

STATE OF TEXAS §
 December 2, 2019
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 December 2, 2019.

MEMBERS PRESENT: MAYOR DAVID PLYLER; DEPUTY MAYOR WILLIE STEELE.
 COUNCIL MEMBERS HOLLAND, HOWETH, MELTON,
 STEVENSON, 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 Shawn Teamann.

CALL TO ORDER

APPROVE MINUTES

The Council reviewed the Minutes of the Regular City Council Meeting of November 18, 2019. Council Member Howeth moved to approve the Minutes, as presented; Second by Council Member Holland; All present voted AYE.
MOTION CARRIED.

APPROVE MINUTES

CITIZEN'S REQUESTS

There were no citizen's requests.

CITIZENS REQUESTS

Mayor Plyler introduced Ordinance No. 6271 and called for a public hearing:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, READOPTING CHAPTER 8, ARTICLE 8.04, DIVISION 2 OF THE CODE OF ORDINANCES, ENTITLED "CURFEW HOURS FOR MINORS", WITH NO MODIFICATIONS; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

**ORD 6271
CURFEW HOURS
FOR MINORS**

Zach Flores, Police Chief, said the curfew ordinance must be readopted every two years. No changes are proposed, and the hours remain the same, which are between 11:00 p.m. and 6:00 a.m. during the week and midnight and 6:00 a.m. on Friday and Saturday.

He said the standard practice is to give the minors a verbal warning and "send them on their way."

No citizens appeared before the City Council to discuss Ordinance No. 6271.

The Public Hearing was closed.

ADOPTION OF ORDINANCES

Ordinance 6271

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, READOPTING CHAPTER 8, ARTICLE 8.04, DIVISION 2 OF THE CODE OF ORDINANCES, ENTITLED “CURFEW HOURS FOR MINORS”, WITH NO MODIFICATIONS; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

ORD 6271
CURFEW HOURS
FOR MINORS

Council Member Howeth said the students are the ones that really need to know, and she asked how the information about a curfew was disseminated to them.

Chief Flores said the standard practice is not to issue a citation until the student has been warned. A citation for a curfew violation is a “last resort.”

Council Member Teamann said there are a lot of exceptions to the curfew rule. Chief Flores said they try to exercise a reasonable approach and there are a lot of defenses to prosecution.

ACTION TAKEN.

Motion by Council Member Stevenson to adopt Ordinance No. 6271, as presented. Second by Council Member Teamann.

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

VOTING NAY: None.

MOTION CARRIED.

CONSENT AGENDA

The Council reviewed the Consent Agenda. Mayor Plyler removed Agenda Item E-2, entitled “Other Business – Consider Calling a Special Meeting of the City Council for Tuesday, January 21, 2020, due to Conflict with a Federal Holiday” from the Consent Agenda, for consideration in its regular order of business.

CONSENT AGENDA

Council Member Howeth moved to approve the Consent Agenda, with the exception of Item E-2, which will be considered in its regular order of business. Second by Council Member Stevenson. All present voted AYE.

CONSIDER CALLING A SPECIAL MEETING OF THE CITY COUNCIL FOR TUESDAY, JANUARY 21, 2020, DUE TO CONFLICT WITH A FEDERAL HOLIDAY

Mayor Plyler removed Item E-2 from the Consent Agenda for consideration in its regular order of business.

SCHEDULE
CALLED CITY
COUNCIL MTG
(JAN. 21, 2020)

Robby Hefton, City Manager, said the staff had proposed to schedule a Called Council Meeting for Tuesday, January 21, 2020, at 4:00 p.m., due to the conflict with a Federal holiday. Typically that would be the same day that the Planning and Zoning Commission meets.

COUNCIL MINUTES – DECEMBER 2, 2019

However in January, the Commission will meet a week prior to that date on January 14, 2020. He asked for a motion to approve the Called Council Meeting on Tuesday, January 21, 2020, at 5:00 p.m.

ACTION TAKEN.

Motion by Deputy Mayor Steele to call a Special Meeting of the City Council for Tuesday, January 21, 2020, at 5:00 p.m., due to a conflict with a Federal holiday, as presented.

Second by Council Member Stevenson.

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

VOTING NAY: None.

MOTION CARRIED.

RESOLUTION NO. 6570 – AUTHORIZING EXECUTION OF AN ENCROACHMENT EASEMENT TO DAVE REED FOR THE ENCROACHMENT OF A DETACHED GARAGE WITHIN THE PLATTED PUBLIC UTILITY EASEMENT RUNNING ALONG THE EAST SIDE OF LOT 1, BLOCK C OF REPLAT OF BLOCKS B AND C, HIGHLAND PARK ADDITION, LOCALLY KNOWN AS 1515 EAST NALL STREET IN THE CITY OF SHERMAN, GRAYSON COUNTY, TEXAS

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF AN ENCROACHMENT EASEMENT TO DAVID REED FOR THE ENCROACHMENT OF A DETACHED CARPORT WITHIN THE PLATTED PUBLIC UTILITY EASEMENT RUNNING ALONG THE EAST SIDE OF LOT 1, BLOCK C OF REPLAT OF BLOCKS B AND C, HIGHLAND PARK ADDITION, LOCALLY KNOWN AS 1515 EAST NALL STREET IN THE CITY OF SHERMAN, GRAYSON COUNTY, TEXAS, AS SHOWN IN EXHIBIT “A” ATTACHED HERETO AND MADE A PART HEREOF FOR ALL PURPOSES.

CONSENT AGENDA.

RES 6570
ENCROACHMENT
EASEMENT FOR
DETACHED GARAGE
(1515 E. NALL ST.)

RESOLUTION NO. 6571 – AWARDING A BID TO AND AUTHORIZING EXECUTION OF A CONTRACT WITH SOLID WATERSLIDE, LLC FOR RESURFACING, PAINTING, AND LEAK REPAIRS AT THE SPLASH IN FAIRVIEW PARK

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AWARDING A BID TO AND AUTHORIZING EXECUTION OF A CONTRACT WITH SOLID WATERSLIDE, LLC FOR RESURFACING, PAINTING, AND LEAK REPAIRS AT THE SPLASH IN FAIRVIEW PARK.

CONSENT AGENDA.

RES 6571
REPAIRS TO
THE SPLASH

OTHER BUSINESS

RECOGNITION OF CITY OF SHERMAN AWARD: “CERTIFICATE OF ACHIEVEMENT FOR EXCELLENCE IN FINANCIAL REPORTING”

Mary Lawrence, Director of Finance, said each year, the City’s Comprehensive Annual Financial Report is submitted to the Government Finance Officers Association.

EXCELLENCE IN
FINANCIAL
REPORTING
AWARD

COUNCIL MINUTES – DECEMBER 2, 2019

For the 33rd consecutive year, the City has been awarded the Certificate of Achievement for Excellence in Financial Reporting, which is the highest form of recognition in the area of governmental accounting and financial reporting.

The CAFR represents a significant amount of work from the Finance Department, as well as the cooperation of other City departments. She recognized Tammy Davis, Controller, for her outstanding work putting the report together. She also recognized the City's auditor, Pattillo, Brown & Hill, LLP, who provided invaluable assistance.

MEDIA QUESTIONS

There were no media questions.

COUNCIL COMMENTS

SALVATION ARMY FOOD TRUCK

Council Member Melton said she works for the Salvation Army Food Truck and they filled almost three trucks with food items. One concern is that the Salvation Army doesn't have a fork lift to help load trucks.

If citizens would like to help purchase a forklift for the Salvation Army or if someone can lend them one to use, it would be wonderful.

LINK TO BIDS ON WEBSITE

Council Member Teamann asked if a link could be added on the home page of the City's website to make the bids more accessible to those viewing the website. Mr. Hefton said that could be added.

AWARD FOR FINANCIAL REPORTING

Council Member Holland congratulated Ms. Lawrence on a great job in obtaining the Certificate of Achievement for Excellence in Financial Reporting.

AWARD FOR FINANCIAL REPORTING

Council Member Stevenson reiterated that it was the 33rd time the City of Sherman has been awarded the Certificate of Achievement for Excellence in Financial Reporting. He said that makes Sherman very transparent, and transparency is very important to all the Council Members and staff.

ANNOUNCEMENTS

Mayor Plyler announced the following:

- A groundbreaking ceremony will be held on December 4, 2019 at 1:30 p.m., to celebrate the Highway 75 GAP Project, which starts next month. The event will be held on the southbound side of U.S. Highway 75 at Club House Way.
- Coffee With the Mayor will be held on December 6, 2019, at 8:00 a.m., at Nautilus Family Fitness.

MEDIA QUESTIONS

SALVATION ARMY
FOOD TRUCK

LINK TO BIDS
ON WEBSITE

AWARD FOR
FINANCIAL
REPORTING

AWARD FOR
FINANCIAL
REPORTING

ANNOUNCEMENTS

COUNCIL MINUTES – DECEMBER 2, 2019

- The Christmas Parade will be held downtown on December 7, 2019, starting at 6:00 p.m. The Snowflake Festival will be held prior to the Parade and the Tree Lighting will be held on the Square at 5:45 p.m.
- Caroling with the Canines! will be held on December 7, 2019, at 2:30 p.m., on the Courthouse Square. The Neblett Elementary School Choir will help the Sherman Animal Shelter sing their way to adoptions.

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 551.071 -- CONSULT WITH THE CITY ATTORNEY ON A MATTER IN WHICH THE DUTY OF THE ATTORNEY TO THE GOVERNMENTAL BODY UNDER THE TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT OF THE STATE BAR OF TEXAS CLEARLY CONFLICTS WITH THIS CHAPTER

SECTION 551.074 -- PERSONNEL MATTERS: CONSIDER THE QUALIFICATIONS, APPOINTMENT AND REMOVAL OF MEMBERS TO BOARDS AND COMMISSIONS: GREATER TEXOMA UTILITY AUTHORITY BOARD OF DIRECTORS (2)

SECTION 551.087 -- DELIBERATION 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

COUNCIL MINUTES – DECEMBER 2, 2019

On Motion duly made and carried, the Open Meeting recessed and reconvened in Executive Session at 5:12 p.m.

On Motion duly made and carried, the Executive Session recessed at 6:36 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

CONSIDER THE QUALIFICATIONS, APPOINTMENT AND
REMOVAL OF MEMBERS TO BOARDS AND COMMISSIONS
GREATER TEXOMA UTILITY AUTHORITY BOARD OF
DIRECTORS (2)

GREATER TEXOMA
UTILITY AUTHORITY
BOARD OF DIRECTORS

ACTION TAKEN.

Motion by Council Member Stevenson to reappoint Donald Johnston and Matt Brown to the Greater Texoma Utility Authority Board of Directors for a term from December 31, 2019 to December 31, 2021. Second by Deputy Mayor Steele.

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

VOTING NAY: None.

MOTION CARRIED.

ADJOURNMENT

On Motion duly made and carried, the meeting adjourned at 6:38 p.m.

ADJOURNMENT

MAYOR

CITY CLERK