

STATE OF TEXAS §
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 May 6, 2024.

**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 Deputy Mayor Shawn Teamann.

CALL TO ORDER

APPROVE MINUTES

**The Council reviewed the Minutes of the Regular City Council Meeting of April 15, 2024. Council Member Howeth moved to approve the Minutes, as presented; Second by Council Member Dobbs; All present voted AYE.
MOTION CARRIED.**

APPROVE MINUTES

CITIZEN'S COMMENTS

There were no citizen's comments.

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.

CONSENT AGENDA

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

PROCLAMATION

“WATER SAFETY MONTH” - MAY 2024

Mayor Plyler presented a proclamation to Christy Baca, representing Texoma Swim Academy, designating May 2024 as “Water Safety Month.” Others in attendance were Jennifer Poteat, Executive Director for Colin’s Hope; Dana Gage with the LV Project; Jeremy Smith, NDPA Executive Board Member; and Jesus Alderate, Injury Prevention with Children’s Health.

**WATER SAFETY
MONTH
(MAY 2024)**

“MENTAL HEALTH AWARENESS MONTH” - MAY 2024

Council Member Howeth presented a proclamation to members of the Texoma Behavioral Health Leadership Team, designating May 2024 as “Mental Health Awareness Month.” Members accepting the proclamation were Dr. Jeremy McMillen, President, TBHLT; Sylvia Cave, CEO of Texoma Community Center; Judge Larry Phillips; Lawrence Davis, Owner Grayson Petroleum; and Juston Sloan, Emerson.

**MENTAL HEALTH
AWARENESS MONTH
(MAY 2024)**

Mayor Plyler introduced Ordinance No. 6714 and called for a public hearing:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, REPEALING ORDINANCE NO. 6207; ADOPTING A NEW WATER CONSERVATION AND DROUGHT CONTINGENCY AND WATER EMERGENCY MANAGEMENT PLAN; PROVIDING FOR ENFORCEMENT, PENALTIES AND DISCONNECTION OF WATER SERVICE FOR NONCOMPLIANCE; REQUIRING THE FILING OF THIS ORDINANCE AND PLAN WITH THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY; 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 6714
WATER
CONSERVATION &
DROUGHT
CONTINGENCY &
WATER EMERGENCY
PLAN

Clint Philpott, Assistant City Manager, said the Texas Commission on Environmental Quality requires that the plan be updated every five years. He explained the different stages of the plan, and when they would be enacted.

No citizens appeared before the City Council to discuss Ordinance No. 6714.

Mayor Plyler introduced Ordinance No. 6715 and called for a public hearing:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING CHAPTER 9 OF THE CODE OF ORDINANCES, ENTITLED "PERSONNEL", ARTICLE 9.05, ENTITLED "CIVIL SERVICE FOR FIREFIGHTERS AND POLICE OFFICERS", AT SECTION 9.05.026, ENTITLED "AUTHORIZED NUMBER OF POSITIONS", TO REVISE THE NUMBER OF AUTHORIZED POSITIONS IN THE POLICE DEPARTMENT; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

ORD 6715
POLICE & FIRE
FIGHTERS
AUTHORIZED
POSITIONS

Wes Trisler, Assistant Police Chief, explained that the ordinance would add three patrol officers and address the need to add additional sergeants. This will reduce the number of officers each sergeant supervises. The action will also be the first step in eliminating the corporal rank.

No citizens appeared before the City Council to discuss Ordinance No. 6715.

Mayor Plyler introduced Ordinance No. 6716 and called for a public hearing:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING THE CODE OF ORDINANCES, CITY OF SHERMAN, TEXAS, AT CHAPTER 13 (UTILITIES), ARTICLE 13.07 (WATER, SEWERS AND SEWAGE DISPOSAL), DIVISION 5 (REGULATIONS FOR DISPOSAL OF INDUSTRIAL WASTE); MODIFYING CERTAIN EXISTING REGULATIONS AND PRESCRIBING CERTAIN NEW REGULATIONS RELATING TO DISPOSAL OF INDUSTRIAL WASTE); PROVIDING A REPEALING CLAUSE, A SEVERABILITY CLAUSE AND A PENALTY CLAUSE WITH A MAXIMUM FINE OF \$2,000.

ORD 6716
INDUSTRIAL WASTE
DISPOSAL

Mr. Philpott said this is a substantial modification to the industrial waste disposal program, with the last major update in 2005. There were minor modifications in 2011 and 2019.

Janet Sims, Senior Project Manager, Mead and Hunt

Ms. Sims explained that the Wastewater Treatment Plant is permitted through the Texas Commission on Environmental Quality, and they require an Industrial Pretreatment Program because Sherman receives a large contribution of industrial waste.

The pollutants from the industries can cause contamination to the waters, sludge, and workers at the plant. The pretreatment program is in accordance with Federal regulations.

She discussed the specifics of the program and the implementation at the Wastewater Treatment Plant.

No citizens appeared before the City Council to discuss Ordinance No. 6716.

The Public Hearing was closed.

Ordinance 6714

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, REPEALING ORDINANCE NO. 6207; ADOPTING A NEW WATER CONSERVATION AND DROUGHT CONTINGENCY AND WATER EMERGENCY MANAGEMENT PLAN; PROVIDING FOR ENFORCEMENT, PENALTIES AND DISCONNECTION OF WATER SERVICE FOR NONCOMPLIANCE; REQUIRING THE FILING OF THIS ORDINANCE AND PLAN WITH THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY; 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 6714
WATER
CONSERVATION &
DROUGHT
CONTINGENCY &
WATER EMERGENCY
PLAN

Ordinance 6715

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING CHAPTER 9 OF THE CODE OF ORDINANCES, ENTITLED "PERSONNEL", ARTICLE 9.05, ENTITLED "CIVIL SERVICE FOR FIREFIGHTERS AND POLICE OFFICERS", AT SECTION 9.05.026, ENTITLED "AUTHORIZED NUMBER OF POSITIONS", TO REVISE THE NUMBER OF AUTHORIZED POSITIONS IN THE POLICE DEPARTMENT; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

ORD 6715
POLICE & FIRE
FIGHTERS
AUTHORIZED
POSITIONS

Ordinance 6716

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING THE CODE OF ORDINANCES, CITY OF SHERMAN, TEXAS, AT CHAPTER 13 (UTILITIES), ARTICLE 13.07 (WATER, SEWERS AND SEWAGE DISPOSAL), DIVISION 5 (REGULATIONS FOR DISPOSAL OF INDUSTRIAL WASTE); MODIFYING CERTAIN EXISTING REGULATIONS AND PRESCRIBING CERTAIN NEW REGULATIONS RELATING TO DISPOSAL OF INDUSTRIAL WASTE); PROVIDING A REPEALING

ORD 6716
INDUSTRIAL WASTE
DISPOSAL

CLAUSE, A SEVERABILITY CLAUSE AND A PENALTY CLAUSE WITH A MAXIMUM FINE OF \$2,000.

ACTION TAKEN.

Motion by Council Member Stevenson to approve Ordinance Nos. 6714, 6715, and 6716, as presented. Second by Council Member Holland.

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

VOTING NAY: None.

MOTION CARRIED.

RESOLUTION NO. 7294 -- AUTHORIZING EXECUTION OF AMENDMENT NO. 3 TO THE PROFESSIONAL SERVICES AGREEMENT WITH PAPE-DAWSON ENGINEERS, INC. FOR SHERMAN WATER TREATMENT PLANT - CONCENTRATE DISCHARGE AND OUTFALL DESIGN SERVICES

**RES 7294
WATER TREATMENT
PLANT PROJECT**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF AMENDMENT NO. 3 TO THE PROFESSIONAL SERVICES AGREEMENT WITH PAPE-DAWSON ENGINEERS, INC. FOR SHERMAN WATER TREATMENT PLANT – CONCENTRATE DISCHARGE AND OUTFALL DESIGN SERVICES.

Tom Pruitt, Utility Engineer, explained this resolution will provide additional funds for the project at the concentrate discharge line, on the open channel portion. The property owner requested that a culvert be added prior to granting the easement.

ACTION TAKEN.

Motion by Deputy Mayor Teamann to approve Resolution No. 7294, as presented. Second by Council Member Dobbs.

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

VOTING NAY: None.

MOTION CARRIED.

RESOLUTION NO. 7295 -- AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH LOCKWOOD, ANDREWS & NEWNAM, INC. FOR THE LOWER POST OAK CREEK INTERCEPTOR CAPACITY IMPROVEMENTS

**RES 7295
LOWER POST OAK
CREEK INTERCEPTOR
CAPACITY
IMPROVEMENTS**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH LOCKWOOD, ANDREWS, & NEWNAM, INC. FOR ENGINEERING SERVICES FOR THE LOWER POST OAK CREEK INTERCEPTOR CAPACITY IMPROVEMENTS.

Mr. Pruitt said this project was included in the 2023 Wastewater Master Plan. The project is broken into three phases, and this agreement is for the Lower Post Oak Creek Interceptor Capacity Improvements. The project must start from downstream, in order to not flood the area as the other projects are completed.

ACTION TAKEN.

Motion by Council Member Dobbs to approve Resolution No. 7295, as presented. Second by Deputy Mayor Teamann.

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

VOTING NAY: None.

MOTION CARRIED.

RESOLUTION NO. 7296 -- AUTHORIZING THE PURCHASE OF A FORD F-250 TRUCK FROM RUSH TRUCK CENTERS FOR THE DISTRIBUTION SERVICES DEPARTMENT THROUGH THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD)

**RES 7296
FLEET PURCHASE**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE PURCHASE OF A 2024 FORD F250 TRUCK FROM RUSH TRUCK CENTERS FOR THE DISTRIBUTION SERVICES DEPARTMENT THROUGH THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD).

CONSENT AGENDA.

RESOLUTION NO. 7297 -- AUTHORIZING THE PURCHASE OF A 2024 FORD F-750 DUMP TRUCK FROM RUSH TRUCK CENTERS FOR THE STREET MAINTENANCE DEPARTMENT THROUGH THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD)

**RES 7297
FLEET PURCHASE**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE PURCHASE OF A 2024 FORD F-750 DUMP TRUCK FROM RUSH TRUCK CENTERS FOR THE STREET MAINTENANCE DEPARTMENT THROUGH THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE BUYBOARD.

CONSENT AGENDA.

RESOLUTION NO. 7298 -- AUTHORIZING PAYMENT TO OVERDRIVE ENTERTAINMENT FOR COSTS ASSOCIATED WITH SHERMAN'S SUMMER MUSIC SERIES

**RES 7298
SUMMER MUSIC
SERIES**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING PAYMENT TO OVERDRIVE ENTERTAINMENT FOR COSTS ASSOCIATED WITH SHERMAN'S SUMMER MUSIC SERIES.

CONSENT AGENDA.

RESOLUTION NO. 7299 -- AUTHORIZING EXECUTION OF AN AGREEMENT WITH HABITAT FOR HUMANITY FOR THE ABATEMENT OF AD VALOREM PROPERTY TAXES FOR THE CONSTRUCTION OF A NEW SINGLE-FAMILY RESIDENCE AT 521 EAST CARTER STREET WITHIN THE CITY OF SHERMAN REINVESTMENT ZONE, NUMBER 10 (#10)

**RES 7299
RESIDENTIAL TAX
ABATEMENT
(521 E. CARTER)**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF AN AGREEMENT WITH HABITAT FOR HUMANITY FOR THE ABATEMENT OF AD VALOREM PROPERTY TAXES FOR THE CONSTRUCTION OF A NEW SINGLE-FAMILY RESIDENCE AT 521

EAST CARTER STREET WITHIN CITY OF SHERMAN
REINVESTMENT ZONE, NUMBER TEN (#10).
CONSENT AGENDA.

OTHER BUSINESS

PRESENTATION FROM HIDEELL ON THE CITY HALL
RENOVATIONS

CITY HALL
RENOVATIONS

Aaron Babcock, Consultant, Hidell & Associates, updated the City Council on the proposed remodel of City Hall. They have worked with staff to provide a better workflow and make it more efficient for employees and visitors. He presented the “basis of the design” but said they are still in the design phase.

The project will be bid in June or July, with Council approval scheduled for July 2024. They have also recommended that staff vacate the building during the construction phase. This should allow for a better contractor cost and a better timeframe. Construction should be six to eight months, starting in August 2024 and ending in the Spring of 2025. During construction, City Hall would be relocated to the old Police Department. Mr. Babcock presented an overview of the proposed design for the new City Hall.

Robby Hefton, City Manager, said money for the project is available from the 2023 Bond Issue, and the estimated cost is about \$3 million. Council Members were in favor of moving forward with the project.

RECEIVE PRESENTATION ON NEW MAIN STREET SIGNS

MAIN STREET SIGNS

Nate Strauch, Community and Support Services Manager, said that the Main Street Advisory Board would like to designate a portion of Travis Street, between Washington Street and Jones Street, with the honorary designation of “Main Street.” The legal name of the street nor any addresses would not change.

He presented an example of signs that would be added to existing street signs with the designation for the main thoroughfare.

CONSIDER APPROVAL OF THE ANNEXATION SCHEDULING PLAN
FOR THE PROPOSED ANNEXATION OF APPROXIMATELY 2.02
ACRES OF LAND LOCATED NORTH OF POST OAK CREEK AND
SOUTH OF THREE OAKS, PHASE II, AND WEST OF THREE OAKS
PHASE III AND IN THE CITY OF SHERMAN’S EXTRATERRITORIAL
JURISDICTION; AND DIRECTING THE DEPARTMENT OF
ENGINEERING SERVICES TO DEVELOP A SERVICE PLAN FOR
THE AREA TO BE ANNEXED UPON APPROVAL OF THE
ANNEXATION SCHEDULING PLAN

ANNEXATION
SCHEDULE
(THREE OAKS,
SECTION 4)

Rob Rae, Director of Development Services, said this annexation was requested by the developer and would be heard by the Council on May 20, 2024. This would add a small 2.02 acre tract into the City Limits.

ACTION TAKEN.

Motion by Deputy Mayor Teamann to approve the Annexation Scheduling Plan for the proposed annexation of approximately

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2.02 acres of land, as presented. Second by Council Member Dobbs.

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

VOTING NAY: None.

MOTION CARRIED.

COUNCIL COMMENTS

- Recognized the Sherman Symphony on a recent concert and congratulated Susan Barker on being honored for playing 40 years with the Symphony. (Pam Howeth)
- Thanks to the City of Sherman for their help with the recent Cinco de Mayo celebration in Downtown Sherman. (Henry Marroquin)
- Congratulations to St. Mary's Catholic Parish on their 150th Anniversary in Sherman. (David Plyler)

ANNOUNCEMENTS

Mayor Plyler announced the following:

- Hot Summer Nights will begin June 6, 2024, with Don Felder of the Eagles, and then continue every Thursday in June and July.
- Downtown Sherman Now will host Craft the Night Away on May 18, 2024. Tickets are available online.
- Coffee with the Mayor will be held June 7, 2024 at Bob Utter Ford.

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.

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

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

COUNCIL COMMENTS

ANNOUNCEMENTS

EXECUTIVE SESSION

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) Parks and Recreation Director

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

A) Heritage Ranch Development

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 5:44 p.m.

On Motion duly made and carried, the Executive Session recessed at 6:08 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

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ADJOURNMENT

On Motion duly made and carried, the meeting adjourned at 6:09 p.m.

ADJOURNMENT

MAYOR

CITY CLERK