

STATE OF TEXAS §
 September 3, 2019
COUNTY OF GRAYSON §

BE IT REMEMBERED THAT A Called Meeting of the City Council of the City of Sherman, Grayson County, Texas was begun and held in the Council Chambers of City Hall on September 3, 2019.

MEMBERS PRESENT: MAYOR DAVID PLYLER; DEPUTY MAYOR SHAWN TEAMANN.
 COUNCIL MEMBERS HOLLAND, HOWETH, MELTON, STEELE, STEVENSON.

MEMBERS ABSENT: NONE.

CALL TO ORDER

Mayor Plyler called the meeting to order at 5:00 p.m. The Pledge of Allegiance and Invocation were given by Deputy Mayor Shawn Teamann.

CALL TO ORDER

APPROVE MINUTES

The Council reviewed the Minutes of the Regular City Council Meeting of August 19, 2019. Council Member Stevenson moved to approve the Minutes, as presented; Second by Council Member Howeth; All present voted AYE.
MOTION CARRIED.

APPROVE MINUTES

SPECIAL PRESENTATION

PRESENTATION BY TEXAS REPRESENTATIVE REGGIE SMITH

Reggie Smith, Texas State Representative, recognized Sherman Police Officer Mark Wood for his efforts in getting legislation passed that will help crime victims across Texas.

PRESENTATION BY
TEXAS
REPRESENTATIVE
REGGIE SMITH

There was a young lady that was a victim of a sexual assault at the age of 13. The perpetrator was caught and went to prison. He was released years later, when she was a young woman and showed up at her place of employment for no other reason than to harass her.

The police were called and Officer Wood responded to the call. The man was not doing anything that was technically illegal, but he was harassing her.

Over the course of several months, Officer Wood researched what could be done to help this victim. There was no actual charge that could be filed. Officer Wood also talked with Grayson County District Attorney Brett Smith about the situation, and he confirmed that, legally, there was nothing that could be done.

After collaboration with two other District Judges, they contacted Representative Smith about the possibility of a lifetime protective order for victims of sexual assault. Because of the efforts of Officer Wood and District Attorney Smith, HB

1686 was filed. Officer Wood testified before the Legislature and it was passed in the House. It was then combined with another bill and passed in the Senate as SB 1343, and as of September 1, 2019, it is law. Representative Smith praised the “community collaboration” in getting this law passed. He reiterated that it would not have happened without Officer Wood.

District Attorney Smith added that this was a new tool that could be used to protect victims of sexual assault. If the protective order is in place, the perpetrator can be arrested. He added that the men and women of the Police Department do valiant things every day that don’t get recognized. But Officer Wood saw a problem, stepped up and said I can fix that problem, testified in Austin, and got it changed.

District Attorney Smith presented Officer Wood with a plaque recognizing him for his efforts. Representative Smith presented him with a framed copy of HB 1343, and a United States Flag that has flown over the State Capitol of Texas.

Zach Flores, Police Chief, also recognized Officer Wood for his accomplishment, adding that he has received “Officer of the Quarter” at the Police Department.

He said no officer wants to tell a citizen that they can’t do anything about their problem, even if it’s true. In this case, Officer Wood said there was a problem with the law, and went above and beyond to do something about it.

Officer Wood thanked his family and the other officers that he works with. He said they develop each other into the people that they are. He wanted to know what he could do to protect the victims of Sherman. Officer Wood said he believed in the power of a calling, honor and sacrifice, and making a difference. He added that he was proud to represent his community, and said he was just a “cog in the wheel.”

Mayor Plyler said the City Council was very proud of Officer Wood and greatly appreciated him. He said he had enjoyed knowing him over the years and thanked him for his hard work to get this bill passed, saying it would impact hundreds of thousands of lives across Texas.

MAYOR DAVID PLYLER’S PRESENTATION TO THE SHERMAN POLICE AND FIRE ASSOCIATIONS

Mayor Plyler introduced Kevin Garbacik, Police Association President; Shane Kenney, Fire Association Vice President; and Scott Shadden, Director of Development Services.

**PRESENTATION TO
POLICE & FIRE
ASSOCIATIONS**

The Blue Sky Songtellers’ concerts were held on July 27, 2019 and August 10, 2019 to benefit the Sherman Police and Fire Associations. Mayor Plyler thanked the police officers and firefighters for all they do.

He presented checks to each representative for their respective associations. Each check was over \$6,200, raised through the concert series.

SECOND PUBLIC HEARING OF ORDINANCE NO. 6234

Mayor Plyler called for the Second Public Hearing of Ordinance No. 6234:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, PROVIDING FOR THE LEVY OF AD VALOREM TAXES FOR THE CITY OF SHERMAN, TEXAS, FOR THE TAX YEAR 2019; DISTRIBUTING THE SAME AMONG THE VARIOUS FUNDS; PROVIDING FOR A PENALTY AND INTEREST FOR FAILURE TO PAY THE TAXES LEVIED WITHIN THE TIME PROVIDED BY LAW; PROVIDING FOR A REPEALER.

ORD 6234
LEVY OF AD
VALOREM TAXES

Mayor Plyler said “the City Council will consider the adoption of the tax rate ordinance at the regular meeting scheduled for 5:00 p.m. on Monday, September 16, 2019, at Sherman City Hall, 220 West Mulberry Street, Sherman, Texas.”

Mary Lawrence, Director of Finance, said this was the second of two public hearings required before the tax rate is adopted. Adoption of the ordinance will be considered on the September 16, 2019 Council Agenda.

No citizens appeared before the City Council to discuss Ordinance No. 6234.

Mayor Plyler introduced Ordinance No. 6242 and called for a public hearing:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, DECLARING AS ELECTED THE UNOPPOSED CANDIDATES FOR THE OFFICE OF CITY COUNCIL MEMBER FOR DISTRICT 1 AND DISTRICT 3; FINDING THAT ALL NECESSARY AND REQUIRED LEGAL CONDITIONS HAVE BEEN SATISFIED; PROVIDING THAT THE NOVEMBER 5, 2019 REGULAR MUNICIPAL ELECTION FOR CITY COUNCIL SHALL NOT BE HELD; PROVIDING FOR POSTING OF THIS ORDINANCE ON ELECTION DAY, NOVEMBER 5, 2019; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE.

ORD 6242
CANCEL REGULAR
MUNICIPAL ELECTION
FOR NOV. 5, 2019

Robby Hefton, City Manager, said this is an administrative item to declare that the two candidates for City Council are unopposed. Their names will appear on the ballot, they won't be voted for on the ballot.

There will still be an election for the Reauthorization of the Street Sales Tax and for Charter Amendments.

No citizens appeared before the City Council to discuss Ordinance No. 6242.

Mayor Plyler introduced Ordinance No. 6243 and called for a public hearing:

ORD 6243
ATMOS RATE
INCREASE

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, APPROVING A NEGOTIATED SETTLEMENT BETWEEN THE ATMOS CITIES STEERING COMMITTEE (“ACSC”) AND ATMOS ENERGY CORP., MID-TEX DIVISION, REGARDING THE COMPANY’S 2019 RATE REVIEW MECHANISM FILING; DECLARING EXISTING RATES TO BE UNREASONABLE; ADOPTING TARIFFS THAT REFLECT RATE ADJUSTMENTS CONSISTENT WITH THE NEGOTIATED SETTLEMENT; FINDING THE RATES TO BE SET BY THE ATTACHED SETTLEMENT TARIFFS TO BE JUST AND REASONABLE AND IN THE PUBLIC INTEREST; APPROVING AN ATTACHED EXHIBIT ESTABLISHING A BENCHMARK FOR PENSIONS AND RETIREE MEDICAL BENEFITS; APPROVING AN ATTACHED EXHIBIT REGARDING AMORTIZATION OF REGULATORY LIABILITY; REQUIRING THE COMPANY TO REIMBURSE ACSC’S REASONABLE RATEMAKING EXPENSES; PROVIDING FOR A REPEALER; PROVIDING FOR SEVERABILITY; DECLARING AN EFFECTIVE DATE; REQUIRING DELIVERY OF THIS ORDINANCE TO THE COMPANY AND THE ACSC’S LEGAL COUNSEL.

Mr. Hefton said Sherman is a member City for the Atmos Steering Committee and the rate review happens annually. Each year Atmos is required to submit their request for a rate increase and the steering committee represents the cities to make sure the requested increase is reasonable.

Atmos’ original request was for an additional \$70 million and the negotiated rate is at \$35 million. The average residential customer will see an increase of about \$2 and the average commercial customer will see an increase of about \$6.

No citizens appeared before the City Council to discuss Ordinance No. 6243.

Mayor Plyler introduced Ordinance No. 6244 and called for a public hearing:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING ARTICLE II OF THE HOME RULE CHARTER, ENTITLED “CITY COUNCIL”, SECTION 11, ENTITLED “ORDINANCES, RESOLUTIONS, MOTIONS AND/OR ORDERS IN GENERAL”, AT PARAGRAPH (D), ENTITLED “PUBLISH DEFINED”; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

ORD 6244
CHANGE TO
CITY CHARTER

Mr. Hefton said the next five ordinances are a result of the committee that reviewed needed changes to the City’s Charter. The ones presented tonight are administrative in nature and don’t have to be voted on by the public.

These are “cleaning up” the Charter particularly relating to the posting of information and allowing for posting on the City’s website instead of in the newspaper. Another change allows the City Manager to make changes to contracts that are less than the amount provided for by State law.

COUNCIL MINUTES – SEPTEMBER 3, 2019

No citizens appeared before the City Council to discuss Ordinance No. 6244.

Mayor Plyler introduced Ordinance No. 6245 and called for a public hearing:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING ARTICLE III OF THE HOME RULE CHARTER, ENTITLED “NOMINATIONS AND ELECTIONS”, SECTION 1, ENTITLED “MUNICIPAL ELECTIONS”, AT PARAGRAPH (E), ENTITLED “FAILURE TO ACT”, AT SECTION 2, ENTITLED “FILING OF CANDIDATES”, AND AT SECTION 5, ENTITLED “BALLOTS FOR CHARTER AMENDMENTS”; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

**ORD 6245
CHANGE TO
CITY CHARTER**

No citizens appeared before the City Council to discuss Ordinance No. 6245.

Mayor Plyler introduced Ordinance No. 6246 and called for a public hearing:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING ARTICLE V OF THE HOME RULE CHARTER, ENTITLED “FINANCE ADMINISTRATION”, SECTION 2, ENTITLED “BUDGET PREPARATION AND MESSAGE”, AT PARAGRAPH (A), ENTITLED “PREPARATION AND SUBMISSION OF THE PROPOSED BUDGET”, AT SECTION 10, ENTITLED “COUNCIL ACTION ON CAPITAL PROGRAM”, PARAGRAPH (A), ENTITLED “NOTICE AND HEARING”, AND AT SECTION 15, ENTITLED “CONTRACTS, EXPENDITURES, PURCHASES AND PROCEDURE”; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES, PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

**ORD 6246
CHANGE TO
CITY CHARTER**

No citizens appeared before the City Council to discuss Ordinance No. 6246.

Mayor Plyler introduced Ordinance No. 6247 and called for a public hearing:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING ARTICLE VIII OF THE HOME RULE CHARTER, ENTITLED “FRANCHISE AND PUBLIC UTILITIES”, AT SECTION 8, ENTITLED “MANDATORY UTILITY CONNECTIONS”; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

**ORD 6247
CHANGE TO
CITY CHARTER**

No citizens appeared before the City Council to discuss Ordinance No. 6247.

Mayor Plyler introduced Ordinance No. 6248 and called for a public hearing:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING ARTICLE X OF THE HOME RULE CHARTER, ENTITLED “GENERAL PROVISIONS”, TO

**ORD 6248
CHANGE TO
CITY CHARTER**

DELETE SECTION 6, ENTITLED “OFFICIAL NEWSPAPER”, IN ITS ENTIRETY, AND AT SECTION 15, ENTITLED “CHARTER AMENDMENT”, PARAGRAPH (B), ENTITLED “ELECTION FOR AMENDMENTS”; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

No citizens appeared before the City Council to discuss Ordinance No. 6248.

The Public Hearing was closed.

ADOPTION OF ORDINANCES

Ordinance 6242

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, DECLARING AS ELECTED THE UNOPPOSED CANDIDATES FOR THE OFFICE OF CITY COUNCIL MEMBER FOR DISTRICT 1 AND DISTRICT 3; FINDING THAT ALL NECESSARY AND REQUIRED LEGAL CONDITIONS HAVE BEEN SATISFIED; PROVIDING THAT THE NOVEMBER 5, 2019 REGULAR MUNICIPAL ELECTION FOR CITY COUNCIL SHALL NOT BE HELD; PROVIDING FOR POSTING OF THIS ORDINANCE ON ELECTION DAY, NOVEMBER 5, 2019; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE.

ORD 6242
CANCEL REGULAR
MUNICIPAL ELECTION
FOR NOV. 5, 2019

Ordinance 6243

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, APPROVING A NEGOTIATED SETTLEMENT BETWEEN THE ATMOS CITIES STEERING COMMITTEE (“ACSC”) AND ATMOS ENERGY CORP., MID-TEX DIVISION, REGARDING THE COMPANY’S 2019 RATE REVIEW MECHANISM FILING; DECLARING EXISTING RATES TO BE UNREASONABLE; ADOPTING TARIFFS THAT REFLECT RATE ADJUSTMENTS CONSISTENT WITH THE NEGOTIATED SETTLEMENT; FINDING THE RATES TO BE SET BY THE ATTACHED SETTLEMENT TARIFFS TO BE JUST AND REASONABLE AND IN THE PUBLIC INTEREST; APPROVING AN ATTACHED EXHIBIT ESTABLISHING A BENCHMARK FOR PENSIONS AND RETIREE MEDICAL BENEFITS; APPROVING AN ATTACHED EXHIBIT REGARDING AMORTIZATION OF REGULATORY LIABILITY; REQUIRING THE COMPANY TO REIMBURSE ACSC’S REASONABLE RATEMAKING EXPENSES; PROVIDING FOR A REPEALER; PROVIDING FOR SEVERABILITY; DECLARING AN EFFECTIVE DATE; REQUIRING DELIVERY OF THIS ORDINANCE TO THE COMPANY AND THE ACSC’S LEGAL COUNSEL.

ORD 6243
ATMOS RATE
INCREASE

Ordinance 6244

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING ARTICLE II OF THE HOME RULE CHARTER, ENTITLED “CITY COUNCIL”, SECTION 11, ENTITLED “ORDINANCES, RESOLUTIONS, MOTIONS AND/OR ORDERS IN GENERAL”, AT PARAGRAPH (D), ENTITLED

ORD 6244
CHANGE TO
CITY CHARTER

“PUBLISH DEFINED”; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

Ordinance 6245

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING ARTICLE III OF THE HOME RULE CHARTER, ENTITLED “NOMINATIONS AND ELECTIONS”, SECTION 1, ENTITLED “MUNICIPAL ELECTIONS”, AT PARAGRAPH (E), ENTITLED “FAILURE TO ACT”, AT SECTION 2, ENTITLED “FILING OF CANDIDATES”, AND AT SECTION 5, ENTITLED “BALLOTS FOR CHARTER AMENDMENTS”; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

**ORD 6245
CHANGE TO
CITY CHARTER**

Ordinance 6246

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING ARTICLE V OF THE HOME RULE CHARTER, ENTITLED “FINANCE ADMINISTRATION”, SECTION 2, ENTITLED “BUDGET PREPARATION AND MESSAGE”, AT PARAGRAPH (A), ENTITLED “PREPARATION AND SUBMISSION OF THE PROPOSED BUDGET”, AT SECTION 10, ENTITLED “COUNCIL ACTION ON CAPITAL PROGRAM”, PARAGRAPH (A), ENTITLED “NOTICE AND HEARING”, AND AT SECTION 15, ENTITLED “CONTRACTS, EXPENDITURES, PURCHASES AND PROCEDURE”; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES, PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

**ORD 6246
CHANGE TO
CITY CHARTER**

Ordinance 6247

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING ARTICLE VIII OF THE HOME RULE CHARTER, ENTITLED “FRANCHISE AND PUBLIC UTILITIES”, AT SECTION 8, ENTITLED “MANDATORY UTILITY CONNECTIONS”; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

**ORD 6247
CHANGE TO
CITY CHARTER**

Ordinance 6248

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING ARTICLE X OF THE HOME RULE CHARTER, ENTITLED “GENERAL PROVISIONS”, TO DELETE SECTION 6, ENTITLED “OFFICIAL NEWSPAPER”, IN ITS ENTIRETY, AND AT SECTION 15, ENTITLED “CHARTER AMENDMENT”, PARAGRAPH (B), ENTITLED “ELECTION FOR AMENDMENTS”; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

**ORD 6248
CHANGE TO
CITY CHARTER**

ACTION TAKEN.

Motion by Council Member Howeth to approve Ordinance Nos. 6242, 6243, 6244, 6245, 6246, 6247, and 6248, as presented. Second by Council Member Stevenson.

COUNCIL MINUTES – SEPTEMBER 3, 2019

VOTING AYE: Holland, Howeth, Melton, Steele, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

CONSENT AGENDA

The Council reviewed the Consent Agenda. Council Member Stevenson moved to approve the Consent Agenda, as presented. Second by Council Member Holland. All present voted AYE.

CONSENT AGENDA

RESOLUTIONS

RESOLUTION NO. 6516 – AUTHORIZING EXECUTION OF AN AGREEMENT TO CONTRIBUTE RIGHT OF WAY FUNDS WITH THE TEXAS DEPARTMENT OF TRANSPORTATION TO ACQUIRE RIGHT OF WAY AND EASEMENTS ALONG U.S. HIGHWAY 75 IN THE CITY OF SHERMAN

RES 6516
ROW EASEMENTS
ON HWY 75

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF AN AGREEMENT TO CONTRIBUTE RIGHT OF WAY FUNDS WITH THE TEXAS DEPARTMENT OF TRANSPORTATION TO ACQUIRE RIGHT OF WAY AND EASEMENTS ALONG U.S. HIGHWAY 75 IN THE CITY OF SHERMAN.

Clint Philpott, Director of Engineering, said as part of the 75 Gap Project, the City is required to participate in the right-of-way cost. The City's portion will be 10% and will include the railroad crossing bridge.

Originally it was thought the bridge would be a construction cost, but it was determined it would be a right-of-way cost. There are also three other drainage easements that will be required. Mr. Philpott said the total cost for the right-of-way is about \$1 million, with the City's portion being \$97,000.

Council Member Steele confirmed that this was above the original amount. Mr. Philpott said, originally they did not think any right-of-way would be required. He added that this is a "fixed amount" so if additional right-of-way is required, there will be no additional cost to the City.

Council Member Steele confirmed that the railroad bridge has been negotiated, but the easements have not. The estimated costs have been reviewed by Mr. Philpott. Mr. Hefton said the railroad costs are about 80% of the total cost. The railroad bridge will be completely removed.

ACTION TAKEN.

Motion by Council Member Steele to approve Resolution No. 6516, as presented. Second by Council Member Melton.

VOTING AYE: Holland, Howeth, Melton, Steele, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

RESOLUTION NO. 6517 – AUTHORIZING EXECUTION OF A SPECIAL WARRANTY DEED WITH HABITAT FOR HUMANITY OF GRAYSON COUNTY FOR THE CONVEYANCE OF CITY-OWNED REAL PROPERTY LOCATED ON SOUTH FIRST STREET, BEING 0.1148 ACRES IN LOT 11, BLOCK 1, G.Y. GRAYS 1ST ADDITION (SUPPLEMENT), IN THE CITY OF SHERMAN, GRAYSON COUNTY, TEXAS, FILED FOR RECORD IN VOLUME 1082, PAGE 232 OF THE GRAYSON COUNTY DEED RECORDS

**RES 6517
HABITAT FOR
HUMANITY
WARRANTY DEED**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF A SPECIAL WARRANTY DEED WITH HABITAT FOR HUMANITY OF GRAYSON COUNTY FOR THE CONVEYANCE OF CITY-OWNED REAL PROPERTY LOCATED ON SOUTH FIRST STREET, BEING 0.1148 ACRES IN LOT 11, BLOCK 1, G.Y. GRAYS 1ST ADDITION (SUPPLEMENT), IN THE CITY OF SHERMAN, GRAYSON COUNTY, TEXAS, FILED FOR RECORD IN VOLUME 1082, PAGE 232 OF THE GRAYSON COUNTY DEED RECORDS.

Terrence Steele, Assistant City Manager, said Habitat for Humanity does great work in the City, and Mr. Hefton asked him to see if there was any property owned by the City that could be donated to the organization.

This property on South First Street has been in the City's possession since the 1940's. This would put this property back on the tax rolls.

Council Member Steele confirmed that the staff is also looking at other properties that might be identified and donated to the organization. Mr. Hefton said the staff hoped that any lot not being used by the City, could be put back to use.

ACTION TAKEN.

Motion by Council Member Stevenson to approve Resolution No. 6517, as presented. Second by Council Member Holland.

VOTING AYE: Holland, Howeth, Melton, Steele, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

RESOLUTION NO. 6518 – RENAMING THE 2000 BLOCK OF SOUTH TRAVIS STREET TO SOUTH TRAVIS LANE

**RES 6518
RENAMING SOUTH
TRAVIS ST. TO
SOUTH TRAVIS LANE**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, RENAMING THE 2000 BLOCK OF SOUTH TRAVIS STREET TO SOUTH TRAVIS LANE.

Mr. Philpott said as part of the City's GIS update to meet 911 addressing requirements, two portions of South Travis Street have the same name.

The staff is proposing to change one of the areas to South Travis Lane. The street numbers will stay the same. The

change will affect six to eight addresses, and will help emergency services locate the correct address.

Council Member Stevenson asked if the change from “street” to “lane” was enough of a distinction to alleviate the confusion. Zach Flores, Police Chief, said it would be enough when entered into the dispatch system.

Council Member Howeth asked about the block north and asked if that should be changed too. Mr. Philpott said any homes that were constructed in that block would be addressed on the east-west street. He said letters would be sent to the addresses affected to advise them of the changes.

ACTION TAKEN.

Motion by Council Member Stevenson to approve Resolution No. 6518, as presented. Second by Council Member Howeth.

VOTING AYE: Holland, Howeth, Melton, Steele, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

RESOLUTION NO. 6519 – FINDING AND DETERMINING A PUBLIC PURPOSE AND PUBLIC NECESSITY EXISTS FOR CONSTRUCTION OF CITY PROJECT EAST FALLON DRIVE EXTENSION IMPROVEMENTS; APPOINTING AN APPRAISER AND NEGOTIATOR AS NECESSARY; AUTHORIZING THE CITY MANAGER TO ESTABLISH JUST COMPENSATION FOR THE PROPERTY RIGHTS TO BE ACQUIRED; AUTHORIZING THE CITY MANAGER TO TAKE ALL STEPS NECESSARY TO ACQUIRE THE NEEDED PROPERTY RIGHTS IN COMPLIANCE WITH ALL APPLICABLE LAWS AND REGULATIONS

RES 6519
EAST FALLON DR.
EXTENSION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, FINDING AND DETERMINING A PUBLIC PURPOSE AND PUBLIC NECESSITY EXISTS FOR CONSTRUCTION OF CITY PROJECT EAST FALLON DRIVE EXTENSION IMPROVEMENTS; APPOINTING AN APPRAISER AND NEGOTIATOR AS NECESSARY; AUTHORIZING THE CITY MANAGER TO ESTABLISH JUST COMPENSATION FOR THE PROPERTY RIGHTS TO BE ACQUIRED; AUTHORIZING THE CITY MANAGER TO TAKE ALL STEPS NECESSARY TO ACQUIRE THE NEEDED PROPERTY RIGHTS IN COMPLIANCE WITH ALL APPLICABLE LAWS AND REGULATIONS.

Mr. Philpott said additional right-of-way will be required for the East Fallon Drive Extension project, that is currently under design.

Discussion with the property owner has been very slow and in order to keep the project on schedule, the staff is asking for authorization to move forward with the condemnation process. The staff hopes to reach an agreement first, however the project must be kept on schedule and this would be the next step.

ACTION TAKEN.

Motion by Council Member Melton to approve Resolution No. 6519, as presented. Second by Council Member Howeth.

VOTING AYE: Holland, Howeth, Melton, Steele, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

RESOLUTION NO. 6520 – AWARDING A BID TO AND AUTHORIZING EXECUTION OF A CONTRACT WITH LYNN VESSELS CONSTRUCTION, LLC BASED ON AN INVITATION TO BID FOR CONSTRUCTION OF THE FLANARY ROAD WASTEWATER EXTENSION PROJECT

**RES 6520
FLANARY RD.
WASTEWATER
EXTENSION
PROJECT**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AWARDING A BID TO AND AUTHORIZING EXECUTION OF A CONTRACT WITH LYNN VESSELS CONSTRUCTION, LLC BASED ON AN INVITATION TO BID FOR CONSTRUCTION OF THE FLANARY ROAD WASTEWATER EXTENSION PROJECT.

Mr. Philpott said this project is the first phase of extending the sewer line to the new high school. Three bids were received and the two lowest were within \$2,000 of each other.

The staff recommends awarding the bid to the lowest bidder, Lynn Vessels Construction, in the amount of \$484,597. Construction is expected to start in October 2019 and should be complete by early next year.

Deputy Mayor Teamann asked about work already being done in that area. Mr. Philpott said some line locates were done in that area. The Sherman Economic Development Corporation also did some sewer work on Flanary Road.

ACTION TAKEN.

Motion by Council Member Stevenson to approve Resolution No. 6520, as presented. Second by Council Member Howeth.

VOTING AYE: Holland, Howeth, Melton, Steele, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

RESOLUTION NO. 6521 – AUTHORIZING SUBMISSION OF A JOINT GRANT APPLICATION WITH THE CITY OF DENISON AND GRAYSON COUNTY FOR, AND THE ACCEPTANCE OF, A GRANT AWARDED UNDER THE 2019 JUSTICE ASSISTANCE GRANT PROGRAM - CFDA #16.738

**RES 6521
JAG GRANT
SUBMISSION**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING SUBMISSION OF A JOINT GRANT APPLICATION WITH THE CITY OF DENISON AND GRAYSON COUNTY FOR, AND THE ACCEPTANCE OF, A GRANT AWARDED UNDER THE 2019 JUSTICE ASSISTANCE GRANT PROGRAM – CFDA #16.738.

CONSENT AGENDA.

RESOLUTION NO. 6522 – AUTHORIZING EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF SHERMAN, THE CITY OF DENISON, AND GRAYSON COUNTY FOR GRANT FUNDING TO BE AWARDED BY THE U.S. DEPARTMENT OF JUSTICE UNDER THE 2019 JUSTICE ASSISTANCE GRANT PROGRAM – CFDA #16.738

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF SHERMAN, THE CITY OF DENISON, AND GRAYSON COUNTY FOR GRANT FUNDING TO BE AWARDED BY THE U.S. DEPARTMENT OF JUSTICE UNDER THE 2019 JUSTICE ASSISTANCE GRANT PROGRAM – CFDA #16.738.
CONSENT AGENDA.

RES 6522
JAG GRANT
AGREEMENT WITH
DENISON & GRAYSON
COUNTY

RESOLUTION NO. 6523 – AUTHORIZING THE EXECUTION OF AGREEMENTS WITH THE SHERMAN HOUSING AUTHORITY, THE GRAYSON COUNTY CRISIS CENTER, THE GRAYSON COUNTY SHELTER, INC., CHILD & FAMILY GUIDANCE CENTER OF TEXOMA, BOYS & GIRLS CLUB OF SHERMAN, INC. FOUR RIVERS OUTREACH AND CASA OF GRAYSON COUNTY FOR THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE EXECUTION OF AGREEMENTS WITH THE SHERMAN HOUSING AUTHORITY, THE GRAYSON COUNTY CRISIS CENTER, THE GRAYSON COUNTY SHELTER, INC., CHILD & FAMILY GUIDANCE CENTER OF TEXOMA, BOYS & GIRLS CLUB OF SHERMAN, INC., FOUR RIVERS OUTREACH, AND CASA OF GRAYSON COUNTY FOR THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS.
CONSENT AGENDA.

RES 6523
CDBG FUNDING

OTHER BUSINESS

RECEIVE QUARTERLY REPORT ON THE SHERMAN CULTURAL DISTRICT

Cary Wacker, Associate Vice President for Institutional Advancement and Director of the Center for Community and Regional Development at Austin College, presented the quarterly report on the Sherman Cultural District.

CULTURAL DISTRICT
QUARTERLY REPORT

She said they have “had an active summer” and referred them to a printed page that was distributed, listing their activities. These activities are in addition to their work building community partnerships.

They have also been working on the Focalpoint(!) Project, a grant project that extends through June 2020. This summer, they hosted a three-day photography workshop, in partnership with the Parks and Recreation Department. The goal of the Focalpoint(!) Project is to give citizens a voice in telling Sherman’s story.

Several additional projects are planned in conjunction with the Arts Fest on September 21, 2019. These projects will involve citizen participation.

Other events are scheduled for October 2019, during National Arts and Humanities Month, and a grant proposal workshop will be held on October 8, 2019, for arts nonprofits. This will assist those nonprofits in finding funding to sustain their organizations.

Ms. Wacker discussed the impact that cultural tourism has on travel in Texas cities and counties. She said tourism continues to have a significant economic impact on the City of Sherman. The goal of the Cultural District Program, the Main Street Program, and Sherman Tourism, is to continue to enhance the attractions that Sherman has to draw those tourists in.

Deputy Mayor Teamann asked if the Cultural District worked with the Chamber of Commerce Leadership Program to install the “Sherman” art sign on Travis Street. Ms. Wacker said they did not, however one of their main goals was to have more public art located downtown.

Council Member Howeth asked about the possibility of painting angel wings on a building downtown for photo opportunities.

CONSIDER REQUEST OF THE GRAYSON HISPANIC HERITAGE COUNCIL OF SHERMAN TO TEMPORARILY CLOSE CERTAIN STREETS AND USE CERTAIN CITY FACILITIES AND SERVICES FOR THE “ANNUAL HISPANIC HERITAGE FESTIVAL” ON SATURDAY, SEPTEMBER 14, 2019

The City Council approved the request of the Grayson Hispanic Heritage Council of Sherman to close certain streets for the Annual Hispanic Heritage Festival on September 14, 2019.

Streets around the Municipal Building will be closed from 11:00 a.m. until 5:00 p.m. The City will also provide additional solid waste containers, cones, and barricades.
CONSENT AGENDA.

**CLOSE STREETS
HISPANIC HERITAGE
FESTIVAL
(SEPT. 14, 2019)**

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 7, 2019

The City Council approved the request of St. Mary’s Catholic School to close certain streets for the Run Run Rudolph 5K and Family Fun Run/Walk on December 7, 2019.

The event will begin and end at St. Mary’s Catholic School, and will require barricade placement and removal along the route. They will also need police officers to maintain safety at certain points along the route.
CONSENT AGENDA.

**CLOSE STREETS
RUN RUN RUDOLPH
5K RUN/WALK
(DEC. 7, 2019)**

CITIZENS REQUESTS

There were no citizen's requests.

CITIZENS REQUESTS

MEDIA QUESTIONS

There were no media questions

MEDIA QUESTIONS

COUNCIL COMMENTS

RECOGNITION OF OFFICER MARK WOOD

Council Member Stevenson said it was awesome that Sherman has first responders that care so much about the citizens, that they would go out of their way to find an injustice and work to make it right. He recognized Officer Wood for making a difference, adding he was very proud of the work he did.

RECOGNITION OF
OFFICER MARK WOOD

RECOGNITION OF OFFICER MARK WOOD

Council Member Holland agreed saying, those are the type of things that make him feel good about living in Sherman. One officer making a difference and it spreads across the State.

RECOGNITION OF
OFFICER MARK WOOD

RECOGNITION OF OFFICER MARK WOOD

Deputy Mayor Teamann said that was such a special thing for Officer Wood to do, and said all levels of government should work together like that. He said he greatly appreciated the effort that all involved played in the process.

RECOGNITION OF
OFFICER MARK WOOD

RECOGNITION OF OFFICER MARK WOOD

Council Member Howeth said she has known Officer Wood since he was a child. She said many years ago, he was extremely ill and "we almost lost him." There are many reasons why he was allowed to get healthy, but this is definitely one of the reasons. His efforts will make a change in many, many lives, for years to come.

RECOGNITION OF
OFFICER MARK WOOD

LIBRARY PARK

Council Member Howeth said she thought they started construction on the Library Park today. It looked like the equipment has arrived.

LIBRARY PARK

RECOGNITION OF OFFICER MARK WOOD

Council Member Steele said the recognition today makes what they do a little better, and he's proud to be a part of it.

RECOGNITION OF
OFFICER MARK WOOD

RECOGNITION OF OFFICER MARK WOOD

Council Member Melton said Sherman is growing, but it's still family and she is glad to know she works with people that look ahead and do things that will impact many people in the future.

RECOGNITION OF
OFFICER MARK WOOD

EMPLOYEES WORKING ON LABOR DAY

Council Member Melton thanked the City employees that worked yesterday, while many had the day off for Labor Day.

EMPLOYEES WORKING
ON LABOR DAY

CITIZENS BACKING THE FIRST RESPONDERS

Mayor Plyler said Sherman citizens back the first responders. Checks in the amount of almost \$13,000 were distributed

CITIZENS BACKING
FIRST RESPONDERS

tonight to the Police and Fire Associations through an event supported by the citizens.

ANNOUNCEMENTS

Mayor Plyler announced the following:

- Coffee With the Mayor will be held on September 6, 2019, at 8:00 a.m., at Douglass Distributing. This month's guest will be Sarah McRae, Tourism/Main Street Manager.
- Arts Fest will be held September 21, 2019, at Lucy Kidd-Key Park, with activities for the entire family.
- Downtown Sherman NOW will be holding their annual Stroll on the Square on October 5, 2019. Tickets are still available.

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 551.071 -- | CONSULTATION WITH CITY ATTORNEY CONCERNING PENDING OR CONTEMPLATED LITIGATION |
| SECTION 551.071 -- | CONSULT WITH THE CITY ATTORNEY ON A MATTER IN WHICH THE DUTY OF THE ATTORNEY TO THE GOVERNMENTAL BODY UNDER THE TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT OF THE STATE BAR OF TEXAS CLEARLY CONFLICTS WITH THIS CHAPTER |
| SECTION 551.074 -- | PERSONNEL MATTERS:
CONSIDER THE QUALIFICATIONS, APPOINTMENT AND REMOVAL OF MEMBERS TO BOARDS AND COMMISSIONS:
TEXOMA COMMUNITY CENTER BOARD OF TRUSTEES (1) |
| 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 5:54 p.m.

On Motion duly made and carried, the Executive Session
recessed at 7:10 p.m. and reconvened in Open Meeting.

OPEN MEETING

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

OPEN MEETING

APPOINT/REMOVE OR CONSIDER QUALIFICATIONS TO
BOARDS AND COMMISSIONS

TEXOMA COMMUNITY CENTER BOARD OF TRUSTEES (1)
ACTION TAKEN.

Motion by Deputy Mayor Teamann to reappoint Billy
Hamilton to the Texoma Community Center Board of
Trustees, for a term from August 31, 2018 to August 31,
2020, as presented. Second by Council Member
Stevenson.

VOTING AYE: Holland, Howeth, Melton, Steele, Stevenson,
Teamann.

VOTING NAY: None.

MOTION CARRIED.

TEXOMA COMMUNITY
CENTER BOARD
OF TRUSTEES

ADJOURNMENT

On Motion duly made and carried, the meeting adjourned at
7:11 p.m.

ADJOURNMENT

MAYOR

CITY CLERK