federal-Aid Highway Act of 1973, (23 U.S.C. § 324 et seq.), as amended, (prohibits discrimination on the basis of sex).
- D. Section 504 of the Rehabilitation Act of 1973, (29 U.S.C. § 794 et seq.) as amended, (prohibits discrimination on the basis of disability); and 49 CFR Part 27.
- E. The Age Discrimination Act of 1975, as amended, (49 U.S.C. § 6101 et seq.), (prohibits discrimination on the basis of age).
- F. Airport and Airway Improvement Act of 1982, (49 U.S.C. Chapter 471, Section 47123), as amended, (prohibits discrimination based on race, creed, color, national origin, or sex).
- G. The Civil Rights Restoration Act of 1987, (PL 100-209), (Broadened the scope, coverage and applicability of Title VI of the Civil Rights Act of 1964, The Age Discrimination Act of 1975 and Section 504 of the Rehabilitation Act of 1973, by expanding the definition of the terms "programs or activities" to include all of the programs or activities of the federal-aid recipients, subrecipients and contractors, whether such programs or activities are federally funded or not).
- H. Titles II and III of the Americans with Disabilities Act, which prohibits discrimination on the basis of disability in the operation of public entities, public and private transportation systems, places of public accommodation, and certain testing entities

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(42 U.S.C. §§ 12131-12189) as implemented by Department of Transportation regulations at 49 C.F.R. parts 37 and 38.

- I. The Federal Aviation Administration's Nondiscrimination statute (49 U.S.C. § 47123) (prohibits discrimination on the basis of race, color, national origin, and sex).
- J. Executive Order 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations, which ensures nondiscrimination against minority populations by discouraging programs, policies, and activities with disproportionately high and adverse human health or environmental effects on minority and low-income populations.
- K. Executive Order 13166, Improving Access to Services for Persons with Limited English Proficiency, and resulting agency guidance, national origin discrimination includes discrimination because of limited English proficiency (LEP). To ensure compliance with Title VI, the parties must take reasonable steps to ensure that LEP persons have meaningful access to the programs (70 Fed. Reg. at 74087 to 74100).
- L. Title IX of the Education Amendments of 1972, as amended, which prohibits the parties from discriminating because of sex in education programs or activities (20 U.S.C. 1681 et seq.).

27. **Disadvantaged Business Enterprise (DBE) Program Requirements**

If federal funds are used:

- A. The parties shall comply with the Disadvantaged Business Enterprise Program requirements established in 49 CFR Part 26.
- B. The Local Government shall adopt, in its totality, the State's federally approved DBE program.
- C. The Local Government shall incorporate into its contracts with subproviders an appropriate DBE goal consistent with the State's DBE guidelines and in consideration of the local market, project size, and nature of the goods or services to be acquired. The Local Government shall submit its proposed scope of services and quantity estimates to the State to allow the State to establish a DBE goal for each Local Government contract with a subprovider. The Local Government shall be responsible for documenting its actions.
- D. The Local Government shall follow all other parts of the State's DBE program referenced in TxDOT Form 2395, Memorandum of Understanding Regarding the Adoption of the Texas Department of Transportation's Federally-Approved Disadvantaged Business Enterprise by Entity, and attachments found at web address http://ftp.dot.state.tx.us/pub/txdot-info/bop/dbe/mou/mou_attachments.pdf.
- E. The Local Government shall not discriminate on the basis of race, color, national origin, or sex in the award and performance of any U.S. Department of Transportation (DOT)-assisted contract or in the administration of its DBE program or the requirements of 49 CFR Part 26. The Local Government shall take all necessary and reasonable steps under 49 CFR Part 26 to ensure non-discrimination in award and administration of DOT-assisted contracts. The State's DBE program, as required by 49 CFR Part 26 and as approved by DOT, is incorporated by reference in this Agreement. Implementation of this program is a legal obligation and failure to carry out its terms shall be treated as a violation of this Agreement. Upon notification to the Local Government of its failure to carry out its approved program, the State may impose

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sanctions as provided for under 49 CFR Part 26 and may, in appropriate cases, refer the matter for enforcement under 18 U.S.C. 1001 and the Program Fraud Civil Remedies Act of 1986 (31 U.S.C. 3801 et seq.).

- F. Each contract the Local Government signs with a contractor (and each subcontract the prime contractor signs with a sub-contractor) must include the following assurance:
The contractor, sub-recipient, or sub-contractor shall not discriminate on the basis of race, color, national origin, or sex in the performance of this contract. The contractor shall carry out applicable requirements of 49 CFR Part 26 in the award and administration of DOT-assisted contracts. Failure by the contractor to carry out these requirements is a material breach of this Agreement, which may result in the termination of this Agreement or such other remedy as the recipient deems appropriate.

28. Debarment Certifications

If federal funds are used, the parties are prohibited from making any award at any tier to any party that is debarred or suspended or otherwise excluded from or ineligible for participation in Federal Assistance Programs under Executive Order 12549, "Debarment and Suspension." By executing this Agreement, the Local Government certifies that it and its principals are not currently debarred, suspended, or otherwise excluded from or ineligible for participation in Federal Assistance Programs under Executive Order 12549 and further certifies that it will not do business with any party, to include principals, that is currently debarred, suspended, or otherwise excluded from or ineligible for participation in Federal Assistance Programs under Executive Order 12549. The parties to this Agreement shall require any party to a subcontract or purchase order awarded under this Agreement to certify its eligibility to receive federal funds and, when requested by the State, to furnish a copy of the certification.

If state funds are used, the parties are prohibited from making any award to any party that is debarred under the Texas Administrative Code, Title 34, Part 1, Chapter 20, Subchapter G, Rule §20.585 and the Texas Administrative Code, Title 43, Part 1, Chapter 9, Subchapter G.

29. Lobbying Certification

If federal funds are used, in executing this Agreement, each signatory certifies to the best of that signatory's knowledge and belief, that:

- A. No federal appropriated funds have been paid or will be paid by or on behalf of the parties to any person for influencing or attempting to influence an officer or employee of any federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any federal contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal contract, grant, loan, or cooperative agreement.
- B. If any funds other than federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with federal contracts, grants, loans, or cooperative agreements, the signatory for the Local Government shall complete and submit the

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Federal Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

- C. The parties shall require that the language of this certification shall be included in the award documents for all sub-awards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and all sub-recipients shall certify and disclose accordingly. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Title 31 U.S.C. §1352. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

30. Federal Funding Accountability and Transparency Act Requirements

If federal funds are used, the following requirements apply:

- A. Any recipient of funds under this Agreement agrees to comply with the Federal Funding Accountability and Transparency Act (FFATA) and implementing regulations at 2 CFR Part 170, including Appendix A. This Agreement is subject to the following award terms: <http://www.gpo.gov/fdsys/pkg/FR-2010-09-14/pdf/2010-22705.pdf> and <http://www.gpo.gov/fdsys/pkg/FR-2010-09-14/pdf/2010-22706.pdf>.
- B. The Local Government agrees that it shall:
1. Obtain and provide to the State a System for Award Management (SAM) number (Federal Acquisition Regulation, Part 4, Sub-part 4.11) if this award provides more than \$25,000 in federal funding. The SAM number may be obtained by visiting the SAM website whose address is: <https://www.sam.gov/portal/public/SAM/>
 2. Obtain and provide to the State a Data Universal Numbering System (DUNS) number, a unique nine-character number that allows federal government to track the distribution of federal money. The DUNS may be requested free of charge for all businesses and entities required to do so by visiting the Dun & Bradstreet (D&B) on-line registration website <http://fedgov.dnb.com/webform>; and
 3. Report the total compensation and names of its top five executives to the State if:
 - i. More than 80% of annual gross revenues are from the federal government, and those revenues are greater than \$25,000,000; and
 - ii. The compensation information is not already available through reporting to the U.S. Securities and Exchange Commission.

31. Single Audit Report

If federal funds are used:

- A. The parties shall comply with the single audit report requirements stipulated in 2 CFR 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards.
- B. If threshold expenditures of \$750,000 or more are met during the fiscal year, the Local Government must submit a Single Audit Report and Management Letter (if applicable) to TxDOT's Compliance Division, 125 East 11th Street, Austin, TX 78701 or contact TxDOT's Compliance Division by email at singleaudits@txdot.gov.
- C. If expenditures are less than the threshold during the Local Government's fiscal year, the Local Government must submit a statement to TxDOT's Compliance Division as follows: "We did not meet the \$_____ expenditure threshold and therefore, are not required to have a single audit performed for FY _____."

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- D. For each year the Project remains open for federal funding expenditures, the Local Government will be responsible for filing a report or statement as described above. The required annual filing shall extend throughout the life of the Agreement, unless otherwise amended or the Project has been formally closed out and no charges have been incurred within the current fiscal year.

32. Signatory Warranty

Each signatory warrants that the signatory has necessary authority to execute this Agreement on behalf of the entity represented.

THIS AGREEMENT IS EXECUTED by the State and the Local Government.

THE STATE OF TEXAS

Signature

Kenneth Stewart

Typed or Printed Name

Director of Contract Services

Typed or Printed Title

Date

THE LOCAL GOVERNMENT

Signature

Robby Hefton

Typed or Printed Name

Sherman – City Manager

Typed or Printed Title

Date

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ATTACHMENT A
RESOLUTION OR ORDINANCE

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ATTACHMENT B

LOCATION MAP SHOWING PROJECT



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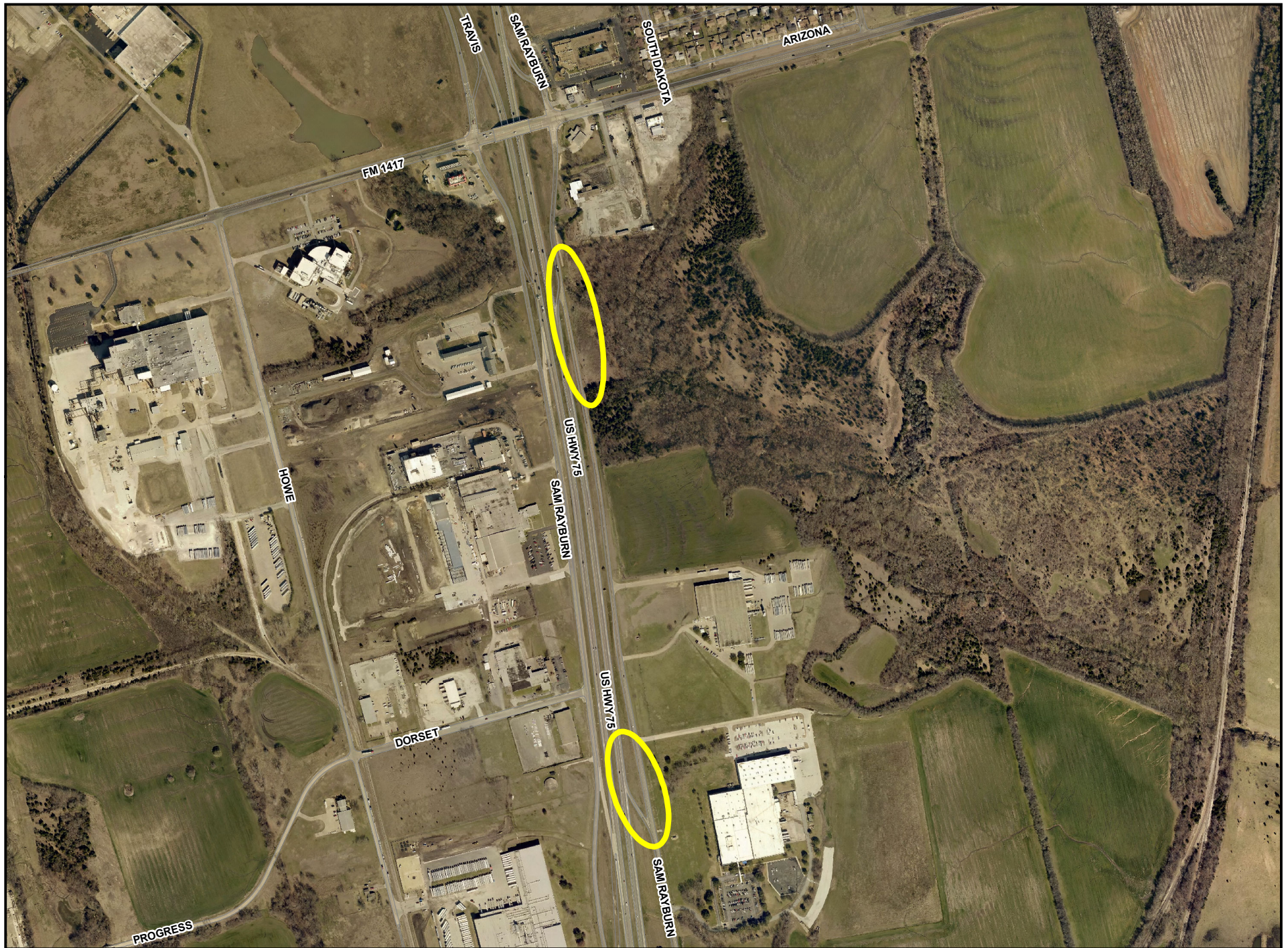
ATTACHMENT C PROJECT BUDGET

The Local Government is responsible for all project costs and any overruns.

Description	Total Estimated Cost	Federal Participation		State Participation		Local Participation	
		%	Cost	%	Cost	%	Cost
Engineering (by Local Government)	\$100,000.00	0%	\$0	0%	\$0	100%	\$100,000.00
Construction (by State)	\$1,900,000.00	0%	\$0	0%	\$0	100%	\$1,900,000.00
Subtotal	\$2,000,000.00		\$0		\$0		\$2,000,000.00
Environmental Direct State Costs	\$0	0%	\$0	0%	\$0	0%	\$0
Right of Way Direct State Costs	\$0	0%	\$0	0%	\$0	0%	\$0
Engineering Direct State Costs	\$0	0%	\$0	0%	\$0	0%	\$0
Utility Direct State Costs	\$0	0%	\$0	0%	\$0	0%	\$0
Construction Direct State Costs	\$0	0%	\$0	0%	\$0	0%	\$0
Indirect State Costs	\$100,000.00	0%	\$0	0%	\$0	100%	\$100,000.00
TOTAL	\$2,100,000.00		\$0		\$0		\$2,100,000.00

Initial payment by the Local Government to the State: **\$2,000,000.00**
Payment by the Local Government to the State before construction: **\$2,000,000.00**
Estimated total payment by the Local Government to the State **\$2,000,000.00**. This is an estimate. The final amount of Local Government participation will be based on actual costs.

US 75 Entrance/Exit Ramps just south of FM 1417



1 inch = 800 feet





SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

C.2.

Meeting Date: 12/04/2017

Prepared By: Brandon Shelby, City Attorney

Approved By: Robby Hefton, City Manager

Caption:

*** RESOLUTION NO. 6313**

Authorizing Execution of a Professional Services Agreement with Strategic Government Resources for Administrative Management Consulting Services

Issue:

Contract with Strategic Government Resources (SGR) for Administrative Management Consulting Services

Background:

INTERIM MANAGEMENT SERVICES

SGR understands the importance of maintaining top-level leadership during periods of management vacancies. SGR has more than 150 highly qualified local government professionals including City Managers, City Attorneys, City Secretaries, Police & Fire Chiefs, Community Development, Finance, HR, Library, Parks & Recreation, Public Works, and Utility Directors, Planners, Engineers, and more, available for Interim Management assignments.

SGR works closely with municipal governments across the nation to provide experienced Interim Managers who can begin work quickly to keep teams and objectives on track. Our Interim Managers are:

- Proven leaders
- Exceptionally experienced
- Results oriented
- Available quickly

Origination:

Robby Hefton, City Manager

Financial Consideration:

The fee is \$82/hour for the professional services provided under this agreement.

Staff Recommendation:

It is recommended that the City Council approve the Resolution and the Professional Services Agreement with SGR.

Alternatives:

No alternatives are recommended.

Attachments

Resolution No.

Agreement for Administrative Management Consulting Services

RESOLUTION NO. 6313

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH STRATEGIC GOVERNMENT RESOURCES FOR ADMINISTRATIVE MANAGEMENT CONSULTING SERVICES; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS:

SECTION 1. That the City Manager be and is hereby authorized, subject to all contract documents being properly completed and approved as to form and content by the City Attorney, to execute a Professional Services Agreement with Strategic Government Resources for Administrative Management Consulting Services, in the same or similar form as the specifications and conditions of the contract documents attached hereto and incorporated herein for all purposes.

SECTION 2. That it is hereby officially found and determined that the meeting at which this resolution is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

PASSED AND APPROVED on this the _____ day of _____, 2017.

CITY OF SHERMAN, TEXAS

ATTEST:

BY: _____
LINDA ASHBY, CITY CLERK

BY: _____
DAVID PLYLER, MAYOR

**APPROVED AS TO FORM
AND CONTENT:**

BY: _____
**BRANDON S. SHELBY,
CITY ATTORNEY**



Date: December 4, 2017

**Agreement for Administrative Management Consulting Services
By and Between Strategic Government Resources and the City of Sherman, Texas**

City of Sherman, Texas
Robby Hefton, City Manager
robbyh@ci.sherman.tx.us

Strategic Government Resources
Cindy Hanna, Managing Director of Finance
CindyHanna@GovernmentResource.com

("City")

("SGR")

Scope of Services. The City of Sherman, Texas, (referred to as "City") seeks a Consultant to provide Administrative Management Consulting Services for City. Strategic Government Resources (referred to as "SGR") will provide a highly experienced local government professional to serve as the Consultant for City.

Recommended Candidate. SGR and City will work together to determine a final candidate for consideration. Should City wish to consider an alternate candidate, SGR can provide other experienced local government professionals for City to interview. City may interview candidate(s) by phone, Skype, or in person. City will reimburse all travel, lodging, and per diem expenses for any in-person interviews.

If at any time during the assignment, City wishes to have another candidate provided to serve as Consultant, SGR will produce additional experienced local government professionals to fill the position, to the satisfaction of City.

Terms and Conditions. SGR will provide a Consultant at a rate of \$82.00 per hour. The Consultant will work a maximum of 40 hours per week unless approved by City. Any hours worked in excess of 40 hours per week, will be billed at the standard contract rate of \$82.00 per hour.

City Contact for Invoicing:

Name: Mary Lawrence, Director of Finance

Email: maryl@ci.sherman.tx.us

Phone: 903.892.7218

1. SGR will perform a Comprehensive Media Search on the candidate selected by City and provide a comprehensive media report to City. This media report is compiled from information gathered using our proprietary online search process. This is not an automated process, and produces far superior results than a standard media or simple Google search. The report length may be as long as 350 pages and may include news articles, links to video interviews, blog posts by residents, etc.

2. SGR will perform a comprehensive background investigation on the candidate selected by the City. SGR uses a licensed private investigation firm for these services. Through SGR's partnership with FirstCheck, we are able to provide our Cities with comprehensive background screening reports that include detailed information such as:
 - Social Security number trace
 - Address history
 - Driving history/motor vehicle records
 - Credit report
 - Federal criminal search
 - National criminal search
 - Global homeland security search
 - Sex offender registry search
 - State criminal search (for current and previous states of residence)
 - County criminal search (for every county in which candidate has lived or worked)
 - County civil search (for every county in which candidate has lived or worked)
 - Education verification
3. City is responsible for the cost of any required drug screen.
4. All routine business expenses incurred by SGR's representative in their role as Consultant will be reimbursed under the same terms and conditions that such expenses would be reimbursed for an employee of City, such as mileage, hotel, and per diem when traveling at the request of City, and business meals incurred for local meetings.
5. Depending on the location of the permanent residence of the selected Consultant, mileage reimbursement and temporary housing may be required. Mileage is reimbursed by City at the current IRS mileage reimbursement rate. The City may elect to provide temporary housing such as a local hotel, direct billed to City, with a mileage/travel reimbursement of twice per month between Consultant's permanent residence and City.
6. City will be billed weekly for the previous week's work and any travel/housing reimbursement. Payment will be due within 14 days of each billing. SGR will not be compensated for holidays, vacation time, sick leave, etc.
7. If City hires the candidate placed as Consultant for a permanent position during the term of this agreement or within 12 months after the conclusion of this agreement, City will pay SGR an employment placement fee of \$5,000.00. This fee is waived if SGR conducts a full-service executive search for this position.
8. City or SGR may terminate the agreement for Administrative Management Consulting Services with a fourteen (14) day written notice, without cause or penalty.
9. City and SGR agree that the recommended candidate shall at all times under the terms of this agreement remain an employee of SGR and not an employee of City.

10. **Cost Summary.** SGR will provide Administrative Management Consulting Services to City as follows:

<i>Administrative Management Consulting Services</i>	<i>\$82.00 per hour</i>
<i>Comprehensive Media Search Report</i>	<i>\$500.00</i>
<i>Background Investigation</i>	<i>\$300.00</i>
<i>Mileage/Temporary Housing Stipend</i>	<i>Direct Costs</i>
<i>Travel expenses for in-person interviews, if needed</i>	<i>Direct Costs</i>
<i>Per diem for in-person interview, if needed</i>	<i>\$10 breakfast, \$15 lunch, \$25 dinner</i>

11. **Confidentiality Agreement.** The Consultant will perform services for City which may require City to disclose confidential and proprietary information to Consultant or which may require City to grant authorization to the Consultant to make financial and legal transactions on behalf of the City. Confidential information includes, but is not limited to, any information of any kind, nature, or description concerning any matters affecting or relating to Consultant's services for City, the business or operations of City, and/or the products, projects, drawings, plans, processes, or other data of City. Financial and legal information includes, but is not limited to, financial institution wire transfers, deposits, withdrawals, cash handling, investment handling, real property transactions, or other financial or legal transactions of City. The Consultant, through his/her contract with SGR agrees:

- To hold any and all confidential information received from City in strict confidence and shall exercise a reasonable degree of care to prevent disclosure to others.
- Not to disclose or divulge, either directly or indirectly, the confidential information to others unless first authorized to do so in writing by City. For financial and legal transactions, Consultant must receive authorization from City verbally and in writing, other than by email, and Consultant shall maintain reasonable data security controls to protect Consultant and City from social engineering attacks.
- Not to reproduce the confidential information, nor use this information commercially, or for any purpose other than the performance of his/her duties for City.
- That upon request or upon termination of his/her relationship with City, deliver to City, any drawings, notes, documents, equipment, and materials received from City or originating from his/her activities for City.
- That City shall have the sole right to determine the treatment of any information that is part or project specific received from Consultant, including the right to keep the same as confidential and proprietary.

12. **Indemnification.** To the extent it may be permitted to do so by applicable law, City does hereby agree to defend, hold harmless, and indemnify the designated Consultant, SGR, and all officers, employees, and contractors of SGR, from any and all demands, claims, suits, actions, judgments, expenses, and attorneys' fees incurred in any legal proceedings brought against them as a result of

action taken in the Consultant's individual or official capacity for the City as an independent contractor and as Consultant, providing the incident(s), which is (are) the basis of any such demand, claim, suit, actions, judgments, expenses, and attorneys' fees, arose or does arise in the future from an act or omission of the Consultant as an independent contractor for City acting within the course and scope of the Consultant's duties with City; excluding, however, any such demand, claim, suit, action, judgment, expense, and attorneys' fees for those claims or any causes of action where it is determined that the Consultant committed official misconduct, or committed a willful or wrongful act or omission, or an act or omission constituting gross negligence, or acted in bad faith; and excluding any insurance contract, held either by City or SGR. In the case of such indemnified demand, claim, suit, action, or judgment, the selection of the Consultant's legal counsel shall be with the mutual agreement of the Consultant and City if such legal counsel is not also City's legal counsel. A legal defense may be provided through insurance coverage, in which case the Consultant's right to agree to legal counsel provided for him/her will depend on the terms of the applicable insurance contract. The provisions of this paragraph shall survive the termination, expiration, or other end of this agreement and/or the Consultant's employment with City.

13. **Venue.** The venue for any disputes shall reside in Grayson County, Texas.

14. **Applicable law.** This agreement shall be governed by the laws of the State of Texas.

This agreement represents the full and complete agreement between Strategic Government Resources and the City of Sherman, Texas, and supersedes any and all prior written or verbal agreements. This agreement may be modified or amended only by a written instrument signed by the parties.

Approved and Agreed to, this the _____ day of _____, 2017, by and between Strategic Government Resources and the City of Sherman, Texas.

Robby Hefton, City Manager
City of Sherman, Texas

Cindy Hanna, Managing Director of Finance
Strategic Government Resources



SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

F.1.

Meeting Date: 12/04/2017

Prepared By: Linda Ashby, City Clerk

Approved By: Robby Hefton, City Manager

Caption:

APPOINT/REMOVE OR CONSIDER QUALIFICATIONS TO BOARDS AND COMMISSIONS

(a) Tax Increment Reinvestment Zone #7 Board (3)

Issue:

This is a new Board created to enhance development on the southeast corner of F.M. 1417 (Heritage Parkway) and U.S. Highway 75. The membership will consist of three City Council Members, the City Manager, and one Grayson County Representative. Their terms are for two years, however they are reviewed annually to assure their service as a City Council Member.

Background:

The Board approves the Project Plan and Financing Plan for the Sherman Tax Increment Reinvestment Zone #7. TIRZ #7 covers the area southeast of the intersection of U.S. Highway 75 and F.M. 1417 (Heritage Parkway), where the planned Movie Bowl Grill will be located.

Origination:

City Council

Financial Consideration:

There is no financial consideration.

Staff Recommendation:

It is recommended that the City Council consider appointments to the Tax Increment Reinvestment Zone #7 Board.

Alternatives:

The alternative is to delay the appointment of members to this Board.

Attachments

Fact Sheet

Ordinance No. 6081 - Establishing Zone and Providing for Board of Directors

FACT SHEET

TAX INCREMENT REINVESTMENT ZONE BOARD #7

Established by RESOLUTION 6301 – NOVEMBER 20, 2017

1. Number of Members: FIVE
2. Term of Appointment: REVIEW ANNUALLY
3. Consecutive Term Rule: N/A
4. Qualifications for Membership: THREE CITY COUNCIL POSITIONS, CITY MANAGER
5. Appointed by: MAYOR AND CITY COUNCIL
6. Board Organization TO APPROVE THE PROJECT PLAN AND FINANCING PLAN FOR THE SHERMAN TAX INCREMENT REINVESTMENT ZONE NUMBER SEVEN
7. Departmental Responsibility: CITY MANAGER
8. Meeting Date: CALLED AS NECESSARY
9. Attendance Requirements: N/A

=====

PURPOSE:

The Board shall approve the Project Plan and Financing Plan for the Sherman Tax Increment Reinvestment Zone Number Seven.

ORDINANCE NO. 6081

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, ESTABLISHING A TAX INCREMENT REINVESTMENT ZONE #7 (SOUTHEAST OF INTERSECTION OF U.S. HIGHWAY 75 AND F.M. 1417); PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR A BOARD OF DIRECTORS; PROVIDING FOR SEVERABILITY; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS:

SECTION 1. That there is hereby created a reinvestment zone to be named the Sherman Tax Increment Reinvestment Zone #7 ("TIRZ-7") to take effect immediately from and after the final passage of this ordinance, the boundaries of which are fully described in Exhibit "A" attached hereto and made a part hereof for all purposes.

SECTION 2. That the City Council hereby makes the following findings and determinations which are true and correct:

- (a) That the development of the area within the TIRZ-7 Zone would not occur in the foreseeable future solely through private investment.
- (b) That the area's present condition substantially impairs the city's growth, retards the provision of housing, or constitutes an economic or social liability to the public health, safety, morals, or welfare. Further, this condition exists because of the presence of one or more of the following conditions: a substantial number of substandard or deteriorating structures, inadequate sidewalks or street layout, faulty lot layouts, unsanitary or unsafe conditions, a tax or special assessment delinquency that exceeds the fair market value of the land, defective or unusual conditions of title, or that endanger life or property by fire or other cause; or be predominantly open or undeveloped and, because of obsolete platting, deterioration of the structures or site improvements, or other factors, substantially impair or arrest the sound growth of the municipality.
- (c) That the City of Sherman has fully complied with all of the applicable sections of Chapter 311 of the Texas Tax Code and specifically Section 311.003.
- (d) That the Sherman Tax Increment Reinvestment Zone #7 is in full compliance and meets all of the requirements of Section 311.005 of the Texas Tax Code.
- (e) That the improvements in the Zone will significantly enhance the value of all the taxable real property in the Zone and will be of general benefit to the municipality and its citizens.

SECTION 3. That there is hereby established a tax increment fund for the Zone to be styled Sherman Tax Increment Reinvestment Zone #7 ("TIRZ-7").

SECTION 4. That there is hereby established a five (5) member Board of Directors for the TIRZ-7 Zone to be composed of three (3) members of the City Council, one (1) member of the City staff and one (1) representative from Grayson County, all to be chosen by the City Council for terms of two (2) years, with no term limitations, in accordance with Section 311.009 of the Texas Tax Code. The City Council does not delegate or grant any of its powers or authority to the Board of Directors. The City Council hereby restricts the authority of the Board of Directors under Chapter 311 of the Texas Tax Code to an advisory board to the City Council.

SECTION 5. The Zone shall terminate upon all City bonded indebtedness, interest on those bonds and project costs pertaining to the Zone being paid in full.

SECTION 6. That the provisions of this ordinance are severable and the invalidity of any word, phrase, sentence or part of this ordinance shall not affect the validity or effectiveness of the remainder of the ordinance.

SECTION 7. That it is hereby officially found and determined that the meetings at which this ordinance was introduced and passed were open to the public and that public notice of the time, place and purpose of said meetings were given all as required by law.

INTRODUCED on this the _____ day of _____, 2017.

ADOPTED on this the _____ day of _____, 2017.

EFFECTIVE DATE on this the _____ day of _____, 2017.

CITY OF SHERMAN, TEXAS

ATTEST:

BY: _____
LINDA ASHBY, CITY CLERK

BY: _____
DAVID PLYLER, MAYOR

**APPROVED AS TO FORM
AND CONTENT:**

BY: _____
**BRANDON S. SHELBY,
CITY ATTORNEY**

Exhibit "A"

Field Notes Sherman Tax Increment Reinvestment Zone #7 ("TIRZ-7")

Helvey-Wagner Surveying, Inc.

222 West Main Street · Denison, Texas 75020
Ph: (903) 463-6191 · Fax: (903) 463-4088 · Email: helveysurveying@cablenet.net
TBPLS Firm Registration No. 10088100
Billy F. Helvey, RPLS No. 4488 – Kate A. Wagner, RPLS No. 6578 – Kenneth N. Russell, RPLS No. 4409

22.330 Acres

SITUATED in the County of Grayson, State of Texas, and being a part of the Sherrod Dunham Survey, Abstract No. 329, and being a part of the 1.5698 ac. tract of land conveyed to the City of Sherman by Johnson & Johnson, a Corporation by Warranty Deed dated January 30, 1967 and recorded in Volume 1079, Page 392, Deed Records, Grayson County, Texas, and being all of the 7.409 ac. tract of land conveyed to the City of Sherman, Texas by the State of Texas by Deed Without Warranty dated July 22, 2009 and recorded in Volume 4682, Page 624, Official Public Records, Grayson County, Texas and being all of the 13.41 ac. tract of land conveyed to Sherman Economic Development Corporation by Garcha Corporation by Warranty Deed dated August 25, 2015 and recorded in Volume 5680, Page 685, said Official Public Records, and being more particularly described as one tract of land by metes and bounds as follows, to-wit:

BEGINNING at a 1/2 inch capped rebar found stamped "RPLS 4709" in the East right-of-way line of U. S. Highway No. 75, at the Northwest corner of the 12.166 ac. tract of land conveyed to Ramanujam K. Vangipuram in Volume 5948, Page 638, said Official Public Records, at the Southwest corner of said City of Sherman, Texas 7.409 ac., at the most Westerly Southwest corner of the herein described tract;

THENCE North 15 deg. 32 min. 24 sec. West, with the East right-of-way line of said U. S. Hwy. 75 and a West line of said City of Sherman 7.409 ac., a distance of 203.21 ft. to an angle point, being South 19 deg. East, 1.04 ft. from a 5/8 inch rebar found;

THENCE North 04 deg. 04 min. 42 sec. East, continuing with the East right-of-way line of said U. S. Hwy. 75 and a West line of said City of Sherman 7.409 ac., a distance of 317.16 ft. to a 1/2 inch capped rebar found stamped "RPLS 4709" at the most Westerly Northwest corner of said City of Sherman 7.409 ac., at the Southwest corner of said City of Sherman 1.5698 ac.;

THENCE North 04 deg. 13 min. 29 sec. East, continuing with the East right-of-way line of said U. S. Hwy. 75 and the West line of said City of Sherman 1.5698 ac., a distance of 279.09 ft. to a 1/2 inch capped rebar set stamped "RPLS 6578" at the intersection of the East right-of-way line of said U. S. Hwy. 75 with the South right-of-way line of F. M. Highway No. 1417, at the Northwest corner of the herein described tract;

THENCE North 74 deg. 36 min. 28 sec. East, over and across said City of Sherman 1.5698 ac., with the South right-of-way line of said F. M. Hwy. 1417, a distance of 150.00 ft. to an "x" cut in concrete set, at an angle point;

THENCE North 63 deg. 17 min. 52 sec. East, continuing over and across said City of Sherman 1.5698 ac., with the South right-of-way line of said F. M. Hwy. 1417, a distance of 50.99 ft. to a point at the South base of a concrete monument found, in the East line of said City of Sherman 1.5698 ac.;

THENCE South 15 deg. 21 min. 56 sec. East, with the East line of said City of Sherman 1.5698 ac., a distance of 20.00 ft. to a 1/2 inch capped rebar set stamped "RPLS 6578" at an Ell corner of said City of Sherman 7.409 ac.;

THENCE North 74 deg. 37 min. 24 sec. East, with a North line of said City of Sherman 7.409 ac., a distance of 189.06 ft. to a 1/2 inch capped rebar set stamped "RPLS 6578" in the West line of said Sherman Economic Development Corporation 13.41 ac., at the Northeast corner of said City of Sherman 7.409 ac.;

THENCE North 14 deg. 32 min. 11 sec. West, with the West line of said Sherman Economic Development Corporation 13.41 ac., a distance of 20.05 ft. to a point at the North base of a chainlink fence corner post, in the South right-of-way line of said F. M. Hwy. 1417, at the Northwest corner of said Sherman Economic Development Corporation 13.41 ac.;

THENCE North 74 deg. 36 min. 28 sec. East, with the South right-of-way line of said F. M. Hwy. 1417 and a North line of said Sherman Economic Development Corporation 13.41 ac., a distance of 341.96 ft. to a point at the South base of a concrete monument found, at an angle point;

Continued From Page One

THENCE North 88 deg. 13 min. 16 sec. East, continuing with the South right-of-way line of said F. M. Hwy. 1417 and a North line of said Sherman Economic Development Corporation 13.41 ac., a distance of 129.82 ft. to an angle point, being North 42 deg. East, 1.6 ft. from a broken concrete monument found;

THENCE North 75 deg. 01 min. 04 sec. East, continuing with the South right-of-way line of said F. M. Hwy. 1417 and a North line of said Sherman Economic Development Corporation 13.41 ac., a distance of 51.68 ft. to a 1/2 inch capped rebar set stamped "RPLS 6578" at the Northwest corner of the 0.84 ac. tract of land conveyed to Eric Pop and Kelly Pop in Volume 4809, Page 60, said Official Public Records, at the most Northerly Northeast corner of both said Sherman Economic Development Corporation 13.41 ac. and the herein described tract;

THENCE South 13 deg. 43 min. 46 sec. East, with the West line of said Pop 0.84 ac. and an East line of said Sherman Economic Development Corporation 13.41 ac., a distance of 329.28 ft. to a 3 inch pipe fence corner post at the Southwest corner of said Pop 0.84 ac., at an Ell corner of both said Sherman Economic Development Corporation 13.41 ac. and the herein described tract;

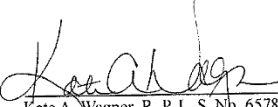
THENCE North 80 deg. 26 min. 37 sec. East, with the South line of said Pop 0.84 ac. and a North line of said Sherman Economic Development Corporation 13.41 ac., a distance of 114.42 ft. to a 1/2 inch rebar found in a West line of the 246.134 ac. tract of land conveyed to Rolling Meadows Associates in Volume 1716, Page 384, said Deed Records, at the Southeast corner of said Pop 0.84 ac., at the most Easterly Northeast corner of both said Sherman Economic Development Corporation 13.41 ac. and the herein described tract;

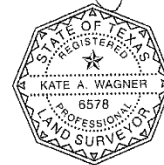
THENCE South 15 deg. 25 min. 36 ft. East, with the general course of a wire fence maintaining a West line of said Rolling Meadows Associates 246.134 ac and an East line of said Sherman Economic Development Corporation 13.41 ac., a distance of 620.43 ft. to a 1/2 inch rebar found at the Southeast base of a 4 inch bois d'arc corner post, at an Ell corner of said Rolling Meadows Associates 246.134 ac., at the Southeast corner of both said Sherman Economic Development Corporation 13.41 ac. and the herein described tract;

THENCE South 74 deg. 28 min. 16 sec. West, with the general course of a wire fence maintaining a North line of said Rolling Meadows Associates 246.134 ac. and the South line of said Sherman Economic Development Corporation 13.41 ac., passing the West end of said fence and continuing for a total distance of 641.52 ft. to a 1/2 inch rebar found in the East line of said Vangipuram 12.166 ac., at the Southwest corner of said Sherman Economic Development Corporation 13.41 ac., at the most Southerly Southwest corner of the herein described tract;

THENCE North 13 deg. 57 min. 11 sec. West, with the East line of said Vangipuram 12.166 ac. and the West line of said Sherman Economic Development Corporation 13.41 ac., a distance of 217.82 ft. to a 1/2 inch rebar found at the North base of a chainlink fence corner post, at the Northeast corner of said Vangipuram 12.166 ac., at the Southeast corner of said City of Sherman 7.409 ac., at an Ell corner of the herein described tract;

THENCE South 74 deg. 41 min. 12 sec. West, with the general course of a chainlink fence maintaining the North line of said Vangipuram 12.166 ac. and the South line of said City of Sherman 7.409 ac., passing a chainlink fence corner post at a fence corner and continuing for a total distance of 576.65 ft. to the **PLACE OF BEGINNING** and containing **22.330 ACRES** of land.


Kate A. Wagner, R. P. L. S. No. 6578
September 21, 2017



Location Map
Sherman Tax Increment Reinvestment Zone #7 ("TIRZ-7")





SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

F.2.

Meeting Date: 12/04/2017

Prepared By: Linda Ashby, City Clerk

Approved By: Robby Hefton, City Manager

Caption:

APPOINT/REMOVE OR CONSIDER QUALIFICATIONS TO BOARDS AND COMMISSIONS

(a) Main Street Advisory Board (2)

Issue:

Felicia Herron has resigned from the Main Street Advisory Board and Daron Holland has been elected to the City Council, creating two vacancies on the Main Street Advisory Board. There are currently two applications for service on the Board, from Sarah Campbell Stevens and from Amanda Phillips. Ms. Phillips currently serves on the Parks and Recreation Advisory Board and the Keep Sherman Beautiful Commission.

Both appointments would be to fill unexpired terms, one until March 31, 2018 and the other until March 31, 2019. If appointments are made, Council Members will need to indicate which appointee will serve which term in their motion. The City Council also needs to appoint a current Council Member to serve as an Ex-Officio Member of this Board. Kevin Couch previously served as the Ex-Officio Member.

Background:

The City Council created the Main Street Advisory Board by Resolution No. 6063, approved on March 7, 2016. The purpose of the Board is to encourage participation in the Main Street Downtown Revitalization Program, to establish and evaluate goals and priorities for the Main Street Program, to review design appropriateness for the purpose of participation in the Main Street Low Interest Loan Program and Incentive Grant Projects, to design and coordinate activities coinciding with the Main Street Program, to assist with the Main Street Program Annual Report, and to advise and support the Main Street Manager to further the goals and priorities of the Main Street Program.

Origination:

The appointment originated with the Tourism Department.

Financial Consideration:

There is no financial consideration.

Staff Recommendation:

It is the staff's recommendation that Sarah Campbell Stevens be appointed to fill the unexpired term that ends on March 31, 2018, and that Amanda Phillips be appointed to fill the unexpired term that ends on March 31, 2019.

The Council will also need to appoint a current Council member to serve as Ex-Officio Member of the Main Street Advisory Board.

Alternatives:

The alternative is to delay appointments to the Board.

Attachments

Roster

Fact Sheet

Applicant List

Sarah Campbell Stevens Application

Amanda Phillips Application

MEMBERSHIP ROSTER

MAIN STREET ADVISORY BOARD

LENGTH OF TERMS: 2 Years
Consecutive Term Limit 3 Terms

MEMBER	DISTRICT	TERM BEGINS	TERM EXPIRES	TERMS	MEMBERSHIP REQUIREMENTS
Sherry Little	n/a	3/22/2016 R 3/31/2017	3/31/2017 3/31/2019	1 2	
Vacant			3/31/2019		
Vacant			3/31/2018		
Verna Gilbert-Morneau	4	3/22/2016	3/31/2018	1	
David Gunn	n/a	3/31/2017	3/31/2019	1	
Robin Phillips	4	3/22/2016	3/31/2018	1	
Ex-Officio Members					
Kevin Couch					Council Member
Karen Tooley					DSP&R President

Ex-Officio Members: City Council Member
Downtown Sherman Preservation & Revitalization President

Chair:
Vice Chair:

FACT SHEET

MAIN STREET ADVISORY BOARD

Established by RESOLUTION 6063 – MARCH 7, 2016

1. Number of Members: SIX
2. Term of Appointment: 2 YEARS
3. Consecutive Term Rule: THREE TERMS – ORDINANCE 4223 (10/21/91)
4. Qualifications for Membership: PRESERVE AND GROW DOWNTOWN AS A BUSINESS CENTER FOR SHERMAN
- 5.
6. Appointed by: MAYOR AND CITY COUNCIL

7. Board Organization

CHAIRPERSON E VICE CHAIRPERSON SECRETARY E

ELECTED E APPOINTED

8. Departmental Responsibility: DIRECTOR OF COMMUNITY AND SUPPORT SERVICES
9. Meeting Date: NO RULE – AS SET BY BOARD BY-LAWS
10. Attendance Requirements: NO RULE – AS SET BY BOARD BY-LAWS

=====

Ex-Officio Members:

City Council Member

Downtown Sherman Preservation & Revitalization President

PURPOSE:

- Encourage participation in the Sherman Main Street Downtown Revitalization Program
- Establish and evaluate goals and priorities for the Main Street Program
- Review design appropriateness for the purpose of participation in the Main Street Low Interest Loan Program and Incentive Grant Projects
- Design and coordinate activities coinciding with the Main Street Program
- Assist with the Main Street Program Annual Report
- Advise and support the Main Street Manager to further the goals and priorities of the Main Street Program.

RESPONSIBILITIES:

Said Board shall work with the Main Street Manager and other City officials to publicize the Main Street Program and shall recommend projects and activities to include marketing, advertising, promotion, design, organization, economic restructuring as related to the Main Street Program. The Board will also review any commercial construction or reconstruction plans proposed within the Main Street Program Target Area.

APPLICANT LIST

Main Street Advisory Board

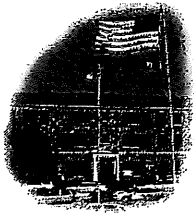
Positions Vacant 2

Applicant	Address	District	Qualifications
Sarah Campbell Stevens	1712 W. McGee	1	Retired – Austin College
Amanda Phillips	1424 N. Lockhart	1	ReMax Signature Properties

COMMENTS:

Filled out 2/20/2017

* Note: I noted the application comment in Sat's paper so I apologize for the handwritten responses! Just wanted to submit!



CITY OF SHERMAN APPLICATION FOR BOARD OR COMMISSION MEMBERSHIP

Return completed application to:

City Clerk's Office
220 W. Mulberry
P.O. Box 1106
Sherman, TX 75091
Fax: (903) 892-7394

Please type or use black ink

Please complete one application for each board or commission membership

Please limit attachments to two pages

For questions or additional information, call the City Clerk's Office, (903) 892-7206

Name:

Sarah Campbell Stevens

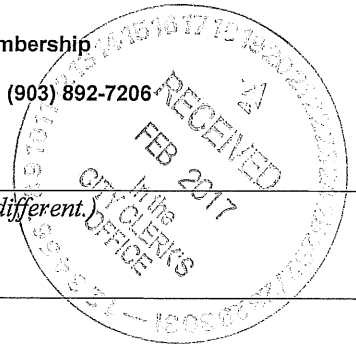
(Please print legal name and your name as you wish it to appear, if different)

Name of Board
or Commission:

Main Street Advisory Cmte.



Yes, I would be interested in serving on subcommittees that may be formed.



Personal Information

Occupational Information

Home Address: 1712 W. McGee St.

Business Name: Sarah Campbell Stevens

Mailing Address: same

Occupation: Retired: Austin College

Telephone: 903.818.4718 Fax: —

Address: —

E-Mail: scstevens@austincollege.edu

Telephone: — Fax: —

Sherman Resident for 30+ years County: Grayson

E-Mail: scstevens@austincollege.edu

Drivers License No.: TX 067 30452

Voter Registration No.: 1024998890 ✓

Which Council District do you live in? (see attached map)

District 1 ✓

Prior work experience: (please include dates)

Austin College 1998-2013: Alumni Director (#2) and Admissions (1998-2003)
and (#1 - first position) 2007-2009 / Coord. Ctr. for Environmental Studies (#3) (2007-2013)

Educational Achievement:

High School Graduate? ☒ Yes ☐ No

Year Graduated/Left School? 1971 SHS

Business College, Correspondence School, Adult Education, Other?

Name of College/University: Austin College BK 1975

☒ Bachelor's ☐ Master's ☐ PhD

Volunteer Work: (please include dates)

Covenant Presby. Youth Ldr. Meals-on-wheels
Grand Central Station Great Day of Service + Youth Service
School Bd @ S+SI SD 1995-1998

Have you ever been convicted of a crime (except for minor traffic offenses that resulted only in a fine)? ☒ Yes ☒ No

If yes, please explain in complete detail. State the nature and approximate date of the conviction, the sentence imposed, whether the sentence has been completed, and any other information you consider to be relevant.

RECEIVED

FEB 2017

In the
CITY CLERK'S
OFFICE

Taxes - No

Application held for 12 months from date received

(assisted Nancy Russ)
(led Covenant Presby. 1976-1997)

Are you presently serving on a City board or commission? ☐ Yes ☒ No

If so, which one? _____

Why do you want to become a member of this particular board or commission (how would you use this experience to benefit the City)?

I grew up in Sherman, lived away (5 yrs) and returned in the mid-80's to raise my children here. I have such a respect for my hometown and now, retired with an aging mom, I want to be involved in community. Briefly explain what you believe are the three most important issues facing this board or commission and how you believe this board or commission should address each issue?

1) Maintaining integrity:

in our identity as historical Sherman and that unique place we hold. We must identify the things that we want to work toward keeping our roots, while extending our horizons, w/o becoming just

2) "another MAIN STREET."

Creating an exciting and vital town center for our own enrichment and for our growth.

3) Involving many different sectors of our community. Understanding our depth of diversity and culture, using these resources we can create excitement for our main street city center & Sherman.

List any abilities, skills, licenses, certificates, specialized training, or interests you have which are applicable to this board or commission: Environmental concerns.

I was, as much as anything, an event coordinator, as Alumni Director at Austin College. In Admissions, I "sold" Sherman as

Please specify any business or personal relationships with the City or other activities, which might create a serious conflict of interest or affect your ability to serve if you should be appointed to this board or commission:

None

well as A.C.

Have you attended a meeting of the board/commission you are applying to or talked to anyone currently on the board? ☐ Yes ☒ No

Comments: _____

Statement of Intent

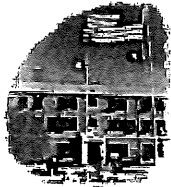
I am aware of the requirements of the City regarding conflicts of interest of appointees to the City of Sherman Boards and Commissions, as noted in the overview. I am aware of meeting dates and times of the Board/Commission for which I have applied, and that Board/Commission members are expected to attend a minimum of 75 percent of regularly scheduled meetings annually of their Board/Commission. If appointed, I agree to serve on the Board/Commission for which I have applied. Applications, including those received after the posted deadline, will remain on file for one year from the date of receipt.

Signature: Sarah Campbell Stevens

Date: 2/20/2017

In compliance with Chapter 552, Vernon's Texas Codes Annotated (Open Records Law), information provided on this application may be available to the public, upon request.

Sherman
CLASSIC TOWN. BROAD HORIZON.



CITY OF SHERMAN APPLICATION FOR BOARD OR COMMISSION MEMBERSHIP



Return completed application to:

City Clerk's Office
220 W. Mulberry
P.O. Box 1106
Sherman, TX 75091
Fax: (903) 892-7394

Please type or use black ink

Please complete one application for each board or commission membership

Please limit attachments to two pages

For questions or additional information, call the City Clerk's Office, (903) 892-7206

Name: Amanda Phillips

(Please print legal name and your name as you wish it to appear, if different.)

Name of Board
or Commission:

Main Street Advisory Board

☒ Yes, I would be interested in serving on subcommittees that may be formed.

Personal Information	Occupational Information
Home Address: <u>1424 N. Lockhart Sherman</u>	Business Name: <u>Re/Max Signature Properties</u>
Mailing Address: <u>Same</u>	Occupation: <u>Realtor</u>
Telephone: <u>903-267-9704</u> Fax: _____	Address: <u>140 W. Lamberth Ste A Sherman</u>
E-Mail: <u>aphillipsrealtor@gmail.com</u>	Telephone: <u>903-200-5550</u> Fax: _____
Sherman Resident for <u>13</u> years County: <u>Frayson</u>	E-Mail: _____
Drivers License No.: <u>22019194</u>	
Voter Registration No.: <u>1025484322</u> ✓	

Which Council District do you live in? (see attached map)

Dist 1 ✓

Prior work experience: (please include dates)

2007-2017 - Realtor

2006-2007 - Kelly Square - Event Coordinator

Educational Achievement:

High School Graduate? ☒ Yes ☐ No Year Graduated/Left School? 1998

Business College, Correspondence School, Adult Education, Other? _____

Name of College/University: East Central University ☒ Bachelor's ☐ Master's ☐ PhD

Volunteer Work: (please include dates)

2015-current - Keep Sherman Beautiful

2017-current - Parks & Rec Board

2014-current - North Texas Youth Connection Board of Directors

2015-current - Texas Association of Realtors - Members Benefits Board & Young Professionals

Have you ever been convicted of a crime (except for minor traffic offenses that resulted only in a fine)? ☐ Yes ☒ No

If yes, please explain in complete detail. State the nature and approximate date of the conviction, the sentence imposed, whether the sentence has been completed, and any other information you consider to be relevant.

Taxes - Current

Application held for 12 months from date received

Are you presently serving on a City board or commission? ☒ Yes ☐ No

If so, which one? Keep Sherman Beautiful Commission Parks & Rec Board

Why do you want to become a member of this particular board or commission (how would you use this experience to benefit the City)?

I'm very excited about the future of downtown Sherman and believe I could help in event planning, promotion and implementation.

Briefly explain what you believe are the three most important issues facing this board or commission and how you believe this board or commission should address each issue?

1) Growth. The mainstreet program is still fairly new so I would hope it would continue to grow with the advisory board guiding growth in the proper direction.

2) Education. I feel a majority of the public isn't aware of mainstreet program and how it works at each event. We should try to entertain and educate the public how the event was funded.

3) New Ideas. Always open to new and exciting ideas and improving previous events and programs.

List any abilities, skills, licenses, certificates, specialized training, or interests you have which are applicable to this board or commission:

Highly organized, social & enthusiastic. Previous experience with fundraising and event planning

Please specify any business or personal relationships with the City or other activities, which might create a serious conflict of interest or affect your ability to serve if you should be appointed to this board or commission:

Have you attended a meeting of the board/commission you are applying to or talked to anyone currently on the board? ☒ Yes ☐ No
Comments: _____

Statement of Intent

I am aware of the requirements of the City regarding conflicts of interest of appointees to the City of Sherman Boards and Commissions, as noted in the overview. I am aware of meeting dates and times of the Board/Commission for which I have applied, and that Board/Commission members are expected to attend a minimum of 75 percent of regularly scheduled meetings annually of their Board/Commission. If appointed, I agree to serve on the Board/Commission for which I have applied. Applications, including those received after the posted deadline, will remain on file for one year from the date of receipt.

Signature: _____

Date: 11-28-17

In compliance with Chapter 552, Vernon's Texas Codes Annotated (Open Records Law), information provided on this application may be available to the public, upon request.

Sherman
CLASSIC TOWN BROAD HORIZON.



SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

Meeting Date: 12/04/2017

Prepared By: Pamela Cloer, Assistant to the City Manager

Approved By: Robby Hefton, City Manager

Caption:

COUNCIL CALENDAR

Attachments

2017 Council Calendar

2018 Council Calendar

2017

JANUARY						
S	M	T	W	T	F	S
1	2	3	4	5	6	7
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FEBRUARY						
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1/2/2017	New Years Day/Called Council Meeting on 1/3/2017 - Cancelled
3/21/2017	Called Joint Meeting with SISD Board of Trustees
4/21/2017	Called Budget Planning Mtg in Council Chambers
5/22/2017	Called Council Meeting for Introduction, PH and Adoption of Annexation Ordinance (459.6 acre tract on Preston Club Drive in ETJ)
6/15-16/2017	Called Budget Workshop in Council Chambers
7/3/2017	July 3rd Council Meeting Cancelled
7/31/2017	Called Council Meeting for 2nd PH of Annexation Ordinance (Kings Ridge on Norwood Street in ETJ)
9/4/2017	Labor Day/Called Council Meeting on 9/5/2017

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2018

JANUARY						
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