CITY OF SHERMAN
CITY COUNCIL REGULAR MEETING AGENDA
COUNCIL CHAMBERS OF THE CITY HALL
220 WEST MULBERRY STREET
SHERMAN, TEXAS
MONDAY, NOVEMBER 7, 2011
5:00 P.M.

A.1 CALL TO ORDER, QUORUM DETERMINED, MEETING DECLARED OPEN

A.2 PLEDGE OF ALLEGIANCE

A.3 INVOCATION BY COUNCIL MEMBER CAROLYN S. WACKER

A.4 APPROVE MINUTES OF THE REGULAR CITY COUNCIL MEETING OF OCTOBER 17, 2011 AND THE CALLED CITY COUNCIL MEETING OF OCTOBER 24, 2011

Consent Agenda

B.1 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. 5629
Supporting Proposition Number 2 (SJR 4) on the November 8, 2011 Texas Constitutional Amendment Election Ballot, Providing for Financial Assistance for Water and Wastewater Infrastructure Improvements

C.2 RESOLUTION NO. 5630
Authorizing the Execution of a Field Use Agreement with Austin College for the Use of Field #6 at Old Settlers Park

C.3 RESOLUTION NO. 5631
Authorizing the Purchase of a 2012 Ford F-450 Supercab Diesel Chassis and Remounting a 2005 Frazer Ambulance for the Sherman Fire Department through the Houston-Galveston Area Council of Governments (H-GAC)

Request to Advertise

D.1 ** REQUEST TO ADVERTISE*
Annual Supply of Chemicals

Other Business

D.2 OTHER BUSINESS
Consider Request of St. Mary's Catholic School to Temporarily Close Certain Streets for the "Run Run Rudolph 5K Fun Run" on Saturday, December 3, 2011

D.3 OTHER BUSINESS
Consider Request of the Sherman Tourism Department to Temporarily Close Certain Streets for the Annual Sherman Christmas Parade on Friday, December 2, 2011

D.4 OTHER BUSINESS
Receive Presentation on the City of Sherman's New Website

D.5 OTHER BUSINESS
Consider Cancellation of the First Regular Meeting in January, 2012

D.6 ** OTHER BUSINESS*
Approval of the 2011 Ad Valorem Tax Roll Value and Tax Levy

D.7 ** OTHER BUSINESS*
Approve Quarterly Investment Reports for Period Ending September 30, 2011

D.8 CITIZEN REQUESTS

D.9 MEDIA QUESTIONS

Consider Board/Commission Appointments

D.10 APPOINT/REMOVE OR CONSIDER QUALIFICATIONS TO BOARDS AND COMMISSIONS
(a) Parks and Recreation Advisory Board (1)

D.11 COUNCIL COMMENTS

Executive Session

E.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 551.074 Personnel Matters
(a) Consider the Qualifications, Appointment and Removal of Members to Boards and Commissions:
(1) Planning and Zoning Commission (3)

The Council reconvenes into General Session

F.1 OPEN MEETING

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

F.2 ADJOURNMENT

COUNCIL CALENDAR

SHERMAN CITY COUNCIL
Agenda Communication Form

From: The Office of the City Manager **Date:** 11-7-2011

Subject: Agenda Item No. A.1

CALL TO ORDER, QUORUM DETERMINED, MEETING DECLARED OPEN

The Honorable Bill Magers, Mayor

SHERMAN CITY COUNCIL
Agenda Communication Form

From: The Office of the City Manager **Date:** 11-7-2011

Subject: Agenda Item No. A.2

PLEDGE OF ALLEGIANCE

The Honorable Carolyn S. Wacker, Council Member

SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager **Date:** 11-7-2011

Subject: Agenda Item No. A.3

INVOCATION BY COUNCIL MEMBER CAROLYN S. WACKER

SHERMAN CITY COUNCIL
Agenda Communication Form

From: The Office of the City Manager **Date:** 11-7-2011

Subject: Agenda Item No. A.4

APPROVE MINUTES
OF THE REGULAR CITY COUNCIL MEETING OF OCTOBER 17, 2011
AND THE CALLED CITY COUNCIL MEETING OF OCTOBER 24, 2011

STATE OF TEXAS §

October 17, 2011

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 October 17, 2011.

MEMBERS PRESENT: **MAYOR BILL MAGERS; DEPUTY MAYOR WILLIE STEELE. COUNCIL MEMBERS ADAMI, HOWETH, SMITH, SOFTLY, WACKER.**

MEMBERS ABSENT: **NONE.**

CALL TO ORDER

CALL TO ORDER

Mayor Magers called the meeting to order at 5:01 p.m. The Pledge of Allegiance and the Invocation were given by Council Member Joe Smith.

APPROVE MINUTES

APPROVE MINUTES

The Council reviewed the Minutes of the Regular City Council Meeting of October 3, 2011 and the Called City Council Meeting (held jointly with the Sherman Economic Development Corporation Board of Directors) of October 3, 2011. Council Member Wacker moved to approve the Minutes as presented; Second by Council Member Softly. All present voted AYE.
MOTION CARRIED.

INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5723 AND AN APPLICATION TO DRILL AN OIL AND GAS WELL

ORD 5723
OIL AND GAS
SUP AND PERMIT

Mayor Magers introduced Ordinance 5723 and called for a public hearing on the ordinance and on the application to drill an oil and gas well:
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING SECTION 8, SUBSECTION (5)(A), ORDINANCE NO. 2280, SO AS TO GRANT A SPECIFIC USE PERMIT TO ALLOW THE DRILLING OF AN OIL/GAS WELL (SKAGGS #2) IN AN R-1 (ONE FAMILY RESIDENTIAL) DISTRICT / O-1 (75 & 82) OVERLAY DISTRICT AT 4335 U.S. HIGHWAY 82 EAST, BEING 194.896 ACRES IN THE WILLIAM BROGDEN SURVEY, ABSTRACT NO. 92 (JACK AND PATSY PIERCE, MINERAL RIGHTS OWNERS; GREG SPALDING, LONGFELLOW ENERGY, LP, REPRESENTATIVE; AND SARTIN & ASSOCIATES, INC., SURVEYORS); PROVIDING FOR A REPEALER; PROVIDING THAT THIS SPECIFIC USE PERMIT SHALL BE GRANTED SUBJECT TO CERTAIN CONDITIONS; PROVIDING A PENALTY NOT TO EXCEED $2,000.00.

No citizens appeared before the City Council to discuss Ordinance 5723 or the application to drill an oil and gas well.

INTRODUCTION AND PUBLIC HEARING OF ORDINANCES

ORD 5724
TAXATION OF
GOODS-IN-TRANSIT

Mayor Magers introduced Ordinance 5724 and called for a public hearing:
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, RELATING TO THE APPROVAL OF TAXATION OF GOODS-IN-TRANSIT THAT ARE OTHERWISE EXEMPT FROM TAXATION BY TEXAS TAX CODE SECTION 11.253; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

No citizens appeared before the City Council to discuss Ordinance 5724.

ORD 5725
FLOODPLAIN
ADMINISTRATOR

Mayor Magers introduced Ordinance 5725 and called for a public hearing:
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING CHAPTER 3, ENTITLED "BUILDING REGULATIONS", ARTICLE 3.12, ENTITLED "FLOOD DAMAGE PREVENTION", AT SECTION 3.12.041, ENTITLED "DESIGNATION OF FLOODPLAIN ADMINISTRATOR"; TO DESIGNATE THE CITY ENGINEER AS FLOODPLAIN ADMINISTRATOR; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

No citizens appeared before the City Council to discuss Ordinance 5725.

The Public Hearing was closed.

ADOPTION OF ORDINANCES

ORD 5723
OIL AND GAS
SUP AND PERMIT

Ordinance 5723
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING SECTION 8, SUBSECTION (5)(A), ORDINANCE NO. 2280, SO AS TO GRANT A SPECIFIC USE PERMIT TO ALLOW THE DRILLING OF AN OIL/GAS WELL (SKAGGS #2) IN AN R-1 (ONE FAMILY RESIDENTIAL) DISTRICT / O-1 (75 & 82) OVERLAY DISTRICT AT 4335 U.S. HIGHWAY 82 EAST, BEING 194.896 ACRES IN THE WILLIAM BROGDEN SURVEY, ABSTRACT NO. 92 (JACK AND PATSY PIERCE, MINERAL RIGHTS OWNERS; GREG SPALDING, LONGFELLOW ENERGY, LP, REPRESENTATIVE; AND SARTIN & ASSOCIATES, INC., SURVEYORS); PROVIDING FOR A REPEALER; PROVIDING THAT THIS SPECIFIC USE PERMIT SHALL BE GRANTED SUBJECT TO CERTAIN CONDITIONS; PROVIDING A PENALTY NOT TO EXCEED $2,000.00.

ORD 5724
TAXATION OF
GOODS-IN-TRANSIT

Ordinance 5724
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, RELATING TO THE APPROVAL OF TAXATION OF GOODS-IN-TRANSIT THAT ARE OTHERWISE EXEMPT FROM TAXATION BY TEXAS TAX CODE SECTION 11.253; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

Robby Hefton, Assistant City Manager/CFO, explained that the City is already taxing the goods-in-transit, this just reauthorizes the procedure. The City must elect to tax these goods-in-transit, stored by third parties on behalf of a manufacturer. State law requires that the City take action to continue to tax these goods.

The City is choosing to continue to tax distributors in Sherman who store goods and transport for other manufacturers.

Mayor Magers verified that this is considered a "Super Freeport" item, but is separate from the Freeport Exemption. Deputy Mayor Steele verified that the goods must be in Sherman 180 days before they are taxed.

ORD 5725 FLOODPLAIN ADMINISTRATOR

Ordinance 5725
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING CHAPTER 3, ENTITLED "BUILDING REGULATIONS", ARTICLE 3.12, ENTITLED "FLOOD DAMAGE PREVENTION", AT SECTION 3.12.041, ENTITLED "DESIGNATION OF FLOODPLAIN ADMINISTRATOR"; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

ACTION TAKEN.
Motion by Council Member Smith to approve Ordinance Nos. 5723, 5724, and 5725, as presented. Second by Council Member Adami.
VOTING AYE: Adami, Howeth, Smith, Softly, Steele, Wacker.
VOTING NAY: None.
MOTION CARRIED.

CONSENT AGENDA

<u>CONSENT AGENDA</u>
The Council reviewed the Consent Agenda. Council Member Wacker moved to approve the Consent Agenda, as presented. Second by Council Member Howeth. All present voted AYE.

<u>RESOLUTIONS</u>

RES 5620 GRAYSON APPRAISAL DISTRICT CANDIDATE (LEFT ON TABLE)

<u>TABLED AT THE OCTOBER 3, 2011 CITY COUNCIL MEETING:</u>
<u>RESOLUTION NO. 5620 – NOMINATING A CANDIDATE TO THE GRAYSON CENTRAL APPRAISAL DISTRICT BOARD OF DIRECTORS</u>
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, NOMINATING A CANDIDATE TO THE GRAYSON CENTRAL APPRAISAL DISTRICT BOARD OF DIRECTORS.

No action was taken on Resolution No. 5620. It was left tabled.
(RESOLUTION REMAINS TABLED)

RES 5626 REPEAL WATER AGREEMENT WITH PANDA SHERMAN POWER

RESOLUTION NO. 5626 – REPEALING IN ITS ENTIRETY RESOLUTION NO. 5280, WHICH AUTHORIZED THE EXECUTION OF AN AGREEMENT WITH PANDA SHERMAN POWER, LLC FOR WATER SERVICES

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, REPEALING IN ITS ENTIRETY RESOLUTION NO. 5280, WHICH AUTHORIZED THE EXECUTION OF AN AGREEMENT WITH PANDA SHERMAN POWER, LLC FOR WATER SERVICES.

RES 5627 WATER SERVICE AGREEMENT WITH PANDA SHERMAN POWER

RESOLUTION NO. 5627 – AUTHORIZING EXECUTION OF AN AGREEMENT WITH PANDA SHERMAN POWER, LLC FOR WATER SERVICES

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF AN AGREEMENT WITH PANDA SHERMAN POWER, LLC FOR WATER SERVICES.

Mayor Magers explained that one resolution repeals a previous agreement with Panda Sherman Power, LLC for water services and the other resolution authorizes a new agreement.

Mr. Hefton added that at the last Council Meeting the City repealed and reauthorized the tax abatement agreement and the 380 agreement for Panda Sherman Power. This agreement is for water services and calls for 30 years of water once the company is in operation. This will help them with funding for their facility.

By reauthorizing the agreement, the City will be able to increase the rates to reflect the water rate increase that the Council has approved since the inception of the original agreement three years ago.

With the reauthorization, the City will receive additional water revenue and Panda Sherman Power will get more time to construct their facility and ensure they have 30 years of water once they do open.

Mayor Magers verified that the 30 years applies to the water itself and would start when Panda Sherman Power obtains their certificate of occupancy. Mr. Hefton added that with approval of this agreement, all three agreements will require that Panda Sherman Power be in operation by 2016 for the agreements to be in effect.

ACTION TAKEN.

> **Motion by Council Member Adami to approve Resolution Nos. 5626 and 5627, as presented. Second by Council Member Smith.**

VOTING AYE: Adami, Howeth, Smith, Softly, Steele, Wacker.
VOTING NAY: None.
MOTION CARRIED.

<u>RESOLUTION NO. 5628 – AUTHORIZING EXECUTION OF AN AGREEMENT WITH UNDERWOOD DRAFTING AND SURVEYING, INC. FOR SURVEYING SERVICES ON THE STORM SEWER DATA COLLECTION AND MAPPING PROJECT</u>

RES 5628
STORM SEWER
DATA COLLECTION
& MAPPING PROJECT

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF AN AGREEMENT WITH UNDERWOOD DRAFTING AND SURVEYING, INC. FOR SURVEYING SERVICES ON THE STORM SEWER DATA COLLECTION AND MAPPING PROJECT.
CONSENT AGENDA.

<u>REQUEST TO ADVERTISE</u>
<u>WATER METERS AND WATER METER RADIO-READ ENDPOINTS</u>

REQ TO ADVERTISE
WATER METERS &
RADIO-READ
ENDPOINTS

The City Council approved a request to advertise for the purchase of water meters and water meter radio-read endpoints for the automated meter reading system.

The City will be purchasing water meters ranging in sizes from 5/8" to 1.5" and replacement water meter radio-read endpoints with applicable assembly kits for use with the existing system.
CONSENT AGENDA.

<u>OTHER BUSINESS</u>
<u>CONSIDER LONGFELLOW ENERGY, LP'S APPLICATION FOR A PERMIT TO DRILL AN OIL AND GAS WELL (SKAGGS #2) IN AN R-1 (ONE FAMILY RESIDENTIAL) DISTRICT / O-1 (75 & 82) OVERLAY DISTRICT AT 4335 U.S. HIGHWAY 82 EAST, BEING 194.896 ACRES IN THE WILLIAM BROGDEN SURVEY, ABSTRACT NO. 92</u>

LONGFELLOW
ENERGY OIL & GAS
WELL PERMIT
(SKAGGS #2)

The City Council approved the application from Longfellow Energy, LP to drill an oil/gas well at 4335 U.S. Highway 82 East. They also applied for a specific use permit earlier in the meeting.
CONSENT AGENDA.

<u>CONSIDER REQUEST OF THE AUSTIN COLLEGE KAPPA GAMMA CHI TO TEMPORARILY CLOSE CERTAIN STREETS FOR THE HOMECOMING 2011 'ROO RUN AND JOEY WALK ON SATURDAY, OCTOBER 29, 2011</u>

CLOSE STREETS
FOR AUSTIN COLLEGE
HOMECOMING WALK
(OCT. 29, 2011)

The City Council approved the request of Austin College Kappa Gamma Chi to temporarily close certain streets for the Homecoming 2011 'Roo Run and Joey Walk on October 29, 2011. The City will provide traffic barricades only for the event.
CONSENT AGENDA.

<u>SET DATE TO CANVASS RESULTS OF THE CITY OF SHERMAN'S REGULAR AND SPECIAL MUNICIPAL ELECTIONS</u>

SET DATE TO
CANVASS RESULTS
FROM REGULAR &
SPECIAL ELECTIONS

The City Council called a Special Meeting for November 16, 2011, at 12:00 noon to canvass the results from the Regular and Special Elections held on November 8, 2011. The

Election will be held to elect District Council Members for District 2 and 4, and to consider the reauthorization of the local sales and use tax at the rate of one-eighth of one percent to continue providing revenue for maintenance and repair of municipal streets.
CONSENT AGENDA.

CITIZENS REQUESTS

There were no citizens requests.

CITIZENS REQUESTS

MEDIA QUESTIONS

There were no media questions.

MEDIA QUESTIONS

COUNCIL COMMENTS

WELCOME TO COUNCIL MEMBER'S SON

Council Member Smith welcomed his son Drew to the City Council Meeting.

WELCOME TO COUNCIL MEMBER'S SON

ANNUAL FRIGHT FEST

Mayor Magers reminded citizens that the Annual Fright Fest was scheduled for October 31, 2011.

ANNUAL FRIGHT FEST

CHAMBER OF COMMERCE RESOLUTION OF SUPPORT FOR SALES TAX ELECTION

Mayor Magers reminded citizens that the Election to reauthorize the sales tax for street maintenance is scheduled for November 8, 2011. Early voting will begin October 24, 2011. The ballot will include the reauthorization of the sales tax for street maintenance which will shift these street expenses from property tax to sales tax.

CHAMBER OF COMMERCE RESOLUTION OF SUPPORT FOR SALES TAX ELECTION

He introduced Eddie Brown, Sherman Chamber of Commerce Interim President, who read a resolution adopted by the Chamber Board in support of the reauthorization of the sales tax for street maintenance.

Mayor Magers thanked Mr. Brown and the Sherman Chamber of Commerce for their support.

PROCLAMATION

"LIONS WHITE CANE DAY" – NOVEMBER 5, 2011

Mayor Magers presented a proclamation to Dr. Jerry Gundersheimer, Chairman of the Lions White Cane Day, designating November 5, 2011 as Lions White Cane Day. Dr. Gundersheimer thanked the Mayor and City Council for support of the Lions Club White Cane Day event.

LIONS WHITE CANE DAY (NOV. 5, 2011)

INTRODUCTION OF CITY ENGINEER

George Olson, City Manager, said earlier in the meeting the City Council adopted an ordinance designating the City Engineer as the Floodplain Administrator. He introduced Clay Barnett as the new City Engineer. Mr. Barnett is from Addison, Texas. Mr. Olson added that he would be a good addition to the City staff.

INTRODUCTION OF CITY ENGINEER

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

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.

SECTION 551.074 — **PERSONNEL MATTERS**
CONSIDER THE QUALIFICATION, APPOINTMENT AND REMOVAL OF MEMBERS TO BOARDS AND COMMISSIONS:
SHERMAN ECONOMIC DEVELOPMENT CORPORATION BOARD OF DIRECTORS (1)

On Motion duly made and carried, the Open Meeting recessed and reconvened in Executive Session at 5:20 p.m.

On Motion duly made and carried, the Executive Session recessed at 5:28 p.m. and reconvened in Open Meeting.

OPEN MEETING — **OPEN MEETING**

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

APPOINT/REMOVE OR CONSIDER QUALIFICATIONS TO BOARDS AND COMMISSIONS:
SHERMAN ECONOMIC DEVELOPMENT CORPORATION BOARD OF DIRECTORS (1) — **SEDCO**

ACTION TAKEN.

> **Motion by Deputy Mayor Steele to appoint Mike Barnes to the Sherman Economic Development Corporation Board of Directors for a term from October 18, 2011 to October 1, 2013. Second by Council Member Wacker.**

VOTING AYE: Adami, Howeth, Smith, Softly, Steele, Wacker.
VOTING NAY: None.
MOTION CARRIED.

ADJOURNMENT — **ADJOURNMENT**

On Motion duly made and carried, the meeting adjourned at 5:30 p.m.

____
MAYOR

____
CITY CLERK

RESOLUTION

WHEREAS, in 2007, 74% of Sherman voters supported a shift from property to sales taxes as the primary revenue vehicle to fund streets. The 2007 property tax cut reduced rates by $.08/$100.00 or 20% and

WHEREAS, the revenue shift broadened the tax base by leveraging our fastest growing revenue stream-Sales Taxes, expanded the property tax relief provided to Seniors to all property owners, proactively prepared infrastructure for the growth coming our way and

WHEREAS, "the reauthorization of the local sales and use tax in the City of Sherman at the rate of one-eighth of one percent to continue providing revenue for maintenance and repair of municipal streets" making low property taxes permanent and resulting in $1 mil. less in property taxes for the Sherman residents.

NOW, THEREFORE, BE IT RESOLVED, that the Sherman Chamber of Commerce supports continuance of the Tax Shift Initiative in its entirety as a win for local businesses and our citizens.

Adopted this 13th day of October 2011, by the Sherman Chamber of Commerce.

Eddie Brown, President

Sam Ciani, Board Chair

SHERMAN CHAMBER OF COMMERCE
121 N. Rusk P.O. Box 1029 Sherman TX, 75091 903.893.1184

STATE OF TEXAS §

October 24, 2011

COUNTY OF GRAYSON §

BE IT REMEMBERED THAT A Called Meeting of the Sherman City Council was begun and held in the City Council Chambers on October 24, 2011.

COUNCIL MEMBERS PRESENT:	Mayor Bill Magers; Deputy Mayor Willie Steele. Council Members Smith, Softly, Wacker.
COUNCIL MEMBERS ABSENT:	Council Members Adami, Howeth,
CITY STAFF PRESENT:	George Olson, City Manager; Robby Hefton, Assistant City Manager/CFO; Brandon Shelby, City Attorney; Don Keene, Director of Public Works; Mark Gibson, Director of Engineering and Utilities; Tom Watt, Police Chief; Lisa Whitfield, Engineering and Development Coordinator; Clay Barnett, City Engineer; Pam Cloer, Assistant to the City Manager; Linda Ashby, City Clerk.

PURPOSE: **Call to Order, Quorum Determined, Meeting Declared Open**

INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5726
Extending the Corporate Limits of Said City so as to Annex Approximately One Thousand Feet (1,000') on Both Sides of U.S. Highway 82 and S.H. 289 in the City of Sherman's Extra Territorial Jurisdiction; Providing for a Municipal Plan

ADOPTION OF ORDINANCE
Consider Adoption of Ordinance No. 5726

ADJOURNMENT

CALL TO ORDER, QUORUM DETERMINED, MEETING DECLARED OPEN

Mayor Magers called the meeting to order at 12:00 p.m., declared a quorum present, and opened the City Council Meeting.

INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5726
EXTENDING THE CORPORATE LIMITS OF SAID CITY SO AS TO ANNEX APPROXIMATELY ONE THOUSAND FEET (1,000') ON BOTH SIDES OF U.S. HIGHWAY 82 AND S.H. 289 IN THE CITY OF SHERMAN'S EXTRA TERRITORIAL JURISDICTION; PROVIDING FOR A MUNICIPAL PLAN

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, EXTENDING THE CORPORATE LIMITS OF SAID CITY SO AS TO ANNEX APPROXIMATELY ONE THOUSAND FEET (1,000') ON BOTH SIDES OF U.S. HIGHWAY 82 AND S.H. 289 IN THE CITY OF SHERMAN'S EXTRA TERRITORIAL JURISDICTION; PROVIDING FOR A MUNICIPAL PLAN; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

Elizabeth Montminy, 1738 North S.H. 289

Ms. Montminy said she has lived for 19 years on her property, which consists of 25 acres on S.H. 289. She has raised her family there. They have not developed their property and have no plans to do so. She has spoken with City staff about the annexation and was told that she would not be allowed to have pigs or donkeys on the annexed portion of the property.

She said the City is not giving her water or sewer and they have been served by a volunteer fire department and the Grayson County Sheriff's Department. She did not feel that the City would be giving her anything but would start taxing her. She has given to this community and enjoys her property.

Ms. Montminy said they are currently outside the City limits and can shoot fireworks. If the property is annexed they will not be allowed to do that. She felt she was giving up everything to pay taxes and getting nothing in return.

No other citizens appeared before the City Council to discuss Ordinance 5726.

The Public Hearing was closed.

ADOPTION OF ORDINANCE
Ordinance 5726
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, EXTENDING THE CORPORATE LIMITS OF SAID CITY SO AS TO ANNEX APPROXIMATELY ONE THOUSAND FEET (1,000') ON BOTH SIDES OF U.S. HIGHWAY 82 AND S.H. 289 IN THE CITY OF SHERMAN'S EXTRA TERRITORIAL JURISDICTION; PROVIDING FOR A MUNICIPAL PLAN; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

Mayor Magers verified that the annexation was for the first 1,000 feet on both sides of the right-of-way. He told Ms. Montminy that the City Council was very sensitive to property rights and they do intend to eventually extend services to S.H. 289. He added that since Ms. Montminy is currently in the extra territorial jurisdiction, they have been receiving service from the Sherman Fire Department and will continue to do so. They will now also receive service from the Sherman Police Department.

He also confirmed that on property consisting of more than one acre, the residents could keep livestock. They would not be allowed to keep pigs or jackasses on the 1,000 foot portion of the property that was inside the City limits.

Mayor Magers emphasized that the annexation was for 1,000 feet and was being done to protect the gateway. The residents would be able to do as they were doing before on the property past that 1,000 feet.

ACTION TAKEN.
Motion by Council Member Smith to approve Ordinance No. 5726, as presented. Second by Deputy Mayor Steele.
VOTING AYE: Smith, Softly, Steele, Wacker.
VOTING NAY: None.
MOTION CARRIED.

He asked that staff members join him in meeting with Ms. Montminy after the meeting to answer her specific questions.

ADJOURNMENT
There being no further business to come before the City Council, motion was duly made and approved to adjourn the Called Meeting at 12:09 p.m.

MAYOR

ATTEST

CITY CLERK

SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager **Date:** 11-7-2011

Subject: Agenda Item No. B.1

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

D.1 **** REQUEST TO ADVERTISE***
Annual Supply of Chemicals

D.6 **** OTHER BUSINESS***
Approval of the 2011 Ad Valorem Tax Roll Value and Tax Levy

D.7 **** OTHER BUSINESS***
Approve Quarterly Investment Reports for Period Ending September 30, 2011

SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager **Date:** 11-7-2011

Subject: Agenda Item No. C.1

RESOLUTION NO. 5629
Supporting Proposition Number 2 (SJR 4) on the November 8, 2011 Texas Constitutional Amendment Election Ballot, Providing for Financial Assistance for Water and Wastewater Infrastructure Improvements

Issue

To consider supporting Proposition Number 2 (SJR 4) on the November 8th Texas Constitutional Amendment Election ballot which would provide financial assistance for water and wastewater infrastructure improvements through the issuance of additional general obligation bonds by the Texas Water Development Board

Background

The Greater Texoma Utility Authority has requested the City Council's support of Proposition Number 2 (SJR 4) on the ballot for the November 8th Texas Constitutional Amendment Election. SJR 4 would amend the constitution to authorize the Texas Water Development Board to issue additional general obligation bonds on a continuing basis for one or more accounts of the Texas Water Development Fund II, with the restriction that the total amount of bonds outstanding at any time does not exceed $6 billion. The proposed amendment would appear on the ballot as follows:

> "The constitutional amendment providing for the issuance of additional general obligation bonds by the Texas Water Development Board in an amount not to exceed $6 billion at any time outstanding."

Origination

GTUA General Manager
City Manager

Financial Consideration

None

Staff Recommendation

It is recommended that the City Council approve Resolution No. 5629 in support of Proposition Number 2 (SJR 4) on the Texas Constitutional Amendment Election ballot.

Alternatives

The City Council could choose to not support this initiative.

Attachments

Resolution No. 5629
Mr. Chapman's Letter of October 17, 2011

Prepared and Approved by:
George Olson, City Manager

RESOLUTION NO. 5629

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, SUPPORTING PROPOSITION NUMBER 2 (SJR 4) ON THE NOVEMBER 8, 2011 TEXAS CONSTITUTIONAL AMENDMENT ELECTION BALLOT, PROVIDING FOR FINANCIAL ASSISTANCE FOR WATER AND WASTEWATER INFRASTRUCTURE IMPROVEMENTS; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the State of Texas population has reached an estimated 25 million people according to the 2010 United States Census; and

WHEREAS, the long-term population projects estimate the Texas population will reach 46 million people by 2050; and

WHEREAS, the State's water resources will not be adequate to meet the needs of its citizens and industry; and

WHEREAS, municipalities and local governments in Texas are addressing the critical water supply and water quality needs through water projects that require efficient means of financing the infrastructure for those projects; and

WHEREAS, the Texas Water Development Board has been a resource utilized by municipalities and local governments, including the City of Sherman for financing water projects; and

WHEREAS, Proposition Number 2 (SJR 4) on the ballot for the November 8, 2011 Texas Constitutional Amendment Election would amend the Texas Constitution to authorize the Texas Water Development Board to issue additional general obligation bonds on a continuing basis for one or more accounts with the Water Development Fund;

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

SECTION 1. That the recitals set forth above are incorporated herein for all purposes as if set forth in full.

SECTION 2. That the City Council of the City of Sherman hereby declares its support of Proposition Number 2 (SJR 4), a proposed Texas Constitutional Amendment providing for water financing assistance bonds.

SECTION 3. That this resolution shall take effect immediately from and after its passage.

<u>SECTION 4</u>. 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 ________________, 2011.

CITY OF SHERMAN, TEXAS

BY: ______________________________
BILL MAGERS, MAYOR

ATTEST:

BY: ______________________________
LINDA ASHBY, CITY CLERK

APPROVED AS TO FORM
AND CONTENT:

BY: ______________________________
BRANDON S. SHELBY,
CITY ATTORNEY

GREATER TEXOMA UTILITY AUTHORITY
5100 AIRPORT DRIVE
DENISON, TEXAS 75020-8448
903/786-4433
FAX: 903/786-8211
www.gtua.org

October 17, 2011

The Honorable Bill Magers and Members of the Sherman City Council
City of Sherman
P.O. Box 1106
Sherman, TX 75091-1106

Re: Proposition 2 on the November Ballot

Dear Mayor Magers and Members of the Sherman City Council:

The November election will have several initiatives on it. While all of these issues are important, I want to draw your attention to Proposition 2. This Proposition would authorize the State of Texas to issue self-supporting bonds for $6 billion to assist in financing water and wastewater infrastructure needs in Texas. I am sure you can appreciate the need for water and wastewater infrastructure improvements in the future, as our State continues to grow and prosper. Without adequate water supply and wastewater services, neither the State nor the City of Sherman will be able to meet future expectations.

For the past thirty years, many public water suppliers in this area have been beneficiaries of assistance from the Texas Water Development financing made available through the Greater Texoma Utility Authority. The City of Sherman has been the beneficiary of these low interest funds for local projects. I ask that you consider adopting a resolution of support for Proposition 2. A copy of a sample resolution is attached for your use. If you do adopt a resolution, I would appreciate receiving a copy as soon as possible so that it can be included with other resolutions to indicate support for this Proposition.

It should be noted that the bonds are self-supporting and will not require any general revenue to support their issuance. If you have any questions regarding this matter, please contact me and I will provide you with any additional information you may require.

Sincerely,

Jerry Chapman

Jerry Chapman
General Manager
JC:cb

Attachment

cc: Pam Cloer

SHERMAN CITY COUNCIL
Agenda Communication Form

From: The Office of the City Manager **Date:** 11-7-2011

Subject: Agenda Item No. C.2

RESOLUTION NO. 5630
Authorizing the Execution of a Field Use Agreement with Austin College for the Use of Field #6 at Old Settlers Park

Issue
To consider the renewal of a Cooperative Agreement between the City of Sherman and Austin College for the use of Field #6 at Old Settlers Park for the Austin College Varsity Women's Softball practices and games during the period of August 31, 2011 through April 30, 2013

Background
Austin College and the City of Sherman completed the initial Cooperative Agreement for the use of Field #6 at Old Settlers Park by the Austin College Varsity Women's Softball team in 2006. The agreement was for fall and spring practices and games at a cost of $3,145.00 to Austin College. The Cooperative Agreement was renewed for an additional two-year term, 2007-2008 and 2008-2009, at a cost of $3,500.00 for each of the two years and then renewed in 2009-2010 and 2010-2011, at a cost of $5,200.00 and completed on April 30, 2011. A new Cooperative Agreement is being proposed for the use and maintenance associated with Old Settlers Field #6 during the years 2011-2012 at a cost of $6,065.00 and then for 2012-2013 at a cost of $6,065.00 plus utility costs based on the 2011-2012 season.

Origination
Timothy Millerick, Vice President for Student Affairs and Athletics – Austin College

Financial Consideration
The City of Sherman will receive $6,065.00 from Austin College for the use and maintenance of Field #6 at Old Settlers Park during fiscal year (FY) 2011-2012 and $6,065.00 plus the evaluated cost of utilities for FY 2012-2013, to cover the City's costs associated with such use.

Staff Recommendation
It is recommended that the Sherman City Council approve the attached two-year Cooperative Agreement with Austin College for the use of Field #6 at Old Settlers Park for their Varsity Women's Softball practices and games.

Alternatives
As may be directed by the Sherman City Council

Attachments
Resolution No. 5630
Field Use Agreement with Exhibits A, B and C

Prepared by:
Kevin Winkler, Parks and Community Service Director

Approved by:
George Olson, City Manager

RESOLUTION NO. 5630

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE EXECUTION OF A FIELD USE AGREEMENT WITH AUSTIN COLLEGE FOR THE USE OF FIELD #6 AT OLD SETTLERS PARK; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the City of Sherman, Texas owns the public park named Old Settlers Park; and

WHEREAS, Austin College would like to use Field #6 at Old Settlers Park for Austin College Women's Softball practices and games; and

WHEREAS, Austin College wishes to enter into a Field Use Agreement with the City of Sherman permitting such use;

NOW, THEREFORE, 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 Agreement between the City of Sherman and Austin College for the use of Field #6 at Old Settlers Park, in the same or substantially same form as 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 ________________, 2011.

CITY OF SHERMAN, TEXAS

ATTEST:

BY: ______________________________
LINDA ASHBY, CITY CLERK

BY: ______________________________
BILL MAGERS, MAYOR

APPROVED AS TO FORM AND CONTENT:

BY: ______________________________
BRANDON S. SHELBY, CITY ATTORNEY

FIELD USE AGREEMENT
BY AND BETWEEN
THE CITY OF SHERMAN AND AUSTIN COLLEGE

THIS AGREEMENT entered into on the 31st day of August, 2011, by and between the **CITY OF SHERMAN, TEXAS**, hereinafter referred to as "CITY" and **AUSTIN COLLEGE,** hereinafter referred to as "AC". All payments made under this agreement shall be paid from current revenues of CITY and AC.

1. CITY and AC will participate in a Field Use Agreement with each other for the use of Field #6 at Old Settlers Park.

2. CITY and AC will designate an appointee to act under the direction of and on behalf of each of the contracting parties hereto in relation to the field use agreement, with such persons being authorized agents of each of the respective parties hereto.

3. CITY does hereby authorize AC to use Field #6 at Old Settlers Park and its surrounding parking areas, public restrooms, bleachers and scoreboard.

4. CITY and AC agree that any permanent structure(s) added to the facility by AC shall become the property of CITY, under its control and operation.

5. CITY and AC agree upon an effective date of August 31st, 2011, through April 30, 2013, as specified in Exhibit "A", attached hereto and made a part hereof for all purposes (AC Softball Practice/Game Schedule 2011-2012), wherefore AC will have priority on said facility only during the times specified. CITY reserves the right to schedule said facility when not in use by AC.

6. CITY will have the following rights, duties and obligations:

   a. CITY will, at its own expense, keep and maintain the facilities in a good and usable condition;

   b. CITY will provide keys to AC staff for designated ball field entrances, lights, and restrooms. Within two (2) weeks after the AC season ends, all keys provided by CITY to AC shall be returned to the designated CITY appointee;

   c. CITY will provide EMERGENCY PHONE LIST of CITY staff to AC;

   d. CITY will be responsible for electricity, water, sewer and waste disposal utility expenses.

7. CITY will maintain in a good and usable condition the infield and all turf areas in the outfield to include mowing, weed control, fertilizing and herbicide spraying as allowed by its budget, and will be the sole judge of the acceptability of such maintenance.

8. CITY will be responsible for dragging the infield and marking the baselines, one time per day only, for scheduled games.

9. CITY will perform maintenance of Field #6. AC will be prohibited from performing any maintenance to any turf, infield, equipment, or building owned by CITY, without permission of the Sherman Parks and Recreation Department.

10. CITY will be responsible for the maintenance of all irrigation systems and the watering of the infield (dirt) and outfield (turf).

11. CITY will be responsible for the maintenance of area and ball field lighting systems, including scoreboard and control box.

12. CITY will maintain all bleachers, dug-outs, backstops, fences and gates in a safe, secure and functional condition.

13. CITY will service and maintain cleanliness of restroom facilities prior to each scheduled game.

14. CITY will provide appropriate litter receptacles and the emptying of these receptacles.

15. CITY reserves the right to appoint concession operator(s).

16. CITY will be solely responsible for making field closure decisions prior to or on game day, but not during play, as specified in Exhibit "B", attached hereto and made a part hereof for all purposes.

17. AC will have the following rights, duties and obligations:

   a. For the 2011-2012 season, AC will pay the CITY a flat fee of SIX THOUSAND SIXTY-FIVE DOLLARS AND NO CENTS ($6,065.00) for this Field Use Agreement, to be paid during the month of January 2012 and for the 2012-2013 season, AC will pay the CITY a flat fee of SIX THOUSAND SIXTY-FIVE DOLLARS AND NO CENTS ($6,065.00) PLUS an amount to be determined by the CITY for utility usage to be based upon AC's utility usage from the previous 2011-2012 season for this Field Use Agreement, to be paid during the month of January 2013;

   b. AC will pay CITY additional fees as shown in Exhibit "C" attached hereto and made a part hereof for all purposes for "After-Hour/Weekend" maintenance, as may be necessary due to inclement weather;

c. AC will comply with all Federal, State and Local laws;

d. AC has the sole responsibility and obligation for ensuring that the field and equipment are in a safe, usable condition, suitable for play, immediately before the start of any practice and/or game, continuing and during the play of such practice and/or game, and shall immediately stop play when such play can not be conducted safely for any reason, including, but not limited to, the condition of the grounds, equipment or weather;

e. AC has the sole responsibility for providing an infield tarp for the field, placing the tarp on the field prior to inclement weather, as well as, the removal of the tarp prior to any practice and/or game;

f. AC will provide all required field equipment (i.e., bases, pitching rubber, home plate, etc…) which are not standard at the facility;

g. AC will not have any other use of the facilities for the time not designated herein; On game days AC will be allowed to have use of field #4 for the opposing team to do pre game warm up.

h. AC will not sub-lease the facilities;

i. AC will provide an EMERGENCY CONTACT PHONE LIST of AC staff to CITY.

18. AC will provide adequate laborers from their staff, as necessary, to perform associated maintenance/preparation of the facility as appropriate and/or required during times of inclement weather. These laborers will assist and perform duties as coordinated and assigned by CITY.

19. AC will be responsible for and/or may drag and line a field between scheduled games, as necessary, and/or may drag and prep the home plate area/pitchers pad prior to each practice with appropriate equipment and materials approved by CITY.

20. AC will be prohibited from performing any maintenance to any turf or infield areas except as stated in #18 and #19 above.

21. AC will ensure that all secured areas remain locked or are relocked at the completion of each game and/or practice.

22. AC will only use athletic field lights directly associated with Field #6. When play concludes, AC will be responsible for ensuring that lights are turned off. Athletic field lights will not be turned on before dusk unless atmospheric conditions create a condition necessitating lights for safe use of the field.

23. AC will be responsible for daily collection and policing of all litter on and around Field #6, to include playing areas, warm-up areas, dug-outs, fences, and bleachers. All litter will be placed in receptacles provided by CITY.

24. AC will be responsible for opening all entrances prior to scheduled practices/games and closing/locking all entrances at the completion of all scheduled practices/games.

25. AC will not use any other facilities at Old Settlers Park, unless otherwise specified and/or approved.

26. AC will be prohibited from installing permanent signs of any kind at the facilities or within the park. Furthermore, the placement of temporary signs must be pre-approved by the Parks and Recreation Department prior to placement.

27. AC will accept responsibility for any and all costs, damages, or expenses arising from any accident or other occurrence to persons or property on the premises belonging to CITY which occurs while AC has control of the subject premises and which are attributable to the negligence of AC.

28. AC will be solely responsible for any additional security at the premises during scheduled games.

29. AC understands that all goods and personal property of any kind of AC's in or on the premises will be the sole responsibility of AC, and in no event will CITY be liable for any loss or damage to these goods or property for any reason whatsoever.

30. AC is responsible for obtaining its own general liability insurance, and the CITY shall be named as additional insured on AC policies covering the use of the CITY facilities.

31. INDEMNIFICATION. AC agrees to defend, indemnify and hold harmless the CITY and its officers, agents and employees from and against all damages, injuries (including death), claims, property damages (including loss of use), losses, demands, suits, judgments and costs, including reasonable attorney's fees and expenses, in any way arising out of, related to, or resulting from the usage of Field #6 at Old Settlers Park by AC, or caused by the negligent act or omission of AC, its officers, agents, employees, subcontractors, licensees, invitees or any other third parties. In addition, this indemnification and hold harmless shall apply to any imputed or actual joint enterprise liability.

32. Notwithstanding anything to the contrary herein, both CITY and AC agree to execute and deliver any instruments in writing necessary to carry out any agreement, term, or condition within this Agreement whenever needed.

33. By executing this Agreement, each party represents that such party has full capacity and authority to grant all rights and assume all obligations that have been granted and

assumed under this Agreement, and that the governing body of the respective party has authorized this Agreement.

34. This agreement may not be terminated, amended or altered in any manner without sixty (60) days prior written notice to the other party.

35. This agreement does not waive any governmental or other immunity otherwise available to either party hereto, nor does it create any right or cause of action by persons or entity not a party hereto.

AUSTIN COLLEGE

BY: Heidi Ellis
Heidi Ellis
Vice President for Business Affairs

ATTEST:

BY: D Norman
David Norman
Director of Athletics

CITY OF SHERMAN, TEXAS

BY: ______________________
George Olson, City Manager

ATTEST:

BY: ______________________
Linda Ashby, City Clerk

APPROVED AS TO FORM:

____
Brandon Shelby, City Attorney

EXHIBIT A

2012 AUSTIN COLLEGE SOFTBALL SCHEDULE

DATE	DAY	OPPONENT	LOCATION	TIME
Feb. 17	Fri.	Hardin-Simmons	Away	1:00/3:00
Feb. 18	Sat.	Howard Payne University	Away	1:00/3:00
Feb. 25	**Sat.**	**Univ. of Texas-Dallas**	**Home**	**1:00/3:00**
Mar. 3	Sat.	Millsaps College	Away	TBA
		Webster University	@ Millsaps	TBA
Mar. 4	Sun.	Webster University	@ Millsaps	TBA
		Millsaps College	Away	TBA
Mar. 6	Tues.	Univ. of Texas-Dallas	Away	5:00/7:00
Mar. 11-17	Sun.-Sat.	Rebel Games (Florida, 8 games)	Away	TBA
Mar. 24	Sat.	Southwestern University	Away	TBA
Mar. 25	Sun.	Southwestern University	Away	TBA
Mar. 29	**Thurs.**	**Howard Payne University**	**Home**	**2:00/4:00**
Mar. 31	Sat.	University of Dallas	Away	TBA
Apr. 1	Sun.	University of Dallas	Away	TBA
Apr. 6	**Fri.**	**Trinity University**	**Home**	**TBA**
Apr. 7	**Sat.**	**Trinity University**	**Home**	**TBA**
Apr. 17	**Tues.**	**Texas Lutheran University**	**Home**	**2:00/4:00**
Apr. 21	**Sat.**	**Hendrix College**	**Home**	**TBA**
Apr. 22	**Sun.**	**Hendrix College**	**Home**	**TBA**
Apr. 26-29	Thurs.-Sun.	SCAC Tournament	Away	TBA

HEAD COACH: Jackie Davis
ASSISTANT COACH: Samantha Smith '11

EXHIBIT B

GENERAL GUIDELINES FOR FIELD INSPECTION AND CLOSURE

Reasons for Athletic Field Closure or Postponement

1. Raining at practice and/or game time.

2. Playing field too wet.

3. Field needs to be closed in the interest of participant safety and/or preservation of good playing surfaces.

4. Renovation or construction conditions exist.

Procedures for Athletic Field Closures

1. CITY (Parks and Recreation Department Representative) will take sole responsibility for making decisions based upon field condition and weather, and this decision will be final. CITY and AC maintenance crews will make every effort available to accommodate games during times of inclement weather.

2. After games have begun and inclement weather becomes a factor, the umpire crew and AC will follow the same guidelines for deciding cancellation or postponement.

3. Field damage caused by play during inclement weather may make the field unavailable for the next scheduled game and/or practice. The costs to repair any damages caused to the field will be the responsibility of AC and will be repaired by CITY, as appropriate and necessary, and billed directly to AC for payment.

EXHIBIT C

CITY OF SHERMAN
AFTER HOUR/WEEKEND
INCLEMENT WEATHER MAINTENANCE COSTS

The following cost schedule will apply and be billed directly to AC, only in circumstances where inclement weather causes the need for additional field maintenance after normal business hours during the week days and/or week ends.

Weekday Games (After Business Hours)

Labor Costs:

- (1) Crew Leader $25.00/hour
- (1) Operator $20.00/hour
- (1-2) Laborer(s) $18.00/hour

Stand-By/On-Call Pay:

- $25.00/employee (3 employees maximum)

Drying Agents: $10.00/bag

Weekend Games

Labor Costs:

- (1) Crew Leader $25.00/hour
- (1) Operator $20.00/hour
- (1-2) Laborer(s) $18.00/hour

Stand-By/On-Call:

- $50.00/employee (3 employees maximum)

Drying Agents: $10.00/bag

SHERMAN CITY COUNCIL
Agenda Communication Form

From: The Office of the City Manager **Date:** 11-7-2011

Subject: Agenda Item No. C.3

RESOLUTION NO. 5631
Authorizing the Purchase of a 2012 Ford F-450 Supercab Diesel Chassis and Remounting a 2005 Frazer Ambulance for the Sherman Fire Department through the Houston-Galveston Area Council of Governments (H-GAC)

Issue
Approval of the refurbishing of the Sherman Fire Department's 2005 Frazer Ambulance by remounting it onto a 2012 Ford F-450 Supercab 6.4L Diesel Chassis to be purchased from Sterling McCall Ford of Houston, Texas, through the Houston-Galveston Area Council of Governments (H-GAC)

Background
The requested purchase is to replace unit 129, a 2005 year model that has more than 101,053 miles on it. We will have the box refurbished and mounted onto a 2012 Ford F-450 Supercab Diesel Chassis. Purchasing from Houston-Galveston Council of Governments (H-GAC) conforms to the requirements of Texas statutes that are applicable to competitive bids and competitive proposals. No product or service is offered by H-GAC that has not been subjected to either competitive bid or competitive proposal process.

Although the cab/chassis could be purchased through competitive bids that would include local dealers, purchasing the unit through H-GAC and remounting of the ambulance body through Frazer is less expensive than purchasing the unit locally and transporting the unit to Frazer.

Origination
Sherman Fire Department

Financial Consideration
The 2012 Ford F-450 Supercab will be purchased from Sterling McCall Ford of Houston, Texas, through H-GAC, and remounting the ambulance unit will be done by FrazerBilt, for a total cost of $96,300.00. Funding for this purchase was appropriated in the fiscal year 2011-2012 budget.

Staff Recommendation
It is recommended that staff be authorized to purchase the 2012 Ford F-450 Supercab Diesel Chassis to refurbish the Fire Department's 2005 Frazer Ambulance through the H-GAC.

Alternatives
As may be recommended by the City Council

Attachments
Resolution No. 5631
H-GAC Contract Pricing Worksheet
H-GAC Interlocal Agreement

Prepared by:
J. J. Jones, Fire Chief

Approved by:
George Olson, City Manager

RESOLUTION NO. 5631

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE PURCHASE OF A 2012 FORD F-450 SUPERCAB DIESEL CHASSIS AND REMOUNTING A 2005 FRAZER AMBULANCE FOR THE SHERMAN FIRE DEPARTMENT THROUGH THE HOUSTON-GALVESTON AREA COUNCIL OF GOVERNMENTS (H-GAC); 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 to purchase from Sterling McCall Ford of Houston, Texas, through the Houston-Galveston Area Council of Governments (H-GAC), a 2012 Ford F-450 Supercab Diesel Chassis and remounting a 2005 Frazer Ambulance for use within the Sherman Fire Department at a total price of Ninety-Six Thousand Three Hundred Dollars and No Cents ($96,300.00), in accordance with the provisions of the H-GAC proposal attached hereto and made a part hereof for all purposes. Any agreements related to the purchase must be approved by the City Attorney.

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 ________________, 2011.

CITY OF SHERMAN, TEXAS

ATTEST:

BY: ______________________________
BILL MAGERS, MAYOR

BY: ______________________________
LINDA ASHBY, CITY CLERK

APPROVED AS TO FORM AND CONTENT:

BY: ______________________________
BRANDON S. SHELBY, CITY ATTORNEY

HGACBuy **CONTRACT PRICING WORKSHEET**
For MOTOR VEHICLES Only

Contract No.:	AM04-10	Date Prepared:	10/17/11

This Worksheet is prepared by Contractor and given to End User. If a PO is issued, both the PO and the Worksheet MUST be faxed to H-GAC @ 713-993-4548. Therefore please type or print legibly.

Buying Agency:	Sherman Fire Department	Contractor:	Sterling McCall Ford
Contact Person:	Jeff Jones	Prepared By:	Tim Kettle
Phone:	(903) 892-7263	Phone:	281-588-5000
Fax:	N/A	Fax:	281-588-5150
Email:	jjjones@ci.sherman.tx.us	Email:	tkettle@sterlingmccallford.com

Product Code:	N/A	Description:	N/A

A. Product Item Base Unit Price Per Contractor's H-GAC Contract: 0

B. Published Options - Itemize below - Attach additional sheet(s) if necessary - Include Option Code in description if applicable.
(Note: Published Options are options which were submitted and priced in Contractor's bid.)

Description	Cost	Description	Cost
1223-Remount 14' Frazer Type I Generator Powered Module or	$53,000.00	1258- Retrofit new treadbrite wheel well covers and stone guard	$900.00
56-Granning air suspension system for Ford F-450 w/ compress	$5,500.00	1247- Eight (8) new interior LED fixtures	$2,400.00
1- Heat shielding for diesel chassis	$1,500.00	476- Oxygen regulator	$150.00
1186- Onan 5.5kW generator as spare or retrofit	$3,600.00	16- Arm rests on console	$200.00
1213- Modify generator compartment for 5.5kW generator incl.	$3,800.00	1275- Retrofit oxygen bottle rollers with ratchet straps	$450.00
103- Stainless steel wheel covers for Dodge Ram 3500	$400.00	1296- Complete new top floor and sub floor in patient module	$3,100.00
106- Running boards for Ford F-350, F-450 or F-550	$450.00	1270- Retrofit powder coated laydown oxygen box	$450.00
1250- Convert protruding 120VAC side scene lights to flush mo	$800.00	1259- Replace left, right or center rear bumper section (3x each	$750.00
518- This unit gets a shore power ignition kill switch	$225.00	1261- Modify long lower storage	$250.00
1185- Air conditioner/ heat pump as spare or retrofit	$4,000.00		
1292- Strip, prime and repaint Type I or Type III 12' patient mo	$6,500.00	**Subtotal From Additional Sheet(s):**	2100
486- Chassis has simple 2 color paint scheme	$2,900.00	**Subtotal B:**	$93,425.00

C. Unpublished Options - Itemize below / attach additional sheet(s) if necessary.
(Note: Unpublished options are items which were not submitted and priced in Contractor's bid.)

Description	Cost	Description	Cost
Replace all countertop surfaces w/ powder coated aluminum	$750.00		
Replace lenses on (18) Whelen 600 series LEDs and (2) Whele	$825.00	**Subtotal From Additional Sheet(s):**	
Add magnets to existing seat and back cushions	$700.00	**Subtotal C:**	2275

Check: Total cost of Unpublished Options (C) cannot exceed 25% of the total of the Base Unit Price plus Published Options (A+B). **For this transaction the percentage is:** 2%

D. Total Cost Before Any Applicable Trade-In / Other Allowances / Discounts (A+B+C)

Quantity Ordered: 1 **X Subtotal of A + B + C:** $95,700.00 = **Subtotal D:** $95,700.00

E. H-GAC Order Processing Charge (Amount Per Current Policy) **Subtotal E:** 600

F. Trade-Ins / Special Discounts / Other Allowances / Freight / Installation / Miscellaneous Charges

Description	Cost	Description	Cost
		Subtotal F:	0

Delivery Date: **G. Total Purchase Price (D+E+F):** $96,300.00

HGACBuy — **CONTRACT PRICING WORKSHEET**
For MOTOR VEHICLES Only

Contract No.:	AM04-10	Date Prepared:	10/17/11

This Worksheet is prepared by Contractor and given to End User. If a PO is issued, both the PO and the Worksheet MUST be faxed to H-GAC @ 713-993-4548. Therefore please type or print legibly.

Buying Agency:	Sherman Fire Department	Contractor:	Sterling McCall Ford
Contact Person:	Jeff Jones	Prepared By:	Tim Kettle
Phone:	(903) 892-7263	Phone:	281-588-5000
Fax:	N/A	Fax:	281-588-5150
Email:	jjjones@ci.sherman.tx.us	Email:	tkettle@sterlingmccallford.com
Product Code:	N/A	Description:	N/A

A. Product Item Base Unit Price Per Contractor's H-GAC Contract: 0

B. Published Options - Itemize below - Attach additional sheet(s) if necessary - Include Option Code in description if applicable.
(Note: Published Options are options which were submitted and priced in Contractor's bid.)

Description	Cost	Description	Cost
1255- Retrofit license plate holder and light	$100.00		
1256- Retrofit clearance lights with all LEDs	$300.00		
1254- Retrofit rear lower b/t/t halogen lights with LEDs and ne	$900.00		
1297- Remount/refurbishment/wreck materials rate	$275.00		
1298- Remount/refurbishment/wreck repair services hourly rate	$525.00		
		Subtotal From Additional Sheet(s):	
		Subtotal B:	2100

C. Unpublished Options - Itemize below / attach additional sheet(s) if necessary.
(Note: Unpublished options are items which were not submitted and priced in Contractor's bid.)

Description	Cost	Description	Cost
		Subtotal From Additional Sheet(s):	
		Subtotal C:	0

Check: Total cost of Unpublished Options (C) cannot exceed 25% of the total of the Base Unit Price plus Published Options (A+B).	For this transaction the percentage is:	0%

D. Total Cost Before Any Applicable Trade-In / Other Allowances / Discounts (A+B+C)

Quantity Ordered:	1	X Subtotal of A + B + C:	2100	=	Subtotal D:	2100

E. H-GAC Order Processing Charge (Amount Per Current Policy) — Subtotal E:

F. Trade-Ins / Special Discounts / Other Allowances / Freight / Installation / Miscellaneous Charges

Description	Cost	Description	Cost
		Subtotal F:	0

Delivery Date:		G. Total Purchase Price (D+E+F):	2100

HOUSTON-GALVESTON AREA COUNCIL
INTERLOCAL AGREEMENT

ILA NUMBER: 91·15399

THIS INTERLOCAL AGREEMENT ("Agreement"), made and entered into pursuant to the Interlocal Cooperation Act (Article 4413(32c) V.T.C.S.) by and between the Houston-Galveston Area Council, hereinafter referred to as H-GAC, having its principal place of business at 3555 Timmons Lane, Suite 500, Houston, Texas 77027 and CITY OF SHERMAN hereinafter referred to as the local government having its principal place of business at 400 N. RUSK, SHERMAN, TX 75090.

WITNESSETH:

WHEREAS, H-GAC is a regional planning commission created under Acts of the 59th Legislature, Regular Session, 1965, recodified as Chapter 391 Texas Local Government Code; and

WHEREAS, H-GAC has entered into an agreement with the local government on the 18TH day of MARCH, 19 91 and

WHEREAS, the local government desires to purchase certain governmental administrative functions, goods or services; and

WHEREAS, H-GAC hereby agrees to perform the scope of services outlined in Article 5 as hereinafter specified in accordance with the Agreement, and

NOW, THEREFORE, H-GAC and the local government do hereby agree as follows:

ARTICLE 1 LEGAL AUTHORITY

The local government warrants and assures H-GAC that it possesses adequate legal authority to enter into this Agreement. The local government's governing body has authorized the signatory official(s) to enter into this Agreement and bind the local government to the terms of this Agreement and any subsequent amendments hereto.

ARTICLE 2 APPLICABLE LAWS

H-GAC and the local government agree to conduct all activities under this Agreement in accordance with all applicable rules, regulations, ordinances and laws in effect or promulgated during the term of this Agreement.

ARTICLE 3 WHOLE AGREEMENT

The Interlocal Agreement and Attachments, as provided herein, constitute the complete Agreement between the parties hereto, and supersedes any and all oral and written agreements between the parties relating to matters herein. Except as otherwise provided herein, this Agreement cannot be modified without written consent of the parties.

ARTICLE 4 PERFORMANCE PERIOD

The period of this Interlocal Agreement shall be for the (balance of) fiscal year of the local government which begins 10/31/90, 19 and ends 10/31/91, 19 . This contract shall thereafter automatically be renewed annually for each succeeding fiscal year, provided that such renewal shall not have the effect of extending the period in which the local government may make any payment due H-GAC beyond the fiscal year in which such obligation was incurred under this Agreement.

H-GAC or the local government may cancel this Agreement at any time upon 30 days written notice to the other party to this Agreement. The obligations of the local government, including its obligation to pay H-GAC for all costs incurred under this Agreement prior to such notice shall survive such cancellation, as well as any other obligation incurred under this Agreement, until performed or discharged by the local government.

ARTICLE 5 SCOPE OF SERVICES

The local government appoints H-GAC its true and lawful purchasing agent for the purchase of certain materials and services through the Council's Cooperative Purchasing Program, as enumerated through the submission of a duly executed purchase order, order form or resolution. All material purchased hereunder shall be in accordance with specifications established by H-GAC.

The materials and services shall be procured in accordance with procedures governing competitive bidding by H-GAC; and at the unit prices and administrative fee as indicated in the current H-GAC Order Form and Price Lists.

Ownership (title) of material purchased shall transfer directly from the vendor to the local government. The local government agrees to provide H-GAC with documentation of receipt and acceptance of material within five (5) days of acceptance of same.

ARTICLE 6 PAYMENTS

The local government agrees that, upon the presentation by H-GAC of a properly documented, verified proof of performance and a statement of costs H-GAC has incurred in accordance with the terms of this Agreement, it shall pay H-GAC, from current revenues available to the local government during the current fiscal year, on or before the date of the delivery of materials and services to be provided under this agreement.

ARTICLE 7 CHANGES AND AMENDMENTS

Any alterations, additions, or deletions to the terms of this Agreement which are required by changes in Federal and State law or regulations are automatically incorporated into this Agreement without written amendment hereto, and shall become effective on the date designated by such law or regulation.

H-GAC may, from time to time, require changes in the scope of the services offered through the H-GAC Cooperative Purchasing Program to be performed hereunder.

ARTICLE 8 TERMINATION PROCEDURES

Either H-GAC or the local government may cancel or terminate this Agreement upon thirty (30) days written notice by certified mail to the other party. In the event of such termination prior to completion of any purchase provided for herein, the local government agrees to pay for services on a prorated basis for materials and services actually provided and invoiced in accordance with the terms of this Agreement, including penalties, less payment of any compensation previously paid.

ARTICLE 9 SEVERABILITY

All parties agree that should any provision of this Agreement be determined to be invalid or unenforceable, such determination shall not effect any other term of this Agreement, which shall continue in full force and effect.

ARTICLE 10 FORCE MAJEURE

To the extent that either party to this Agreement shall be wholly or partially prevented from the performance within the term specified of any obligation or duty placed on such party by reason of or through strikes, stoppage of labor, riot, fire, flood, acts of war, insurrection, accident, judgement, act of God, or specific cause reasonably beyond the parties' control and not attributable to its neglect or nonfeasance, in such event, the time for the performance of such obligation or duty shall be suspended until such disability to perform is removed. Determination of force majeure shall rest solely with H-GAC.

ARTICLE 11 VENUE

Venue and jurisdiction of any suit, or cause of action arising under or in connection with the Agreement shall lie exclusively in Harris County, Texas.

This instrument, in duplicate originals, has been executed by the parties hereto as follows:

CITY OF SHERMAN
(Local Government)

BY [signature]

TALMADGE N. BUIE
CITY MANAGER DATE 3/18/91

Name & Title of Signatory
(PLEASE TYPE)

HOUSTON-GALVESTON AREA COUNCIL

BY [signature] Date 3/27/91
Manager of Cooperative Purchasing

BY [signature] Date 4/3/91
March 28, 1991
Jack Steele
Executive Director

SHERMAN CITY COUNCIL
Agenda Communication Form

From: The Office of the City Manager **Date:** 11-7-2011

Subject: Agenda Item No. D.1

**** REQUEST TO ADVERTISE***
Annual Supply of Chemicals

Issue
Request to advertise for the annual supply of chemicals for fiscal year (FY) 2011-2012

Background
Annually, the City requests bids for the supply of our industrial chemical purchases, primarily for use at the Water Treatment Plant and the Wastewater Treatment Plant.

Origination
Department 710, Utilities Administration

Financial Consideration
Funds for the purchase of chemicals were appropriated in the recently approved budget for FY 2011-2012. Advertising costs are estimated to be about $200.00.

Staff Recommendation
It is recommended that the City Council approve the advertising related to the purchase of the annual supply of chemicals.

Alternatives
As may be directed by the City Council

Attachments
None

Prepared by:
Mark Gibson, Engineering & Utilities Director

Approved by:
George Olson, City Manager

SHERMAN CITY COUNCIL
Agenda Communication Form

From: The Office of the City Manager **Date:** 11-7-2011

Subject: Agenda Item No. D.2

OTHER BUSINESS
Consider Request of St. Mary's Catholic School to Temporarily Close Certain Streets for the "Run Run Rudolph 5K Fun Run" on Saturday, December 3, 2011

Issue
St. Mary's Catholic School is planning to hold a "Run Run Rudolph 5K Fun Run" on Saturday, December 3rd as part of their 2012 fundraising campaign and is requesting the City of Sherman's assistance with street closures along the route.

Background
The event will begin at 8:30 a.m. and will follow the route outlined and displayed on the attached map. The event will require barricade placement and removal from the City of Sherman. This event will be replacing the one they have in the spring.

Origination
Donnette Diehl, St. Mary's "Run Run Rudolph 5K Fun Run" Chairperson

Financial Consideration
Implementation of barricade placement and removal will be provided by the Street Department.

Staff Recommendation
It is recommended that the City Council approve this request and authorize the necessary street closure assistance to accommodate the event.

Alternatives
None recommended

Attachments
Written request received October 14, 2011
Map of proposed route

Prepared by:
Don Keene, Director of Public Works

Approved by:
George Olson, City Manager

ST. MARY'S
CATHOLIC SCHOOL
FOUNDED 1877

October 14, 2011

George Olsen
City of Sherman
220 West Mulberry Street
Sherman, TX 75090-5832

Dear Mr. Olsen,

St. Mary's Catholic School is planning a 5K fundraiser for our school named the Run Run Rudolph 5K and Family Fun Run/Walk. We believe a Christian Education is a vital part of a child's development and we hold events such as these to help offset tuition costs.

We are estimating 250 runners to participate and respectfully request traffic support as well as cones to be placed along the 5K route. We will begin the race at 9:15 a.m. on December 3, 2011. If we are unable to hold the race on this day due to unforeseen weather conditions, we will postpone the race until we can find another suitable day. Our route will begin and end at 713 South Travis at the St. Mary's Catholic School parking lot. Please see the attached proposed route.

I sincerely appreciate your consideration of this event. If you have any questions, please feel free to contact me at (903)436-5502.

Sincerely,

Donnette Diehl
Run Run Rudolph 5K Chair 2011
ddiehl@stmarys-sch.org

City of Sherman, Texas

ST. MARY'S 5K FUN RUN

PROJECT LOCATION MAP

SHERMAN CITY COUNCIL
Agenda Communication Form

From: The Office of the City Manager **Date:** 11-7-2011

Subject: Agenda Item No. D.3

OTHER BUSINESS

Consider Request of the Sherman Tourism Department to Temporarily Close Certain Streets for the Annual Sherman Christmas Parade on Friday, December 2, 2011

Issue
To close certain streets in the downtown area for the annual Sherman Christmas Parade on Friday, December 2, 2011

Background
The Sherman Department of Tourism has requested that participants be allowed to line up for the parade behind the Library at Walnut and Mulberry. In addition, it has been requested that Walnut Street and Montgomery Street be barricaded at various intersections beginning at 5:30 p.m., where the floats will be lined up and judged by 6:30 p.m., with the parade beginning as close to 7:00 p.m. as possible. A copy of this requested barricading, as well as their proposed parade route, is attached.

The Snowflake Festival will begin at 3:00 p.m. on the day of the Christmas Parade. To accommodate the event, its vendors and a reviewing stand, they would like the parking spaces blocked on the north and east sides of the Grayson County Courthouse (Houston Street and Travis Street). Upon completion of the Parade, Santa Claus will proceed to the Courthouse and the reviewing stand.

The event will require traffic control assistance and barricades from the City of Sherman. **The City's antique fire truck will be provided for the Council to ride in the Christmas Parade. Please arrive at least 20 minutes early at the Parade vehicle line-up site to participate. Also, spouses, children and grandchildren are welcome to ride with the Council.**

Origination
Katie Turner, Sherman Department of Tourism

Financial Consideration
Labor and equipment to provide traffic control assistance and implement barricade placement and removal.

Staff Recommendation
It is recommended that the City Council approve this request and authorize the necessary traffic support, control and assistance to accommodate the event.

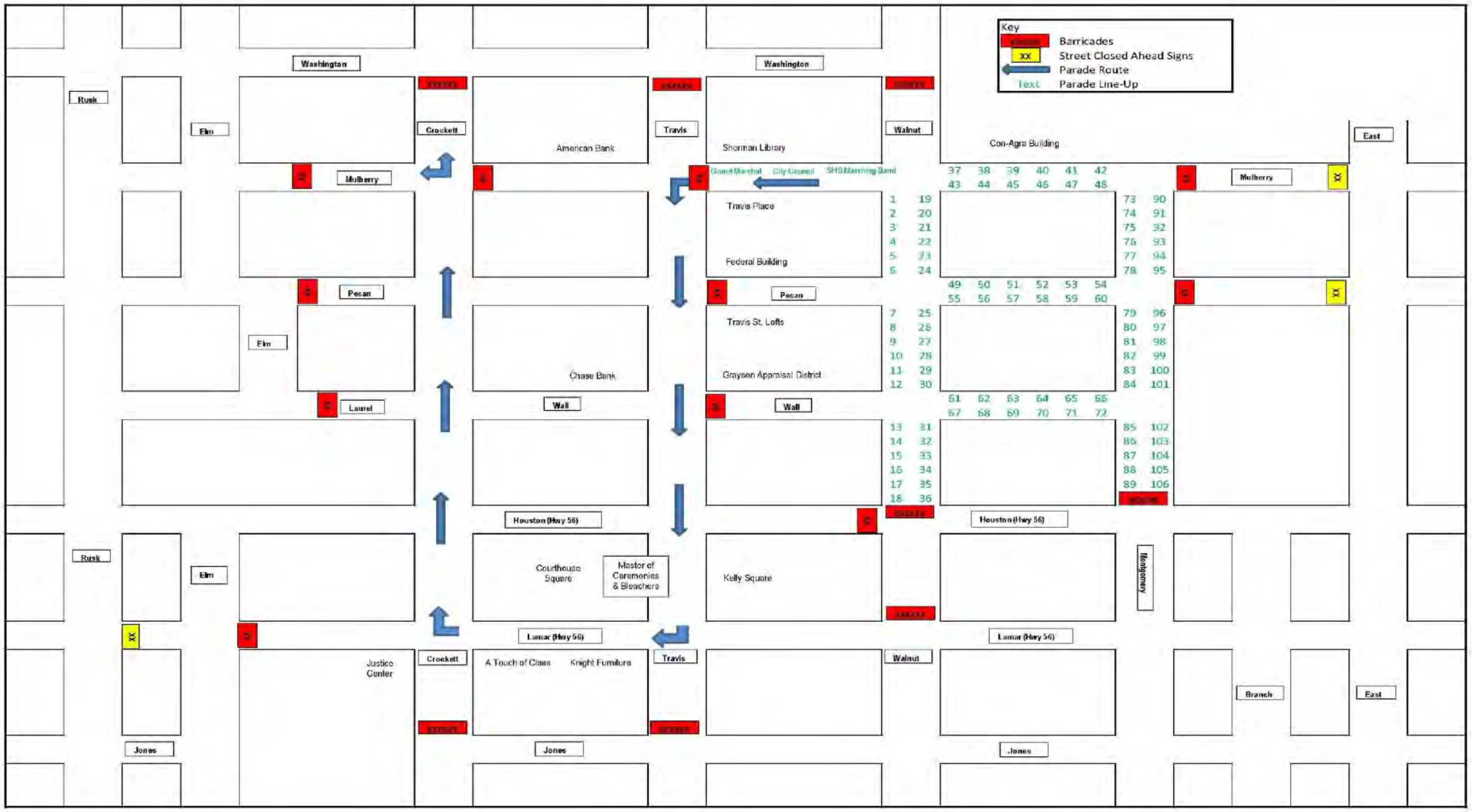
Alternatives
As directed by the Council

Attachments
Christmas Parade Map
Parade Entry Form and Related Information

Prepared by:
Don Keene, Director of Public Works

Approved by:
George Olson, City Manager

City of Sherman
2011 Christmas Parade Map



**** Drawing is not to scale.

2011 Sherman Christmas Parade
Presented by:

www.shermantx.org

Friday, Dec. 2, 2011 7 p.m. Downtown Sherman

RULES & GUIDELINES

REGISTRATION

- Entry Fees: Business—$30 (Chamber Members-$20) Non-business/Non-profit—$15
- Registration deadline is Friday, Nov. 18. *Any registration received after Nov. 18 requires a $60 late-entry fee.
- All registrations should be submitted to the SHERMAN DEPARTMENT OF TOURISM at 405 N. Rusk Street, Second Floor of the Municipal Building. Mail to: P.O. Box 1106, Sherman, TX 75091.
- Line-up placement and detailed parade information will by e-mailed by Nov. 30.

PARADE

- Friday, Dec. 2, 2011
- Line-up begins at 5:30pm
- All entries must be in position NO LATER than 6:30pm
- Parade begins at 7 pm
- Judging will take place en route; winners will be announced at the end of the parade.

JUDGING CRITERIA

- Float & vehicle entries judged on:
  -Theme -Lighting -Creativity -Originality
- Performance groups judged on:
  -Adherence to 30-second time limit
  -Originality -Creativity -Precision
- *Performance groups will have the option of 30 seconds to perform in front of the reviewing stand. A performance group could be a dance troupe, a lawn chair or briefcase brigade, cheerleaders, or any group that has a synchronized or choreographed performance. Strict adherence to the 30-second time limit will be enforced to prevent a parade bottleneck. Performance groups may ride through the parade route, but loading and unloading time counts in the allotted 30 seconds.*

RULES

- All entries must be decorated in accordance with the theme "**Star Spangled Christmas**" to be eligible for prizes.
- Exact number of vehicles are required on the registration form so that the line-up may be planned.
- All vehicle entries should be lighted.
- No firearms permitted.
- All entries are prohibited from throwing items into the crowd, such as candy, beads, prizes, etc.
- Absolutely no Santas allowed on entries; any entry with a Santa will be asked to leave the parade area.
- All entries are allowed to participate at the discretion of the Sherman Department of Tourism; this group reserves the right to refuse participation at any time before or during the parade.

2011 Sherman Christmas Parade

Presented by:

SHERMAN TEXAS
www.shermantx.org

Friday, Dec. 2, 2011 7 p.m. Downtown Sherman

PARADE ENTRY FORM

Name of group: ______________________________

Contact person: ______________________________

Daytime phone: ______________ E-mail:*______________________
(*Required—your entry # and parade information will be sent to this email)

Category (circle all that apply):

Business Float Non-business/Non-profit Float Performance Group

Equestrian Decorated Car/Truck Decorated Motorcycle

Number of People: ______

Number of Vehicles: ______
*to include trailers

Music (circle one): Yes No

Return registration form and fee no later than Friday, Nov. 18:
Mail to: Sherman Department of Tourism
P.O. Box 1106
Sherman, TX 75091
Walk-in: 405 N. Rusk Street, Second Floor Municipal Building

ENTRY FEES: Business—$30 (Chamber Members-$20) Non-business/Non-profit—$15
*Registrations received after Nov. 18 require $60 late fee. No registrations after Nov. 30.

FOR STAFF USE ONLY: AMOUNT _____ CASH ______ CHECK # _____ CC _____

Over

To all Sherman Christmas Parade entries:

We would love to have a description of your float/vehicles, or information about your organization or business. The parade emcees will then talk about this while your float passes by the reviewing stand.

Please fill out the information below so we can tell the audience about your floats and vehicles!

1. What is the "theme" of your float? (i.e. cartoon character, Christmas story, etc.)

2. How many years have you participated in the Christmas Parade?

3. How long did it take you to decorate your float?

4. Is there anything unusual or different about your float that the crowd might like to know?

5. Describe your organization/business in three sentences or less.

6. Please list anything else you think the crowd might be interested in learning.

Thanks and see you at the parade!

Snowflake Festival
Sherman, Texas Dec 2-3, 20

SHERMAN TEXAS
RED RIVER • WHITE STARS • BLUE SKY
www.shermantx.org

VENDOR APPLICATION

Vendor Name: ______________________________

Daytime phone: ____________ **E-mail:*** ______________________________
(*Required—booth assignment and festival information will be emailed)

Address: ______________________________

City: ____________________ **State:** __________ **Zip:** ________

Please briefly describe ALL products and/or services that will be offered. ALL items to be sold must be approved by the Sherman Department of Tourism (photographs of merchandise and/or set-up may be required at the Department's discretion). Vendor spaces are limited. The Tourism Department reserves the right to refuse participation for any vendor.

____
____
____

FEES:

___ $25—Retail Vendor (12' x 12')

___ $45—Food Vendor
*space size determined based on need

___ $15—Non-profit (retail or food)

___ Electricity Needed

TOTAL ENCLOSED $ ______

Return registration form & fee no later than Friday, Nov. 18:
Sherman Department of Tourism
Municipal Building, 2nd Floor
Or P.O. Box 1106
Sherman, TX 75091

PLEASE SPECIFY DATES YOU WILL ATTEND:

____ Friday, Dec. 2, 3pm until ???
Parade begins at 7pm; vendors may stay as long as they wish

____ Saturday, Dec. 3, 9am—4pm

FOR STAFF USE ONLY: AMOUNT ______ CASH ______ CHECK # ______ CC ______

VENDOR RELEASE

No political or commercial advertisements or statements allowed at festival.

General release & acknowledgement:
I hereby and forever discharge release and hold harmless the Sherman Department of Tourism, City of Sherman, and Grayson County, and their agents of and from any loss or damage to my person or property while in possession of or under the supervision of the Sherman Department of Tourism and its sponsors. I hereby consent to the enforcement of all the rules and instructions of the said event. By signing below, applicant hereby certifies that applicant has read and accepted the conditions set above. Applicants are responsible for obtaining all pertinent licenses, insurance, and permits. Applicant also certifies that all information provided is true and correct and signature represents a commitment to participate.

____ ____________________
Applicant Signature Date

SHERMAN CITY COUNCIL
Agenda Communication Form

From: The Office of the City Manager **Date:** 11-7-2011

Subject: Agenda Item No. D.4

OTHER BUSINESS
Receive Presentation on the City of Sherman's New Website

Issue
Unveiling of the City of Sherman's new website

Background
In February 2011, the City Council approved a contract with CivicPlus to develop a new website for the City of Sherman. Since that time, City staff from many departments and CivicPlus have worked to create the new website, which is now ready for initial launch as a functional, dynamic, user-friendly tool that citizens, businesses, tourists, vendors and potential residents can use to conduct business with the City.

The website will go-live at the City's current web address (www.ci.sherman.tx.us) in the early morning hours of Saturday, November 12, 2011.

Origination
Support Services – Website and Computer Services

Financial Consideration
The contract with CivicPlus was approved in February 2011. No additional financial consideration is required at this time.

Council Action Requested
The Council need take no action on this agenda item – for information purposes only.

Alternatives
As directed by the Council

Attachments
None

Prepared by:
Don Keene, Director of Public Works

Approved by:
George Olson, City Manager

SHERMAN CITY COUNCIL
Agenda Communication Form

From: The Office of the City Manager **Date:** 11-7-2011

Subject: Agenda Item No. D.5

OTHER BUSINESS
Consider Cancellation of the First Regular Meeting in January, 2012

Issue
The first regular meeting of the City Council in 2012 falls on January 2nd, the Monday following New Year's Day and recognized as a holiday for City employees.

Background
The first regular meeting in January, which occurs on Monday, January 2nd, falls on the New Year's holiday. Canceling the January 2nd City Council meeting would not cause an unnecessary obstacle to efficient operations due to the typical slowdown in City business.

Origination
City Manager

Financial Consideration
No financial impact to be considered.

Staff Recommendation
It is recommended that the City Council cancel the January 2nd regular meeting.

Alternatives
The Council could opt to reschedule the January 2nd Council meeting for Tuesday, January 3rd.

Attachments
Council Calendars for 2011 and 2012

Prepared and Approved by:
George Olson, City Manager

2011
CITY COUNCIL MEETINGS

JANUARY

Sun	Mon	Tue	Wed	Thu	Fri	Sat
						1
2	3	**4**	5	6	7	8
9	10	11	12	13	14	15
16	**17**	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

FEBRUARY

Sun	Mon	Tue	Wed	Thu	Fri	Sat
		1	2	3	4	5
6	**7**	8	9	10	11	12
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20	**21**	22	23	24	25	26
27	28					

MARCH

Sun	Mon	Tue	Wed	Thu	Fri	Sat
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27	**28**	29	30	31		

APRIL

Sun	Mon	Tue	Wed	Thu	Fri	Sat
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MAY

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JUNE

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19	**20**	21	22	**23**	24	25
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JULY

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31						

AUGUST

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SEPTEMBER

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OCTOBER

Sun	Mon	Tue	Wed	Thu	Fri	Sat
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NOVEMBER

Sun	Mon	Tue	Wed	Thu	Fri	Sat
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DECEMBER

Sun	Mon	Tue	Wed	Thu	Fri	Sat
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01/03/11 - January 3rd Council meeting cancelled
01/17/11 - M.L.K., Jr. Birthday / Regular Council Meeting
02/21/11 - Washington's Birthday / Regular Council Meeting
03/03/11 - 12 Noon Long-Term Planning Meeting
03/28//11 - 12 Noon Called Meeting for PH & Adoption of Ord. #
(Annexation of 23.065 acres south of Dripping Springs Road and west of Cedar Park Village)
04/21/11 - 12 Noon Budget Planning Meeting in Council Chambers
06/17/11 - 8:00 AM Budget Workshop in Council Chambers
06/23/11 - 12 Noon Joint Meeting with SEDCO Board (Ramp Rev.)

07/04/11 - Independence Day - No Meeting Called for 07/05/11
09/05/11 - Labor Day / Called Council Meeting on 09/06/11
~~09/22/11 - 12 Noon Called Joint Meeting with SEDCO Board~~
10/03/11 - 5:15 PM Called Joint meeting with SEDCO Board
10/24/11 - 12 Noon Called Meeting for Annexation Ordinance
(U.S. Highway 82 and S.H. 289)
11/08/11 - City Council Election
11/16/11 - 12 Noon Called Meeting to Canvass Election Results

2012
CITY COUNCIL MEETINGS

JANUARY

Sun	Mon	Tue	Wed	Thu	Fri	Sat
1	**2**	**3**	4	5	6	7
8	9	10	11	12	13	14
15	**16**	17	18	19	20	21
22	23	24	25	26	27	28
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FEBRUARY

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MARCH

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18	**19**	20	21	22	23	24
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APRIL

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MAY

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JUNE

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17	**18**	19	20	21	22	23
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JULY

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29	30	31				

AUGUST

Sun	Mon	Tue	Wed	Thu	Fri	Sat
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19	**20**	21	22	23	24	25
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SEPTEMBER

Sun	Mon	Tue	Wed	Thu	Fri	Sat
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OCTOBER

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NOVEMBER

Sun	Mon	Tue	Wed	Thu	Fri	Sat
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18	**19**	20	21	22	23	24
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DECEMBER

Sun	Mon	Tue	Wed	Thu	Fri	Sat
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16	**17**	18	19	20	21	22
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30	31					

01/02/12 - New Year's Day Holiday / Called Meeting on 01/03/12
01/16/12 - M.L.K., Jr. Birthday / Regular Council Meeting
02/20/12 - Washington's Birthday / Regular Council Meeting
09/03/12 - Labor Day / Called Council Meeting on 09/04/12

SHERMAN CITY COUNCIL
Agenda Communication Form

From: The Office of the City Manager **Date:** 11-7-2011

Subject: Agenda Item No. D.6

**** OTHER BUSINESS***
Approval of the 2011 Ad Valorem Tax Roll Value and Tax Levy

Issue
To consider approval of the Ad Valorem Tax Roll Value and Tax Levy for fiscal year 2011-2012

Background
In accordance with Texas Property Tax Code Section 26.09(e), the Council must approve the final tax roll value and related tax levy. The 2011 tax year represents taxes that will be collected during the City's 2011-2012 fiscal year. The Grayson County Tax Assessor/Collector's office has provided the taxable value as $2,219,684,153.00, which equates to a levy of $7,072,122.74 based on the City's total tax rate of $.32000/$100.00 valuation.

Origination
Finance

Financial Consideration
There is no financial consideration to approving this tax levy.

Staff Recommendation
It is recommended that the Council approve the 2011 Tax Roll Value and 2011 Tax Levy at the amounts reflected above.

Alternatives
As this process is required by the Texas Property Tax Code, there are no alternatives.

Attachments
Letter of Value/Levy from Grayson County Tax Assessor/Collector dated October 19, 2011

Prepared by:
Robby Hefton, Assistant City Manager/CFO

Approved by:
George Olson, City Manager

COURTHOUSE
100 W. HOUSTON • SUITE 11
P.O. BOX 2107
SHERMAN, TEXAS 75091-2107

OFFICE OF
JOHN W. RAMSEY
ASSESSOR AND COLLECTOR OF TAXES
GRAYSON COUNTY
www.co.grayson.tx.us

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Fax: (903) 893-4973
e-mail: ramseyj@co.grayson.tx.us

October 19, 2011

VALUE/LEVY

Mr. Robbie Hefton, Chief Financial Officer/
Assistant City Manager
City of Sherman
400 N. Rusk Street
Sherman, Texas 75090

Dear Mr. Hefton:

Re: Section 26.09(e) SPTC

Please have your district approve your 2011 Tax Roll Values and return to me as soon as possible. These figures are actual tax roll value and tax levy billed figures.

2011 Tax Roll Value	$	2,219,684,153
2011 Tax Levy	$	7,072,122.74
2011 Special Assessment Levy	$	8,100.60

If you have any questions, please contact me.

Very truly yours,

John Ramsey
Assessor and Collector of Taxes

JR:kb

City Secretary

City Mayor

SHERMAN CITY COUNCIL
Agenda Communication Form

From: The Office of the City Manager **Date:** 11-7-2011

Subject: Agenda Item No. D.7

**** OTHER BUSINESS***

Approve Quarterly Investment Reports for Period Ending September 30, 2011

Issue

To approve the Investment Reports for the quarterly period ending September 30, 2011

Background

These reports are being presented in accordance with the state law that requires at least quarterly presentation to the Council. The report was given to the Investment Committee prior to submittal to the Council. Two portfolios will be addressed: Operating Portfolio and Debt Proceeds Portfolio.

As of September 30, 2011, both portfolios were in compliance with applicable state laws and the City's internal Investment Policy. The Operating Portfolio had a book value of about $21.0 million, down about $0.8 million from three months ago due to seasonally slow property tax collections during the period. This portfolio is appropriately liquid; and its weighted-average maturity increased to about 262 days, up from 204 days last period, because of investments made during the quarter. The portfolio yield of 0.58% for the quarter is higher than the benchmark yield of 0.04%. The portfolio value on the City's books is essentially equal to the market value of the overall portfolio.

The Debt Proceeds Portfolio balance decreased about $1.8 million due to payments made for construction projects during the period. The portfolio remains adequately liquid, with all of the funds available within one day. Its yield of 0.11% for the quarter was slightly higher than the benchmark yield of 0.04%. The portfolio value on the City's books is essentially equal to the market value of the overall portfolio.

Origination

Finance

Financial Consideration

None

Staff Recommendation

It is recommended that the Council accept the report as presented.

Alternatives

The Council could offer suggestions for improvement or could request more frequent reporting.

Attachments

Memo to Investment Committee; Investment reports and related schedules

Prepared by:
Robby Hefton, Assistant City Manager/CFO

Approved by:
George Olson, City Manager

memorandum

DATE: Wednesday, November 2, 2011

TO: The Investment Committee
Deputy Mayor Willie Steele and Council Member Robert G. Softly
City Manager George Olson

FROM: Robby Hefton, Assistant City Manager/CFO RH

SUBJECT: Investment Reports for Quarter ended September 30, 2011

Enclosed is a copy of the quarterly investment reports for the quarter ended September 30, 2011. Reports are included for the two major portfolios - the operating portfolio and the CO Debt portfolio. Each of these reports reflects that, as of that date, the City was in compliance with all applicable state laws as well as the City's Investment Policy. Portfolio balances generally decline during this quarter each year because of seasonally slow property tax collections.

The total operating portfolio balance of about $21.0 million had a weighted-average maturity of about 262 days, up from 204 days last quarter because of securities purchased during the period. The portfolio yield of 0.58% was higher than our benchmark 180-day T-Bill yield, which was 0.04%; and book value closely approximated market value.

Also, as of September 30, 2011, all of the CO Debt Proceeds was invested in pooled investments, together yielding 0.11%, right at the yield of the benchmark 180-day T-Bill rate. The Debt Proceeds portfolio balance decreased by about $1.8 million during the quarter because of payments related to capital construction.

This investment report will be on the November 7, 2011 City Council Agenda for their review and approval. Please call me if you have any questions about this item.

RH:pc

attachments (as stated above)

Sherman

CITY OF SHERMAN, TX
Investment Report Summary
September 30, 2011

This report complies with the requirements of the public funds investment law and covers all the funds of the City of Sherman that are subject to that law. At September 30, 2011 investment book value was about $21.0 million and had decreased by approximately $0.8 million from three months prior. Decreases in investment balances are customary during this quarter each year due to seasonally slow property tax collections. The City's investment portfolio includes interest-bearing demand deposits, bank time deposits, investment pools that strive to maintain a 100% net asset value, and U.S. Agency securities.

The City was in compliance with all provisions of the investment policy and the Public Funds Investment Act as of September 30, 2011. The weighted-average maturity of the portfolio increased to about 262 days at September 30, 2011 compared to about 204 days at June 30, 2011 due to investment purchases.

The market value of the portfolio was 100.07% of book value as of September 30, 2011. The portfolio yield of 0.58% at September 30, 2011 was higher than the benchmark yield on the 180-day T-Bill, which was 0.04%.

Four securities matured and three securities were called during the quarter with a total par value of about $5.8 million. One CD matured with a par of about $1.0 million. Four securities were purchased with a par value of $3.4 million and one CD was added with a par value of $1.5 million. Accrued interest of about $10,000 was added to time deposit principal. All other transactions were routine.

The following schedules are also a part of this investment report.

Robby Hefton

Robby Hefton, Assistant City Manager/CFO
and City of Sherman Investment Officer

Mary Lawrence

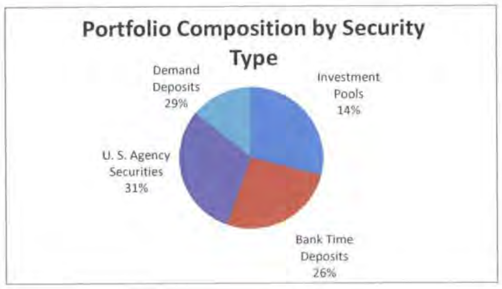
Mary Lawrence, Controller and City of
Sherman Investment Officer

CITY OF SHERMAN, TX
Detailed Investment Report
As of September 30, 2011

Investment	Par	VALUES - JUNE 30, 2011		Book Increase/(Decrease)		Market Increase/(Decrease)		VALUES - SEPTEMBER 30, 2011	
		Book	Market	Purchases/ (Withdrawals)	Accruals/ Amortizations	Purchases & (Withdrawals)	Change In Market Price	Book	Market
DEMAND DEPOSITS									
Depository Bank		$ 4,010,788	$ 4,010,788	$ 1,371,013	$ -	$ 1,371,013	$ -	$ 5,381,801	$ 5,381,801
Depository Bank-TIF Funds		927,873	927,873	(187,089)	-	(187,089)	-	740,785	740,785
		4,938,661	4,938,661	1,183,924	-	1,183,924	-	6,122,586	6,122,586
BANK TIME DEPOSITS									
Certificate of Deposit 1.4% 7/19/2011		1,024,488	1,024,488	(1,024,488)	-	(1,024,488)	-	-	-
Certificate of Deposit 1.5% 12/3/2011		1,015,085	1,015,085	3,837	-	3,837	-	1,018,922	1,018,922
Certificate of Deposit 0.91% 4/1/2012		1,017,912	1,017,912	(13,314)	-	(13,314)	-	1,004,598	1,004,598
Certificate of Deposit 1.61% 5/3/2012		1,016,197	1,016,197	4,124	-	4,124	-	1,020,321	1,020,321
Certificate of Deposit 1.00% 9/16/2012		1,007,496	1,007,496	2,542	-	2,542	-	1,010,038	1,010,038
Certificate of Deposit 0.70% 8/11/2013		-	-	1,500,000	-	1,500,000	-	1,500,000	1,500,000
		5,081,178	5,081,178	472,701	-	472,701	-	5,553,879	5,553,879
INVESTMENT POOLS									
Tex-Pool		1,554,502	1,554,580	-	319	-	303	1,554,821	1,554,883
TexStar		1,379,264	1,379,465	-	301	-	237	1,379,565	1,379,703
		2,933,766	2,934,045	-	620	-	541	2,934,386	2,934,586
SECURITY INVESTMENTS									
FNMA .625% 7/27/2011	300,000	300,000	300,061	(300,000)	-	(300,000)	(61)	-	-
FNMA 3.625% 8/15/2011	1,000,000	1,003,778	1,004,306	(1,000,000)	(3,778)	(1,000,000)	(4,306)	-	-
FHLB 2.1% 9/6/2011	500,000	501,151	501,805	(500,000)	(1,151)	(500,000)	(1,805)	-	-
FHLB 3.75% 9/9/2011	1,030,000	1,036,081	1,037,038	(1,030,000)	(6,081)	(1,030,000)	(7,038)	-	-
FHLB 1.13% 12/9/2011	1,000,000	1,001,172	1,004,397	-	(666)	-	(2,537)	1,000,506	1,001,860
FHLMC 1.13% 7/27/2012	1,000,000	1,006,167	1,007,957	-	(1,444)	-	(1,389)	1,004,723	1,006,568
FHLMC .75% 10/19/2012; called 7/19/1	1,000,000	1,000,000	1,000,213	(1,000,000)	-	(1,000,000)	(213)	-	-
FNMA .75% 12/28/2012	1,000,000	998,153	1,004,720	-	310	-	525	998,463	1,005,245
FNMA .86% 1/28/2013; called 7/28/11	1,000,000	998,478	1,000,382	(1,000,000)	1,522	(1,000,000)	(382)	-	-
FMUC .60% 8/22/2013	1,000,000	-	-	1,000,000	-	1,000,000	(719)	1,000,000	999,281
FHLB 2.63% 9/13/2013	400,000	-	-	417,028	(1,520)	417,028	4	415,508	417,032
FNMA 1.13% 9/30/2013	1,000,000	-	-	1,011,463	(1,001)	1,011,463	1,500	1,010,462	1,012,963
FHLB.875% 12/27/2013; called 9/28/11	1,000,000	1,000,000	998,902	(1,000,000)	-	(1,000,000)	1,098	-	-
FFCB .69% 6/2/2014	1,000,000	-	-	1,000,000	-	1,000,000	(1,764)	1,000,000	998,236
		8,844,980	8,859,780	(2,401,509)	(13,809)	(2,401,509)	(17,086)	6,429,662	6,441,185
		21,798,585	**21,813,665**	**($744,884)**	**($13,189)**	**($744,884)**	**($16,545)**	**$21,040,513**	**$21,052,236**

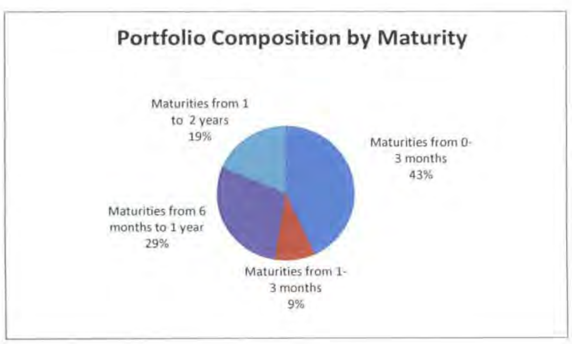
CITY OF SHERMAN, TX
Comparison of Portfolio to Policy Limits
As of September 30, 2011

LIMITS ON TYPES OF SECURITIES	Target Investment Level	Portfolio Cap	Actual Percentage of Portfolio	% Variance Policy Limits
Demand Deposits	100%	100%	29.10%	**70.90%**
Bank Time Deposits	25%	30%	26.40%	**3.60%**
U. S. Treasury Securities	80%	85%	0.00%	**85.00%**
U. S. Agency Securities	45%	50%	30.56%	**19.44%**
Investment Pools	45%	50%	13.95%	**36.05%**
State of Texas Obligations	45%	50%	0.00%	**50.00%**



LIMITS ON MATURITIES	Minimum Allowable Percentage of Portfolio	Actual Percentage of Portfolio	% Variance Policy Limits
Available within 1 month	25%	43.05%	**18.05%**
Available within 3 months	33%	52.64%	**19.64%**
Available within 6 months	45%	52.64%	**7.64%**
Available within 1 year	60%	71.84%	**11.84%**
Available within 2 years	70%	90.49%	**20.49%**
Available within 3 years	80%	100.00%	**20.00%**
Available within 4 years	90%	100.00%	**10.00%**
Available within 5 years	100%	100.00%	**0.00%**

	Maximum Allowable	Actual Average Maturity	Policy Limit Days Available
Weighted Average Days to Maturity	976	261.76	**714.24**



CITY OF SHERMAN, TX

Calculation of Weighted Average Maturity and Yield
As of September 30, 2011

	S&P Rating	Market Value	Book Value	# of Days To Maturity	Original Yield to Maturity	Percent of Portfolio
Demand Deposits						
Depository Bank		$5,381,801	$ 5,381,801	0	0.15%	25.58%
Depository Bank -TIF Funds		740,785	740,785	0	0.15%	3.52%
		6,122,586	6,122,586			29.10%
Bank Time Deposits						
Certificate of Deposit 1.5% 12/3/2011		1,018,922	1,018,922	64	1.51%	4.84%
Certificate of Deposit 0.91% 4/1/2012		1,004,598	1,004,598	184	0.91%	4.77%
Certificate of Deposit 1.61% 5/3/2012		1,020,321	1,020,321	216	1.62%	4.85%
Certificate of Deposit 1.00% 9/16/2012		1,010,038	1,010,038	352	1.00%	4.80%
Certificate of Deposit 0.70% 8/11/2013		1,500,000	1,500,000	681	0.70%	7.13%
		5,553,879	5,553,879			26.40%
Investment Pools						
Tex-Pool	AAAm	1,554,883	1,554,821	1	0.08%	7.39%
TexStar	AAAm	1,379,703	1,379,565	1	0.09%	6.56%
		2,934,586	2,934,386			13.95%
Federal Securities and Notes						
FHLB 1.13% 12/9/2011	AAA	1,001,860	1,000,506	70	1.09%	4.76%
FHLMC 1.13% 7/27/2012	AAA	1,006,568	1,004,723	301	0.71%	4.78%
FHLMC .75% 12/28/2012	AAA	1,005,245	998,463	455	0.88%	4.75%
FHLMC .60% 8/22/2013	AAA	999,281	1,000,000	819	0.60%	4.75%
FHLB 2.63% 9/13/2013	AAA	417,032	415,508	714	0.61%	1.97%
FNMA 1.13% 9/30/2013	AAA	1,012,963	1,010,462	731	0.60%	4.80%
FFCB .69% 6/2/2014	AAA	998,236	1,000,000	976	0.69%	4.75%
		6,441,185	6,429,662			30.56%
TOTAL		$21,052,236	$21,040,513			100.00%

Weighted Average Maturity

	Actual	Maximum
Weighted Average Days to Maturity	261.76	500
Weighted Average Days to Maturity-Operating (ex.depository bank-checking)	369.19	500

Weighted Average Yield

Weighted Average Yield	0.58%
Weighted Average Yield - Operating (excluding depository bank-checking)	0.75%
Target Yield to Maturity of 180 day T-Bill at September 30, 2011	0.04%

CITY OF SHERMAN, TX
Market Value Analysis
As of September 30, 2011

CHANGES IN MARKET VALUE:

BEGINNING VALUE - June 30, 2011		$21,813,665
INVESTMENT ACTIVITY:		
Purchases	4,938,994	
Maturities	(6,867,802)	
Net Changes in Market Price	(17,086)	
		(1,945,893)
Bank and Pooled Investment Deposits/(Withdrawals) - Net		1,184,465
ENDING VALUE - September 30, 2011		**$21,052,236**

COMPARISON OF BOOK VALUE TO MARKET VALUE:

BEGINNING VALUE - June 30, 2011			
	Market Value	$21,813,665	
	Book Value	$21,798,585	
	Ratio of Market Value to Book Value		100.07%
ENDING VALUE - September 30, 2011			
	Market Value	$21,052,236	
	Book Value	$21,040,513	
	Ratio of Market Value to Book Value		100.06%

CITY OF SHERMAN, TX
Quarter to Date Investment Transaction Report
As of September 30, 2011

PURCHASES

Date	Type		Principal Purchase Price		Par Value	Yield/Int. Discount Rate	Maturity Date
7/19/2011	CD .70%	$	1,500,000	$	1,500,000	0.70%	8/11/2013
7/22/2011	FNMA 1.13%	$	1,011,463	$	1,000,000	0.60%	9/30/2013
7/22/2011	FHLB 2.63%	$	417,028	$	400,000	0.61%	9/13/2013
8/03/2011	CD 1.5%	$	3,837	$	3,837	1.51%	12/3/2011
8/03/2011	CD 1.61%	$	4,124	$	4,124	1.62%	5/3/2012
8/22/2011	FMUC .60%	$	1,000,000	$	1,000,000	0.60%	8/22/2013
9/6/2011	FFCB .69%	$	1,000,000	$	1,000,000	0.69%	6/2/2014
9/16/2011	CD 1.00%	$	2,542	$	2,542	1.00%	9/16/2012
	Total Purchases	**$**	**4,936,453**	**$**	**4,910,503**		

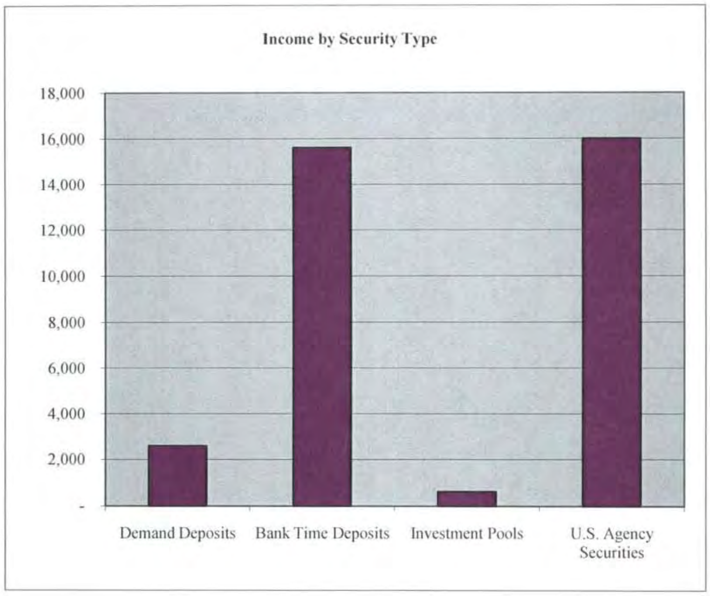
MATURITIES

Date	Type		Par Value	Yield/Int. Discount Rate
7/19/2011	CD 1.40%	$	1,024,488	1.41%
7/19/2011	FHLMC .75%	$	1,000,000	0.08%
7/27/2011	FNMA.625%	$	300,000	0.63%
7/28/2011	FNMA .75%	$	1,000,000	0.96%
8/15/2011	FNMA 3.625%	$	1,000,000	0.62%
9/1/2011	CD .91%	$	13,314	0.91%
9/6/2011	FHLB 2.1%		500,000	0.71%
9/9/2011	FHLB 3.75%	$	1,030,000	0.69%
9/28/2011	FHLB .875%	$	1,000,000	0.88%
	Total Maturities	**$**	**6,867,802**	

CITY OF SHERMAN, TX
Interest Receivable and Earned Interest Income
September 30, 2011

Investment	Original Yield	Interest Receivable June 30, 2011	Purchased Interest	Interest Received	Coupon Interest	Interest Receivable September 30, 2011	Amortization/ Accretion	Earned Interest Income
DEMAND DEPOSITS								
Depository Bank	0.15%	$ -	$ -	$ 2,284	2,284	$ -	$ -	$ 2,284
Depository Bank-TIF Funds	0.15%	-	-	303	303	-	-	303
		-	-	2,588	2,588	-	-	2,588
TIME DEPOSITS								
Certificate of Deposit 1.5% 12/3/2011	1.51%	2,419	-	3,837	3,847	2,429	-	3,847
Certificate of Deposit 1.4% 7/19/2011	1.41%	2,826	-	3,576	750	-	-	750
Certificate of Deposit 0.91% 4/1/2012	0.91%	3,073	-	4,589	2,245	729	-	2,245
Certificate of Deposit 1.61% 5/3/2012	1.62%	2,600	-	4,124	4,134	2,610	-	4,134
Certificate of Deposit 1.00% 9/16/2012	1.00%	388	-	2,542	2,540	387	-	2,540
Certificate of Deposit .70% 8/11/2013	0.70%	-	-	-	2,100	2,100	-	2,100
		11,306	-	18,668	15,616	8,254	-	15,616
INVESTMENT POOLS								
Tex-Pool	0.08%	-	-	319	319	-	-	319
TexStar	0.09%	-	-	301	301	-	-	301
		-	-	620	620	-	-	620
SECURITY INVESTMENTS								
FNMA .625% 7/27/2011	0.63%	802	-	938	136	-	-	136
FNMA 3.625% 8/15/2011	0.62%	13,594	-	18,125	4,531	-	(3,778)	753
FHLB 2.1% 9/6/2011	0.71%	3,296	-	5,250	1,954	-	(1,151)	803
FHLB 3.75% 9/9/2011	0.69%	11,909	-	19,313	7,404	-	(6,081)	1,323
FHLB 1.13% 12/9/2011	0.86%	674	-	-	2,774	3,448	(666)	2,108
FHLMC 1.13% 7/27/2012	0.55%	4,779	-	5,625	2,846	2,000	(1,444)	1,402
FHLMC .75% 10/19/2012; called 7/19/1	0.75%	3,334	-	3,750	416	0	-	416
FHLMC .75% 12/28/2012	0.88%	42	-	-	1,890	1,932	310	2,201
FNMA .86% 1/28/2013; called 7/28/11	0.96%	3,583	-	4,300	717	-	1,522	2,239
FHLB .875% 12/27/2013; called 9/28/1	0.88%	72	-	2,188	2,115	-	-	2,115
FMUC .60% 8/22/2013	0.60%	-	-	-	648	648	-	648
FHLB 2.63% 9/13/2013	2.63%	-	3,850	5,250	1,890	490	(1,520)	370
FNMA 1.13% 9/30/2013	0.60%	-	3,594	5,625	2,031	-	(1,001)	1,030
FFCB .69% 6/2/2014	0.69%	-	-	-	454	454	-	454
		42,085	7,444	70,364	29,806	8,972	(13,809)	15,997
		$53,391	**$7,444**	**$92,239**	**$48,630**	**$17,226**	**($13,809)**	**$34,821**

CITY OF SHERMAN, TX
Income by Security Type
September 30, 2011



CITY OF SHERMAN, TX
CO Debt Proceeds
Investment Report Summary
September 30, 2011

This report complies with the requirements of the public funds investment law and covers the Certificate of Obligation Debt Proceeds of the City of Sherman that is subject to that law. At September 30, 2011, investment book value was about $0.7 million and had decreased by approximately $1.8 million from the previous quarter due to payments for construction projects and for debt service. The City's investment portfolio includes interest-bearing demand deposits and investment pools that strive to maintain a 100% net asset value.

The City was in compliance with all provisions of the investment policy and the Public Funds Investment Act as of September 30, 2011. The weighted-average maturity of the portfolio was 1 day at September 30, 2011.

The market value of the portfolio was 100.01% of book value as of September 30, 2011.

The portfolio yield of 0.11% at September 30, 2011 was slightly higher than the benchmark yield of .04% on the 180-day T-Bill.

All other transactions were routine.

The following schedules are also a part of this investment report.

Robby Hefton

Robby Hefton, Assistant City Manager/CFO
and City of Sherman Investment Officer

Mary Lawrence

Mary Lawrence, Controller and City of
Sherman Investment Officer

CITY OF SHERMAN, TX
CO Debt Proceeds
Detailed Investment Report - Debt Proceeds
As of September 30, 2011

Investment	VALUES - June 30, 2011		Book Increase/(Decrease)		Market Increase/(Decrease)		VALUES - September 30, 2011	
	Book	Market	Purchases/ (Withdrawals)	Accruals/ Amortizations	Purchases & (Withdrawals)	Change In Market Price	Book	Market
DEMAND DEPOSITS								
Depository Bank-TIF	$ 293,527	$ 293,527	$ -	$ 111	$ -	$ 111	$ 293,638	$ 293,638
INVESTMENT POOLS								
TexStar-2009A Bonds	2,224,932	2,225,257	(1,848,025)	207	(1,848,025)	(80)	377,114	377,152
	2,224,932	2,225,257	(1,848,025)	207	(1,848,025)	(80)	377,114	377,152
	$2,518,459	**$2,518,784**	**($1,848,025)**	**$318**	**($1,848,025)**	**$31**	**$670,752**	**$670,790**

CITY OF SHERMAN, TX
CO Debt Proceeds
Comparison of Portfolio to Policy Limits
As of September 30, 2011

LIMITS ON MATURITIES	Minimum Allowable Percentage of Portfolio	Actual Percentage of Portfolio	% Variance Policy Limits
Cash Demands within 1 month	100.00%	100.00%	**0.00%**
Cash Demands within 3 months	100.00%	100.00%	**0.00%**
Cash Demands within 6 months	100.00%	100.00%	**0.00%**
Cash Demands within 1 year	100.00%	100.00%	**0.00%**
Cash Demands within 2 years	100.00%	100.00%	**0.00%**

	Maximum Allowable	Actual Average Maturity	Policy Limit Days Available
Weighted Average Days to Maturity	500	1.00	**499.00**

CITY OF SHERMAN, TX
CO Debt Proceeds
Calculation of Weighted Average Maturity and Yield
As of September 30, 2011

Demand Deposits	Market Value	Book Value	# of Days To Maturity	Original Yield to Maturity	Percent of Portfolio
Depository Bank	$ 293,638	$ 293,638	0	0.15%	43.78%
Investment Pools					
Tex-Star-2009A Bonds	377,152	377,114	1	0.09%	56.22%
TOTAL	**$ 670,790**	**$ 670,752**			**100.00%**

Weighted Average Maturity	
Weighted Average Days to Maturity	1
Weighted Average Days to Maturity-Operating (ex.depository bank)	1

Weighted Average Yield	
Weighted Average Yield	0.11%
Weighted Average Yield-Operating (excluding depository bank)	0.09%
Yield to Maturity of 180 day T-Bill at September 30, 2011	0.04%

CITY OF SHERMAN, TX
CO Debt Proceeds
Market Value Analysis
As of September 30, 2011

CHANGES IN MARKET VALUE:

BEGINNING VALUE - June 30, 2011		$2,518,784
INVESTMENT ACTIVITY:		
Purchases	-	
Maturities	-	
Net Changes in Market Price	-	
		-
Bank and Pooled Investment Deposits/(Withdrawals) - Net		($1,847,994)
ENDING VALUE - September 30, 2011		**$670,790**

COMPARISON OF BOOK VALUE TO MARKET VALUE:

BEGINNING VALUE - June 30, 2011

Market Value	$2,518,784	
Book Value	$2,518,459	
Ratio of Market Value to Book Value		100.01%

ENDING VALUE - September 30, 2011

Market Value	$670,790	
Book Value	$670,752	
Ratio of Market Value to Book Value		100.01%

CITY OF SHERMAN, TX
CO Debt Proceeds
Quarter To Date Investment Transaction Report
As of September 30, 2011

PURCHASES

There were no purchases during the period.

MATURITIES

There were no maturities during the period.

CITY OF SHERMAN, TX
CO Debt Proceeds
Interest Receivable and Earned Interest Income
As of September 30, 2011

Investment	Original Yield	Interest Receivable September 30, 2010	Purchased Interest	Interest Received	Coupon Interest	Interest Receivable December 31, 2010	Amortization/ Accretion	Earned Interest Income
DEMAND DEPOSITS								
Depository Bank-TIF	0.15%	$ -	$ -	$ 111	$ 111	$ -	$ -	$ 111
INVESTMENT POOLS								
TexStar - 2009A Bonds	0.09%	-	-	207	207	-	-	207
		-	-	207	207	-	-	207
		$ -	$ -	$318	$318	$ -	$ -	$318

SHERMAN CITY COUNCIL
Agenda Communication Form

From: The Office of the City Manager **Date:** 11-7-2011

Subject: Agenda Item No. D.8

CITIZEN REQUESTS

The Honorable Bill Magers, Mayor

SHERMAN CITY COUNCIL
Agenda Communication Form

From: The Office of the City Manager **Date:** 11-7-2011

Subject: Agenda Item No. D.9

MEDIA QUESTIONS

The Honorable Bill Magers, Mayor

SHERMAN CITY COUNCIL
Agenda Communication Form

From: The Office of the City Manager **Date:** 11-7-2011

Subject: Agenda Item No. D.10

APPOINT/REMOVE OR CONSIDER QUALIFICATIONS
TO BOARDS AND COMMISSIONS
(a) Parks and Recreation Advisory Board (1)

Issue
The Parks and Recreation Advisory Board term for Trent Bass expires on November 8, 2011. Mr. Bass is eligible and does wish to be reappointed. There are no other applications on file for the Parks and Recreation Advisory Board.

Background
The Parks and Recreation Advisory Board advises the City Council on long-range planning and the implementation of programs and activities conducted by the Parks and Recreation Department.

Origination
The reappointment originated with the City Clerk's Office.

Financial Consideration
There is no financial consideration to the City.

Staff Recommendation
It is recommended that the City Council consider a reappointment to the Parks and Recreation Advisory Board.

Alternatives
The City Council could choose not to make a reappointment.

Attachments
A membership roster, fact sheet, applicant list, and reappointment letter are attached.

Prepared by:
Linda Ashby, City Clerk

Approved by:
George Olson, City Manager

MEMBERSHIP ROSTER

<u>PARKS & RECREATION BOARD</u>

LENGTH OF TERMS: TWO YEARS
Ord. 4112 Consecutive Term Limit (3)*effective 7/24/89

MEMBER	DISTRICT	TERM BEGINS	TERM EXPIRES	TERMS	MEMBERSHIP REQUIREMENTS
Jason Howard	3	A 5/17/2011	5/17/2013	1	
Aaron Wilson	3	A 12/8/2009	12/8/2011	1	
Lauren Alexis Bolin	1	A 5/17/2011	5/17/2013		
Michael Gillum	2	A 10/4/2011	10/4/2013	1	
Donald L. Ward	1	A 12/8/2009	12/8/2011	1	
John Murphy	1	A 10/6/2009 R 10/6/2011	10/6/2011 10/6/2013	1 2	
Trent Bass	1	U 3/17/2009 R 11/8/2009	11/8/2009 11/8/2011	0 1	

NOTE:

Chair: Trent Bass — Term: October 2009
Vice Chair:

CITY STAFF: Kevin Winkler, Parks and Recreation Administrator
Revised 10/4/2011

FACT SHEET

PARKS AND RECREATION BOARD

Established by ORDINANCE 3181 – MARCH 28, 1977

1. Number of Members: SEVEN (7)
2. Term of Appointment: TWO (2) YEARS
3. Consecutive Term Rule: THREE (3) TERMS – ORDINANCE 4112 (7/24/89)
4. Qualifications for Membership: INTEREST IN PROGRAMS AND ACTIVITIES CONDUCTED BY PARKS AND RECREATION DEPARTMENT. A STUDENT OF SHERMAN HIGH SCHOOL DESIGNATED BY STUDENT COUNCIL, AND THE DIRECTOR OF PARKS AND RECREATION SHALL BE EX-OFFICIO,NON-VOTING MEMBERS
5. Appointed by: MAYOR AND CITY COUNCIL
6. Board Organization

   CHAIRPERSON _E_ VICE CHAIRPERSON ____ SECRETARY _A____

   ELECTED ___ APPOINTED ____
7. Departmental Responsibility: PARKS AND RECREATION DEPARTMENT
8. Meeting Date: FIRST WEDNESDAY OF EACH MONTH
9. Attendance Requirements: WILL FORFEIT SEAT BY MISSING 3 CONSECUTIVE MEETING WITHOUT GOOD CAUSE

==

PURPOSE:
To assist in long-range planning and implementation of programs and activities conducted by the Parks and Recreation Department.

RESPONSIBILITIES:
Advise concerning future development; to study and make recommendations concerning additional park land or sites; and to recommend means for maximum utilization of facilities.

APPLICANT LIST

Parks and Recreation Advisory Board **Positions Vacant** __1__

Applicant	Address	District	Qualifications
Trent Bass	7 Vancouver Place	1	Current Member – Wishes to be Reappointed

COMMENTS:

SHERMAN

PUBLIC RECORDS DEPARTMENT
Phone No. (903) 892-7204
Fax No. (903) 892-7394

RECEIVED
OCT 2011
in the
CITY CLERK'S
OFFICE

October 5, 2011

Trent Bass
7 Vancouver Place
Sherman, Texas 75092

RE: Parks and Recreation Advisory Board

Dear Mr. Bass:

Your term on the Parks and Recreation Advisory Board expires on November 8, 2011. You are eligible for reappointment to the Board. Please let me know whether or not you are interested in reappointment to this board by checking the appropriate statement at the bottom of this letter and returning a copy to me at the address below. If you have any questions or need additional information, please don't hesitate to contact me.

Best regards,

Linda Ashby

Linda Ashby
City Clerk

cc: Kevin Winkler, Parks and Recreation Administrator

X I do wish to be considered for reappointment to this board

____ I do not wish to be considered for reappointment to this board

Signature

10/14/11
Date

Please return to: City of Sherman
City Clerk's Office
P.O. Box 1106
Sherman, Texas 75091-1106

SHERMAN CITY COUNCIL
Agenda Communication Form

From: The Office of the City Manager **Date:** 11-7-2011

Subject: Agenda Item No. D.11

COUNCIL COMMENTS

The Honorable Bill Magers, Mayor

SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager **Date:** 11-7-2011

Subject: Agenda Item No. E.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 551.074 **Personnel Matters**

(a) **Consider the Qualifications, Appointment and Removal of Members to Boards and Commissions:**

(1) **Planning and Zoning Commission (3)**

The Honorable Bill Magers, Mayor

SHERMAN CITY COUNCIL
Agenda Communication Form

From: The Office of the City Manager **Date:** 11-7-2011

Subject: Agenda Item No. F.1

OPEN MEETING
Reconvene into Open Meeting and consider action, if any, on items discussed in Executive Session

The Honorable Bill Magers, Mayor

SHERMAN CITY COUNCIL
Agenda Communication Form

From: The Office of the City Manager **Date:** 11-7-2011

Subject: Agenda Item No. F.2

ADJOURNMENT

The Honorable Bill Magers, Mayor

SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager **Date:** 11-7-2011

Subject: Agenda Item No. N/A

COUNCIL CALENDAR

2011

CITY COUNCIL MEETINGS

JANUARY

Sun	Mon	Tue	Wed	Thu	Fri	Sat
						1
2	~~3~~	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

FEBRUARY

Sun	Mon	Tue	Wed	Thu	Fri	Sat
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28					

MARCH

Sun	Mon	Tue	Wed	Thu	Fri	Sat
		1	2	3	4	5
6	7	8	9	19	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

APRIL

Sun	Mon	Tue	Wed	Thu	Fri	Sat
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

MAY

Sun	Mon	Tue	Wed	Thu	Fri	Sat
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

JUNE

Sun	Mon	Tue	Wed	Thu	Fri	Sat
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30		

JULY

Sun	Mon	Tue	Wed	Thu	Fri	Sat
					1	2
3	4	~~5~~	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

AUGUST

Sun	Mon	Tue	Wed	Thu	Fri	Sat
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

SEPTEMBER

Sun	Mon	Tue	Wed	Thu	Fri	Sat
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	

OCTOBER

Sun	Mon	Tue	Wed	Thu	Fri	Sat
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

NOVEMBER

Sun	Mon	Tue	Wed	Thu	Fri	Sat
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30			

DECEMBER

Sun	Mon	Tue	Wed	Thu	Fri	Sat
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

01/03/11 - January 3rd Council meeting cancelled
01/17/11 - M.L.K., Jr. Birthday / Regular Council Meeting
02/21/11 - Washington's Birthday / Regular Council Meeting
03/03/11 - 12 Noon Long-Term Planning Meeting
03/28//11 - 12 Noon Called Meeting for PH & Adoption of Ord. #
(Annexation of 23.065 acres south of Dripping Springs Road and west of Cedar Park Village)
04/21/11 - 12 Noon Budget Planning Meeting in Council Chambers
06/17/11 - 8:00 AM Budget Workshop in Council Chambers
06/23/11 - 12 Noon Joint Meeting with SEDCO Board (Ramp Rev.)

07/04/11 - Independence Day - No Meeting Called for 07/05/11
09/05/11 - Labor Day / Called Council Meeting on 09/06/11
~~09/22/11 - 12 Noon Called Joint Meeting with SEDCO Board~~
10/03/11 - 5:15 PM Called Joint meeting with SEDCO Board
10/24/11 - 12 Noon Called Meeting for Annexation Ordinance
(U.S. Highway 82 and S.H. 289)
11/08/11 - City Council Election
11/16/11 - 12 Noon Called Meeting to Canvass Election Results