

**CITY OF SHERMAN
CITY COUNCIL REGULAR MEETING AGENDA
MUNICIPAL BALLROOM
405 N. RUSK ST
SHERMAN, TEXAS
MONDAY, SEPTEMBER 16, 2024
5:00 PM**

- A.1. CALL TO ORDER, QUORUM DETERMINED, MEETING DECLARED OPEN**
- A.2. PLEDGE OF ALLEGIANCE AND INVOCATION LED BY DEPUTY MAYOR SHAWN TEAMANN**
- A.3. APPROVE MINUTES OF THE REGULAR CITY COUNCIL MEETING OF SEPTEMBER 3, 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

Proclamations

D.1. PROCLAMATION

"Constitution Week" -- September 17-23, 2024

D.2. PROCLAMATION

"National Night Out Day" -- October 1, 2024

Public Hearing

E.1. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6765 (TABLED AT THE AUGUST 19, 2024 CITY COUNCIL MEETING)

Amending Sherman's Zoning Ordinance/Code Of Ordinances Chapter 14, And Granting A Specific Use Permit To Allow An Electric Power Substation or Generating including Ground-Mounted Solar and Wind in an R-6 (Single Family Residential) District, Located At 1512 Interurban Parkway, Consisting Of 45.107 acres being a part of the Elizabeth Jones Survey, Abstract 628, City Of Sherman, Grayson County, Texas Cedar Ridge Development (Owner), Holley Energy Solutions, LLC (Representative) and Underwood Drafting & Surveying, 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

E.2. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6773

Recognizing the Termination of Sherman Tax Increment Financing Reinvestment Zone Number Three (TIRZ

#3) By Operation of Law; Dissolving the Board of Directors and Tax Increment Fund for TIRZ #3; Directing that Any Money Remaining in the TIRZ #3 Fund be Paid to the City of Sherman

E.3. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6774

Repealing Ordinance No. 6354 and Amending Sherman's Zoning Ordinance/Code Of Ordinances Chapter 14, To Rezone A Tract Of Land, Consisting Of 438.99 Acres In The John Jennings Survey, Abstract No. 647, And The Uriah Burns Survey, Abstract No. 121, City Of Sherman, Grayson County, Texas, Located In The 3500-4500 Blocks Of North F.M. 1417 (Heritage Parkway) And The 600-1900 Blocks Of West U.S. Highway 82, Heretofore Zoned Planned Development (PD) District; Providing That The Tract Is Rezoned And Placed In The Planned Development (PD) Zoning Classification With Modified Development Standards; Describing The Tract To Be Rezoned; 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

F.1. CLOSE PUBLIC HEARING

Consider Adoption of Ordinances 6773 & 6774.

F.2. ORDINANCE NO. 6765 (TABLED AT THE AUGUST 19, 2024 CITY COUNCIL MEETING)

Amending Sherman's Zoning Ordinance/Code Of Ordinances Chapter 14, And Granting A Specific Use Permit To Allow An Electric Power Substation or Generating including Ground-Mounted Solar and Wind in an R-6 (Single Family Residential) District, Located At 1512 Interurban Parkway, Consisting Of 45.107 acres being a part of the Elizabeth Jones Survey, Abstract 628, City Of Sherman, Grayson County, Texas Cedar Ridge Development (Owner), Holley Energy Solutions, LLC (Representative) and Underwood Drafting & Surveying, 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

Resolutions

G.1. RESOLUTION NO. 7355

Authorizing Execution of an Economic Development Program Agreement with Sunny Delight Beverages Co. for the Grant of Incentives Pursuant to Chapter 380 of the Texas Local Government Code for Tangible Personal Property Improvements.

G.2. RESOLUTION NO. 7356

Authorizing Execution of Amendment No. 2 to the Professional Services Agreement with Pape-Dawson Engineers, Inc. for Major Infrastructure Improvements

G.3. * RESOLUTION NO. 7357

Awarding a Bid to and Authorizing Execution of a Contract Between Kitching & Co LLC and the Greater Texoma Utility Authority Based on an Invitation to Bid for the Miscellaneous Water Line Improvements 2022

G.4. * RESOLUTION NO. 7358

Authorizing Execution of a Professional Services Agreement with Halff Associates, Inc. for the Lamberth Road Post Oak Creek Crossing - Phase 2

G.5. * RESOLUTION NO. 7359

Authorizing Execution of a Joint Grant Application with the City Of Denison, and Grayson County for, and the Acceptance of, A Grant Funding to be Awarded by the U.S. department of Justice Under the 2023 Justice Assistance Grant Program. - CFDA #16.738

G.6. * RESOLUTION NO. 7360

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

Authorizing Execution of an Interlocal Agreement between the City of Sherman, the City of Denison, and Grayson County for Grant Funding to be Awarded by the U.S. Department of Justice under the 2024 Justice Assistance Grant Program – CFDA #16.738

G.7. * RESOLUTION NO. 7361

Authorizing Submission of an Application for a Grant Awarded by the Texas Department of Transportation under the Routine Airport Maintenance Program (RAMP) to Fund Improvements at the Sherman Municipal Airport; Designating the City Manager as the Authorized Official to Accept, Reject, Alter or Terminate the Grant on Behalf of the City

G.8. * RESOLUTION NO. 7362

Repealing and Replacing Resolution No. 7165; Establishing Salary Structures and Incentive/Certification Pay Schedules for Firefighters and Police Officers; Establishing Special Longevity Pay Schedules for Newly Hired Firefighters and Firefighters and Police Officers; Providing for an Effective Date

G.9. * RESOLUTION NO. 7363

Authorizing Execution of An Easement to Oncor Electric Delivery Company, LLC for the Installation of Overhead and/or Underground Electric Supply to the Wastewater Treatment Plant Expansion

G.10. * RESOLUTION NO. 7364

Amending the 2023-2024 Budget of the City of Sherman, Texas, Appropriating and Allocating Additional Funds for the Period of October 1, 2023 through September 30, 2024

G.11. * RESOLUTION NO. 7365

Authorizing Execution of a Second Payment of Funds Under the City of Sherman's Downtown Building Improvement Grant Program for Renovations to 124 S. Crockett Street to David Downtain, D/B/A RP Sherman Properties II, LLC

OTHER BUSINESS

H.1. OTHER BUSINESS

Site Plan of Heritage Ranch Multi-Family Phase 1, Tract 1, consisting of 14.650 acres of land located in the 300-1000 Blocks West Highway 82 in the Heritage Ranch PD (Planned Development)/75&82 Overlay District.

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:

J.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.

J.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.

J.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.

J.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

J.5. TEX. GOV'T CODE § 551.076

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

J.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.

J.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

L.1. COUNCIL CALENDAR

2024 and 2025 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 (317 S. Travis) of said City of Sherman, Texas, a place convenient to the public, and said notice was posted on Friday, September 13, 2024 at 4:59 p.m., and said time of posting was 72 hours before said meeting was convened or called to order.

Dated this 13th day of September 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.

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

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