

STATE OF TEXAS §
COUNTY OF GRAYSON §

September 16, 2024

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 Municipal Ballroom on September 16, 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 5:03 p.m. The Pledge of Allegiance and Invocation were led by Deputy Mayor Shawn Teamann.

APPROVE MINUTES

The Council reviewed the Minutes of the Regular City Council Meeting of September 3, 2024. Council Member Howeth moved to approve the Minutes, as presented; Second by Deputy Mayor Teamann; All present voted AYE.
MOTION CARRIED.

CITIZEN'S COMMENTS

There were no 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.

Mayor Plyler said there had been a request to table Item G3 - Resolution 7357, entitled "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."

The Council reviewed the Consent Agenda. Council Member Dobbs moved to approve the Consent Agenda, except for Item G3, which will be considered for table, as presented. Second by Council Member Stevenson. All present voted AYE.

**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**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AWARDED A BID TO AND AUTHORIZING EXECUTION OF A CONTRACT BETWEEN KITCHING & CO LLC AND THE GREATER TEXOMA UTILITY AUTHORITY BASED ON AN

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INVITATION TO BID FOR THE MISCELLANEOUS WATER LINE IMPROVEMENTS 2022.

ACTION TAKEN.

Motion by Council Member Dobbs to Table Resolution No. 7357, as requested. Second by Council Member Stevenson.
VOTING AYE: Dobbs, Holland, Howeth, Marroquin, Stevenson.
VOTING NAY: None.
ABSTAIN: Teamann.
MOTION CARRIED TO TABLE.

PROCLAMATION

“CONSTITUTION WEEK” -- SEPTEMBER 17-23, 2024

Mayor Plyler presented a proclamation to Amanda Bauman, Regent, Preston Trail Chapter, National Society Daughters of the American Revolution, designating September 17 through 23, 2024 as “Constitution Week.”

CONSTITUTION
WEEK
(SEPT. 17-23, 2024)

“NATIONAL NIGHT OUT DAY” -- OCTOBER 1, 2024

Council Member Howeth presented a proclamation to Lieutenant Sam Boyle, Sherman Police Department, designating October 1, 2024 as “National Night Out Day.”

NATIONAL NIGHT
OUT DAY
(OCT. 1, 2024)

Mayor Plyler introduced Ordinance No. 6765 and called for a public hearing: (TABLED AT THE AUGUST 19, 2024 CITY COUNCIL MEETING)

ORD 6765
SUP FOR ELECTRIC
POWER SUBSTATION
(1512 INTERURBAN
PKWY)

ACTION TAKEN.

Motion by Council Member Howeth to remove Ordinance No. 6765, from table for discussion. Second by Council Member Stevenson.
VOTING AYE: Dobbs, Holland, Howeth, Marroquin, Stevenson, Teamann.
VOTING NAY: None.
MOTION CARRIED TO REMOVE FROM TABLE.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, 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 A 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.

Rob Rae, Development Services Director, said this Specific Use Permit would allow an electrical power substation, known as a battery energy storage system.

The Planning and Zoning Commission recommended approval of the Specific Use Permit, however, the staff recommends that the Council deny this item, due to its close proximity to several City parks, single family and multi family residences, a senior living facility, several churches, and an elementary school.

The property is located in the City's Comprehensive Plan as "core neighborhood," which allows uses such as single family, multi family and neighborhood retail. The plant would be considered a "manufacturing use" and would not be consistent with the Comprehensive Master Plan.

Mr. Rae said the language in the SUP ordinance says the City Council, considering any requests for SUPs, shall only approve such requests after they have determined that the allowed usage will not be detrimental to the adjacent property, or to the City as a whole. One of the criteria is also that the SUP does not violate the intent of the Comprehensive Plan. Therefore, Mr. Rae said, the staff recommends denial of the SUP.

Bill Magers, Cedar Ridge Development, P.O. Box 91003, Sherman

Mr. Magers said he is the owner of the property for which the SUP is requested. He felt that the highest and best use for this property is from energy companies. A solar farm has a SUP for usage on the property next door. This request would be for a SUP on the remaining 48 acres, on a previous SUP from 2017 for the solar farm, which would essentially "revive the current SUP for the rest of the tract."

He said it would also expand Baker Park from 84 acres to 125 acres, with walking trails and green space, and would generate \$1 million in ad valorem revenues for more than 25 years.

He added that the previous SUP impacted the use of the property that they are now considering, and discussed the current makeup of the tract, and the fact that the energy users there need to access the "Stone Creek Switch." He said the Stone Creek Switch is a unique asset to Sherman and is the highest capacity switch in North Texas, and can handle a lot of use. He said, other developers would see these as liabilities.

He addressed the "highest and best use" for the property and said only "cheap housing" would want that property, because of the surrounding powerlines and solar farm.

Mr. Magers distributed a letter from Cypress Creek Renewals, saying they were willing to grant the City of Sherman an easement for a walking trail for the area underneath the existing Oncor transmission lines. He listed three conditions on which this easement would be granted. They also agreed to install a vegetative buffer, not to exceed \$20,000, along West Moore Road, covering the front entrance of the solar farm.

He reiterated that, Cedar Ridge Development was willing to donate a 9.5 acre tract to the City, and Cypress Creek would donate an easement, to tie the walking trail from Center Street to West Travis

Street, from Sory Elementary to Sherman High School, and from Binkley Park to Herman Baker Park. With Herman Baker's 83 acres, and this additional property, it would expand the park to 145 acres and greenspace. He added that, surrounding property owners support the plan.

He summed up the benefits of the project, which he said would cost the Sherman taxpayers \$0.

Josh Holley, Holley Energy Solutions, LLC, 3348 West Stafford Drive, Denison

Mr. Holley is the developer for the project, and is developing residential across the street. He discussed the "assets" on the property for the battery storage facility, which would not be considered assets for other types of development.

He showed examples of other BESS facilities, many near residential areas, parks, or densely populated areas. He also explained the make-up of the battery systems, and how they relate to leakage and fire protection.

He said the proposed site would supply enough energy for 125,000 for a few hours, which would provide relief for the grid. Also, over 25 years, it should provide \$30 million in property taxes to the City. There would be no stress on the streets, water, or traffic. He added that Holley Energy Solutions would remain in control of the ownership.

Mr. Holley highlighted the benefits of the Yellow Rose BESS to the City of Sherman.

Billy Hartsfield, Fire Chief

Chief Hartsfield expressed concern about the thermal runaways, which causes a fire event that creates their own oxygen, which makes it very difficult to extinguish by water. It can cause the fire to reignite once it appears to be out, and some have taken up to five days to control. They can also release toxic, flammable, and explosive gasses.

Chief Hartsfield also discussed fire "incidents" and evacuations that have taken place in the United States from the battery storage facilities.

Peter Tracy, 705 S. Valentine, Sherman

Mr. Tracy asked about the lifespan of the solar panels, adding that there was no current means of recycling the materials from the solar panels. He also asked about the lifespan of the batteries. He was concerned about what would happen to both when they reached the lifespan.

Brendan Miller, Energy Storage Lead Engineer, Westwood Professional Services, 2901 Dallas Parkway, Plano

Mr. Miller is the Project Engineer, and said they are not using solar panels. The batteries are designed for a lifespan of 20 years, and as they degrade, they will be replaced.

He said it is not recommended to place water on this type of fire, which will increase the fire and release toxic gasses. He said the fires that were discussed were “improper allocation of firefighting methodology.”

All of the battery manufacturers currently recommend the use of water only for cooling the surrounding area to prevent spread to other surrounding units. He said the proper way to suppress the fire is to allow it to burn out on its own, which it will do in “a couple of hours.” If they are allowed to burn out, he said, the materials will be removed and the risk of reignition won’t happen.

He added, that in many cases, it is a “misapplication of firefighting techniques” for this given type of chemistry. The new chemistry is also less volatile. He said, “evacuations are at the discretion of the local fire authority” and large-scale evacuations are not considered the best practice. He said there are gasses that will escape from the batteries, and those gasses are dangerous to about 25 feet from the units. Other than that, it is just a “smoke hazard.”

Angela Holland, 912 South Bryant Street, Sherman

Ms. Holland lives in the vicinity of the proposed battery storage plant, and felt it was a great idea and good for Sherman, but not right for her neighborhood. She felt there were other areas that would be more suited to the facility. She said there is a lot of development nearby and felt the residents would suffer from the facility.

No other citizens appeared before the City Council to discuss Ordinance No. 6765.

Mayor Plyler introduced Ordinance No. 6773 and called for a public hearing:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, 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; PROVIDING A REPEALING CLAUSE AND SEVERABILITY CLAUSE.

ORD 6773
TERMINATING
TIRZ #3

Mary Lawrence, Chief Financial Officer, explained that Tax Increment Reinvestment Zone #3 covers Sherman Commons, including Academy, Kohl’s, and Aspire Apartments. All the costs of the zone, including infrastructure and grants, have been paid, and the zone is no longer needed.

She asked that the Council terminate the zone and return the property taxes to the General Fund. The zone generates about \$265,000 annually.

No citizens appeared before the City Council to discuss Ordinance No. 6773.

Mayor Plyler introduced Ordinance No. 6774 and called for a public hearing:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, 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.

ORD 6774
ZONE CHANGE
(3500-4500 BLOCKS
OF W. HWY 82)

Mr. Rae explained that the Heritage Ranch Planned Development wanted to develop a multi-family project on the west side of the development. This amendment would allow the multi-family use as a permitted use in the commercial and entertainment district. It was originally thought that multi-family was included in that portion of the development plan, but it wasn't when the plan came to the City.

The Planning and Zoning Commission recommended approval of the amendment, and it is consistent with the Comprehensive Plan. The staff also recommends approval.

This item is tied to Item H-1, regarding a Site Plan approval for 312 multi-family units in Heritage Ranch.

Michaelann Durden, Project Manager, Kimley Horn, 2600 N. Central Expy, Suite 400, Richardson, Texas

Ms. Durden appeared representing the engineer for the project, and was available to answer any questions about the amendment or the Site Plan.

No other citizens appeared before the City Council to discuss Ordinance No. 6774.

The Public Hearing was closed.

Ordinance 6773

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, 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; PROVIDING A REPEALING CLAUSE AND SEVERABILITY CLAUSE.

ORD 6773
TERMINATING
TIRZ #3

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Council Member Stevenson verified that all debts are paid from the TIRZ #3.

ACTION TAKEN.

Motion by Council Member Stevenson to approve Ordinance No. 6773, as presented. Second by Deputy Mayor Teamann.

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

VOTING NAY: None.

MOTION CARRIED.

Ordinance 6774

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, 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.

ORD 6774
ZONE CHANGE
(3500-4500 BLOCKS
OF W. HWY 82)
(TABLED)

Council Member Stevenson asked for clarification on the missed use request. Mr. Rae explained that the Planned Development language did not allow for multi-family in the commercial or entertainment districts.

Ms. Durden explained that the request would be single-use, multi-family, three-stories, one and two bedrooms.

Council Member Stevenson expressed concern that if they changed the Planned Development requirement, that they could make everything multi-family. Mr. Rae said the language change wouldn't keep them from doing that. Multi-family is currently allowed in the residential district.

Mr. Rae said this Planned Development was originally approved in 2021, before the Zoning Ordinance was updated. Many changes have been made since that time.

ACTION TAKEN.

Motion by Council Member Stevenson to Table Ordinance No. 6774, as presented. Second by Council Member Dobbs.

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

VOTING NAY: None.

ABSTAIN: Teamann.

MOTION CARRIED TO TABLE.

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

HERITAGE RANCH
SITE PLAN
(TABLED)

Since the Site Plan is tied to the zone change in Ordinance 6774, Robby Hefton, City Manager, recommended that the Council also table this item.

ACTION TAKEN.

Motion by Council Member Stevenson to Table the Site Plan of Heritage Ranch Multi-Family Phase 1, Tract 1, as presented.
Second by Council Member Dobbs.

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

VOTING NAY: None.

ABSTAIN: Teamann.

MOTION CARRIED TO TABLE.

Ordinance 6765

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, 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 A 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.

ORD 6765
SUP FOR ELECTRIC
POWER SUBSTATION
(1512 INTERURBAN
PKWY)
(MOTION FAILED)

Council Member Stevenson asked about the proposed screening for the battery storage facility. Mr. Magers explained that Cedar Ridge Development would donate some property to the City, which would basically extend the park. The other entity would provide an easement. Holley Energy Solutions would pay for the screen.

Council Member Stevenson said if the City isn't paying for screening and is getting additional acreage for the park, those "were big pluses." He asked if the battery storage facility would have noise. Mr. Miller said there is noise associated with the site, however this site is isolated, so he didn't think the noise would extend across the property boundary.

Council Member Stevenson verified that water and sewer would also not be required. He also asked if specific training would be required for the Fire Department to know how to handle possible fires at the facility. Mr. Miller said he recommended training for the Fire Department and said Mr. Holley has said he will pay for the training for the Fire Department.

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Deputy Mayor Teamann asked if a condition of the Specific Use Permit was just for lithium batteries. It was not a condition, but could be added in the motion.

Council Member Marroquin asked about dates and locations of fires at these types of facilities. Council Members discussed the use of these batteries and their safety and noise level.

Council Member Holland said there are 41 homes being constructed in that neighborhood, there is a High School, and Elementary School. He felt the battery storage facility was a “great idea” but not good for the neighborhood.

Council Member Howeth felt it was probably the best use of the property, and questioned the type of housing that would be located in that area, close to the solar farm.

Mr. Miller said the reason for that location is because the substation is across the street.

Mayor Plyler said there is a lot of flooding near some of the nearby residences. Mr. Holley said there is a drainage plan in place and some silt fencing to help “catch” that. He said since the streets are in, much of that slope has been redirected. He assured the Council that the situation will be resolved.

Council Member Holland reiterated that he did not feel it was a good project for the neighborhood.

ACTION TAKEN.

Motion by Council Member Stevenson to approve Ordinance No. 6765, as presented. Second by Council Member Howeth.

VOTING AYE: Howeth, Stevenson.

VOTING NAY: Dobbs, Holland, Marroquin, Teamann.

MOTION FAILED.

Deputy Mayor Shawn Teamann left the Council Meeting at 6:30 p.m.

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 PERSONNEL PROPERTY IMPROVEMENTS

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, 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 PROPERTY IMPROVEMENTS.

**RES 7355
SUNNY DELIGHT
INCENTIVE GRANT**

Ms. Lawrence said Sunny Delight Beverages Company is investing an additional \$8 million in equipment at their Sherman facility. They have applied for a tax abatement. They are updating their current production line, replacing outdated equipment, and acquiring new equipment.

The City is offering a Chapter 380 Agreement, which will offer them the same benefits as a tax abatement, but will allow the City to have more efficient oversight of the terms of the agreement.

The monetary effect for the City is the same as it would be for the tax abatement. The term of the agreement is five years, and the benefit is about \$50,000.

ACTION TAKEN.

Motion by Council Member Stevenson to approve Resolution No. 7355, as presented. Second by Council Member Howeth.
VOTING AYE: Dobbs, Holland, Howeth, Marroquin, Stevenson.
VOTING NAY: None.
MOTION CARRIED.

RESOLUTION NO. 7356 -- AUTHORIZING EXECUTION OF AMENDMENT NO. 2 TO THE PROFESSIONAL SERVICES AGREEMENT WITH PAPE-DAWSON ENGINEERS, INC. FOR MAJOR INFRASTRUCTURE IMPROVEMENTS

**RES 7356
INFRASTRUCTURE
IMPROVEMENTS**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF AMENDMENT NO. 2 TO THE PROFESSIONAL SERVICES AGREEMENT WITH PAPE-DAWSON ENGINEERS, INC. FOR MAJOR INFRASTRUCTURE IMPROVEMENTS.

Tom Pruitt, Utility Engineer, explained that this amendment is to a professional services agreement with Pape-Dawson for major infrastructure improvements, including projects at the Wastewater Treatment Plant, Concentrate Discharge projects, Elevated Storage Tank, 36" Water Line, and Lake Texoma Pump Station. Most of these projects are moving into construction, except the Elevated Storage Tank.

The original contract was for two years, Amendment No. 1 extended that three months, and this Amendment extends it another year.

ACTION TAKEN.

Motion by Council Member Dobbs to approve Resolution No. 7356, as presented. Second by Council Member Howeth.
VOTING AYE: Dobbs, Holland, Howeth, Marroquin, Stevenson.
VOTING NAY: None.
MOTION CARRIED.

RESOLUTION NO. 7358 -- AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH HALFF ASSOCIATES, INC. FOR THE LAMBERTH ROAD POST OAK CREEK CROSSING - PHASE 2

**RES 7358
LAMBERTH ROAD
POST OAK CREEK
CROSSING**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH HALFF ASSOCIATES, INC. FOR THE LAMBERTH ROAD POST OAK CREEK CROSSING – PHASE 2.
CONSENT AGENDA.

RESOLUTION NO. 7359 -- AUTHORIZING SUBMISSION OF A JOINT GRANT APPLICATION WITH THE CITY OF DENISON AND GRAYSON COUNTY FOR, AND THE ACCEPTANCE OF, A GRANT AWARDED UNDER THE 2024 JUSTICE ASSISTANCE GRANT PROGRAM - CFDA #16.738

RES 7359
JAG GRANT

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, 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.
CONSENT AGENDA.

RESOLUTION NO. 7360 -- 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

RES 7360
JAG GRANT
INTERLOCAL
AGREEMENT

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, 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.
CONSENT AGENDA.

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

RES 7361
AIRPORT RAMP
GRANT

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, 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.
CONSENT AGENDA.

RESOLUTION NO. 7362 -- REPEALING AND REPLACING RESOLUTION NO. 7165; ESTABLISHING SALARY STRUCTURES AND INCENTIVE/CERTIFICATION PAY SCHEDULES FOR FIREFIGHTERS AND POLICE; ESTABLISHING SPECIAL LONGEVITY PAY SCHEDULES FOR NEWLY HIRED FIREFIGHTERS AND FIREFIGHTERS AND POLICE OFFICERS; PROVIDING FOR AN EFFECTIVE DATE

RES 7362
POLICE & FIRE
SALARY STRUCTURES

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, 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 POLICE OFFICERS; PROVIDING FOR AN EFFECTIVE DATE. CONSENT AGENDA.

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

RES 7363
ONCOR EASEMENT
WWTP EXPANSION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF AN EASEMENT TO ONCOR ELECTRIC DELIVERY COMPANY, LLC FOR THE INSTALLATION OF OVERHEAD AND/OR UNDERGROUND ELECTRIC SUPPLY FOR THE CITY OF SHERMAN WASTEWATER TREATMENT PLANT. CONSENT AGENDA.

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

RES 7364
BUDGET
AMENDMENTS

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, 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. CONSENT AGENDA.

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

RES 7365
DOWNTOWN BLDG
IMPROVEMENT
GRANT
(124 S. CROCKETT)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, 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. CONSENT AGENDA.

COUNCIL COMMENTS

- Thanked everyone for their help with the recent Hispanic Heritage Festival. (Henry Marroquin)

COUNCIL
COMMENTS

ANNOUNCEMENTS

Mayor Plyler announced the following:

- The Mayor's Economic Development Round Table will be held on September 17, 2024, at 10:00 a.m., in the Municipal Building. Ross Perot, Jr. will be the speaker.

ANNOUNCEMENTS

- Arts Fest will be held on the Municipal Building Grounds on September 21, 2024.

EXECUTIVE SESSION – IN ACCORDANCE WITH CHAPTER 551, GOVT. CODE, V.T.C.S., (OPEN MEETINGS LAW)

EXECUTIVE SESSION

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 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

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

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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

Council Members decided the Executive Session was not needed.

ADJOURNMENT

On Motion duly made and carried, the meeting adjourned at
6:36 p.m.

ADJOURNMENT

MAYOR

CITY CLERK