

STATE OF TEXAS § December 18, 2023
COUNTY OF GRAYSON §

BE IT REMEMBERED THAT A Regular Meeting of the City Council of the City of Sherman, Grayson County, Texas was begun and held in the Council Chambers of City Hall on December 18, 2023.

**MEMBERS PRESENT: MAYOR DAVID PLYLER; DEPUTY MAYOR SHAWN TEAMANN.
COUNCIL MEMBERS DOBBS, HOLLAND, HOWETH, MARROQUIN,
STEVENSON.**

MEMBERS ABSENT: NONE.

CALL TO ORDER

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

APPROVE MINUTES

**The Council reviewed the Minutes of the Regular City Council Meeting of December 4, 2023. Council Member Howeth moved to approve the Minutes, as presented; Second by Council Member Dobbs; All present voted AYE.
MOTION CARRIED.**

CITIZEN'S COMMENTS

There were no citizen's comments.

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.

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

RECOGNIZING MUNICIPAL COURT CLERK BAILEY SPOONEMORE'S ACCOMPLISHMENT IN OBTAINING HER LEVEL 3 MUNICIPAL COURT CLERK CERTIFICATE

Yolanda Kvaal, Municipal Court Supervisor, introduced Jennifer Bozorgnia, Director of Court Services for the City of Irving and Vice President of the Texas Court Clerks Association. Ms. Bozorgnia recognized Bailey Spoonemore, Municipal Court Clerk, who recently obtained her Level 3 Certification as a Municipal Court Clerk.

Mayor Plyler introduced Ordinance No. 6676 and called for a public hearing:

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, RELATING TO THE GREATER TEXOMA UTILITY AUTHORITY CONTRACT REVENUE BONDS, SERIES 2024 (CITY OF SHERMAN PROJECT); AND APPROVING THE ISSUANCE

**THEREOF AND THE FACILITIES TO BE CONSTRUCTED OR
ACQUIRED BY SUCH AUTHORITY**

Garry Kimball, President, Specialized Public Finance, Inc., briefed the City Council on last week's sale of Contract Revenue Bonds, relating to Greater Texoma Utility Authority projects at the Water Treatment Plant and the Wastewater Treatment Plant.

No other citizens appeared before the City Council to discuss Ordinance No. 6676.

Mayor Plyler introduced Ordinance No. 6677 and called for a public hearing:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE ISSUANCE OF "CITY OF SHERMAN, TEXAS, LIMITED TAX NOTES, SERIES 2024"; SPECIFYING THE TERMS AND FEATURES OF SUCH NOTES; LEVYING A CONTINUING DIRECT ANNUAL AD VALOREM TAX FOR THE PAYMENT OF SUCH NOTES; AND RESOLVING OTHER MATTERS INCIDENT AND RELATED THERETO, INCLUDING THE APPROVAL AND EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT AND THE APPROVAL AND DISTRIBUTION OF AN OFFICIAL STATEMENT AND PROVIDING AN EFFECTIVE DATE.

Mr. Kimball briefed the City Council on the sale of Limited Tax Notes, which will be used for fleet and equipment that is part of the 2024 Budget.

No other citizens appeared before the City Council to discuss Ordinance No. 6677.

Mayor Plyler introduced Ordinance No. 6678 and called for a public hearing:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING SHERMAN'S ZONING ORDINANCE/CODE OF ORDINANCES CHAPTER 14, AND GRANTING A SPECIFIC USE PERMIT TO ALLOW AN AUTOMOBILE SALES, NEW OR USED AND AUTOMOBILE REPAIR, BODY WORK, OR PAINTING WITH ASPHALT ADDITION IN A C-2 (RETAIL BUSINESS) DISTRICT/75 & 82 OVERLAY DISTRICT AND REPEAL ORDINANCE NO. 6613, LOCATED AT 2303 TEXOMA PARKWAY; CONSISTING OF 0.770 ACRES, BEING IN THE SMITH McGLOTHLIN SURVEY, ABSTRACT NO. 808, AND BEING A REMAINDER OF LOT 1 IN BLOCK 1 OF HIGHLAND PARK ADDITION, CITY OF SHERMAN, GRAYSON COUNTY, TEXAS LCA PROPERTIES, LLC (OWNER), TODD KOFSKY, SHERMAN MOTORS (REPRESENTATIVE) AND UNDERWOOD DRAFTING & 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.

Rob Rae, Director of Development Services, briefed the City Council on a proposed Specific Use Permit for automobile sales and repair at 2303 Texoma Parkway.

**ORD 6677
LIMITED TAX NOTES**

**ORD 6678
SUP FOR AUTO
SALES, REPAIR
(2303 TEXOMA PKWY)
& REPEAL ORD 6613**

COUNCIL MINUTES – DECEMBER 18, 2023

The applicant was available to answer any questions the Council might have.

No other citizens appeared before the City Council to discuss Ordinance No. 6678.

Mayor Plyler introduced Ordinance No. 6679 and called for a public hearing:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING SHERMAN'S ZONING ORDINANCE/CODE OF ORDINANCES CHAPTER 14 AND GRANTING A SPECIFIC USE PERMIT TO ALLOW A SECONDHAND STORE OR RUMMAGE SHOP, ON A TRACT OF LAND ZONED C-1 (RETAIL BUSINESS) DISTRICT/CENTRAL BUSINESS DISTRICT OVERLAY LOCATED AT 125 NORTH TRAVIS STREET, BEING IN THE J.B. McANAIR SURVEY, ABSTRACT NO. 763, CITY OF SHERMAN, GRAYSON COUNTY, TEXAS LOS HERMONOS PARTNERSHIP (OWNER) AND LAURA AYERS, STILL CHARMING/HOUSE OF ELI (REPRESENTATIVE) PRESCRIBING CONDITIONS TO THE SPECIFIC USE PERMIT; PROVIDING A PENALTY NOT TO EXCEED \$2,000.00.

**ORD 6679
SUP FOR
SECONDHAND STORE
(125 N. TRAVIS ST)**

Mr. Rae briefed the City Council on a proposed Specific Use Permit for a secondhand store at 125 North Travis Street.

The applicant was available to answer any questions the Council might have.

No other citizens appeared before the City Council to discuss Ordinance No. 6679.

Mayor Plyler introduced Ordinance No. 6680 and called for a public hearing:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF SHERMAN, TEXAS, CHAPTER 3 (BUILDING REGULATIONS) TO ESTABLISH ARTICLE 3.14 (REASONABLE ACCOMMODATIONS FOR RESIDENTIAL USES); PROVIDING FOR APPLICATION, DECISION AND APPEAL PROCEDURES FOR REASONABLE ACCOMMODATION REQUESTS BY PERSONS WITH DISABILITIES FOR RESIDENTIAL USES; PROVIDING FOR A SAVINGS/REPEALING CLAUSE, SEVERABILITY CLAUSE AND AN EFFECTIVE DATE; AND PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF.

**ORD 6680
RESIDENTIAL
ACCOMMODATIONS
FOR DISABLED**

Ryan Pittman, City Attorney briefed the City Council on Federal law, including the Fair Housing Act and the Americans with Disabilities Act, which imposes an obligation on local governments to make certain, reasonable accommodations in their rules, policies, and processes, relating to land uses and zoning decisions, when needed to provide individuals with disabilities, a reasonable opportunity to enjoy a dwelling.

No citizens appeared before the City Council to discuss Ordinance No. 6680.

Mayor Plyler introduced Ordinance No. 6681 and called for a public hearing:

ORD 6681
TREE ORDINANCE

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF SHERMAN, TEXAS, CHAPTER 10 (SUBDIVISION REGULATION) AND APPENDIX C (COMPREHENSIVE FEE SCHEDULE); PRESCRIBING NEW REGULATIONS RELATING TO TREE PROTECTION, PRESERVATION, PLANTING AND REMOVAL ON PROPERTIES LOCATED WITHIN THE SHERMAN CITY LIMITS AND THE CITY'S EXTRATERRITORIAL JURISDICTION; REQUIRING A PERMIT FOR THE REMOVAL OF CERTAIN PROTECTED TREES; PROVIDING FOR TREE MITIGATION CREDITS; SETTING THE TREE REPLACEMENT AND MITIGATION FEE; PROVIDING A PENALTY CLAUSE WITH A MAXIMUM FINE OF \$2,000, SAVINGS/REPEALING CLAUSE, SEVERABILITY CLAUSE AND AN EFFECTIVE DATE; PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF.

Mr. Rae briefed the City Council on a proposed version of the Tree Ordinance, that the staff felt is "developer friendly," but still protects trees.

Peter Tracy, 705 S. Valentine, spoke on the proposed tree ordinance.

No other citizens appeared before the City Council to discuss Ordinance No. 6681.

The Public Hearing was closed.

Ordinance 6676

ORD 6676
GTUA REVENUE
BONDS

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, RELATING TO THE GREATER TEXOMA UTILITY AUTHORITY CONTRACT REVENUE BONDS, SERIES 2024 (CITY OF SHERMAN PROJECT); AND APPROVING THE ISSUANCE THEREOF AND THE FACILITIES TO BE CONSTRUCTED OR ACQUIRED BY SUCH AUTHORITY

Ordinance 6677

ORD 6677
LIMITED TAX NOTES

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE ISSUANCE OF "CITY OF SHERMAN, TEXAS, LIMITED TAX NOTES, SERIES 2024"; SPECIFYING THE TERMS AND FEATURES OF SUCH NOTES; LEVYING A CONTINUING DIRECT ANNUAL AD VALOREM TAX FOR THE PAYMENT OF SUCH NOTES; AND RESOLVING OTHER MATTERS INCIDENT AND RELATED THERETO, INCLUDING THE APPROVAL AND EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT AND THE APPROVAL AND DISTRIBUTION OF AN OFFICIAL STATEMENT AND PROVIDING AN EFFECTIVE DATE.

ACTION TAKEN.

Motion by Council Member Howeth to approve Ordinance Nos. 6676 and 6677, as presented. Second by Deputy Mayor Teamann.

COUNCIL MINUTES – DECEMBER 18, 2023

VOTING AYE: Dobbs, Holland, Howeth, Marroquin, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

Ordinance 6678

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING SHERMAN'S ZONING ORDINANCE/CODE OF ORDINANCES CHAPTER 14, AND GRANTING A SPECIFIC USE PERMIT TO ALLOW AN AUTOMOBILE SALES, NEW OR USED AND AUTOMOBILE REPAIR, BODY WORK, OR PAINTING WITH ASPHALT ADDITION IN A C-2 (RETAIL BUSINESS) DISTRICT/75 & 82 OVERLAY DISTRICT AND REPEAL ORDINANCE NO. 6613, LOCATED AT 2303 TEXOMA PARKWAY; CONSISTING OF 0.770 ACRES, BEING IN THE SMITH McGLOTHLIN SURVEY, ABSTRACT NO. 808, AND BEING A REMAINDER OF LOT 1 IN BLOCK 1 OF HIGHLAND PARK ADDITION, CITY OF SHERMAN, GRAYSON COUNTY, TEXAS LCA PROPERTIES, LLC (OWNER), TODD KOFSKY, SHERMAN MOTORS (REPRESENTATIVE) AND UNDERWOOD DRAFTING & 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.

ORD 6678

SUP FOR AUTO
SALES, REPAIR
(2303 TEXOMA PKWY)
& REPEAL ORD 6613

Ordinance 6679

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING SHERMAN'S ZONING ORDINANCE/CODE OF ORDINANCES CHAPTER 14 AND GRANTING A SPECIFIC USE PERMIT TO ALLOW A SECONDHAND STORE OR RUMMAGE SHOP, ON A TRACT OF LAND ZONED C-1 (RETAIL BUSINESS) DISTRICT/CENTRAL BUSINESS DISTRICT OVERLAY LOCATED AT 125 NORTH TRAVIS STREET, BEING IN THE J.B. McANAIR SURVEY, ABSTRACT NO. 763, CITY OF SHERMAN, GRAYSON COUNTY, TEXAS LOS HERMONOS PARTNERSHIP (OWNER) AND LAURA AYERS, STILL CHARMING/HOUSE OF ELI (REPRESENTATIVE) PRESCRIBING CONDITIONS TO THE SPECIFIC USE PERMIT; PROVIDING A PENALTY NOT TO EXCEED \$2,000.00.

ORD 6679

SUP FOR
SECONDHAND STORE
(125 N. TRAVIS ST)

ACTION TAKEN.

Motion by Council Member Stevenson to approve Ordinance Nos. 6678 and 6679, as presented. Second by Council Member Howeth.

VOTING AYE: Dobbs, Holland, Howeth, Marroquin, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

Ordinance 6680

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF SHERMAN, TEXAS, CHAPTER 3 (BUILDING REGULATIONS) TO ESTABLISH ARTICLE 3.14 (REASONABLE ACCOMMODATIONS FOR RESIDENTIAL USES); PROVIDING FOR APPLICATION, DECISION AND APPEAL PROCEDURES FOR

ORD 6680

RESIDENTIAL
ACCOMMODATIONS
FOR DISABLED

REASONABLE ACCOMMODATION REQUESTS BY PERSONS WITH DISABILITIES FOR RESIDENTIAL USES; PROVIDING FOR A SAVINGS/REPEALING CLAUSE, SEVERABILITY CLAUSE AND AN EFFECTIVE DATE; AND PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF.

ACTION TAKEN.

Motion by Deputy Mayor Teamann to approve Ordinance No. 6680, as presented. Second by Council Member Stevenson.

VOTING AYE: Dobbs, Holland, Howeth, Marroquin, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

Ordinance 6681

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF SHERMAN, TEXAS, CHAPTER 10 (SUBDIVISION REGULATION) AND APPENDIX C (COMPREHENSIVE FEE SCHEDULE); PRESCRIBING NEW REGULATIONS RELATING TO TREE PROTECTION, PRESERVATION, PLANTING AND REMOVAL ON PROPERTIES LOCATED WITHIN THE SHERMAN CITY LIMITS AND THE CITY'S EXTRATERRITORIAL JURISDICTION; REQUIRING A PERMIT FOR THE REMOVAL OF CERTAIN PROTECTED TREES; PROVIDING FOR TREE MITIGATION CREDITS; SETTING THE TREE REPLACEMENT AND MITIGATION FEE; PROVIDING A PENALTY CLAUSE WITH A MAXIMUM FINE OF \$2,000, SAVINGS/REPEALING CLAUSE, SEVERABILITY CLAUSE AND AN EFFECTIVE DATE; PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF.

ORD 6681

TREE ORDINANCE

ACTION TAKEN.

Motion by Deputy Mayor Teamann to approve the amended Ordinance No. 6681, that has been distributed to Council Members and is on the dais, as presented. Second by Council Member Stevenson.

VOTING AYE: Dobbs, Holland, Howeth, Marroquin, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

RESOLUTION NO. 7238 -- APPROVING THE GREATER TEXOMA UTILITY AUTHORITY'S INTENTION TO AWARD GUARANTEED MAXIMUM PRICE (GMP-E) BACKFILL, TO KIEWIT WATER FACILITIES SOUTH CO., (GMP-G) CONCRETE, TO KIEWIT WATER FACILITIES SOUTH CO., (GMP-H) UNDERGROUND ELECTRICAL, TO ALTERMAN ELECTRIC, AND REJECT (GMP-F) UNDERGROUND PIPING, FOR THE SOUTH WASTEWATER TREATMENT PLANT - MBR PROJECT

RES 7238

WWTP MBR PROJECT

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, APPROVING THE GREATER TEXOMA UTILITY AUTHORITY'S INTENTION TO AWARD GUARANTEED MAXIMUM PRICE (GMP-E) BACKFILL, TO KIEWIT WATER FACILITIES SOUTH CO., (GMP-G) CONCRETE, TO KIEWIT WATER FACILITIES SOUTH CO., (GMP-H) UNDERGROUND ELECTRICAL, TO ALTERMAN

ELECTRIC, AND REJECT (GMP-F) UNDERGROUND PIPING, FOR THE SOUTH WASTEWATER TREATMENT PLANT - MBR PROJECT.

Tom Pruitt, Utility Engineer, presented the request to award the guaranteed maximum price on portions of the South Wastewater Treatment Plant - MBR Project.

ACTION TAKEN.

Motion by Deputy Mayor Teamann to approve Resolution No. 7238, subject to the updated amount of \$50,812,403.90, as presented. Second by Council Member Holland.

VOTING AYE: Dobbs, Holland, Howeth, Marroquin, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

RESOLUTION NO. 7239 -- APPROVING THE GREATER TEXOMA UTILITY AUTHORITY'S INTENTION TO AWARD PRESELECTION PACKAGE NO. 4 TO GMP C FOR THE PROGRESSIVE GUARANTEED MAXIMUM PRICE TO KIEWIT WATER FACILITIES SOUTH CO. FOR THE SOUTH WASTEWATER TREATMENT PLANT - MBR PROJECT.

RES 7239
WWTP MBR PROJECT

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, APPROVING THE GREATER TEXOMA UTILITY AUTHORITY'S INTENTION TO AWARD PRESELECTION PACKAGE NO. 4 TO GMP C FOR THE PROGRESSIVE GUARANTEED MAXIMUM PRICE TO KIEWIT WATER FACILITIES SOUTH CO. FOR THE SOUTH WASTEWATER TREATMENT PLANT - MBR PROJECT.

Mr. Pruitt presented the request to award the progressive guaranteed maximum price on a portion of the South Wastewater Treatment Plant - MBR Project.

ACTION TAKEN.

Motion by Deputy Mayor Teamann to approve Resolution No. 7239, as presented. Second by Council Member Howeth.

VOTING AYE: Dobbs, Holland, Howeth, Marroquin, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

OTHER BUSINESS

CONSIDER AND ACT ON PETITION FROM BM DORCHESTER, LLC RELATED TO 660.361 ACRES OF LAND LOCATED IN THE ANTONIO HERNANDEZ SURVEY, ABSTRACT NO. 488, GRAYSON COUNTY, TEXAS, A PORTION OF WHICH IS LOCATED WITHIN THE CITY OF SHERMAN'S EXTRATERRITORIAL JURISDICTION ("ETJ")

PETITION FOR
REMOVAL FROM ETJ

Wayne Lee, Director of Engineering, briefed the Council on a second petition that was received from BM Dorchester, LLC, to remove their property from the City's Extraterritorial Jurisdiction.

ACTION TAKEN.

Motion by Council Member Stevenson to deny the petition submitted by BM Dorchester, LLC, for the release of property from the City's Extraterritorial Jurisdiction, because Senate Bill 2038, Local Government Code, Section 42.104 and Section

COUNCIL MINUTES – DECEMBER 18, 2023

42.105 are unconstitutional delegations of legislative authority and in direct irreconcilable conflict with Local Government Code, Section 42.023, and the City has not consented and does not consent to the release of property from its ETJ or any reduction of the City. Second by Deputy Mayor Teamann.

VOTING AYE: Dobbs, Holland, Howeth, Marroquin, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

SITE PLAN FOR BEL AIR BEACH CLUB, BEING 10.34 ACRES IN THE SHEROD DUNMAN SURVEY, ABSTRACT NO. 329 AND CURRENTLY ZONED PD (PLANNED DEVELOPMENT); RONNY GUERRERO (OWNER) AND MICHAEL CARLISLE, KIMLEY-HORN AND ASSOCIATES (APPLICANT) (300-1000 BLOCKS EAST FM 1417 (VIETNAM VETRANS PARKWAY))

BEL AIR BEACH CLUB
(300-1000 BLOCKS EAST FM 1417)

Mr. Rae briefed the Council on a request for approval of a Planned Development Site Plan for Bel Air Beach Club, located in the 300 to 1000 blocks of East FM 1417. One building elevation contained in the Site Plan exceeds the allowable limit in a Planned Development District.

ACTION TAKEN.

Motion by Deputy Mayor Teamann to approve the Site Plan for Bel Air Beach Club, subject to the Staff Review Letter, as presented. Second by Council Member Howeth.

VOTING AYE: Dobbs, Holland, Howeth, Marroquin, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

PREPARED PRESENTATION PROMOTING PROGRESS ON "PROJECT PEPPERONI"

PROJECT PEPPERONI

Nate Strauch, Community and Support Services Manager, presented a new tracking program for Capital Improvement Projects, that will feature up to date information on projects, and will be a "transparent tool" for the City Council and the public.

APPOINT/REMOVE OR CONSIDER QUALIFICATIONS TO BOARDS AND COMMISSIONS

COUNCIL AUDIT COMMITTEE (3)

COUNCIL AUDIT COMMITTEE

Council Members reappointed all members previously serving to the various Council boards. This includes David Plyler, Daron Holland, and Shawn Teamann to the Council Audit Committee, for a term from November 21, 2023 until November 2024, as presented.
CONSENT AGENDA.

INVESTMENT COMMITTEE (2)

INVESTMENT COMMITTEE

Council Members reappointed all members previously serving to the various Council boards. This includes Juston Dobbs and Pam Howeth to the Investment Committee, for a term from November 21, 2023 until November 2024, as presented.
CONSENT AGENDA.

TAX REINVESTMENT COMMITTEE (2)

Council Members reappointed all members previously serving to the various Council boards. This includes Josh Stevenson and Henry Marroquin to the Tax Reinvestment Committee, for a term from November 21, 2023 until November 2024, as presented.

CONSENT AGENDA.

**TAX REINVESTMENT
COMMITTEE**

TAX INCREMENT FINANCING BOARD #2 (3)

Council Members reappointed all members previously serving to the various Council boards. This includes David Plyler, Pam Howeth and Daron Holland to the Tax Increment Financing Board #2, for a term from November 21, 2023 until November 2024, as presented. CONSENT AGENDA.

**TAX INCREMENT
FINANCING BOARD
#2**

TAX INCREMENT FINANCING BOARD #3 (3)

Council Members reappointed all members previously serving to the various Council boards. This includes David Plyler, Josh Stevenson, and Pam Howeth to the Tax Increment Financing Board #3, for a term from November 21, 2023 until November 2024, as presented.

CONSENT AGENDA.

**TAX INCREMENT
FINANCING BOARD
#3**

TAX INCREMENT FINANCING BOARD #5 (3)

Council Members reappointed all members previously serving to the various Council boards. This includes David Plyler, Josh Stevenson, and Shawn Teamann to the Tax Increment Financing Board #5, for a term from November 21, 2023 until November 2024, as presented.

CONSENT AGENDA.

**TAX INCREMENT
FINANCING BOARD
#5**

TAX INCREMENT FINANCING BOARD #6 (3)

Council Members reappointed all members previously serving to the various Council boards. This includes David Plyler, Pam Howeth, and Josh Stevenson to the Tax Increment Financing Board #6, for a term from November 21, 2023 until November 2024, as presented. CONSENT AGENDA.

**TAX INCREMENT
FINANCING BOARD
#6**

TAX INCREMENT FINANCING BOARD #7 (3)

Council Members reappointed all members previously serving to the various Council boards. This includes David Plyler, Pam Howeth, and Daron Holland to the Tax Increment Financing Board #7, for a term from November 21, 2023 until November 2024, as presented. CONSENT AGENDA.

**TAX INCREMENT
FINANCING BOARD
#7**

TAX INCREMENT FINANCING BOARD #8 (3)

Council Members reappointed all members previously serving to the various Council boards. This includes Josh Stevenson, Juston Dobbs, and Henry Marroquin to the Tax Increment Financing Board #8, for a term from November 21, 2023 until November 2024, as presented.

CONSENT AGENDA.

**TAX INCREMENT
FINANCING BOARD
#8**

TAX INCREMENT FINANCING BOARD #9 (3)

Council Members reappointed all members previously serving to the various Council boards. This includes Josh Stevenson, Juston Dobbs, and Henry Marroquin to the Tax Increment Financing Board

**TAX INCREMENT
FINANCING BOARD
#9**

COUNCIL MINUTES – DECEMBER 18, 2023

#9, for a term from November 21, 2023 until November 2024, as presented.

CONSENT AGENDA.

COUNCIL COMMENTS

- **Commend staff on the proposed Tree Ordinance. (Council Member Marroquin)**
- **Congratulations to Bailey Spoonemore on her designation as a Level 3 Municipal Court Clerk; thanks to Mr. Rae for his work on the Tree Ordinance; and Merry Christmas and Happy New Year to everyone. (Council Member Dobbs)**
- **Recognized the new CIP tracking program, and said it was a “great innovation.” (Council Member Holland)**
- **Merry Christmas and Happy New Year to everyone. (Council Member Howeth)**
- **Congratulations to Ms. Spoonemore on her accomplishment; good work to Mr. Rae on the Tree Ordinance; and recognition to Mr. Strauch on the “fantastic” display for the CIP tracker. (Deputy Mayor Teamann)**
- **Merry Christmas. (Council Member Stevenson, Mayor Plyler)**

COUNCIL COMMENTS

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

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

EXECUTIVE SESSION

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

(A) Receive legal advice regarding the Baltic Apartments and St. Charles Apartments

(B) Receive legal advice regarding a group home at Carriage Estates

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

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

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

A) Sherman Economic Development Corporation Board of Directors (2)

B) Board of Adjustment (1 member, 1 alternate)

TEX. GOV'T CODE § 551.076 --

DELIBERATING THE DEPLOYMENT, OR SPECIFIC OCCASIONS FOR IMPLEMENTATION, OF SECURITY PERSONNEL OR DEVICES OR A SECURITY AUDIT

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

TEXAS 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

On Motion duly made and carried, the Open Meeting recessed and reconvened in Executive Session at 6:05 p.m.

On Motion duly made and carried, the Executive Session recessed at 7:03 p.m. and reconvened in Open Meeting.

OPEN MEETING

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

OPEN MEETING

APPOINT/REMOVE OR CONSIDER QUALIFICATIONS TO BOARDS AND COMMISSIONS

BOARD OF ADJUSTMENT (1 MEMBER, 1 ALTERNATE)

BOARD OF

COUNCIL MINUTES – DECEMBER 18, 2023

ACTION TAKEN.

Motion by Council Member Stevenson to appoint Glenn Whitaker to the Board of Adjustment, for a term beginning December 19, 2023, and to appoint Andrew Ramirez as an Alternate Member, for a term beginning December 19, 2023, as presented. Second by Council Member Holland.

VOTING AYE: Dobbs, Holland, Howeth, Marroquin, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

ADJUSTMENT

SHERMAN ECONOMIC DEVELOPMENT CORPORATION BOARD OF DIRECTORS (2)

SEDCO

ACTION TAKEN.

Motion by Deputy Mayor Teamann to appoint Willie Steele and Robin Phillips to the Sherman Economic Development Corporation Board of Directors, for a term from December 19, 2023 until October 1, 2026, as presented. Second by Council Member Stevenson.

VOTING AYE: Dobbs, Holland, Howeth, Marroquin, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

ADJOURNMENT

ADJOURNMENT

On Motion duly made and carried, the meeting adjourned at 7:05 p.m.

MAYOR

CITY CLERK