

**CITY OF SHERMAN
CITY COUNCIL REGULAR MEETING AGENDA
COMMUNITY ROOM OF THE SHERMAN POLICE HEADQUARTERS
2600 W. TRAVIS
SHERMAN, TEXAS
MONDAY, NOVEMBER 4, 2024
5:00 PM**

- A.1. CALL TO ORDER, QUORUM DETERMINED, MEETING DECLARED OPEN**
- A.2. PLEDGE OF ALLEGIANCE AND INVOCATION LED BY MAYOR DAVID PLYLER**
- A.3. APPROVE MINUTES OF THE CALLED COUNCIL MEETING (BUDGET) OF JUNE 15, 2023; THE CALLED JOINT MEETING WITH THE SHERMAN ECONOMIC DEVELOPMENT CORPORATION BOARD OF DIRECTORS OF SEPTEMBER 12, 2023; THE CALLED MEETING (TREE ORDINANCE) OF SEPTEMBER 14, 2023; THE CALLED MEETING (BUDGET PLANNING) OF APRIL 19, 2024; THE CALLED MEETING (CAPITAL IMPROVEMENT PROGRAM) OF MAY 23, 2024; AND THE REGULAR CITY COUNCIL MEETING OF OCTOBER 21, 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

Public Hearing

D.1. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6786

Closing and Abandoning the Platted Alley West of Lot 1, Block 29, W. Elliott's Addition, and East of Lots 1-4, Block 20, Continuation of W. Elliott's Addition, in the City of Sherman, Grayson County, Texas, as being shown in Volume 138, Page 265 and Volume 101, Page 484, Deed Records, Grayson County, Texas, and being more particularly described in the Exhibit "A" attached hereto and made a part hereof for all purposes

Close Public Hearing and Consider Adoption of Ordinances

E.1. CLOSE PUBLIC HEARING

Consider Adoption of Ordinance 6786

E.2. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 6782 (TABLED AT THE OCTOBER 21, 2024 CITY COUNCIL MEETING)

Amending Sherman's Zoning Ordinance/Code Of Ordinances Chapter 14, To Rezone A Tract Of Land Consisting Of 0.870 acres being Lot 1, Lot 2 and Lot 3, Alvarado Estates, in the Robert Thompson Survey, Abstract 1200, City Of Sherman, Grayson County, Texas, Located at 2901, 2909 and 2913 South First Street, Heretofore Zoned R-6 (Single Family Residential) District; Rezoning And Placing The Tract In The R-4 (Single Family Residential) District Zoning Classification, BELACOOB, LLC (Owner), Jay Peskuski (Representative) and Underwood Drafting and Surveying (Surveyor) Providing For A Penalty Not To Exceed \$2,000.00; Providing A Repealing/Savings Clause, Severability Clause And An Effective Date

Resolutions

F.1. RESOLUTION NO. 7416

Approval of the Purchase and Sale Agreement with Bel Air Communities, LLC, for the Purchase and Sale of Approximately 10.0 Acres of Land, Generally Located South of F.M. 1417, East of U.S. Highway 75 and behind the Movie, Bowl, Grill in the City of Sherman, Texas

F.2. RESOLUTION NO. 7417

Awarding a Bid to and Authorizing the Execution of a Contract Between Whole Environmental, Inc. Based on an Invitation to Bid for Demolition and Asbestos Remediation Services for The Baltic and St. Charles Apartments

F.3. RESOLUTION NO. 7418

Authorizing Execution of a Professional Services Agreement with Walter P. Moore and Associates Inc. for a Downtown Building Assessment.

F.4. RESOLUTION NO. 7419

Approving the Greater Texoma Utility Authority's Intention to Amend Contract Language to Article 9 and Article 15, Conversion from CMAR to Lump Sum, to Kiewit Water Facilities South Co.

F.5. RESOLUTION NO. 7420

Approving the Greater Texoma Utility Authority's Intention to Approve Amendment No. 7 (Final GMP) to Kiewit Water Facilities South Co. for the South Wastewater Treatment Plant

F.6. RESOLUTION NO. 7421

Authorizing Execution of an Amended and Restated Professional Services Agreement with Teague Nall and Perkins, Inc. for Design of the Heritage Ranch Public Improvements Project.

F.7. * RESOLUTION NO. 7422

Authorizing Execution of Amendment No. 1 to the Professional Services Agreement with Garver, LLC for the Sherman WTP Sedimentation Basin Mechanism Replacement Project

F.8. * RESOLUTION NO. 7423

Authorizing the Execution of the First Amendment to Addendum to Agreement with SkyTrust, LLC dated March 2, 2020 for Construction of Hangars at the Sherman Municipal Airport

F.9. * RESOLUTION NO. 7424

Authorizing the Execution of a First Amendment to the Contract with SkyTrust, LLC dated February 2, 2020

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

for Assignment of Rental Income for Hangar No. 1 at the Sherman Municipal Airport

F.10. * RESOLUTION NO. 7425

Authorizing Execution of a Professional Services Agreement with Halff Associates, Inc. for the Stormwater Management Program (SWMP) Preparation and Phase II MS4 General Permit Assistance

F.11. * RESOLUTION NO. 7426

Authorizing Execution of an Agreement for EMS and Fire Protection Services between Grayson County, Texas and the City of Sherman, Texas for the Period of October 1, 2024 through September 30, 2025

F.12. * RESOLUTION NO. 7427

Authorizing the Purchase of Mowers from Sam's Lawn Riders for the Parks Maintenance Department through Sourcewell Contract

F.13. * RESOLUTION NO. 7428

Authorizing the Purchase of a New Manhole Cutter from Kirby Smith for the Street Maintenance Department Through BuyBoard

F.14. * RESOLUTION NO. 7429

Authorizing the Purchase of a Zero Turn Mower and Attachments from GLK Turf Solutions for the Parks Maintenance Department through Buyboard

F.15. * RESOLUTION NO. 7430

Authorizing Submission of a Grant Application and the Acceptance of the Motor Vehicle Crime Prevention Authority Grant FY25

F.16. * RESOLUTION NO. 7431

Authorizing the Purchase of a New Vermeer Chipper from Vermeer for Street Maintenance Department through Buyboard

Change Orders

G.1. CHANGE ORDER NO. 1

Approving the Greater Texoma Utility Authority's Intention to Approve Change Order No. 1 to Bid Package #3 to Elliot Electric Supply for the Wastewater Treatment Plant Electrical Distribution & Generator Project.

Other Business

H.1. OTHER BUSINESS

1323 SOUTH CROCKETT STREET (Project No. 24-004615) (APPEAL FROM HISTORICAL PRESERVATION BOARD 10/1/2024)

The request of Jacqueline Moore (Owner), Joe Hall (Representative) and Helvey-Wagner Surveying, Inc.(Surveyor) concerning the property at 1323 South Crockett Street, consisting of 0.236 acres, being a part of the Samuel Blagg Survey, Abstract No. 56, being a part of Lot 62, of M.B. Moore's Addition

H.2. OTHER BUSINESS

Reject all Bids for the Construction of the Wastewater Treatment Plan 12.5kV Distribution System (MV Loop Project)

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

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

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

2024 and 2025 Council Calendars

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 Street, of said City of Sherman, Texas, a place convenient to the public, and said notice was posted on November 1, 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 1st day of November 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

Council Members

Henry Marroquin, Council-At-Large, PL #1
Juston Dobbs, Council-At-Large, PL #2
Clay Barnett, Council – District #1

Josh Stevenson, Council – District #2
Pamela L. Howeth, Council – District #3
Daron Holland, Council – District #4