

**CITY OF SHERMAN
CITY COUNCIL REGULAR MEETING AGENDA
COUNCIL CHAMBERS OF THE CITY HALL
220 WEST MULBERRY STREET
SHERMAN, TEXAS
MONDAY, OCTOBER 19, 2015
5:00 P.M.**

- A. 1. CALL TO ORDER, QUORUM DETERMINED, MEETING DECLARED OPEN**
- A. 2. PLEDGE OF ALLEGIANCE LED BY MAYOR CAROLYN S. WACKER**
- A. 3. INVOCATION BY MAYOR CAROLYN S. WACKER**
- A. 4. APPROVE MINUTES OF THE REGULAR CITY COUNCIL MEETING OF OCTOBER 5, 2015**

Special Presentations

- B. 1. SPECIAL PRESENTATION**
Sherman Chamber of Commerce President Eddie Brown's Presentation on the Tax Shift Initiative

Public Hearing

- C. 1. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5905**
Amending Ordinance No. 5892 to Appoint Election Officials and Add an Early Voting Location for an Election of the Qualified Voters of the City of Sherman, Texas, on the 3rd day of November, 2015, for the Purpose of Electing a Mayor and Two (2) At-Large City Council Members for Said City
- C. 2. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5906**
Amending Ordinance No. 5893 to Appoint Election Officials and Add an Early Voting Location for an Election of the Qualified Voters of the City of Sherman, Texas, on the 3rd day of November, 2015, for the Purpose of the Reauthorization of the Local Sales and Use Tax at the Rate of One-Eighth of One Percent (1/8%) to Continue Providing Revenue for Maintenance and Repair of Municipal Streets

- C. 3. **INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5907**
Amending Ordinance No. 5894 to Appoint Election Officials and Add an Early Voting Location for a Special Election of the Qualified Voters of the City of Sherman, Texas, on the 3rd Day of November, 2015, for the Purpose of Amending the City Charter of the City of Sherman, Texas
- C. 4. **INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5908**
Appointing an Alternate Municipal Court Judge for the City of Sherman, Grayson County, Texas
- C. 5. **INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5909**
Amending Chapter 6 of the Code of Ordinances, entitled "Health and Sanitation", at Article 6.02, entitled "Food Establishments", at Section 6.02.001, entitled "Adoption of State Food Establishment Rules; Definitions" and at Section 6.02.005, entitled "Food Sanitation Training"
- C. 6. **INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5910**
Closing and Abandoning a Portion of Hester Street Right-of-Way lying between Blocks Twenty-Three (23) and Twenty-Four (24) of B.H. Moore Heirs Addition, said Property to be Maintained as a Utility Easement; Conveying the Interest in said Right-of-Way to the Abutting and Adjacent Property Owner, Sherman Collision Repair, LLC
- C. 7. **INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5911**
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 Amend the Number of Authorized Positions in the Police Department
- C. 8. **INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5912**
Repealing Ordinance No. 5827 in its Entirety; Establishing Assignment Pay Schedules for Firefighters and Police Officers

Close Public Hearing and Consider Adoption of Ordinances

- C. 9. **ADOPTION OF ORDINANCES**
Consider Adoption of Ordinance Numbers: 5905, 5906, 5907, 5908, 5909, 5910, 5911 and 5912
- C. 10. **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

Resolutions

D. 1. RESOLUTION NO. 6033

Authorizing Execution of a Memorandum of Understanding (MOU) Defining Roles and Responsibilities between the Sherman-Denison Metropolitan Planning Organization and the Cities of Sherman and Denison Regarding Engineering Studies

D. 2. * RESOLUTION NO. 6034

Authorizing Execution of a Deed Without Warranty to Sherman Collision Repair, LLC for the Conveyance of a Portion of Right-of-Way being Hester Street from Austin Street West Approximately 100' in the 500 Block of Hester Street in the City of Sherman, Grayson County, Texas; Providing that all Surveying and Appraisal Costs Incurred will be Paid by Sherman Collision Repair, LLC

D. 3. * RESOLUTION NO. 6035

Authorizing the Purchase of a New JLG Telescopic Handler for the Equipment Services Department from Equipment Depot

Requests to Advertise

E. 1. REQUEST TO ADVERTISE

Southwest Elevated Storage Tank

Other Business

F. 1. OTHER BUSINESS

Receive Presentation from Police Sergeant D. M. Hampton on the Police Department's Annual Halloween Event, "Fright Fest"

F. 2. * OTHER BUSINESS

Final Plat Approval of the Travelers Inn Addition, being Part of a Replat of Lots 7, 8 & 9, Block 1 of McBride's Addition and Containing 3.37 Acres in the Samuel Blagg Survey, Abstract No. 56; J.R. Patel, Owner; and Sartin and Associates, Surveyor (401 South Sam Rayburn Freeway)

G. CITIZEN REQUESTS

H. MEDIA QUESTIONS

I. COUNCIL COMMENTS

Executive Session

J. 1. EXECUTIVE SESSION

In Accordance with Chapter 551, Government Code, V.T.C.S. (Open Meetings Law), "The City Council Will Now Hold a Closed Executive Meeting Pursuant to the Provisions of the Open Meetings Law, Chapter 551, Government Code, Vernon's Texas Codes Annotated, in Accordance with the Authority Contained in the Following Sections:

Section 551.074

Personnel Matters:

- (a) Consider the Qualifications, Appointment and Removal of Members to Boards and Commissions:
 - (1) Sherman Economic Development Corporation Board of Directors (3)

Section 551.087

Deliberation Regarding Economic Development Negotiations:

- (a) Deliberate Regarding Commercial or Financial Information that the City has Received from a Business Prospect and Deliberate any Offers or Incentives to the Business Prospect

The Council reconvenes into General Session

K. 1. OPEN MEETING

Reconvene into Open Meeting and Consider Action, if any, on items discussed in Executive Session

L. ADJOURNMENT

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 of said City of Sherman, Texas, a place convenient to the public, and said notice was posted on October 15, 2015 at 4:00 p.m., and said time of posting was 72 hours before said meeting was convened or called to order.

Dated this 15th day of October, 2015
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

Carolyn S. Wacker

Deputy Mayor

David Plyler

Council Members

Ryan Johnson, Council-At-Large, PL #1

Jason Sofey, Council-At-Large, PL #2

Lawrence Davis, Council – District #1

Terrence R. Steele, Council – District #2

Tom Watt, Council – District #3

David Plyler, Council – District #4



SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

Agenda Item No. A. 4.

Meeting Date: 10/19/2015

Prepared By: Linda Ashby, City Clerk

Approved By: Robby Hefton, City Manager

Caption:

APPROVE MINUTES OF THE REGULAR CITY COUNCIL MEETING OF OCTOBER 5, 2015

Attachments

October 5, 2015

Annexation Map

Fire Inspections

October 5, 2015

**MEMBERS PRESENT: MAYOR CARY WACKER; DEPUTY MAYOR DAVID PLYLER.
COUNCIL MEMBERS DAVIS, SOFEY, STEELE, WATT.**

CALL TO ORDER

CALL TO ORDER

APPROVE MINUTES

RECOGNIZING OUTGOING SEDCO CHAIRMAN BROOKS HULL

He said he is also very excited about the incoming leadership of John Plotnik, the new President, and Willie Steele, who will serve as the new Chairman. He said the City is in great shape and SEDCO has had great collaboration with the City Council over the past two years.

PROCLAMATION

“LIONS WHITE CANE DAY” – OCTOBER 10, 2015

Mayor Wacker presented a proclamation designating October 10, 2015 as “Lions White Cane Day” to Dr. Jerry Gundersheimer, Sherman Noon Lions Club Chairman of “White Cane Day”.

Dr. Gundersheimer thanked the City Council for the great support they have provided to the Sherman Noon Lions Club for their sight conservation efforts. He thanked them for helping them get “set up” especially after the ordinance changes a couple of years ago.

INTRODUCTION AND PUBLIC HEARING OF ORDINANCES

Mayor Wacker introduced Ordinance 5903 and called for a public hearing:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING CHAPTER 13 OF THE CODE OF ORDINANCES, ENTITLED “UTILITIES”, AT ARTICLE 13.09, ENTITLED “SERVICE FEES”, AT SECTION 13.09.001 TO REVISE MISCELLANEOUS UTILITY FEES; AT SECTION 13.09.002 TO REVISE LABORATORY FEES; AND AT SECTION 13.09.003 TO REVISE WATER AND SEWER TAP FEES; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

Don Keene, Director of Administration and Finance, said the proposed revisions were outlined at the last City Council Meeting and will help the City cover the cost of services.

No citizens appeared before the City Council to discuss Ordinance 5903.

Mayor Wacker introduced Ordinance 5904 and called for a public hearing:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING CHAPTER 1 OF THE CODE OF ORDINANCES, ENTITLED “GENERAL PROVISIONS”, AT ARTICLE 1.02, ENTITLED “ADMINISTRATION”, AT SECTION 1.02.002, ENTITLED “RETURN CHECK CHARGE”; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

Mr. Keene said currently the City’s returned check fee is \$25 and Grayson County charges \$30. The proposed ordinance would simplify the fee by being consistent with Grayson County.

No citizens appeared before the City Council to discuss Ordinance 5904.

**PROCLAMATION
LIONS WHITE
CANES DAY
(OCT. 10, 2015)**

**ORD 5903
WATER & SEWER
TAP FEE &
LAB FEES**

**ORD 5904
RETURN CHECK FEE**

The Public Hearing was closed.

ADOPTION OF ORDINANCES

Ordinance 5903

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING CHAPTER 13 OF THE CODE OF ORDINANCES, ENTITLED "UTILITIES", AT ARTICLE 13.09, ENTITLED "SERVICE FEES", AT SECTION 13.09.001 TO REVISE MISCELLANEOUS UTILITY FEES; AT SECTION 13.09.002 TO REVISE LABORATORY FEES; AND AT SECTION 13.09.003 TO REVISE WATER AND SEWER TAP FEES; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

ORD 5903
WATER & SEWER
TAP FEE &
LAB FEES

Ordinance 5904

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING CHAPTER 1 OF THE CODE OF ORDINANCES, ENTITLED "GENERAL PROVISIONS", AT ARTICLE 1.02, ENTITLED "ADMINISTRATION", AT SECTION 1.02.002, ENTITLED "RETURN CHECK CHARGE"; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

ORD 5904
RETURN CHECK FEE

ACTION TAKEN.

Motion by Council Member Sofey to approve Ordinance Nos. 5903 and 5904, as presented. Second by Council Member Watt.

VOTING AYE: Davis, Plyler, Sofey, Steele, Watt.

VOTING NAY: None.

MOTION CARRIED.

CONSENT AGENDA

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

CONSENT AGENDA

Mayor Wacker said Item E-5, concerned the purchase of a truck for the Street Department, which was purchased from a local vendor. She said it was always great to support the local vendors when they are able to bid on a vehicle.

RESOLUTIONS

RESOLUTION NO. 6022 – IN SUPPORT OF A CONSTITUTIONAL AMENDMENT FOR INCREASED STATE FUNDING FOR TRANSPORTATION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, IN SUPPORT OF A CONSTITUTIONAL AMENDMENT FOR INCREASED STATE FUNDING FOR TRANSPORTATION.

RES 6022
INCREASE STATE
TRANSPORTATION
FUNDING

Larry Phillips, Texas State Representative, appeared to ask the City Council to support Proposition 7 on the November ballot for Constitutional Amendments.

He explained that Constitutional Amendments require 2/3 vote of the Legislature and then it comes to the people for support.

He explained that Proposition 7 would allow for additional transportation funding. Two years ago another proposition increased transportation funding and Resolution 6023 on tonight's agenda is a result of that initiative.

Representative Phillips said with the number of people moving to Texas today, it is expected that there will be 20 million more vehicles on Texas roads by 2040. Texas needs to stay ahead of this growth, but there is already a shortfall.

Proposition 7 was passed this last session, and would guarantee a certain amount of money that will go to the Transportation Fund for the funding process. The gasoline tax and the vehicle registration fee also go to this fund. However, since cars are more fuel efficient, less gas is being used.

Proposition 7 would guarantee that \$2.5 billion annually would be dedicated to the Transportation Fund for transportation projects and to pay off bonds that are held. The money cannot be used for toll roads. This money would come from the general sales tax of the State and would not affect the local sales tax. It would be dedicating a portion of the State sales tax.

Under the law, if the State sales tax received is over \$28 billion annually, then the next \$2.5 billion would be dedicated to transportation. The second component of the law would be to take the excess automobile sales tax, which is 6.25%, and also dedicate that for transportation. If approved, 35% of the revenue raised by automobile sales tax, that exceeds \$5 billion annually, would also be set aside for transportation needs.

Representative Phillips said the proposed proposition would dedicate a portion of the general sales tax and the automobile sales tax to be set aside for transportation. He felt this plan would get the State closer to what is needed to maintain the infrastructure and deal with the future.

He said that this would "tie the hands" of future legislators, however the plan can be continued on a 10 year basis. If, 10 years from now, Texas does not have the growth, and if there are needs that have a higher priority than the transportation needs, then the Legislature does not have to renew the plan.

During that time, if there is a period where the amount needs to be reduced, it can be done by a vote. Representative Phillips said they tried to include some "safety valves" in the plan so future Legislator's hands are not tied.

Again, Representative Phillips asked for the City Council's support for Proposition 7, which is on the November 3, 2015 ballot. He said Early Voting begins October 19 through 30, 2015.

ACTION TAKEN.

Motion by Council Member Watt to approve Resolution No. 6022, as presented. Second by Council Member Sofey.

VOTING AYE: Wacker, Davis, Plyler, Sofey, Steele, Watt.

VOTING NAY: None.

MOTION CARRIED.

Representative Phillips added that there was no tax increase required for the proposition.

RESOLUTION NO. 6023 – AUTHORIZING EXECUTION OF AN AGREEMENT TO CONTRIBUTE RIGHT OF WAY FUNDS (FIXED PRICE) BETWEEN THE STATE OF TEXAS, ACTING BY AND THROUGH THE TEXAS DEPARTMENT OF TRANSPORTATION, (THE "STATE"), AND CITY OF SHERMAN, TEXAS, FOR CERTAIN HIGHWAY IMPROVEMENTS ON HIGHWAY NO. US 82 FROM FRISCO ROAD (SHERMAN) EAST TO FM 1417 EAST

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF AN AGREEMENT TO CONTRIBUTE RIGHT OF WAY FUNDS (FIXED PRICE) BETWEEN THE STATE OF TEXAS, ACTING BY AND THROUGH THE TEXAS DEPARTMENT OF TRANSPORTATION, (THE "STATE"), AND CITY OF SHERMAN, TEXAS, FOR CERTAIN HIGHWAY IMPROVEMENTS ON HIGHWAY NO. US 82 FROM FRISCO ROAD (SHERMAN) EAST TO FM 1417 EAST.

Clay Barnett, Director of Public Works and Engineering, explained that this resolution would use Proposition 1 funds that Representative Phillips mentioned, were passed several years ago.

The Texas Department of Transportation has identified US Highway 82, between Frisco Road and FM 1417 East, to complete the main lane. Currently as you approach that area, you must exit onto the service road. This will construct the main lanes in that area.

There is also a large electric power line in a private easement that will require relocation. TxDot will be required to pay for that relocation since it's in a private easement. It is typical for the local entity to split the cost of the relocation with TxDot.

Mayor Wacker said the staff has just received word that the City's obligation on the project was lowered by about \$2,000. Originally the City's portion was \$12,900 and it has been lowered to \$10,800.

**RES 6023
US HWY 82
RELOCATION OF
UTILITIES**

COUNCIL MINUTES – OCTOBER 5, 2015

ACTION TAKEN.

Motion by Deputy Mayor Plyler to approve Resolution No. 6023, as presented. Second by Council Member Davis.

VOTING AYE: Davis, Plyler, Sofey, Steele, Watt.

VOTING NAY: None.

MOTION CARRIED.

RESOLUTION NO. 6024 – AUTHORIZING EXECUTION OF A PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH FREEMAN-MILLICAN, INC. FOR THE DESIGN OF THE HARRISON ELEVATED TANK PAINTING IMPROVEMENTS
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF A PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH FREEMAN-MILLICAN, INC. FOR THE DESIGN OF THE HARRISON ELEVATED TANK PAINTING IMPROVEMENTS.
CONSENT AGENDA.

RES 6024
HARRISON ELEVATED
TANK PAINTING

RESOLUTION NO. 6025 – AUTHORIZING THE PURCHASE OF A 2016 DODGE RAM 4500 6.7 LITER DIESEL CHASSIS FOR REMOUNTING AND REFURBISHING AN EXISTING FRAZER 12' 4" GENERATOR POWERED MODULE AMBULANCE BOX FOR THE SHERMAN FIRE DEPARTMENT FROM MAC HAIK DODGE CHRYSLER JEEP AND THROUGH THE HOUSTON-GALVESTON AREA COUNCIL OF GOVERNMENTS (H-GAC)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE PURCHASE OF A 2016 DODGE RAM 4500 6.7 LITER DIESEL CHASSIS FOR REMOUNTING AND REFURBISHING AN EXISTING FRAZER 12' 4" GENERATOR POWERED MODULE AMBULANCE BOX FOR THE SHERMAN FIRE DEPARTMENT FROM MAC HAIK DODGE CHRYSLER JEEP AND THROUGH THE HOUSTON-GALVESTON AREA COUNCIL OF GOVERNMENTS (H-GAC).
CONSENT AGENDA.

RES 6025
REFURBISH
AMBULANCE BOX

RESOLUTION NO. 6026 – AUTHORIZING THE PURCHASE OF A NEW RAM 4500 TRUCK FOR THE STREET MAINTENANCE DEPARTMENT FROM HOYTE DODGE

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE PURCHASE OF A NEW RAM 4500 TRUCK FOR THE STREET MAINTENANCE DEPARTMENT FROM HOYTE DODGE.
CONSENT AGENDA.

RES 6026
STREET MAINT.
VEHICLE

RESOLUTION NO. 6027 – AUTHORIZING THE PURCHASE OF A NEW AUTOCAR ACX64 FRONT LOAD CHASSIS FOR THE SOLID WASTE SERVICES DEPARTMENT FROM CHASTANG FORD/AUTOCAR THROUGH THE HOUSTON-GALVESTON AREA COUNCIL OF GOVERNMENTS (H-GAC)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE PURCHASE OF A NEW AUTOCAR ACX64 FRONT LOAD CHASSIS FOR THE

RES 6027
SOLID WASTE
VEHICLE

SOLID WASTE SERVICES DEPARTMENT FROM CHASTANG FORD/AUTOCAR THROUGH THE HOUSTON-GALVESTON AREA COUNCIL OF GOVERNMENTS (H-GAC).
CONSENT AGENDA.

RESOLUTION NO. 6028 – AUTHORIZING THE PURCHASE OF A NEW AUTOCAR ACX64 AUTOMATED SIDE LOAD CHASSIS FOR THE SOLID WASTE SERVICES DEPARTMENT FROM CHASTANG FORD/AUTOCAR THROUGH THE HOUSTON-GALVESTON AREA COUNCIL OF GOVERNMENTS (H-GAC)

RES 6028
SOLID WASTE
VEHICLE

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE PURCHASE OF A NEW AUTOCAR ACX64 AUTOMATED SIDE LOAD CHASSIS FOR THE SOLID WASTE SERVICES DEPARTMENT FROM CHASTANG FORD/AUTOCAR THROUGH THE HOUSTON-GALVESTON AREA COUNCIL OF GOVERNMENTS (H-GAC).
CONSENT AGENDA.

RESOLUTION NO. 6029 – AUTHORIZING THE PURCHASE OF A NEW WILKENS STEEL FRONT LOAD EJECTOR TRANSFER TRAILER FOR THE SOLID WASTE SERVICES DEPARTMENT FROM WILKENS INDUSTRIES, INC. THROUGH THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD)

RES 6029
SOLID WASTE
TRANSFER TRAILER

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE PURCHASE OF A NEW WILKENS STEEL FRONT LOAD EJECTOR TRANSFER TRAILER FOR THE SOLID WASTE SERVICES DEPARTMENT FROM WILKENS INDUSTRIES, INC. THROUGH THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD).
CONSENT AGENDA.

RESOLUTION NO. 6030 – AUTHORIZING THE PURCHASE OF A HEIL AUTOMATED SIDE LOAD BODY FOR THE SOLID WASTE SERVICES DEPARTMENT FROM HEIL OF TEXAS THROUGH THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD)

RES 6030
SOLID WASTE
VEHICLE

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE PURCHASE OF A HEIL AUTOMATED SIDE LOAD BODY FOR THE SOLID WASTE SERVICES DEPARTMENT FROM HEIL OF TEXAS THROUGH THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD).
CONSENT AGENDA.

RESOLUTION NO. 6031 – AUTHORIZING THE PURCHASE OF A NEW HEIL FULL EJECT FRONT LOAD TRUCK BODY FOR THE SOLID WASTE SERVICES DEPARTMENT FROM HEIL OF TEXAS THROUGH THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD)

RES 6031
SOLID WASTE
VEHICLE

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE PURCHASE OF A NEW HEIL FULL EJECT FRONT LOAD TRUCK BODY FOR THE SOLID WASTE SERVICES DEPARTMENT FROM HEIL

OF TEXAS THROUGH THE TEXAS LOCAL GOVERNMENT
PURCHASING COOPERATIVE (BUYBOARD).
CONSENT AGENDA.

RESOLUTION NO. 6032 – AUTHORIZING THE PURCHASE
OF A NEW INTERNATIONAL 4300 PETERSON LIGHTNING
LOADER CAB AND CHASSIS FOR THE SOLID WASTE
SERVICES DEPARTMENT FROM SOUTHWEST
INTERNATIONAL TRUCKS THROUGH THE TEXAS LOCAL
GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD)
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
SHERMAN, TEXAS, AUTHORIZING THE PURCHASE OF A
NEW INTERNATIONAL 4300 PETERSEN LIGHTNING
LOADER CAB AND CHASSIS FOR THE SOLID WASTE
SERVICES DEPARTMENT FROM SOUTHWEST
INTERNATIONAL TRUCKS THROUGH THE TEXAS LOCAL
GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD).
CONSENT AGENDA.

RES 6032
SOLID WASTE
VEHICLE

CHANGE ORDER NO. 2
APPROVING THE GREATER TEXOMA UTILITY
AUTHORITY'S INTENTION TO EXECUTE CHANGE ORDER
NO. 2 FOR CONSTRUCTION OF THE SHERMAN
WASTEWATER TREATMENT PLANT HEADWORKS LIFT
STATION REPLACEMENT AND ELECTRICAL UPGRADE
The City Council approved the Greater Texoma Utility
Authority's intention to execute Change Order No. 2 for
construction of the Wastewater Treatment Plant Headworks
Lift Station Replacement and Electrical Upgrade.

CHANGE ORDER
WWTP HEADWORKS
LIFT STATION
REPLACEMENT

The new pumps bid for the project required base elbows on
the pumps and pump adapters to facilitate bids from several
potential pump bidders. The Flygt pumps proposed for use
in the project do not require the base elbows with adapters.
Flygt is offering a credit of \$43,686.92 to delete the elbows
and adapters that are not needed with their pump system.

The change order results in a decrease in the project price
of \$43,686.92, yielding a revised contract amount of
\$4,616,245.94.
CONSENT AGENDA.

OTHER BUSINESS
CONSIDER APPROVAL OF THE ANNEXATION SCHEDULING
PLAN FOR ADOPTION OF APPROXIMATELY 200 ACRES OF
LAND NEAR LAMBERTH ROAD AND SHADY OAKS DRIVE,
ADJACENT TO THE SHERMAN CITY LIMITS AND IN THE
CITY OF SHERMAN'S EXTRA TERRITORIAL 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 OF
CARRIAGE ESTATES,
LAMBERTH ROAD
ESTATES, SHADY
OAKS SUBDIVISION,
& UNPLATTED
PROPERTIES

Mayor Wacker explained that the City Council should
consider approval of the Annexation Plan for approximately
200 acres of land near Lamberth Road and Shady Oaks
Drive.

Robby Hefton, City Manager, explained that the staff has been in discussions with the residents of the Carriage Estates area, which encompasses Carriage Estates, Lamberth Road Estates, and Shady Oaks Lane and Shady Oaks Circle. They have received a petition signed by many of the residents in this area asking for be annexed into the City of Sherman.

These residents have had significant issues with their water system and are currently under a “boil water” notice for the fourth or fifth time in the last month or two. The process for annexation is set out by the State. Since the residents have petitioned the City for annexation, it is considered a voluntary annexation.

The City is required by law to receive over 50% of the property owners signatures to consider the annexation. The City has received about 93 signatures, or a little over 60% of the residents of the area. He displayed a map of the residents that have signed the petition. Approximately 150 homes and properties are included in the proposed annexation.

Mr. Hefton said tonight’s agenda item is to set the schedule for the annexation proceedings, which will happen over the next two months. There are certain notifications that must be made to the public in this area and certain timelines for the actions. This Annexation Plan designates these timelines.

The first public hearing will be held at the November 2, 2015 City Council Meeting. Prior to that, notices will be sent to property owners advising them of the public hearing and inviting them to voice their opinion.

Mr. Hefton added that annexation can occur without taking on the water system, but the reason for doing so was that the residents were tired of having bad water, no water, or low pressure.

ACTION TAKEN.

Motion by Council Member Davis to approve the Annexation Scheduling Plan for the annexation of approximately 200 acres of land near Lamberth Road and Shady Oaks Drive in the City’s Extra Territorial Jurisdiction, as presented. Second by Council Member Steele.

VOTING AYE: Davis, Plyler, Sofey, Steele, Watt.

VOTING NAY: None.

MOTION CARRIED.

**RECEIVE DIRECTOR OF ADMINISTRATION AND FINANCE
DON KEENE’S PRESENTATION ON PROPOSED FIRE
INSPECTION FEES**

**FIRE INSPECTION
FEES**

Mr. Keene presented the proposed commercial fire inspection fees for the City. He said the City has adopted

the International Fire Code, which establishes some minimum requirements to provide a reasonable level of safety for business owners, patrons, and emergency responders.

The inspections would include things such as open flames, ignition sources, fire extinguishers, and sprinkler systems. The City has the authority to implement and enforce these provisions of the Code, and inspections are a part of that authority.

Currently the staff completes about 1,800 inspections annually. The question is how these inspections are funded, which is currently through overtime in the Fire Department. There is not enough personnel on staff to handle these inspections.

The staff reviewed the procedures for inspections in other peer cities and found that most don't charge a fee for the inspections. There are options on ways to fund this service, but Mr. Keene said at \$0.372 per \$100 on the tax rate, this resource is limited.

Mr. Keene said the staff is proposing that the people that benefit from these inspections, the business owners, help cover the cost of the business inspections. He presented the proposed fee structure. Any inspection from zero to 3,000 square feet would cost \$75, from 3,001 to 24,000 square feet would cost \$100, and anything greater than 24,000 square feet would cost \$150.

He said the fee structure is simple and would allow the City to recover the cost of the inspections. Based on the number of inspections, this proposed fee would generate between \$140,000 and \$160,000 annually. This would allow the City to hire two full-time inspectors, whose main responsibility would be to assure that these 1,800 inspections are completed on an annual basis. The cost of the inspections would be paid by the businesses receiving them.

Mr. Keene emphasized that these inspections are performed on commercial businesses only and are fire safety inspections.

Council Member Watt asked about the credentials of the inspectors and would they be full-time certified firefighters. Danny Jones, Fire Chief, said yes, and they would come from within the Fire Department. The plan is that they would be at the rank of Captain so they have the officer authority.

He said these inspectors would cover three critical roles in the Fire Department. They would be fire inspectors; incident safety officers, dedicated to the safety of the scene of either a fire or accident; and will be trained as a fire investigator.

COUNCIL MINUTES – OCTOBER 5, 2015

The inspectors would come from the ranks of the Department and would be replaced with entry level new hires.

Council Member Watt confirmed that two new Captain positions would be added to the Fire Department.

Council Member Steele asked about the current procedure for commercial inspections and would an entire truck crew be sent for the inspection. Chief Jones said this past year was the first time the inspections have been completed in five or six years. In a nine month time, about 1,600 inspections were completed and 90% of those were non-compliant.

This past year Chief Jones said they had a pilot program and used three engineers who are certified inspectors and brought them “up to the front” for inspections. They were replaced on shift with overtime people.

The proposal is that the inspectors would report to the Fire Marshal and some of the inspections would be accomplished in the evenings or on weekends. Their focus would be the inspection of these businesses, then the incident safety officer, and eventually fire investigators.

Council Member Davis verified that a business is supposed to be inspected annually and if they are not in compliance they are given the opportunity to become compliant. The inspectors would schedule a revisit to confirm compliance.

Some typical noncompliant items might be blocked exits, no exit signs, fire extinguishers that haven't been tested and tagged, and sprinkler systems that haven't been tested and tagged.

Council Member Davis asked if a small business would be checked every year just like a large manufacturing business. Chief Jones said every commercial business would be inspected annually. They make sure the business is in compliance for their safety, for their customer's safety, and for the Fire Department's safety.

Mr. Hefton said the goal is from a public safety standpoint because these are businesses that are open to the public and are frequented by the public. These public places have a duty to ensure the safety of their own employees as well as their customers. He said some inspections may take an hour and some may take days, depending on the size of the business. He said most businesses want to be safe and he felt the success rate for failure or violations will be reduced over time as the inspections are completed.

Mayor Wacker said one of the most important functions of City government is to ensure the life, health, and safety of

COUNCIL MINUTES – OCTOBER 5, 2015

the citizens. The goal is to get businesses in compliance and not to fine or punish them.

Mr. Hefton said this is another example of the staff trying to cover the cost of the service. He said the fee could be revisited annually and seemed to be in line with what other cities charged. He asked if the City Council wanted the staff to move forward and bring back a resolution for their consideration.

Council Member Davis didn't feel that the charge for a small office that took a short period of time was fair compared with the fee for a large company that might take a week to complete the inspection.

Mr. Hefton said they could come up with a more complex fee schedule, but the thought was to keep it simple and at a rate that wouldn't be burdensome to anyone. He felt \$75 was reasonable for all businesses.

Council Member Watt said the staff has a program "on the books" that they haven't been doing and they either need to do it or remove it from the books. He agreed that the cost per square footage seemed to be out of proportion.

Council Member Steele did not want to stop inspecting the businesses because it is a safety issue and businesses need to repair faulty equipment. Mayor Wacker said the City was required to perform inspections by the International Fire Code.

Mr. Hefton confirmed that the Council's concern was that the fee wasn't proportional enough and not opposition to the program itself. He said the staff can provide alternate recommendations for their consideration.

Council Member Sofey said the inspection was well worth the money and they should keep the program. He did question the fee schedule and said it should be appropriate. He asked how the fee would be billed out.

Mr. Hefton said notifications could be handled through water bills, feature stories, and letters to businesses. From a billing standpoint, he felt it should be billed annually and said a second notice might need to be sent.

He said if the Council felt that the higher end fees should be a little higher, that could be done. These are the inspections that take additional time to complete.

Chief Jones said many businesses are glad that these inspections are done annually.

Council Member Steele verified that if a business fails the inspection and needs to do something to become compliant, the City would not charge any additional fee for the re-

inspection. He asked if the business still doesn't comply, would there be penalties?

Chief Jones said there could be penalties. Brandon Shelby, City Attorney, said if the Fire Marshal finds that the business is in violation of the City's Code of Ordinances, it would be a Class C Misdemeanor. Council Member Watt said an ordinance without teeth to back it up is a useless ordinance.

Council Member Davis felt most business owners would be happy to have their business inspected for fire hazards, however his concern was that a small business was being charged \$75 for a quick inspection while a huge manufacturing company was being charged \$150 for an inspection that took a lot longer.

Mayor Wacker said everyone seemed to think it was important to implement this program in order to maintain fire safety. She asked the staff to look at adding one or two more levels to get more separation between the smallest businesses and the larger ones. She said there would be fewer businesses at the higher end anyway. She asked that the recommendation be brought back for the Council's consideration.

Council Member Steele asked if the Fire Department had the square footage of the 1,600 inspections that they had done this year. He asked what percentage of these businesses were less than 3,000 square foot in size. Chief Jones said he thought it was between 50% and 60% that would be in the "less than 3,000 square foot" category.

Mr. Hefton said the staff would get better numbers to present to the Council. He said the intent of the fee is not to cover the cost on every single inspection. They want to keep it reasonable while having the correct separation between the size of businesses.

He said the staff will bring back more information on the fee structure options, as well as more information about the size and number of businesses based on the categories.

CONSIDER REQUEST OF ST. MARY'S CATHOLIC SCHOOL TO TEMPORARILY CLOSE CERTAIN STREETS FOR THE "RUN RUN RUDOLPH 5K AND FAMILY FUN RUN/WALK" ON SATURDAY, DECEMBER 5, 2015

The City Council approved the request of St. Mary's Catholic School to temporarily close certain streets for the "Run Run Rudolph 5K and Family Fun Run/Walk" on December 5, 2015.

The event will require barricade placement and removal, as well as police officers to maintain safety at certain points along the route.

CONSENT AGENDA.

**CLOSE STREETS
ST. MARY'S SCHOOL
FUN RUN
(DEC. 5, 2015)**

CITIZENS REQUESTS

There were no citizen's requests.

MEDIA QUESTIONS

There were no media questions.

COUNCIL COMMENTS

EMPLOYEE PICNIC

Council Member Steele said he was unable to attend the recent Employee Picnic because he was participating in Manufacturing Day activities. He said he appreciated all the hard work the City staff does to make Sherman the City it is.

MANUFACTURING DAY

Council Member Steele said the first annual Manufacturing Day event was held recently and they have received positive feedback. They are trying to expose children to manufacturing jobs and show them these jobs include high tech jobs too.

The event will be an annual event and next year will include all school districts in Grayson County, as well as more industries.

EMPLOYEE PICNIC

Council Member Watt said the Employee Picnic was a great event and the staff did a good job.

FIRE INSPECTION PROGRAM

Council Member Watt said when there is a program that has not been utilized for several years because there aren't resources to get it done, it takes a lot to resuscitate the program.

EMPLOYEE PICNIC

Council Member Sofey said he enjoyed participating in the Employee Picnic and said they appreciate everything the staff and the employees do.

EMPLOYEE PICNIC

Deputy Mayor Plyler said he enjoyed the Employee Picnic.

HISTORY COMES ALIVE EVENT

Deputy Mayor Plyler thanked the Sherman Museum and staff for the History Comes Alive event, held recently at West Hill Cemetery. He said it was a great event.

EMPLOYEE PICNIC

Council Member Davis enjoyed the Employee Picnic and enjoyed visiting with employees, the staff, and members of the Council.

EMPLOYEE PICNIC

Mayor Wacker said it was nice to see the City family celebrating together.

CITIZENS REQUESTS

MEDIA QUESTIONS

EMPLOYEE PICNIC

MANUFACTURING
DAY

EMPLOYEE PICNIC

FIRE INSPECTION
PROGRAM

EMPLOYEE PICNIC

EMPLOYEE PICNIC

HISTORY COMES
ALIVE

EMPLOYEE PICNIC

EMPLOYEE PICNIC

MANUFACTURING DAY

Mayor Wacker recognized the Sherman Economic Development Corporation for Manufacturing Day and said it is a blessing in the community to have such a great manufacturing base and so many diversified industries. She said that is part of what makes this community successful.

**MANUFACTURING
DAY**

ANNOUNCEMENTS

Mayor Wacker announced the following:

- The annual Fright Fest event will be held on Friday, October 30, 2015. She said there are many Halloween events that will be coming up.

ANNOUNCEMENTS

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.

EXECUTIVE SESSION

SECTION 551.074

**PERSONNEL MATTERS:
CONSIDER THE
QUALIFICATIONS, APPOINTMENT
AND REMOVAL OF MEMBERS TO
BOARDS AND COMMISSIONS:
SHERMAN ECONOMIC
DEVELOPMENT CORPORATION
BOARD OF DIRECTORS (3)**

**DELIBERATE THE APPOINTMENT,
EMPLOYMENT, EVALUATION,
REASSIGNMENT, DUTIES,
DISCIPLINE OR DISMISSAL OF A
PUBLIC OFFICER OR EMPLOYEE**

SECTION 551.087

**DELIBERATION REGARDING
ECONOMIC DEVELOPMENT
NEGOTIATIONS:
DELIBERATE REGARDING
COMMERCIAL OR FINANCIAL
INFORMATION THAT THE CITY
HAS RECEIVED FROM A
BUSINESS PROSPECT AND
DELIBERATE ANY OFFERS OR
INCENTIVES TO THE BUSINESS
PROSPECT**

On Motion duly made and carried, the Open Meeting recessed and reconvened in Executive Session at 6:02 p.m.

On Motion duly made and carried, the Executive Session recessed at 7:16 p.m. and reconvened in Open Meeting.

OPEN MEETING

Reconvene into Open Meeting and take action, if any, on items discussed in Executive Session.

MUNICIPAL COURT JUDGE

ACTION TAKEN.

Motion by Council Member Watt to appoint Scott Smith as Municipal Court Judge. Second by Deputy Mayor Plyler.

VOTING AYE: Davis, Plyler, Sofey, Steele, Watt.

VOTING NAY: None.

MOTION CARRIED.

SHERMAN ECONOMIC DEVELOPMENT CORPORATION BOARD OF DIRECTORS (3)

Mayor Wacker said since one Council Member was absent, they would postpone appointments for the Sherman Economic Development Corporation Board of Directors until the next meeting. The current members will continue to serve until the new appointments are made.

ADJOURNMENT

On Motion duly made and carried, the meeting adjourned at 7:17 p.m.

OPEN MEETING

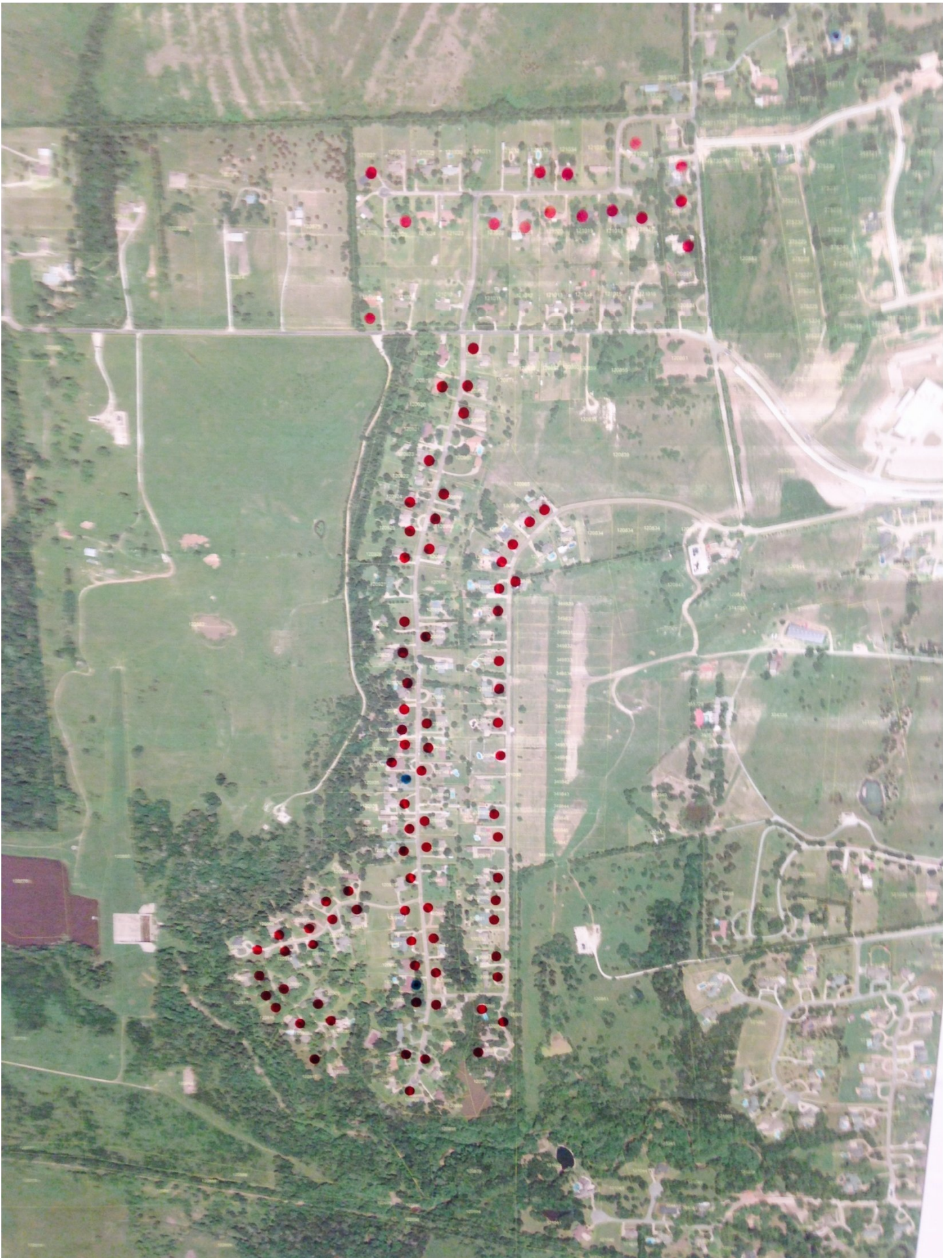
MUNICIPAL COURT JUDGE

SEDCO BOARD OF DIRECTORS

ADJOURNMENT

MAYOR

CITY CLERK



Commercial Fire Safety Inspections

- International Fire Code adopted by City ordinance
- Code establishes minimum requirements to provide a reasonable level of safety
- City has responsibility and authority to implement/administer/enforce provisions of the code
- Inspections are necessary to ensure compliance
- Currently no fees for approx 1800 inspections per year

Commercial Fire Safety Inspections

City	Annual Inspections	Initial Inspection Fee	Property Tax Rate
Cleburne	1700	0	.804
Greenville	1550	0	.699
Denton	5500	0	.690
Waxahachie	1500	0	.680
Plano	not available	\$50	.489
Sherman	1800	\$75*	.372

* 0-3K sq ft \$75

3,001-24K sq ft \$100

>24K sq ft \$150

Commercial Fire Safety Inspections

- Inspections currently funded with overtime pay
- Proposed fee structure would generate approx \$140K-\$160K to cover cost of inspections (2 full time inspectors)



City Council Regular Meeting

Agenda Item No. B. 1.

Meeting Date: 10/19/2015

Prepared By: Pamela Cloer, Assistant to the City Manager

Approved By: Robby Hefton, City Manager

Caption:

SPECIAL PRESENTATION

Sherman Chamber of Commerce President Eddie Brown's Presentation on the Tax Shift Initiative



SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

Agenda Item No. C. 1.

Meeting Date: 10/19/2015

Prepared By: Linda Ashby, City Clerk

Approved By: Robby Hefton, City Manager

Caption:

INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5905

Amending Ordinance No. 5892 to Appoint Election Officials and Add an Early Voting Location for an Election of the Qualified Voters of the City of Sherman, Texas, on the 3rd day of November, 2015, for the Purpose of Electing a Mayor and Two (2) At-Large City Council Members for Said City

Issue:

To amend Ordinance No. 5892, which called the Regular Municipal Election for November 3, 2015

Background:

At the time the City called the Election, the Grayson County Commissioners had not named the Election Judges and Alternate Judges for the Vote Centers. The City also needs to include these names in their ordinance. The Commissioners also added an Early Voting location for the Election.

Origination:

The ordinance originated with the City Clerk's Office.

Financial Consideration:

The City canceled their Election in 2014 due to unopposed candidates. Cost of the Election in 2013 was \$13,295.00.

Staff Recommendation:

It is recommended that the City Council amend the ordinance to name the Presiding and Alternate Judges for the Election and add the Early Voting location.

Alternatives:

There is no viable alternative.

Attachments

Ordinance No. 5905

ORDINANCE NO. 5905

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING ORDINANCE NO. 5892 TO APPOINT ELECTION OFFICIALS AND ADD AN EARLY VOTING LOCATION FOR AN ELECTION OF THE QUALIFIED VOTERS OF THE CITY OF SHERMAN, TEXAS, ON THE 3RD DAY OF NOVEMBER, 2015, FOR THE PURPOSE OF ELECTING A MAYOR AND TWO (2) AT-LARGE CITY COUNCIL MEMBERS FOR SAID CITY; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS:

SECTION 1. That, in compliance with the Charter of the City of Sherman, Texas, and in accordance with the laws and the Constitution of the State of Texas, an election may be and the same is hereby called and ordered for the first Tuesday after the first Monday in November, 2015, the same being the 3rd day of said month, at which election all qualified voters may vote for the purpose of electing a Mayor and two (2) At-Large City Council Members for full terms, as defined in the Charter of the City of Sherman, Texas.

SECTION 2. That said election shall be held jointly with Grayson County, Texas in accordance with the Joint Election Agreement executed pursuant to the authority of Resolution No. 5997, passed and approved on the 17th day of August, 2015.

SECTION 3. That the County Elections Administrator shall prepare electronic ballots for early and election day voting and paper ballots for mail ballots and provisional ballots to be used in said election and shall label same "*Official Ballot*", on which ballot shall be printed the names of the candidates and the positions of Mayor and At-Large Council Member. The designation of each position on the official ballot shall be Mayor; Council Member At-Large, Place 1; and Council Member At-Large, Place 2, respectively.

SECTION 4. That no person's name shall be placed upon the official ballot as a candidate for the position of Council Member unless such person has filed his/her sworn application, as provided by the laws of the State, with the City Clerk at least seventy-one (71) days prior to the election date, and it must also appear on the face of said application the position the candidate is seeking.

SECTION 5. That it shall further appear to the said City Clerk, before said candidate's name is entered on said ballot, that he has filed an affidavit of loyalty with the City Clerk as required by the Election Code of the State of Texas.

SECTION 6. That, in the event there are two or more candidates for the same position, the position of such candidates' names on the ballot shall be determined by lot conducted by the City Clerk in the presence of each candidate or candidate's designated representative.

SECTION 7. That any Council Member candidate receiving the greatest number of the qualified votes cast for the position for which he is a candidate shall be elected to such position. That any candidate for Mayor receiving a majority of the qualified votes shall be elected to such position. In the event no candidate receives a majority vote for Mayor or a tie vote occurs, the City Council of said City, immediately after canvass, shall issue a call for Special Election, as required by law, to be held not less than twenty (20) nor more than forty-five (45) days after the results of the Regular Election shall have been declared, at which election the candidates receiving a tie vote for any such position or positions in the regular election shall again be voted. If needed, a run-off election will be held in accordance with State law.

SECTION 8. That the polls shall be kept open from seven o'clock (7:00) a.m. until seven o'clock (7:00) p.m. on Election Day, and that due return shall be made to the City Council showing the number of votes cast for each candidate for each position of Mayor and At-Large Council Member, respectively.

SECTION 9. That notice of said election shall be given by the Mayor of the City of Sherman by causing an election notice to be posted at City Hall not later than the twenty-first day before election day, and by publishing this ordinance at least one time not more than thirty days nor less than ten days prior to the election date, in at least one daily newspaper published in the City of Sherman in accordance with the provisions of the Election Code of the State of Texas, as amended.

SECTION 10. That the vote centers for this election shall be as follows:

<u>LOCATION</u>	<u>JUDGES</u>
Bells City Hall 203 S. Broadway Bells, Texas	TBD Carolyn Dexheimer Presiding Judge TBD Louise Sanford Alternate Judge
Collinsville Community Building 117 N. Main Collinsville, Texas	TBD Gary Davison Presiding Judge TBD Zona Harmon Alternate Judge

Grayson College – Denison Campus 6101 Grayson Dr. Denison, Texas	TBD Tana Ross Presiding Judge TBD Dee Dow Alternate Judge
Grayson County Sub-Courthouse 101 W. Woodard Denison, Texas	TBD Sue Caylor Presiding Judge TBD Phyllis Heflin Alternate Judge
Parkside Baptist Church 301 N. Lillis Lane Denison, Texas	TBD Liz Stieben Presiding Judge TBD Roger Stieben Alternate Judge
Southside Baptist Church 3500 S. Park Denison, Texas	TBD Dee Keating Presiding Judge TBD Sue Fowler Alternate Judge
Faith Baptist Church 31647 Hwy 377 North Gordonville, Texas	TBD Helen Hawkins Presiding Judge TBD Debby Eastland Alternate Judge
Gunter Community Center First Baptist Church 104 N. 4 th Street 99 Gentle Creek Lane Gunter, Texas	TBD Liz Jeffcoat Presiding Judge TBD Shirley Covington Alternate Judge
Howe Community Center 700 W. Hanning Howe, Texas	TBD Sue Lassiter Presiding Judge TBD Georgia Richardson Alternate Judge

Pottsboro ISD Administration Building 105 Cardinal Lane Pottsboro, Texas	TBD <i>Patsy Sholl</i> Presiding Judge TBD <i>Dee Wastoskie</i> Alternate Judge
Sadler Community Building 105 N. Main Sadler, Texas	TBD <i>Ramona Popplewell</i> Presiding Judge TBD <i>Bess Gressett</i> Alternate Judge
East Sherman Baptist Church 910 E. King Sherman, Texas	TBD <i>Martha Neyman</i> Presiding Judge TBD <i>Shari Duncan</i> Alternate Judge
Election Administration Building 115 W. Houston Sherman, Texas	TBD <i>Marie Ward</i> Presiding Judge TBD <i>Dana Speed</i> Alternate Judge
Faith Church 1800 N. FM 1417 Sherman, Texas	TBD <i>Renee Wade</i> Presiding Judge TBD <i>Gwen Braxton</i> Alternate Judge
Luella First Baptist Church 3162 Hwy 11 Sherman, Texas	TBD <i>Sherry Pennell</i> Presiding Judge TBD <i>Freddy Holcomb</i> Alternate Judge
Municipal Building 405 N. Rusk Sherman, Texas	TBD <i>Ann Keeling</i> Presiding Judge TBD <i>Nana Rylander</i> Alternate Judge

Texoma Council of Governments
1117 Gallagher Drive
Sherman, Texas

~~TBD~~ *Al Germann*
Presiding Judge

~~TBD~~ *Janice Stevens*
Alternate Judge

United Way of Grayson County
713 E. Brockett
Sherman, Texas 75090

~~TBD~~ *Dickie Gerig*
Presiding Judge

~~TBD~~ *Judy Baker*
Alternate Judge

Tioga City Hall
600 E. Main
Tioga, Texas

~~TBD~~ *Lisa Pittman*
Presiding Judge

~~TBD~~ *Trina Colteryahn*
Alternate Judge

First National Bank – Tom Bean
109 S. Britton
Tom Bean, Texas

~~TBD~~ *Janet Schaab*
Presiding Judge

~~TBD~~ *Brenda Luper*
Alternate Judge

Grayson College – Van Alstyne Campus
1455 W. Van Alstyne Pkwy
Van Alstyne, Texas

~~TBD~~ *Bob Towers*
Presiding Judge

~~TBD~~ *Donna Hill*
Alternate Judge

Whitesboro City Hall
111 W. Main
Whitesboro, Texas

~~TBD~~ *Jo Stow*
Presiding Judge

~~TBD~~ *Barbara Stanford*
Alternate Judge

Whitewright City Hall
206 W. Grand
Whitewright, Texas

~~TBD~~ *Donna McKnight*
Presiding Judge

~~TBD~~ *Jeannie Santogrossi*
Alternate Judge

SECTION 11. That Direct Recording Electronic Equipment shall be used for voting at the foregoing election precincts.

SECTION 12. That the qualified voters, eligible to cast their ballots early under the laws of this State, shall be permitted to so cast their vote at the Grayson County Election Administration Building, 115 W. Houston, Sherman, Texas; at the Grayson County Sub-Courthouse, 101 W. Woodard, Denison, Texas; at the Pottsboro ISD Administration Building, 105 Cardinal Lane, Pottsboro, Texas; at Whitesboro City Hall, 111 W. Main, Whitesboro, Texas; ~~and~~ at Grayson College – Van Alstyne Campus, 1455 W. Van Alstyne Parkway, Van Alstyne, Texas; *and at Collinsville ISD Administration Office, 500 Reeves, Collinsville, Texas;* from October 19 through October 23, 2015, from 8:00 a.m. to 5:00 p.m.; October 24, 2015, from 7:00 a.m. to 7:00 p.m.; October 25, 2015, from 12:00 p.m. to 5:00 p.m.; October 26 through October 28, 2015, from 8:00 a.m. to 5:00 p.m.; and October 29 through October 30, 2015, from 7:00 a.m. to 7:00 p.m.

SECTION 13. That the Presiding Judge for Early Voting shall be Deana Patterson, the Alternate Judge shall be Arlene Joice and additional Voting Clerks shall be appointed.

SECTION 14. That an Early Voting Ballot Board for verifying Early Voting ballots shall be appointed, by the Early Voting Judge, consisting of a Presiding Judge and additional Clerks.

SECTION 15. That the rate of pay set by Subchapter E, Sections 32.091 and 32.092 of Title 3 of the Election Code for Election Judges and Clerks shall be at an amount fixed by the appropriate authority, which is at least the federal minimum hourly wage. The judge who delivers the election returns may be paid an amount not to exceed \$25.00 for that service. No judge may be paid for more than one hour of work before the polls open.

SECTION 16. That Deana Patterson, County Elections Administrator, is hereby appointed Counting Station Presiding Manager.

SECTION 17. That the canvass of the Election Returns will be held in the Council Chambers of City Hall, 220 West Mulberry, Sherman, Texas, at the Regular Council Meeting of November 16, 2015.

SECTION 18. That it is hereby officially found and determined that the meeting at which this ordinance is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

INTRODUCED on this the _____ day of _____, 2015.

ADOPTED on this the _____ day of _____, 2015.

EFFECTIVE DATE on this the _____ day of _____, 2015.

CITY OF SHERMAN, TEXAS

BY: _____
CAROLYN S. WACKER, MAYOR

ATTEST:

BY: _____
LINDA ASHBY, CITY CLERK

**APPROVED AS TO FORM
AND CONTENT:**

BY: _____
**BRANDON S. SHELBY,
CITY ATTORNEY**



SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

Agenda Item No. C. 2.

Meeting Date: 10/19/2015

Prepared By: Linda Ashby, City Clerk

Approved By: Robby Hefton, City Manager

Caption:

INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5906

Amending Ordinance No. 5893 to Appoint Election Officials and Add an Early Voting Location for an Election of the Qualified Voters of the City of Sherman, Texas, on the 3rd day of November, 2015, for the Purpose of the Reauthorization of the Local Sales and Use Tax at the Rate of One-Eighth of One Percent (1/8%) to Continue Providing Revenue for Maintenance and Repair of Municipal Streets

Issue:

To amend Ordinance No. 5893, which called a Special Municipal Election for November 3, 2015

Background:

At the time the City called the Election, the Grayson County Commissioners had not named the Election Judges and Alternate Judges for the Vote Centers. The City also needs to include these names in their ordinance. The Commissioners also added an Early Voting location for the Election.

Origination:

The ordinance originated with the City Clerk's Office.

Financial Consideration:

The City's canceled their Election in 2014 due to unopposed candidates. Cost of the Election in 2013 was \$13,295.00.

Staff Recommendation:

It is recommended that the City Council amend the ordinance to name the Presiding and Alternate Judges for the Election and add the Early Voting location.

Alternatives:

There is no viable alternative.

Attachments

Ordinance No. 5906

ORDINANCE NO. 5906

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING ORDINANCE NO. 5893 TO APPOINT ELECTION OFFICIALS AND ADD AN EARLY VOTING LOCATION FOR AN ELECTION OF THE QUALIFIED VOTERS OF THE CITY OF SHERMAN, TEXAS, ON THE 3RD DAY OF NOVEMBER, 2015, FOR THE PURPOSE OF THE REAUTHORIZATION OF THE LOCAL SALES AND USE TAX AT THE RATE OF ONE-EIGHTH OF ONE PERCENT (1/8%) TO CONTINUE PROVIDING REVENUE FOR MAINTENANCE AND REPAIR OF MUNICIPAL STREETS; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS:

SECTION 1. That, pursuant to Chapter 327 of the Texas Tax Code, the governing body of the City of Sherman, Texas, does declare that an election shall be held on the 3rd day of November, 2015, at which election the following proposition shall be submitted to all qualified voters:

The question which shall be submitted to the vote of the qualified electors shall be as follows:

FOR or AGAINST the following:

PROPOSITION 1

“THE REAUTHORIZATION OF THE LOCAL SALES AND USE TAX IN THE CITY OF SHERMAN AT THE RATE OF ONE-EIGHTH OF ONE PERCENT TO CONTINUE PROVIDING REVENUE FOR MAINTENANCE AND REPAIR OF MUNICIPAL STREETS. THE TAX EXPIRES ON THE FOURTH ANNIVERSARY OF THE DATE OF THIS ELECTION UNLESS THE IMPOSITION OF THE TAX IS REAUTHORIZED.”

SECTION 2. That the official ballots for said election shall be prepared in accordance with the Election Code of the State of Texas, as amended, so as to permit the electors to vote “FOR” or “AGAINST”. The aforesaid proposition shall be set forth in substantially the following form:

The word “FOR” and beneath it the word “AGAINST” shall be made to appear below the proposition. An oval shall be printed on the left of each of the words “FOR” and “AGAINST” and each elector shall place an “X” in the oval beside the statement indicating the way he wishes to vote.

SECTION 3. That should the November 3, 2015, reauthorization of the local sales and use tax pass, the City of Sherman shall call for an election in the year 2019 on a regular, uniform election date, wherein the voters will vote on whether or not to reauthorize said tax with the then existing law.

SECTION 4. That said election shall be held jointly with Grayson County, Texas in accordance with the Joint Election Agreement executed pursuant to the authority of Resolution No. 5997, passed and approved on the 17th day of August, 2015.

SECTION 5. That the County Elections Administrator shall prepare electronic ballots for early and election day voting and paper ballots for mail ballots and provisional ballots to be used in said election and shall label same "*Official Ballot*".

SECTION 6. That the polls shall be kept open from seven o'clock (7:00) a.m. until seven o'clock (7:00) p.m. on Election Day, and that due return shall be made to the City Council showing the number of votes cast.

SECTION 7. That notice of said election shall be given by the Mayor of the City of Sherman by causing an election notice to be posted at City Hall not later than the twenty-first day before election day, and by publishing this ordinance at least one time not more than thirty days nor less than ten days prior to the election date, in at least one daily newspaper published in the City of Sherman in accordance with the provisions of the Election Code of the State of Texas, as amended.

SECTION 8. That the vote centers for this election shall be as follows:

<u>LOCATION</u>	<u>JUDGES</u>
Bells City Hall 203 S. Broadway Bells, Texas	TBD Carolyn Dexheimer Presiding Judge TBD Louise Sanford Alternate Judge
Collinsville Community Building 117 N. Main Collinsville, Texas	TBD Gary Davison Presiding Judge TBD Zona Harmon Alternate Judge
Grayson College – Denison Campus 6101 Grayson Dr. Denison, Texas	TBD Tana Ross Presiding Judge TBD Dee Dow Alternate Judge

Grayson County Sub-Courthouse 101 W. Woodard Denison, Texas	TBD Sue Caylor Presiding Judge TBD Phyllis Heflin Alternate Judge
Parkside Baptist Church 301 N. Lillis Lane Denison, Texas	TBD Liz Stieben Presiding Judge TBD Roger Stieben Alternate Judge
Southside Baptist Church 3500 S. Park Denison, Texas	TBD Dee Keating Presiding Judge TBD Sue Fowler Alternate Judge
Faith Baptist Church 31647 Hwy 377 North Gordonville, Texas	TBD Helen Hawkins Presiding Judge TBD Debby Eastland Alternate Judge
Gunter Community Center First Baptist Church 104 N. 4th Street 99 Gentle Creek Lane Gunter, Texas	TBD Liz Jeffcoat Presiding Judge TBD Shirley Covington Alternate Judge
Howe Community Center 700 W. Hanning Howe, Texas	TBD Sue Lassiter Presiding Judge TBD Georgia Richardson Alternate Judge

Pottsboro ISD Administration Building 105 Cardinal Lane Pottsboro, Texas	TBD <i>Patsy Sholl</i> Presiding Judge TBD <i>Dee Wastoskie</i> Alternate Judge
Sadler Community Building 105 N. Main Sadler, Texas	TBD <i>Ramona Popplewell</i> Presiding Judge TBD <i>Bess Gressett</i> Alternate Judge
East Sherman Baptist Church 910 E. King Sherman, Texas	TBD <i>Martha Neyman</i> Presiding Judge TBD <i>Shari Duncan</i> Alternate Judge
Election Administration Building 115 W. Houston Sherman, Texas	TBD <i>Marie Ward</i> Presiding Judge TBD <i>Dana Speed</i> Alternate Judge
Faith Church 1800 N. FM 1417 Sherman, Texas	TBD <i>Renee Wade</i> Presiding Judge TBD <i>Gwen Braxton</i> Alternate Judge
Luella First Baptist Church 3162 Hwy 11 Sherman, Texas	TBD <i>Sherry Pennell</i> Presiding Judge TBD <i>Freddy Holcomb</i> Alternate Judge
Municipal Building 405 N. Rusk Sherman, Texas	TBD <i>Ann Keeling</i> Presiding Judge TBD <i>Nana Rylander</i> Alternate Judge

Texoma Council of Governments
1117 Gallagher Drive
Sherman, Texas

~~TBD~~ *Al Germann*
Presiding Judge

~~TBD~~ *Janice Stevens*
Alternate Judge

United Way of Grayson County
713 E. Brockett
Sherman, Texas 75090

~~TBD~~ *Dickie Gerig*
Presiding Judge

~~TBD~~ *Judy Baker*
Alternate Judge

Tioga City Hall
600 E. Main
Tioga, Texas

~~TBD~~ *Lisa Pittman*
Presiding Judge

~~TBD~~ *Trina Colteryahn*
Alternate Judge

First National Bank – Tom Bean
109 S. Britton
Tom Bean, Texas

~~TBD~~ *Janet Schaab*
Presiding Judge

~~TBD~~ *Brenda Luper*
Alternate Judge

Grayson College – Van Alstyne Campus
1455 W. Van Alstyne Pkwy
Van Alstyne, Texas

~~TBD~~ *Bob Towers*
Presiding Judge

~~TBD~~ *Donna Hill*
Alternate Judge

Whitesboro City Hall
111 W. Main
Whitesboro, Texas

~~TBD~~ *Jo Stow*
Presiding Judge

~~TBD~~ *Barbara Stanford*
Alternate Judge

Whitewright City Hall
206 W. Grand
Whitewright, Texas

~~TBD~~ *Donna McKnight*
Presiding Judge

~~TBD~~ *Jeannie Santogrossi*
Alternate Judge

SECTION 9. That Direct Recording Electronic Equipment shall be used for voting at the foregoing election precincts.

SECTION 10. That the qualified voters, eligible to cast their ballots early under the laws of this State, shall be permitted to so cast their vote at the Grayson County Election Administration Building, 115 W. Houston, Sherman, Texas; at the Grayson County Sub-Courthouse, 101 W. Woodard, Denison, Texas; at the Pottsboro ISD Administration Building, 105 Cardinal Lane, Pottsboro, Texas; at Whitesboro City Hall, 111 W. Main, Whitesboro, Texas; ~~and~~ at Grayson College – Van Alstyne Campus, 1455 W. Van Alstyne Parkway, Van Alstyne, Texas; *and at Collinsville ISD Administration Office, 500 Reeves, Collinsville, Texas;* from October 19 through October 23, 2015, from 8:00 a.m. to 5:00 p.m.; October 24, 2015, from 7:00 a.m. to 7:00 p.m.; October 25, 2015, from 12:00 p.m. to 5:00 p.m.; October 26 through October 28, 2015, from 8:00 a.m. to 5:00 p.m.; and October 29 through October 30, 2015, from 7:00 a.m. to 7:00 p.m.

SECTION 11. That the Presiding Judge for Early Voting shall be Deana Patterson, the Alternate Judge shall be Arlene Joice and additional Voting Clerks shall be appointed.

SECTION 12. That an Early Voting Ballot Board for verifying Early Voting ballots shall be appointed, by the Early Voting Judge, consisting of a Presiding Judge and additional Clerks.

SECTION 13. That the rate of pay set by Subchapter E, Sections 32.091 and 32.092 of Title 3 of the Election Code for Election Judges and Clerks shall be at an amount fixed by the appropriate authority, which is at least the federal minimum hourly wage. The judge who delivers the election returns may be paid an amount not to exceed \$25.00 for that service. No judge may be paid for more than one hour of work before the polls open.

SECTION 14. That Deana Patterson, County Elections Administrator, is hereby appointed Counting Station Presiding Manager.

SECTION 15. That the canvass of the Election Returns will be held in the Council Chambers of City Hall, 220 West Mulberry, Sherman, Texas, at the Regular Council Meeting of November 16, 2015.

SECTION 16. That it is hereby officially found and determined that the meeting at which this ordinance is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

INTRODUCED on this the _____ day of _____, 2015.

ADOPTED on this the _____ day of _____, 2015.

EFFECTIVE DATE on this the _____ day of _____, 2015.

CITY OF SHERMAN, TEXAS

BY: _____
CAROLYN S. WACKER, MAYOR

ATTEST:

BY: _____
LINDA ASHBY, CITY CLERK

**APPROVED AS TO FORM
AND CONTENT:**

BY: _____
**BRANDON S. SHELBY,
CITY ATTORNEY**



SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

Agenda Item No. C. 3.

Meeting Date: 10/19/2015

Prepared By: Linda Ashby, City Clerk

Approved By: Robby Hefton, City Manager

Caption:

INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5907

Amending Ordinance No. 5894 to Appoint Election Officials and Add an Early Voting Location for a Special Election of the Qualified Voters of the City of Sherman, Texas, on the 3rd Day of November, 2015, for the Purpose of Amending the City Charter of the City of Sherman, Texas

Issue:

To amend Ordinance No. 5894, which called the Special Municipal Election for November 3, 2015

Background:

At the time the City called the Election, the Grayson County Commissioners had not named the Election Judges and Alternate Judges for the Vote Centers. The City also needs to include these names in their ordinance. The Commissioners also added an Early Voting location for the Election.

Origination:

The ordinance originated with the City Clerk's Office.

Financial Consideration:

The City canceled their Election in 2014 due to unopposed candidates. Cost of the Election in 2013 was \$13,295.00.

Staff Recommendation:

It is recommended that the City Council amend the ordinance to name the Presiding and Alternate Judges for the Election and add the Early Voting location.

Alternatives:

There is no viable alternative.

Attachments

Ordinance No. 5907

ORDINANCE NO. 5907

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING ORDINANCE NO. 5894 TO APPOINT ELECTION OFFICIALS AND ADD AN EARLY VOTING LOCATION FOR A SPECIAL ELECTION OF THE QUALIFIED VOTERS OF THE CITY OF SHERMAN, TEXAS, ON THE 3rd DAY OF NOVEMBER, 2015, FOR THE PURPOSE OF AMENDING THE CITY CHARTER OF THE CITY OF SHERMAN, TEXAS; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS:

SECTION 1. That, in compliance with the Charter of the City of Sherman, Texas, and in accordance with the laws and the Constitution of the State of Texas, there is hereby ordered a special election to be participated in by the qualified voters of the City of Sherman, Texas, to be held on the first Tuesday in November, 2015, the same being the 3rd day of said month, for the purpose of holding an election for the submission of amendments to the existing City Charter of the City of Sherman, Texas, which City Charter was adopted by the people, pursuant to Article X, Section 15 of the Home Rule Charter for the City of Sherman, Texas, and V.T.C.A., Local Government Code § 9.004.

SECTION 2. That said election shall be held jointly with Grayson County, Texas in accordance with the Joint Election Agreement executed pursuant to the authority of Resolution No. 5997, passed and approved on the 17th day of August, 2015.

SECTION 3. That the County Clerk of Grayson County shall prepare electronic ballots for early and election day voting and paper ballots for mail ballots and provisional ballots to be used in said election and shall label same "*Official Ballot*", on which ballot shall be printed the text of the proposed amendments to the City Charter.

SECTION 4. That the following is the proposed amendment to the Home Rule Charter for the City of Sherman, Texas, to be voted upon:

Amendment No. 1

To amend Article IV, "Administrative Departments", at Section 5, "Legal Officer", to clarify the duties of the City Attorney and to provide that the City Attorney report to the City Manager, as follows:

From among nominations made by the city manager, the city council shall appoint an attorney currently admitted to practice law before the State Supreme Court, who is not the subject of any ongoing disciplinary investigation or trial, and who possesses the necessary legal transactional and trial training, experience and ability to successfully represent the city in all matters. The city council may contract with the city attorney. ~~However, the city attorney shall not be employed or appointed for a definite term and shall serve at the will of the city council and may be~~

removed by a majority vote of all members of the council. The city attorney shall perform such services as the council *or the city manager* may direct and shall be responsible and report directly to the ~~city council~~ *city manager* and shall timely coordinate with and inform the city manager of all activities of the office. The city attorney shall serve as the parliamentarian for all city council meetings. The city attorney shall be the legal advisor of and attorney for the city, the city council or any member of the council, and all of the officers and departments of the city, in the matters affecting the conduct of city business, and shall represent the city in all legal proceedings, ~~including the collection of taxes~~, assist in all civil service disciplinary matters and internal affairs investigations, and may, with the approval of the ~~city council~~ *city manager*, ~~employ~~ *assign work to specialized* outside legal counsel as the need may arise. The city attorney shall aid the city council in any investigations it may conduct. Before the city shall act as a plaintiff or petitioner in any suit and during the defense of any suit, the city attorney shall investigate the facts and legal issues involved and report the findings, conclusions and recommendations to the city council, provided the time to conduct such a process would not cause irreparable harm to the city. The city attorney shall always act in accordance with the promulgated rules, regulations and ethics of the State Bar of Texas.

There ~~shall~~ *may* be such assistant city attorneys as may be authorized by the council and appointed by the city attorney with the approval of the city manager, and such assistant city attorneys shall be authorized to act for and on behalf of the city attorney.

SECTION 5. That the amendment described in Section 4 above shall be submitted separately and in such manner that the voter may vote “FOR” or “AGAINST” said amendment.

SECTION 6. That the polls shall be kept open from seven o'clock (7:00) a.m. until seven o'clock (7:00) p.m. on Election Day, and that due return shall be made to the City Council showing the number of votes cast “FOR” or “AGAINST” the amendment.

SECTION 7. That notice of said election shall be given by the Mayor of the City of Sherman by causing an election notice to be posted at City Hall not later than the twenty-first day before election day, and by publishing this ordinance at least one time not more than thirty days nor less than ten days prior to the election date, in at least one daily newspaper published in the City of Sherman in accordance with the provisions of the Election Code of the State of Texas, as amended.

SECTION 8. That the vote centers for this election shall be as follows:

<u>LOCATION</u>	<u>JUDGES</u>
Bells City Hall 203 S. Broadway Bells, Texas	TBD Carolyn Dexheimer Presiding Judge TBD Louise Sanford Alternate Judge

Collinsville Community Building 117 N. Main Collinsville, Texas	TBD Gary Davison Presiding Judge TBD Zona Harmon Alternate Judge
Grayson College – Denison Campus 6101 Grayson Dr. Denison, Texas	TBD Tana Ross Presiding Judge TBD Dee Dow Alternate Judge
Grayson County Sub-Courthouse 101 W. Woodard Denison, Texas	TBD Sue Caylor Presiding Judge TBD Phyllis Heflin Alternate Judge
Parkside Baptist Church 301 N. Lillis Lane Denison, Texas	TBD Liz Stieben Presiding Judge TBD Roger Stieben Alternate Judge
Southside Baptist Church 3500 S. Park Denison, Texas	TBD Dee Keating Presiding Judge TBD Sue Fowler Alternate Judge
Faith Baptist Church 31647 Hwy 377 North Gordonville, Texas	TBD Helen Hawkins Presiding Judge TBD Debby Eastland Alternate Judge
Gunter Community Center First Baptist Church 104 N. 4th Street 99 Gentle Creek Lane Gunter, Texas	TBD Liz Jeffcoat Presiding Judge TBD Shirley Covington Alternate Judge

Howe Community Center 700 W. Hanning Howe, Texas	TBD Sue Lassiter Presiding Judge TBD Georgia Richardson Alternate Judge
Pottsboro ISD Administration Building 105 Cardinal Lane Pottsboro, Texas	TBD Patsy Sholl Presiding Judge TBD Dee Wastoskie Alternate Judge
Sadler Community Building 105 N. Main Sadler, Texas	TBD Ramona Popplewell Presiding Judge TBD Bess Gressett Alternate Judge
East Sherman Baptist Church 910 E. King Sherman, Texas	TBD Martha Neyman Presiding Judge TBD Shari Duncan Alternate Judge
Election Administration Building 115 W. Houston Sherman, Texas	TBD Marie Ward Presiding Judge TBD Dana Speed Alternate Judge
Faith Church 1800 N. FM 1417 Sherman, Texas	TBD Renee Wade Presiding Judge TBD Gwen Braxton Alternate Judge
Luella First Baptist Church 3162 Hwy 11 Sherman, Texas	TBD Sherry Pennell Presiding Judge TBD Freddy Holcomb Alternate Judge

Municipal Building 405 N. Rusk Sherman, Texas	TBD <i>Ann Keeling</i> Presiding Judge TBD <i>Nana Rylander</i> Alternate Judge
Texoma Council of Governments 1117 Gallagher Drive Sherman, Texas	TBD <i>Al Germann</i> Presiding Judge TBD <i>Janice Stevens</i> Alternate Judge
United Way of Grayson County 713 E. Brockett Sherman, Texas 75090	TBD <i>Dickie Gerig</i> Presiding Judge TBD <i>Judy Baker</i> Alternate Judge
Tioga City Hall 600 E. Main Tioga, Texas	TBD <i>Lisa Pittman</i> Presiding Judge TBD <i>Trina Colteryahn</i> Alternate Judge
First National Bank – Tom Bean 109 S. Britton Tom Bean, Texas	TBD <i>Janet Schaab</i> Presiding Judge TBD <i>Brenda Luper</i> Alternate Judge
Grayson College – Van Alstyne Campus 1455 W. Van Alstyne Pkwy Van Alstyne, Texas	TBD <i>Bob Towers</i> Presiding Judge TBD <i>Donna Hill</i> Alternate Judge
Whitesboro City Hall 111 W. Main Whitesboro, Texas	TBD <i>Jo Stow</i> Presiding Judge TBD <i>Barbara Stanford</i> Alternate Judge

Whitewright City Hall
206 W. Grand
Whitewright, Texas

~~TBD~~ Donna McKnight
Presiding Judge

~~TBD~~ Jeannie Santogrossi
Alternate Judge

SECTION 9. That Direct Recording Electronic Voting Equipment shall be used for voting at the foregoing election precincts.

SECTION 10. That the qualified voters, eligible to cast their ballots early under the laws of this State, shall be permitted to so cast their vote at the Grayson County Election Administration Building, 115 W. Houston, Sherman, Texas; at the Grayson County Sub-Courthouse, 101 W. Woodard, Denison, Texas; at the Pottsboro ISD Administration Building, 105 Cardinal Lane, Pottsboro, Texas; at Whitesboro City Hall, 111 W. Main, Whitesboro, Texas; ~~and~~ at Grayson College – Van Alstyne Campus, 1455 W. Van Alstyne Parkway, Van Alstyne, Texas; *and at Collinsville ISD Administration Office, 500 Reeves, Collinsville, Texas;* from October 19 through October 23, 2015, from 8:00 a.m. to 5:00 p.m.; October 24, 2015, from 7:00 a.m. to 7:00 p.m.; October 25, 2015, from 12:00 p.m. to 5:00 p.m.; October 26 through October 28, 2015, from 8:00 a.m. to 5:00 p.m.; and October 29 through October 30, 2015, from 7:00 a.m. to 7:00 p.m.

SECTION 11. That the Presiding Judge for Early Voting shall be Deana Patterson, the Alternate Judge shall be Arlene Joice and additional Voting Clerks shall be appointed.

SECTION 12. That an Early Voting Ballot Board for verifying Early Voting ballots shall be appointed, by the Early Voting Judge, consisting of a Presiding Judge and additional Clerks.

SECTION 13. That the rate of pay set by Subchapter E, Sections 32.091 and 32.092 of Title 3 of the Election Code for Election Judges and Clerks shall be at an amount fixed by the appropriate authority, which is at least the federal minimum hourly wage. The judge who delivers the election returns may be paid an amount not to exceed \$25.00 for that service. No judge may be paid for more than one hour of work before the polls open.

SECTION 14. That Deana Patterson, County Elections Administrator, is hereby appointed Counting Station Presiding Manager.

SECTION 15. That the canvass of the Election Returns will be held in the Council Chambers of City Hall, 220 West Mulberry, Sherman, Texas, at the Regular Council Meeting of November 16, 2015.

SECTION 16. That the proposed amendment, if approved by a majority of the qualified voters voting at said election, shall become a part of the Charter of the City of Sherman, Texas.

SECTION 17. That no amendment shall be considered adopted until an official order has been entered upon the records of the City of Sherman, Texas, by the City Council of such City declaring the same adopted.

SECTION 18. That, by approving and signing this ordinance, the Mayor officially confirms as his action all matters recited in the ordinance which, by law, come within his jurisdiction.

SECTION 19. That it is hereby officially found and determined that the meetings at which this ordinance was introduced and passed were open to the public and that public notice of the time, place and purpose of said meetings were given all as required by law.

INTRODUCED on this the _____ day of _____, 2015.

ADOPTED on this the _____ day of _____, 2015.

EFFECTIVE DATE on this the _____ day of _____, 2015.

CITY OF SHERMAN, TEXAS

BY: _____
CAROLYN S. WACKER, MAYOR

ATTEST:

BY: _____
LINDA ASHBY, CITY CLERK

**APPROVED AS TO FORM
AND CONTENT:**

BY: _____
**BRANDON S. SHELBY,
CITY ATTORNEY**



SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

Agenda Item No. C. 4.

Meeting Date: 10/19/2015

Prepared By: Pamela Cloer, Assistant to the City Manager

Approved By: Robby Hefton, City Manager

Caption:

INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5908

Appointing an Alternate Municipal Court Judge for the City of Sherman, Grayson County, Texas

Issue:

The appointment of Mr. Thomas A. Redwine as Alternate Municipal Court Judge

Background:

The Texas Government Code Section 29.007(g) grants the City Council authority, and method by which, to appoint an alternate municipal court judge, as follows:

Sec. 29.007. MUNICIPAL COURT PANELS OR DIVISIONS; TEMPORARY JUDGES.

(g) The municipality may provide by charter or by ordinance for the appointment of one or more temporary judges to serve if the regular judge, the presiding judge, or an associate judge is temporarily unable to act. A temporary judge must have the same qualifications as the judge he replaces and has the same powers and duties as that judge.

This agenda item follows the appointment by the Council of a permanent municipal court judge at the October 5th Council meeting.

Origination:

City Manager

Financial Consideration:

There is no financial impact to making this appointment.

Staff Recommendation:

The staff recommends the City Council appoint Mr. Thomas A. Redwine as Alternate Municipal Court Judge for the City of Sherman, Grayson County, Texas.

Alternatives:

No alternatives are recommended.

Attachments

Ordinance No. 5908

ORDINANCE NO. 5908

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, APPOINTING AN ALTERNATE MUNICIPAL COURT JUDGE FOR THE CITY OF SHERMAN, GRAYSON COUNTY, TEXAS; PROVIDING FOR A REPEALER CLAUSE; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, it has come to the attention of the City Council of the City of Sherman, Texas, that there is a need to appoint an Alternate Municipal Court Judge to serve in the capacity of Municipal Court Judge when the regular appointed Municipal Court Judge is unable to serve; and

WHEREAS, Section 29.007 of the Texas Government Code authorizes the City Council to make such appointment; and

WHEREAS, the City Council of the City of Sherman, Texas, hereby finds and determines that Mr. Thomas A. Redwine, Attorney, possesses the qualifications and experience necessary for such position;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS:

SECTION 1. That all of the above recitals and preambles are found to be true and correct and made a part hereof for all purposes.

SECTION 2. That Mr. Thomas A. Redwine, Attorney, be and is hereby appointed to serve in the capacity of Alternate Municipal Court Judge and to have all the powers and duties of said office as conferred by Section 29.007 of the Texas Government Code.

SECTION 3. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 4. That it is hereby officially found and determined that the meeting at which this ordinance was introduced and passed were open to the public and that public notice of the time, place, and purpose of said meetings were given as required by law.

INTRODUCED on this the _____ day of _____, 2015.

ADOPTED on this the _____ day of _____, 2015.

EFFECTIVE DATE on this the _____ day of _____, 2015.

CITY OF SHERMAN, TEXAS

BY: _____
CAROLYN S. WACKER, MAYOR

ATTEST:

BY: _____
LINDA ASHBY, CITY CLERK

**APPROVED AS TO FORM
AND CONTENT:**

BY: _____
**BRANDON S. SHELBY,
CITY ATTORNEY**



SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

Agenda Item No. C. 5.

Meeting Date: 10/19/2015

Prepared By: Brandon Shelby, City Attorney

Approved By: Robby Hefton, City Manager

Caption:

INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5909

Amending Chapter 6 of the Code of Ordinances, entitled "Health and Sanitation", at Article 6.02, entitled "Food Establishments", at Section 6.02.001, entitled "Adoption of State Food Establishment Rules; Definitions" and at Section 6.02.005, entitled "Food Sanitation Training"

Issue:

Amending the City of Sherman's Health and Sanitation Code provisions to update Section 6.02.001, "Adoption of state food establishment rules; definitions", and Section 6.02.005, "Food sanitation training"

Background:

The Grayson County Health Department has requested that Sherman City Code Chapter 6, Article 6.02, Sections 6.02.001 and 6.02.005 be updated to reflect a change in the Texas Administrative Code "Texas Food Establishment Rules" now found in 25 Texas Administrative Code, Chapter 228. This change will allow the Grayson County Health Department sanitarians to continue to inspect food establishments within the Sherman city limits. The Department is also asking for the three-year requirement for food sanitation training included in Section 6.02.005 be removed. The Texas Food Establishment Rules require this training be completed every five years.

Origination:

Jeff Lillis, R.S., D.R.
Environmental Health, OSSF, PHBG, and Animal Control Manager
Grayson County Health Department

Financial Consideration:

There is no financial impact to be considered.

Staff Recommendation:

The staff recommends that the Council approve the revisions to Chapter 6, Article 6.02, Sections 6.02.001 and 6.02.005.

Alternatives:

No alternatives are recommended.

Attachments

Ordinance No. 5909

ORDINANCE NO. 5909

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING CHAPTER 6 OF THE CODE OF ORDINANCES, ENTITLED "HEALTH AND SANITATION", AT ARTICLE 6.02, ENTITLED "FOOD ESTABLISHMENTS", AT SECTION 6.02.001, ENTITLED "ADOPTION OF STATE FOOD ESTABLISHMENT RULES; DEFINITIONS" AND AT SECTION 6.02.005, ENTITLED "FOOD SANITATION TRAINING"; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the City of Sherman, Texas has adopted Chapter 6, Article 6.02 of the Code of Ordinances to permit Grayson County Health Department sanitarians to perform inspections of food establishments within the Sherman city limits, pursuant to the rules found in 25 Texas Administrative Code, Chapter 229, Sections 161 through 171 and 173 through 175, also known as the "Texas Food Establishment Rules; and

WHEREAS, the Texas Food Establishment Rules have been updated and went into effect on October 11, 2015; and

WHEREAS, the Texas Food Establishment Rules may now be found in 25 Texas Administrative Code, Chapter 228; and

WHEREAS, the City of Sherman's code provisions must be updated to reflect this change to permit the Grayson County Health Department to continue to enforce the Texas Food Establishment Rules within the Sherman city limits;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS:

SECTION 1. That Chapter 6, Article 6.02, Section 6.02.001 of the Code of Ordinances of the City of Sherman, Texas be and is hereby amended so that such section shall read as follows:

Sec. 6.02.001 Adoption of state food establishment rules; definitions

(a) The city adopts by reference the provisions of the current rules or rules as amended by the state board of health found in 25 Texas Administrative Code, chapter ~~229~~ 228, ~~sections 161 through 171 and 173 through 175~~, regarding the regulation of food establishments in this jurisdiction.

(b) Definitions.

Authorized agent or employee. The employees of the regulatory authority.

Food establishment. A food service establishment, a retail food store, a mobile food unit, and/or a roadside food vendor.

Municipality. The city.

State rules. The state rules found at 25 Texas Administrative Code, chapter ~~229~~ 228, ~~sections 161 through 171 and sections 173 through 175~~. These rules are also known as the Texas food establishment rules.

Regulatory authority. The county health department.

SECTION 2. That Chapter 6, Article 6.02, Section 6.02.005 of the Code of Ordinances of the City of Sherman, Texas be and is hereby amended so that such section shall read as follows:

Sec. 6.02.005 Food sanitation training

(a) No person shall operate a food establishment unless the manager of the establishment or, if multiple shifts are worked, the manager of each shift has a valid current food service manager's certificate issued by the regulatory authority certifying that the bearer has attended the food sanitation program for managers approved by the regulatory authority ~~within the past three years~~.

(b) It shall be unlawful for the owner, operator, or manager of any food establishment to employ or permit any food handler to work therein unless such food handler has the permit required by this section.

SECTION 3. That it is the intention of the City Council of the City of Sherman, Texas, that the provisions of this ordinance shall become a part of the Code of Ordinances of the City of Sherman, Texas, and that sections of this ordinance may be renumbered or re-lettered to accomplish such intention.

SECTION 4. That the provisions of this ordinance are servable and the invalidity of any word, phrase or part of this ordinance shall not affect the validity of effectiveness of the remainder of the ordinance.

SECTION 5. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 6. That it is hereby officially found and determined that the meetings at which this ordinance was introduced and passed were open to the public and that public notice of the time, place and purpose of said meetings were given all as required by law.

INTRODUDCED on this the _____ day of _____, 2015.

ADOPTED on this the _____ day of _____, 2015.

EFFECTIVE DATE on this the _____ day of _____, 2015.

CITY OF SHERMAN, TEXAS

BY: _____
CAROLYN S WACKER, MAYOR

ATTEST:

BY: _____
LINDA ASHBY, CITY CLERK

**APPROVED AS TO FORM
AND CONTENT:**

BY: _____
**BRANDON S SHELBY,
CITY ATTORNEY**



SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

Agenda Item No. C. 6.

Meeting Date: 10/19/2015

Prepared By: Clay Barnett, Director of Public Works and Engineering

Approved By: Robby Hefton, City Manager

Caption:

INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5910

Closing and Abandoning a Portion of Hester Street Right-of-Way lying between Blocks Twenty-Three (23) and Twenty-Four (24) of B.H. Moore Heirs Addition, said Property to be Maintained as a Utility Easement; Conveying the Interest in said Right-of-Way to the Abutting and Adjacent Property Owner, Sherman Collision Repair, LLC

Issue:

To consider approving the closure and abandonment of street right-of-way for sale and conveyance to Sherman Collision Repair, LLC

Background:

This Ordinance will perform the necessary administrative action to officially close and abandon the street right-of-way segment and prepare it for sale to Sherman Collision Repair, LLC. The City does not have any utilities in this right-of-way and has no plans to ever place any utilities in the right-of-way.

Origination:

Sherman Collision Repair, LLC

Financial Consideration:

The cost of the required survey and appraisal was covered by Sherman Collision Repair, LLC. Based upon the appraised value of the street segment, the sale would yield \$1,000.00. Maintenance of this street segment will revert to Sherman Collision Repair, LLC.

Staff Recommendation:

It is recommended that the City Council approve the Ordinance closing and abandoning this street segment and permitting the sale to Sherman Collision Repair, LLC.

Alternatives:

As may be directed by City Council

Attachments

Ordinance No. 5910

Deed

Exhibits "A" and "B"

Appraisal

Location Map

ORDINANCE NO. 5910

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, CLOSING AND ABANDONING A PORTION OF HESTER STREET RIGHT-OF-WAY LYING BETWEEN BLOCKS TWENTY-THREE (23) AND TWENTY-FOUR (24) OF B.H. MOORE HEIRS ADDITION, SAID PROPERTY TO BE MAINTAINED AS A UTILITY EASEMENT; CONVEYING THE INTEREST IN SAID RIGHT-OF-WAY TO THE ABUTTING AND ADJACENT PROPERTY OWNER, SHERMAN COLLISION REPAIR, LLC; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS:

SECTION 1. That the hereinafter described right-of-way segment in the City of Sherman, Grayson County, Texas, shall be closed and abandoned, save and except the property shall be reserved as an easement for public and franchise utilities for the right of ingress and egress to same for purposes of operation, maintenance or removal of such utilities or until such utilities shall be abandoned or relocated:

SITUATED in the City of Sherman, County of Grayson, State of Texas, being that portion of Hester Street lying between Blocks Twenty three (23) and Twenty four (24) of B.H. Moore Heirs Addition to the City of Sherman, Texas as shown by plat of record in Volume "O", Page 405, District Clerk Records, Grayson County, Texas and being more particularly described by metes and bounds as follows to wit:

BEGINNING at a found ½ inch capped rebar stamped #3694 maintaining the Southeast corner of Lot Eight in said Block Twenty three of B.H. Moore Heirs Addition at the intersection of the North line of Hester Street with the West line of Austin Street;

THENCE South 13 deg. 47 min. 00 Sec. East, a distance of 61.63 feet to a found ½ inch capped rebar stamped SARTIN-3694 maintaining the Northeast corner of Lot Four in said Block Twenty four of said B.H. Moore Heirs Addition, at the intersection of the South line of said Hester Street with the West line of said Austin Street;

THENCE South 75 deg. 51 min. 36 sec. West, with the South line of said Hester Street, the North line of said Lot Four, a distance of 100.00 feet to a found ½ inch capped rebar stamped SARTIN-3694 maintaining the Northwest corner of said Lot Four, the Southwest corner of said Hester Street, on the East line of Lot One in Block One of Nata Crossing to the City of Sherman, Texas as shown by plat of record in Volume 18, Page 3, Plat Records, Grayson County, Texas;

THENCE North 14 deg. 10 min. 58 sec. West, with the West line of said Hester Street, the East line of said Lot One, at a distance of 47.14 feet passing a found ½ inch rebar maintaining its Northeast corner, the Southeast corner of an 0.58 acre tract described in Tract One in deed from Ameristate Bank Atoka to Sherman Collision Repair, LLC, dated December 1, 2009, recorded in Volume 4731, Page 525, Official Public Records, Grayson County, Texas and continuing with the East line of said 0.58 acre tract for a total distance of 61.72 feet to a found ½ inch capped rebar stamped SARTIN-3694 maintaining the Northwest corner of said Hester Street, the Southwest corner of said Lot Eight in Block Twenty three;

THENCE North 75 deg. 54 min. 48 sec. East with the North line of said Hester Street, the South line of said Lot Eight, a distance of 100.43 feet to the PLACE OF BEGINNING and containing 0.14 ACRES OF LAND more or less.....

SECTION 2. That it is the intent of the City Council that the right and interest in such right-of-way herein closed and vacated shall vest to the abutting property owner by appropriate conveyance of said right-of-way herein described.

SECTION 3. That it is hereby officially found and determined that the meetings at which this ordinance was introduced and passed were open to the public and that public notice of the time, place, and purpose of said meetings were given all as required by law.

INTRODUCED on this the _____ day of _____, 2015.

ADOPTED on this the _____ day of _____, 2015.

EFFECTIVE DATE on this the _____ day of _____, 2015.

CITY OF SHERMAN, TEXAS

BY: _____
CAROLYN S. WACKER, MAYOR

ATTEST:

BY: _____
LINDA ASHBY, CITY CLERK

**APPROVED AS TO FORM
AND CONTENT:**

BY: _____
BRANDON S. SHELBY, CITY ATTORNEY

DEED WITHOUT WARRANTY

STATE OF TEXAS
COUNTY OF GRAYSON

§
§ **KNOW ALL MEN BY THESE PRESENTS:**
§

THAT the **CITY OF SHERMAN**, a Municipal Corporation, hereinafter called "Grantors", of the County of Grayson, State of Texas, acting by and through its City Council for and in consideration of One Thousand Dollars (\$1,000.00) by the **SHERMAN COLLISION REPAIR, LLC** hereinafter called "Grantee", the receipt of which is hereby acknowledged, hereunto duly authorized by City Council Resolution, hereby grants, sells, releases, and forever conveys unto SHERMAN COLLISION REPAIR, LLC all of Grantor's right, title and interest in and to the following real property (shown in Exhibit "A" and described in Exhibit "B"), to wit:

SITUATED in the City of Sherman, County of Grayson, State of Texas, being that portion of Hester Street lying between Blocks Twenty three (23) and Twenty four (24) of B.H. Moore Heirs Addition to the City of Sherman, Texas as shown by plat of record in Volume "O", Page 405, District Clerk Records, Grayson County, Texas and being more particularly described by metes and bounds as follows to wit:

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THENCE North 75 deg. 54 min. 48 sec. East with the North line of said Hester Street, the South line of said Lot Eight, a distance of 100.43 feet to the PLACE OF BEGINNING and containing 0.14 ACRES OF LAND more or less.....

TO HAVE AND TO HOLD all of Grantor's right, title and interest in and to the above described property and premises unto the said Grantee, its legal representatives, successors and assigns forever, without express or implied warranty, so that neither Grantor nor Grantor's successors, legal representatives or assigns shall have claim or demand any right or title to the aforesaid property, premises or appurtenances or any part thereof, SAVE AND EXCEPT that these properties are to be reserved as easements for any and all existing utilities as may be now located in said above described property, with the right of ingress and egress to same for the purpose of operation, construction, repair, reconstruction, improvement maintenance, or removal of such utilities until such shall be abandoned or relocated. All warranties that might arise by common law as well as the warranties in Section 5.023 of the Texas Property Code (or its successor) are excluded.

This conveyance is made and accepted subject to and all conditions and restrictions, if any, relating to the here above described property, shown of record in the office of the County Clerk of Grayson County, Texas.

Release. In accepting the conveyance of this property, Grantee expressly accepts the property in its "as is" condition, with all of its faults and encumbrances, if any. GRANTEE RELEASES AND FOREVER DISCHARGES THE GRANTOR, ITS OFFICERS, AGENTS AND EMPLOYEES FROM ALL RIGHTS, CLAIMS, DEMANDS, OR CAUSES OF ACTION, AT LAW OR IN EQUITY, GRANTEES PRESENTLY HAVE, OR EVEN CAN, SHALL, OR MAY HAVE IN THE FUTURE IN CONNECTION WITH THIS TRANSACTION, INCLUDING HAZARDOUS MATERIALS OR ENVIRONMENTAL ISSUES IN, ON OR UPON THE PROPERTY, IF ANY. GRANTEE STATES THAT IT IS NOT RELYING UPON ANY REPRESENTATIONS OR DISCLOSURES BY THE GRANTOR AND NONE HAVE BEEN MADE IN CONNECTION WITH THE ACQUISITION OF THIS PROPERTY. THIS RELEASE SHALL BE BINDING UPON GRANTEE'S LEGAL REPRESENTATIVES, ASSIGNS AND SUCCESSORS IN INTEREST.

TO HAVE AND TO HOLD all of its right, title and interest in and to the above described property and premises subject to the aforesaid, unto the said Grantee, its legal representatives, successors and assigns forever, so that the Grantor, its legal representatives, successors and assigns shall not have, claim or demand any right, title or interest to the aforesaid property, premises or appurtenances of any part thereof.

Grantor acknowledges and confesses that this conveyance is made pursuant to the authority of the Resolution No.____ of the City of Sherman, Texas passed and approved on the 19th day of October, 2015.

CITY OF SHERMAN, TEXAS

ROBBY HEFTON,
CITY MANAGER

ACKNOWLEDGEMENT

THE STATE OF TEXAS	§	
	§	KNOW ALL MEN BY THESE PRESENTS:
COUNTY OF GRAYSON	§	

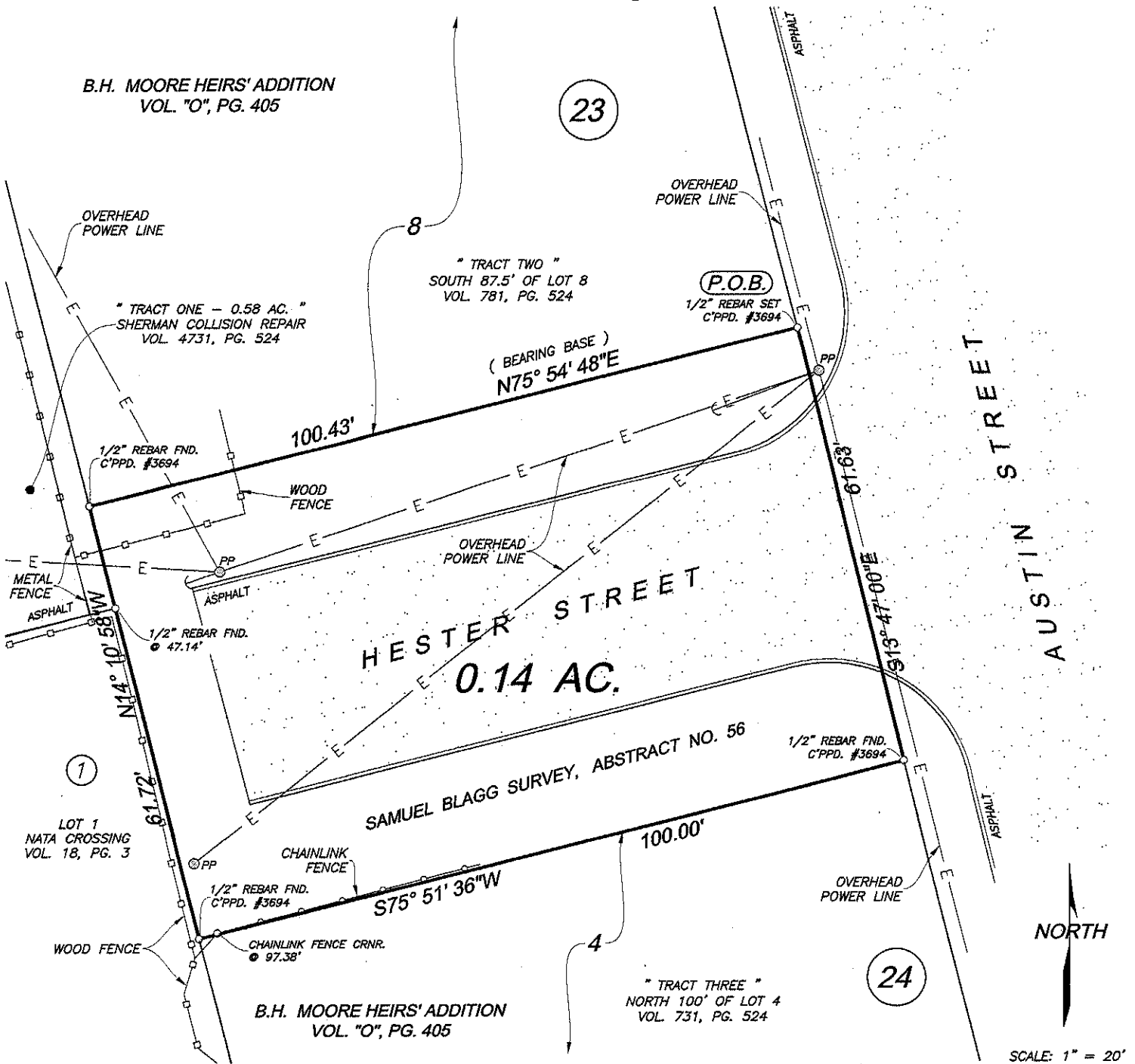
BEFORE ME, the undersigned authority, in and for the State of Texas, on this day personally appeared **Robby Hefton, City Manager**, known to me to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of the said City of Sherman, a municipal corporation of the State of Texas, and that he executed the same as the act of such corporation for the purpose and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, on this the _____ day of _____, A.D., 2015, by Robby Hefton, City Manager of the City of Sherman.

NOTARY PUBLIC, STATE OF TEXAS

Notary's commission expires: _____

Exhibit "A"



SARTIN & ASSOCIATES, INC.

REGISTERED PROFESSIONAL LAND SURVEYORS

FIRM Headquarters - #10081100

109 S. Travis • P.O. Box 1843 Sherman, TX 75091

Phone: (903)892-8003 • Fax: (903)868-2970 • Email: msartin@gcecisip.com

SURVEY FOR: SHERMAN COLLISION REPAIR, LLC

I, Marshall Sartin, Registered Professional Land Surveyor, hereby certify that a survey of the property shown hereon was made on the ground on the 4th day of September, 2015 of the following described property:

(LEGAL DESCRIPTION ATTACHED)

That the survey substantially complies with the current Minimum Standards for Professional Land Surveyors as adopted by the Texas Board of Professional Land Surveying, and is subject to all easements of record or as shown on recorded plat that may affect said property.

THIS SURVEY PLAT WAS PREPARED FROM A SURVEY PERFORMED ON THE DATE SHOWN HEREON FOR THE CLIENT NAMED HEREINABOVE AND FOR THE TRANSACTION TAKING PLACE AT THE TIME OF THIS SURVEY. THIS SURVEY PLAT IS NOT TO BE USED IN CONNECTION WITH ANY FUTURE TRANSACTIONS WITHOUT THE EXPRESSED WRITTEN CONSENT OF THE UNDERSIGNED SURVEYOR AND THE UNDERSIGNED SURVEYOR ACCEPTS NO LIABILITY FOR ANY FUTURE UNAUTHORIZED USE OF THIS SURVEY PLAT.

Marshall Sartin

Marshall Sartin R.P.L.S #3694

STATE OF TEXAS
REGISTERED
MARSHALL SARTIN
3694
PROFESSIONAL
LAND SURVEYOR

Exhibit "B"

SARTIN & ASSOCIATES, INC.

REGISTERED PROFESSIONAL LAND SURVEYORS

FIRM Headquarters #10081100

P.O. Box 1843 * 109 S. Travis * Sherman, Texas 75091-1843

Phone (903) 892-8003 * Fax (903) 868-2970 * Email - msartin@gccisp.com

SITUATED in the City of Sherman, County of Grayson, State of Texas, being that portion of Hester Street lying between Blocks Twenty three (23) and Twenty four (24) of B. H. Moore Heirs Addition to the City of Sherman, Texas as shown by plat of record in Volume "O", Page 405, District Clerk Records, Grayson County, Texas and being more particularly described by metes and bonds as follows to-wit:

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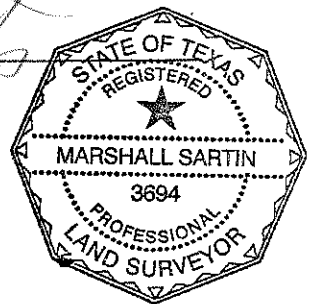
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I, Marshall Sartin, Registered Professional Land Surveyor, hereby certify that a survey of the property legally described hereon was made on the ground on the 4 th day of September, 2015 and that this survey substantially complies with the current Minimum Standards for Professional Land Surveyors as adopted by the Texas Board of Professional Land Surveying and is subject to all easements of record that may affect said property.

Marshall Sartin, R.P.L.S. # 3694



A SUMMARY APPRAISAL REPORT

of

AN UNIMPROVED 6,098 SF LOT

Located at

**TBD AUSTIN STREET
SHERMAN, GRAYSON COUNTY, TEXAS**

as of

SEPTEMBER 24, 2015

prepared for

**MR. SHANE PIRTLE
1317 S. SAM RAYBURN FRWY.
SHERMAN, TX 75090**

prepared by

**MERIT ADVISORS, L.P.
114 W. STREET, P.O. BOX 330
GAINESVILLE, TEXAS 76241-0330**

1. Project Data
 - a. Client/Intended User: Shane Pirtle
 - b. Intended Use: Valuation for Possible Property Acquisition
2. Ownership Data
 - a. Owner Name: City of Sherman
 - b. Owner Address: 220 W. Mulberry Street
Sherman, TX 75090
3. Property Data
 - a. Property Location: On the west side of S. Austin Street where Hester Street intersects with S. Austin Street just west of U.S. Highway 75. The property does not have a physical address.
 - b. Neighborhood Description: The subject neighborhood essentially defined as the residential areas of the City of Sherman located secondary thoroughfares. Development in the area is mostly residential, with the property along U.S. Highway 75 just to the west of the subject being commercial use. The view from the subject property is commercial uses to the west, residential use to the west, and vacant property to the north and south. The surrounding land uses are not considered to be detrimental to the subject with the subject considered homogenous to the surrounding development.
 - c. Property Description: 6,098 square feet of level, unimproved land that is zoned residential use and located in the U.S. Highway 75 Overlay District.
 - d. Highest & Best Use: ***Highest and Best Use*** is defined in Real Estate Appraisal Terminology, sponsored by the American Institute of Real Estate Appraisers and the Society of Real Estate Appraisers (Fifth Printing, May 1993), as:

That reasonable and probable use that will support the highest and best present value, as defined, as of the effective date of the appraisal. Alternatively, that use, from among reasonably probable and legal alternative uses, found to be physically possible, appropriately supported, financially feasible, and which results in highest land value.

The appraiser's have applied the four tests to potential use of the property, which are 1: Is the use physically

possible, 2: Is the use legally permissible, 3: Is the use financially feasible, and 4: Is the use maximally productive. The appraiser's have completed an inspection of the subject property, a study of the trends within the neighborhood and region and researched, analyzed and considered the permitted and potential site use. The subject site is unimproved and is located in an area zoned for residential use. The physical aspects of the subject would allow for residential development, however, there are utility lines traversing the property which would limit potential development due to the easements. Therefore, the appraiser is of the opinion that the highest and best use of the subject property is for residential use after assemblage with the adjoining property.

4. Scope of Work:

The appraisers relied on Grayson County Appraisal District records and the attached survey to identify the subject property.

The appraisers visually observed the subject property by walking about it. **This is not an inspection in accordance with Texas Real Estate Commission rules.**

The appraisers collected data from the North Texas Real Estate Information System (MLS), LoopNet, Grayson Appraisal District, local brokers and appraisers, and local property owners regarding land sales.

The appraisers have utilized one of the three approaches to value in order to estimate the value of the subject property, with that approach being the Sales Comparison Approach. The Income Approach and Cost Approach are not applicable when appraising land "as vacant". The value estimate is the value derived via the Sales Approach.

5. Estate being valued:

Fee simple estate of 6,098 SF located along S. Austin Street

6. Definition of Market Value:

The value concluded by this appraisal is based upon the definition of **Market Value** as set forth by the FDIC, Regulation 12 CFR Part 323:

Market Value is defined as the most probable price which a property should bring in a competitive and open market

under all conditions requisite to a fair sale, the buyer and seller each acting prudently and knowledgeably, and assuming the price is not affected by undue stimulus. Implicit in this definition is the consummation of a sale as of a specified date and the passing of title from seller to buyer under conditions whereby;

- 1) Buyer and Seller are typically motivated.
- 2) Both parties well informed or well advised, and acting in what they consider their own best interest;
- 3) A reasonable time is allowed for exposure in the open market;
- 4) Payment is made in cash, in U.S. dollars or in terms of financial arrangements comparable thereto; and
- 5) The price represents normal consideration for the property sold unaffected by special or creative financing or sales concessions granted by anyone associated with the sale.

7. Basis for value of subject:

LAND SALES SUMMARY				
Comp No.	Location	Size/SF	Sale Date	Price/SF
1	701 E. Chaffin Street	7,150	5/14	\$0.35
2	712 E. Chaffin Street	7,150	5/14	\$0.35
3	318 E. King Street	10,280	3/15	\$0.15
4	1211 S. Montgomery Street	7,000	4/14	\$0.50
Subject	TBD S. Austin Street	6,098	----	----

Each of the sales had typical utility where the subject is encumbered with utility easements (see attached survey) which severely limit the potential utility of the property. After a downward adjustment of 50% to each sale for this factor, the sales indicate a range of value between \$0.08 and \$0.25 per SF. A value per square foot of \$0.15 per square foot is considered reasonable and appropriate for the subject site. Based on the indicated value of \$0.15 per square foot, the value of the subject acquisition parcel, as of September 24, 2015, is estimated as follows:

$$6,098 \text{ SF} \times \$0.15/\text{SF} = \$915$$

Rounded to:
\$1,000

8. Conclusions: My opinion of the market value for the subject property interest as of the 25th day of September, 2015 is:

\$1,000
ONE THOUSAND DOLLARS

Merit Advisors, L.P.



9-25-2015

William C. Presson
State Certified General Appraiser
#TX-1328597-G



9-25-2015

Ben Hawkins
State Licensed Appraiser
#TX-1336033-L

SUBJECT AERIAL PHOTO



SUBJECT PHOTOS



PROPERTY VIEW LOOKING NW FROM SE CORNER



PROPERTY VIEW LOOKING SW FROM NE CORNER



PROPERTY VIEW LOOKING NE FROM SW CORNER



PROPERTY VIEW LOOKING SE FROM NW CORNER



STREET SCENE LOOKING NORTH



STREET SCENE LOOKING SOUTH

SUBJECT SURVEY



LIMITING CONDITIONS AND ASSUMPTIONS -

This appraisal report is subject to the following assumptions and limiting conditions and to special assumptions set forth in various sections of the appraisal report. These special assumptions are considered necessary by the appraisers to make a proper estimate of value in accordance with the appraisal assignment and are made a part herein, as though copied in full.

1. **LIMIT OF LIABILITY** - The liability of Merit Advisors, L.P. and employees is limited to the fee collected for preparation of the appraisal. There is no accountability or liability to any third party.
2. **COPIES, PUBLICATION, DISTRIBUTION, USE OF REPORT** - Possession of this report or any copy thereof does not carry with it the right of publication, nor may it be used for other than its intended use; the physical report(s) remain the property of the appraiser for the use of the client, the fee being for the analytical services only. The report may not be used for any purpose by any person or corporation other than the clients or the party to whom it is addressed or copied without the written consent of Merit Advisors, L.P. and then only in its entirety.

Neither all nor any part of the contents of this report shall be conveyed to the public through advertising, public relations efforts, news, sales or other media, without the written consent and approval of Merit Advisors, L.P. nor may any reference be made in such a public communication.

3. **CONFIDENTIALITY** - The appraiser may not divulge the material (evaluation) contents of the report, analytical findings or conclusions, or give a copy of the report to anyone other than the client or his designee as specified in writing or by a court of law or body with the power of subpoena.

This appraisal is to be used only in its entirety and no part is to be used without the whole report. All conclusions and opinions concerning the analysis which are set forth in the report were prepared by the Appraiser(s) whose signature(s) appear on the appraisal report, unless indicated as "Review Appraiser". No change of any item in the report shall be made by anyone other than the Appraiser, and the Appraiser and firm shall have no responsibility if any such unauthorized change is made.

4. **TRADE SECRETS** - This appraisal was obtained from Merit Advisors, L.P., and consists of "trade secrets and commercial or financial information" which is privileged and confidential and exempted from disclosure under 5 U.S.C. 552 (b)(4). Notify the appraiser(s) signing the report of any request to reproduce this appraisal in whole or in part.
5. **INFORMATION USED** - No responsibility is assumed for accuracy of information furnished by or from others, the client, his designee, or public records. We are not liable for such information or the work of possible subcontractors. The comparable data relied upon in this report has been confirmed with one or more parties familiar with the transaction or from affidavit; all are considered appropriate for inclusion to the best of our factual judgment and knowledge.

6. **TESTIMONY, CONSULTATION, COMPLETION OF CONTRACT FOR APPRAISAL SERVICES** -The contract for appraisal, consultation or analytical service is fulfilled and the total fee payable upon completion of the report. The appraiser(s) or those assisting in preparation of the report will not be asked or required to give testimony in court or hearing because of having made the appraisal, in full or in part, nor engage in post appraisal consultation with client or third parties except under separate and special arrangement and at an additional fee.
7. **EXHIBITS** - The photos in this report are included to assist the reader in visualizing the property and are not necessarily to scale and are not intended to represent the property in other than actual status, as of the date of the photos.
8. **LEGAL, ENGINEERING, FINANCIAL, STRUCTURAL, OR MECHANICAL NATURE, HIDDEN COMPONENTS, SOIL** - No responsibility is assumed for matters legal in character or nature, nor matters of survey, nor of any architectural, structural, mechanical, or engineering nature. No opinion is rendered as to the title, which is presumed to be good and merchantable. The property is appraised as if free and clear, unless otherwise stated in particular parts of the report. The legal description is assumed to be correct as used in this report as furnished by the client, his designee, or as derived by the appraiser(s).

The appraiser(s) has inspected, by observation, the land only; however, it was not possible to personally observe conditions beneath the soil; no representations are made herein as to these matters unless specifically stated and considered in the report; the value estimate considers there being no such conditions that would cause a loss of value. The land or the soil of the area being appraised appears firm; however, the appraiser(s) do not warrant against occurrence of problems arising from soil conditions. We urge the client to retain an expert in this field if desired.

9. **LEGALITY OF USE** - The appraisal is based on the premise that there is full compliance with all applicable federal, state and local environmental regulations and laws unless otherwise stated in the report; further, that all applicable zoning, building, and use regulations and restrictions of all types have been complied with unless otherwise stated in the report; further, it is assumed that all required licenses, consents, permits, or other legislative or administrative authority, local, state, federal and/or private entity or organization has been or can be obtained or renewed for any use considered in the value estimate.
10. **AUXILIARY AND RELATED STUDIES** - No environmental or impact studies, special market study or analysis, highest and best use analysis study or feasibility study has been requested or made unless otherwise specified in an agreement for services or in the report. The appraiser reserves the unlimited right to alter, amend, revise or rescind any of the statements, findings, opinions, values, estimates, or conclusions upon any subsequent such study or analysis or previous study or analysis subsequently becoming known to him.
11. **DOLLAR VALUES, PURCHASING POWER** - The market value estimated and the costs used, are as of the date of the estimate of value. All dollar amounts are based on the purchasing power and price of the US dollar as of the date of the value estimate.
12. **VALUE CHANGE, DYNAMIC MARKET, INFLUENCES** - The estimated market value is subject to

change with market changes over time; value is highly related to exposure, time, promotional effort, terms, motivation, and conditions surrounding the offering. The value estimate considers the productivity and relative attractiveness of the property physically and economically in the marketplace. The "Estimate of Market Value" in the appraisal report is not based in whole or in part upon the race, color or national origin of the present owners or occupants of the properties in the vicinity of the property appraised.

13. **MANAGEMENT OF THE PROPERTY** - It is assumed that the property which is the subject of this report will be under prudent and competent ownership and management, neither inefficient nor super efficient.
14. **GENERAL CONDITIONS** -
 - A. The fee for this appraisal or study is for the service rendered and not for the time spent on the physical report.
 - B. **ACCEPTANCE OF, AND/OR USE OF, THIS APPRAISAL REPORT CONSTITUTES ACCEPTANCE OF THE ABOVE CONDITIONS.**
 - C. It is intended that this appraisal report comply with all statutes, rules and regulations prohibiting discrimination on the basis of race, color, religion, sex, national origin and marital status.

CERTIFICATE

I do hereby certify that, except as otherwise noted in this appraisal report:

the statements of fact contained in this report are true and correct;

the reported analyses, opinions and conclusions are limited only by the reported assumptions and limiting conditions and are our personal, unbiased professional analyses, opinions and conclusions;

we have no present or prospective interest in the property which is the subject of this report and we have no personal interest or bias with respect to the parties involved;

our engagement in this assignment was not contingent upon developing or reporting predetermined results; our compensation for completing this assignment is not contingent upon the development or reporting of a predetermined value or direction in value that favors the cause of the client, the amount of the value opinion, the attainment of a stipulated result, or the occurrence of a subsequent event directly related to the intended use of this appraisal

our compensation is not contingent upon an action or event resulting from the analyses, opinions or conclusions in, or the use of, our appraisal report;

our analyses, opinions and conclusions were developed and this report has been prepared in conformance with the requirements of the Code of Professional Ethics and the Standards of Professional Practice of the Appraisal Institute and Title XI-FIRREA, 1989. The use of this report is subject to the requirements of the Institute relating to review by its duly authorized representatives;

our analyses, opinions and conclusions were developed and this report has been prepared in conformity with the rules of the Texas Real Estate Appraisal Certification Commission.

William C. Presson and Benjamin T. Hawkins have made a personal inspection of the property which is the subject of this report.

No one provided significant professional appraisal assistance to the persons signing this report.

The appraisers' have not performed any services, appraisal or otherwise, on the subject within the past 3 years.

MERIT ADVISORS L.P.



William C. Presson

State Certified #TX-1328597-G



Benjamin T. Hawkins

State Licensed #TX-1336033-L

Addendum

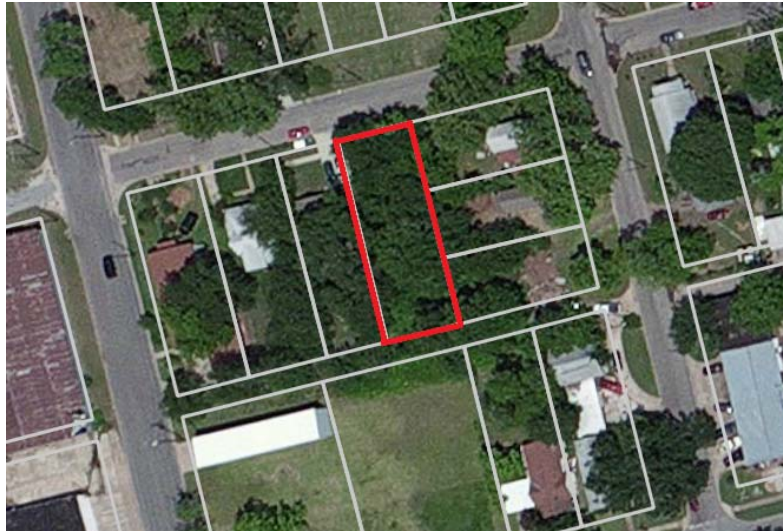
Land Sales Data

LAND SALE NO. 1



Location:	701 E. Chaffin St.		
Legal Desc.	Lot 1 Block 8 Chaffins 1 st Addn.		
Grantor:	JSBR Inc.		
Grantee:	Tobar		
Property Data:			
Size:	7,150 SF	Flood Plain:	None
Zoning:	Residential	Shape:	Rectangular
Utilities:	All avail	Easements:	None detrimental
Frontage:	Chaffin and Throckmorton	Improvements:	None at date of sale
Sales Data:			
Sale Date:	4/25/14		
Recording Data:	Vol 5457 Pg 47		
Sales Price:	\$2,500 or \$0.35/SF		
Terms:	Cash to Seller		
Comments:			
Source:	GCAD, NTEIS #12116955		

LAND SALE NO. 2



Location: 712 E. Chaffin St.
Legal Desc. Lot 17 Block 9 Chaffins 1st Addn.
Grantor: JSBR Inc.
Grantee: Tobar

Property Data:

Size:	7,150 SF	Flood Plain:	None
Zoning:	Residential	Shape:	Rectangular
Utilities:	All available	Easements:	None detrimental
Frontage:	Chaffin	Improvements:	None at date of sale

Sales Data:

Sale Date: 4/25/14
Recording Data: Vol 5457 Pg 49
Sales Price: \$2,500 or \$0.35/SF
Terms: Cash to seller

Comments:

Source: GCAD, NTREIS #12116947

LAND SALE NO. 3



Location: 318 E. King Street
Legal Desc. S Blagg Survey, Abstract 56
Grantor: Friesen
Grantee: Perez

Property Data:

Size:	10,280 SF	Flood Plain:	None
Zoning:	Residential	Shape:	Rectangular
Utilities:	All available	Easements:	None detrimental
Frontage:	King	Improvements:	None at date of sale

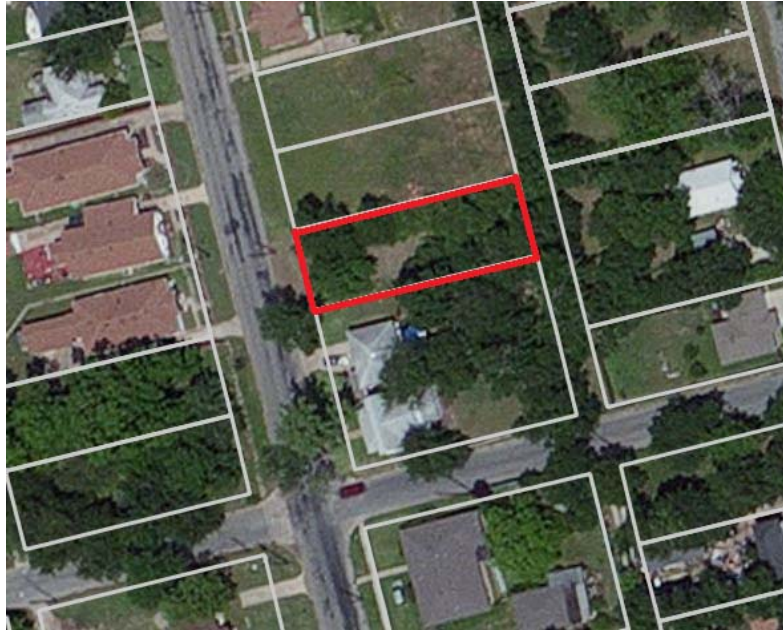
Sales Data:

Sale Date: 3/9/2015
Recording Data: Vol 5594/Pg 631
Sales Price: \$1,500 or \$0.15/SF
Terms: Cash to Seller

Comments:

Source: GCAD, NTREIS #13020710

LAND SALE NO. 4



Location: 1211 S. Montgomery Street
Legal Desc. Lot 6 Block 6 Jones & Wainrights Addn.
Grantor: JSBR Inc.
Grantee: Tobar

Property Data:

Size:	7,000 SF	Flood Plain:	None
Zoning:	Residential	Shape:	Rectangular
Utilities:	All available	Easements:	None detrimental
Frontage:	Montgomery	Improvements:	None at date of sale

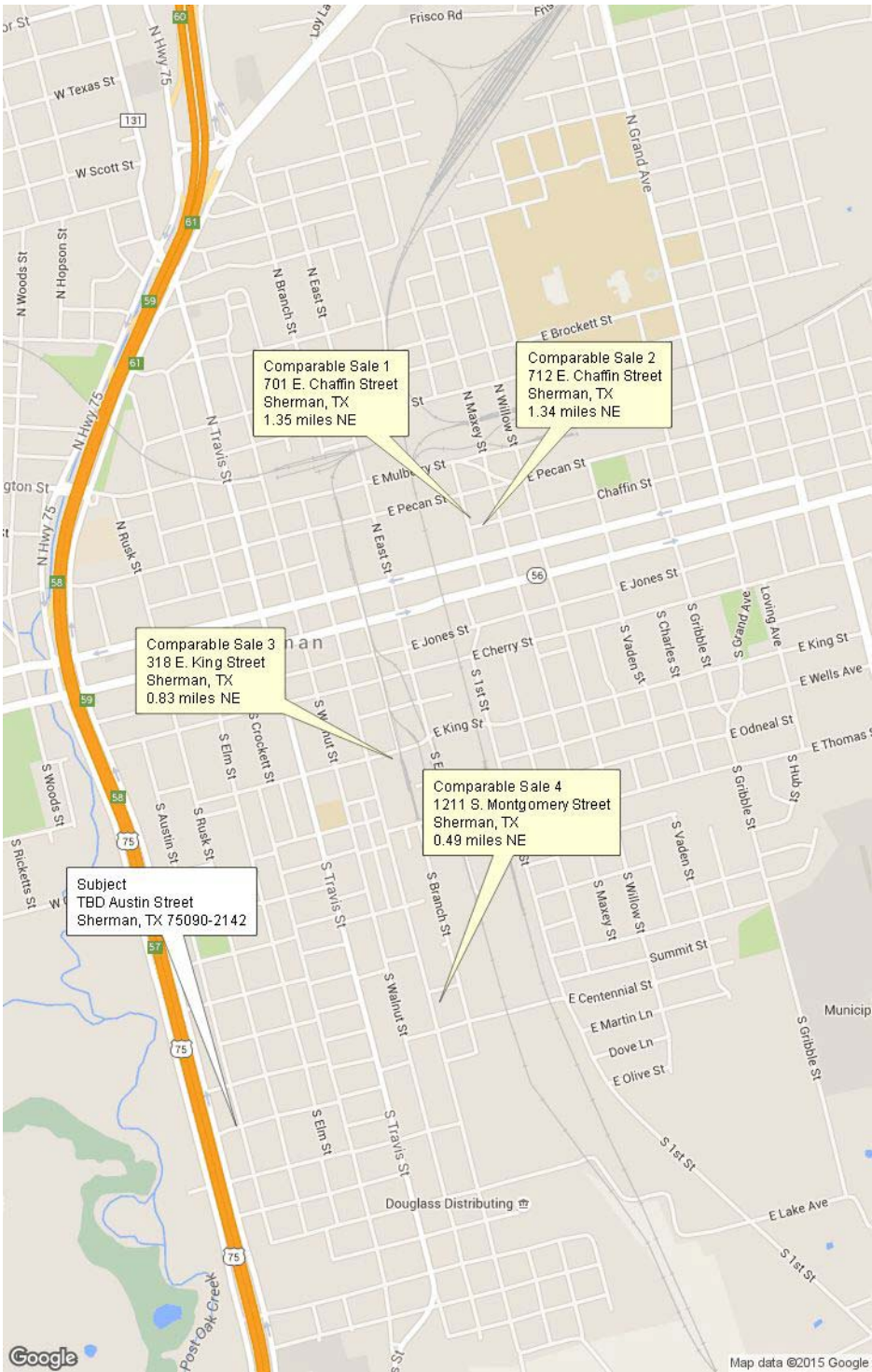
Sales Data:

Sale Date: 4/25/2014
Recording Data: Vol 5456/Pg 343
Sales Price: \$3,500 or \$0.50/SF
Terms: Cash to Seller

Comments:

Source: GCAD, NTREIS #12116923

Land Sales Location Map





Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AEX, Getmapping, Aerogrid, IGN, IGP, swisstopo, and the GIS User Community





SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

Agenda Item No. C. 7.

Meeting Date: 10/19/2015

Prepared By: Otis Henry, Police Chief

Approved By: Robby Hefton, City Manager

Caption:

INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5911

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 Amend the Number of Authorized Positions in the Police Department

Issue:

The City Council is required by state law to establish by ordinance the job titles and number of positions in each rank for members of the classified service in the City's Fire and Police Departments.

Background:

Due to organizational changes, the Police Department requests an increase in the Sergeant classification from eight to nine positions and a corresponding decrease in the number of Patrolman positions, leaving the total number of authorized positions unchanged. This increase in Sergeant positions will be reviewed periodically to evaluate the continued necessity of the ninth position.

Origination:

City Manager Robby Hefton
Sherman Police Chief Otis Henry

Financial Consideration:

Increasing the number of Sergeant positions within the Police Department and decreasing the number of Patrolman positions is expected to increase salary costs up to \$9,700 for the remainder of fiscal year 2015-2016.

Staff Recommendation:

Staff recommends adopting the proposed ordinance.

Alternatives:

The City Council could choose not to adopt the proposed ordinance, leaving unchanged the police staffing adopted in 2012.

Attachments

Ordinance No. 5911

ORDINANCE NO. 5911

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 AMEND THE NUMBER OF AUTHORIZED POSITIONS IN THE POLICE DEPARTMENT; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

BE IT ORDERED BY THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS:

SECTION 1. That Chapter 9, Article 9.05 of the Code of Ordinances of the City of Sherman, be and is hereby amended at Section 9.05.026 so that such section shall read as follows:

Sec. 9.05.026 Authorized number of positions

The number of allocated positions for each job title in the Fire and Police Departments are set forth below in order of ranking:

(1) Fire Department

<u>Title</u>	<u>No. Positions</u>
Firefighter	39
Engineer	15
Captain	15
Battalion Chief	3
Division Chief	4
Fire Chief	1

- (a) Active staffing in the “Engineer” position greater than the number allocated shall be considered overstaffed and said position shall not be filled upon the occurrence of vacancy due to promotion, demotion, attrition, termination, retirement, or any other reason.
- (b) Staffing in the “Firefighter” position shall be increased with each occurrence of the number of active “Engineer” positions being eliminated

until the total number of “Engineer” positions meets the number of allocated positions set forth in Section (1) above.

- (c) Once the number of active “Engineer” positions is reduced to meet the number of allocated positions set forth in Section (1) above. The number of active “Firefighter” positions shall be increased to meet the number of allocated positions set forth in Section (1) above.

(2) Police Department

<u>Title</u>	<u>No. Positions</u>
Patrolman	47 46
Corporal	6
Sergeant	8 9
Lieutenant	4
Assistant Chief-Appointed	2
Chief	1

SECTION 2. That it is the intention of the City Council of the City of Sherman, Texas, that the provisions of this ordinance shall become part of the Code of Ordinances of the City of Sherman, Texas, and that sections of this ordinance may be renumbered or re-lettered to accomplish such intention.

SECTION 3. That the provisions of this ordinance are severable and the invalidity of any word, phrase or part of this ordinance shall not affect the validity or effectiveness of the remainder of the ordinance.

SECTION 4. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 5. That it is hereby officially found and determined that the meeting at which this ordinance is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given all as required by law.

INTRODUCED on this the _____ day of _____, 2015.

ADOPTED on this the _____ day of _____, 2015.

EFFECTIVE DATE on this the _____ day of _____, 2015.

CITY OF SHERMAN, TEXAS

BY: _____
CAROLYN S. WACKER, MAYOR

ATTEST:

BY: _____
LINDA ASHBY, CITY CLERK

**APPROVED AS TO FORM
AND CONTENT:**

BY: _____
**BRANDON S. SHELBY,
CITY ATTORNEY**



SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

Agenda Item No. C. 8.

Meeting Date: 10/19/2015

Prepared By: Pamela Cloer, Assistant to the City Manager

Approved By: Robby Hefton, City Manager

Caption:

INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5912

Repealing Ordinance No. 5827 in its Entirety; Establishing Assignment Pay Schedules for Firefighters and Police Officers

Issue:

The City Council is required by state law to establish assignment pay schedules by Ordinance for members of the classified service. The Fire Chief is requesting assignment pay for the Fire Marshal; and the Police Chief is requesting an increase in assignment pay for Field Training Officers.

Background:

The City Council authorized salary and assignment pay amounts for firefighters and police officers as part of the fiscal year (FY) 2015-2016 budget. This Ordinance will repeal Ordinance No. 5827 (adopted at the September 2, 2014 Council meeting) and establish the assignment pay schedules for Fire and Police.

Fire Department:

The Fire Marshal has job responsibilities and demands above those within the same rank of Division Chief. This proposed Assignment Pay for the Fire Marshal role recognizes these additional job requirements in the form of assignment pay of \$500 per month.

Police Department:

The Field Training Officer program was implemented within the Sherman Police Department approximately twenty years ago. The Council recognized that special assignment pay was appropriate due to the intensive and critical nature of the program. This assignment pay has remained the same since the beginning of the program.

The Field Training Program is the most important stage in the process of becoming an independent police officer. The purpose of the Field Training and Evaluation Program is to train new officers so that each is prepared to function as a solo officer at the conclusion of their training cycle.

For the last few years, the Department has been in a constant cycle of training new recruits. The persons responsible for this critical, intensive training are officers who are specially trained and assigned as Field Training Officers (FTOs). The training cycle consists of 17-20 weeks of intensive on-the-job training and daily performance evaluations. For the duration of the training cycle, and often extending long into the career of a young officer, these FTOs become their teachers, trainers, coaches and mentors.

FTOs have the dual responsibility of providing police service in their assigned districts, as well as conducting training and evaluations for new officers. Their willingness to take on these extra duties and responsibilities demonstrates their commitment to the Program, the Department, and to the citizens of Sherman, thereby ensuring that quality officers and quality services are provided for our community.

Origination:

Fire Department
Police Department

Financial Consideration:

Funds are appropriated in the 2015-2016 budget for these assignment pay amounts for Police and Fire Department personnel.

Staff Recommendation:

Staff recommends approval of the proposed Ordinance.

Alternatives:

The City Council could choose not to approve this Ordinance, leaving unchanged the fire and police assignment pay schedules adopted on September 2, 2014 through Ordinance No. 5827.

Attachments

Ordinance No. 5912

Ordinance No. 5827

ORDINANCE NO. 5912

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, REPEALING ORDINANCE NO. 5827 IN ITS ENTIRETY; ESTABLISHING ASSIGNMENT PAY SCHEDULES FOR FIREFIGHTERS AND POLICE OFFICERS; PROVIDING FOR AN EFFECTIVE DATE; PROVIDING FOR A REPEALER; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS:

SECTION 1. That Ordinance No. 5827, adopted at the 2nd day of September, 2014 City Council meeting, is hereby repealed in its entirety.

SECTION 2. That, effective upon the 1st day of November, 2015, the following Assignment Pay Schedule shall be adopted for the Sherman Fire Department:

- (a) Assignment Pay in the amount of \$100.00 per month shall be paid to the employees assigned by the Fire Chief as a Fire Prevention Specialist.
- (b) Assignment Pay in the amount of \$100.00 per month shall be paid to the employees assigned by the Fire Chief to the Technical Rescue Team.
- (c) Assignment Pay in the amount of \$100.00 per month shall be paid to the employees assigned by the Fire Chief as a Tactical Emergency Medical Support (TEMS).
- (d) *Assignment Pay in the amount of \$500.00 per month shall be paid to the employee assigned by the Fire Chief as the Fire Marshal.*

SECTION 3. That, effective upon the 1st day of November, 2015, the following Assignment Pay Schedule shall be adopted for the Sherman Police Department:

- (a) Assignment Pay in the amount of ~~\$100.00~~ \$200.00 per month shall be paid to the employees assigned by the Police Chief as Field Training Officers.

SECTION 4. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 5. That it is hereby officially found and determined that the meetings at which this ordinance was introduced and passed were open to the public and that public notice of the time, place and purpose of said meetings were given as required by law.

INTRODUCED on this the ____ day of _____, 2015.

ADOPTED on this the ____ day of _____, 2015.

EFFECTIVE DATE on this the ____ day of _____, 2015.

CITY OF SHERMAN, TEXAS

BY: _____
CAROLYN S. WACKER, MAYOR

ATTEST:

BY: _____
LINDA ASHBY,
CITY CLERK

**APPROVED AS TO FORM
AND CONTENT:**

BY: _____
BRANDON S. SHELBY
CITY ATTORNEY

ORDINANCE NO. 5827

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, REPEALING ORDINANCE NO. 5754 IN ITS ENTIRETY; ESTABLISHING ASSIGNMENT PAY SCHEDULES FOR FIREFIGHTERS AND POLICE OFFICERS; PROVIDING FOR AN EFFECTIVE DATE; PROVIDING FOR A REPEALER; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS:

SECTION 1. That Ordinance No. 5754, adopted at the September 17, 2012 City Council meeting, is hereby repealed in its entirety.

SECTION 2. That, effective upon the 1st day of October, 2014, the following Assignment Pay Schedule shall be adopted for the Sherman Fire Department:

- (a) ~~Assignment Pay in the amount of \$100.00 per month shall be paid to the employees assigned by the Fire Chief to the Klown Kompany.~~
- (a) *Assignment Pay in the amount of \$100.00 per month shall be paid to the employees assigned by the Fire Chief as a Fire Prevention Specialist.*
- (b) Assignment Pay in the amount of \$100.00 per month shall be paid to the employees assigned by the Fire Chief to the Technical Rescue Team.
- (c) Assignment Pay in the amount of \$100.00 per month shall be paid to the employees assigned by the Fire Chief as ~~the~~ a SWAT Medic Tactical Emergency Medical Support (TEMS).

SECTION 3. That, effective upon the 1st day of October, 2014, the following Assignment Pay Schedule shall be adopted for the Sherman Police Department:

- (a) Assignment Pay in the amount of \$100.00 per month shall be paid to the employees assigned by the Police Chief as Field Training Officers.

SECTION 4. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 5. That it is hereby officially found and determined that the meetings at which this ordinance was introduced and passed were open to the public and that public notice of the time, place and purpose of said meetings were given as required by law.

INTRODUCED on this the 2nd day of September, 2014.

ADOPTED on this the 2nd day of September, 2014.

EFFECTIVE DATE on this the 2nd day of September, 2014.

CITY OF SHERMAN, TEXAS

BY:


CAROLYN S. WACKER, MAYOR

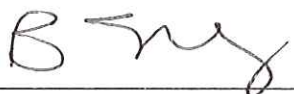
ATTEST:

BY:


LINDA ASHBY, CITY CLERK

**APPROVED AS TO FORM
AND CONTENT:**

BY:


BRANDON S. SHELBY
CITY ATTORNEY

ORDINANCE NO. 5754

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, REPEALING ORDINANCE NO. 5626 IN ITS ENTIRETY; ESTABLISHING ASSIGNMENT PAY SCHEDULES FOR FIREFIGHTERS AND POLICE OFFICERS; PROVIDING FOR AN EFFECTIVE DATE; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS:

SECTION 1. That Ordinance No. 5626, adopted at the October 5, 2009 City Council meeting, is hereby repealed in its entirety.

SECTION 2. That, effective upon the 1st day of October, 2012, the following Assignment Pay Schedule shall be adopted for the Sherman Fire Department:

- (a) Assignment Pay in the amount of \$100.00 per month shall be paid to the employees assigned by the Fire Chief to the Klowm Kompany.
- (b) Assignment Pay in the amount of \$100.00 per month shall be paid to the employees assigned by the Fire Chief to the Technical Rescue Team.
- (c) Assignment Pay in the amount of \$100.00 per month shall be paid to the employees assigned by the Fire Chief as the SWAT Medic.

SECTION 3. That, effective upon the 1st day of October, 2012, the following Assignment Pay Schedule shall be adopted for the Sherman Police Department:

- (a) Assignment Pay in the amount of \$100.00 per month shall be paid to the employees assigned by the Chief of Police as Field Training Officers.

SECTION 4. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 5. That it is hereby officially found and determined that the meetings at which this ordinance was introduced and passed were open to the public and that public notice of the time, place and purpose of said meetings were given as required by law.

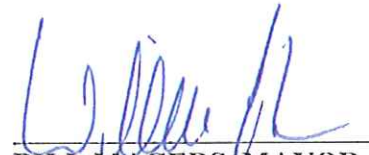
INTRODUCED on this the 17th day of September, 2012.

ADOPTED on this the 17th day of September, 2012.

EFFECTIVE DATE on this the 17th day of September, 2012.

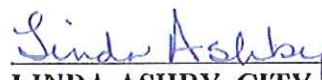
CITY OF SHERMAN, TEXAS

BY:


BILL MAGERS, MAYOR

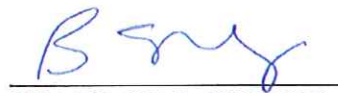
ATTEST:

BY:


LINDA ASHBY, CITY CLERK

APPROVED AS TO FORM
AND CONTENT:

BY:


BRANDON S. SHELBY,
CITY ATTORNEY

Repealing ord. 5572; establishing
assignment pay schedules for FF
and police officers.

ORDINANCE NO. 5626

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
SHERMAN, TEXAS, REPEALING ORDINANCE NO. 5572;
ESTABLISHING ASSIGNMENT PAY SCHEDULES FOR
FIREFIGHTERS AND POLICE OFFICERS; PROVIDING FOR AN
EFFECTIVE DATE; FINDING AND DETERMINING THAT THE
MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED
AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SHERMAN,
TEXAS:

SECTION 1. That Ordinance No. 5572, adopted at the November 3, 2008 City Council
meeting, is hereby repealed in its entirety.

SECTION 2. That, effective upon the 16th day of October, 2009, the following
Assignment Pay Schedule shall be adopted for the Sherman Fire Department:

- ~~(a) Assignment Pay in the amount of \$200.00 per month shall be paid to the employee assigned by the Fire Chief as the Training Officer.~~
- ~~(b) Assignment Pay in the amount of \$200.00 per month shall be paid to the employees assigned by the Fire Chief as Fire Inspector.~~
- ~~(c) Assignment Pay in the amount of \$200.00 per month shall be paid to the employee assigned by the Fire Chief as the Emergency Medical Services Coordinator.~~
- ~~(d) Assignment Pay in the amount of \$200.00 per month shall be paid to the employee assigned by the Fire Chief as the Operations Captain.~~
- ~~(e) Assignment Pay in the amount of \$200.00 per month shall be paid to the employees assigned by the Fire Chief as Assistant Emergency Management Coordinator.~~
- (a) Assignment Pay in the amount of \$263.26 per month shall be paid to the employee assigned by the Fire Chief as the Fire Marshal.
- (f) (b) Assignment Pay in the amount of \$100.00 per month shall be paid to the employees assigned by the Fire Chief to the Klowm Company Kompany.
- (g) (c) Assignment Pay in the amount of \$100.00 per month shall be paid to the employees assigned by the Fire Chief to the Technical Rescue Team.

(h) (d) Assignment Pay in the amount of \$100.00 per month shall be paid to the employees assigned by the Fire Chief as SWAT Medic.

SECTION 3. That, effective upon the 16th day of October, 2009, the following Assignment Pay Schedule shall be adopted for the Sherman Police Department:

(a) Assignment Pay in the amount of \$100.00 per month shall be paid to the employees assigned by the Chief of Police as Field Training Officers.

SECTION 4. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

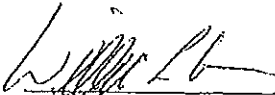
SECTION 5. That it is hereby officially found and determined that the meetings at which this ordinance was introduced and passed were open to the public and that public notice of the time, place and purpose of said meetings were given as required by law.

INTRODUCED on this the 5th day of October, 2009.

ADOPTED on this the 5th day of October, 2009.

EFFECTIVE DATE on this the 5th day of October, 2009.

CITY OF SHERMAN, TEXAS

BY: 
BILL MAGERS, MAYOR

ATTEST:

BY: 
LINDA ASHBY, CITY CLERK

APPROVED AS TO FORM
AND CONTENT:

BY: 
BRANDON S. SHELBY,
CITY ATTORNEY



SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

Agenda Item No. C. 9.

Meeting Date: 10/19/2015

Prepared By: Pamela Cloer, Assistant to the City Manager

Approved By: Robby Hefton, City Manager

Caption:

ADOPTION OF ORDINANCES

Consider Adoption of Ordinance Numbers: 5905, 5906, 5907, 5908, 5909, 5910, 5911 and 5912

Issue:

- C. 1. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5905**
Amending Ordinance No. 5892 to Appoint Election Officials and Add an Early Voting Location for an Election of the Qualified Voters of the City of Sherman, Texas, on the 3rd day of November, 2015, for the Purpose of Electing a Mayor and Two (2) At-Large City Council Members for Said City
- C. 2. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5906**
Amending Ordinance No. 5893 to Appoint Election Officials and Add an Early Voting Location for an Election of the Qualified Voters of the City of Sherman, Texas, on the 3rd day of November, 2015, for the Purpose of the Reauthorization of the Local Sales and Use Tax at the Rate of One-Eighth of One Percent (1.8%) to Continue Providing Revenue for Maintenance and Repair of Municipal Streets
- C. 3. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5907**
Amending Ordinance No. 5894 to Appoint Election Officials and Add an Early Voting Location for a Special Election of the Qualified Voters of the City of Sherman, Texas, on the 3rd day of November, 2015, for the Purpose of Amending the City Charter of the City of Sherman, Texas
- C. 4. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5908**
Appointing an Alternate Municipal Court Judge for the City of Sherman, Grayson County, Texas
- C. 5. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5909**
Amending Chapter 6 of the Code of Ordinances, entitled "Health and Sanitation", at Article 6.02, entitled "Food Establishments", at Section 6.02.001, entitled "Adoption of State Food Establishment Rules; Definitions" and at Section 6.02.005, entitled "Food Sanitation Training"

- C. 6. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5910**
Closing and Abandoning a Portion of Hester Street Right-of-Way lying between Blocks Twenty-Three (23) and Twenty-Four (24) of B.H. Moore Heirs Addition, said Property to be Maintained as a Utility Easement; Conveying the Interest in said Right-of-Way to the Abutting and Adjacent Property Owner, Sherman Collision Repair, LLC
- C. 7. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5911**
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 Amend the Number of Authorized Positions in the Police Department
- C. 8. INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5912**
Repealing Ordinance No. 5827 in its Entirety; Establishing Assignment Pay Schedules for Firefighters and Police Officers
-



SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

Agenda Item No. C. 10.

Meeting Date: 10/19/2015

Prepared By: Pamela Cloer, Assistant to the City Manager

Approved By: Robby Hefton, City Manager

Caption:

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

Issue:

D. 2. * RESOLUTION NO. 6034

Authorizing Execution of a Deed Without Warranty to Sherman Collision Repair, LLC for the Conveyance of a Portion of Right-of-Way being Hester Street from Austin Street West Approximately 100' in the 500 Block of Hester Street in the City of Sherman, Grayson County, Texas; Providing that all Surveying and Appraisal Costs Incurred will be Paid by Sherman Collision Repair, LLC

D. 3. * RESOLUTION NO. 6035

Authorizing the Purchase of a New JLG Telescopic Handler for the Equipment Services Department from Equipment Depot

F. 2. * OTHER BUSINESS

Final Plat Approval of the Travelers Inn Addition, being Part of a Replat of Lots 7, 8 & 9, Block 1 of McBride's Addition and Containing 3.37 Acres in the Samuel Blagg Survey, Abstract No. 56; J.R. Patel, Owner; and Sartin and Associates, Surveyor (401 South Sam Rayburn Freeway)



SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

Agenda Item No. D. 1.

Meeting Date: 10/19/2015

Prepared By: Clay Barnett, Director of Public Works and Engineering

Approved By: Robby Hefton, City Manager

Caption:

RESOLUTION NO. 6033

Authorizing Execution of a Memorandum of Understanding (MOU) Defining Roles and Responsibilities between the Sherman-Denison Metropolitan Planning Organization and the Cities of Sherman and Denison Regarding Engineering Studies

Issue:

Authorize the Mayor to execute a Memorandum of Understanding (MOU) with the Sherman-Denison Metropolitan Planning Organization (SDMPO)

Background:

The passage of Proposition 1 in November of 2014 has provided a considerable amount of transportation funding to our region. In order to take advantage of this new funding source, it is critical that the design and construction oversight of these projects be expedited. For this purpose, the SDMPO Policy Board allocated \$1.5 million to fund engineering studies at their July 8, 2015 meeting. All public works projects in the State of Texas are required to be performed under the direct supervision of an engineer licensed in the State of Texas. Because the SDMPO does not employ a licensed engineer, it is in need of engineering management oversight for these projects. The Cities of Sherman and Denison possess the ability to provide the engineering management oversight of these projects at a reduced cost when compared to an engineering consulting firm. Additionally, it avoids any conflict of interest issues that arise out of hiring an engineering firm to perform engineering management oversight services. This MOU defines the management roles and responsibilities between the SDMPO and the Cities of Sherman and Denison in regards to the undertaking and oversight of engineering studies for the projects.

Origination:

Engineering Department

Financial Consideration:

A reimbursement agreement with the Texas Department of Transportation will be agreed upon with each project. There is no financial consideration to the City of Sherman beyond what will be reimbursed by the Texas Department of Transportation.

Staff Recommendation:

It is recommended that the City Council authorize the Mayor to execute the Memorandum of Understanding with the Sherman-Denison Metropolitan Planning Organization.

Alternatives:

As may be recommended by the City Council

Attachments

Resolution No. 6033

Memorandum of Understanding

RESOLUTION NO. 6033

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF A MEMORANDUM OF UNDERSTANDING (MOU) DEFINING ROLES AND RESPONSIBILITIES BETWEEN THE SHERMAN-DENISON METROPOLITAN PLANNING ORGANIZATION AND THE CITIES OF SHERMAN AND DENISON REGARDING ENGINEERING STUDIES; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS:

SECTION 1. That the Mayor be and is hereby authorized and directed, subject to all contract documents being properly completed and approved as to form and content by the City Attorney, to execute a Memorandum of Understanding (MOU) Defining Roles and Responsibilities between the Sherman-Denison Metropolitan Planning Organization and the Cities of Sherman and Denison Regarding Engineering Studies, pursuant to the terms and provisions of the contract documents attached hereto and made a part hereof for all purposes.

SECTION 2. That it is hereby officially found and determined that the meeting at which this resolution is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

PASSED AND APPROVED on this the ____ day of _____, 2015.

CITY OF SHERMAN, TEXAS

ATTEST:

BY: _____
LINDA ASHBY, CITY CLERK

BY: _____
CAROLYN S. WACKER, MAYOR

**APPROVED AS TO FORM
AND CONTENT:**

BY: _____
**BRANDON S. SHELBY,
CITY ATTORNEY**

STATE OF TEXAS COUNTY OF GRAYSON

**MEMORANDUM OF UNDERSTANDING (MOU) DEFINING ROLES AND
RESPONSIBILITIES BETWEEN THE SHERMAN -DENISON METROPOLITAN
PLANNING ORGANIZATION AND THE CITIES OF SHERMAN AND DENISON REGARDING
ENGINEERING STUDIES**

This Memorandum of Understanding (MOU) is entered into, by and between the CITIES OF SHERMAN AND DENISON, hereinafter collectively referred to as the "CITIES", political subdivisions of the State of Texas and the SHERMAN-DENISON METROPOLITAN PLANNING ORGANIZATION POLICY BOARD hereinafter referred to as the "MPO" as defined and authorized by Title 23 U.S.C. Section 134.

RECITALS

WHEREAS, Title 23 U.S.C. Section 134 and Title 49 U.S.C. Section 5303, MPO Planning, requires that Metropolitan Planning Organizations, in cooperation with the State, shall develop transportation plans and programs for urbanized areas of the State; and

WHEREAS, the passage of Proposition 1 in November of 2014 provided a new funding stream to the Sherman Denison MPO; and,

WHEREAS, the MPO Board desires to maximize its ability to expend Proposition 1 funds towards much needed transportation projects in the MPO Planning Area; and

WHEREAS, the MPO does not employ a Certified Engineer and is in need of Engineering Management Services; and

WHEREAS, the CITIES desire to provide management oversight of the necessary engineering studies;

NOW, THEREFORE, the CITIES and the MPO, collectively referred to as the "PARTIES" hereby agree as follows:

ARTICLE 1. PURPOSE

The purpose of this MOU is to define the management roles and responsibilities between the MPO and the CITIES in regards to the undertaking and oversight of Engineering Studies for the projects identified in the amended Metropolitan Transportation Plan (MTP) and the Transportation Improvement Program (TIP). A Special Meeting of the MPO Policy Board may be convened, at the discretion of the Chairman, to consider any matter contemplated by this MOU and to coordinate any recommendation for action between the CITIES and MPO.

ARTICLE 2. TERM

The term of this Agreement begins upon the effective date and shall be effective for one year beginning with the

execution of this MOU. This Agreement may be renewed for one year upon mutual consent by all PARTIES.

ARTICLE 3. DESCRIPTION OF SERVICES

The CITIES agree to provide managerial oversight of engineering studies on projects identified in the MPO's MTP and TIP. Said managerial oversight is further described in the Scope of Services attached hereto as Exhibit A and incorporated herein for all intents and purposes. Required services shall specifically be authorized by the execution of this MOU by all the PARTIES. The engineering studies shall be undertaken by selected engineering consulting firms which have been engaged by the CITIES. The selection of projects to be studied and the scope and breadth of the studies shall be reviewed and approved by the MPO's Technical Advisory Committee.

ARTICLE 4. REIMBURSEMENT

The CITIES shall be reimbursed by the Texas Department of Transportation, Paris District utilizing Proposition 1 Funding allocated to the MPO for Fiscal Year 2016 as set aside by the MPO to cover the cost of Engineering Studies. A copy of all invoices shall be provided to the MPO Director.

The CITIES shall maintain a separate account code assigned to Proposition 1 Funds in carrying out the requirements of this Agreement. The CITIES shall receive all reimbursements for MPO Proposition 1 funds through invoices submitted to the Texas Department of Transportation (TxDOT) on the forms and in the manner prescribed by TxDOT as applicable.

ARTICLE 5. GOVERNING LAW

The laws of the State of Texas shall govern this Agreement and all obligations hereunder of the PARTIES are performable in Grayson County, Texas. Venue for any legal proceeding is Grayson County, Texas.

ARTICLE 6. NON-DISCRIMINATION

It is mutually agreed that the PARTIES hereto shall be bound by the provisions of Title 49, Code of Federal Regulations, Part 21, which were promulgated to effectuate the provisions of Title VI of the Civil Rights Act of 1964, Title 23, Code of Federal Regulations, part 71 0.45(b), and Executive Order 11246 titled "Equal Employment Opportunity" as amended by Executive Order 11375 and as supplemented in Department of labor Regulations (41 CFR Pa11 60).

ARTICLE 7. NON-ASSIGNMENT

This Agreement shall be binding upon and inure to the benefit of the PARTIES hereto and their respective legal representatives successors and assigns. Neither the MPO Board nor the CITIES shall assign any duty of this Agreement, excepting those already identified herein, without written consent of the other.

ARTICLE 8. SEVERABILITY

Should any provisions of this Agreement for any reasons be held to be invalid, illegal, or unenforceable in any respect,

such invalidity, illegality, or unenforceability shall not affect any other provision hereof.

ARTICLE 9. ENTIRETY OF AGREEMENT

This is the entire Agreement between the PARTIES and no modification of this Agreement shall be of any force or effect, unless it is in writing signed by the PARTIES. NO OFFICIAL, EMPLOYEE, AGENT OR REPRESENTATIVE OF THE SHERMAN-DENISON METROPOLITAN PLANNING ORGANIZATION NOR THE CITIES OF SHERMAN AND DENISON HAS ANY AUTHORITY, EITHER EXPRESS OR IMPLIED, TO AMEND THIS AGREEMENT, EXCEPT PURSUANT TO SUCH EXPRESS AUTHORITY AS MAYBE GRANTED BY THE CITIES OF SHERMAN AND DENISON AND OR THE SHERMAN-DENISON METROPOLITAN PLANNING ORGANIZATION POLICY BOARD.

ARTICLE 10. EFFECTIVE DATE

The effective date of this MOU is deemed to be _____ as agreed to by the authorized representatives of the PARTIES as signed below:

FOR THE SHERMAN-DENISON MPO

William Magers, Chairman, SDMPO

FOR THE CITY OF DENISON, TEXAS

Jared Johnson, Mayor

FOR THE CITY OF SHERMAN, TEXAS

Carrie Wacker, Mayor



SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

Agenda Item No. D. 2.

Meeting Date: 10/19/2015

Prepared By: Clay Barnett, Director of Public Works and Engineering

Approved By: Robby Hefton, City Manager

Caption:

*** RESOLUTION NO. 6034**

Authorizing Execution of a Deed Without Warranty to Sherman Collision Repair, LLC for the Conveyance of a Portion of Right-of-Way being Hester Street from Austin Street West Approximately 100' in the 500 Block of Hester Street in the City of Sherman, Grayson County, Texas; Providing that all Surveying and Appraisal Costs Incurred will be Paid by Sherman Collision Repair, LLC

Issue:

To authorize the City Manager to convey a portion of Hester Street, from Austin Street west approximately 100', at the appraised value and reserving the same street as utility easements

Background:

Sherman Collision Repair, LLC has submitted a request to purchase a portion of Hester Street as part of a business expansion. Under this current conveyance, an easement shall be retained to provide for existing utilities. Future construction may result in relocation of the existing utilities, the cost of which would be borne by Sherman Collision Repair, LLC. The City does not have any utilities in this right-of-way.

Origination:

Sherman Collision Repair, LLC

Financial Consideration:

The appraised value of this portion of Hester Street is \$1,000.00; and the total sales price is \$1,000.00. Sherman Collision Repair, LLC will bear the surveying and appraisal costs.

Staff Recommendation:

Staff recommends that the parcel be sold to Sherman Collision Repair, LLC at the appraised value and that an easement be reserved for the existing non-City utilities.

Alternatives:

As may be directed by the City Council

Attachments

Resolution No. 6034

Deed

Exhibit "A" and "B"

Location Map

RESOLUTION NO. 6034

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF A DEED WITHOUT WARRANTY TO SHERMAN COLLISION REPAIR, LLC FOR THE CONVEYANCE OF A PORTION OF RIGHT-OF-WAY BEING HESTER STREET FROM AUSTIN STREET WEST APPROXIMATELY 100' IN THE 500 BLOCK OF HESTER STREET IN THE CITY OF SHERMAN, GRAYSON COUNTY, TEXAS; PROVIDING THAT ALL SURVEYING AND APPRAISAL COSTS INCURRED WILL BE PAID BY SHERMAN COLLISION REPAIR, LLC; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS:

SECTION 1. That the City Manager be and is hereby authorized and directed, subject to all documents being properly completed and approved as to form and content by the City Attorney, to execute a Deed Without Warranty to Sherman Collision Repair, LLC for the conveyance of property, being a portion of right-of-way being Hester Street from Austin Street west approximately 100' in the 500 Block of Hester Street in Sherman, Texas, providing that all surveying and appraisal costs incurred will be paid by Sherman Collision Repair, LLC and as more particularly described in the attached Deed Without Warranty within the City of Sherman, Grayson County, Texas.

SECTION 2. That it is hereby officially found and determined that the meeting at which this resolution is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

PASSED AND APPROVED on this the ____ day of _____, 2015.

CITY OF SHERMAN, TEXAS

BY:

CAROLYN S. WACKER, MAYOR

ATTEST:

BY:

LINDA ASHBY, CITY CLERK

APPROVED AS TO FORM AND CONTENT:

BY: _____
BRANDON SHELBY,
CITY ATTORNEY

DEED WITHOUT WARRANTY

STATE OF TEXAS
COUNTY OF GRAYSON

§
§ **KNOW ALL MEN BY THESE PRESENTS:**
§

THAT the **CITY OF SHERMAN**, a Municipal Corporation, hereinafter called "Grantors", of the County of Grayson, State of Texas, acting by and through its City Council for and in consideration of One Thousand Dollars (\$1,000.00) by the **SHERMAN COLLISION REPAIR, LLC** hereinafter called "Grantee", the receipt of which is hereby acknowledged, hereunto duly authorized by City Council Resolution, hereby grants, sells, releases, and forever conveys unto SHERMAN COLLISION REPAIR, LLC all of Grantor's right, title and interest in and to the following real property (shown in Exhibit "A" and described in Exhibit "B"), to wit:

SITUATED in the City of Sherman, County of Grayson, State of Texas, being that portion of Hester Street lying between Blocks Twenty three (23) and Twenty four (24) of B.H. Moore Heirs Addition to the City of Sherman, Texas as shown by plat of record in Volume "O", Page 405, District Clerk Records, Grayson County, Texas and being more particularly described by metes and bounds as follows to wit:

BEGINNING at a found ½ inch capped rebar stamped #3694 maintaining the Southeast corner of Lot Eight in said Block Twenty three of B.H. Moore Heirs Addition at the intersection of the North line of Hester Street with the West line of Austin Street;

THENCE South 13 deg. 47 min. 00 Sec. East, a distance of 61.63 feet to a found ½ inch capped rebar stamped SARTIN-3694 maintaining the Northeast corner of Lot Four in said Block Twenty four of said B.H. Moore Heirs Addition, at the intersection of the South line of said Hester Street with the West line of said Austin Street;

THENCE South 75 deg. 51 min. 36 sec. West, with the South line of said Hester Street, the North line of said Lot Four, a distance of 100.00 feet to a found ½ inch capped rebar stamped SARTIN-3694 maintaining the Northwest corner of said Lot Four, the Southwest corner of said Hester Street, on the East line of Lot One in Block One of Nata Crossing to the City of Sherman, Texas as shown by plat of record in Volume 18, Page 3, Plat Records, Grayson County, Texas;

THENCE North 14 deg. 10 min. 58 sec. West, with the West line of said Hester Street, the East line of said Lot One, at a distance of 47.14 feet passing a found ½ inch rebar maintaining its Northeast corner, the Southeast corner of an 0.58 acre tract described in Tract One in deed from Ameristate Bank Atoka to Sherman Collision Repair, LLC, dated December 1, 2009, recorded in Volume 4731, Page 525, Official Public Records, Grayson County, Texas and continuing with the East line of said 0.58 acre tract for a total distance of 61.72 feet to a found ½ inch capped rebar stamped SARTIN-3694 maintaining the Northwest corner of said Hester Street, the Southwest corner of said Lot Eight in Block Twenty three;

THENCE North 75 deg. 54 min. 48 sec. East with the North line of said Hester Street, the South line of said Lot Eight, a distance of 100.43 feet to the PLACE OF BEGINNING and containing 0.14 ACRES OF LAND more or less.....

TO HAVE AND TO HOLD all of Grantor's right, title and interest in and to the above described property and premises unto the said Grantee, its legal representatives, successors and assigns forever, without express or implied warranty, so that neither Grantor nor Grantor's successors, legal representatives or assigns shall have claim or demand any right or title to the aforesaid property, premises or appurtenances or any part thereof, SAVE AND EXCEPT that these properties are to be reserved as easements for any and all existing utilities as may be now located in said above described property, with the right of ingress and egress to same for the purpose of operation, construction, repair, reconstruction, improvement maintenance, or removal of such utilities until such shall be abandoned or relocated. All warranties that might arise by common law as well as the warranties in Section 5.023 of the Texas Property Code (or its successor) are excluded.

This conveyance is made and accepted subject to and all conditions and restrictions, if any, relating to the here above described property, shown of record in the office of the County Clerk of Grayson County, Texas.

Release. In accepting the conveyance of this property, Grantee expressly accepts the property in its "as is" condition, with all of its faults and encumbrances, if any. GRANTEE RELEASES AND FOREVER DISCHARGES THE GRANTOR, ITS OFFICERS, AGENTS AND EMPLOYEES FROM ALL RIGHTS, CLAIMS, DEMANDS, OR CAUSES OF ACTION, AT LAW OR IN EQUITY, GRANTEES PRESENTLY HAVE, OR EVEN CAN, SHALL, OR MAY HAVE IN THE FUTURE IN CONNECTION WITH THIS TRANSACTION, INCLUDING HAZARDOUS MATERIALS OR ENVIRONMENTAL ISSUES IN, ON OR UPON THE PROPERTY, IF ANY. GRANTEE STATES THAT IT IS NOT RELYING UPON ANY REPRESENTATIONS OR DISCLOSURES BY THE GRANTOR AND NONE HAVE BEEN MADE IN CONNECTION WITH THE ACQUISITION OF THIS PROPERTY. THIS RELEASE SHALL BE BINDING UPON GRANTEE'S LEGAL REPRESENTATIVES, ASSIGNS AND SUCCESSORS IN INTEREST.

TO HAVE AND TO HOLD all of its right, title and interest in and to the above described property and premises subject to the aforesaid, unto the said Grantee, its legal representatives, successors and assigns forever, so that the Grantor, its legal representatives, successors and assigns shall not have, claim or demand any right, title or interest to the aforesaid property, premises or appurtenances of any part thereof.

Grantor acknowledges and confesses that this conveyance is made pursuant to the authority of the Resolution No. 6034 of the City of Sherman, Texas passed and approved on the 19th day of October, 2015.

CITY OF SHERMAN, TEXAS

ROBBY HEFTON,
CITY MANAGER

ACKNOWLEDGEMENT

THE STATE OF TEXAS	§	
	§	KNOW ALL MEN BY THESE PRESENTS:
COUNTY OF GRAYSON	§	

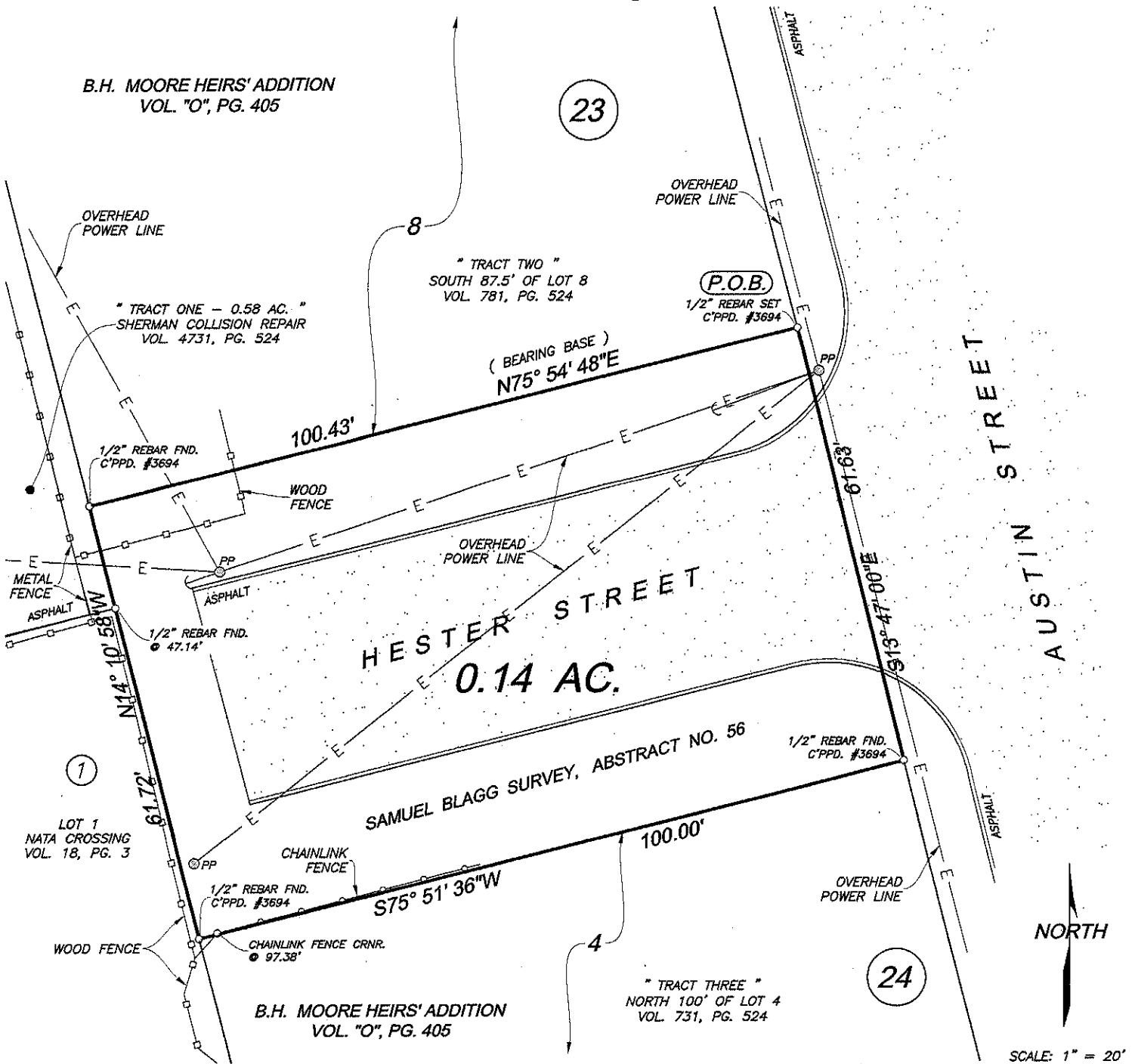
BEFORE ME, the undersigned authority, in and for the State of Texas, on this day personally appeared **Robby Hefton, City Manager**, known to me to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of the said City of Sherman, a municipal corporation of the State of Texas, and that he executed the same as the act of such corporation for the purpose and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, on this the _____ day of _____, A.D., 2015, by Robby Hefton, City Manager of the City of Sherman.

NOTARY PUBLIC, STATE OF TEXAS

Notary's commission expires: _____

Exhibit "A"



SARTIN & ASSOCIATES, INC.

REGISTERED PROFESSIONAL LAND SURVEYORS

FIRM Headquarters - #10081100

109 S. Travis • P.O. Box 1843 Sherman, TX 75091

Phone: (903)892-8003 • Fax: (903)868-2970 • Email: msartin@gcecisip.com

SURVEY FOR: SHERMAN COLLISION REPAIR, LLC

I, Marshall Sartin, Registered Professional Land Surveyor, hereby certify that a survey of the property shown hereon was made on the ground on the 4th day of September, 2015 of the following described property:

(LEGAL DESCRIPTION ATTACHED)

That the survey substantially complies with the current Minimum Standards for Professional Land Surveyors as adopted by the Texas Board of Professional Land Surveying, and is subject to all easements of record or as shown on recorded plat that may affect said property.

THIS SURVEY PLAT WAS PREPARED FROM A SURVEY PERFORMED ON THE DATE SHOWN HEREON FOR THE CLIENT NAMED HEREINABOVE AND FOR THE TRANSACTION TAKING PLACE AT THE TIME OF THIS SURVEY. THIS SURVEY PLAT IS NOT TO BE USED IN CONNECTION WITH ANY FUTURE TRANSACTIONS WITHOUT THE EXPRESSED WRITTEN CONSENT OF THE UNDERSIGNED SURVEYOR AND THE UNDERSIGNED SURVEYOR ACCEPTS NO LIABILITY FOR ANY FUTURE UNAUTHORIZED USE OF THIS SURVEY PLAT.

Marshall Sartin R.P.L.S #3694

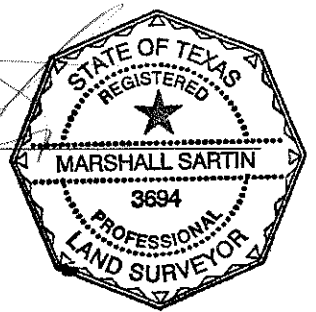


Exhibit "B"

SARTIN & ASSOCIATES, INC.

REGISTERED PROFESSIONAL LAND SURVEYORS

FIRM Headquarters #10081100

P.O. Box 1843 * 109 S. Travis * Sherman, Texas 75091-1843

Phone (903) 892-8003 * Fax (903) 868-2970 * Email - msartin@gccisp.com

SITUATED in the City of Sherman, County of Grayson, State of Texas, being that portion of Hester Street lying between Blocks Twenty three (23) and Twenty four (24) of B. H. Moore Heirs Addition to the City of Sherman, Texas as shown by plat of record in Volume "O", Page 405, District Clerk Records, Grayson County, Texas and being more particularly described by metes and bonds as follows to-wit:

BEGINNING at a found ½ inch capped rebar stamped #3694 maintaining the Southeast corner of Lot Eight in said Block Twenty three of B. H. Moore Heirs Addition at the intersection of the North line of Hester Street with the West line of Austin Street;

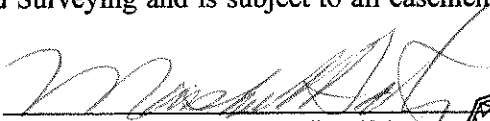
THENCE South 13 deg. 47 min. 00 sec. East, a distance of 61.63 feet to a found ½ inch capped rebar stamped SARTIN-3694 maintaining the Northeast corner of Lot Four in said Block Twenty four of said B. H. Moore Heirs Addition, at the intersection of the South line of said Hester Street with the West line of said Austin Street;

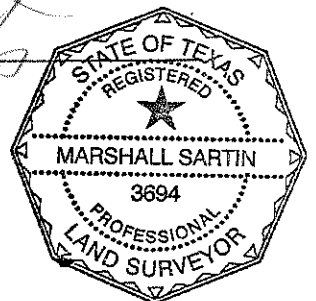
THENCE South 75 deg. 51 min. 36 sec. West, with the South line of said Hester Street, the North line of said Lot Four, a distance of 100.00 feet to a found ½ inch capped rebar stamped SARTIN-3694 maintaining the Northwest corner of said Lot Four, the Southwest corner of said Hester Street, on the East line of Lot One in Block One of Nana Crossing to the City of Sherman, Texas as shown by plat of record in Volume 18, Page 3, Plat Records, Grayson County, Texas;

THENCE North 14 deg. 10 min. 58 sec. West, with the West line of said Hester Street, the East line of said Lot One, at a distance of 47.14 feet passing a found ½ inch rebar maintaining its Northeast corner, the Southeast corner of an 0.58 acre tract described in Tract One in deed from Ameristate Bank Atoka to Sherman Collision Repair, LLC, dated December 1, 2009, recorded in Volume 4731, Page 525, Official Public Records, Grayson County, Texas and continuing with the East line of said 0.58 acre tract for a total distance of 61.72 feet to a found ½ inch capped rebar stamped SARTIN-3694 maintaining the Northwest corner of said Hester Street, the Southwest corner of said Lot Eight in Block Twenty three;

THENCE North 75 deg. 54 min. 48 sec. East, with the North line of said Hester Street, the South line of said Lot Eight, a distance of 100.43 feet to the **PLACE OF BEGINNING** and containing **0.14 ACRES OF LAND** more or less.....

I, Marshall Sartin, Registered Professional Land Surveyor, hereby certify that a survey of the property legally described hereon was made on the ground on the 4 th day of September, 2015 and that this survey substantially complies with the current Minimum Standards for Professional Land Surveyors as adopted by the Texas Board of Professional Land Surveying and is subject to all easements of record that may affect said property.


Marshall Sartin, R.P.L.S. # 3694







SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

Agenda Item No. D. 3.

Meeting Date: 10/19/2015

Prepared By: Clay Barnett, Director of Public Works and Engineering

Approved By: Robby Hefton, City Manager

Caption:

*** RESOLUTION NO. 6035**

Authorizing the Purchase of a New JLG Telescopic Handler for the Equipment Services Department from Equipment Depot

Issue:

To consider approval of a resolution to purchase a new JLG Telescopic Handler from Equipment Depot of Sherman, Texas for use within the Equipment Services Department

Background:

Equipment Depot, a local Sherman vendor, submitted the best qualifying estimate for a new JLG Telescopic Handler. This equipment will be used within the Equipment Service Center to improve fleet maintenance capabilities.

Origination:

Department of Public Works

Financial Consideration:

The new JLG Telescopic Handler will be purchased from Equipment Depot for \$120,885.00. Funding for this purchase was appropriated in the fiscal year 2015-2016 Equipment Services budget.

Staff Recommendation:

It is recommended that staff be authorized to purchase the new equipment from Equipment Depot.

Alternatives:

As may be recommended by the City Council

Attachments

Resolution No. 6035
Agreement

RESOLUTION NO. 6035

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE PURCHASE OF A NEW JLG TELESCOPIC HANDLER FOR THE EQUIPMENT SERVICES DEPARTMENT FROM EQUIPMENT DEPOT; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS:

SECTION 1. That the City Manager be and is hereby authorized and directed, subject to all agreements being properly completed and approved as to form and content by the City Attorney, to purchase from Equipment Depot, a new Telescopic Handler, at a total price of One Hundred Twenty Thousand Eight Hundred Eighty-Five Dollars and No Cents (\$120,885.00). Funds for this purchase are being committed out of the City of Sherman's fiscal year 2015-2016 budget.

SECTION 2. That it is hereby officially found and determined that the meeting at which this resolution is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

PASSED AND APPROVED on this the ____ day of _____, 2015.

CITY OF SHERMAN, TEXAS

**BY: _____
CAROLYN S. WACKER, MAYOR**

ATTEST:

**BY: _____
LINDA ASHBY, CITY CLERK**

APPROVED AS TO FORM AND CONTENT:

**BY: _____
BRANDON SHELBY, CITY ATTORNEY**



FORKLIFTS & AERIAL LIFTS | SALES & RENTAL | SERVICE & PARTS

To: City of Sherman
100 S. Rusk
Sherman, TX 75090

Ship To: City of Sherman
100 S. Rusk
Sherman, TX 75090

Telephone: 903-892-7301

Attention: Kent Sweat

Date: 10/9/2015

Quotation: SHCP 00200

Prepared By: Carroll Pyle

FOB: Delivered, allow 60-75 days ARO

We would like to thank you for the opportunity to quote on your Material Handling Equipment requirements. We propose to furnish the equipment, parts or service described herein, in accordance with the specifications, terms and conditions outlined. We are pleased to offer the following:

(1) JLG 1043C 10,000# Capacity, 43' Lift Height with Cab, Telehandlers

Standard Equipment

Cummins QSB3.3L ATAAC 100 hp Turbo Diesel Engine
4-Speed Powershift Transmission with Planetary Drive Axle
±10 degrees Frame Leveling
4-Wheel Steering
4-Wheel Drive
Wet Disc Service Brakes
Park Brake with Indicator Light
400/75-28 Pneumatic Tires
Adjustable Suspension Seat
Quick Switch
Backup Alarm
Air Intake Heater and Engine Block Heater
Right Hand Controls, adjustable tilt and declutch on joystick
Cab Enclosure Includes Door, Safety Glass Windows, Front Windshield Wiper, Heater and Defroster Fan
Auxiliary Hydraulics

Carriage

Tires

Work Lights

Warning Light

Standard Carriage - 60" Wide

14.00 x 24-12PR Pneumatic Tires

Light Group

Rotating Beacon - Included with Light Group

SHCP 00200/City of Sherman

EQDepot.com 888.EQDepot

As One of the Nation's Largest Providers of Material Handling Equipment Sales, Service and Rentals, We Help Our Customers GET THE JOB DONE Every Day by Providing Unique Solutions and Outstanding Customer Service.



FORKLIFTS & AERIAL LIFTS | SALES & RENTAL | SERVICE & PARTS

Warning Light
Paint

Rotating Beacon - Included with Light Group
Standard Colors

Other JLG Equipment
Air Conditioning
Fenders (Set of Four)

Other Included Equipment & Accessories
Pair 72" Pallet Forks

Total Equipment And Accessories

\$ 118,685.00

Total Price: \$ 118,685.00

Prices, Payments, Interest: Applicable taxes, freight, installation and documentation/filing fees are extra. Payment terms are NET 10 DAYS.
All overdue amounts bear a finance charge of 1 1/2% per month.

Alternate Options
Personnel Work Platform

+ \$ 2,200.00 = \$ 120,885

Please feel free to contact me directly at anytime should you have questions regarding this proposal.

Thank you for your time and consideration on this project.

ACCEPTED BY SELLER

ACCEPTED BY BUYER

NAME _____ TITLE _____

COMPANY NAME: City of Sherman

(This quotation shall become a contract only upon signature by the Sales
Manager at Equipment Depot's business offices.)

BY: _____

TITLE: _____
(SIGNATURE OF AUTHORIZED OFFICER OR REPRESENTATIVE REQUIRED)

QUOTATION SUBMITTED BY: Carroll Pyle



SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

Agenda Item No. E. 1.

Meeting Date: 10/19/2015

Prepared By: Mark Gibson, Director of Utilities

Approved By: Robby Hefton, City Manager

Caption:

REQUEST TO ADVERTISE

Southwest Elevated Storage Tank

Issue:

Permission to advertise for bids for construction of the Southwest Elevated Storage Tank

Background:

The current Capital Improvement Program contains a project to construct a new 1.5 million gallon elevated water storage tank on the site of the City's Southwest Booster Pump Station. Plans and specifications are being finalized.

Origination:

Department of Utilities Administration

Financial Consideration:

The project will be funded in this year's Capital Improvement Program through bonds issued by the Greater Texoma Utility Authority (GTUA) on behalf of the City of Sherman. The cost of advertising is expected to be around \$200.00.

Staff Recommendation:

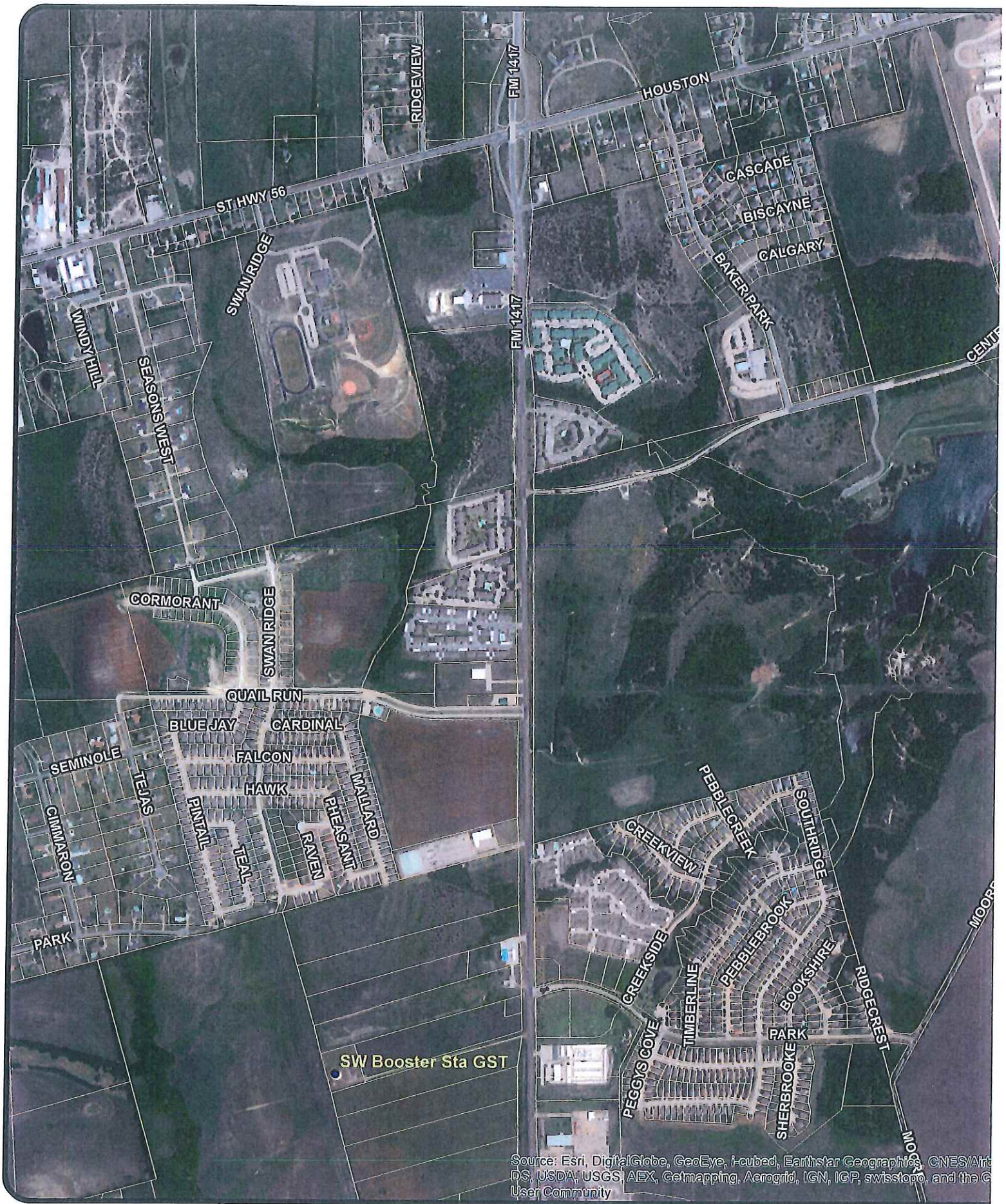
It is recommended that the City Council authorize staff to advertise the project for bid.

Alternatives:

As may be directed by the City Council

Attachments

Location Map





SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

Agenda Item No. F. 1.

Meeting Date: 10/19/2015

Prepared By: Otis Henry, Police Chief

Approved By: Robby Hefton, City Manager

Caption:

OTHER BUSINESS

Receive Presentation from Police Sergeant D. M. Hampton on the Police Department's Annual Halloween Event, "Fright Fest"

Issue:

The Police Department's 14th annual Halloween "Fright Fest" on Friday, October 30, 2015

Background:

"Fright Fest" is the non-profit Halloween event sponsored by the Police Department, offering children and parents a safe, controlled environment in which to trick-or-treat. The Police Department will again provide a live band, "Willie Kickit", who gave an excellent performance at last year's "Fright Fest".

There is no fee charged to the participants to set up; and they are allowed to advertise in any way they choose. They are only asked to show up and bring a lot of candy to give away. In the past, participants have set up booths ranging from a simple card table and chair to an elaborate haunted house, built on site. A trophy is awarded to the group with the best display.

Origination:

Police Department

Financial Consideration:

There is no financial impact to be considered.

Staff Recommendation:

The Council need take no action on this agenda item - informational only.



SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

Agenda Item No. F. 2.

Meeting Date: 10/19/2015

Prepared By: Scott Shadden, Director of Developmental Services

Approved By: Robby Hefton, City Manager

Caption:

*** OTHER BUSINESS**

Final Plat Approval of the Travelers Inn Addition, being Part of a Replat of Lots 7, 8 & 9, Block 1 of McBride's Addition and Containing 3.37 Acres in the Samuel Blagg Survey, Abstract No. 56; J.R. Patel, Owner; and Sartin and Associates, Surveyor (401 South Sam Rayburn Freeway)

Issue:

To consider approval of the Travelers Inn Addition, being 3.37 acres in the Samuel Blagg Survey, Abstract No. 56 and Lots 7, 8 & 9, Block 1 of McBride's Addition located at 401 South Sam Rayburn Freeway

Background:

The property is located at 401 South Sam Rayburn Freeway between Cherry and Center Streets. The owner would like to plat the property into two lots for commercial development.

Origination:

J.R. Patel (Owner)

Sartin and Associates (Surveyor)

Financial Consideration:

None

Staff Recommendation:

At the September 22, 2015 regular meeting, the Planning & Zoning Board voted unanimously to recommend to the City Council that the Final Plat be approved subject to the Staff Review Letter.

Alternatives:

None

Attachments

Location Map

Zoning Map

Final Plat

P&Z Communication

Staff Review Letter



401 S. Sam Rayburn Freeway

Sherman
CLASSIC TOWN. BROAD HORIZON.

City of Sherman, Texas
Developmental Services Department



NOT TO SCALE

1 in = 195 ft



Zoning - 401 S. Sam Rayburn Freeway

Legend

Transportation Corridors Overlay

HWY_NAME

- FM 1417
- Sam Rayburn Freeway
- US Hwy 82 and 75

Special Districts Overlay

- Arts and Cultural District
- Blalock Commercial Overlay District
- Central Business District
- College Park District
- Downtown Overlay District
- Historic Preservation District

ZONING PARCELS

Zoning Classification

- Unknown
- BIP Blalock Industrial Park
- C-1 Retail Business District

- C-2 General Commercial District
- CO Office District
- Lakes
- M-1 Light Manufacturing District
- M-1.5 Medium Manufacturing District
- M-2 Heavy Manufacturing District
- MH Manufacturing Housing District
- R-1 One Family Residential District
- R-2 Multi-Family Residential District
- R-A Single Family Agricultural District
- SF-1 Single Family Residential District

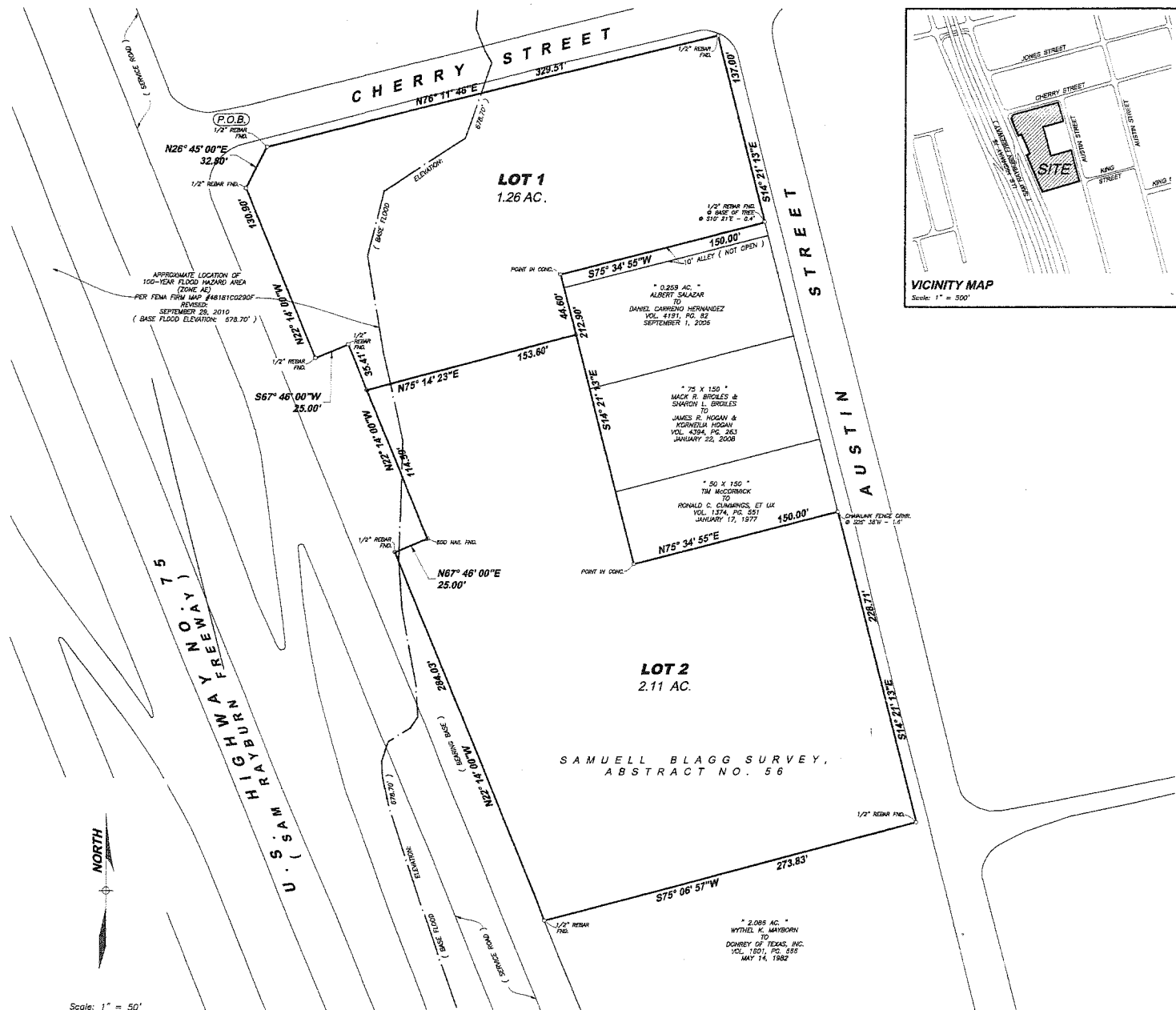
Sherman
CLASSIC TOWN. BROAD HORIZON.

City of Sherman, Texas
Developmental Services Department



NOT TO SCALE

1 in = 244 ft



FINAL PLAT
OF
TRAVELERS INN ADDITION
TO
THE CITY OF SHERMAN, TEXAS
BEING 3.77 ACRES OUT OF THE
SAMUELL BLAGG SURVEY ABST. NO. 56

FIELD NOTES

SITUATED IN THE CITY OF SHERMAN, COUNTY OF GRAYSON, STATE OF TEXAS, BEING A PART OF THE SAMUEL BLAGG SURVEY, ABSTRACT NO. 56, BEING THE SAME 3.37 ACRE TRACT CONVEYED BY SEAL CORPORATION TO J. R. PATEL, ET UX BY DEED DATED JULY 23, 2002, RECORDED IN VOLUME 3285, PAGE 630, OFFICIAL PUBLIC RECORDS, GRAYSON COUNTY, TEXAS; SAID 3.37 ACRE TRACT ENCOMPASSES LOTS SEVEN (7), EIGHT (8) AND NINE (9) IN BLOCK ONE (1) OF MOBRIDES ADDITION TO THE CITY OF SHERMAN, TEXAS AS SHOWN BY PLAT OF RECORD IN VOLUME 1225, PAGE 53, DEED RECORDS, GRAYSON COUNTY, TEXAS AND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS TO-WIT:

BEGINNING AT FOUND 1/2 INCH REBAR MAINTAINING THE NORTHERLY NORTHWEST CORNER OF SAID 3.37 ACRE TRACT, AT THE INTERSECTION OF THE EAST RIGHT-OF-WAY LINE OF U. S. HIGHWAY NO. 75, (ALSO KNOWN AS SAM RAYBURN FREEWAY) WITH THE SOUTH LINE OF CHERRY STREET;

THENCE NORTH 76 DEG. 11 MIN. 48 SEC. EAST, WITH THE SOUTH LINE OF SAID CHERRY STREET, A DISTANCE OF 329.51 FEET TO A FOUND 1/2 INCH REBAR AT THE INTERSECTION OF THE SOUTH LINE OF SAID CHERRY STREET WITH THE WEST LINE OF AUSTIN STREET;

THENCE SOUTH 14 DEG. 21 MIN. 13 SEC. EAST, WITH THE WEST LINE OF SAID AUSTIN STREET, A DISTANCE OF 137.00 FEET TO THE NORTHEAST CORNER OF AN 0.259 ACRE TRACT CONVEYED BY ALBERT SALAZAR TO DANIEL CARRERO HERNANDEZ BY DEED DATED SEPTEMBER 1, 2006, RECORDED IN VOLUME 4191, PAGE 82, OFFICIAL PUBLIC RECORDS, GRAYSON COUNTY, TEXAS, FROM WHICH A FOUND 1/2 INCH REBAR AT THE BASE OF A TREE MAINTAINING BEARS SOUTH 10 DEG. 21 MIN. EAST, 0.4 FEET

THENCE SOUTH 75 DEG. 34 MIN. 55 SEC. WEST, WITH THE NORTH LINE OF SAID 0.259 ACRE TRACT, A DISTANCE OF 150.00 FEET TO ITS NORTHWEST CORNER IN CONCRETE;

THENCE SOUTH 14 DEG. 21 MIN. 13 SEC. EAST, WITH THE WEST LINE OF SAID 0.259 ACRE TRACT, PASSING ITS SOUTHWEST CORNER, THE NORTHWEST CORNER OF A 75 X 150 FOOT TRACT CONVEYED BY MACK R. BROILES AND SHARON L. BROILES TO JAMES E. HOGAN AND KORNELIA HOGAN BY DEED DATED JANUARY 22, 2008, RECORDED IN VOLUME 4384, PAGE 063, OFFICIAL PUBLIC RECORDS, GRAYSON COUNTY, TEXAS AND CONTINUING WITH THE WEST LINE OF SAID 75 X 150 FOOT TRACT, PASSING ITS SOUTHWEST CORNER, THE NORTHWEST CORNER OF A 50 X 150 FOOT TRACT CONVEYED BY TIM MCCORMICK TO RONALD C. COMPTON, ET UX BY DEED DATED JANUARY 17, 1977, RECORDED IN VOLUME 1374, PAGE 551, DEED RECORDS, GRAYSON COUNTY, TEXAS AND CONTINUING FOR A TOTAL DISTANCE OF 212.90 FEET TO THE SOUTHWEST CORNER OF SAID 50 X 150 FOOT TRACT;

THENCE NORTH 75 DEG. 34 MIN. 55 SEC. EAST, WITH THE SOUTH LINE OF SAID 50 X 150 FOOT TRACT, A DISTANCE OF 150.00 FEET TO ITS SOUTHWEST CORNER ON THE WEST LINE OF SAID AUSTIN STREET FROM WHICH A CHAIN LINK FENCE CORNER POST BEARS SOUTH 04 DEG. 32 MIN. 18 SEC. WEST, 1.8 FEET;

THENCE SOUTH 14 DEG. 21 MIN. 13 SEC. EAST, WITH THE WEST LINE OF SAID AUSTIN STREET, A DISTANCE OF 228.71 FEET TO A FOUND 1/2 INCH REBAR MAINTAINING THE NORTHEAST CORNER OF A 2.086 ACRE TRACT CONVEYED BY WYTHEL K. MAYBORN TO DONREY OF TEXAS, INC. BY QUITCLAIM DEED AND ASSIGNMENT DATED MAY 12, 1982, RECORDED IN VOLUME 1801, PAGE 886, DEED RECORDS, GRAYSON COUNTY, TEXAS;

THENCE SOUTH 75 DEG. 06 MIN. 57 SEC. WEST, WITH THE NORTH LINE OF SAID 2.086 ACRE TRACT, A DISTANCE OF 273.83 FEET TO A FOUND 1/2 INCH REBAR MAINTAINING ITS NORTHWEST CORNER, ON THE EAST RIGHT-OF-WAY LINE OF SAID U. S. HIGHWAY NO. 75;

THENCE IN A NORTHERLY DIRECTION WITH THE EAST RIGHT-OF-WAY LINE OF SAID U. S. HIGHWAY NO. 75, THE FOLLOWING CALLS AND DISTANCES:

NORTH 22 DEG. 14 MIN. 00 SEC. WEST, A DISTANCE OF 284.03 FEET TO A FOUND 1/2 INCH REBAR;

NORTH 87 DEG. 46 MIN. 00 SEC. EAST, A DISTANCE OF 25.00 FEET TO A FOUND SPIKE NAIL;

NORTH 22 DEG. 14 MIN. 00 SEC. WEST, A DISTANCE OF 150.00 FEET TO A FOUND 1/2 INCH REBAR;

SOUTH 67 DEG. 46 MIN. 00 SEC. WEST, A DISTANCE OF 25.00 FEET TO A FOUND 1/2 INCH REBAR;

NORTH 22 DEG. 14 MIN. 00 SEC. WEST, 130.90 A DISTANCE OF FEET TO A FOUND 1/2 INCH REBAR;

NORTH 25 MIN. 45 SEC. 00 SEC. EAST, A DISTANCE OF 32.80 FEET TO THE PLACE OF BEGINNING AND CONTAINING 3.37 ACRES OF LAND MORE OR LESS.

I, MARSHALL SARTIN, REGISTERED PROFESSIONAL SURVEYOR, DO HEREBY CERTIFY THAT THIS PLAT WAS PREPARED FROM AN ACTUAL SURVEY MADE ON THE GROUND, AND THAT THE CORNER MONUMENTS SHOWN HEREON WERE PROPERLY PLACED UNDER MY PERSONAL SUPERVISION IN ACCORDANCE WITH THE SUBDIVISION REGULATIONS OF THE CITY OF SHERMAN, TEXAS

MARSHALL SARTIN, R.P.L.S. # 3694 DATE:

THAT, J.R. PATEL, OWNER AND DEVELOPER OF TRAVELERS INN, TO THE CITY OF SHERMAN, TEXAS, DO HEREBY DEDICATE THE STREETS AND EASEMENTS SHOWN HEREON TO THE PUBLIC USE FOREVER.

J.R. PATEL DATE:

THE STATE OF TEXAS:
COUNTY OF GRAYSON:

BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, ON THIS DAY PERSONALLY APPEARED NAME, KNOWN TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE FOREGOING INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME FOR THE PURPOSES AND CONSIDERATION THEREIN EXPRESSED AND IN THE CAPACITY THEREIN STATED.

GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS _____ DAY OF _____, 2015.

NOTARY PUBLIC, STATE OF TEXAS

APPROVED THIS _____ DAY OF _____, 2015 BY THE CITY PLANNING AND ZONING COMMISSION OF THE CITY OF SHERMAN, TEXAS.

CHAIRMAN

SECRETARY

ACCEPTED BY THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS ON THIS _____ DAY OF _____, 2015

MAYOR, CITY OF SHERMAN

The undersigned, the City Clerk of the City of Sherman, Texas, hereby certifies that the foregoing final plat of TRAVELERS INN ADDITION to the City of Sherman, was submitted to the City Council on the _____ day of _____, 2015 and the City Council by formal action then and there accepted the dedication of streets, alleys, easements and public places as shown and set forth in and upon said plat, and said City Council further authorized the Mayor to note the acceptance thereof by signing his name as herein subscribed.

WITNESS MY HAND THIS _____ DAY OF _____, 2015

CITY CLERK, City of Sherman, Texas

OWNER / DEVELOPER:
J. R. PATEL

SARTIN & ASSOCIATES, INC.
REGISTERED PROFESSIONAL LAND SURVEYORS
109 S. Travis, * P.O. Box 1843 * Sherman, Texas 75091-1843
PH. 903-892-8003 * FAX 903-868-2970 * EMAIL: msartin@gccisp.com



**Planning & Zoning Commission and Board of
Adjustments**

Agenda Item No. 5.

Meeting Date: 09/22/2015

Prepared by: Patsy Reeves, Developmental Services Admin Secretary
Scott Shadden, Director of Development Services

Joe Gilbert, Chairman

Kyle Patterson, Vice-Chairman

Ron Barton, Commissioner

Sam Thorpe, Commissioner

Ronnie Dutton, Commissioner

Eric Elliott, Commissioner

Chris Vellotti, Commissioner

Sean Vanderveer, Commissioner

Shawn Davis, Commissioner

Requested Action/Proposed Use:

*** 401 S. SAM RAYBURN FREEWAY**

The request of J.R. Patel (Owner) and Sartin and Associates (Surveyor) concerning the property at 401 South Sam Rayburn Freeway, being 3.37 acres in the Samuel Blagg Survey, Abstract No. 56 and Lots 7, 8 & 9, Block 1 of McBride's Addition, as follows;

Planning and Zoning Commission

Preliminary and Final Plat Approval of Travelers Inn Addition, being part of a Replat of Lots 7, 8 & 9, Block 1, of McBride's Addition.

Background:

The property is located at 401 S. Sam Rayburn Freeway between Cherry and Center Streets. The applicant would like to plat the property into two lots for commercial development.

Adjacent Zoning:

C-2 (General Commercial) District

R-1 (One Family Residential) District

R-2 (Multi-Family Residential) District

Origination:

J.R. Patel (Owner)

Sartin and Associates (Surveyor)

Master Plan Designation:

Auto Urban Commercial – Require more land for parking than building floor area. Automobiles and parking are the most prominent features. Parking lots reduce building density and prevent any possibility of creating an enclosed space.

Number of notices mailed:

Not required.

Objections Received:

0

Attachments

Location Map

Zoning Map

Preliminary Plat

Final Plat

Staff Review Letter

**STAFF REVIEW LETTER**

September 16, 2015

J.R. Patel
401 S. Sam Rayburn Freeway
Sherman, Texas 75090

Dear Applicants,

The request for approval of the Preliminary and Final Plat Approval of Travelers Inn Addition, being part of a Replat of Lots 7, 8 & 9, Block 1, of McBride's Addition, has been scheduled to be heard by the Planning and Zoning Board on the day of Tuesday, September 22, 2015 at 5:00 p.m., in the City Council Chambers, City Hall at 220 W. Mulberry.

City staff has reviewed your request with regards to engineering and development guidelines and finds the following items need to be addressed:

PRELIMINARY PLAT

1. Drive approaches shall conform to TxDOT and the City of Sherman standards and a permit is required from City of Sherman Engineering Department.
2. "Preliminary Plat" shall be shown above the subdivision title.
3. The title shall be revised to include a Replat of the McBrides Replat, Block 1, Lot 7, 8 and 9.
4. All requirements of the floodplain ordinance shall be followed.
5. The "(not open)" notation next to the 10' alley shall be removed.
6. The width of the pavement and right-of-way shall be shown for all streets.
7. A 10' Sewer Easement shall be shown over the existing 6" sewer main.
8. Engineering plans for utility, grading and storm drain design in accordance with City ordinances shall be submitted to the City Engineer for approval.
9. Any other changes made to the preliminary plat prior to the final fulfillment of the conditions of the staff review, must be considered minor by the staff, as to not require resubmission to the Planning & Zoning Commission.

FINAL PLAT

1. Original tax certificates shall be furnished for the purpose of recording the plat.
2. Letters from the various utility providers are required verifying availability of service and when service will be available
3. Drive approaches shall conform to TxDOT and the City of Sherman standards and a permit is required from City of Sherman Engineering Department.

4. The title shall be revised to include a Replat of the McBrides Replat, Block 1, Lot 7, 8 and 9.
5. A 10' Sewer Easement shall be shown over the existing 6" sewer main.
6. All requirements of the floodplain ordinance shall be followed.
7. The "(not open)" notation next to the 10' alley shall be removed.
8. The width of the pavement and the right-of-way shall be shown for all streets.
9. The lines, with dimensions, of all adjacent land, streets, alleys and easements in adjacent subdivisions shall be shown in dashed lines.
10. The very last call and the field sketch shall be reconciled.
11. Any other changes made to the replat prior to the final fulfillment of the conditions of the staff review, must be considered minor by the staff, as to not require resubmission to the Planning & Zoning Commission.

The Board will not consider a request unless it has representation. You are hereby notified to be present, either in person or by a legally authorized representative to present your case on the date and time stated above.

If additional information or clarification is needed, do not hesitate to contact Lisa Whitfield, Engineering and Development Coordinator at 903-892-7212 prior to the meeting.

Respectfully,



Clint A. Philpott,
City Engineer

cc: Robby Hefton, City Manager
Brandon Shelby, City Attorney
Jamie Baggs, Fire Marshal
Steve Ayers, Dir. Of Community and Support Services
Lisa Whitfield, Engineering & Development Coordinator
Sartin & Associates Survey Company, P.O. Box 1843, Sherman, Texas 75091

Scott Shadden, Director of Development Services
Mark Gibson, Director of Utilities
Don Keene, Dir. of Administration and Finance
Clay Barnett, Director of Public Works and Engineering



SHERMAN CITY COUNCIL

Agenda Communication Form

City Council Regular Meeting

Agenda Item No. M.

Meeting Date: 10/19/2015

Prepared By: Pamela Cloer, Assistant to the City Manager

Approved By: Robby Hefton, City Manager

Caption:

COUNCIL CALENDAR

Attachments

2015 Council Calendar

2015

JANUARY						
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FEBRUARY						
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APRIL						
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NOVEMBER						
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DECEMBER						
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1/5/2015	Regular City Council Meeting - Cancelled
4/21/2015	Called Budget Planning Meeting in Council Chambers
06/25-26/2015	Called Budget Workshop in Council Chambers - Second Day Cancelled
9/8/2015	Labor Day/Called Council Meeting on 09/8/2015
9/15/2015	12 noon Called Joint Meeting with SEDCO Board
