

STATE OF TEXAS §

October 24, 2011

COUNTY OF GRAYSON §

BE IT REMEMBERED THAT A Called Meeting of the Sherman City Council was begun and held in the City Council Chambers on October 24, 2011.

COUNCIL MEMBERS PRESENT: Mayor Bill Magers; Deputy Mayor Willie Steele.
Council Members Smith, Softly, Wacker.

COUNCIL MEMBERS ABSENT: Council Members Adami, Howeth,

CITY STAFF PRESENT: George Olson, City Manager; Robby Hefton, Assistant City Manager/CFO; Brandon Shelby, City Attorney; Don Keene, Director of Public Works; Mark Gibson, Director of Engineering and Utilities; Tom Watt, Police Chief; Lisa Whitfield, Engineering and Development Coordinator; Clay Barnett, City Engineer; Pam Cloer, Assistant to the City Manager; Linda Ashby, City Clerk.

PURPOSE: Call to Order, Quorum Determined, Meeting Declared Open

INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5726
Extending the Corporate Limits of Said City so as to Annex Approximately One Thousand Feet (1,000') on Both Sides of U.S. Highway 82 and S.H. 289 in the City of Sherman's Extra Territorial Jurisdiction; Providing for a Municipal Plan

ADOPTION OF ORDINANCE
Consider Adoption of Ordinance No. 5726

ADJOURNMENT

CALL TO ORDER, QUORUM DETERMINED, MEETING DECLARED OPEN

Mayor Magers called the meeting to order at 12:00 p.m., declared a quorum present, and opened the City Council Meeting.

INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5726

EXTENDING THE CORPORATE LIMITS OF SAID CITY SO AS TO ANNEX APPROXIMATELY ONE THOUSAND FEET (1,000') ON BOTH SIDES OF U.S. HIGHWAY 82 AND S.H. 289 IN THE CITY OF SHERMAN'S EXTRA TERRITORIAL JURISDICTION; PROVIDING FOR A MUNICIPAL PLAN

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, EXTENDING THE CORPORATE LIMITS OF SAID CITY SO AS TO ANNEX APPROXIMATELY ONE THOUSAND FEET (1,000') ON BOTH SIDES OF U.S. HIGHWAY 82 AND S.H. 289 IN THE CITY OF SHERMAN'S EXTRA TERRITORIAL JURISDICTION; PROVIDING FOR A MUNICIPAL PLAN; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

Elizabeth Montminy, 1738 North S.H. 289

Ms. Montminy said she has lived for 19 years on her property, which consists of 25 acres on S.H. 289. She has raised her family there. They have not developed their property and have no plans to do so. She has spoken with City staff about the annexation and was told that she would not be allowed to have pigs or donkeys on the annexed portion of the property.

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She said the City is not giving her water or sewer and they have been served by a volunteer fire department and the Grayson County Sheriff's Department. She did not feel that the City would be giving her anything but would start taxing her. She has given to this community and enjoys her property.

Ms. Montminy said they are currently outside the City limits and can shoot fireworks. If the property is annexed they will not be allowed to do that. She felt she was giving up everything to pay taxes and getting nothing in return.

No other citizens appeared before the City Council to discuss Ordinance 5726.

The Public Hearing was closed.

ADOPTION OF ORDINANCE

Ordinance 5726

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, EXTENDING THE CORPORATE LIMITS OF SAID CITY SO AS TO ANNEX APPROXIMATELY ONE THOUSAND FEET (1,000') ON BOTH SIDES OF U.S. HIGHWAY 82 AND S.H. 289 IN THE CITY OF SHERMAN'S EXTRA TERRITORIAL JURISDICTION; PROVIDING FOR A MUNICIPAL PLAN; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

Mayor Magers verified that the annexation was for the first 1,000 feet on both sides of the right-of-way. He told Ms. Montminy that the City Council was very sensitive to property rights and they do intend to eventually extend services to S.H. 289. He added that since Ms. Montminy is currently in the extra territorial jurisdiction, they have been receiving service from the Sherman Fire Department and will continue to do so. They will now also receive service from the Sherman Police Department.

He also confirmed that on property consisting of more than one acre, the residents could keep livestock. They would not be allowed to keep pigs or jackasses on the 1,000 foot portion of the property that was inside the City limits.

Mayor Magers emphasized that the annexation was for 1,000 feet and was being done to protect the gateway. The residents would be able to do as they were doing before on the property past that 1,000 feet.

ACTION TAKEN.

Motion by Council Member Smith to approve Ordinance No. 5726, as presented. Second by Deputy Mayor Steele.

VOTING AYE: Smith, Softly, Steele, Wacker.

VOTING NAY: None.

MOTION CARRIED.

He asked that staff members join him in meeting with Ms. Montminy after the meeting to answer her specific questions.

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ADJOURNMENT

There being no further business to come before the City Council, motion was duly made and approved to adjourn the Called Meeting at 12:09 p.m.

MAYOR

ATTEST

CITY CLERK