

STATE OF TEXAS

§

August 21, 2023

COUNTY OF GRAYSON

§

BE IT REMEMBERED THAT A Regular Meeting of the City Council of the City of Sherman, Grayson County, Texas was begun and held in the Council Chambers of City Hall on August 21, 2023.

MEMBERS PRESENT:

MAYOR DAVID PLYLER; DEPUTY MAYOR JOSH STEVENSON.
COUNCIL MEMBERS HOLLAND, HOWETH, TEAMANN.

MEMBERS ABSENT:

COUNCIL MEMBERS DOBBS, MARROQUIN.

CALL TO ORDER

CALL TO ORDER

Mayor Plyler called the meeting to order at 5:02 p.m. The Pledge of Allegiance and Invocation were led by Council Member Shawn Teamann.

CITIZEN'S COMMENTS

CITIZENS COMMENTS

There were no citizen's comments.

CONSENT AGENDA

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.

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

Mayor Plyler introduced Ordinance No. 6630 and called for a public hearing:

ORD 6630
CALLING REGULAR
MUNICIPAL ELECTION
(NOV. 7, 2023)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, ORDERING AN ELECTION OF THE QUALIFIED VOTERS OF THE CITY OF SHERMAN, TEXAS, ON THE 7TH DAY OF NOVEMBER, 2023, FOR THE PURPOSE OF ELECTING TWO CITY COUNCIL MEMBERS (DISTRICT 2 AND DISTRICT 4) TO FILL EXPIRING TERMS; PROVIDING THAT THE ELECTION SHALL BE ADMINISTERED BY GRAYSON COUNTY, TEXAS; DESIGNATING EARLY VOTING POLLING PLACES AND HOURS; DESIGNATING ELECTION DAY POLLING PLACES AND HOURS; DESIGNATING FILING DEADLINES; ORDERING NOTICES OF ELECTION TO BE GIVEN AS PRESCRIBED BY LAW IN CONNECTION WITH SUCH ELECTION; PROVIDING FOR THE APPOINTMENT OF ELECTION JUDGES; AUTHORIZING THE MAYOR AND CITY CLERK TO TAKE ALL ACTIONS NECESSARY TO COMPLY WITH APPLICABLE ELECTION LAWS.

Linda Ashby, City Clerk, said this ordinance calls a Regular Municipal Election to elect two Council Members for District 2 and 4.

No citizens appeared before the City Council to discuss Ordinance No. 6630.

Mayor Plyler introduced Ordinance No. 6631 and called for a public hearing:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, ORDERING AN ELECTION OF THE QUALIFIED VOTERS OF THE CITY OF SHERMAN, TEXAS, ON THE 7TH DAY OF NOVEMBER, 2023, 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; PROVIDING THAT THE ELECTION SHALL BE ADMINISTERED BY GRAYSON COUNTY, TEXAS; DESIGNATING EARLY VOTING POLLING PLACES AND HOURS; DESIGNATING ELECTION DAY POLLING PLACES AND HOURS; ORDERING NOTICES OF ELECTION TO BE GIVEN AS PRESCRIBED BY LAW IN CONNECTION WITH SUCH ELECTIONS; PROVIDING FOR THE APPOINTMENT OF ELECTION JUDGES; AUTHORIZING THE MAYOR AND CITY CLERK TO TAKE ALL ACTIONS NECESSARY TO COMPLY WITH APPLICABLE ELECTION LAWS.

ORD 6631
CALLING SPECIAL
MUNICIPAL ELECTION
(NOV. 7, 2023)

Ms. Ashby said this ordinance calls a Special Election for the reauthorization of the local sales and use tax for street maintenance.

No citizens appeared before the City Council to discuss Ordinance No. 6631.

Mayor Plyler introduced Ordinance No. 6632 and called for a public hearing:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE ISSUANCE OF "CITY OF SHERMAN, TEXAS, COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION, SERIES 2023"; SPECIFYING THE TERMS AND FEATURES OF SAID CERTIFICATES; PROVIDING FOR THE PAYMENT OF SAID CERTIFICATES OF OBLIGATION BY THE LEVY OF AN AD VALOREM TAX UPON ALL TAXABLE PROPERTY WITHIN THE CITY AND A LIMITED PLEDGE OF THE NET REVENUES FROM THE OPERATION OF THE CITY'S WATERWORKS AND SEWER SYSTEM; RESOLVING OTHER MATTERS INCIDENT AND RELATING TO THE ISSUANCE, PAYMENT, SECURITY, SALE AND DELIVERY OF SAID CERTIFICATES, INCLUDING THE APPROVAL AND EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT AND THE APPROVAL AND DISTRIBUTION OF AN OFFICIAL STATEMENT; AND PROVIDING AN EFFECTIVE DATE.

ORD 6632
CERTIFICATES OF
OBLIGATION

Robby Hefton, City Manager, said this is the Bond Issue that has been discussed several times, including at the Budget Workshop. Most of the projects are for roads, park improvements, some facility projects, Fire Stations No. 1 and No. 2, and the Communication Core System for the EMS. The total amount is \$77.75 million.

Garry Kimball, Specialized Public Finance, said they are actually selling \$73.64 million in bonds, but are fully funding a \$75.75 million project fund budget, that was previously discussed. That

is a function of the bid parameters that are allowed for premium bonds. He said the winning bidder did bid a significant premium. Therefore, a cash premium will be delivered for the difference between the two amounts.

Five bids were received, and the winning bidder was Jefferies LLC, at 4.49%, rounded. He said that compares favorably to the budget number. Originally, 4.5% was budgeted, which is about \$20,000 annually, "to the good," over the 30-year term. That's \$600,000 better than budgeted.

Mr. Kimball said the City has a AA rating with Standard & Poor's, with some "pretty positive comments." He said the five bids represent over 20 different firms. The bonds will close in September.

No citizens appeared before the City Council to discuss Ordinance No. 6632.

Mayor Plyler introduced Ordinance No. 6633 and called for a public hearing:

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 2023 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 ATTACHMENT ESTABLISHING A BENCHMARK FOR PENSIONS AND RETIREE MEDICAL BENEFITS; REQUIRING THE COMPANY TO REIMBURSE ACSC'S REASONABLE RATEMAKING EXPENSES; ADOPTING A SAVINGS CLAUSE; DECLARING AN EFFECTIVE DATE; REQUIRING DELIVERY OF THIS ORDINANCE TO THE COMPANY AND THE ACSC'S LEGAL COUNSEL.

ORD 6633
ATMOS ENERGY
NEGOTIATED
SETTLEMENT

Ryan Pittman, City Attorney, said this relates to the City's involvement with the ATMOS Steering Committee, which is a group of cities that represent themselves before the Railroad Commission, which negotiates with ATMOS gas.

This is a near-annual regulatory process to review their rates. The general counsel for the Steering Committee is recommending approval of the settlement, which would implement a \$142 million increase in ATMOS' revenues. This has the net effect of increasing customer rates by 7.31% for the average residential customer, and 5.19% for the average commercial customer.

No citizens appeared before the City Council to discuss Ordinance No. 6633.

Mayor Plyler introduced Ordinance No. 6634 and called for a public hearing:

ORD 6634
CURFEW ORDINANCE

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF SHERMAN, TEXAS, CHAPTER 8 (OFFENSES AND NUISANCES), ARTICLE 8.04 (OFFENSES INVOLVING PUBLIC MORALS), DIVISION 2 (CURFEW HOURS FOR MINORS); REPEALING ORDINANCE NOS. 5805, 5995, 6271, AND 6557; REPEALING THE CITY'S JUVENILE CURFEW ORDINANCE IN RESPONSE TO HOUSE BILL 1819, EFFECTIVE SEPTEMBER 1, 2023; PROVIDING A SAVINGS/REPEALING CLAUSE, SEVERABILITY CLAUSE AND AN EFFECTIVE DATE.

Jason Jeffcoat, Police Chief, said this is a request to repeal the City's current ordinance for juvenile curfew, in reference to HB 1819, that will go into effect September 1, 2023. This does not affect any curfew that the City might impose for emergency management.

Chief Jeffcoat said over the last year, the department has only written five curfew citations. He said he did not recommend any other changes.

No citizens appeared before the City Council to discuss Ordinance No. 6634.

Mayor Plyler introduced Ordinance No. 6635 and called for a public hearing:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, ABANDONING A PORTION OF A VARIABLE WIDTH DRAINAGE EASEMENT LOCATED IN USOW ADDITION, AND BEING MORE PARTICULARLY DESCRIBED IN THE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF FOR ALL PURPOSES, WHICH VARIABLE WIDTH DRAINAGE EASEMENT IS ESTABLISHED IN INSTRUMENT NO. 2023-17, PLAT RECORDS, GRAYSON COUNTY, TEXAS.

ORD 6635
ABANDON DRAINAGE
EASEMENT
(USOW ADDITION)

Wayne Lee, Director of Engineering, said this request is from a developer that had a detention pond/drainage easement layout. He purchased some additional property to the north, and needs to decrease some of that footprint and modify his detention. He said the staff had no objection to the request.

No citizens appeared before the City Council to discuss Ordinance No. 6635.

The Public Hearing was closed.

Ordinance 6630

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, ORDERING AN ELECTION OF THE QUALIFIED VOTERS OF THE CITY OF SHERMAN, TEXAS, ON THE 7TH DAY OF NOVEMBER, 2023, FOR THE PURPOSE OF ELECTING TWO CITY COUNCIL MEMBERS (DISTRICT 2 AND DISTRICT 4) TO FILL EXPIRING TERMS; PROVIDING THAT THE ELECTION SHALL BE ADMINISTERED BY GRAYSON COUNTY, TEXAS; DESIGNATING EARLY VOTING POLLING PLACES AND HOURS; DESIGNATING ELECTION DAY POLLING PLACES AND HOURS; DESIGNATING FILING DEADLINES; ORDERING NOTICES OF ELECTION TO BE

ORD 6630
CALLING REGULAR
MUNICIPAL ELECTION
(NOV. 7, 2023)

GIVEN AS PRESCRIBED BY LAW IN CONNECTION WITH SUCH ELECTION; PROVIDING FOR THE APPOINTMENT OF ELECTION JUDGES; AUTHORIZING THE MAYOR AND CITY CLERK TO TAKE ALL ACTIONS NECESSARY TO COMPLY WITH APPLICABLE ELECTION LAWS.

Ordinance 6631

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, ORDERING AN ELECTION OF THE QUALIFIED VOTERS OF THE CITY OF SHERMAN, TEXAS, ON THE 7TH DAY OF NOVEMBER, 2023, 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; PROVIDING THAT THE ELECTION SHALL BE ADMINISTERED BY GRAYSON COUNTY, TEXAS; DESIGNATING EARLY VOTING POLLING PLACES AND HOURS; DESIGNATING ELECTION DAY POLLING PLACES AND HOURS; ORDERING NOTICES OF ELECTION TO BE GIVEN AS PRESCRIBED BY LAW IN CONNECTION WITH SUCH ELECTIONS; PROVIDING FOR THE APPOINTMENT OF ELECTION JUDGES; AUTHORIZING THE MAYOR AND CITY CLERK TO TAKE ALL ACTIONS NECESSARY TO COMPLY WITH APPLICABLE ELECTION LAWS.

ORD 6631
CALLING SPECIAL
MUNICIPAL ELECTION
(NOV. 7, 2023)

ACTION TAKEN.

Motion by Council Member Teamann to adopt the version of Ordinance Nos. 6630 and 6631, that staff provided to us before the meeting and is in front of our places on the dais. Second by Deputy Mayor Stephenson.

VOTING AYE: Holland, Howeth, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

Ordinance 6632

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE ISSUANCE OF "CITY OF SHERMAN, TEXAS, COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION, SERIES 2023"; SPECIFYING THE TERMS AND FEATURES OF SAID CERTIFICATES; PROVIDING FOR THE PAYMENT OF SAID CERTIFICATES OF OBLIGATION BY THE LEVY OF AN AD VALOREM TAX UPON ALL TAXABLE PROPERTY WITHIN THE CITY AND A LIMITED PLEDGE OF THE NET REVENUES FROM THE OPERATION OF THE CITY'S WATERWORKS AND SEWER SYSTEM; RESOLVING OTHER MATTERS INCIDENT AND RELATING TO THE ISSUANCE, PAYMENT, SECURITY, SALE AND DELIVERY OF SAID CERTIFICATES, INCLUDING THE APPROVAL AND EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT AND THE APPROVAL AND DISTRIBUTION OF AN OFFICIAL STATEMENT; AND PROVIDING AN EFFECTIVE DATE.

ORD 6632
CERTIFICATES OF
OBLIGATION

Ordinance 6633

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, APPROVING A NEGOTIATED SETTLEMENT BETWEEN THE ATMOS CITIES STEERING COMMITTEE ("ACSC")

ORD 6633
ATMOS ENERGY
NEGOTIATED
SETTLEMENT

AND ATMOS ENERGY CORP., MID-TEX DIVISION REGARDING THE COMPANY'S 2023 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 ATTACHMENT ESTABLISHING A BENCHMARK FOR PENSIONS AND RETIREE MEDICAL BENEFITS; REQUIRING THE COMPANY TO REIMBURSE ACSC'S REASONABLE RATEMAKING EXPENSES; ADOPTING A SAVINGS CLAUSE; DECLARING AN EFFECTIVE DATE; REQUIRING DELIVERY OF THIS ORDINANCE TO THE COMPANY AND THE ACSC'S LEGAL COUNSEL.

Ordinance 6634

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF SHERMAN, TEXAS, CHAPTER 8 (OFFENSES AND NUISANCES), ARTICLE 8.04 (OFFENSES INVOLVING PUBLIC MORALS), DIVISION 2 (CURFEW HOURS FOR MNORS); REPEALING ORDINANCE NOS. 5805, 5995, 6271, AND 6557; REPEALING THE CITY'S JUVENILE CURFEW ORDINANCE IN RESPONSE TO HOUSE BILL 1819, EFFECTIVE SEPTEMBER 1, 2023; PROVIDING A SAVINGS/REPEALING CLAUSE, SEVERABILITY CLAUSE AND AN EFFECTIVE DATE.

ORD 6634

CURFEW ORDINANCE

Ordinance 6635

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, ABANDONING A PORTION OF A VARIABLE WIDTH DRAINAGE EASEMENT LOCATED IN USOW ADDITION, AND BEING MORE PARTICULARLY DESCRIBED IN THE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF FOR ALL PURPOSES, WHICH VARIABLE WIDTH DRAINAGE EASEMENT IS ESTABLISHED IN INSTRUMENT NO. 2023-17, PLAT RECORDS, GRAYSON COUNTY, TEXAS.

ORD 6635

ABANDON DRAINAGE
EASEMENT
(USOW ADDITION)

ACTION TAKEN.

Motion by Deputy Mayor Stevenson to approve Ordinance Nos. 6632, 6633, 6634, and 6635, as presented. Second by Council Member Teamann.

VOTING AYE: Holland, Howeth, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

RESOLUTION NO. 7118 -- AUTHORIZING EXECUTION OF AN AGREEMENT FOR RIGHT OF WAY PROCUREMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION TO ACQUIRE RIGHT OF WAY (ROW) AND RELOCATE EXISTING CITY UTILITIES ALONG FM 1417 BETWEEN SH 56 AND W TRAVIS STREET IN THE CITY OF SHERMAN

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF AN AGREEMENT FOR RIGHT OF WAY PROCUREMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION TO ACQUIRE RIGHT OF WAY AND RELOCATE EXISTING CITY UTILITIES ALONG FM

RES 7118

TxDOT ROW
FOR UTILITIES
(FM 1417, BETWEEN
SH 56 & W TRAVIS ST)

1417 BETWEEN SH 56 AND W TRAVIS STREET IN THE CITY OF SHERMAN.

Clint Philpott, Assistant City Manager, said this is an agreement with the Texas Department of Transportation to allow the City to acquire right-of-way for the project, and lines out who pays for some of the utilities that might need to be moved.

The current estimate on right-of-way is \$800,000, and there is approximately \$1.5 million budgeted for acquisition costs. After appraisals and negotiations, if the \$800,000 needs to be increased, the staff will come back to Council with an addendum to the contract.

There is also an assumption of about \$750,000 to relocate a 20" water line from SH 56 to Hwy 82. Through this contract, TxDOT will reimburse the City for the relocation expenses.

Council Member Teamann said he owned property along FM 1417, and asked if he needed to abstain from the vote.

ACTION TAKEN.

Motion by Deputy Mayor Stevenson to approve Resolution No. 7118, as presented. Second by Council Member Holland.

VOTING AYE: Holland, Howeth, Stevenson.

VOTING NAY: None.

ABSTAIN: Teamann.

MOTION CARRIED.

RESOLUTION NO. 7119 -- AWARDING A BID TO AND AUTHORIZING EXECUTION OF A CONTRACT WITH MARIO SINACOLA & SONS EXCAVATING, INC. BASED ON AN INVITATION TO BID FOR THE SHEPHERD DRIVE FROM INTERURBAN PARKWAY TO U.S. HIGHWAY 75 PROJECT

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AWARDING A BID TO AND AUTHORIZING EXECUTION OF A CONTRACT WITH MARIO SINACOLA & SONS EXCAVATING, INC. BASED ON AN INVITATION TO BID FOR THE SHEPHERD DRIVE FROM INTERURBAN PARKWAY TO U.S. HIGHWAY 75.

Mr. Lee said this is a construction award for the Shepherd Drive improvements. It turns the narrow, two-lane asphalt road, from Hwy 75 to just past Interurban Parkway, into a four-lane, divided roadway, with an extra wide median, that can one day be expanded to six lanes, when needed.

Their bid was \$14,600,000, which was about 0.7% over the engineer's estimate. There is also a \$1 million contingency on the project.

ACTION TAKEN.

Motion by Deputy Mayor Stevenson to approve Resolution No. 7119, as presented. Second by Council Member Howeth.

RES 7119
SHEPHERD DR,
FROM INTERURBAN
PKWY TO HWY 75
PROJECT

VOTING AYE: Holland, Howeth, Stevenson, Teamann.
VOTING NAY: None.
MOTION CARRIED.

RESOLUTION NO. 7120 -- APPROVING THE GREATER TEXOMA
UTILITY AUTHORITY'S INTENTION TO AWARD BID PACKAGE 1
MATERIALS TO MACHINING & VALVE AUTOMATION SERVICES,
LLC FOR THE WATER TREATMENT PLANT - EDR
REHABILITATION

RES 7120
WATER TREATMENT
PLANT - EDR
REHABILITATION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, APPROVING THE GREATER TEXOMA UTILITY AUTHORITY'S INTENTION TO AWARD THE BID PACKAGE 1 MATERIALS TO MACHINING & VALVE AUTOMATION SERVICES, LLC FOR THE WATER TREATMENT PLANT - EDR REHABILITATION.

Mr. Philpott said this was for the purchase of valves and fittings for the EDR Rehabilitation Project. Most of the work is being done in-house, by the staff. Because of that, the parts must be acquired through procurement services. There will probably be several other purchases throughout the process.

There was only one bidder, but it was the bidder that the City often buys parts from, so the staff was confident that the prices were good.

ACTION TAKEN.

Motion by Deputy Mayor Stevenson to approve Resolution No. 7120, as presented. Second by Council Member Teamann.
VOTING AYE: Holland, Howeth, Stevenson, Teamann.
VOTING NAY: None.
MOTION CARRIED.

RESOLUTION NO. 7121 -- AUTHORIZING EXECUTION OF AN
ENCROACHMENT AGREEMENT WITH RFJ AUTO PROPERTIES,
LLC FOR THE ENCROACHMENT OF TWO (2) EXISTING VEHICLE
CANOPIES AND ONE (1) EXISTING BUILDING WITHIN THE
PROPOSED PLATTED 15-FOOT WASTEWATER EASEMENT,
APPROVED BY CITY COUNCIL ON JULY 17, 2023, TO BE FILED IN
THE PLAT RECORDS, GRAYSON COUNTY, TEXAS, LOCALLY
KNOWN AS 2500 TEXOMA PARKWAY IN THE CITY OF SHERMAN,
TEXAS

RES 7121
ENCROACHMENT
(2500 TEXOMA PKWY)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF AN ENCROACHMENT AGREEMENT TO RFJ AUTO PROPERTIES, LLC FOR THE ENCROACHMENT FOR TWO (2) EXISTING VEHICLE CANOPIES AND ONE (1) EXISTING BUILDING WITHIN THE PROPOSED PLATTED 15-FOOT WASTEWATER EASEMENT, APPROVED BY CITY COUNCIL ON JULY 17, 2023, TO BE FILED IN THE PLAT RECORDS, GRAYSON COUNTY, TEXAS, LOCALLY KNOWN AS 2500 TEXOMA PARKWAY IN THE CITY OF SHERMAN. CONSENT AGENDA.

RESOLUTION NO. 7122 -- AUTHORIZING SUBMISSION OF A JOINT
GRANT APPLICATION WITH THE CITY OF DENISON AND
GRAYSON COUNTY FOR, AND THE ACCEPTANCE OF, A GRANT

RES 7122
JAG GRANT

AWARDED UNDER THE 2023 JUSTICE ASSISTANCE GRANT PROGRAM - CFDA #16.738

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF A JOINT GRANT APPLICATION WITH THE CITY OF DENISON, AND GRAYSON COUNTY FOR, AND THE ACCEPTANCE OF, A GRANT FUNDING TO BE AWARDED BY THE U.S. DEPARTMENT OF JUSTICE UNDER THE 2023 JUSTICE ASSISTANCE GRANT PROGRAM - CFDA #16.738.

CONSENT AGENDA.

RESOLUTION NO. 7123 -- 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 2023 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 2023 JUSTICE ASSISTANCE GRANT PROGRAM - CFDA #16.738.

CONSENT AGENDA.

RES 7123
JAG GRANT

COUNCIL COMMENTS

HOT WEATHER

Council Member Howeth reminded citizens that it was hot and asked them to check on their friends and neighbors to make sure they were okay.

HOT WEATHER

BATTLE OF THE AXE

Council Member Teamann said he was looking forward to the Battle of the Axe this week.

BATTLE OF THE AXE

KIWANIS PANCAKE MEAL

Council Member Teamann said the Kiwanis was holding an all you can eat pancake meal on Friday, August 25, 2023, from 7:00 am until 7:00 pm in the Municipal Ballroom. Tickets are \$8 each.

KIWANIS PANCAKE
MEAL

HOT WEATHER

Council Member Teamann said the weather is hot, and reminded everyone to stay hydrated.

HOT WEATHER

ANNOUNCEMENTS

Mayor Plyler announced the following:

- Sherman's Hispanic Heritage Festival will be held September 9, 2023, at Kidd-Key Park.
- Art's Fest will be held on September 16, 2023, beginning at 9:00 am.
- Parks and Recreation is offering tennis and pickleball lessons on September 13 and 14, 2023. Clinics are available for children and adults.

ANNOUNCEMENTS

- The Inaugural Crossroads Music Festival will be held September 23, 2023, at Pecan Grove Park. Stoney LaRue will be performing.

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

EXECUTIVE SESSION

THE CITY COUNCIL WILL NOW HOLD AN EXECUTIVE SESSION PURSUANT TO THE PROVISIONS OF THE OPEN MEETINGS LAW, CHAPTER 551, GOVERNMENT CODE, VERNONS TEXAS CODES ANNOTATED, IN ACCORDANCE WITH THE AUTHORITY CONTAINED IN THE FOLLOWING SECTIONS.

TEX. GOV'T CODE § 551.071 --

SEEKING THE ADVICE OF ITS ATTORNEY ABOUT PENDING OR CONTEMPLATED LITIGATION, SETTLEMENT OFFERS OR ANY MATTER IN WHICH THE DUTY OF THE ATTORNEY TO THE CITY COUNCIL UNDER THE TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT OF THE STATE BAR OF TEXAS CLEARLY CONFLICTS WITH THE TEXAS OPEN MEETINGS ACT

TEX. GOV'T CODE § 551.072 --

DELIBERATING THE PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY IF DELIBERATION IN AN OPEN MEETING WOULD HAVE A DETRIMENTAL EFFECT ON THE POSITION OF THE CITY IN NEGOTIATIONS WITH A THIRD PERSON

TEX. GOV'T CODE § 551.073 --

DELIBERATING A NEGOTIATED CONTRACT FOR A PROSPECTIVE GIFT OR DONATION TO THE CITY IF DELIBERATION IN AN OPEN MEETING WOULD HAVE A DETRIMENTAL EFFECT ON THE POSITION OF THE CITY IN NEGOTIATIONS WITH A THIRD PERSON

TEX. GOV'T CODE § 551.074 --

DELIBERATING THE APPOINTMENT, EMPLOYMENT, EVALUATION, REASSIGNMENT, DUTIES, DISCIPLINE OR DISMISSAL OF A PUBLIC OFFICER OR EMPLOYEE; OR TO HEAR A COMPLAINT OR CHARGE AGAINST AN OFFICER OR EMPLOYEE UNLESS THE OFFICER OR EMPLOYEE WHO IS THE SUBJECT OF THE DELIBERATION OR HEARING REQUESTS A PUBLIC HEARING

TEX. GOV'T CODE § 551.076 --

DELIBERATING THE DEPLOYMENT, OR SPECIFIC OCCASIONS FOR IMPLEMENTATION, OF SECURITY PERSONNEL OR DEVICES OR A SECURITY AUDIT

TEX. GOV'T CODE § 551.087 --

DISCUSSING OR DELIBERATING COMMERCIAL OR FINANCIAL INFORMATION THAT THE CITY HAS RECEIVED FROM A BUSINESS PROSPECT THAT THE CITY SEEKS TO HAVE LOCATE, STAY OR EXPAND IN OR NEAR THE CITY AND WITH WHICH THE CITY IS CONDUCTING ECONOMIC DEVELOPMENT NEGOTIATIONS; OR DELIBERATING THE OFFER OF A FINANCIAL OR OTHER INCENTIVE TO A BUSINESS PROSPECT

COUNCIL MINUTES – AUGUST 21, 2023

TEXAS GOV'T CODE § 551.089 --
DELIBERATING SECURITY ASSESSMENTS OR DEPLOYMENTS
RELATING TO INFORMATION RESOURCES TECHNOLOGY,
NETWORK SECURITY INFORMATION, OR THE DEPLOYMENT OR
SPECIFIC OCCASIONS FOR IMPLEMENTATION OF SECURITY
PERSONNEL, CRITICAL INFRASTRUCTURE OR SECURITY
DEVICES

The Executive Session was not needed.

ADJOURNMENT

On Motion duly made and carried, the meeting adjourned at
5:22 p.m.

ADJOURNMENT



MAYOR


CITY CLERK

\$73,640,000 Combination Tax & Revenue Certificates of Obligation, Series 2023

Rank	Firm	Location	Bid Received	True Interest Cost (TIC)
1	Jefferies LLC	New York, NY	9:59:12 AM	4.487354%
2	Robert W. Baird & Co., Inc.	Milwaukee, WI	9:56:39 AM	4.513733%
3	RBC Capital Markets	New York, NY	9:56:04 AM	4.531097%
4	Raymond James & Associates, Inc.	Memphis, TN	9:56:59 AM	4.594349%
5	HilltopSecurities	Dallas, TX	9:59:59 AM	4.666908%

- Bids were due on August 21, 2023 at 10:00 AM, CDST. All bids were submitted via Parity's online bidding system.
- The spread between the low bid and the high bid is approximately 0.180% (or 18.0 basis points).
- The final TIC equated to 4.498558% based on the resized par amount.