

**CITY OF SHERMAN
CITY COUNCIL REGULAR MEETING AGENDA
COUNCIL CHAMBERS OF THE CITY HALL
220 WEST MULBERRY STREET
SHERMAN, TEXAS
MONDAY, FEBRUARY 19, 2024
5:00 PM**

- A.1. CALL TO ORDER, QUORUM DETERMINED, MEETING DECLARED OPEN**
- A.2. PLEDGE OF ALLEGIANCE AND INVOCATION LED BY MAYOR DAVID PLYLER**
- A.3. APPROVE MINUTES OF THE REGULAR CITY COUNCIL MEETING OF FEBRUARY 5, 2024.**

Citizen Comments

B.1. CITIZEN COMMENTS

During this meeting, the City Council welcomes public comment only on agenda items listed under the Open Meeting portion of the agenda, in accordance with Texas Government Code Section 551.007. For items not listed on the agenda, those matters may be discussed with City staff during regular business hours, or with the Mayor or any Council member by contacting them at times other than at City Council meetings.

Consent Agenda

C.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

Special Presentations

D.1. SPECIAL PRESENTATION

Receive Update from Texas Department of Transportation Paris District Engineer Noel Paramanantham on TxDot Projects

D.2. SPECIAL PRESENTATION

Receive Report from TAPS Public Transit

Proclamations

E.1. PROCLAMATION

"Engineer's Week" - February 18 - 24, 2024

Public Hearing

F.1. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6695

Amending Sherman's Zoning Ordinance/Code Of Ordinances Chapter 14, To Rezone A Tract Of Land Consisting Of 0.496 Acres Being Lots 1, 2 And 3 Of The Northcreek Addition In The Alexander And Richards Survey, Abstract No. 42, City Of Sherman, Grayson County, Texas, Located At 5012-5020 Knollwood Road, Heretofore Zoned MF-30 (Multi Family Residential) District; Rezoning And Placing The Tract In The R-2F (Duplex Residential) District Zoning Classification, Young Enterprises, LP And Jose Menjivar (Owner) And

Copley Land Surveying (Surveyor) Providing For A Penalty Not To Exceed \$2,000.00; Providing A Repealing/Savings Clause, Severability Clause And An Effective Date

F.2. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6696

Amending Sherman's Zoning Ordinance/Code Of Ordinances Chapter 14, And Granting A Specific Use Permit To Allow A Mini-Warehouse (Self Storage) In A C-2 (General Commercial) District, Located At 2007-2011 Texoma Parkway And 2007 Texoma Drive, Consisting Of 5.924 Acres Being A Replat Of Lots 1 And 2, Block A Of First United Bank Addition And A Part Of Lot 5, Block 2 Of Teague Industrial Park Unit No. 2, City Of Sherman, Grayson County, Texas Ikon Group Opportunity Zone Fund, LLC (Owner), Kent Hughlett (Representative) And Helvey-Wagner Surveying (Surveyor); Prescribing Conditions To The Specific Use Permit; Providing A Penalty Not To Exceed \$2,000.00; Providing A Repealing/Savings Clause, Severability Clause And An Effective Date; Finding And Determining That The Meeting At Which This Ordinance Is Passed Was Noticed And Is Open To The Public As Required By Law

F.3. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6697

Amending Sherman's Zoning Ordinance/Code Of Ordinances Chapter 14, Repealing Ordinance 5358 And Granting A Specific Use Permit To Allow A Contractors or Construction Office, Equipment Sales, Service, Rental and Repair, with Outdoor Storage in a C-2 District/75&82 Overlay District Located At 2816 Texoma Parkway, City Of Sherman, Grayson County, Texas Risk Family Partnership (Owner), Doyle Moore (Representative) And Copley Land Surveying (Surveyor); Prescribing Conditions To The Specific Use Permit; Providing A Penalty Not To Exceed \$2,000.00; Providing A Repealing/Savings Clause, Severability Clause And An Effective Date

F.4. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6698

Amending Sherman's Zoning Ordinance/Code Of Ordinances Chapter 14, And Granting A Specific Use Permit To Allow A Schools; Elementary, High, College And Universities, Public, Private, Or Denominational In A R-6 (Single Family Residential) District, Located At 521 South Dewey Avenue, Consisting Of 9.863 Acres Being In The George B. Pilant Survey, Abstract Number 963, City Of Sherman, Grayson County, Texas Sherman Independent School District (Owner), Philip Varughese (Representative), Vlk Architects (Architect) And Teague Nall & Perkins (Surveyor); Prescribing Conditions To The Specific Use Permit; Providing A Penalty Not To Exceed \$2,000.00; Providing A Repealing/Savings Clause, Severability Clause And An Effective Date

F.5. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6699

Amending Sherman's Zoning Ordinance/Code Of Ordinances Chapter 14, And Granting A Specific Use Permit To Allow A School; Elementary, High, College And Universities, Public, Private, Or Denominational In A R-6 (Single Family Residential) District, Located At 501 West Taylor Street, Consisting Of 11.333 Acres Being In The J. B. McAnair Survey, Abstract Number 763, City Of Sherman, Grayson County, Texas Sherman Independent School District (Owner), Philip Varughese (Representative), Vlk Architects (Architect) And Teague Nall & Perkins (Surveyor); Prescribing Conditions To The Specific Use Permit; Providing A Penalty Not To Exceed \$2,000.00; Providing A Repealing/Savings Clause, Severability Clause And An Effective Date

F.6. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6700

Amending Sherman's Zoning Ordinance/Code Of Ordinances Chapter 14, To Rezone A Tract Of Land Consisting Of 2.61 Acres Being A Part Of The J.B Mcanair Survey, Abstract No. 763 And The Smith Mcglothlin Survey, Abstract No. 808, City Of Sherman, Grayson County, Texas, Located At 1800 Teague Street, Heretofore Zoned M-1 (Light Manufacturing) District; Rezoning And Placing The Tract In The C-1 (Retail Business) District Zoning Classification, One Grand Centre, Llc (Owner), Amanda North (Representative) And Underwood Drafting & Surveying (Surveyor) Providing For A Penalty Not To Exceed \$2,000.00; Providing A Repealing/Savings Clause, Severability Clause And An Effective Date

F.7. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6701

Closing and Abandoning the Platted Right of Way known as Sparrow Lane between Crockett Street and Walnut Street in the City of Sherman, Grayson County, Texas, as being shown in Volume 19, Page 55, and Volume 25, Page 559, Deed Records, Grayson County, Texas, and Being More Particularly Described as Tract "1" and Tract "2" in the Exhibit "A" Attached Hereto and Made a Part Hereof for all Purposes, Said Property Shall be Reserved as an Utility Easement for Public and Franchise Utilities the Right of Ingress and Egress to Same for Purposes of Operation, Maintenance, or Removal of such Utilities or until such Utilities shall be Abandoned or Relocated

F.8. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6702

Establishing Maximum, Reasonable and Prudent Rates of Speed on Certain Portions of U.S. Highway 75 and the Adjacent Frontage Roads in the Corporate Limits of Sherman, Grayson County, Texas; Fixing Penalties for Violation Thereof; Declaring an Emergency; Providing for Severability; Providing for a Repealer

Close Public Hearing and Consider Adoption of Ordinances

G.1. CONSIDER ADOPTION OF ORDINANCES

Consider Adoption of Ordinance Numbers 6695, 6696, 6697, 6698, 6699, 6700, 6701 & 6702

Resolutions

H.1. RESOLUTION NO. 7257

Awarding a Bid to and Authorizing Execution of a Contract with Lynn Vessels Construction, LLC Based on an Invitation to Bid for the 1st Street to Rosedale Sewer Replacement

H.2. RESOLUTION NO. 7258

Approving the Greater Texoma Utility Authority's Intention to Award Bid Package 07-002 to Kiewit Water Facilities South Co. for the Above Ground Electrical at the South Wastewater Treatment Plant.

H.3. RESOLUTION NO. 7259

Approving the Greater Texoma Utility Authority's Intention to Award the Solicitation Set Two (SS#2) to Garney Companies, Inc. For Bid Package 2.01 - Decant Pump Station Construction for the Water Treatment Plant Concentrate Discharge System Project

H.4. * RESOLUTION NO. 7260

Authorizing Submission of a Grant Application to the Office of the Governor - Criminal Justice Division to Fund the Purchase of Rifle-Resistant Body Armor for the Sherman Police Department

H.5. * RESOLUTION NO. 7261

Accepting the Contract with Lynn Vessels Construction, LLC as Complete for the Construction of the Northwest Sewer Lift Station as Complete

H.6. * RESOLUTION NO. 7262

Approving the Greater Texoma Utility Authority's Intention to Award the Lake Texoma PS Valve Procurement Package No. SHM23287.3 to Ferguson Waterworks for the Lake Texoma Pump Station Expansion

H.7. * RESOLUTION NO. 7263

Authorizing Execution of an Agreement with M&G home Builders LLC for the Abatement of AD Valorem Property Taxes for the Construction of a New Single-Family Residence at 515 North East Street within the City of Sherman Reinvestment Zone, Number 10 (#10)

H.8. * RESOLUTION NO. 7264

Any item on this posted agenda may be discussed in Executive Session provided it is within one of the permitted categories under Chapter 551 of the Texas Government Code

Accepting the Contract with Lynn Vessels Construction, LLC as Complete for the Construction of the Northwest Sewer and Force Main as Complete

H.9. * RESOLUTION NO. 7265

Authorizing Execution of an Agreement with M&G Home Builders LLC for the Abatement of AD Valorem Property Taxes for the Construction of a New Single-Family Residence at 514 North Colbert Avenue within the City of Sherman Reinvestment Zone, Number Ten (#10);

H.10. * RESOLUTION NO. 7266

Approving Amended Bylaws of the Sherman Economic Development Corporation, a Type A Economic Development Corporation

H.11. * RESOLUTION NO. 7267

Approving and Adopting an Amendment to the Articles of Incorporation of the Sherman Economic Development Corporation, a Type A Economic Development Corporation, Operation Pursuant to Chapter 504 of the Texas Local Government Code; Providing for an Immediate Effective date

Request to Advertise

I.1. * REQUEST TO ADVERTISE

Annual Water and Sewer Maintenance Supplies and Parts

I.2. * REQUEST TO ADVERTISE

Dodge Ram Ambulance Chassis

Payment Authorization

J.1. * PAYMENT AUTHORIZATION

Authorizing Payment to Rubicon Global, LLC for Software as a Service Utilized by Solid Waste Department in the Amount of \$56,450.25 for Year 2 of Service

Other Business

K.1. * OTHER BUSINESS

Receive Update on Ongoing Projects in the City of Sherman

K.2. * OTHER BUSINESS

Repair and Rework of the Shepard #1 Woodbine Well under Emergency Designation

K.3. * OTHER BUSINESS

Repair and Rework of the Old Settlers #1 Trinity Well under Emergency Designation

K.4. * OTHER BUSINESS

Repair and Rework of the Dorchester #10 Trinity Well under Emergency Designation

K.5. * OTHER BUSINESS

Repair and Rework of the Dorchester #8 Trinity Well under Emergency Designation

Consider Board/Commission Appointments

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

Any item on this posted agenda may be discussed in Executive Session provided it is within one of the permitted categories under Chapter 551 of the Texas Government Code

COUNCIL COMMENTS

EXECUTIVE SESSION

In accordance with the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, the City Council may hold an Executive Session if the discussion of any of the items identified in this agenda, or any of the items identified below, concern one or more of the following:

N.1. TEX. GOV'T CODE § 551.071

Seeking the advice of its attorney about pending or contemplated litigation, settlement offers or any matter in which the duty of the attorney to the City Council under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act.

N.2. TEX. GOV'T CODE § 551.072

Deliberating the purchase, exchange, lease or value of real property if deliberation in an Open Meeting would have a detrimental effect on the position of the City in negotiations with a third person.

N.3. TEX. GOV'T CODE § 551.073

Deliberating a negotiated contract for a prospective gift or donation to the City if deliberation in an Open Meeting would have a detrimental effect on the position of the City in negotiations with a third person.

N.4. TEX. GOV'T CODE § 551.074

Deliberating the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee unless the officer or employee who is the subject of the deliberation or hearing requests a public hearing

Sherman Economic Development Corporation Board (2)

N.5. TEX. GOV'T CODE § 551.076

Deliberating the deployment, or specific occasions for implementation, of security personnel or devices or a security audit.

N.6. TEX. GOV'T CODE § 551.087

Discussing or deliberating commercial or financial information that the City has received from a business prospect that the City seeks to have locate, stay or expand in or near the City and with which the City is conducting economic development negotiations; or deliberating the offer of a financial or other incentive to a business prospect.

Sherman Crossroads

Bel Air Village

N.7. TEX. GOV'T CODE § 551.089

Deliberating security assessments or deployments relating to information resources technology, network security information, or the deployment or specific occasions for implementation of security personnel, critical infrastructure or security devices.

The Council reconvenes into General Session

COUNCIL CALENDAR

P.1. COUNCIL CALENDAR
Council Calendar 2024

CERTIFICATION

I, the undersigned authority, do hereby certify that the above Notice of Regular Meeting of the City Council of the City of Sherman is a true and correct copy of said Notice and that I posted a true and correct copy of said Notice on the bulletin board at City Hall of said City of Sherman, Texas, a place convenient to the public, and said notice was posted on February 16, 2024 at 4:00 p.m., and said time of posting was 72 hours before said meeting was convened or called to order.

Dated this 16th day of February 2024. City of Sherman, Texas

City Clerk

The above agenda schedule represents an estimate of the order for the indicated items and is subject to change at any time. All agenda items are subject to final action by the City Council.

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

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

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

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

<u>Mayor</u>	<u>Deputy Mayor</u>	<u>Council Members</u>	
David Plyler	Shawn C. Teamann	Henry Marroquin, Council-At-Large, PL #1 Juston Dobbs, Council-At-Large, PL #2 Shawn C. Teamann, Council – District #1	Josh Stevenson, Council – District #2 Pamela L. Howeth, Council – District #3 Daron Holland, Council – District #4