

**CITY OF SHERMAN
CITY COUNCIL REGULAR MEETING AGENDA
COUNCIL CHAMBERS OF THE CITY HALL
220 WEST MULBERRY STREET
SHERMAN, TEXAS
MONDAY, MARCH 18, 2024
5:00 PM**

- A.1. CALL TO ORDER, QUORUM DETERMINED, MEETING DECLARED OPEN**
- A.2. PLEDGE OF ALLEGIANCE AND INVOCATION LED BY COUNCIL MEMBER PAMELA L. HOWETH**
- A.3. APPROVE MINUTES OF THE REGULAR CITY COUNCIL MEETING OF MARCH 4, 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

Recognizing Firefighters for Life-saving Actions on 12/25/2023.

Proclamations

E.1. PROCLAMATIONS

"Red Cross Month" - March 2024

Public Hearing

F.1. PUBLIC HEARING

Request for a Variance to Allow Alcoholic Beverage Sales within 300 Feet of a School (Fairview Elementary); Mark Schuster, Owner, Sherman F&B, LLC, on premises located at Fairview Park, 1121 W. Taylor Street, pursuant to Section 109.33(e) of the Texas Alcoholic Beverage Code

F.2. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6704

Amending Sherman's Zoning Ordinance/Code Of Ordinances Chapter 14, To Rezone A Tract Of Land Consisting Of 0.224 acres being a part of the J.B. McAnair Survey, Abstract No. 763, City Of Sherman, Grayson County, Texas, Located At 533 East Brockett Street, Heretofore Zoned R-6 (Single Family Residential) District; Rezoning And Placing The Tract In The R-4 (Single Family Residential) District Zoning Classification, Deloris Rockins (Owner), Luveter Peters (Representative) 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.3. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6705

Amending Sherman's Zoning Ordinance/Code Of Ordinances Chapter 14, Repealing Ordinance 6553 And Granting A Specific Use Permit To Allow A Commercial Amusement Centers, Indoor Only and Office/Storage In A C-2 (General Commercial) District, Located At 3400 Texoma Parkway, Consisting Of 3.61 acres being a part of the Hillard Jennings Survey, Abstract No. 639, being a part of Lots 10, 12, 13 and 14 and all of Lot 11 in Block 1 of Redick Addition, City Of Sherman, Grayson County, Texas, Tony Alleman (Owner), Kent Hughlett (Representative) and Sartin & Associates, Inc. (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. 6706

Amending Sherman's Zoning Ordinance/Code Of Ordinances Chapter 14, To Rezone A Tract Of Land Consisting Of 1.32 acres being Lots 1-8, Block 31, Replat of Southside Addition, City Of Sherman, Grayson County, Texas, Located In The 200 Block West Park Avenue, Heretofore Zoned R-6 (Single Family Residential) District; Rezoning And Placing The Tract In The R-TH (Townhome Residential) District Zoning Classification, Ram Tatineni (Owner), Joe Sherwin (Representative) 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.5. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6707

Amending Sherman's Zoning Ordinance/Code Of Ordinances Chapter 14, To Rezone A Tract Of Land Being A Part Of The South One-Half of Lot 2, Block 2, G.W. Bond's Supplement No. 2, City Of Sherman, Grayson County, Texas, Located In The 700 Block North Branch Street, Heretofore Zoned R-6 (Single Family Residential) District; Rezoning And Placing The Tract In The R-5 (Single Family Residential) District Zoning Classification, M & G Home Builders (Owner) and Rockstar Land Surveying, LLC (Surveyor) Providing For 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. 6708

Amending Sherman's Zoning Ordinance/Code Of Ordinances Chapter 14, To Rezone A Tract Of Land Consisting Of 0.172 acres being in the J.B. McAnair Survey, Abstract No. 763, City Of Sherman, Grayson County, Texas, Located At 800 North Montgomery Street, Heretofore Zoned R-6 (Single Family Residential) District; Rezoning And Placing The Tract In The R-5 (Single Family Residential) District Zoning Classification, M & G Home Builders (Owner) and Rockstar Land Surveying, LLC (Surveyor) Providing For A Penalty Not To Exceed \$2,000.00; Providing A Repealing/Savings Clause, Severability Clause And An Effective Date

Close Public Hearing and Consider Adoption of Ordinances

G.1. CLOSING OF PUBLIC HEARING

Consider Adoption of Ordinance Numbers 6704, 6705, 6706, 6707, & 6708.

Resolutions

H.1. RESOLUTION NO. 7270

Renaming the Portion of Lamberth Road that Runs North and South to Friendship Road.

H.2. RESOLUTION NO. 7271

Authorizing Execution of a Professional Services Agreement with RCLCO, Inc. for a 2024 Sherman Housing Study

H.3. RESOLUTION NO. 7272

Authorizing the Purchase of Walking Trail, Benches and Solar Lights from Hunter Kneppshield of Texas, Inc for the Parks Maintenance Department Through BuyBoard

H.4. RESOLUTION NO. 7273

Authorizing Execution of Amendment No. 3 to the Professional Services Agreement with Kimley-Horn & Associates, Inc. for the Design of Shepherd Drive From US 75 to Flanary Road

Request to Advertise

I.1. * REQUEST TO ADVERTISE

Purchase and Installation of Trail Lighting, Pavilion Lighting and Additional Parking at Pecan Grove East Park

Other Business

J.1. OTHER BUSINESS

Consider Request for a Variance to Allow Alcoholic Beverage Sales within 300 Feet of a School (Fairview Elementary); Mark Schuster, Owner, Sherman F&B, LLC, on premises located at Fairview Park, 1121 W. Taylor Street, pursuant to Section 109.33(e) of the Texas Alcoholic Beverage Code

J.2. OTHER BUSINESS

Site Plan for an Elementary School, being 23.764 acres being in the Uriah Burns Survey, Abstract No. 121 and in the Heritage Ranch PD (Planned Development); Sherman Independent School District (Owner), Philip Varughese (Representative), VLK Architects (Architect) and Teague Nall & Perkins (Surveyor) (200 Block Plainview Road)

J.3. * OTHER BUSINESS

Repair and Rework of Gallagher Drive Sewer under Emergency Designation

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:

L.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.

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

L.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.

L.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.

L.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

L.5.

TEX. GOV'T CODE § 551.076

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

L.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.

L.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

N.1.

COUNCIL CALENDAR

2024 Council Calendar

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 Friday, March 15, 2024 at 5:00 p.m., and said time of posting was 72 hours before said meeting was convened or called to order.

Dated this 15th day of March 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.

Mayor

David Plyler

Deputy Mayor

Shawn C. Teamann

Council Members

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

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