

STATE OF TEXAS

§

November 3, 2014

COUNTY OF GRAYSON

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BE IT REMEMBERED THAT A Regular Meeting of the City Council of the City of Sherman, Grayson County, Texas was begun and held in the Council Chambers of City Hall on November 3, 2014.

MEMBERS PRESENT:

MAYOR CARY WACKER; DEPUTY MAYOR ROBERT
SOFTLY.
COUNCIL MEMBERS DAVIS, JOHNSON, PLYLER, SOFEY,
WATT.

MEMBERS ABSENT:

NONE.

CALL TO ORDER

Mayor Wacker called the meeting to order at 5:00 p.m. The Pledge of Allegiance and Invocation were given by Council Member Tom Watt. Council Member Sofey was not at the meeting at this time.

CALL TO ORDER

APPROVE MINUTES

The Council reviewed the Minutes of the Regular City Council Meeting of October 20, 2014. Deputy Mayor Softly moved to approve the Minutes as presented; Second by Council Member Plyler. All present voted AYE.
MOTION CARRIED.

APPROVE MINUTES

CONSENT AGENDA

The Council reviewed the Consent Agenda. Deputy Mayor Softly moved to approve the Consent Agenda, as presented.

CONSENT AGENDA

Council Member Johnson asked to remove Item C-8 entitled "Resolution No. 5915 – Authorizing Execution of an Attorney-Client Agreement with Shelby Law, PLLC" from the Consent Agenda for discussion in Executive Session.

Deputy Mayor Softly amended his motion to approve the Consent Agenda, with the exception of Item C-8, Resolution No. 5915, which will be discussed in Executive Session. Second by Council Member Watt. All present voted AYE.

RESOLUTIONS

RESOLUTION NO. 5908 – AUTHORIZING EXECUTION OF
AMENDMENT #1 TO THE ADVANCE FUNDING AGREEMENT
BETWEEN THE CITY OF SHERMAN AND THE STATE OF
TEXAS, ACTING BY AND THROUGH THE TEXAS
DEPARTMENT OF TRANSPORTATION, FOR THE
RECONSTRUCTION OF THE NORTHBOUND FRONTAGE
ROAD OF US 75 AT LOY LAKE

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF AMENDMENT #1 TO THE ADVANCE FUNDING AGREEMENT BETWEEN THE CITY OF SHERMAN AND THE STATE OF TEXAS, ACTING BY AND THROUGH THE TEXAS

RES 5908
NORTHBOUND
FRONTAGE ROAD
OF US HWY 75
AT LOY LAKE

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DEPARTMENT OF TRANSPORTATION, FOR THE
RECONSTRUCTION OF THE NORTHBOUND FRONTAGE
ROAD OF US 75 AT LOY LAKE.
CONSENT AGENDA.

RESOLUTION NO. 5909 – AUTHORIZING EXECUTION OF A
COOPERATIVE PURCHASING AGREEMENT BETWEEN THE
CITY OF SHERMAN AND THE CITY OF DENTON

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
SHERMAN, TEXAS, AUTHORIZING EXECUTION OF A
COOPERATIVE PURCHASING AGREEMENT BETWEEN THE
CITY OF SHERMAN AND THE CITY OF DENTON.
CONSENT AGENDA.

RES 5909
PURCHASING
AGREEMENT WITH
CITY OF DENTON

RESOLUTION NO. 5910 – AUTHORIZING EXECUTION OF AN
INTERLOCAL AGREEMENT BETWEEN THE CITY OF
SHERMAN AND THE NORTH CENTRAL TEXAS COUNCIL OF
GOVERNMENTS (NCTCOG) FOR ACTUARIAL SHARED
SERVICES RELATED TO THE CITY'S ANNUAL AUDIT

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
SHERMAN, TEXAS, AUTHORIZING EXECUTION OF AN
INTERLOCAL AGREEMENT BETWEEN THE CITY OF
SHERMAN AND THE NORTH CENTRAL TEXAS COUNCIL OF
GOVERNMENTS (NCTCOG) FOR ACTUARIAL SHARED
SERVICES RELATED TO THE CITY'S ANNUAL AUDIT.
CONSENT AGENDA.

RES 5910
ACTUARIAL SHARED
SERVICES FOR
ANNUAL AUDIT

RESOLUTION NO. 5911 – AUTHORIZING EXECUTION OF A
MASTER AGREEMENT AND ENGAGEMENT LETTER
BETWEEN THE CITY OF SHERMAN AND GABRIEL ROEDER
SMITH AND COMPANY (GRS) TO PERFORM ACTUARIAL
CONSULTING SERVICES UNDER THE SHARED SERVICES
ARRANGEMENT BETWEEN GRS AND THE NORTH
CENTRAL TEXAS COUNCIL OF GOVERNMENTS (NCTCOG)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
SHERMAN, TEXAS, AUTHORIZING EXECUTION OF A
MASTER AGREEMENT AND ENGAGEMENT LETTER
BETWEEN THE CITY OF SHERMAN AND GABRIEL ROEDER
SMITH AND COMPANY (GRS) TO PERFORM ACTUARIAL
CONSULTING SERVICES UNDER THE SHARED SERVICES
ARRANGEMENT BETWEEN GRS AND THE NORTH
CENTRAL TEXAS COUNCIL OF GOVERNMENTS (NCTCOG).
CONSENT AGENDA.

RES 5911
ACTUARIAL SHARED
SERVICES FOR
ANNUAL AUDIT

RESOLUTION NO. 5912 – APPROVING A CONTRACT WITH
AMERICAN SUNCRAFT CONSTRUCTION CO. FOR THE
REPAIR AND REPAINTING OF THE GALLAGHER ELEVATED
STORAGE TANK

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
SHERMAN, TEXAS, APPROVING A CONTRACT WITH
AMERICAN SUNCRAFT CONSTRUCTION CO. FOR THE
REPAIR AND REPAINTING OF THE GALLAGHER ELEVATED
STORAGE TANK.

RES 5912
GALLAGHER
ELEVATED STORAGE
TANK REPAIR

Mark Gibson, Director of Utilities, said Sherman has five
elevated storage tanks in the water system, and the

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Gallagher Storage Tank is the biggest and tallest tank in the City and holds two million gallons of water. It was built in 1967 and was last repainted in approximately 1998 or 1999.

Besides painting, the proposed project includes repair of the tank. When the tank was painted in the past, the internal center column, a 36 inch riser pipe that carries water up and down the tank, was never painted. In past inspections, a couple of leaks in the riser were found.

The staff plans to take the tank completely out of service and replace the riser with a stainless steel riser. This adds to the cost and intricacy of the project. There are also several State requirements that were enacted since the tank was built, such as larger “manways,” hatches to get into and out of the tank, safety climbs, and the vents must be larger now. These additional safety requirements will be completed in conjunction with the painting project.

Mr. Gibson said the project will also include structural repair inside the tank around the mid-ring of the tank. These projects add an additional cost, but are easier to address while the tank is out of service for painting.

There are communication antennas on top of the tanks for the Police Department, Fire Department, Sherman Independent School District, and local ham radio operators. A communications ring will be added to the top of the tank to make installation, removal, and repair of these antennas easier.

Mr. Gibson said eight companies received plans for the proposed project and four bidders responded to the request for bids. The bids range from \$1.23 million to \$1.66 million. The low bidder was American Suncraft Construction Company with a bid of \$1,228,533.

Council Member Plyler asked if the tank would be draped during the painting process and if an updated graphic would be painted on the surface of the tank. Mr. Gibson said the tank would be shrouded during the painting process. The tank background will be painted sky blue with the new “Sherman” logo on the surface.

Council Member Watt confirmed that the paint job should last about 15 years, depending on the weather. Mr. Gibson added that since the Gallagher Tank is one of the City’s primary tanks, there is a contract stipulation that the project must be completed by May 3, 2015. This will allow for putting the tank back into service prior to hot weather when the additional water will be needed.

ACTION TAKEN.

Motion by Council Member Watt to approve Resolution No. 5912, as presented. Second by Council Member Plyler.

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VOTING AYE: Davis, Johnson, Plyler, Softly, Watt.
VOTING NAY: None.
MOTION CARRIED.

RESOLUTION NO. 5913 – AUTHORIZING EXECUTION OF AN AGREEMENT WITH CUPID INVESTMENTS FOR THE ABATEMENT OF AD VALOREM PROPERTY TAXES FOR THE CONSTRUCTION OF A NEW SINGLE-FAMILY RESIDENCE AT 815 WEST LAMAR STREET

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF AN AGREEMENT WITH CUPID INVESTMENTS FOR THE ABATEMENT OF AD VALOREM PROPERTY TAXES FOR THE CONSTRUCTION OF A NEW SINGLE-FAMILY RESIDENCE AT 815 WEST LAMAR STREET.
CONSENT AGENDA.

RES 5913
RESIDENTIAL TAX
ABATEMENT
(815 W. LAMAR)

RESOLUTION NO. 5914 – AUTHORIZING EXECUTION OF AN AGREEMENT WITH CUPID INVESTMENTS FOR THE ABATEMENT OF AD VALOREM PROPERTY TAXES FOR THE CONSTRUCTION OF A NEW SINGLE-FAMILY RESIDENCE AT 817 WEST LAMAR STREET

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF AN AGREEMENT WITH CUPID INVESTMENTS FOR THE ABATEMENT OF AD VALOREM PROPERTY TAXES FOR THE CONSTRUCTION OF A NEW SINGLE-FAMILY RESIDENCE AT 817 WEST LAMAR STREET.
CONSENT AGENDA.

RES 5914
RESIDENTIAL TAX
ABATEMENT
(817 W. LAMAR)

RESOLUTION NO. 5915 – AUTHORIZING EXECUTION OF AN ATTORNEY-CLIENT AGREEMENT WITH SHELBY LAW, PLLC
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF AN ATTORNEY-CLIENT AGREEMENT WITH SHELBY LAW, PLLC.

RES 5915
ATTORNEY-CLIENT
AGREEMENT WITH
SHELBY LAW, PLLC

Council Member Johnson asked to remove Item C-8 from the Consent Agenda for discussion in Executive Session.

Mayor Wacker said Council Members will discuss Resolution No. 5915 in Executive Session and address the issue after that discussion.

RESOLUTION NO. 5916 – AUTHORIZING THE PURCHASE OF A 2015 KENWORTH T800 ROLL-OFF CAB AND CHASSIS FOR THE SOLID WASTE SERVICES DEPARTMENT FROM MHC KENWORTH THROUGH THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE PURCHASE OF A 2015 KENWORTH T800 ROLL-OFF CAB AND CHASSIS FOR THE SOLID WASTE SERVICES DEPARTMENT FROM MHC KENWORTH THROUGH THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD).
CONSENT AGENDA.

RES 5916
PURCHASE SOLID
WASTE VEHICLE

RESOLUTION NO. 5917 – AUTHORIZING THE PURCHASE OF A NEW GALBREATH ROLL-OFF HOIST FOR THE SOLID WASTE SERVICES DEPARTMENT FROM B & C BODY COMPANY THROUGH THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD)

RES 5917
PURCHASE SOLID
WASTE VEHICLE

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE PURCHASE OF A NEW GALBREATH ROLL-OFF HOIST FOR THE SOLID WASTE SERVICES DEPARTMENT FROM B & C BODY COMPANY THROUGH THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD).
CONSENT AGENDA.

OTHER BUSINESS

APPROVAL OF THE 2014 AD VALOREM TAX ROLL VALUE AND TAX LEVY

AD VALOREM TAX
ROLL & TAX LEVY

The City Council approved the 2014 Ad Valorem Tax Roll Value and Tax Levy for Fiscal Year 2014-2015.

The Grayson County Tax Assessor/Collector's Office has provided the taxable value as \$2,385,008,371, which equates to a levy of \$8,789,491.64 based on the City's total tax rate of \$0.37200 per \$100 valuation.

CONSENT AGENDA.

CITIZENS REQUESTS

CITIZENS REQUESTS

There were no citizen's requests.

MEDIA QUESTIONS

MEDIA QUESTIONS

There were no media questions.

COUNCIL COMMENTS

THANKS TO STAFF FOR FRIGHT FEST

FRIGHT FEST

Council Member Plyler thanked the City staff and the Police Department for organizing the recent Fright Fest event. It was a great event and a lot of fun. He added that there was a huge turn-out.

VOTE ON ELECTION DAY

VOTE ON
ELECTION DAY

Deputy Mayor Softly urged all citizens to vote on Election Day tomorrow.

VOTE ON ELECTION DAY

VOTE ON
ELECTION DAY

Council Member Watt also urged citizens to vote and reminded everyone what an important civic duty voting actually is.

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.

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Mayor Wacker read a statement saying “any item on this posted agenda may be discussed in Executive Session provided it is in one of the permitted categories under Chapter 551 of the Texas Government Code.”

The City Council will now hold a closed Executive Session pursuant to Texas Government Code, Section 551.074, to discuss agenda item number C-8, “Resolution No. 5915 – Authorizing Execution of an Attorney-Client Agreement with Shelby Law, PLLC.”

On Motion duly made and carried, the Open Meeting recessed and reconvened in Executive Session at 5:11 p.m.

On Motion duly made and carried, the Executive Session recessed at 5:36 p.m. and reconvened in Open Meeting.

OPEN MEETING

Reconvene into Open Meeting and take action, if any, on items discussed in Executive Session. Council Member Sofey was in attendance after the Executive Session.

RESOLUTION NO. 5915 – AUTHORIZING EXECUTION OF AN ATTORNEY-CLIENT AGREEMENT WITH SHELBY LAW, PLLC
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF AN ATTORNEY-CLIENT AGREEMENT WITH SHELBY LAW, PLLC.

ACTION TAKEN.

Motion by Council Member Johnson to approve Resolution No. 5915, as presented. Second by Council Member Plyler.

VOTING AYE: Davis, Johnson, Plyler, Sofey, Softly, Watt.

VOTING NAY: None.

MOTION CARRIED.

ADJOURNMENT

On Motion duly made and carried, the meeting adjourned at 5:37 p.m.

OPEN MEETING

RES 5915
ATTORNEY-CLIENT
AGREEMENT WITH
SHELBY LAW, PLLC

ADJOURNMENT

MAYOR

CITY CLERK