

**CITY OF SHERMAN
CITY COUNCIL REGULAR MEETING AGENDA
COUNCIL CHAMBERS OF THE CITY HALL
220 WEST MULBERRY STREET
SHERMAN, TEXAS
MONDAY, AUGUST 16, 2010
5:00 P.M.**

- A.1** [CALL TO ORDER, QUORUM DETERMINED, MEETING DECLARED OPEN](#)
- A.2** [PLEDGE OF ALLEGIANCE](#)
- A.3** [INVOCATION BY DEPUTY MAYOR WILLIE STEELE](#)
- A.4** [APPROVE MINUTES OF THE REGULAR CITY COUNCIL MEETING OF AUGUST 2, 2010 AND THE CALLED CITY COUNCIL \(TOWN HALL\) MEETING OF AUGUST 9, 2010](#)

Public Hearing

- B.1** [INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5661](#)
Calling a Special Election of the Qualified Voters of the City of Sherman, Texas, on the 2nd day of November, 2010, for the Purpose of Amending the City Charter of the City of Sherman, Texas; Providing for Notice of Said Election; Designating Election Precincts; Providing for the Use of Direct Recording Electronic Voting Equipment; Providing for Early Voting
- B.2** [INTRODUCTION AND FIRST PUBLIC HEARING OF ORDINANCE NO. 5662](#)
Providing for the Appropriation of Funds for Operating and Capital Expenditures for the Fiscal Year Beginning October 1, 2010, and Ending September 30, 2011
- B.3** [INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5663](#)
Providing for Permanent “Stop” Signs at the Intersection of Marshall Street and East Fallon Drive within the City Limits of the City of Sherman; Providing for a Penalty Provision
- B.4** [INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5664](#)
Amending Section 12, Ordinance No. 2280, so as to Include Certain Properties within the R-1 (One Family Residential) District in the 2300 Block of West Lamberth Road and the 2100 Block of Little Lane, being 0.812 acres in the J.B. McAnair Survey, Abstract No. 763 (Bluestone Partners, LLC, Owners; Kyle Boothe, Representative; and Underwood Drafting and Surveying, Surveyors)

B.5 [INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5665](#)

Amending Section 8, Subsection (5)(a), Ordinance No. 2280, so as to Grant a Specific Use Permit to Allow a 12' x 24' Double-Sided Billboard in a C-2 (General Commercial) District at 1815 West Houston Street, being Lot 5, Block 1, Spavinaw Addition (Spavinaw Properties, LLC, Owners; and Jason Sofey, Representative); Providing that this Specific Use Permit Shall be Granted Subject to Certain Conditions; Providing a Penalty Not to Exceed \$2,000

Close Public Hearing and Consider Adoption of Ordinances

B.6 [ADOPTION OF ORDINANCES](#)

Consider Adoption of Ordinance Numbers:

- (a) 5661
- (b) 5663
- (c) 5664
- (d) 5665

B.7 [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

C.1 [RESOLUTION NO. 5514](#)

Authorizing Execution of an Engineering Services Agreement with Espey Consultants, Inc. for the Initiation and Submission of a Texas Water Development Board Grant Application for Partial Funding of the Development of a Sherman Watershed Management Plan

C.2 [RESOLUTION NO. 5515](#)

Appointing and Authorizing the Execution of an Agreement with Pattillo, Brown & Hill, L.L.P. to Perform the Fiscal Year 2010 Audit

Request to Advertise

D.1 [*REQUEST TO ADVERTISE](#)

Repairs to Shepherd Drive 1 Woodbine Well Repair

Other Business

D.2 [*OTHER BUSINESS](#)

Consider Request of the Hispanic Heritage Council of Sherman to Temporarily Close Certain Streets, Suspend Parking Time Limits, and Use Certain City Facilities and Services for the Annual Hispanic Heritage Festival on Saturday, September 11, 2010

D.3 [* OTHER BUSINESS](#)

Consider Request of the Sherman Arts Festival Committee to Temporarily Close Certain Streets, Suspend Parking Time Limits, and Use Certain City Facilities and Services for the 28th Annual Sherman Arts Festival on Saturday, September 18, 2010

D.4 [* OTHER BUSINESS](#)

Consider Request of the Sherman Independent School District and the Sherman High School Student Council to Temporarily Close Certain Streets for the 2010 Sherman High School Homecoming Parade on Monday, September 13, 2010

D.5 [OTHER BUSINESS](#)

Consider Scheduling a Joint Meeting of the City Council and the Sherman Economic Development Corporation Board of Directors for 12:00 noon on Thursday, September 23, 2010, to Review SEDCO's Annual Budget and Work Plan

D.6 [* OTHER BUSINESS](#)

Final Plat Approval of Fairview Baptist Church Addition, a Replat of Northwood Heights Addition, Shannon Heights Addition, and W.M. Shannon Supplement; Fairview Baptist Church, Owners; David Kight, Representative; and Underwood Drafting and Surveying, Surveyors (200-300 Blocks of West Taylor Street and 222 West Fairview Street)

D.7 [* OTHER BUSINESS](#)

Final Plat Approval of NewHaven Addition; Bluestone Partners, LLC, Owners; Kyle Boothe, Representative; and Underwood Drafting and Surveying, Surveyors (2300 Block of West Lamberth Road and 2100 Block of Little Lane)

D.8 [* OTHER BUSINESS](#)

Replat Approval of Lot 1, Block 1, Heritage Park Addition; Sam Nechamkin, Owner; Jason Sofey, Representative; and Underwood Drafting and Surveying, Surveyors (1001 Sara Swamy Drive)

D.9 [CITIZEN REQUESTS](#)

D.10 [MEDIA QUESTIONS](#)

D.11 [COUNCIL COMMENTS](#)

Executive Session

E.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 551.071 Consultation with City Attorney Concerning Pending or Contemplated Litigation:
(a) Receive the City Attorney's Briefing on Pending Litigation
- Section 551.074 Consider the Qualifications, Appointment and Removal of Members to Boards and Commissions:
(a) Mental Health Mental Retardation Services of Texoma Board of Directors (1)

The Council reconvenes into General Session

F.1 [OPEN MEETING](#)

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

F.2 [ADJOURNMENT](#)

[COUNCIL CALENDAR](#)



SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager

Date: 8-16-2010

Subject: Agenda Item No. A.1

CALL TO ORDER, QUORUM DETERMINED, MEETING DECLARED OPEN

The Honorable Bill Magers, Mayor



SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager

Date: 8-16-2010

Subject: Agenda Item No. A.2

PLEDGE OF ALLEGIANCE

The Honorable Willie Steele, Deputy Mayor



SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager

Date: 8-16-2010

Subject: Agenda Item No. A.3

INVOCATION BY DEPUTY MAYOR WILLIE STEELE



SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager

Date: 8-16-2010

Subject: Agenda Item No. A.4

APPROVE MINUTES

**OF THE REGULAR CITY COUNCIL MEETING OF AUGUST 2, 2010
AND THE CALLED CITY COUNCIL (TOWN HALL) MEETING OF AUGUST 9, 2010**

No other citizens appeared before the City Council to discuss Ordinance 5659.

Deputy Mayor Steele introduced Ordinance 5660 and called for a public hearing:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, PROVIDING FOR PERMANENT "NO PARKING" SIGNS RESTRICTING PARKING ALONG THE SOUTH SIDE OF THE 2900 BLOCK OF EAST FALLON DRIVE WITHIN THE CITY LIMITS OF THE CITY OF SHERMAN; PROVIDING FOR A PENALTY PROVISION; PROVIDING FOR REPEALER; PROVIDING FOR SEVERABILITY.

ORD 5660
NO PARKING SIGNS
(FALLON DR.)

No citizens appeared before the City Council to discuss Ordinance 5660.

The Public Hearing was closed.

CLOSE PUBLIC
HEARING

ADOPTION OF ORDINANCES

Ordinance 5659

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, PROVIDING FOR PERMANENT "FOUR-WAY STOP" SIGNS AT THE INTERSECTION OF KING STREET AND FIRST STREET WITHIN THE CITY LIMITS OF THE CITY OF SHERMAN; PROVIDING FOR A PENALTY PROVISION; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

ORD 5659
STOP SIGNS
(KING & FIRST STS.)

Ordinance 5660

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, PROVIDING FOR PERMANENT "NO PARKING" SIGNS RESTRICTING PARKING ALONG THE SOUTH SIDE OF THE 2900 BLOCK OF EAST FALLON DRIVE WITHIN THE CITY LIMITS OF THE CITY OF SHERMAN; PROVIDING FOR A PENALTY PROVISION; PROVIDING FOR REPEALER; PROVIDING FOR SEVERABILITY.

ORD 5660
NO PARKING SIGNS
(FALLON DR.)

ACTION TAKEN.

Motion by Council Member Adami to approve Ordinance Nos. 5659 and 5660, as presented. Second by Council Member Softly.

VOTING AYE: Adami, Howeth, Softly, Steele, Wacker.

VOTING NAY: None.

MOTION CARRIED.

TABLED AT THE JANUARY 19, 2009 COUNCIL MEETING:

ADOPTION OF ORDINANCE NO. 5586

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING CHAPTER 3 OF THE CODE OF ORDINANCES, ENTITLED "BUILDING REGULATIONS", AT ARTICLE 3.07, ENTITLED "PLUMBING CODE", TO PROVIDE FOR SECTION 3.07.007 TO BE ENTITLED "MINIMUM STANDARDS FOR INSTALLATION OF IRRIGATION SYSTEMS"; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A PENALTY PROVISION

ORD 5586
IRRIGATION SYSTEMS

FOR VIOLATION OF THE CODE; PROVIDING FOR A REPEALER.

ACTION TAKEN.

Motion by Council Member Wacker to remove Ordinance No. 5586 from the Consent Agenda for discussion in its regular order of business. Second by Council Member Howeth.

VOTING AYE: Adami, Howeth, Softly, Steele, Wacker.

VOTING NAY: None.

MOTION CARRIED TO REMOVE FROM TABLE.

Deputy Mayor Steele said this ordinance came from the State of Texas for two reasons, water conservation and to give enforcement authority at the City level. In the past, violations had to be reported to the State and it was a long process to have things investigated locally.

Since the proposal comes from the State, it's hard to make changes. His concerns were that the local contractors knew the changes were coming, that there was a checklist for the contractors, and to clarify the effective date. Sherman's proposed ordinance is close to what has been adopted by the City of Denison and really can't be changed because it has been proposed by the State.

Council Member Wacker asked if the time since the ordinance was tabled has been used to inform the contractors. Deputy Mayor Steele said it has been discussed with contractors. He felt some of the items maybe repealed during the next Legislative Session, but the City is following the direction of the State.

Scott Shadden, Director of Development Services, said the ordinance would be effective when adopted, however the staff is not going out tomorrow morning and fine contractors.

Council Member Adami asked how the ordinance would affect someone that already had a sprinkler system, but needed major work on that system. Mr. Shadden said the State is requiring the City to enact the ordinance to add backflow protection to the systems. Citizens would be required to meet certain parts of the ordinance for the health and safety of citizens.

Deputy Mayor Steele said the majority of the ordinance was directed at new installations. Even now, if a contractor is working on a system that does not meet City or State standards, they are required to bring that system into compliance.

Mr. Shadden added that part of the requirements deal with having licensed people on the job. Council Member Wacker confirmed that the ordinance adds protection for consumers.

Deputy Mayor Steele said it also deals with the warranty for homeowners.

Council Member Adami confirmed that additional training or staff would not be required at this time to enforce the new ordinance.

ACTION TAKEN.

Motion by Council Member Wacker to approve Ordinance No. 5586, as presented. Second by Council Member Howeth.

VOTING AYE: Adami, Howeth, Softly, Steele, Wacker.

VOTING NAY: None.

MOTION CARRIED.

CONSENT AGENDA

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

CONSENT AGENDA

RESOLUTIONS

RESOLUTION NO. 5510 – AUTHORIZING CONTINUED PARTICIPATION WITH THE ATMOS CITIES STEERING COMMITTEE; AUTHORIZING THE PAYMENT OF TWO CENTS (\$0.02) PER CAPITA TO THE ATMOS CITIES STEERING COMMITTEE TO FUND REGULATORY AND RELATED ACTIVITIES RELATED TO ATMOS ENERGY CORPORATION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING CONTINUED PARTICIPATION WITH THE ATMOS CITIES STEERING COMMITTEE; AUTHORIZING THE PAYMENT OF TWO CENTS (\$0.02) PER CAPITA TO THE ATMOS CITIES STEERING COMMITTEE TO FUND REGULATORY AND RELATED ACTIVITIES RELATED TO ATMOS ENERGY CORPORATION.
CONSENT AGENDA.

**RES 5510
ATMOS STEERING
COMMITTEE**

RESOLUTION NO. 5511 -- AUTHORIZING THE PURCHASE OF 100-GALLON RESIDENTIAL AUTOMATED TRASH CARTS FOR THE SOLID WASTE SERVICES DEPARTMENT THROUGH THE TEXAS COMPTROLLER OF PUBLIC ACCOUNTS COOPERATIVE PURCHASING PROGRAM

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE PURCHASE OF 100-GALLON RESIDENTIAL AUTOMATED TRASH CARTS FOR THE SOLID WASTE SERVICES DEPARTMENT THROUGH THE TEXAS COMPTROLLER OF PUBLIC ACCOUNTS COOPERATIVE PURCHASING PROGRAM.

CONSENT AGENDA.

**RES 5511
RESIDENTIAL
AUTOMATED TRASH
CARTS**

RESOLUTION NO. 5512 – AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH FREEMAN-MILLICAN, INC. FOR THE PEAK FLOW STORAGE IMPROVEMENTS PHASE 1, THE PEAK FLOW STORAGE IMPROVEMENTS PHASE 2, AND THE 2010-2013 BIOSOLIDS PROJECT AT THE WASTEWATER TREATMENT PLANT

**RES 5512
BIOSOLIDS PROJECT**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH FREEMAN-MILLICAN, INC. FOR PEAK FLOW STORAGE IMPROVEMENTS PHASE 1, PEAK FLOW STORAGE IMPROVEMENTS PHASE 2, AND THE 2010-2013 BIOSOLIDS PROJECT AT THE WASTEWATER TREATMENT PLANT.

Deputy Mayor Steele said the Council would consider the 2010-2013 Biosolids Project Request to Advertise at the same time.

Mr. Keene explained that the City currently has approximately five years of biosolids stored in four earthen storage basins at the Wastewater Treatment Plant. Those basins are at capacity and some action must be taken. To continue to use those basins would require some costly refurbishment.

Part of the City's long-range biosolids plan is to empty those basins and use them in the future to store storm water that currently, through infiltration and inflow, threatens the Wastewater Treatment Plant capacity during storm events. Currently, the additional storm water is stored in the equalization basin, which is not the best use. The City has come close to overflowing the system with storm water.

The resolution is authorization to contract with Freeman-Millican to engineer three things: Phase 1 and Phase 2, which are Capital Improvement Projects that have already been authorized for this year, and the biosolids disposition, which would empty the basins.

Phase 1 will be a pipeline that allows the City to drain the basins that are currently holding the biosolids and will eventually be used to gradually return the storm water back into the headworks of the system for treatment after the storm passes.

Phase 2 will be a pipeline from the equalization basin to the four earthen basins and will allow the City to drain storm water out of the City and store it in the basins until it can be returned to the system.

Since it is costly to store biosolids, another part of the long-range plan is to have a permanent facility to take the biosolids directly out of the digester and into the permanent facility to process those biosolids so there is no storage needed. There is no specific timeframe for this part of the project. The first step is to empty the basins, then the staff can begin the design and implementation of the long-range solution.

Robby Hefton, Assistant City Manager/CFO, added that the City will be adding a new screen that will help clean the biosolids stream. Currently there is a bar screen that filters

some items, but a new fine screen will make the biosolids clean enough that there might be other options for disposal that would be cheaper. This screen should be installed by the end of this year.

Deputy Mayor Steele said the City used to remove the biosolids and be able to land apply them to some local farmland. That option is no longer available and this is a process to determine what will be done with the biosolids now.

**REQUEST TO ADVERTISE
2010-2013 BIOSOLIDS PROJECT**

Mr. Keene added that the Request to Advertise is written to give a lot of flexibility to allow the contractors to suggest possible solutions and options to the process. The City is looking for the best solution for taxpayer's dollars, but there may be options that they have not considered that would be a good solution. This request is to advertise for bids to empty the basins.

ACTION TAKEN.

Motion by Council Member Adami to approve Resolution 5512 and the Request to Advertise for the 2010-2013 Biosolids Project, as presented. Second by Council Member Wacker.

VOTING AYE: Adami, Howeth, Softly, Steele, Wacker.

VOTING NAY: None.

MOTION CARRIED.

**CHANGE ORDER NO. 1
U.S. HIGHWAY 75 NORTH SEWER PROJECT – CONTRACT
“D”; HOWARD-ESTRUCT JV, LLC.; \$93,457.00, DECREASE**

The City Council approved Change Order No. 1, which is a reconciliatory change order to adjust the cost of the pumps associated with the lift stations on Contract “D” of the U.S. Highway 75 North Sewer Project.

The actual cost of the required pumps (\$226,543) was less than the \$320,000 bid allowance in the contract documents, resulting in a refund of \$93,457.

CONSENT AGENDA.

**CHANGE ORDER NO. 1
STEPHENS #2 TRINITY PUMP RETRIEVAL AND WELL
EVALUATION PROJECT; WEISINGER WATER WELL,
INCORPORATED; \$335.60, INCREASE**

The City Council approved Change Order No. 1, which is a final reconciliatory change order to adjust final project quantities for the Stephens #2 Trinity Pump Retrieval and Well Evaluation.

After evaluation, it was determined that the well was not functional and it was not possible to retrieve the pump and piping. The well was plugged in accordance with State criteria.

**REQUEST TO ADV
BIOSOLIDS PROJECT**

**CHANGE ORDER
HWY 75 NORTH
SEWER PROJECT**

**CHANGE ORDER
WATER WELL
REPAIRS**

The change order results in a \$335.60 increase in the contract amount, yielding a final contract price of \$42,185.60.
CONSENT AGENDA.

OTHER BUSINESS

CONSIDER REQUEST OF UNITED WAY OF GRAYSON COUNTY TO TEMPORARILY CLOSE CERTAIN STREETS FOR THE “UNITED WAY HUSTLE FOR HEALTH” ON SATURDAY, AUGUST 28, 2010

Deputy Mayor Steele explained that United Way of Grayson County has requested that the City temporarily close certain streets on August 28, 2010 for the “Hustle for Health.”

CLOSE STREETS
FOR UNITED WAY
EVENT

David Cortinas, President/CEO of United Way of Grayson County

Mr. Cortinas asked for clarification on what the closing would entail and the cost that United Way would be responsible for. They want to be sure the event is fun and safe.

Mr. Hefton said typically the City doesn't place barricades at every intersection, but at those with high traffic or at areas where there is a change of direction in the path of the event. The City staff will determine where the barricades are needed and support will be provided from the Police Department and with barricades.

Council Member Wacker said the race was starting at the Court House and she asked if a temporary stoppage of traffic on the State highway would be needed. Mr. Cortinas said the State is allowing them to temporarily close the streets for the start and finish of the race as long as it's within a four hour period.

Mr. Cortinas said they selected the route to highlight the Downtown area, because the new Brockett Street is beautiful, to have a good time with the family, and because it's good for the community partners. He thanked the City Council for their support.

ACTION TAKEN.

Motion by Council Member Wacker to approve the request of United Way of Grayson County to temporarily close certain streets for the “United Way Hustle for Health” on August 28, 2010, as presented. Second by Council Member Howeth.

VOTING AYE: Adami, Howeth, Softly, Steele, Wacker.

VOTING NAY: None.

MOTION CARRIED.

CONSIDER CALLING A SPECIAL MEETING OF THE CITY COUNCIL FOR 5:00 P.M. ON MONDAY, AUGUST 9, 2010, TO HOLD A PUBLIC HEARING ON CHARTER AMENDMENTS PROPOSED BY THE CHARTER REVIEW COMMISSION FOR THE NOVEMBER 2, 2010 SPECIAL ELECTION

SET CALLED CITY
COUNCIL MEETING
FOR CHARTER
AMENDMENTS

Brandon Shelby, City Attorney, said the Charter Review Commission has met two times and narrowed down the proposed Amendments for the Charter. The Commission would now like to present their recommendations to the entire City Council and hold a public hearing for citizens to voice their opinions on the proposal.

The staff recommended that a Special Called Meeting be held on Monday, August 9, 2010 at 5:00 p.m. as a Town Hall Meeting.

Council Member Adami said the Charter Review Commission met with the staff and they identified several things that changed with State law, and the Charter should be updated to bring it into compliance. There are also a few other proposed Charter Amendments.

The Commission would like to present the proposed Charter Amendments to the Council and also give the citizens an opportunity to give their input.

ACTION TAKEN.

Motion by Council Member Adami to schedule a Called City Council Meeting on August 9, 2010, at 5:00 p.m. to hold a Public Hearing on Charter Amendments proposed by the Charter Review Commission for the November 2, 2010 Special Election, as presented. Second by Council Member Howeth.

VOTING AYE: Adami, Howeth, Softly, Steele, Wacker.

VOTING NAY: None.

MOTION CARRIED.

CONSIDER CALLING A SPECIAL MEETING OF THE CITY COUNCIL FOR TUESDAY, SEPTEMBER 7, 2010, DUE TO CONFLICT WITH A FEDERAL HOLIDAY

The City Council set a Special Meeting for Tuesday, September 7, 2010, at 5:00 p.m., to make up for the first regular meeting in September, which falls on Labor Day, a Federal Holiday.

CONSENT AGENDA.

SET CALLED CITY COUNCIL MEETING

REVIEW 2010-2011 DRAFT BUDGET

Deputy Mayor Steele said the proposed FY 2010-2011 Budget will raise more total property taxes than last year's Budget by \$58,000 and .9%, and of that amount \$58,000 is tax revenue to be raised from new property added to the roll this year.

DRAFT BUDGET

Mr. Hefton said this is the Budget that was discussed at the June 17, 2010 Budget Work Session, with the exception of a couple of items. There have been no changes to the projected or requested expenditures since that meeting.

The property tax valuation from the Grayson Appraisal District actually came in lower than their preliminary estimates, which caused a negative effect on the property tax revenue by a little over \$200,000. This Draft Budget

reflects this reduction in revenues from property taxes from what was originally presented at the Budget Workshop. He added that no changes in expenditures were made to accommodate that reduction in revenue. It was absorbed by reducing the fund balance. Even considering this item, the revenues in the General Fund are greater than expenses.

The other Budget item that changed from the Budget Workshop was some increased costs at the Texoma Area Solid Waste Authority Landfill gate fees. The Budget includes a 2.5% increase in Solid Waste fees that was not originally included to cover this TASWA increase.

Mr. Hefton said that if the Draft Budget meets with the Council's approval, the staff will present the Budget Ordinance and hold a Public Hearing at the August 16, 2010 City Council Meeting.

Council Member Adami asked what caused the change in the Appraisal District's property tax valuation. Mr. Hefton said he understood the valuation change was "across the board" for all entities and was mainly in the industrial and commercial personal property, which includes equipment instead of property.

All of Sherman's industry in the south part of Sherman had notable decreases in valuation for their personal property. When those industries rendered, their revenues were down, their volumes were down, their inventory was down, and so their personal property values were down.

Mr. Hefton added that Deputy Mayor Steele's opening statement about the Draft Budget is prescribed by law and must be ready by the City. However if you remove the effect of the new property that was added to the tax rolls this year, Sherman's tax base decreased slightly. When the effective tax rate is presented, Mr. Hefton said it will be very close to the City's rate. Historically the City sees a growth in value from 2% to 4%, but for this tax year the growth in value is flat or slightly down.

ACTION TAKEN.

Motion by Council Member Adami to schedule a Public Hearing on August 16, 2010, at 5:00 p.m. on the FY 2010-2011 Budget, as presented. Second by Council Member Wacker.

VOTING AYE: Adami, Howeth, Softly, Steele, Wacker.

VOTING NAY: None.

MOTION CARRIED.

DISCUSSION OF THE PROPOSED TAX RATE FOR FISCAL YEAR 2010-2011 AND SCHEDULING PUBLIC HEARINGS FOR THE BUDGET AND PROPOSED TAX RATE

Deputy Mayor Steele said the proposed FY 2010-2011 Budget will raise more total property taxes than last year's Budget by \$58,000 and .9%, and of that amount \$58,000 is tax

TAX RATE & SET PUBLIC HEARINGS

revenue to be raised from new property added to the roll this year.

Mr. Hefton said this is a separate item, required by statute, to be brought to the City Council and considered separate from the Budget. The staff is proposing a tax rate of \$0.32, which is unchanged from the previous year. The staff is still “tweaking” the effective tax rate calculation but it will be between \$0.315 and \$0.322.

Mr. Hefton said a motion and order is needed to set two public hearings on the tax rate, one for August 16, 2010 and the second for September 7, 2010. Adoption of the Tax Rate Ordinance is scheduled for September 20, 2010.

Council Member Adami asked if the Public Hearing dates would be the same for the Tax Rate Ordinance and the Capital Improvement Program.

Mr. Hefton said the Final Adoption of the Capital Improvement Program will be presented to the City Council on September 7, 2010. The Budget Ordinance Public Hearing will be August 16, 2010 and the Final Adoption on September 7, 2010. The September 7, 2010 City Council Meeting will include items for Final Adoption of the CIP, Final Adoption of the Budget, and the second Public Hearing on the Tax Rate.

Council Member Adami asked if Items D8 and D9 could be approved with one motion. Mr. Hefton said they could be approved with one motion.

REVIEW DRAFT CAPITAL IMPROVEMENT PROGRAM (CIP) 2010-2015 AND SET PUBLIC HEARING FOR TUESDAY, SEPTEMBER 7, 2010

**DRAFT CIP & SET
PUBLIC HEARING**

ACTION TAKEN.

Motion by Council Member Adami to schedule Public Hearings for August 16, 2010 at 5:00 p.m. and September 7, 2010 at 5:00 p.m. for the FY 2010-2011 Proposed Tax Rate, and on September 7, 2010 at 5:00 p.m. for the Draft Capital Improvement Program for 2010-2015, as presented. Second by Council Member Wacker.

VOTING AYE: Adami, Howeth, Softly, Steele, Wacker.

VOTING NAY: None.

MOTION CARRIED.

APPROVE QUARTERLY INVESTMENT REPORTS FOR PERIOD ENDING JUNE 30, 2010

**QUARTERLY
INVESTMENT
REPORTS**

The City Council approved the Quarterly Investment Report for the period ending June 30, 2010. As of June 30, 2010, all portfolios were in compliance with applicable State laws and the City’s internal Investment Policy.

The Operating Portfolio had a book value of about \$21.8 million, down about \$1.1 million from three months ago. This portfolio is appropriately liquid and its weighted-average maturity increased to about 169 days, from about

147 days last period, because of investment purchases during the quarter.

The portfolio yield of 0.63% for the quarter is higher than the benchmark yield of 0.22%. The portfolio value on the City's books is essentially equal to the market value of the overall portfolio.

The CO Debt Proceeds Portfolio balance decreased about \$.8 million due to payments for capital construction during the period. The portfolio remains appropriately liquid, with all of the funds available within one day. Its yield of 0.18% for the quarter is less than the benchmark yield of 0.22%. Also, the portfolio value on the City's books is essentially equal to the market value of the overall portfolio.

CONSENT AGENDA.

CITIZENS REQUESTS

There were no citizens requests

CITIZENS REQUESTS

MEDIA QUESTIONS

There were no media questions.

MEDIA QUESTIONS

COUNCIL COMMENTS

SUMMER HEAT WAVE

Council Member Howeth reminded citizens to check on their friends and neighbors, especially senior citizens, who may not have air conditioning, to make sure they are okay during the hot weather. She also urged everyone to check on their pets.

SUMMER HEAT
WAVE

SUMMER EVENTS

Council Member Wacker thanked April Patterson, Tourism Director, and the City staff for another great season of Hot Summer Nights. She also thanked the City's staff at the pools and with other entities who have brought some great community events to Sherman this summer.

SUMMER EVENTS

ANNUAL BUDGET

Deputy Mayor Steele said the City Council went through the Budget items fairly quickly at tonight's meeting, but the process through which it was prepared and presented to the Council was not quick. There were many challenges involved in this year's Budget and he praised the staff for their hard work to balance the Budget and not increase the tax rate.

ANNUAL BUDGET

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:
RECEIVE THE CITY ATTORNEY'S
BRIEFING ON PENDING
LITIGATION

SECTION 551.074 PERSONNEL MATTERS:
CONSIDER THE
QUALIFICATIONS, APPOINTMENT
OR REMOVAL OF MEMBERS TO
BOARDS AND COMMISSIONS:
PLANNING AND ZONING
COMMISSION (1)

On Motion duly made and carried, the Open Meeting
recessed and reconvened in Executive Session at 5:42 p.m.

On Motion duly made and carried, the Executive Session
recessed at 6:34 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:**
PLANNING AND ZONING COMMISSION (1)
ACTION TAKEN.

Motion by Council Member Adami to appoint Richard
Barber to the Planning and Zoning Commission to fill an
unexpired term from August 3, 2010 to November 8,
2011. Second by Council Member Wacker.

VOTING AYE: Adami, Howeth, Softly, Steele, Wacker.

VOTING NAY: None.

MOTION CARRIED.

PLANNING &
ZONING COMMISSION

ADJOURNMENT

On Motion duly made and carried, the meeting adjourned at
6:35 p.m.

ADJOURNMENT

MAYOR

CITY CLERK

STATE OF TEXAS §

August 9, 2010

COUNTY OF GRAYSON §

BE IT REMEMBERED THAT A Called Meeting of the Sherman City Council was begun and held in the Council Chambers of City Hall, 220 West Mulberry, Sherman, Texas, on August 9, 2010.

COUNCIL MEMBERS PRESENT: Mayor Bill Magers; Deputy Mayor Willie Steele.
Council Members Adami, Howeth, Smith, Softly, Wacker.

COUNCIL MEMBERS ABSENT: None.

CITY STAFF PRESENT: George Olson, City Manager; Robby Hefton, Assistant City Manager/CFO; Brandon Shelby, City Attorney; Scott Shadden, Director of Developmental Services; Mark Gibson, Director of Engineering/Public Works; Don Keene, Executive Director of Planning/Public Works; Tom Watt, Police Chief; Jeff Jones, Fire Chief; Mary Lawrence, Controller; Pam Cloer, Assistant to the City Manager; Linda Ashby, City Clerk.

PURPOSE: **Call to Order, Quorum Determined, Meeting Declared Open**

PUBLIC HEARING
Charter Amendments proposed by the Charter Review Commission for the November 2, 2010 Special Election

Adjournment

CALL TO ORDER, QUORUM DETERMINED, MEETING DECLARED OPEN

Mayor Magers called the meeting to order at 5:02 p.m., declared a quorum present, and opened the City Council Meeting.

PUBLIC HEARING

CHARTER AMENDMENTS PROPOSED BY THE CHARTER REVIEW COMMISSION FOR THE NOVEMBER 2, 2010 SPECIAL ELECTION

Mayor Magers explained that the Called Meeting was to hold a Public Hearing to discuss the proposed Charter Amendments for the November 2, 2010 Special Election. He recognized Council Member Howeth and Council Member Adami, who served with him on the Charter Review Commission. The Commission reviewed 33 potential Amendments and recommended that six be presented to the voters. He reviewed the following Amendments.

Amendment #1 was to move the local Elections to November instead of the current May uniform Election date. Mayor Magers said the change would save taxpayers approximately \$30,000 annually for the Election. Every year there is a local Election and since the City has adopted three-year terms, there is never a majority of the Council Members “turning over.”

More importantly, Mayor Magers said moving the Election will increase voter turn-out. He compared the voters in the last two City Elections and the last to County Elections. In May 2008 there were 337 votes cast in the City Election and in May 2007 there were 2,732 votes cast. In November 2008 there were 12,360 Sherman votes cast in the County Election and in November 2006 there were 6,921 Sherman votes cast.

Amendment #2 concerns franchises and utilities and is a “housekeeping” item. It deletes the word “underground utilities” and says if the City moves any utilities, the rules apply and an entity would have to pay to have their utilities moved.

Amendment #3 pertains to State and Federal laws. Local laws are always subject to State laws, but if the State law changes, the City currently has to hold an Election to change the wording to comply with the State law. This Amendment would allow the City to update the Charter language to current State law standards and moving forward, it will allow the City to keep the Charter current with State law without holding an Election.

Amendment #4 concerns City Council compensation. Mayor Magers explained that in 1983 the City Council decided that Council Members should receive \$50 per meeting and the Mayor should receive \$75 per meeting. That amount has not changed since that time.

Mayor Magers said the Charter Review Commission is recommending that the proposed Amendment be expanded to include not only City Council Meetings, but other meetings that are Mayor appointed or City Council voted on. For example, Council Member Wacker serves as the President of the Texoma Council of Governments Board of Directors and the President of the Texoma Area Paratransit System Board of Directors. As Mayor, he serves as the Chairman of the Metropolitan Planning Organization and on the Texoma Area Solid Waste Authority Board of Directors. Council Members give their time to serve on these Boards and at the current time are not compensated for this service.

The proposed Amendment would not be effective until an across-the-board pay increase is given to City employees. The Council understands the hard economic times but feels the action would bring their service up-to-date, and would bring a 1983 ordinance current with today's dollars.

Amendment #5 is a housekeeping measure that clarifies that the Sherman Independent School District and other taxing entities are subject to the same City regulations, in terms of building codes and similar items.

Amendment #6 is another housekeeping issue that clarifies wording such as mimeograph machines and allows for posting on the City's website. It brings the ordinance up to current technological standards.

At 5:08 p.m. Mayor Magers opened the floor for the Public Hearing so they could hear comments from citizens.

Amendment #1

Eugene Lund, 1815 Sandra

Mr. Lund thanked the City Council for allowing the change of the Election date to take place. He felt it should have been done a long time ago to put the City Elections, and hopefully the School Board Elections, in conjunction with the Federal Election. This will save money and ensure a better turn-out of voters, and better representation of people voting for the elected officials. He recommended that the Amendment be approved.

Amendment #2

No citizens appeared before the City Council to discuss Amendment #2.

Amendment #3

No citizens appeared before the City Council to discuss Amendment #3.

Amendment #4

No citizens appeared before the City Council to discuss Amendment #4.

Amendment #5

No citizens appeared before the City Council to discuss Amendment #5.

Amendment #6

Mr. Lund asked for clarification as to why the Amendment deleted the Grayson County Clerk and the State Comptroller. Robby Hefton, Assistant City Manager/CFO, explained that the Amendment was to address the current regulations with respect to how the Budget must be posted. He added that in addition to the Budget, the City has their Annual Financial Report which contains both the Budget and the Actual Operating Results which is provided to many State agencies through a central repository.

Council Member Adami asked the City Attorney how Amendment #1 would affect the current City Council. Brandon Shelby, City Attorney, explained that if approved, the Amendment would extend the terms for the current Council Members by six months, from May until the November Election. Actually the current Charter states that Council Members will “continue to serve until a replacement is elected.” Since the Amendment would extend the Election for six month, the Council’s terms would automatically be extended until the Election.

Council Member Smith added when he came on the Council in May, the Budget Meetings were set for June and that doesn’t give a new Council Member long to digest all the new information. By holding the Election in November that will give new Council Members a chance to serve for six months and learn about the City before they have to consider a Budget.

Mayor Magers added that this will also give Council candidates a chance to address the Budget during their campaigns.

Joe Denney, 1757 Woodlake Road

Mr. Denney felt it was the wrong year to consider Amendment #4 which would increase the pay for City Council Members. The Federal Government wants to increase taxes and this was a bad year for industry and employees didn’t receive pay increases. Mr. Denney said maybe next year would be a better time to increase their pay.

Mayor Magers explained that the City Council did not give pay increases to City employees this year. Amendment #4 would not take effect until such time as the City Council approves an across-the-board increase to all employees of the City of Sherman. Therefore the City Council will not be instigating the increase until the economy improves. When the sitting City Council approves a raise for City employees, then Amendment #4 would take effect. Mr. Denney felt this was more reasonable.

Council Member Smith said there have been many discussions about the fact that there is no money for raises for City employees at this time. Council Member Wacker added that most Council Members feel they are serving the City as a public service and the Council hasn’t had a discussion about this increase until tonight’s meeting.

Mayor Magers said he was supporting the Amendment because, of the current seven Council Members, four are self-employed, one has a position that is pretty flexible, one works on the weekends and is retired, and Council Member Howeth is the only one that works an 8 a.m. to 6 p.m. job. She gives up vacation days to attend many meetings. He hoped it would encourage other citizens in the future, that don’t have flexibility, to go ahead and serve on the City Council.

Council Member Howeth said she appreciated that the staff was willing to limit the number of Amendments. When the Commission first met, there were 33 proposed Amendments and a Charter Amendment Election can only be held every two years. The Commission felt 33 Amendments would be very overwhelming and they decided to narrow the number down to what they felt was needed to make the City Charter a better document. She felt all six Amendments were reasonable and would benefit the City of Sherman, and she urged all citizens to consider them and vote on the issues.

Council Member Adami felt moving the Election to November was more in line with what the State and Federal Governments were doing and should save the City some money. He clarified that the proposed FY 2010-2011 Budget does include a one-time \$500 “lump sum” for employees, however that would not put the Amendment for the Council’s pay increase into effect.

Deputy Mayor Steele verified that the Amendment includes a provision that their compensation will increase in a like percentage as to that of any annual increases of regular, hourly wage City employees. Mayor Magers felt this would “de-politicize” the issue in the future. He reiterated that the voters will have the final vote on all the proposed Amendments.

Council Member Adami added that Council Members could also donate their pay to the City’s PRIDE fund. Council Member Wacker asked if it was unusual for Council Members to be paid for meetings they attended in an official capacity. Mayor Magers felt that time does have a value and any additional payment would be for a “Mayor approved committee” and would be very transparent. It would only include official City business. The proposed

Amendment increases Council Member's pay from the 1983 level to the 2010 level and will help compensate volunteers for some of their time.

ADJOURNMENT

There being no further business to come before the City Council, motion was duly made and approved to adjourn the Called Meeting at 5:25 p.m.

MAYOR

ATTEST

CITY CLERK

**Proposed Amendments
to the
City Charter of the City of Sherman, Texas**

Amendment No. 1

To amend Article III, "Nominations and Elections", at Section 1(a), "Regular elections", to provide:

Regular election shall be held annually on ~~an authorized uniform election date~~ *the first Tuesday following the first Monday in November* ~~as provided by state law~~ to fill those offices becoming vacant that year.

And to amend Article IX, "Initiative, Referendum and Recall", at Section 3, "Frequency of election", to provide:

Special elections on initiated or referred ordinances shall not be held more frequently than once each year on the uniform election day in ~~May~~ *November*, and no other ordinance on the same subject as an initiated ordinance which has been defeated or on the same subject as a referred ordinance which has been approved at any election may be initiated by the voters within two (2) years from the date of such election.

Amendment No. 2

To amend Article VIII, "Franchise and Public Utilities", at Section 2, "Inalienability of control of public property", to provide:

The right of control and use of the public streets, highways, sidewalks, alleys, parks, public squares and public places of the city, including all that above and below, is hereby declared to be inalienable by the city except by ordinances not in conflict with the provisions of this charter. The city council shall have the power by ordinance to grant, renew and extend all franchises of all public utilities of every character operating within the city and, with consent of the franchise holder, to amend the same. No franchise shall be granted for an indeterminate term and no franchise shall be granted after the effective date hereof for a term of more than twenty-five (25) years. No public utility franchise shall be transferred by the holder thereof except with the approval of the city council expressed by ordinance. No act or omission by the council or any officer or agent of the city shall be construed to grant, renew, extend, or amend, expressly or by estoppel or implication, any right, franchise, or easement affecting said public streets, highways, sidewalks, alleys, parks, public squares, public places and other real property, except as provided in this charter.

The right to use the public streets, highways, alleys and thoroughfares of this city, which necessitates the digging up or displacement thereof, for the installation of equipment, appliances or appurtenances, either on, above or below the surface of same, to make the intended use thereof practicable, shall be deemed and considered "a franchise", granting of which shall be governed and controlled in the manner herein provided.

The use of the said public streets, highways, alleys or highways for the installation of equipment, appliances or appurtenances, to make the intended use possible, shall be treated and considered as "a privilege" subject to the control and disposition of the city council, and such privilege over and under the said public streets, alleys, highways, and thoroughfares of the city shall not be granted to any person or corporation excepting when public necessity and convenience may require such use and when given by ordinance passed by a majority vote of the city council present and voting.

All franchises for the use and occupancy of public streets, highways, alleys and thoroughfares of this city shall, in the event public necessity and convenience so require, be subject to cancellation by the city council; and the City of Sherman reserves the right to require all public utilities holding franchises from the City of Sherman to conform to street grades, and alter or lower their ~~underground~~ existing structures to meet changing conditions.

Amendment No. 3

To authorize the timely amendment of the city charter by resolution to eliminate conflict with state and federal law by deleting, altering, replacing, simplifying, or repositioning sections, paragraphs, words, or phrases as needed.

Amendment No. 4

To amend Article II, "City Council", at Section 2, "Compensation and expenses", to provide:

Each council member shall receive fifty dollars (\$50) for each attended regular, special or emergency meeting of the council *or committee to which he or she has been appointed by the mayor or council*. The mayor shall receive seventy-five dollars (\$75.00) for each attended regular, special or emergency meeting of the council *or committee to which he or she has been appointed by the mayor or council*. In addition, each shall be entitled to necessary expenses incurred in the performance of their official duties. In the event that such expenses exceed the budget, approval for reimbursement by the City Council shall be required. There shall be no other allowance, compensation, benefits, or special consideration received by the mayor, council members, or fee for service employees. All expenses shall be itemized and approved by the city manager before payment to the recipient. The City of Sherman shall not be financially responsible for personnel service required by the mayor or a council member in performance of

his or her official duties other than those services that may be provided by regularly employed personnel of the city.

Upon the next implemented pay increase for regular, hourly wage city employees following the November 2010 general election, Council compensation shall increase to one hundred dollars (\$100) per council member for each attended regular, special or emergency meeting of the council or committee to which he or she has been appointed by the mayor or council and one hundred fifty dollars (\$150) for the mayor for each attended regular, special or emergency meeting of the council or committee to which he or she has been appointed by the mayor or council. Thereafter, council compensation shall increase in like percentage to that of regular, hourly wage city employees as may be approved annually.

Amendment No. 5

To amend Article X, "General Provisions", at Section 19, "Public schools not subject to city control", to provide:

Section 19. ~~Public schools~~ *Taxing entities not subject to city control regulation.*

The County of Grayson, The the public free schools of the City of Sherman, and other entities authorized by the State of Texas to levy and collect taxes as an independent school district shall be separate and free from the control, regulation, direction, and maintenance of the City of Sherman to the extent authorized by State or Federal statute or common law.

[In the alternative, Council may wish to repeal Article X, "General Provisions", at Section 19, "Public schools not subject to city control", in its entirety.]

Amendment No. 6

To amend Article V, "Finance Administration", at Section 4 (e), "Effective date of budget; certification; copies made available", to provide:

Upon final adoption, the budget shall be in effect for the fiscal year. A copy of the budget, as finally adopted, shall be filed with the director of public records, ~~the county clerk of Grayson County, the state comptroller of public accounts at Austin, and the city library, and shall be made available electronically on the City's website or other appropriate media.~~ The final budget shall be printed, ~~mimeographed, or otherwise reproduced,~~ and a reasonable number of copies shall be made available for the use of all offices, agencies, interested persons and civic organizations.



SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager

Date: 8-16-2010

Subject: Agenda Item No. B.1

INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5661

Calling a Special Election of the Qualified Voters of the City of Sherman, Texas, on the 2nd day of November, 2010, for the Purpose of Amending the City Charter of the City of Sherman, Texas; Providing for Notice of Said Election; Designating Election Precincts; Providing for the Use of Direct Recording Electronic Voting Equipment; Providing for Early Voting

Issue

To call a Special Municipal Election for November 2, 2010, to consider Amendments to the City Charter

Background

In compliance with the City of Sherman Charter and the election laws for the State of Texas, the City must, by ordinance, call a Special Municipal Election. The amendments also need pre-clearance approval by the U.S. Justice Department. The submission of the approved amendments to the U.S. Justice Department must occur approximately seventy-five (75) days prior to the election.

Origination

Sherman City Council and the Legal Department

Financial Consideration

In May of 2008, the City's Election cost \$28,492. Elections for 2009 and 2010 were cancelled because of unopposed candidates. The City of Sherman and Grayson County have agreed to hold a joint election, which will reduce the City's expenses for this Election and also increase voter turn-out.

Staff Recommendation

It is recommended that the City Council approve the ordinance calling the Special Municipal Election for Tuesday, November 2nd.

Alternatives

The Council could choose not to call a Special Election to consider Amendments to the City Charter.

Attachments

Ordinance No. 5661

Prepared by:
Brandon S. Shelby, City Attorney

Approved by:
George Olson, City Manager

ORDINANCE NO. 5661

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, CALLING A SPECIAL ELECTION OF THE QUALIFIED VOTERS OF THE CITY OF SHERMAN, TEXAS, ON THE 2ND DAY OF NOVEMBER, 2010, FOR THE PURPOSE OF AMENDING THE CITY CHARTER OF THE CITY OF SHERMAN, TEXAS; PROVIDING FOR NOTICE OF SAID ELECTION; DESIGNATING ELECTION PRECINCTS; PROVIDING FOR THE USE OF DIRECT RECORDING ELECTRONIC VOTING EQUIPMENT; PROVIDING FOR EARLY VOTING; AND 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, 2010, the same being the 2nd 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 in accordance with the Joint Election Agreement which will be executed pursuant to the authority of Resolution No. 5513, which will be considered on the 7th day of September, 2010.

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 are the proposed amendments to the Home Rule Charter for the City of Sherman, Texas, to be voted upon:

Amendment No. 1

To amend Article III, "Nominations and Elections", at Section 1(a), "Regular elections", to provide:

Regular election shall be held annually on ~~an authorized uniform election date~~ *the first Tuesday following the first Monday in November* ~~as provided by state law~~ to fill those offices becoming vacant that year.

And to amend Article IX, "Initiative, Referendum and Recall", at Section 3, "Frequency of election", to provide:

Special elections on initiated or referred ordinances shall not be held more frequently than once each year on the uniform election day in ~~May~~ *November*, and no other ordinance on the same subject as an initiated ordinance which has been defeated or on the same subject as a referred ordinance which has been approved at any election may be initiated by the voters within two (2) years from the date of such election.

Amendment No. 2

To amend Article VIII, "Franchise and Public Utilities", at Section 2, "Inalienability of control of public property", to provide:

The right of control and use of the public streets, highways, sidewalks, alleys, parks, public squares and public places of the city, including all that above and below, is hereby declared to be inalienable by the city except by ordinances not in conflict with the provisions of this charter. The city council shall have the power by ordinance to grant, renew and extend all franchises of all public utilities of every character operating within the city and, with consent of the franchise holder, to amend the same. No franchise shall be granted for an indeterminate term and no franchise shall be granted after the effective date hereof for a term of more than twenty-five (25) years. No public utility franchise shall be transferred by the holder thereof except with the approval of the city council expressed by ordinance. No act or omission by the council or any officer or agent of the city shall be construed to grant, renew, extend, or amend, expressly or by estoppel or implication, any right, franchise, or easement affecting said public streets, highways, sidewalks, alleys, parks, public squares, public places and other real property, except as provided in this charter.

The right to use the public streets, highways, alleys and thoroughfares of this city, which necessitates the digging up or displacement thereof, for the installation of equipment, appliances or appurtenances, either on, above or below the surface of same, to make the intended use thereof practicable, shall be deemed and considered "a franchise", granting of which shall be governed and controlled in the manner herein provided.

The use of the said public streets, highways, alleys or highways for the installation of equipment, appliances or appurtenances, to make the intended use possible, shall be treated and considered as "a privilege" subject to the control and disposition of the city council, and such privilege over and under the said public streets, alleys, highways, and thoroughfares of the city shall not be granted to any person or corporation excepting when public necessity and convenience may require such use and when given by ordinance passed by a majority vote of the city council present and voting.

All franchises for the use and occupancy of public streets, highways, alleys and thoroughfares of this city shall, in the event public necessity and convenience so require, be subject to cancellation by the city council; and the City of Sherman reserves the right

to require all public utilities holding franchises from the City of Sherman to conform to street grades, and alter or lower their ~~underground~~ existing structures to meet changing conditions.

Amendment No. 3

To authorize the timely amendment of the city charter by resolution to eliminate conflict with state and federal law by deleting, altering, replacing, simplifying, or repositioning sections, paragraphs, words, or phrases as needed.

Amendment No. 4

To amend Article II, "City Council", at Section 2, "Compensation and expenses", to provide:

Each council member shall receive fifty dollars (\$50) for each attended regular, special or emergency meeting of the council *or committee to which he or she has been appointed by the mayor or council*. The mayor shall receive seventy-five dollars (\$75.00) for each attended regular, special or emergency meeting of the council *or committee to which he or she has been appointed by the mayor or council*. In addition, each shall be entitled to necessary expenses incurred in the performance of their official duties. In the event that such expenses exceed the budget, approval for reimbursement by the City Council shall be required. There shall be no other allowance, compensation, benefits, or special consideration received by the mayor, council members, or fee for service employees. All expenses shall be itemized and approved by the city manager before payment to the recipient. The City of Sherman shall not be financially responsible for personnel service required by the mayor or a council member in performance of his or her official duties other than those services that may be provided by regularly employed personnel of the city.

Upon the next implemented pay increase for regular, hourly wage city employees following the November 2010 general election, Council compensation shall increase to one hundred dollars (\$100) per council member for each attended regular, special or emergency meeting of the council or committee to which he or she has been appointed by the mayor or council and one hundred fifty dollars (\$150) for the mayor for each attended regular, special or emergency meeting of the council or committee to which he or she has been appointed by the mayor or council. Thereafter, council compensation shall increase in like percentage to that of regular, hourly wage city employees as may be approved annually.

Amendment No. 5

To amend Article X, "General Provisions", at Section 19, "Public schools not subject to city control", to provide:

Section 19. ~~Public schools~~ *Taxing entities not subject to city control regulation.*

The County of Grayson, The the public free schools of the City of Sherman, and all other entities authorized by the State of Texas to levy and collect taxes as an independent school district shall be separate and free from the control, regulation, direction, and maintenance of the City of Sherman to the extent authorized by State or Federal statute or common law.

Amendment No. 6

To amend Article V, "Finance Administration", at Section 4 (e), "Effective date of budget; certification; copies made available", to provide:

Upon final adoption, the budget shall be in effect for the fiscal year. A copy of the budget, as finally adopted, shall be filed with the director of public records, ~~the county clerk of Grayson County, the state comptroller of public accounts at Austin, and the city library,~~ *and shall be made available electronically on the City's website or other appropriate media.* The final budget shall be printed, ~~mimeographed, or otherwise reproduced,~~ and a reasonable number of copies shall be made available for the use of all offices, agencies, interested persons and civic organizations.

SECTION 5. That each and every of the above described amendments in Section 4 above shall be submitted separately and in such manner that the voter may vote "FOR" or "AGAINST" on any amendment or amendments without voting "FOR" or "AGAINST" on all of said amendments.

SECTION 6. 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 (21st) day before election day, and by publishing this ordinance at least one time, not more than thirty (30) days nor less than ten (10) 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 7. That the polling places for this election shall be as follows, and the names of the officers who are to hold the same, will be appointed by the Grayson County Commissioner's Court.

PRECINCT NO.	LOCATION	JUDGES
1	Texoma Council of Governments 1117 Gallagher Drive Sherman, Texas	TBA by Grayson County
2	First United Methodist Church 401 N. Elm Sherman, Texas	TBA by Grayson County

3	Grayson County Courthouse Commissioner's Courtroom 100 W. Houston Sherman, Texas	TBA by Grayson County
4	St. Stephens Episcopal Church 401 S. Crockett Sherman, Texas	TBA by Grayson County
5	United Way of Grayson County 713 E. Brockett Sherman, Texas	TBA by Grayson County
8	Elks Lodge 1313 Hwy 1417 Sherman, Texas	TBA by Grayson County
20	Salvation Army Building 5700 Texoma Parkway Sherman, Texas	TBA by Grayson County
21	North Park Baptist Church 2605 Rex Cruse Sherman, Texas	TBA by Grayson County
23	West Sherman Baptist Church 1830 W. Washington Sherman, Texas	TBA by Grayson County
32	Sherman Municipal Airport 1220 S. Dewey Ave Sherman, Texas	TBA by Grayson County
36	Rosa Hill Smith Center 2001 N. Hoard Sherman, Texas	TBA by Grayson County
53	East Sherman Baptist Church 910 E. King Sherman, Texas	TBA by Grayson County
65	Fairview Baptist Church 1717 N. Shannon Sherman, Texas	TBA by Grayson County

SECTION 8. That Direct Recording Electronic Voting Equipment shall be used for voting at the foregoing election precincts.

SECTION 9. 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" each amendment.

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 Courthouse, 100 W. Houston, Sherman, Texas, and the Grayson County Sub-Courthouse, 101 W. Woodward, Denison, Texas, from eight o'clock (8:00) a.m. to five o'clock (5:00) p.m. on weekdays from October 18, 2010 through October 22, 2010; from seven o'clock (7:00) a.m. to seven o'clock (7:00) p.m. on Saturday, October 23, 2010; from noon (12:00) p.m. to five o'clock (5:00) p.m. on Sunday, October 24, 2010; and from seven o'clock (7:00) a.m. to seven o'clock (7:00) p.m. on weekdays from October 25, 2010 through October 29, 2010.

SECTION 11. That the Presiding Judge for early voting shall be Wilma Bush.

SECTION 12. That an Early Voting Ballot Board for verifying Early Voting ballots shall be appointed, consisting of Bob Scholl and two (2) 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 (1) hour of work before the polls open.

SECTION 14. That Arlene Joice is hereby appointed Counting Station Presiding Judge.

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 15, 2010.

SECTION 16. That each 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 _____, 2010.

ADOPTED on this the _____ day of _____, 2010.

EFFECTIVE DATE on this the _____ day of _____, 2010.

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

From: The Office of the City Manager

Date: 8-16-2010

Subject: Agenda Item No. B.2

INTRODUCTION AND FIRST PUBLIC HEARING OF ORDINANCE NO. 5662
Providing for the Appropriation of Funds for Operating and Capital Expenditures
for the Fiscal Year Beginning October 1, 2010, and Ending September 30, 2011

Issue

To introduce and open the first public hearing on the proposed budget ordinance for the 2010-2011 fiscal year

Background

The proposed budget reflects the direction given by the Council at the recent budget workshop held during June 17, 2010 and is focused on continuing to provide essential services. The budget contains \$57.2 million in appropriations, which is approximately 15% less than the prior year's original budget, the decrease of which relates primarily to capital improvements. In accordance with the discussions at the budget workshop, the draft budget maintains the property tax rate at \$.32/\$100; and increases in water/sewer rates and solid waste rates of about 6% and 2.5%, respectively, are included. More detailed information is available on the attachments.

Origination

Assistant City Manager/Chief Financial Officer

Financial Consideration

The proposed budget contains appropriations of \$57.2 million for the 2010-2011 fiscal year.

Staff Recommendation

The staff recommends that the Council hold the second and final public hearing on September 7, 2010, and consider adoption at that meeting.

Alternatives

The Council could make changes to the proposed budget, subject to existing available financial resources, and subject to statutory requirements relating to the timing of the budget adoption.

Attachments

Ordinance No. 5662; Summary budget text; summary budget schedule; individual fund statements; bonded debt summary; property tax historical summary

Prepared by:
Robby Hefton, Assistant City Manager/CFO

Approved by:
George Olson, City Manager

ORDINANCE NO. 5662

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, PROVIDING FOR THE APPROPRIATION OF FUNDS FOR OPERATING AND CAPITAL EXPENDITURES FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2010, AND ENDING SEPTEMBER 30, 2011; 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, pursuant to Article V of the City Charter, there is hereby appropriated for Operating Expenditures the sums of money as established in the approved Operating Budget Document for fiscal year beginning October 1, 2010, and ending September 30, 2011.

SECTION 2. That, pursuant to Article V of the City Charter, there is hereby appropriated for Capital Expenditures the sums of money as established in the approved Capital Budget Document for fiscal year beginning October 1, 2010, and ending September 30, 2011.

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 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 _____, 2010.

ADOPTED on this the _____ day of _____, 2010.

EFFECTIVE DATE on this the _____ day of _____, 2010.

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**

This budget will raise more total property taxes than last year's budget by \$58,000 and .9%, and of that amount \$58,000 is tax revenue to be raised from new property added to the roll this year.

**PROPOSED BUDGET FOR THE CITY OF SHERMAN
FOR FISCAL YEAR 2010-2011**

SUMMARY:

The attached draft budget for 2010-2011 is based on the direction provided by the City Council at the budget workshop that was held on June 17, 2010.

The proposed budget reflects a focus on funding our essential services and balancing the budget using available fund balances and rate increases while holding the property tax rate unchanged at \$.32/\$100 valuation. Utility Fund and Solid Waste Fund revenue increases will come from increased water and sewer rates, as well as solid waste rates, while increases in certain user fees in areas such as cemetery and parks and recreation will generate additional revenues for the General Fund.

Appropriations for 2010-2011 total about \$57.2 million, of which \$1.6 million is earmarked for capital spending. This total is approximately 15% less than the \$67.1 million in the original 2009-2010 budget. Decreased spending on capital projects and capital expenses represents the largest component of the decreased appropriations.

Total budgeted full-time positions in the draft budget are 404, down from 407 in fiscal year 2009-2010. This decrease is the result of the budget's emphasis on efficiently funding essential services and reducing the cost of complementary services.

The General Fund is balanced through the use of transfers for fiscal year 2010-2011 but unbalanced on an ongoing basis. Property taxes and fines and forfeitures are expected to increase slightly. Increases in fees for cemetery, parks and recreation, and animal control services will also add to revenue. Other revenues, such as sales tax and ambulance service fees are expected to remain essentially unchanged. Fund balance is projected to be \$4.2 million or 54 days at the end of FY 2011.

For the budget year 2011, the Utility Fund is balanced after a transfer from the Utility Improvement Fund. The expected loss of two major industrial customers in the first half of 2011 is projected to reduce revenue by almost \$.9 million in 2011 and about \$2 million annually thereafter. Therefore, a 6% rate increase in 2011 is budgeted to replace approximately the projected revenue loss for that year. The need for additional rate increases will be evaluated next year based on the projections at that time. Financial pressures could be relieved in future years when additional prospective revenues are expected from water sales to a major new industrial customer and the city's projected annual debt service costs decrease by about \$1.5 million. Remaining fund balances at the end of 2011 are projected to be about \$3.9 million, or about 72 days of ongoing operating expenses.

The Solid Waste Fund is balanced on an on-going basis. Recent cost increases related to landfill disposal have contributed to the need for a rate increase of about 2.5% in this fund. Expected revenues from this increase total about \$128 thousand. The overall rate increase will be applied as needed to each of the operating departments within this fund to ensure that each segment of operation is self-supporting. Fund balances in this fund continue to be healthy, with an expected \$2.0 million, or 136 days of operating funds, available at the end of FY 2011.

The draft budget of about \$1.8 million in the General Improvement Fund contains \$1.2 million in transfers out for debt service payments on certificates of obligation issued for park and street improvements. Reserves of about \$0.2 million are expected at the end of FY 2011.

The Utility Improvement Fund draft budget contains a transfer of \$1.0 to the Utility Fund to balance that fund. Additionally, the City will issue an expected \$4.52 million in revenue bonds through the Greater Texoma Utility Authority (GTUA) for the purchase of additional water storage rights in Lake Texoma. These projects are not included on the City's books; rather they are paid through contractual debt payments to GTUA from the Utility Fund. Utility Improvement Fund reserves of about \$0.6 million should be available in the fund at the completion of these projects.

DETAILED INFORMATION:

Additional information on major components of the 2010-2011 proposed budget follows.

Water/Sewer and Solid Waste Rate Increase - Revenue losses from industry closings and an increase in landfill disposal fees have contributed to the need for rate increases in these utility services. The overall water/sewer rate increase is expected to be about 6.0%, while the solid waste fees are expected to increase about 2.5% overall.

Property Tax Rates – The current property tax rate of \$.32/\$100 valuation will remain unchanged, and is expected to generate about \$6.7 million in revenues for the General Fund.

SUMMARY SCHEDULES, DETAILED FUND STATEMENTS, AND OTHER INFORMATION

The following pages include a schedule that summarizes the draft 2010-2011 budget, eliminating double counting for internal service funds and inter-fund transfers. Also included are statements of revenues and expenditures/expenses for each fund, and a debt schedule.

**Summary of Budgeted Receipts and Expenditures/Expenses
Fiscal Year 2010-2011**

	<u>General Fund</u>	<u>Enterprise Funds</u>	<u>Internal Service Funds</u>	<u>Special Revenue Funds</u>	<u>Capital Improvement Funds</u>	<u>Trust Fund</u>	<u>Debt Service Funds</u>	<u>Elim. Interfund Transfers</u>	<u>Totals</u>
Beginning Fund Balance	\$ 4,025,583	\$ 5,677,834	\$ 1,263,115	\$ 2,107,861	\$ 3,114,639	\$ 1,152,879	\$ 1,113,895	\$ 74,118	\$ 18,529,924
Receipts:									
Taxes	21,321,500	-	-	945,000	-	-	958,200	-	23,224,700
Water Sales	-	11,250,000	-	-	-	-	-	-	11,250,000
Sewer Sales	-	6,785,000	-	-	-	-	-	-	6,785,000
Solid Waste Sales	-	5,481,500	-	-	-	-	-	-	5,481,500
Other Fees for Services	3,420,955	120,000	7,004,902	755,625	-	-	-	(6,210,402)	5,091,080
Interest	65,420	22,500	500	5,455	60,000	12,000	1,100	-	166,975
Other	369,310	1,220,157	-	260,300	-	7,000	-	-	1,856,767
Transfers In	<u>3,138,066</u>	<u>1,121,500</u>	<u>15,111</u>	<u>58,000</u>	<u>435,439</u>	<u>-</u>	<u>816,375</u>	<u>(5,584,491)</u>	<u>-</u>
Total Receipts	28,315,251	26,000,657	7,020,513	2,024,380	495,439	19,000	1,775,675	(11,794,893)	53,856,022
Expenditures/Expenses:									
Personnel	20,577,585	6,090,802	1,033,912	138,459	-	-	-	-	27,840,758
Supplies	1,443,573	1,069,971	735,266	488,875	-	-	-	-	3,737,685
Maintenance	1,060,925	1,354,457	810,555	665,925	-	-	-	-	3,891,862
Utilities	1,420,200	3,026,300	77,520	49,500	-	-	-	-	4,573,520
Contract Wages	312,330	67,680	6,000	-	-	-	-	-	386,010
Computer Services	556,700	98,100	15,300	2,200	-	-	-	(669,800)	2,500
Debt Service	69,262	3,438,577	315,814	-	-	-	2,116,374	-	5,940,027
Contractual Services	1,608,579	1,083,500	4,008,126	342,072	-	-	-	(3,398,652)	3,643,625
Vehicle Usage	1,060,430	6,062,132	-	890	-	-	-	(2,141,950)	4,981,502
Capital Expenses	33,000	332,940	70,580	500,000	640,000	-	-	-	1,576,520
Other	-	153,000	-	476,850	-	-	-	-	629,850
Transfers Out	<u>15,111</u>	<u>2,556,605</u>	<u>-</u>	<u>577,775</u>	<u>2,200,000</u>	<u>-</u>	<u>235,000</u>	<u>(5,584,491)</u>	<u>-</u>
Total Expenditures/Expenses	28,157,695	25,334,064	7,073,073	3,242,546	2,840,000	-	2,351,374	(11,794,893)	57,203,859
Ending Fund Balance	<u>\$ 4,183,139</u>	<u>\$ 6,344,427</u>	<u>\$ 1,210,555</u>	<u>\$ 889,695</u>	<u>\$ 770,078</u>	<u>\$ 1,171,879</u>	<u>\$ 538,196</u>	<u>\$ 74,118</u>	<u>\$ 15,182,087</u>

General Fund
Summary of Revenues & Expenditures (Budget Basis)

	Actual 2008-2009	Adjusted Budget 2009-2010	Projected 2009-2010	Proposed 2010-2011
Beginning Fund Balance	\$ 7,296,771	\$ 5,683,150	\$ 5,261,173	\$ 3,908,199
Revenues				
Property Taxes	6,028,571	6,728,000	6,641,400	6,733,500
Sales Taxes	11,195,934	11,870,000	11,260,000	11,260,000
Franchise Taxes	3,580,400	3,692,000	3,150,000	3,191,000
Other Taxes	132,293	129,000	133,000	137,000
Fines & Forfeitures	764,258	800,000	690,000	877,700
Recreation	257,569	272,000	269,500	297,400
Permits & Licenses	204,013	261,700	155,045	155,045
Rentals	72,445	66,500	76,100	70,950
Cemetery Sales and Services	115,535	125,000	169,040	241,000
Sales & Services	312,755	478,560	479,360	478,860
Ambulance Services	1,524,654	1,300,000	1,300,000	1,300,000
Interest	161,424	125,000	65,000	65,000
Grants and Miscellaneous	583,362	313,879	531,265	342,710
Total Revenues	24,933,213	26,161,639	24,919,710	25,150,165
Transfers In	2,462,494	2,564,000	2,564,000	3,138,066
Total Receipts	27,395,707	28,725,639	27,483,710	28,288,231
Total Funds Available	34,692,478	34,408,789	32,744,883	32,196,430
Expenditures				
Personnel	19,840,108	20,452,914	20,550,183 ▼	20,577,585
Supplies	1,119,116	1,362,807	1,266,064	1,443,573
Maintenance	948,144	1,031,130	950,040	1,060,925
Utilities	1,331,069	1,352,840	1,480,250	1,420,200
Contract Wages	300,251	321,680	325,000	312,330
Computer Services	524,144	542,300	531,600	556,700
Debt Service	191,558	154,458	259,263	69,262
Contractual and Sundry Services	1,541,431	1,848,898	1,680,000 ▼	1,493,879
Vehicle Usage	976,458	1,022,960	1,047,430	1,060,430
Equipment and Buildings	932,743	153,250	160,791	33,000
Transfer Out to Debt Service	-	375,000	375,000	-
Transfer Out to Fleet Fund	1,000,000	211,063	211,063	15,111
Transfer Out to Ins Fund	666,283	-	-	-
Transfer Out to Comp Svc	60,000	-	-	-
Total Expenditures	29,431,305	28,829,300	28,836,684	28,042,995
Excess Receipts over Expenditures	(2,035,598)	(103,661)	(1,352,974)	245,236
Ending Fund Balance	\$ 5,261,173	\$ 5,579,489	\$ 3,908,199	\$ 4,153,435

Utility Fund
Summary of Revenues & Expenses (Budget Basis)

	<u>Actual 2008-2009</u>	<u>Budget 2009-2010</u>	<u>Projected 2009-2010</u>	<u>Proposed 2010-2011</u>
Beginning Reserve	\$ 4,247,383	\$ 3,371,880	\$ 3,641,519	\$ 3,639,580
Revenues				
Water Revenues	10,777,676	11,129,475	✓ 10,500,000	✓ 11,250,000
Sewer Revenues	6,519,172	6,988,275	6,715,000	✓ 6,785,000
Laboratory Charges	108,139	107,000	107,100	115,000
Service & Penalties	441,192	450,000	472,000	475,000
Earned Interest	54,349	70,000	22,000	20,000
Intergovernmental	213,717	236,285	236,285	215,942
Miscellaneous	122,878	294,300	✓ 318,250	✓ 306,715
Total Revenues	18,237,123	19,275,335	18,370,635	19,167,657
Transfers-In	-	450,000	450,000	1,121,500
Total Receipts	✓ 18,237,123	✓ 19,725,335	✓ 18,820,635	✓ 20,289,157
 Total Funds Available	22,484,506	✓ 23,097,215	✓ 22,462,154	22,807,237
Expenses				
Personnel	✓ 4,416,666	4,470,200	4,365,000	4,541,438
Supplies	878,881	1,022,838	1,011,736	981,437
Maintenance & Repair	1,579,811	1,618,930	1,553,030	1,313,887
Utilities	2,681,394	2,537,920	2,796,350	3,005,800
Computer Services	84,153	86,400	82,200	87,200
Debt Service	✓ 5,436,816	5,403,499	5,616,221	6,003,634
Contract Wages	80,900	84,000	84,000	64,000
Contractual & Special Services	1,080,795	1,904,858	937,220	1,934,480
Vehicle Usage	222,642	229,650	214,912	218,800
Other	145,493	172,200	122,200	149,000
Capital Expenses	366,173	189,800	189,705	90,000
Total Expenses	16,973,724	17,720,295	✓ 16,972,574	18,389,676
 Transfers Out				
General Fund	1,696,732	1,850,000	1,850,000	1,604,266
Others	172,531	-	-	-
Total Transfers Out	1,869,263	1,850,000	1,850,000	1,604,266
Total Expenses	18,842,987	19,570,295	18,822,574	19,993,942
 Excess Revenues over Expenditures	(605,864)	✓ 155,040	✓ (1,939)	✓ 295,215
 Ending Reserve	\$ 3,641,519	\$ 3,526,920	\$ 3,639,580	\$ 3,934,795

Solid Waste Fund
Summary of Revenues & Expenditures (Budget Basis)

	<u>Actual 2008-2009</u>	<u>Approved 2009-2010</u>	<u>Projected 2009-2010</u>	<u>Proposed 2010-2011</u>
Beginning Fund Balance	\$ 1,442,165	\$ 1,034,423	\$ 1,078,773	\$ 1,617,127
Revenues				
Solid Waste Fees	4,674,925	5,016,280	5,333,000 ▼	5,481,500
Service Penalties	51,649	55,000	65,000	67,000
Interest	7,906	6,000	1,500	1,000
Miscellaneous	55,619	20,800	127,800	155,500
Total Revenues	<u>4,790,099</u>	<u>5,098,080</u>	<u>5,527,300</u>	<u>5,705,000</u>
Total Funds Available	6,232,264	6,132,503	6,606,073	7,322,127
Expenses				
Personnel	1,538,944 ▼	1,600,256	1,531,286	1,549,364
Supplies	159,225	120,880	110,195	88,534
Maintenance & Repair	20,344	20,000	19,000	40,570
Utilities	9,227	13,200	18,250	20,500
Contract Wages	11,191	3,680	3,636	3,680
Computer Services	12,947	10,800	10,500	10,900
Solid Waste Debt Service	322,794	246,702	250,546	58,498
Contractual & Sundry Services	1,293,181	1,530,342	1,399,780	1,504,097
Vehicle Usage	888,895	967,600	840,410	864,700
Capital Expenses	219,794	-	206,343 ▼	242,940
Transfers Out	676,949	630,664	599,000 ▼	952,339
Total Expenses	<u>5,153,491</u>	<u>5,144,124</u>	<u>4,988,946</u>	<u>5,336,122</u>
Excess Receipts over Expenditures	<u>(363,392)</u>	<u>(46,044)</u>	<u>538,354</u>	<u>368,878</u>
Ending Fund Balance	<u><u>\$ 1,078,773</u></u>	<u><u>\$ 988,379</u></u>	<u><u>\$ 1,617,127</u></u>	<u><u>\$ 1,986,005</u></u>

**General Improvement Fund
Summary of Revenues and Expenditures (Budget Basis)**

	Amended Budget 2009-2010	Projected 2009-2010	Proposed 2010-2011
Beginning Fund Balance	\$ 2,738,158	\$ 9,303,734	\$ 1,504,576
Revenues:			
Transfers In	60,000	60,000	435,439
Austin College Participation	200,000	400,000	-
Bond Proceeds	3,500,000	-	-
Investment Interest	100,000	45,000	20,000
Miscellaneous Revenue	-	-	-
Total Revenues	<u>3,860,000</u>	<u>505,000</u>	<u>455,439</u>
Total Funds Available	6,598,158	9,808,734	1,960,015
Expenditures:			
Comprehensive Plan Study	14,308	14,308	-
* Pecan Grove Park - Phase I	7,900	7,900	-
* Brockett St. - Grand to Travis	1,340,652	1,340,652	-
* Washington Street West	3,000,000	2,726,555	-
* Lamberth Rd West	800,000	887,602	-
* Pecan Grove Park - Phase II	1,779,273	1,779,273	-
US 75 W. Frontage Road Reversal	300,000	-	-
Canyon Grove Road - relocation	100,000	-	100,000
Hawn Park Practice Field Development	25,000	25,000	-
Solid Waste Interior Driveway Rebuild Phase IV	60,000	48,200	-
Street Right-of-Way and Oversizing	100,000	40,000	-
Travis Street - Washington to Houston St.	180,000	180,000	-
TIF #3 - Hwy 75 N. Third Lane	-	-	225,000
Drainage Improvement Projects	300,000	200,000	100,000
GIS System	146,700	100,000	50,000
Blalock Land Purchase	-	90,810	-
Cemetery Building resurface & fencing	30,000	-	-
Solid Waste Interior Driveway Rebuild Phase V	-	-	60,000
OSP Shade Structure Repairs	-	-	55,000
Transfer to Debt Service	688,858	688,858	700,000
Transfer to General Fund	175,000	175,000	500,000
Total Expenditures	<u>9,047,691</u>	<u>8,304,158</u>	<u>1,790,000</u>
Ending Fund Balance	<u>\$ (2,449,533)</u>	<u>\$ 1,504,576</u>	<u>\$ 170,015</u>

**Utility Improvement Fund
Summary of Revenues and Expenses (Budget Basis)**

	Amended Budget 2009-2010	Projected 2009-2010	Proposed 2010-2011
Beginning Fund Balance	\$ 3,950,737	\$ 3,438,969	\$ 1,610,063
Revenues			
Interest Income/Other Income	100,000	40,000	40,000
Debt Proceeds	4,000,000	-	
Total Revenues	4,100,000	40,000	40,000
Total Funds Available	8,050,737	3,478,969	1,650,063
Expenses			
Utility Oversizing	-	-	50,000
WTP - Upgrade Phase III	102,432	102,432	-
Willow St Water Line Replacement	-	50,502	-
Brents Street Sewer Replacement	150,000	56,466	-
Pelton Street Water Line Replacement	250,000	189,506	-
WTP - THHM Control	250,000	-	-
WWTP - Upgrade Mixers, Phase I	160,000	-	-
Utility Main Oversizing	100,000	20,000	-
Additional Water Storage	4,000,000	-	-
Transfers Out-Utility Fund	450,000	450,000	1,000,000
Transfers Out-Employee Insurance Fund	1,000,000	1,000,000	-
	6,462,432	1,868,906	1,050,000
Ending Fund Balance	\$ 1,588,305	\$ 1,610,063	\$ 600,063

**Public Charities Fund
Summary of Receipts & Expenditures**

	Actual 2008-2009	Projected 2009-2010	Proposed 2010-2011
Beginning Fund Balance	\$ 100,353	\$ 62,816	\$ 50,115
Receipts			
Interest	666	120	120
Glennie O. Ham Donations	1,228	2,900	1,800
Altrusa (W.A.F.A.)	500	250	250
Library Donations	16,986	19,000	19,000
Animal Shelter Donations	2,862	2,400	2,400
Fishing Festival	746	500	500
Fire Dept Donations	2,075	1,900	2,000
Police Dept Donations	549	1,000	500
Genealogical Donations	148	140	150
Total Receipts	25,760	28,210	26,720
Total Funds Available	126,113	91,026	76,835
Expenditures			
F.E.M.A. Grant	100	-	-
Library Donations	18,724	22,500	20,000
Glennie O. Ham Center	2,465	1,411	3,000
Altrusa (W.A.F.A.)	668	-	500
Senior Citizen's Dance Club	186	-	1,100
Sherman Beautification	14,850	-	-
Animal Shelter Donations	3,400	-	25,500
Fire Dept Donations	2,207	-	4,500
Fishing Festival	716	1,000	1,000
Police Dept Donations	-	1,200	800
Genealogical	185	-	400
Remodeling Contingency	19,796	14,800	17,900
Total Expenditures	63,297	40,911	74,700
Ending Fund Balance	\$ 62,816	\$ 50,115	\$ 2,135

**Land Transaction Fund
Summary of Receipts & Expenditures**

	Actual 2008-2009	Projected 2009-2010	Proposed 2010-2011
Beginning Fund Balance	\$ 44,082	\$ 66,969	\$ 67,269
Receipts			
Land Sales	22,509	-	-
Interest Earned	378	300	300
Total Receipts	22,887	300	300
Total Funds Available	66,969	67,269	67,569
Expenditures			
Miscellaneous	-	-	40,000
Ending Fund Balance	\$ 66,969	\$ 67,269	\$ 27,569

**Street Revolving Fund
Summary of Receipts & Expenditures**

	Actual 2008-2009	Projected 2009-2010	Proposed 2010-2011
Beginning Fund Balance	\$ 439,289	\$ 446,002	\$ 447,402
Receipts			
Interest Income	<u>6,713</u>	<u>1,400</u>	<u>1,400</u>
Total Receipts	<u>6,713</u>	<u>1,400</u>	<u>1,400</u>
Total Funds Available	446,002	447,402	448,802
Total Expenditures	<u>-</u>	<u>-</u>	<u>-</u>
Ending Fund Balance	<u><u>\$ 446,002</u></u>	<u><u>\$ 447,402</u></u>	<u><u>\$ 448,802</u></u>

**TIF #2 Construction Fund
Summary of Receipts & Expenditures**

	Actual 2008-2009	Projected 2009-2010	Proposed 2010-2011
Beginning Fund Balance	\$ 99,804	\$ 511,102	\$ 557,102
Receipts			
Bond Issuance Proceeds	450,000	-	-
Transfer from TIF Debt Service	-	70,000	10,000
Interest	1,945	1,000	1,000
Total Receipts	451,945	71,000	11,000
Total Funds Available	551,749	582,102	568,102
Expenditures			
Agent Fees	4,842	-	-
Improvements	35,805	25,000	500,000
Total Expenditures	40,647	25,000	500,000
Ending Fund Balance	\$ 511,102	\$ 557,102	\$ 68,102

**Auditorium Debt Service Fund
Summary of Receipts & Expenditures**

	Actual 2008-2009	Projected 2009-2010	Proposed 2010-2011
Beginning Fund Balance	\$ 144,521	\$ 144,708	\$ 144,608
Receipts			
Transfers-in from Hotel/Motel Tax	115,986	113,528	116,375
Interest	488	400	400
Total Receipts	116,474	113,928	116,775
Total Funds Available	260,995	258,636	261,383
Expenditures			
Debt Service	115,059	113,528	116,375
Agent Fees	1,228	500	500
Total Expenditures	116,287	114,028	116,875
Ending Fund Balance	\$ 144,708	\$ 144,608	\$ 144,508

**TIF #1 Debt Service Fund
Summary of Receipts & Expenditures**

	Actual 2008-2009	Projected 2009-2010	Proposed 2010-2011
Beginning Fund Balance	\$ 580,185	\$ 163,177	\$ 174,045
Receipts			
Property Tax	331,966	327,044	329,600
Interest	1,929	400	400
Total Receipts	333,895	327,444	330,000
Total Funds Available	914,080	490,621	504,045
Expenditures			
Debt Service	243,576	316,076	315,390
Transfer to TIF Construction Fund	507,327	-	-
Agent Fees	-	500	500
Total Expenditures	750,903	316,576	315,890
Ending Fund Balance	\$ 163,177	\$ 174,045	\$ 188,155

**TIF #2 Debt Service Fund
Summary of Receipts & Expenditures**

	Actual 2008-2009	Projected 2009-2010	Proposed 2010-2011
Beginning Fund Balance	\$ -	\$ 61,270	\$ 2,710
Receipts			
Property Tax	61,270	49,700	49,800
Total Receipts	61,270	49,700	49,800
Total Funds Available	61,270	110,970	52,510
Expenditures			
Debt Service	-	37,760	37,803
Agent Fees	-	500	500
Transfer to TIF Construction	-	70,000	10,000
Total Expenditures	-	108,260	48,303
Ending Fund Balance	\$ 61,270	\$ 2,710	\$ 4,207

TIF #3 Fund
Summary of Receipts & Expenditures

	<u>Actual 2008-2009</u>	<u>Projected 2009-2010</u>	<u>Proposed 2010-2011</u>
Beginning Fund Balance	\$ 60,377	\$ 116,650	\$ 174,861
Receipts			
Property Tax	56,068	58,011	58,800
Interest	205	200	200
Total Receipts	<u>56,273</u>	<u>58,211</u>	<u>59,000</u>
Total Funds Available	116,650	174,861	233,861
	-	-	
Expenditures			
Transfer to General Improvement	-	-	225,000
Total Expenditures	<u>-</u>	<u>-</u>	<u>225,000</u>
Ending Fund Balance	<u><u>\$ 116,650</u></u>	<u><u>\$ 174,861</u></u>	<u><u>\$ 8,861</u></u>

**2008 CO Debt Service Fund
Summary of Receipts & Expenditures**

	<u>Actual 2008-2009</u>	<u>Projected 2009-2010</u>	<u>Proposed 2010-2011</u>
Beginning Fund Balance	\$ 152,408	\$ 22,981	\$ 194,648
Receipts			
Transfer from General Fund	-	525,000	-
Transfer from General CIP Fund	-	-	175,000
Property Tax Revenues	263,917	-	-
Total Receipts	<u>263,917</u>	<u>525,000</u>	<u>175,000</u>
Total Funds Available	416,325	547,981	369,648
Expenditures			
Debt Service	243,344	352,833	356,317
Transfer to General Fund	150,000	-	-
Agent Fees	-	500	500
Total Expenditures	<u>393,344</u>	<u>353,333</u>	<u>356,817</u>
Ending Fund Balance	<u><u>\$ 22,981</u></u>	<u><u>\$ 194,648</u></u>	<u><u>\$ 12,831</u></u>

**2009 CO Debt Service Fund
Summary of Receipts & Expenditures**

	Projected 2009-2010	Proposed 2010-2011
Beginning Fund Balance	\$ -	\$ 7,239
Receipts		
Transfer from General CIP Fund	288,858	285,000
Total Receipts	288,858	285,000
Total Funds Available	288,858	292,239
Expenditures		
Debt Service	281,619	276,941
Agent Fees	-	500
Total Expenditures	281,619	277,441
Ending Fund Balance	\$ 7,239	\$ 14,798

**2009A CO Bond Debt Service
Summary of Receipts & Expenditures**

	Projected 2009-2010	Proposed 2010-2011
Beginning Fund Balance	\$ -	\$ 12,272
Receipts		
Transfer from General Improvement Fund	250,000	240,000
Total Receipts	250,000	240,000
Total Funds Available	250,000	252,272
Expenditures		
Debt Service	237,228	239,463
Agent Fees	500	500
Total Expenditures	237,728	239,963
Ending Fund Balance	\$ 12,272	\$ 12,309

**2009 Tax Notes Debt Service
Summary of Receipts & Expenditures**

	Actual 2008-2009	Projected 2009-2010	Proposed 2010-2011
Beginning Fund Balance	\$ -	\$ 1,798	\$ 403,512
Receipts			
Sales Tax Revenue	396,881	938,000	520,000
Interest Revenue	4	450	100
Transfer from Street Sales Tax Construction	385,000	239,049	-
Total Receipts	781,885	1,177,499	520,100
Total Funds Available	781,885	1,179,297	923,612
Expenditures			
Debt Service	780,087	775,285	770,585
Agent Fees	-	500	500
Total Expenditures	780,087	775,785	771,085
Ending Fund Balance	\$ 1,798	\$ 403,512	\$ 152,527

**Auditorium & Ballroom Fund
Summary of Receipts & Expenditures**

	<u>Actual 2008-2009</u>	<u>Projected 2009-2010</u>	<u>Proposed 2010-2011</u>
Beginning Fund Balance	\$ 66,941	\$ 65,862	\$ 105,418
Receipts			
Transfer-In from Hotel/Motel	45,000	86,000	48,000
Interest	285	250	200
Auditorium/Ballroom Rental	24,977	27,850	28,000
Total Receipts	<u>70,262</u>	<u>114,100</u>	<u>76,200</u>
Total Funds Available	137,203	179,962	181,618
Expenditures			
<i>Ballroom:</i>			
Personnel	16,993	23,202	23,361
Maintenance	4,897	4,000	4,700
Utilities	24,792	24,300	25,500
<i>Auditorium:</i>			
Personnel	2,950	4,242	4,521
Maintenance	13,129	10,500	8,600
Utilities	8,456	8,300	8,800
Contractual Services	124	-	-
Total Expenditures	<u>71,341</u>	<u>74,544</u>	<u>75,482</u>
Ending Fund Balance	<u><u>\$ 65,862</u></u>	<u><u>\$ 105,418</u></u>	<u><u>\$ 106,136</u></u>

**Police Programs Fund
Summary of Receipts & Expenditures**

	<u>Actual 2008-2009</u>	<u>Projected 2009-2010</u>	<u>Proposed 2010-2011</u>
Beginning Fund Balance	\$ 218,612	\$ 202,626	\$ 98,076
Receipts			
E 9-1-1 Service Fees	234,353	245,000	245,000
Security and Technology Fees	43,771	45,000	57,600
Interest	838	500	500
Total Receipts	<u>278,962</u>	<u>290,500</u>	<u>303,100</u>
Total Funds Available	497,574	493,126	401,176
Expenditures			
Personnel	108,800	109,797	110,577
Supplies	7,472	24,948	67,750
Maintenance/Repairs	2,669	70,475	72,425
Contractual Payments	131,307	97,130	88,830
Equipment	44,700	92,700	-
Total Expenditures	<u>294,948</u>	<u>395,050</u>	<u>339,582</u>
Ending Fund Balance	<u><u>\$ 202,626</u></u>	<u><u>\$ 98,076</u></u>	<u><u>\$ 61,594</u></u>

**Parks Pride Fund
Summary of Receipts & Expenditures**

	Actual 2008-2009	Projected 2009-2010	Proposed 2010-2011
Beginning Fund Balance	\$ 46,771	\$ 37,976	\$ 28,976
Receipts			
PRIDE Donations	11,034	10,900	11,000
Interest Income	171	100	100
Total Receipts	11,205	11,000	11,100
Total Funds Available	57,976	48,976	40,076
Expenditures			
Park Improvements	20,000	20,000	20,000
Total Expenditures	20,000	20,000	20,000
Ending Fund Balance	\$ 37,976	\$ 28,976	\$ 20,076

**Police Pride Fund
Summary of Receipts & Expenditures**

	Actual 2008-2009	Projected 2009-2010	Proposed 2010-2011
Beginning Fund Balance	\$ 20,290	\$ 22,861	\$ 21,331
Receipts			
PRIDE Donations	11,034	10,900	11,000
Interest Income	83	70	70
Total Receipts	11,117	10,970	11,070
Total Funds Available	31,407	33,831	32,401
Expenditures			
Supplies	5,568	5,500	7,000
Travel/Tuition	875	3,500	3,500
Contractual Services	603	3,500	5,000
Canine Replacement Dog	1,500	-	10,500
Total Expenditures	8,546	12,500	26,000
Ending Fund Balance	\$ 22,861	\$ 21,331	\$ 6,401

Donations Fund
Summary of Receipts & Expenditures

	<u>Actual 2008-2009</u>	<u>Projected 2009-2010</u>	<u>Proposed 2010-2011</u>
Beginning Fund Balance	\$ 698	\$ 1,289	\$ 1,674
Receipts			
Donations	588	780	800
Interest Income	3	5	10
Total Receipts	<u>591</u>	<u>785</u>	<u>810</u>
Total Funds Available	1,289	2,074	2,484
Expenditures			
Supplies	-	400	2,400
Total Expenditures	<u>-</u>	<u>400</u>	<u>2,400</u>
Ending Fund Balance	<u>\$ 1,289</u>	<u>\$ 1,674</u>	<u>\$ 84</u>

Hotel/Motel Tax Fund
Summary of Receipts & Expenditures

	Actual 2008-2009	Projected 2009-2010	Proposed 2010-2011
Beginning Fund Balance	\$ 334,531	\$ 403,563	\$ 371,296
Receipts			
Hotel/Motel Tax 5%	378,428	370,714	375,000
Hotel/Motel Tax 2%	151,371	148,286	150,000
Penalties	19,901	5,100	5,000
Miscellaneous	17,060	7,000	47,500
Interest	699	700	700
Total Receipts	<u>567,459</u>	<u>531,800</u>	<u>578,200</u>
Total Funds Available	901,990	935,363	949,496
Expenditures			
Tourism			
<i>Administration</i>	90,990	79,461	167,108
<i>Programs</i>	117,360	166,800	309,742
Downtown Building Incentive	11,288	-	25,000
Museum Support	82,500	82,500	82,500
Arts Council	35,303	35,778	36,000
Transfer to General Fund, admin	-	-	13,400
Transfer to Auditorium/Ballroom	45,000	86,000	48,000
Transfer 2% to Auditorium Debt Service	115,986	113,528	116,375
Total Expenditures	<u>498,427</u>	<u>564,067</u>	<u>798,125</u>
Excess Receipts over Expenditures	<u>69,032</u>	<u>(32,267)</u>	<u>(219,925)</u>
Ending Fund Balance	<u>\$ 403,563</u>	<u>\$ 371,296</u>	<u>\$ 151,371</u>

**Drug Enforcement Fund
Summary of Receipts & Expenditures**

	Actual 2008-2009	Projected 2009-2010	Proposed 2010-2011
Beginning Fund Balance	\$ 17,130	\$ 33,855	\$ 14,130
Receipts			
Police Confiscated Funds	43,593	30,000	35,000
Interest Income	835	75	75
Total Receipts	44,428	30,075	35,075
Total Funds Available	61,558	63,930	49,205
Expenditures			
Supplies	15,078	35,900	32,800
Maintenance and Repair	267	1,000	1,000
Contractual Services	-	-	6,000
Travel & Tuition	12,358	12,900	9,400
Total Expenditures	27,703	49,800	49,200
Ending Fund Balance	\$ 33,855	\$ 14,130	\$ 5

**Municipal Airport Fund
Summary of Receipts & Expenditures**

	<u>Actual 2008-2009</u>	<u>Projected 2009-2010</u>	<u>Proposed 2010-2011</u>
Beginning Fund Balance	\$ 465,330	\$ 467,834	\$ 461,856
Receipts			
Interest Income	3,485	850	900
Airport Rentals	52,792	46,700	45,000
Fuel Sales	295,912	295,000	380,025
Total Receipts	<u>352,189</u>	<u>342,550</u>	<u>425,925</u>
Total Funds Available	817,519	810,384	887,781
Expenditures			
Fuel Purchases	280,608	280,000	375,225
Other Supplies	3,045	4,300	3,700
Maintenance	6,984	8,000	8,100
Contractual Services	42,680	40,450	63,542
Utilities	15,217	14,900	15,200
Vehicle Usage	1,151	878	890
Transfer Out to General Fund	-	-	400,000
Total Expenditures	<u>349,685</u>	<u>348,528</u>	<u>866,657</u>
Ending Fund Balance	<u><u>\$ 467,834</u></u>	<u><u>\$ 461,856</u></u>	<u><u>\$ 21,124</u></u>

**Street Sales Tax
Summary of Receipts & Expenditures**

	<u>Actual 2008-2009</u>	<u>Projected 2009-2010</u>	<u>Proposed 2010-2011</u>
Beginning Fund Balance	\$ 318,117	\$ 239,049	\$ 600
Receipts			
Street Sales Tax Revenues	550,000	-	420,000
Bond Proceeds	3,000,000	-	-
Interest Income	7,582	600	500
Other Income	-	-	150,000
Total Receipts	<u>3,557,582</u> ✓	<u>600</u> ✓	<u>570,500</u>
Total Funds Available	3,875,699	239,649	571,100
Expenditures			
Street Improvements	3,213,950	-	571,100
Agent Fees	37,700	-	-
Transfer to Street Sales Tax Debt	385,000	239,049	-
Total Expenditures	<u>3,636,650</u>	<u>239,049</u>	<u>571,100</u>
Ending Fund Balance	<u><u>\$ 239,049</u></u>	<u><u>\$ 600</u></u>	<u><u>\$ -</u></u>

Insurance Fund
Summary of Receipts & Expenditures

	Actual 2008-2009	Budget 2009-2010	Projected 2009-2010	Proposed 2010-2011
Beginning Fund Balance	\$ (303,115)	\$ (383,316)	\$ (534,277)	\$ 882,423
Receipts				
Employer Contributions	2,992,904	3,400,000	3,325,000	3,398,652
Employee Contributions	552,432	528,000	604,600	615,000
Retiree Contributions	137,698	144,000	160,000	170,000
COBRA Contributions	15,153	18,000	7,100	7,000
Miscellaneous	28	-	-	-
Transfers In	1,000,000	1,000,000	1,000,000	-
Total Receipts	4,698,215	5,090,000	5,096,700	4,190,652
 Total Funds Available	 4,395,100	 4,706,684	 4,562,423	 5,073,075
Expenses				
Health & Dental Claims	4,378,777	3,600,000	3,100,000	3,300,000
Insurance Premiums & Cost	506,214	519,000	514,000	514,000
Life Insurance	44,386	48,000	41,000	41,000
Miscellaneous	-	25,000	25,000	25,000
Total Expenses	4,929,377	4,192,000	3,680,000	3,880,000
 Ending Fund Reserve	 \$ (534,277)	 \$ 514,684	 \$ 882,423	 \$ 1,193,075

Computer Service Fund
Summary of Receipts & Expenditures

	Actual 2008-2009	Projected 2009-2010	Proposed 2010-2011
Beginning Fund Balance	\$ (105,287)	\$ 168	\$ 1,192
Revenues			
Computer Usage:			
General Fund	524,144	531,600	556,700
Tourism	-	2,100	2,200
Equipment Services Fund	12,947	14,800	15,300
Utility Fund	84,153	82,200	87,200
Solid Waste Fund	12,947	10,500	10,900
Miscellaneous Revenue	47	1,100	-
Transfer In	60,000	-	-
Total Current Revenues	<u>694,238</u>	<u>642,300</u>	<u>672,300</u>
Total Funds Available	588,951	642,468	673,492
Expenses			
Personnel	258,484	264,544	270,076
Supplies	30,722	32,850	15,650
Maintenance & Repairs	148,315	171,550	178,395
Utilities	22,180	45,000	48,120
Contract Wages	10,950	6,000	6,000
Debt Service	95,231	95,232	95,231
Contractual Services & Other	15,416	10,100	10,374
Equipment, Capital Outlay	7,485	16,000	48,480
Total Expenses	<u>588,783</u>	<u>641,276</u>	<u>672,326</u>
Ending Fund Balance	<u>\$ 168</u>	<u>\$ 1,192</u>	<u>\$ 1,166</u>

**Equipment Service Fund
Summary of Receipts & Expenditures**

	Actual 2008-2009	Projected 2009-2010	Proposed 2010-2011
Beginning Fund Balance	\$ (22,891)	\$ 35,251	\$ 38,291
Revenues			
Equipment Service Revenue:			
General Fund	974,695	1,047,430	1,060,430
Airport Fund	1,151	878	890
Utility Fund	220,312	214,912	218,800
Solid Waste Fund	890,207	840,410	861,830
Miscellaneous Revenue	8,923	-	-
	2,095,288	2,103,630	2,141,950
Total Funds Available	2,072,397	2,138,881	2,180,241
Expenses			
Personnel	731,790	755,324	763,836
Supplies	609,434	696,104	719,616
Maintenance & Repair	550,733	479,500	505,160
Utilities	30,002	27,400	29,400
Computer Services	12,947	14,800	15,300
Contractual Services	102,240	117,887	117,752
Equipment	-	9,575	-
Total Expenses	2,037,146	2,100,590	2,151,064
Ending Fund Balance	\$ 35,251	\$ 38,291	\$ 29,177

**Fleet Replacement Fund
Summary of Receipts & Expenditures**

	Actual 2008-2009	Projected 2009-2010	Proposed 2010-2011
Beginning Fund Balance	\$ -	\$ 325,106	\$ 341,209
Revenues			
Transfers-In	1,200,000	211,063 	15,111
Lease Proceeds	-	1,372,140	-
Grant Proceeds	-	-	14,000
Interest	754	700	500
Total Revenues	1,200,754	1,583,903	29,611
Total Funds Available	1,200,754	1,909,009	370,820
Expenses			
Debt Service	-	57,000	220,583
Major Repair	-	-	127,000
Equipment-General Fund	759,474	1,492,300	22,100
Equipment-Utility Fund	116,174	18,500	-
Equipment-Solid Waste Fund	-	-	-
Total Expenses	875,648	1,567,800	369,683
Ending Fund Balance	\$ 325,106	\$ 341,209	\$ 1,137

**Water Customer Deposits
Summary of Receipts and Expenses**

	Actual 2008-2009	Projected 2009-2010	Proposed 2010-2011
Beginning Fund Balance	\$ 230,992	234,923	235,923
Receipts			
Interest Income	3,931	1,000	1,000
Total Funds Available	234,923	235,923	236,923
Expenses			
Miscellaneous	-	-	-
Ending Fund Balance	\$ 234,923	\$ 235,923	\$ 236,923

**Water & Sewer Pro Rata Fund
Summary of Receipts and Expenses**

	Actual 2008-2009	Projected 2009-2010	Proposed 2010-2011
Beginning Fund Balance	\$ 175,312	\$ 181,704	\$ 185,204
Receipts			
Interest Income	1,338	500	500
Pro Rata Fees	6,846	5,000	5,000
Total Receipts	8,184	5,500	5,500
Total Funds Available	183,496	187,204	190,704
Expenses			
Miscellaneous	1,792	2,000	4,000
Ending Fund Balance	\$ 181,704	\$ 185,204	\$ 186,704

TRANSFERS SCHEDULE

FUND **DETAILS**

100 From fund 222
 From fund 480
 From fund 700 5% franchise, admin cost
 From fund 790, dept 243, 244, 245
 From fund 460, admin cost
 To fund 660 for debt service

222 To fund 350
 To fund 351
 To fund 353
 To fund 100
 From fund 340
 From fund 790

310 From fund 460

321 To fund 330

330 From fund 321

340 To fund 222

350 From fund 222

351 From fund 222

353 From fund 222

420 From fund 460

460 To fund 310 and 420
 To fund 100

480 To fund 100

660 From fund 100

700 To fund 100 5% franchise, admin cost
 From fund 770
 From fund 790, admin cost

770 To fund 700

790 To fund 100 8% franchise, admin cost RSW
 To fund 700 admin cost RSW
 To fund 100 8% franchise, admin cost CSW
 To fund 700 admin cost CSW
 To fund 100 8% franchise, admin cost Recycle
 To fund 700 admin cost Recycle
 To fund 222

TOTALS

BUDGETED FY10/11	
Expense TRANSFER FROM Debit	Revenue TRANSFER TO Credit
	\$ 500,000.00
	\$ 400,000.00
	\$ 1,604,266.00
	\$ 620,400.00
	\$ 13,400.00
\$ 15,111.00	
\$ 175,000.00	
\$ 285,000.00	
\$ 240,000.00	
\$ 500,000.00	
	\$ 225,000.00
	\$ 210,439.00
	\$ 116,375.00
\$ 10,000.00	
	\$ 10,000.00
\$ 225,000.00	
	\$ 175,000.00
	\$ 285,000.00
	\$ 240,000.00
	\$ 48,000.00
\$ 164,375.00	
\$ 13,400.00	
\$ 400,000.00	
	\$ 15,111.00
\$ 1,604,266.00	
	\$ 1,000,000.00
	\$ 121,500.00
\$ 1,000,000.00	
\$ 235,200.00	
\$ 46,100.00	
\$ 333,000.00	
\$ 65,200.00	
\$ 52,200.00	
\$ 10,200.00	
\$ 210,439.00	
\$ 5,584,491.00	\$ 5,584,491.00

City of Sherman, Texas

Bonded Debt as of 7/31/10

Fiscal Yr	(1)				(2)			
	\$2,840,000 Combination Tax & Tax Increment Revenue 2004 Series TIF Zone#1, Certificates of Obligation				\$1,605,000 General Obligation Refunding, Series 2006			
	Coupon	Principal	Interest	TOTAL	Coupon	Principal	Interest	TOTAL
2011	4.44%	135,000.00	104,784.00	239,784.00	3.50%	55,000.00	61,375.00	116,375.00
2012	4.44%	140,000.00	98,790.00	238,790.00	3.50%	55,000.00	59,450.00	114,450.00
2013	4.44%	150,000.00	92,574.00	242,574.00	3.50%	60,000.00	57,437.50	117,437.50
2014	4.44%	155,000.00	85,914.00	240,914.00	3.50%	55,000.00	55,425.00	110,425.00
2015	4.44%	160,000.00	79,032.00	239,032.00	3.75%	60,000.00	53,337.50	113,337.50
2016	4.44%	170,000.00	71,928.00	241,928.00	3.75%	60,000.00	51,087.50	111,087.50
2017	4.44%	180,000.00	64,380.00	244,380.00	3.75%	65,000.00	48,743.75	113,743.75
2018	4.44%	185,000.00	56,388.00	241,388.00	3.75%	70,000.00	46,212.50	116,212.50
2019	4.44%	195,000.00	48,174.00	243,174.00	4.00%	70,000.00	43,500.00	113,500.00
2020	4.44%	205,000.00	39,516.00	244,516.00	4.00%	75,000.00	40,600.00	115,600.00
2021	4.44%	215,000.00	30,414.00	245,414.00	4.00%	80,000.00	37,500.00	117,500.00
2022	4.44%	230,000.00	20,868.00	250,868.00	4.00%	80,000.00	34,300.00	114,300.00
2023	4.44%	240,000.00	10,656.00	250,656.00	4.00%	85,000.00	31,000.00	116,000.00
2024				-	4.00%	85,000.00	27,600.00	112,600.00
2025				-	4.25%	85,000.00	24,093.75	109,093.75
2026				-	4.25%	95,000.00	20,268.75	115,268.75
2027				-	4.25%	100,000.00	16,125.00	116,125.00
2028				-	4.375%	100,000.00	11,812.50	111,812.50
2029				-	4.375%	105,000.00	7,328.13	112,328.13
2030				-	4.375%	115,000.00	2,515.63	117,515.63
		2,360,000.00	803,418.00	3,163,418.00		1,555,000.00	729,712.51	2,284,712.51

City of Sherman, Texas

Bonded Debt as of 7/31/10

Fiscal Yr	(3)				(4)			
	\$5,000,000 2008 Series Revenue Certificates of Obligation				\$3,650,000 Capital Improvement Fund Projects 2009 Series Revenue Certificates of Obligation			
	Coupon	Principal	Interest	TOTAL	Coupon	Principal	Interest	TOTAL
2011	3.62%	185,000.00	171,316.50	356,316.50	3.98%	140,000.00	136,941.26	276,941.26
2012	3.62%	190,000.00	164,529.00	354,529.00	3.98%	145,000.00	132,741.26	277,741.26
2013	3.62%	200,000.00	157,470.00	357,470.00	3.98%	145,000.00	128,391.26	273,391.26
2014	3.62%	210,000.00	150,049.00	360,049.00	3.98%	150,000.00	124,041.26	274,041.26
2015	3.62%	215,000.00	142,356.50	357,356.50	3.98%	155,000.00	119,541.26	274,541.26
2016	3.62%	225,000.00	134,392.50	359,392.50	3.98%	155,000.00	114,891.26	269,891.26
2017	3.62%	235,000.00	126,066.50	361,066.50	3.98%	160,000.00	109,466.26	269,466.26
2018	3.62%	245,000.00	117,378.50	362,378.50	3.98%	165,000.00	103,866.26	268,866.26
2019	3.62%	255,000.00	108,328.50	363,328.50	3.98%	170,000.00	97,678.76	267,678.76
2020	3.62%	265,000.00	98,916.50	363,916.50	3.98%	180,000.00	90,878.76	270,878.76
2021	3.62%	280,000.00	89,052.00	369,052.00	3.98%	185,000.00	83,678.76	268,678.76
2022	3.62%	290,000.00	78,735.00	368,735.00	3.98%	195,000.00	76,278.76	271,278.76
2023	3.62%	305,000.00	67,965.50	372,965.50	3.98%	200,000.00	68,478.76	268,478.76
2024	3.62%	315,000.00	56,743.50	371,743.50	3.98%	210,000.00	60,478.76	270,478.76
2025	3.62%	330,000.00	45,069.00	375,069.00	3.98%	220,000.00	51,816.26	271,816.26
2026	3.62%	345,000.00	32,851.50	377,851.50	3.98%	230,000.00	42,741.26	272,741.26
2027	3.62%	360,000.00	20,091.00	380,091.00	3.98%	240,000.00	32,851.26	272,851.26
2028	3.62%	375,000.00	13,575.00	388,575.00	3.98%	250,000.00	22,531.26	272,531.26
2029				-	3.98%	265,000.00	11,593.76	276,593.76
2030				-	3.98%			-
		4,825,000.00	1,774,886.00	6,599,886.00		3,560,000.00	1,608,886.44	5,168,886.44

City of Sherman, Texas

Bonded Debt as of 7/31/10

Fiscal Yr	(5) \$900,000 TIF #1 2009 Series Revenue Certificates of Obligation				(6) \$450,000 TIF #2 2009 Series Revenue Certificates of Obligation			
	Coupon	Principal	Interest	TOTAL	Coupon	Principal	Interest	TOTAL
2011	3.00%	43,333.33	32,272.49	75,605.83	3.00%	21,666.67	16,136.25	37,802.91
2012	3.00%	43,333.33	30,972.49	74,305.83	3.00%	21,666.67	15,486.25	37,152.91
2013	3.00%	46,666.67	29,672.49	76,339.16	3.00%	23,333.33	14,836.25	38,169.58
2014	3.00%	46,666.67	28,272.49	74,939.16	3.00%	23,333.33	14,136.25	37,469.58
2015	3.00%	46,666.67	26,872.49	73,539.16	3.00%	23,333.33	13,436.25	36,769.58
2016	3.50%	50,000.00	25,472.49	75,472.49	3.50%	25,000.00	12,736.25	37,736.25
2017	3.50%	50,000.00	23,722.49	73,722.49	3.50%	25,000.00	11,861.25	36,861.25
2018	3.75%	53,333.33	21,972.49	75,305.83	3.75%	26,666.67	10,986.25	37,652.91
2019	4.00%	53,333.33	19,972.49	73,305.83	4.00%	26,666.67	9,986.25	36,652.91
2020	4.00%	56,666.67	17,839.16	74,505.83	4.00%	28,333.33	8,919.58	37,252.91
2021	4.00%	56,666.67	15,572.49	72,239.16	4.00%	28,333.33	7,786.25	36,119.58
2022	4.00%	60,000.00	13,305.83	73,305.83	4.00%	30,000.00	6,652.91	36,652.91
2023	4.00%	63,333.33	10,905.83	74,239.16	4.00%	31,666.67	5,452.91	37,119.58
2024	4.13%	63,333.33	8,372.49	71,705.83	4.13%	31,666.67	4,186.25	35,852.91
2025	4.13%	66,666.67	5,760.00	72,426.67	4.13%	33,333.33	2,880.00	36,213.33
2026	4.30%	70,000.00	3,010.00	73,010.00	4.30%	35,000.00	1,505.00	36,505.00
2027				-				-
2028				-				-
2029				-				-
2030				-				-
		870,000.00	313,968.24	1,183,968.24		435,000.00	156,984.12	591,984.12

City of Sherman, Texas

Bonded Debt as of 7/31/10

Fiscal Yr	(7)				(8)			
	\$3,000,000				\$3,500,000			
	2009 Series Limited Tax Notes				2009A Series Revenue Certificates of Obligation			
	Coupon	Principal	Interest	TOTAL	Coupon	Principal	Interest	TOTAL
2011	1.70%	745,000.00	25,585.00	770,585.00	3.00%	115,000.00	124,463.00	239,463.00
2012	1.70%	760,000.00	12,920.00	772,920.00	3.00%	120,000.00	121,013.00	241,013.00
2013		-	-	-	3.00%	125,000.00	117,413.00	242,413.00
2014		-	-	-	3.00%	130,000.00	113,663.00	243,663.00
2015		-	-	-	3.00%	135,000.00	109,763.00	244,763.00
2016		-	-	-	3.50%	145,000.00	105,713.00	250,713.00
2017		-	-	-	3.25%	150,000.00	101,363.00	251,363.00
2018		-	-	-	3.50%	155,000.00	96,488.00	251,488.00
2019		-	-	-	3.50%	165,000.00	91,063.00	256,063.00
2020		-	-	-	3.50%	170,000.00	85,288.00	255,288.00
2021		-	-	-	3.75%	180,000.00	79,338.00	259,338.00
2022		-	-	-	3.75%	190,000.00	72,588.00	262,588.00
2023		-	-	-	4.00%	200,000.00	65,463.00	265,463.00
2024		-	-	-	4.00%	210,000.00	57,463.00	267,463.00
2025		-	-	-	4.00%	215,000.00	49,063.00	264,063.00
2026		-	-	-	4.00%	230,000.00	40,463.00	270,463.00
2027		-	-	-	4.125%	240,000.00	31,263.00	271,263.00
2028		-	-	-	4.125%	250,000.00	21,363.00	271,363.00
2029		-	-	-	4.25%	260,000.00	11,050.00	271,050.00
2030		-	-	-				-
		1,505,000.00	38,505.00	1,543,505.00		3,385,000.00	1,494,284.00	4,879,284.00

City of Sherman, Texas

Bonded Debt as of 7/31/10

TOTALS			
Fiscal Yr	Principal	Interest	TOTAL
2011	1,440,000.00	672,873.50	2,112,873.50
2012	1,475,000.00	635,902.00	2,110,902.00
2013	750,000.00	597,794.50	1,347,794.50
2014	770,000.00	571,501.00	1,341,501.00
2015	795,000.00	544,339.00	1,339,339.00
2016	830,000.00	516,221.00	1,346,221.00
2017	865,000.00	485,603.25	1,350,603.25
2018	900,000.00	453,292.00	1,353,292.00
2019	935,000.00	418,703.00	1,353,703.00
2020	980,000.00	381,958.00	1,361,958.00
2021	1,025,000.00	343,341.50	1,368,341.50
2022	1,075,000.00	302,728.50	1,377,728.50
2023	1,125,000.00	259,922.00	1,384,922.00
2024	915,000.00	214,844.00	1,129,844.00
2025	950,000.00	178,682.01	1,128,682.01
2026	1,005,000.00	140,839.51	1,145,839.51
2027	940,000.00	100,330.26	1,040,330.26
2028	975,000.00	69,281.76	1,044,281.76
2029	630,000.00	29,971.89	659,971.89
2030	115,000.00	2,515.63	117,515.63
	18,495,000.00	6,920,644.31	25,415,644.31

City of Sherman
Property Tax Historical Summary

Fiscal Year	Estimated Taxable Value (in 000)	Tax Levy (in 000)	Total Collections (in 000)	Property Tax Rate (per \$100)
2003	\$ 1,474,063	\$ 5,896	\$ 5,846	\$ 0.40
2004	\$ 1,514,256	\$ 6,057	\$ 5,921	\$ 0.40
2005	\$ 1,557,228	\$ 6,229	\$ 6,258	\$ 0.40
2006	\$ 1,767,235	\$ 7,069	\$ 6,802	\$ 0.40
2007	\$ 1,894,959	\$ 7,580	\$ 7,283	\$ 0.40
2008	\$ 1,994,144	\$ 7,921	\$ 7,491	\$ 0.40
2009	\$ 2,070,926	\$ 6,627	\$ 6,478	\$ 0.32
2010 (est)	\$ 2,200,158	\$ 7,041	\$ 7,090	\$ 0.32



SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager

Date: 8-16-2010

Subject: Agenda Item No. B.3

INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5663
Providing for Permanent “Stop” Signs at the Intersection of Marshall Street
and East Fallon Drive within the City Limits of the City of Sherman;
Providing for a Penalty Provision

Issue

To consider introducing, seeking public input, and adopting an ordinance providing for permanent “Stop” signs at the intersection of Marshall Street and East Fallon Drive, stopping northbound and southbound traffic on Marshall Street

Background

Staff received a notice (copy attached) from the Operations Manager at Cooper B-Line that a “Stop” sign was missing from the south side of the intersection of Marshall Street and Fallon Drive. After reviewing the situation, the Street Department agrees that for safety reasons, traffic should be stopped on Marshall Street at Fallon Drive due the amount of truck traffic passing through the intersection. However, it was discovered that an ordinance does not exist providing for the “Stop” signs. The missing “Stop” sign was installed in late April and was placed on a 90-day trial. No citizen or driver complaints have been received.

Origination

Cooper B-Line and Department of Public Works

Financial Consideration

The only financial consideration is the City’s cost for installing one “Stop” sign, totaling \$167.95 (time and materials).

Staff Recommendation

It is recommended that the City Council adopt the proposed ordinance to stop northbound and southbound traffic on Marshall Street where it intersects with East Fallon Drive.

Alternatives

The Council could reject the proposed ordinance.

Attachments

Ordinance No. 5663

Exhibit (Location Map)

Prepared by:
Don Keene, Exec. Director - Planning & Public Works

Approved by:
George Olson, City Manager

ORDINANCE NO. 5663

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, PROVIDING FOR PERMANENT “STOP” SIGNS AT THE INTERSECTION OF MARSHALL STREET AND EAST FALLON DRIVE WITHIN THE CITY LIMITS OF THE CITY OF SHERMAN; PROVIDING FOR A PENALTY PROVISION; 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 ORDAINED BY THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS:

SECTION 1. That, from and after the passage of this ordinance permanent “Stop” signs shall be in place at the following location within the corporate limits of the City of Sherman, Texas:

At the intersection of Marshall Street and East Fallon Drive, stopping northbound and southbound traffic on Marshall Street as shown by the exhibit attached hereto and incorporated herein for all purposes.

SECTION 2. That the Executive Director of Planning and Public Works is directed to designate this action by the appropriate markings and signs.

SECTION 3. That, from and after the erection of the stop signs herein authorized, it shall be unlawful for the driver of any vehicle approaching such stop signs to fail to bring such vehicle to a complete stop at a clearly-marked stop line; but, if none, then at the point nearest the intersecting roadway where the driver has a view of approaching traffic on the intersecting roadway before entering the intersection. Violators of this ordinance shall be subject to fine as provided in Section 1-6 of the Code of Ordinances of the City of Sherman, Texas, codified.

SECTION 4. 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 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.

INTRODUCED on this the _____ day of _____, 2010.

ADOPTED on this the _____ day of _____, 2010.

EFFECTIVE DATE on this the _____ day of _____, 2010.

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**

Miller, Jeff

From: Baas, Ken [Ken.Baas@CooperIndustries.com]

Sent: Friday, April 16, 2010 3:35 PM

To: Miller, Jeff

Subject: RE: ci.sherman.tx.us

Jeff, You're gonna kill me but 2 signs are further east than we expected them. We unfortunately need that side of the street east of the telephone pole for our employee parking.

Also, there for some reason is not a stop sign at the intersection of fallon and marshall st. It's currently a 1 way stop which poses problems for traffic heading west on fallon through Marshall. The stop sign is missing on the north side of fallon at marshall. I absolutely feel there should be one proactively to eliminate an accident by someone heading south on marshall and someone heading west on fallon.

Regards,
Ken Baas
EHS / Operations
Project Manager
Cooper B-Line
4900 Marshall Street
Sherman, Texas 75090
Phone: (903) 813-1746 ex 1921
Cell: (903) 819-5095
Fax: (903) 813-1747

From: Miller, Jeff [mailto:jeffm@ci.sherman.tx.us]

Sent: Thursday, April 15, 2010 4:22 PM

To: Baas, Ken

Subject: RE: ci.sherman.tx.us

Ken,

The City Manager's office received a call from Brad Scott at Copper B-Line. He requested a stop sign at Fallon and Marshall. Do you know anything about this request?

Jeff Miller

From: Baas, Ken [mailto:Ken.Baas@CooperIndustries.com]

Sent: Wednesday, April 14, 2010 2:49 PM

To: Miller, Jeff; Cullen, Jim

Subject: RE: ci.sherman.tx.us

Thank you again...

Regards,
Ken Baas
EHS / Operations
Project Manager
Cooper B-Line
4900 Marshall Street
Sherman, Texas 75090
Phone: (903) 813-1746 ex 1921

4/21/2010



City of Sherman, Texas
Engineering Department

Stop Sign Proposal Marshall Street at E. Fallon Drive



SCALE : 1 In. = 100 FT.



SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager

Date: 8-16-2010

Subject: Agenda Item No. B.4

INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5664

Amending Section 12, Ordinance No. 2280, so as to Include Certain Properties within the R-1 (One Family Residential) District in the 2300 Block of West Lamberth Road and the 2100 Block of Little Lane, being 0.812 acres in the J.B. McAnair Survey, Abstract No. 763 (Bluestone Partners, LLC, Owners; Kyle Boothe, Representative; and Underwood Drafting and Surveying, Surveyors)

Issue

To consider the request of Bluestone Partners, LLC (Owners), Kyle Boothe (Representative), and Underwood Drafting and Surveying (Surveyors) concerning the property in the 2300 block of West Lamberth Road and the 2100 block of Little Lane, being 0.812 acres in the J.B. McAnair Survey, Abstract No. 763, to change the zoning from a C-1 (Retail Business) District to an R-1 (One Family Residential) District

Background

The property is located in the 2300 block of West Lamberth Road and the 2100 block of Little Lane; the southeast corner of West Lamberth and Little Lane. The owners would like to plat the property into three lots for construction of single family dwellings.

Origination

Bluestone Partners, LLC (Owners); Kyle Boothe (Representative); and Underwood Drafting and Surveying (Surveyors)

Board Recommendation

At the July 20, 2010 regular meeting, the Planning and Zoning Board voted 7/0 to recommend to the City Council that the zone change be approved subject to the Staff Review Letter.

Attachments

Ordinance No. 5664
Location Map
Photograph
Site Plan
P&Z Communication Form
Staff Review Letter

Prepared by:
Scott Shadden, Development Services Director

Approved by:
George Olson, City Manager

ORDINANCE NO. 5664

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING SECTION 12, ORDINANCE NO. 2280, SO AS TO INCLUDE CERTAIN PROPERTIES WITHIN THE R-1 (ONE FAMILY RESIDENTIAL) DISTRICT IN THE 2300 BLOCK OF WEST LAMBERTH ROAD AND THE 2100 BLOCK OF LITTLE LANE, BEING 0.812 ACRES IN THE J.B. MCANAIR SURVEY, ABSTRACT NO. 763 (BLUESTONE PARTNERS, LLC, OWNERS; KYLE BOOTHE, REPRESENTATIVE; AND UNDERWOOD DRAFTING AND SURVEYING, SURVEYORS); 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, from and after the passage of this ordinance, the following described property shall be in the R-1 (One Family Residential) District in the 2300 Block of West Lamberth Road and the 2100 Block of Little Lane, and that Section 12, Ordinance No. 2280 is hereby amended so as to hereafter include the following described property:

SITUATED in the City of Sherman, County of Grayson, State of Texas, being a part of the J.B. McAnair Survey, Abstract No. 763, being all of the 0.785 acre tract of land conveyed to Bluestone Partners, LLC by deed of record in Volume 4748, Page 474, Official Public Records, Grayson County, Texas, and being more particularly described as follows:

BEGINNING at a ½” steel pipe previously found near the base of a chain link corner post maintaining the southeast corner of said 0.785 acre tract and the southwest corner of a 0.447 acre tract of land conveyed to Jean Marcel Pierre Dixon by deed recorded in Volume 2865, Page 512, of said Official Public Records, said post being in the north line of the 0.86 acre tract of land conveyed to Ashley Dale by deed recorded in Volume 4674, Page 626, of said Official Public Records;

THENCE South 82°55’11” West along the north line of said 0.86 acre tract, a distance of 189.11 feet to a ½” steel rod found in Little Lane (a public road) for the northwest corner of said 0.86 acre tract and the southwest corner of said 0.785 acre tract;

THENCE North 02°12’44” West along said Little Lane, a distance of 202.07 feet to a ½” steel rod found at the intersection of said Little Lane with the center of Lamberth Road (a public road) for the northwest corner of said 0.785 acre tract;

THENCE North 76°41’44” East along said Lamberth Road, a distance of 149.35 feet to a ½” steel pipe found for the northwest corner of said 0.447 acre tract and the northeast corner of said 0.785 acre tract of land;

THENCE South 13°14'27" East along the west line of said 0.447 acre tract, a distance of 218.80 feet to the POINT-OF-BEGINNING and containing 0.812 of land.

SECTION 2. That this ordinance shall not become effective until entered upon the official zoning map as provided in Section 12, Ordinance No. 2280.

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 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 _____, 2010.

ADOPTED on this the _____ day of _____, 2010.

EFFECTIVE DATE on this the _____ day of _____, 2010.

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**



R-A	SINGLE FAMILY AGRICULTURAL DISTRICT	M-2	HEAVY MANUFACTURING DISTRICT
SF-1	SINGLE FAMILY RESIDENTIAL DISTRICT	M H	MANUFACTURED HOUSING DISTRICT
R-1	ONE FAMILY RESIDENTIAL DISTRICT		BLALOCK INDUSTRIAL PARK
R-2	MULTI-FAMILY RESIDENTIAL DISTRICT	O-1	OVERLAY DISTRICT - 75 & 82
C-1	RETAIL BUSINESS DISTRICT	O-1.1	OVERLAY DISTRICT - 1417
C-2	GENERAL COMMERCIAL DISTRICT	O-1.2	OVERLAY DISTRICT - SAM RAYBURN FREEWAY
C-O	OFFICE DISTRICT	CPO	COLLEGE PARK OVERLAY
M-1	LIGHT MANUFACTURING DISTRICT	A&C	ARTS & CULTURAL OVERLAY DISTRICT
M-1.5	MEDIUM MANUFACTURING DISTRICT	CBD	CENTRAL BUSINESS DISTRICT



2300 Blk. W. Lamberth Road

Department of Developmental Services





City of Sherman, Texas
Developmental Services Department

2300 Blk. W. Lamberth & 2100 Blk. Little Lane

0 95 190 380 Feet



2300 Block W. Lamberth



2100 Block Little Ln.





[illegible]

Major City of Western Europe	Index
------------------------------	-------

Officer _____

[illegible]

State, City of Shenzhen, People's Republic of China

[illegible]

eye Health
Sycamore Partners, LLC

STATE OF TEXAS
COUNTY OF ORANGE

STATE OF NEW YORK, the undersigned authority, a Notary Public in and for
Saratoga County, New York, do hereby certify that the foregoing is the
true and correct copy of the original instrument, and that the same has been
presented to me for the purpose of being recorded, and that I have examined
the original instrument and approved of its contents, and that I have
the same for the purpose and consideration therein expressed.

WITNESS MY HAND AND SEAL OF OFFICE this _____ day of _____

every Party of and for
the State of Texas.

FINAL PLAT
OF
NEWHAVEN ADDITION
AN ADDITION
TO THE CITY OF SHERMAN, TEXAS
BEING 0.812 ACRES SITUATED IN THE
J.B. McANAIR SURVEY, ABST NO. 763
GRAYSON COUNTY, TEXAS

Paul J. Jason & Armstrong, do hereby certify that I prepared this plan from an official and complete survey of the land described above and that the same is in accordance with the laws and regulations of the City of Sherman, Texas.

Paul J. Jason & Armstrong
Registered Professional
Land Surveyors No. 53371

Jason B. Ammersteg
Registered Professional
Land Surveyor No. 2032

STATE OF TEXAS
COUNTY OF DALLAS

BEFORE ME, the undersigned authority, on this day personally appeared _____, 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.

Nature Photo: Is not for
the State of Texas
Conservation, Wildlife

— *Streptococcus* spp. —

1. THE SUBJECT SHALL BE ADVISED BY THE CITY OF CHICAGO THAT
2. THE CITY OF CHICAGO SHALL BE ADVISED BY THE CITY OF CHICAGO THAT
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10. THE CITY OF CHICAGO SHALL BE ADVISED BY THE CITY OF CHICAGO THAT

SURVEYOR
JACON B. ARMSTRONG
R.P.L.S. NO. 5557
5404 INTERURBAN ROAD
DENSEN, TEXAS 75021
PHONE (903) 469-2181

2004 WINTERBURN ROAD DENVEN, TEXAS 74021 (800) 885-2110

OWNER/DEVELOPER
BLUESTONE PARTNERS, LLC
P.O. BOX 388
SHERMAN, TEXAS 75091
PHONE 803-819-1835

SHERMAN



PLANNING AND ZONING BOARD
BUILDING INSPECTION DEPARTMENT
Telephone No. (903) 892-7229
FAX No. (903) 892-7274

July 2, 2010 Raynard & Sandra Croteau
2330 W. Lamberth
Sherman, TX 75092

JUL 20 REC'D

The Planning and Zoning Commission of the City of Sherman will hold a public hearing on the day of Tuesday, July 20, 2010 at 5:00 P.M. in the City Council Chambers, at 220 W. Mulberry, to hear the request of:

Bluestone Partners, LLC (Owners), Kyle Boothe (Representative) and Underwood Drafting and Surveying (Surveyors) concerning the property in the 2300 Block of West Lamberth Road and the 2100 Block of Little Lane, being 0.812 acres in the J.B. McAnair Survey, Abstract No. 763

The request is as follows:

Planning and Zoning Commission
Zone Change under Ordinance No. 2280, Section 12 from a C-1 (Retail Business) District to an R-1 (One Family Residential) District.
Board of Adjustments
Variance under Ordinance No. 2280, Section 6.2 Subsection (1) to allow the proposed Lot 1 to have a 31.41', proposed Lot 2 to have a 48.44' and proposed Lot 3 to have a 57.17' width in lieu of the required 60 foot in an R-1 (One Family Residential) District.

As a property owner within two hundred feet (200') of this property, you are invited to attend. You are not required to be present, but all interested parties wishing to speak should appear at the time and place stated above. If you can not attend the public hearing, but wish to have your views presented to the Board, you may do so in the space provided below or by a separate letter and mailed to:

Scott Shadden
Secretary, Planning and Zoning Board
P.O. Box 1106
Sherman, Texas 75091-1106

Scott Shadden / PR
Secretary, Planning & Zoning Board

DONT BE FOOLED
MY CONCERN IS THE 0.812 ACRES. I BELIEVE
THE CITY HAS ALREADY AWARD PART OF THAT
PROPERTY. AND LEAVES IT WAY SHY OF 0.812 ACRES
I AM AGAINST THE ZONE CHANGE.

OVER

Unless this notice is delivered in an envelope that has the "City of Sherman" logo and is affixed with postage as required by the U.S. Postal Service, it is NOT an official notice sent to you by the City of Sherman.

P.O. BOX 1106 • SHERMAN, TEXAS 75091-1106 (903) 892-7208

THE CITY ^{HAS} ~~IS~~ ALREADY TAKING FROM ME,
THIS WILL EFFECT MY PROPERTY.

DOES THE CITY JUST WANT EVERYTHING
I HAVE!

Don Costa

City of Sherman
Planning and Zoning Commission
Board of Adjustments
Agenda Communication Form
July 20, 2010
Lawrence Davis, Chairman

Jim Jacobs, Vice Chairman
Robin Atherton, Commissioner
Ron Barton, Commissioner
Don Hicks, Commissioner

Brad Morgan, Commissioner
David Plyler, Commissioner
Darren Tankersley, Commissioner
Vacant, Commissioner

2300 Block of West Lamberth Road and the 2100 Block of Little Lane
Being 0.812 acres in the J.B. McAnair Survey, Abstract No. 763
Plat, Zone Change & Variance

Requested Action/Proposed Use:

Planning and Zoning Commission

Preliminary and Final Plat Approval of NewHaven Addition

Planning and Zoning Commission

Zone Change from a C-1 (Retail Business) District to an R-1 (One Family Residential) District.

Board of Adjustments

Variance to allow the proposed Lot 1 to have a 31.41', proposed Lot 2 to have a 48.44' and proposed Lot 3 to have a 57.17' width in lieu of the required 60 foot in an R-1 (One Family Residential) District.

Background:

The property is located in the 2300 Block of West Lamberth Road and the 2100 Block of Little Lane; the southeast corner of West Lamberth and Little Lane. The owner would like to plat the property into three lots for construction of single family dwellings.

Adjacent Zoning:

C-1 (Retail Business) District and R-1 (One Family Residential) District

Origination:

Bluestone Partners, LLC (Owners), Kyle Boothe (Representative) and Underwood Drafting and Surveying (Surveyors)

Master Plan Designation:

Suburban Residential

Number of notices mailed:

11

Objections received:

0

Attachments:

Location map, Photographs, Site Plan and Staff Review Letter

Prepared by:

Patsy Reeves,
Development Services Secretary

Approved by:

Scott Shadden,
Director of Development Services

STAFF REVIEW LETTER

July 14, 2010

Bluestone Partners, LLC
2913 Overland Trail, Ste. 100
Sherman, TX 75092

Kyle Boothe
2913 Overland Trail, Ste. 100
Sherman, TX 75092

Dear Applicants,

The request for approval of a Preliminary and Final Plat of the NewHaven Addition for the property located in the 2100 Block of Little Lane and the 2300 block of West Lamberth Road has been scheduled to be heard by the Planning and Zoning Board on the day of Tuesday, July 20, 2010 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. A ten foot utility easement shall be shown on the north and west side of the property and a twenty foot utility easement along the rear of the lots.
2. The sewer main shall be located on the west side of Little Lane as an extension of the existing line.
3. Water pro-rata is due for Lots 1, 2 and 3.
4. Street escrow for Little Lane shall be paid
5. A right-of-way notation shall be placed along Little Lane for clarity.
6. A Point of Beginning notation shall be shown.
7. Letters from the various utility providers are required verifying availability of service and when service will be available.
8. Original tax certificates shall be furnished for the purpose of recording the plat.
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. A ten foot utility easement shall be shown on the north and west side of the property and a twenty foot utility easement along the rear of the lots.
2. The sewer main shall be on the west side of Little Lane contiguous with the existing line.
3. Water pro-rata is due for Lots 1, 2, and 3.
4. Street escrow for Little Lane shall be paid.
5. All access to Lots 1-3 shall be on Little Lane.
6. A right-of-way notation shall be placed along Little Lane for clarity.

7. Drive approaches and sidewalks shall conform to City of Sherman standards and a permit is required from City of Sherman Engineering Department.
8. Access to Lot 1 shall be south of the terminus of the right-of-way flare at the Little Lane / Lamberth Road intersection.
9. A Point of Beginning notation shall be shown.
10. Letters from the various utility providers are required verifying availability of service and when service will be available.
11. Original tax certificates shall be furnished for the purpose of recording the plat.
12. Any other changes made to the final 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.

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,

Mark Gibson
Dir. of Engineering & Public Works

cc: George Olson, City Manager
Brandon Shelby, City Attorney
Danny Fuller, Fire Marshal
Jeff Miller, Director of Public Works

Scott Shadden, Director of Development Services
Mark Gibson, Director of Utilities and Engineering
Lisa Whitfield, Engineering & Development Coordinator
Underwood Drafting, 3404 Interurban Road, Texas 75021



SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager

Date: 8-16-2010

Subject: Agenda Item No. B.5

INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5665

Amending Section 8, Subsection (5)(a), Ordinance No. 2280, so as to Grant a Specific Use Permit to Allow a 12' x 24' Double-Sided Billboard in a C-2 (General Commercial) District at 1815 West Houston Street, being Lot 5, Block 1, Spavinaw Addition (Spavinaw Properties, LLC, Owners; and Jason Sofey, Representative); Providing that this Specific Use Permit Shall be Granted Subject to Certain Conditions; Providing a Penalty Not to Exceed \$2,000

Issue

To consider the request of Spavinaw Properties, LLC (Owners) and Jason Sofey (Representative) concerning the property at 1815 West Houston Street, being Lot 5, Block 1, Spavinaw Addition, to allow a 12' x 24' double-sided billboard in a C-2 (General Commercial) District

Background

The property is located at 1815 West Houston Street, across the street from Binkley Park. The owners would like to erect a 288 square foot, double-sided billboard on the property.

Origination

Spavinaw Properties, LLC (Owners); and Jason Sofey (Representative)

Board Recommendation

At the July 20, 2010 regular meeting, the Planning and Zoning Board voted 7/0 to recommend to the City Council that the Specific Use Permit be approved subject to the Staff Review Letter.

Attachments

Ordinance No. 5665

Location Map

Photograph

Site Plan

P&Z Communication Form

Prepared by:
Scott Shadden, Development Services Director

Approved by:
George Olson, City Manager

ORDINANCE NO. 5665

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING SECTION 8, SUBSECTION (5)(A), ORDINANCE NO. 2280, SO AS TO GRANT A SPECIFIC USE PERMIT TO ALLOW A 12' X 24' DOUBLE-SIDED BILLBOARD IN A C-2 (GENERAL COMMERCIAL) DISTRICT AT 1815 WEST HOUSTON STREET, BEING LOT 5, BLOCK 1, SPAVINAW ADDITION (SPAVINAW PROPERTIES, LLC, OWNERS; AND JASON SOFEY, REPRESENTATIVE); PROVIDING FOR A REPEALER; PROVIDING THAT THIS SPECIFIC USE PERMIT SHALL BE GRANTED SUBJECT TO CERTAIN CONDITIONS; PROVIDING A PENALTY NOT TO EXCEED \$2,000; 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 Planning and Zoning Commission and the City Council, in accordance with the state law and the ordinances of the City of Sherman, have given the required notices and have held the required public hearings regarding this Specific Use Permit; and

WHEREAS, the City Council finds that this use will complement or be compatible with the surrounding uses and community facilities; contribute to, enhance, or promote the welfare of the area of request and adjacent properties; not be detrimental to the public health, safety, or general welfare; and conform in all other respects to all applicable zoning regulations and standards; and

WHEREAS, the City Council finds that it is in the public interest to grant this specific use permit, subject to certain conditions;

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

SECTION 1. That, from and after the passage of this ordinance, Spavinaw Properties, LLC (Owners) and Jason Sofey (Representative) are granted a Specific Use Permit to allow a 12x24 double-sided billboard in a C-2 (General Commercial) District at 1815 West Houston Street, and that Section 8, Subsection (5)(a), Ordinance No. 2280 is hereby amended so as to hereafter include the following described property:

BEING Lot 5, Block 1, Spavinaw Addition.

SECTION 2. That this specific use permit is granted on the following conditions:

Zoning:

1. All aspects of the C-2 (General Commercial) District and the sign ordinance must be followed.
2. The sign cannot be located within the front 25' of the property adjacent to the right-of-way of West Houston Street.

3. Billboards shall be a minimum 30' from any residentially zoned property.
4. All lighting of the billboard shall be shielded as not to produce intensive or excessive light or glare on adjacent property or traffic.
5. Site plan approval is valid for a period of one year, if progress has not been made within that time period; resubmission to the Planning & Zoning Commission is required.

SECTION 3. That this ordinance shall not become effective until entered upon the official zoning map as provided in Section 8, Subsection (5)(a), Ordinance No. 2280.

SECTION 4. That a person who violates a provision of this ordinance, upon conviction, is punishable by a fine not to exceed \$2,000.

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.

INTRODUCED on this the _____ day of _____, 2010.

ADOPTED on this the _____ day of _____, 2010.

EFFECTIVE DATE on this the _____ day of _____, 2010.

CITY OF SHERMAN, TEXAS

ATTEST:

BY: _____
LINDA ASHBY, CITY CLERK

BY: _____
BILL MAGERS, MAYOR

**APPROVED AS TO FORM
AND CONTENT:**

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

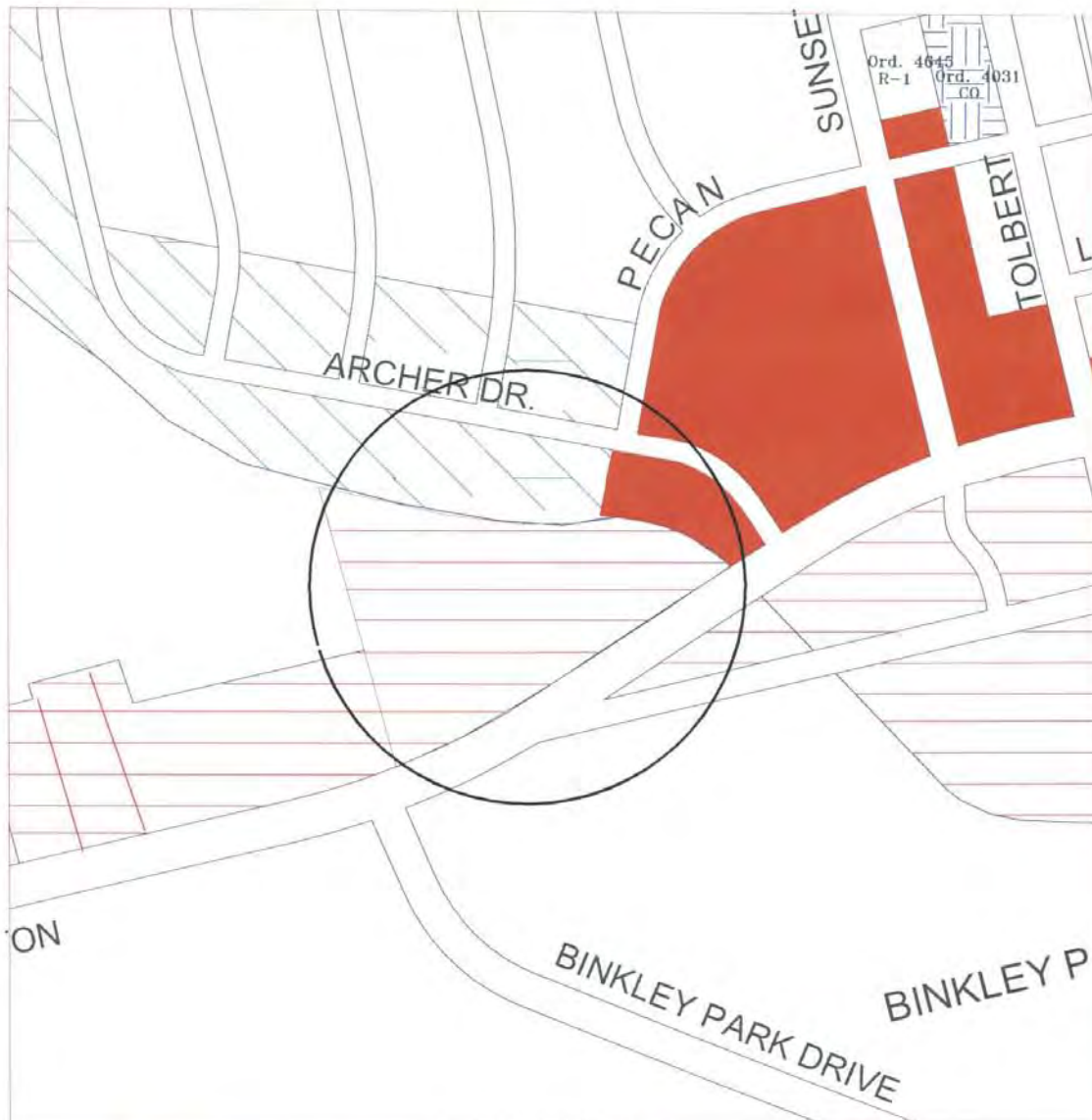


City of Sherman, Texas
Developmental Services Department

1815 West Houston Street

0 110 220 440 Feet





LEGEND

	R-A	SINGLE FAMILY AGRICULTURAL DISTRICT		M-2	HEAVY MANUFACTURING DISTRICT
	SF-1	SINGLE FAMILY RESIDENTIAL DISTRICT		M H	MANUFACTURED HOUSING DISTRICT
	R-1	ONE FAMILY RESIDENTIAL DISTRICT			BLALOCK INDUSTRIAL PARK
	R-2	MULTI-FAMILY RESIDENTIAL DISTRICT		O-1	OVERLAY DISTRICT - 75 & 82
	C-1	RETAIL BUSINESS DISTRICT		O-1.1	OVERLAY DISTRICT - 1417
	C-2	GENERAL COMMERCIAL DISTRICT		O-1.2	OVERLAY DISTRICT - SAM RAYBURN FREEWAY
	C-O	OFFICE DISTRICT		CPO	COLLEGE PARK OVERLAY
	M-1	LIGHT MANUFACTURING DISTRICT		A&C	ARTS & CULTURAL OVERLAY DISTRICT
	M-1.5	MEDIUM MANUFACTURING DISTRICT		CBD	CENTRAL BUSINESS DISTRICT



1815 W. Houston Street

Department of Developmental Services



1815 W. Houston



[illegible]

Scale: 1" = 100'

Bearing Base: Monumentation found along the Northwestern line of State Highway No. 56 per right-of-way map



City of Sherman
Planning and Zoning Commission
Board of Adjustments
Agenda Communication Form
July 20, 2010
Lawrence Davis, Chairman

Jim Jacobs, Vice Chairman
Robin Atherton, Commissioner
Ron Barton, Commissioner
Don Hicks, Commissioner

Brad Morgan, Commissioner
David Plyler, Commissioner
Darren Tankersley, Commissioner
Vacant, Commissioner

1815 West Houston Street
Being Lot 5, Block 1, Spavinaw Addition
Specific Use Permit & Site Plan

Requested Action/Proposed Use:

Planning and Zoning Commission

Specific Use Permit and Site Plan approval to allow a 12x24 double-sided billboard in a C-2 (General Commercial) District.

Background:

The property is located at 1815 West Houston Street; across the street from Binkley Park. The owner would like to erect a 288 square foot, double sided billboard on the property.

Adjacent Zoning:

C-2 (General Commercial) District, C-1 (Retail Business) District and R-2 (Multi-Family Residential) District

Origination:

Spavinaw Properties, LLC (Owners) and Jason Sofey (Representative)

Master Plan Designation:

General Commercial

Number of notices mailed:

6

Objections received:

0

Attachments:

Location map, Photographs, Site Plan and Staff Review Letter

Prepared by:
Patsy Reeves,
Development Services Secretary

Approved by:
Scott Shadden,
Director of Development Services

STAFF REVIEW LETTER

July 15, 2010

Spavinaw Properties LLC
1205 S. Crockett
Sherman, TX 75090

Jason Sofey
1218 Preston
Sherman, TX 75092

Dear Applicants,

The request for a Specific Use Permit and site plan approval to allow a 12x24 double-sided billboard in a C-2 (General Commercial) District for the property located at 1815 West Houston Street has been scheduled to be heard by the Planning and Zoning Board on the day of Tuesday, July 20, 2010 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:

Zoning:

1. All aspects of the C-2 (General Commercial) District and the sign ordinance must be followed.
2. The sign cannot be located within the front 25' of the property adjacent to the right-of-way of West Houston Street.
3. Billboards shall be a minimum 30' from any residentially zoned property.
4. All lighting of the billboard shall be shielded as not to produce intensive or excessive light or glare on adjacent property or traffic.
5. Site plan approval is valid for a period of one year, if progress has not been made within that time period; resubmission to the Planning & Zoning Commission is required

Any other changes made to the site plan 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 and Zoning Commission.

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 Scott Shadden at 903-892-7229 prior to the meeting.

Respectfully,

Scott Shadden
Secretary, Planning and Zoning Board and Board of Adjustment

CC: George Olson, City Manager
Mark Gibson, Director Utilities & Engineering Services
Brandon Shelby, City Attorney
Lisa Whitfield, Engineering & Development Coordinator

Danny Fuller, Fire Marshal
Jeff Miller, Director of Public Works
Don Keene, Exec. Dir. of Planning & Public Works



SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager

Date: 8-16-2010

Subject: Agenda Item No. B.6

ADOPTION OF ORDINANCES

Consider Adoption of Ordinance Numbers: 5661, 5663, 5664 and 5665

B.1 INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5661

Calling a Special Election of the Qualified Voters of the City of Sherman, Texas, on the 2nd day of November, 2010, for the Purpose of Amending the City Charter of the City of Sherman, Texas; Providing for Notice of Said Election; Designating Election Precincts; Providing for the Use of Direct Recording Electronic Voting Equipment; Providing for Early Voting

B.3 INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5663

Providing for Permanent “Stop” Signs at the Intersection of Marshall Street and East Fallon Drive within the City Limits of the City of Sherman; Providing for a Penalty Provision

B.4 INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5664

Amending Section 12, Ordinance No. 2280, so as to Include Certain Properties within the R-1 (One Family Residential) District in the 2300 Block of West Lamberth Road and the 2100 Block of Little Lane, being 0.812 acres in the J.B. McAnair Survey, Abstract No. 763 (Bluestone Partners, LLC, Owners; Kyle Boothe, Representative; and Underwood Drafting and Surveying, Surveyors)

B.5 INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5665

Amending Section 8, Subsection (5)(a), Ordinance No. 2280, so as to Grant a Specific Use Permit to Allow a 12’ x 24’ Double-Sided Billboard in a C-2 (General Commercial) District at 1815 West Houston Street, being Lot 5, Block 1, Spavinaw Addition (Spavinaw Properties, LLC, Owners; and Jason Sofey, Representative); Providing that this Specific Use Permit Shall be Granted Subject to Certain Conditions; Providing a Penalty Not to Exceed \$2,000



SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager

Date: 8-16-2010

Subject: Agenda Item No. B.7

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

D.1 * REQUEST TO ADVERTISE

Repairs to Shepherd Drive 1 Woodbine Well Repair

D.2 * OTHER BUSINESS

Consider Request of the Hispanic Heritage Council of Sherman to Temporarily Close Certain Streets, Suspend Parking Time Limits, and Use Certain City Facilities and Services for the Annual Hispanic Heritage Festival on Saturday, September 11, 2010

D.3 * OTHER BUSINESS

Consider Request of the Sherman Arts Festival Committee to Temporarily Close Certain Streets, Suspend Parking Time Limits, and Use Certain City Facilities and Services for the 28th Annual Sherman Arts Festival on Saturday, September 18, 2010

D.4 * OTHER BUSINESS

Consider Request of the Sherman Independent School District and the Sherman High School Student Council to Temporarily Close Certain Streets for the 2010 Sherman High School Homecoming Parade on Monday, September 13, 2010

D.6 * OTHER BUSINESS

Final Plat Approval of Fairview Baptist Church Addition, a Replat of Northwood Heights Addition, Shannon Heights Addition, and W.M. Shannon Supplement; Fairview Baptist Church, Owners; David Kight, Representative; and Underwood Drafting and Surveying, Surveyors (200-300 Blocks of West Taylor Street and 222 West Fairview Street)

D.7 * OTHER BUSINESS

Final Plat Approval of NewHaven Addition; Bluestone Partners, LLC, Owners; Kyle Boothe, Representative; and Underwood Drafting and Surveying, Surveyors (2300 Block of West Lamberth Road and 2100 Block of Little Lane)

D.8 * OTHER BUSINESS

Replat Approval of Lot 1, Block 1, Heritage Park Addition; Sam Nechamkin, Owner; Jason Sofey, Representative; and Underwood Drafting and Surveying, Surveyors (1001 Sara Swamy Drive)



SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager

Date: 8-16-2010

Subject: Agenda Item No. C.1

RESOLUTION NO. 5514

Authorizing Execution of an Engineering Services Agreement with Espey Consultants, Inc. for the Initiation and Submission of a Texas Water Development Board Grant Application for Partial Funding of the Development of a Sherman Watershed Management Plan

Issue

To consider authorizing execution of an Engineering Services Agreement with Espey Consultants, Inc. for the initiation and submission of a Texas Water Development Board (TWDB) matching grant application for partial funding of the development of a Sherman Watershed Management Plan

Background

Goal 3.2 of the Sherman Comprehensive Plan is to increase the ability of natural and engineered systems to address stormwater runoff and drainage, both in existing neighborhoods and proposed developments. The three objectives outlined in the Comprehensive Plan to support this goal are:

- (1) Conduct a series of studies that identify improvements to the existing drainage system;
- (2) Improve the existing drainage system through capital improvements, which may be funded through a variety of sources; and
- (3) Implement drainage policies through ordinance amendments or programs that utilize the latest Best Management Practices.

After much research, City staff recommends contracting with Espey Consultants, Inc. to develop the comprehensive Sherman Watershed Management Plan needed to meet these objectives and accomplish the goal. Phase 1 of the process is to apply for the TWDB grant which would fund 50% of the development of the Sherman Watershed Management Plan.

Origination

Planning and Public Works

Financial Consideration

This request for the initiation and submission of the TWDB matching grant application is for \$11,691. Assuming approval of the grant, the City's portion (50%) of the estimated cost of the development of the Sherman Watershed Management Plan would be approximately \$200,000. A separate request to engage Espey Consultants, Inc. in the development of the Sherman Watershed Management Plan will be submitted for Council approval upon receipt of the TWDB grant. Funding for the TWDB grant initiation/submission (\$11,691) and the City's portion of the estimated plan development cost (\$200,000) is in place within the City's Capital Improvement Program (CIP) budget.

Staff Recommendation

The staff recommends contracting with Espey Consultants, Inc. to initiate and submit the TWDB matching grant application.

Alternatives

As may be recommended by the Council

Attachments

Resolution No. 5514

Engineering Services Agreement

Prepared by:

Don Keene, Exec. Dir. of Planning and Public Works

Approved by:

George Olson, City Manager

RESOLUTION NO. 5514

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF AN ENGINEERING SERVICES AGREEMENT WITH ESPEY CONSULTANTS, INC. FOR THE INITIATION AND SUBMISSION OF A TEXAS WATER DEVELOPMENT BOARD GRANT APPLICATION FOR PARTIAL FUNDING OF THE DEVELOPMENT OF A SHERMAN WATERSHED MANAGEMENT PLAN; 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 contract with Espey Consultants, Inc. of Dallas, Texas, for the initiation and submission of a Texas Water Development Board (TWDB) grant application, which would partially fund the development of the Sherman Watershed Management Plan, in accordance with 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 _____, 2010.

CITY OF SHERMAN, TEXAS

ATTEST:

BY: _____
LINDA ASHBY, CITY CLERK

BY: _____
BILL MAGERS, MAYOR

APPROVED AS TO FORM AND CONTENT:

BY: _____
BRANDON S. SHELBY,
CITY ATTORNEY

GENERAL AGREEMENT FOR ENGINEERING SERVICES

July 16, 2010

WATERSHED MANAGEMENT PLAN

Client

City of Sherman
220 W. Mulberry Street
Sherman, Texas 75091-1106

Engineer

Espey Consultants, Inc.
2777 N. Stemmons Freeway, Suite 1102
Dallas, Texas 75207

This agreement ("Agreement") is by and between **THE CITY OF SHERMAN** (hereafter "Client"), and **ESPEY CONSULTANTS, INC.** (hereafter "Engineer") who agree as follows:

Client hereby engages Engineer to perform the services described below and to commence the Services upon execution of this Agreement and specific authorization of the Client. Client and Engineer agree that this Agreement and the attachments referred to herein, constitute the entire agreement between them relating to the Project.

Project: City of Sherman Watershed Management Plan

- I. **Project Scope:** The scope of work generally involves providing professional engineering and consulting services related to development of a structured approach to optimize management of the City's watersheds.

The City of Sherman has established certain goals for the Watershed Management Plan. These include development of a Watershed Management Plan that will:

- A. Address flooding issues affecting residential and commercial properties;
- B. Address flooding issues affecting public infrastructure;
- C. Provide a comprehensive, city-wide drainage inventory and assessment with recommendations for flooding and drainage issues, including channel erosion;
- D. Provide a systematic and financially viable plan for minimizing flooding in the City; and
- E. Provide the technical and regulatory framework for flood protection as an integral part of future development.

A principal element of the City of Sherman Watershed Management Plan will be the development of hydrologic and hydraulic models for the Post Oak Creek and Sand Creek watershed for the purpose of formulating structural, non-structural, and institutional flood protection solutions. In developing these solutions, the Engineer will also assist the City in seeking financial assistance through available federal and state grant programs.

- II. **Engineer's Responsibilities:** The Engineer shall perform or furnish the Services described in Attachment A to this Agreement and in subsequent letter agreements pursuant to Section IV of this Agreement.
- III. **Client's Responsibilities:** The Client shall do the following in a timely manner so as not to delay the Services:
- A. Furnish Engineer with all reports, studies and similar information in its possession relating to the Project. Unless otherwise specified, Engineer may rely upon Client-furnished information without independent verification.

- B. Designate a single representative for the Project who will have the authority to issue instructions, receive information, interpret and define Client's policies, and make decisions with respect to the Engineer's activities under this Agreement.
 - C. Provide all criteria and full information as to Client requirements for the Project, attend Project-related meetings, provide interim reviews, make decisions on Project alternatives, and generally participate in the Project to the extent necessary to allow the Engineer to perform the Services.
 - D. Provide the Engineer with safe and legal access to any premises necessary for the engineer to provide the Services.
 - E. Make payment to the Engineer for services rendered as provided hereunder.
- IV. Authorization of Services: This document serves as the General Agreement between the Client and the Engineer. Specific assignments will be identified in separate letter agreement and written authorization for the specific assignments requested by the Client. Each letter agreement will specify the scope of work and fee associated with the tasks specified. These signed letter agreements are incorporated herein by reference for all purposes and are considered part of this Agreement. Any additional terms and conditions contained in a signed letter agreement will control and override this agreement for engineering services.
- V. Compensation:
- A. General Consultation Services – The Engineer's compensation for the initial services defined in Attachment A has been specified in Attachment B, and shall not exceed \$11,691 without Client approval. The Engineer's compensation for general consultation services will be established in each letter agreement as either a lump sum or on a time and expense basis. Engineering services will be billed monthly at the then current standard rate of individual firm members. In addition, reimbursement for certain direct non-labor expenses (including but not limited to reproduction, deliveries, and governmental agency fees) and subcontract services and expenses will be billed monthly at the Engineer's invoice cost plus a ten (10) percent administrative charge. All time and expense based fees, which are authorized and performed hereunder, shall be invoiced in accordance with this Agreement and the applicable Standard Rate Schedule at the time of each separate letter agreement. The current Standard Rate Schedule is attached hereto as Attachment C and is incorporated herein by reference for all purposes. The Standard Rate Schedule is subject to review and revision at the beginning of each calendar year.
 - B. Terms of Payment – All fees and expenses will be invoiced monthly based on the amount of progress made by the Engineer each month during the Project. Payment on invoices is due within 30 days. The Engineer reserves the right to stop work on the Project should invoices not be paid in full within sixty (60) days of Client receiving the invoice.
- VI. Termination/Suspension: Either party may terminate this Agreement for any reason after providing the other party with fourteen (14) days written notice. In the event either party defaults in its obligations under this Agreement (including Client's obligation to make the payments required hereunder), the non-defaulting party may suspend performance under this Agreement after providing seven (7) days written notice of its intention to do so. In the event that either party provides the other with a seven (7) day notice under this provision, the Agreement will be considered terminated at the end of the seven day period if the defaulting party has not fully cured or, in the opinion of the noticing party, has not made a good faith effort to fully cure such default. If termination or suspension occurs, the Client agrees to and shall pay the Engineer for all

Services rendered, including profit relating thereto and expenses, incurred prior to the expiration of the termination notice period, plus any expenses of termination.

- VII. Insurance: The Engineer shall obtain and maintain, throughout the term of the Agreement, insurance of the types in the minimum amounts set forth below.

The Engineer shall furnish certificates of insurance to the Client evidencing compliance with the insurance requirements hereof. Certificates shall indicate name of the engineer, name of insurance company, policy number, term of coverage and limits of coverage. The Engineer shall cause its insurance companies to provide the Client with at least thirty (30) days prior written notice of any reduction in the limit of liability by endorsement of the policy, cancellation or non-renewal of the insurance coverage required under this Agreement. The Engineer shall obtain such insurance from such companies having a Bests rating of B+/VII or better, licensed or approved to transact business in the state in which the Services shall be performed, and shall obtain such insurance of the following types and minimum limits:

- A. Workers' Compensation insurance in accordance with the laws of the State of Texas, or state of hire/location of Services, and Employer's Liability coverage with a limit of not less than \$500,000 each employee for Occupational Disease; \$500,000 policy limit for Occupational Disease, and Employer's Liability of \$500,000 each accident.
- B. Commercial General Liability insurance including coverage for Products/Completed Operations, Blank Contractual Contractors' Protective Liability Broad Form Property Damage, Personal Injury/Advertising Liability, and Bodily Injury and Property Damage with limits of not less than:

\$2,000,000	General aggregate limit
1,000,000	Each occurrence, combined single limit
1,000,000	Aggregate Products, combined single limit
1,000,000	Aggregate Personal Injury/Advertising Liability
50,000	Fire Legal Liability
5,000	Premises Medical

- C. Business Automobile Liability coverage applying to owned, non-owned and hired automobiles with limits of not less than \$1,000,000 each occurrence combined single limit for Bodily Injury and Property Damage combined.
- D. Umbrella Excess Liability insurance written as excess of Employer's Liability, with limits of not less than \$1,000,000 each occurrence combined single limit.
- E. Professional Liability insurance with limits of not less than \$1,000,000 each claim/annual aggregate.
- VIII. Mutual Indemnities: Under no circumstance will either party be liable for any loss, damage, or liability arising from any negligent act, error or omission by the other party, its subcontractors, agents, staff, or consultants which causes or contributes to cause any injury or damages to any person or property. To the extent that any negligent act error or omission of a party is determined to be the predominant or sole proximate cause of any injury or damage, party agrees to indemnify and hold other party harmless, to the extent allowed by law.
- IX. Limits of Liability: Neither party to this Agreement is responsible to the other for consequential damages including, but not limited to, loss of profit, loss of investment or business interruption. In the event of a claim or dispute, the Client agrees not to seek consequential damages including, but not limited to, loss of profit, loss of investment or business interruption. In the event of a

claim or dispute, the Client also agrees to seek recourse only against Engineer and not against its officers, employees, directors, or shareholders.

No employee or agent of the Engineer shall have personal liability to the client. In no event and under no circumstance shall the Engineer be liable to the Client for consequential, incidental, indirect, special or punitive damages.

- X. Jurisdiction / Venue / Choice of Law: This Agreement is entered into and performable in Grayson County, Texas. This Agreement is intended to be interpreted pursuant to the laws of the State of Texas. The parties agree that venue for any dispute or claim arising from or involving this agreement will lie in Grayson County, Texas.
- XI. Compliance: The Engineer agrees to perform the work hereunder in accordance with generally accepted standards applicable thereto and shall use a degree of care and skill commensurate with the local engineering profession to comply with all applicable state, federal and local laws, ordinances, rules and regulations relating to the work to be performed hereunder.
- XII. Ownership of Documents: All project documents prepared by the Engineer, including original drawings, cost estimates, technical specifications, reports and other data, shall be the property of the Engineer. The Client is entitled to copies of the project documents and information according to the terms of this agreement, provided the Engineer has been fully compensated for its services. In this regard, the Client agrees that such documents will be used solely in connection with the project covered by this agreement and for no other purposes, except with the express written consent of the Engineer, which consent will not be unreasonably withheld. Any use of the documents without the express written consent of the Engineer will be at the Client's sole risk and without liability or legal exposure to the Engineer.
- XIII. Miscellaneous:
 - A. Amendment - This Agreement, upon execution by both parties hereto, can be amended only by a written instrument signed by both parties.
 - B. Assignment - The rights and obligations of this Agreement cannot be assigned by either party without written permission of the other party. This Agreement shall be binding upon and inure to the benefit of any permitted assigns.
 - C. Statute of Limitation - To the fullest extent permitted by law, the parties agree that, except for claims for indemnification, the time period for bringing claims under this Agreement shall expire one (1) year after Project completion. Project completion is defined for General Consultation Services as the delivery of the final reports or data as specified in the letter agreement. Construction Project Design Services are defined as complete upon the final inspection, release of the construction contractor's final retainage, delivery of final "redline" plans and acceptance of the project for its intended use.
 - D. Prevailing Party Litigation Costs - In the event any actions are brought to enforce this Agreement, the prevailing party shall be entitled to collect its litigation costs and attorney's fees from the other party.
 - E. No Waiver - In the performance of any particular section of this Agreement, waiver by either party of a default by the other party shall not invalidate any section of this Agreement or operate as a waiver of any future default.

- F. No Third-Party Beneficiary - Nothing contained in this Agreement, nor the performance of the parties hereunder, is intended to benefit or inure to the benefit of any third party, including the Client's contractors, if any.
- G. Severability - The various terms, provisions and covenants herein shall be deemed separate and severable and the invalidity or unenforceability of any of them shall not affect or impair the validity or enforceability of the remainder.
- H. Authority - The persons signing this Agreement warrant that they have the authority to sign as, or on behalf of, the party for whom they are signing.
- XIV. Address of Notices and Communication: All notices and communications to the Engineer under this Agreement shall be mailed by certified mail, return receipt requested, or delivered to the Engineer at the following address:

Espey Consultants, Inc.
2777 North Stemmons Fwy, Suite 1102
Dallas, Texas 75207
Attention: Stephen M. Jenkins, P.E.

All notices and communications to the Client under this Agreement shall be mailed by certified mail, return receipt requested, or delivered to the Client at the following address:

City of Sherman
220 W. Mulberry Street
Sherman, Texas 75091-1106
Attention: Don Keene

AGREED TO:
CITY OF SHERMAN

By: _____

Printed Name: _____

Title: _____

Date: _____

AGREED TO:
ESPEY CONSULTANTS, INC.

By: Way. Hunter

Printed Name: WAYNE HUNTER

Title: DFW BRANCH MGR.

Date: 7/16/10

ATTACHMENT A
Watershed Management Plan
Scope of Services

I. Background

The City of Sherman (CITY) completed an updated Comprehensive Master Plan in 2009 that identified as a community goal, increasing the ability of natural and engineered systems to manage stormwater runoff in existing neighborhoods and future development. A primary objective in achieving that goal is a flood protection planning effort that will identify and quantify potential flood damage in the Post Oak Creek and Sand Creek watershed. This effort will update previous work in the area, consolidate it to a focused set of alternatives for reducing flood impacts, consider alternatives to reducing flood impacts, and develop an implementation approach. Through this process, the prioritization of capital improvements will be developed, using defined information on impacts avoided in the areas of these proposed improvements, the costs of the improvements, and alternatives for implementation.

Espey Consultants, Inc. (Engineer) will assist CITY in identifying sources of funding assistance in the development of the Watershed Management Plan. The following services are presented as the scope of services to be performed by Espey Consultants as ENGINEER for the PROJECT.

II. Data Inventory and Data Acquisition

ENGINEER will provide these services to the CITY:

1. Inventory and compile available data that is essential to a flood protection planning effort;
2. Prepare a data gap analysis that identifies available data and data to be developed;
3. Prepare a memorandum for CITY that outlines the data to be generated as part of the flood protection planning effort and that to be developed apart from the effort with projected costs with the technical criteria for acquisition of new data;
4. Prepare for and participate in at least one (1) PROJECT workshop meeting with CITY personnel at the CITY'S office to discuss the data availability and data acquisition.

III. Technical Advisory Committee Development

A Technical Advisory Committee will provide peer review by agencies and entities knowledgeable or affected by the results of the flood protection planning effort. The Technical Advisory Committee will attend technical meetings at each milestone of the study.

ENGINEER will provide these services to the CITY:

1. Prepare an information packet for prospective Technical Advisory Committee members;
2. Contact prospective Technical Advisory Committee members to discuss the flood

protection planning effort;

3. Provide CITY with a summary of communications with prospective Technical Advisory Committee members

IV. Repetitive Loss Property Feasibility Analysis

ENGINEER will provide these services to the CITY:

1. Review CITY records of repetitive loss and severe repetitive loss properties;
2. Obtain NFIP premium and claims histories from FEMA;
3. Obtain Grayson County Central Appraisal District appraised values for repetitive loss and severe repetitive loss properties;
4. Prepare a memorandum summarizing findings.

V. Flood Protection Plan Funding Application

ENGINEER will provide these services to the CITY:

1. Using CITY records, prepare a digital map of drainage and flooding complaints;
2. Prepare an application for TWDB grant funding for development of the flood protection planning effort.

VI. Assumptions with Scope of Services

The following assumptions have been developed in order to establish a basis for scope and fee development. To the extent these assumptions are determined to be invalid, CITY and ENGINEER agree to consider the need for adding scope or fee to this assignment.

1. This Scope of Services is intended to prepare data for use in submitting CITY's application for grant funding for development of a Flood Protection Plan (FPP). Grant funding through the Texas Water Development Board.

ATTACHMENT B
Watershed Management Plan
Compensation Schedule

For all professional engineering services included in ATTACHMENT A, Scope of Services, the CITY agrees to pay the ENGINEER on a reimbursable basis.

BASIC SERVICES

Task budget for detailed scope of work by task.

<u>TASK</u>	<u>TASK TOTAL</u>
1. Data Inventory and Data Acquisition	\$ 3,966
2. Technical Advisory Committee Development	1,355
3. Repetitive Loss Property Feasibility Analysis	2,116
4. Flood Protection Plan Funding Application	4,101
Total Fee for Basic Services	\$ 11,691

ATTACHMENT C
2010 Rate Schedule

The following professional and support service rates have been established for Espey Consultants, Inc. (EC) in calendar year 2010.

Classification	Rates
Principal	\$ 180.00 - \$ 205.00
Sr. Project Manager	\$ 160.00 - \$ 180.00
Project Manager	\$ 115.00 - \$ 150.00
Engineer/Scientist/Planner	\$ 95.00 - \$ 130.00
Engineering Staff	\$ 75.00 - \$ 105.00
Sr. Technician/Drafter	\$ 85.00 - \$ 100.00
Technician/Drafter	\$ 50.00 - \$ 80.00
Administrative Support	\$ 55.00 - \$ 75.00

Travel and Subsistence:

All travel and subsistence expenses will be invoiced at actual cost plus ten (10) percent. Cost of mileage for private and company vehicles is computed at the prevailing rate designated by the U.S. Internal Revenue Service. The current rate is \$0.50 per mile.

Purchased Services:

All purchased services are invoiced at actual cost plus ten (10) percent. These include but are not limited to reproduction, rented or leased equipment, etc.

Subconsultant Services:

All subconsultant services (geotechnical, survey, landscape architecture, etc.) are invoiced at cost plus ten (10) percent.



SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager

Date: 8-16-2010

Subject: Agenda Item No. C.2

RESOLUTION NO. 5515

Appointing and Authorizing the Execution of an Agreement with Pattillo, Brown & Hill, L.L.P. to Perform the Fiscal Year 2010 Audit

Background

In 2007, the Council approved the appointment of Pattillo, Brown & Hill, L.L.P. (PBH) as the City's independent auditors. This agreement allowed for up to four (4) automatic renewals of the agreement for these services. The staff and Council Audit Committee were pleased with the performance of the firm for the past three (3) years and are recommending reappointment of PBH for the fiscal year (FY) 2010 audit.

Origination

Council Audit Committee

Robby Hefton, Assistant City Manager/CFO

Financial Consideration

The fee estimate for these services is \$44,500, with SEDCO paying \$2,700 and the City paying \$41,800. Funds have been allocated in the FY 2010-2011 budget for this expenditure.

Staff Recommendation

The staff recommends the City Council accept the recommendation of the Council Audit Committee to reappoint Pattillo, Brown & Hill, L.L.P. to perform the annual audit for the fiscal year ending September 30, 2010.

Alternatives

The City Council could instruct the staff to seek request proposals from other firms.

Attachments

Resolution No. 5515

Memo to Council Audit Committee

Engagement Letter

Prepared by:
Robby Hefton, Assistant City Manager/CFO

Approved by:
George Olson, City Manager

RESOLUTION NO. 5515

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, APPOINTING AND AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH PATTILLO, BROWN & HILL, L.L.P. TO PERFORM THE FISCAL YEAR 2010 AUDIT; 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 Council hereby appoints Pattillo, Brown & Hill, L.L.P. to perform the annual audit for the City of Sherman for fiscal year ending September 30, 2010.

SECTION 2. That the City Manager be and is hereby authorized and directed, subject to all agreement documents being properly completed and approved as to form and content by the City Attorney, to execute a contract with Pattillo, Brown & Hill, L.L.P. to perform the annual audit for the City of Sherman for fiscal year ending September 30, 2010.

SECTION 3. 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 _____, 2010.

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

memorandum

DATE: Tuesday, August 10, 2010

TO: The Council Audit Committee
The Honorable Joe N. Smith, Deputy Mayor
The Honorable Cary Wacker, Council Member
The Honorable Chip Adami, Council Member

MC: The Honorable Mayor Bill Magers and Members of the Sherman City Council
George Olson, City Manager

FROM: Robby Hefton, Assistant City Manager/Chief Financial Officer 

SUBJECT: Appointment of Independent Auditor
for the Fiscal Year Ended September 30, 2010 Audit

In 2007, at the recommendation of staff, the Audit Committee appointed Pattillo, Brown & Hill, LLP (PBH) located in Waco, Texas to perform the independent audit for the year ended September 30, 2007. As part of this contract, the City is allowed to automatically renew these services annually for up to four (4) renewals.

The staff was pleased with the work product and working relationship with PBH the last three years and is recommending their reappointment for the audit of the City and SEDCO for the year ended September 30, 2010. The fee estimate for these services totals \$44,500, including the audit of SEDCO. This represents a 3.5% increase over the prior year fee of \$43,000. The current year fee is consistent with the proposal submitted by PBH and accepted by the City in 2007.

Audit field work is expected to begin in September; and the audit is expected to be completed and the report draft received by January 31, 2011. Reappointment of PBH is scheduled for the August 16, 2010 Council meeting. If you have any questions prior to the Council meeting, please let me know.

RH:pc

attachments: Auditor Engagement Letter and Peer Review Letter



PB&H
PATTILLO, BROWN & HILL, L.L.P.
CERTIFIED PUBLIC ACCOUNTANTS ■ BUSINESS CONSULTANTS

July 9, 2010

City of Sherman, Texas
Attention: Mary Lawrence, Controller
405 North Rusk Street
Sherman, Texas 75091-1106

Ladies and Gentlemen:

We are pleased to confirm our understanding of the services we are to provide the City of Sherman, Texas for the year ended September 30, 2010. We will audit the financial statements of the governmental activities, the business-type activities, the discretely presented component unit (Sherman Economic Development Corporation), each major fund, and the aggregate remaining fund information, which collectively comprise the basic financial statements, of the City of Sherman, Texas as of and for the year ended September 30, 2010. Accounting standards generally accepted in the United States provide for certain required supplementary information (RSI), such as management's discussion and analysis (MD&A), to supplement the City of Sherman, Texas' basic financial statements. Such information, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. As part of our engagement, we will apply certain limited procedures to the City of Sherman, Texas' RSI in accordance with auditing standards generally accepted in the United States of America. These limited procedures will consist of inquiries of management regarding the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We will not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance. The following RSI is required by generally accepted accounting principles and will be subjected to certain limited procedures, but will not be audited:

- 1) Management's Discussion and Analysis.
- 2) Budgetary Comparison Schedule – General Fund.
- 3) Budgetary Comparison Schedule – General Improvement Fund.

Supplementary information other than RSI also accompanies the City of Sherman, Texas' financial statements. We will subject the following supplementary information to the auditing procedures applied in our audit of the financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the financial statements or to the financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America and will provide an opinion on it in relation to the financial statements as a whole:

- 1) Schedule of expenditures of federal awards.
- 2) Combining and individual fund statements and schedules.

The following other information accompanying the financial statements will not be subjected to the auditing procedures applied in our audit of the financial statements, and for which our auditor's report will not provide an opinion or any assurance.

- 1) Introductory section.
- 2) Statistical data.

Audit Objectives

The objective of our audit is the expression of opinions as to whether your basic financial statements are fairly presented, in all material respects, in conformity with U.S. generally accepted accounting principles and to report on the fairness of the supplementary information referred to in the second paragraph when considered in relation to the financial statements as a whole. The objective also includes reporting on—

- Internal control related to the financial statements and compliance with laws, regulations, and the provisions of contracts or grant agreements, noncompliance with which could have a material effect on the financial statements in accordance with *Government Auditing Standards*.
- Internal control related to major programs and an opinion (or disclaimer of opinion) on compliance with laws, regulations, and the provisions of contracts or grant agreements that could have a direct and material effect on each major program in accordance with the Single Audit Act Amendments of 1996 and OMB Circular A-133, *Audits of States, Local Governments, and Non-Profit Organizations*.

The reports on internal control and compliance will each include a statement that the report is intended solely for the information and use of management, the body or individuals charged with governance, others within the entity specific legislative or regulatory bodies, federal awarding agencies, and if applicable, pass-through entities and is not intended to be and should not be used by anyone other than these specified parties. Our audit will be conducted in accordance with auditing standards generally accepted in the United States of America; the standards for financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States; the Single Audit Act Amendments of 1996; and the provisions of OMB Circular A-133, and will include tests of accounting records, a determination of major program(s) in accordance with OMB Circular A-133, and other procedures we consider necessary to enable us to express such opinions and to render the required reports. If our opinions on the financial statements or the Single Audit

compliance opinions are other than unqualified, we will fully discuss the reasons with you in advance. If circumstances occur related to the condition of your records, the availability of sufficient, appropriate audit evidence, or the existence of a significant risk of material misstatement of the financial statements caused by error, fraudulent financial reporting, or misappropriation of assets, which in our professional judgment prevent us from completing the audit or forming an opinion on the financial statements, we retain the right to take any course of action permitted by professional standards, including declining to express an opinion or issue a report, or withdrawing from the engagement.

Management Responsibilities

Management is responsible for the basic financial statements and all accompanying information as well as all representations contained therein. Management is also responsible for identifying government award programs and understanding and complying with the compliance requirements, and for preparation of the schedule of expenditures of federal awards in accordance with the requirements of OMB Circular A-133. As part of the audit, we will assist with preparation of your financial statements, schedule of expenditures of federal awards, and related notes. You are responsible for making all management decisions and performing all management functions relating to the financial statements, schedule of expenditures of federal awards, and related notes and for accepting full responsibility for such decisions. You will be required to acknowledge in the management representation letter our assistance with preparation of the financial statements and the schedule of expenditures of federal awards and that you have reviewed and approved the financial statements, schedule of expenditures of federal awards, and related notes prior to their issuance and have accepted responsibility for them. Further, you are required to designate an individual with suitable skill, knowledge, or experience to oversee any nonaudit services we provide and for evaluating the adequacy and results of those services and accepting responsibility for them.

Management is responsible for establishing and maintaining effective internal controls, including internal controls over compliance, and for evaluating and monitoring ongoing activities, to help ensure that appropriate goals and objectives are met and that there is reasonable assurance that government programs are administered in compliance with compliance requirements. You are also responsible for the selection and application of accounting principles; for the fair presentation in the financial statements of the respective financial position of the governmental activities, the business-type activities, the discretely presented component unit, each major fund, and the aggregate remaining fund information of the City of Sherman, Texas and the respective changes in financial position and, where applicable, cash flows in conformity with U.S. generally accepted accounting principles; and for compliance with applicable laws and regulations and the provisions of contracts and grant agreements.

Management is also responsible for making all financial records and related information available to us and for ensuring that management and financial information is reliable and properly recorded. Your responsibilities also include identifying significant vendor relationships in which the vendor has responsibility for program compliance and for the accuracy and completeness of that information. Your responsibilities include adjusting the financial statements to correct material misstatements and confirming to us in the representation letter that the effects of any uncorrected misstatements aggregated by us during the current engagement and pertaining to the latest period presented are immaterial, both individually and in the aggregate, to the financial statements taken as a whole.

You are responsible for the design and implementation of programs and controls to prevent and detect fraud, and for informing us about all known or suspected fraud or illegal acts affecting the government involving (1) management, (2) employees who have significant roles in internal control, and (3) others where the fraud or illegal acts could have a material effect on the financial statements. Your responsibilities include informing us of your knowledge of any allegations of fraud or suspected fraud affecting the government received in communications from employees, former employees, grantors, regulators, or others. In addition, you are responsible for identifying and ensuring that the entity complies with applicable laws, regulations, contracts, agreements, and grants. Additionally, as required by OMB Circular A-133, it is management's responsibility to follow up and take corrective action on reported audit findings and to prepare a summary schedule of prior audit findings and a corrective action plan. The summary schedule of prior audit findings should be available for our review on January 16, 2011. You are responsible for the preparation of the supplementary information in conformity with U.S. generally accepted accounting principles. You agree to include our report on the supplementary information in any document that contains and indicates that we have reported on the supplementary information. You also agree to present the supplementary information with the audited financial statements.

Management is responsible for establishing and maintaining a process for tracking the status of audit findings and recommendations. Management is also responsible for identifying for us previous financial audits, attestation engagements, performance audits, or other studies related to the objectives discussed in the Audit Objectives section of this letter. This responsibility includes relaying to us corrective actions taken to address significant findings and recommendations resulting from those audits, attestation engagements, performance audits, or studies. You are also responsible for providing management's views on our current findings, conclusions, and recommendations, as well as your planned corrective actions, for the report, and for the timing and format for providing that information. With regard to using the auditor's report, you understand that you must obtain our prior written consent to reproduce or use our report in bond offering official statements or other documents. With regard to the electronic dissemination of audited financial statements, including financial statements published electronically on your website, you understand that electronic sites are a means to distribute information and, therefore, we are not required to read the information contained in these sites or to consider the consistency of other information in the electronic site with the original document.

Audit Procedures—General

An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements; therefore, our audit will involve judgment about the number of transactions to be examined and the areas to be tested. We will plan and perform the audit to obtain reasonable rather than absolute assurance about whether the financial statements are free of material misstatement, whether from (1) errors, (2) fraudulent financial reporting, (3) misappropriation of assets, or (4) violations of laws or governmental regulations that are attributable to the entity or to acts by management or employees acting on behalf of the entity. Because the determination of abuse is subjective, *Government Auditing Standards* do not expect auditors to provide reasonable assurance of detecting abuse.

Because an audit is designed to provide reasonable, but not absolute assurance and because we will not perform a detailed examination of all transactions, there is a risk that material misstatements or noncompliance may exist and not be detected by us. In addition, an audit is not designed to detect immaterial misstatements or violations of laws or governmental regulations that do not have a direct and material effect on the financial statements or major programs. However, we will inform you of any material errors and any fraudulent financial reporting or misappropriation of assets that come to our attention. We will also inform you of any violations of laws or governmental regulations that come to our attention, unless clearly inconsequential, and of any material abuse that comes to our attention. We will include such matters in the reports required for a Single Audit. Our responsibility as auditors is limited to the period covered by our audit and does not extend to any later periods for which we are not engaged as auditors.

Our procedures will include tests of documentary evidence supporting the transactions recorded in the accounts, and may include tests of the physical existence of inventories, and direct confirmation of receivables and certain other assets and liabilities by correspondence with selected individuals, funding sources, creditors, and financial institutions. We will request written representations from your attorneys as part of the engagement, and they may bill you for responding to this inquiry. At the conclusion of our audit, we will require certain written representations from you about the financial statements and related matters.

Audit Procedures—Internal Controls

Our audit will include obtaining an understanding of the entity and its environment, including internal control, sufficient to assess the risks of material misstatement of the financial statements and to design the nature, timing, and extent of further audit procedures. Tests of controls may be performed to test the effectiveness of certain controls that we consider relevant to preventing and detecting errors and fraud that are material to the financial statements and to preventing and detecting misstatements resulting from illegal acts and other noncompliance matters that have a direct and material effect on the financial statements. Our tests, if performed, will be less in scope than would be necessary to render an opinion on internal control and, accordingly, no opinion will be expressed in our report on internal control issued pursuant to *Government Auditing Standards*.

As required by OMB Circular A-133, we will perform tests of controls over compliance to evaluate the effectiveness of the design and operation of controls that we consider relevant to preventing or detecting material noncompliance with compliance requirements applicable to each major federal award program. However, our tests will be less in scope than would be necessary to render an opinion on those controls and, accordingly, no opinion will be expressed in our report on internal control issued pursuant to OMB Circular A-133.

An audit is not designed to provide assurance on internal control or to identify significant deficiencies. However, during the audit, we will communicate to management and those charged with governance internal control related matters that are required to be communicated under AICPA professional standards, *Government Auditing Standards*, and OMB Circular A-133.

Audit Procedures—Compliance

As part of obtaining reasonable assurance about whether the financial statements are free of material misstatement, we will perform tests of the City of Sherman, Texas' compliance with applicable laws and regulations and the provisions of contracts and agreements, including grant agreements. However, the objective of those procedures will not be to provide an opinion on overall compliance and we will not express such an opinion in our report on compliance issued pursuant to *Government Auditing Standards*.

OMB Circular A-133 requires that we also plan and perform the audit to obtain reasonable assurance about whether the auditee has complied with applicable laws and regulations and the provisions of contracts and grant agreements applicable to major programs. Our procedures will consist of tests of transactions and other applicable procedures described in the *OMB Circular A-133 Compliance Supplement* and related addenda for the types of compliance requirements that could have a direct and material effect on each of the City of Sherman, Texas' major programs. The purpose of these procedures will be to express an opinion on the City of Sherman, Texas' compliance with requirements applicable to each of its major programs in our report on compliance issued pursuant to OMB Circular A-133.

Engagement Administration, Fees, and Other

We understand that your employees will prepare all cash, accounts receivable, or other confirmations we request and will locate any documents selected by us for testing.

At the conclusion of the engagement, we will complete the appropriate sections of the Data Collection Form that summarizes our audit findings. It is management's responsibility to submit the reporting package (including financial statements, schedule of expenditures of federal awards, summary schedule of prior audit findings, auditors' reports, and corrective action plan) along with the Data Collection Form to the federal audit clearinghouse. We will coordinate with you the electronic submission and certification. If applicable, we will provide copies of our report for you to include with the reporting package you will submit to pass-through entities. The Data Collection Form and the reporting package must be submitted within the earlier of 30 days after receipt of the auditors' reports or nine months after the end of the audit period, unless a longer period is agreed to in advance by the cognizant or oversight agency for audits.

The audit documentation for this engagement is the property of Pattillo, Brown & Hill, L.L.P. and constitutes confidential information. However, pursuant to authority given by law or regulation, we may be requested to make certain audit documentation available to a federal agency providing direct or indirect funding, or the U.S. Government Accountability Office for purposes of a quality review of the audit, to resolve audit findings, or to carry out oversight responsibilities. We will notify you of any such request. If requested, access to such audit documentation will be provided under the supervision of Pattillo, Brown & Hill, L.L.P. personnel. Furthermore, upon request, we may provide copies of selected audit documentation to the aforementioned parties. These parties may intend, or decide, to distribute the copies or information contained therein to others, including other governmental agencies.

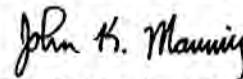
The audit documentation for this engagement will be retained for a minimum of five years after the report release or for any additional period requested by a federal awarding agency. If we are aware that a federal awarding agency, pass-through entity, or auditee is contesting an audit finding, we will contact the party(ies) contesting the audit finding for guidance prior to destroying the audit documentation.

We expect to begin our audit on approximately November 29, 2010 and to issue our reports no later than March 15, 2011. John K. Manning is the engagement partner and is responsible for supervising the engagement and signing the reports or authorizing another individual to sign them. Our fee for these services will be at our standard hourly rates plus out-of-pocket costs (such as report reproduction, word processing, postage, travel, copies, telephone, etc.) except that we agree that our gross fee, including expenses, will not exceed \$41,750. Our standard hourly rates vary according to the degree of responsibility involved and the experience level of the personnel assigned to your audit. Our invoices for these fees will be rendered each month as work progresses and are payable on presentation. In accordance with our firm policies, work may be suspended if your account becomes 60 days or more overdue and may not be resumed until your account is paid in full. If we elect to terminate our services for nonpayment, our engagement will be deemed to have been completed upon written notification of termination, even if we have not completed our report(s). You will be obligated to compensate us for all time expended and to reimburse us for all out-of-pocket costs through the date of termination. The above fee is based on anticipated cooperation from your personnel and the assumption that unexpected circumstances will not be encountered during the audit. If significant additional time is necessary, we will discuss it with you and arrive at a new fee estimate before we incur the additional costs.

Government Auditing Standards require that we provide you with a copy of our most recent external peer review report and any letter of comment, and any subsequent peer review reports and letters of comment received during the period of the contract. Our 2007 peer review letter of comment accompanies this letter.

We appreciate the opportunity to be of service to the City of Sherman, Texas and believe this letter accurately summarizes the significant terms of our engagement. If you have any questions, please let us know. If you agree with the terms of our engagement as described in this letter, please sign the enclosed copy and return it to us.

Very truly yours,
Pattillo, Brown & Hill, L.L.P.



John K. Manning, CPA

JKM/ar

RESPONSE:

This letter correctly sets forth the understanding of the City of Sherman, Texas.

By: _____

Title: _____

Date: _____



EUBANK & BETTS

A Professional Limited Liability Company

CERTIFIED PUBLIC ACCOUNTANTS

3820 I-55 North, Suite 100 (39211) P.O. Box 16090

Jackson, Mississippi 39236-6090

Telephone 601-987-4300 Fax 601-987-4314

E-mail: firm@eubankbetts.com

Website: www.eubankbetts.com

November 15, 2007

*To the Partners of
Pattillo, Brown & Hill, LLP
and the Center for Public Company Audit Firms Peer Review Committee*

We have reviewed the system of quality control for the accounting and auditing practice of **Pattillo, Brown & Hill, LLP** (the firm) applicable to non-SEC issuers in effect for the year ended May 31, 2007. The firm's accounting and auditing practice applicable to SEC issuers was not reviewed by us since the Public Company Accounting Oversight Board (PCAOB) is responsible for inspecting that portion of the firm's accounting and auditing practice in accordance with PCAOB requirements. A system of quality control encompasses the firm's organizational structure and the policies adopted and procedures established to provide it with reasonable assurance of complying with professional standards. The elements of quality control are described in the Statements on Quality Control Standards issued by the American Institute of Certified Public Accountants (the AICPA). The design of the system, and compliance with it, are the responsibilities of the firm. Our responsibility is to express an opinion on the design of the system, and the firm's compliance with that system based on our review.

Our review was conducted in accordance with standards established by the Peer Review Committee of the Center for Public Company Audit Firms and included procedures to plan and perform the review that are summarized in the attached description of the peer review process. Our review would not necessarily disclose all weaknesses in the system of quality control or all instances of lack of compliance with it since it was based on selective tests. Because there are inherent limitations in the effectiveness of any system of quality control, departures from the system may occur and not be detected. Also, projection of any evaluation of a system of quality control to future periods is subject to the risk that the system of quality control may become inadequate because of changes in conditions, or that the degree of compliance with the policies or procedures may deteriorate.

In our opinion, the system of quality control for the accounting and auditing practice applicable to the non-SEC issuers of **Pattillo, Brown & Hill, LLP**, in effect for the year ended May 31, 2007, has been designed to meet the requirements of the quality control standards for an accounting and auditing practice established by the AICPA, and was complied with during the year then ended to provide the firm with reasonable assurance of complying with applicable professional standards.



EUBANK & BETTS, PLLC

CPA Associates International, Inc.,
A Worldwide Network of Accounting Firms

American Institute of Certified Public Accountants
Mississippi Society of Certified Public Accountants

AICPA Tax Division
AICPA Center for Public Company Audit Firms



SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager

Date: 8-16-2010

Subject: Agenda Item No. D.1

*** REQUEST TO ADVERTISE**

Repairs to Shepherd Drive 1 Woodbine Well Repair

Issue

Request to advertise for repairs to the Shepherd Drive 1 Woodbine Well

Background

The pump on the Shepherd Drive 1 Woodbine Well is failing and needs to be pulled and inspected, with repairs and/or replacement as required. Since the well has been in service for more than 20 years, it may be necessary to replace piping and other components.

Origination

Department of Utilities Administration

Financial Consideration

Funds for the well repairs are available in the Water Production budget. Costs for advertising are expected to be less than \$200.

Staff Recommendation

It is recommended that the City Council approve this request to advertise for a bid to repair this well.

Alternatives

As may be directed by the City Council

Attachments

None

Prepared by:
Mark Gibson, Engineering & Public Works Director

Approved by:
George Olson, City Manager



SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager

Date: 8-16-2010

Subject: Agenda Item No. D.2

*** OTHER BUSINESS**

Consider Request of the Hispanic Heritage Council of Sherman to Temporarily Close Certain Streets, Suspend Parking Time Limits, and Use Certain City Facilities and Services for the Annual Hispanic Heritage Festival on Saturday, September 11, 2010

Issue

Approval of street closures and other assistance to facilitate the annual Hispanic Heritage Festival event on Saturday, September 11, 2011

Background

For a number of years, the Hispanic Heritage Festival has been held on the Courthouse Square grounds during the same weekend as the Sherman Arts Festival. This year, the Hispanic Heritage Council of Sherman proposes to hold their annual event on the Municipal Building grounds from 11:00 a.m. to 5:00 p.m. on Saturday, September 11th, one week earlier than the annual Sherman Arts Festival. The event organizers have reserved the Oliver Dewey Mayor Outdoor Theater and the Municipal Ballroom; and they request street closures around the Municipal Building along with a dumpster, trash carts, and barricades. In addition to the above specific requests, the event will require traffic control assistance and medical support from the City of Sherman

Origination

Ms. Rhonda Marroquin, 2nd Vice President of the Hispanic Heritage Council of Sherman

Financial Consideration

Labor and equipment to provide traffic control assistance, medical support, and implement barricades, placement of trash cans and dumpsters, trash pickup, and sweeping of the streets in the area.

Staff Recommendation

It is recommended that the City Council approve the request to hold this annual event on the Municipal Building grounds and that the staff be authorized to use necessary City resources to accommodate this event.

Alternatives

As may be recommended by the Council.

Attachments

Event Organizer Request
Street Closure/Barricade Map

Prepared by:
Don Keene, Exec. Director – Planning and Public Works

Approved by:
George Olson, City Manager



July 28, 2010

City of Sherman
Director of Public Works
P.O. Box 1106
Sherman, TX 75091

Dear Sir or Madam:

This is a request made by the Hispanic Heritage Council of Sherman regarding the Annual Hispanic Heritage Celebration. This year's event will be taking place at the Sherman Municipal Grounds on Saturday, September 11, 2010. The outdoor event is scheduled to take place from 11am to 5pm followed by the evening event to be held at the city of Sherman ballroom.

The following items are being requested from the city of Sherman:

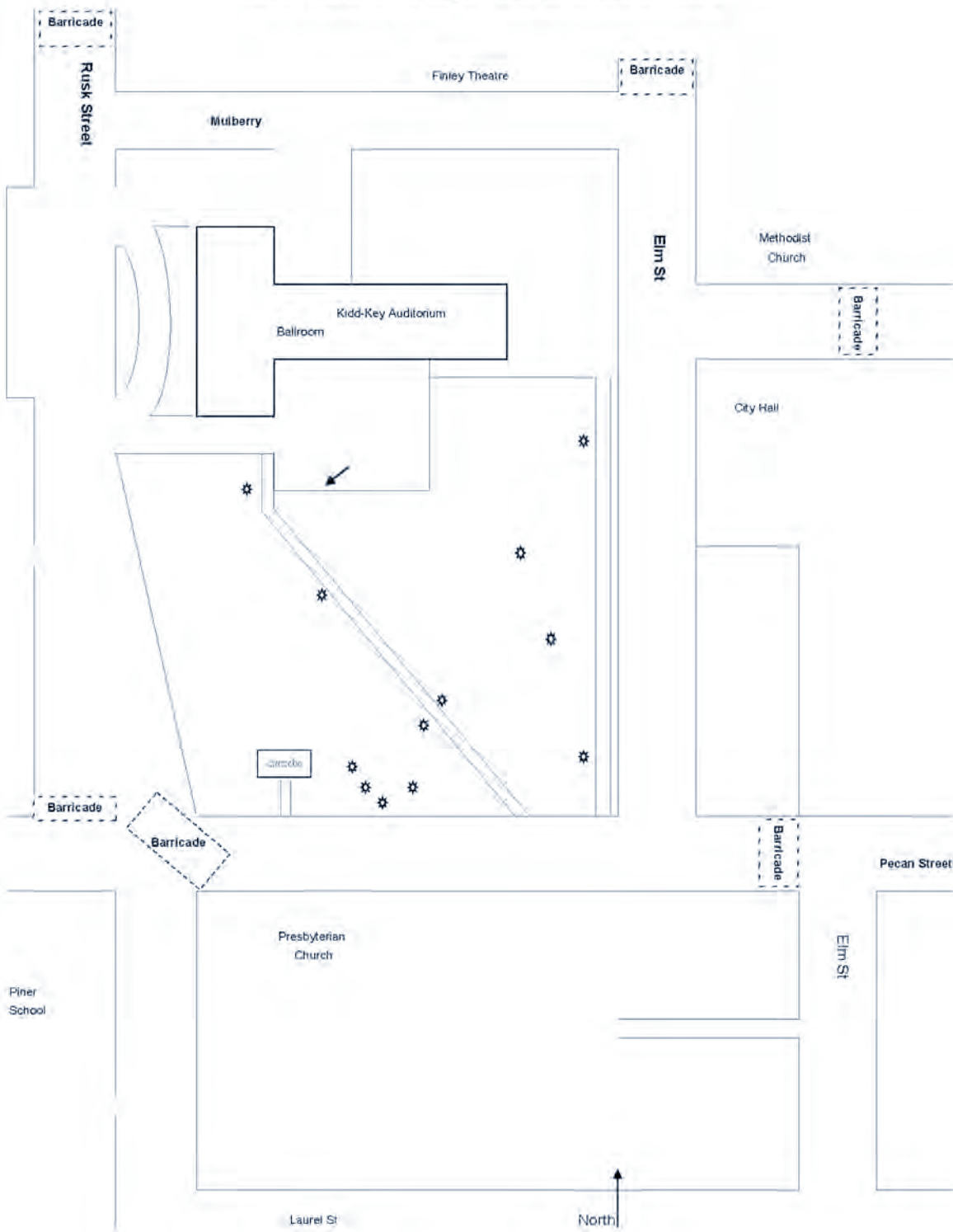
- Request for one city dumpster to be placed on the South side of the Municipal lawn in the parking lot - (East corner of the parking lot).
- Request for twelve of the green roll around trash cans. (to be placed near the city dumpster)
- Request street closure of Rusk Street at the intersections of Rusk and Mulberry and Rusk and Pecan.
- Request street closure of Elm Street at 2 intersections, both named Mulberry and Elm) and at one intersection of Pecan and Elm.
- Request for 20 street barricades to be used as needed for blocking off sections during event.

The Hispanic Heritage Council would like to thank the City of Sherman for its cooperation and assistance in the coordination of our request.

Thank you for your consideration,

Rhonda Marroquin
2nd Vice-President
Hispanic Heritage Council of Sherman

2010 Hispanic Heritage Festival Street Closures





SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager

Date: 8-16-2010

Subject: Agenda Item No. D.3

*** OTHER BUSINESS**

Consider Request of the Sherman Arts Festival Committee to Temporarily Close Certain Streets, Suspend Parking Time Limits, and Use Certain City Facilities and Services for the 28th Annual Sherman Arts Festival on Saturday, September 18, 2010

Issue

The Sherman Arts Festival Committee proposes to hold the 28th annual Sherman Arts Festival on Saturday, September 18th, and requests barricades and street closures, suspension of parking time limits, and the use of City facilities and services, including trash pickup, trash cans, dumpsters, and street sweepers.

Background

The Sherman Arts Festival Committee proposes to hold its 28th annual Sherman Arts Festival on the Municipal Building grounds from 9:00 a.m. to 5:00 p.m. on Saturday, September 18th, and has reserved the Oliver Dewey Mayor Outdoor Theater, the Municipal Ballroom, and the Kidd-Key Auditorium. In order to accommodate the 5K race, 15K race and the festival itself, they request barricades and street closures around the Municipal Building and the utilization of City services, including trash pickup, the placement of trash cans and dumpsters, access to tables and chairs, and the sweeping of streets around the Municipal Building and up Mulberry to Crockett sometime prior to September 14th. In addition to the above specific requests, the event will require traffic control assistance and medical support from the City of Sherman. No objections or concerns have been expressed concerning the proposed event or its location.

Origination

Sherman Arts Festival Committee Representative John R. Murphy

Financial Consideration

Labor and equipment to assist with the control of traffic and implementation of barricades, placement of trash cans and dumpsters, trash pickup and sweeping the streets in the area

Staff Recommendation

It is recommended that the City Council approve the request to hold this annual event on the Municipal Building grounds and that the staff be authorized to make the necessary expenditures and use necessary City resources to accommodate this event.

Alternatives

No alternatives are recommended.

Attachments

Mr. Murphy's request of July 29, 2010; Sherman Arts Festival info; Electrical/Barricade/Run Route Maps

Prepared by:
April Patterson, Tourism Director

Approved by:
George Olson, City Manager



July 29, 2010

George Olson,
City Manager
City of Sherman
P.O. Box 1106
Sherman, TX 75091-1106

George,

The Sherman Arts Festival Committee would like to reserve the grounds, including the gazebo, ballroom, auditorium, and all of the tables and chairs that you have made available in the past from mid-morning on Wednesday September 15 thru Saturday, September 18, 2010 at 6 p.m.

SCAH & the woodcarvers would like the ballroom from mid-afternoon on the 15th thru 6 p.m. on the 18th.

Please find attached the requested street closures that allow for the 5k and 15k races, and the Festival itself. The map of the 15k course is also attached. Some special help will be needed (again) from the Police Department to insure a safe route for the 15K. The logistics involved are ... interesting – this route is laid out and certified thru the national association.

As in the past, if the Street Department could put the barricades on the sidewalk/shoulder adjacent to the intersections on Friday afternoon, we will block the streets at dark-thirty on Saturday morning. And, we will return them to the sidewalks/shoulders Saturday evening.

Tents:

We will, again, be getting the framed 10x10 tents for the gatekeepers (the ones which will not blow away in a small breeze). The tent company wants to set them up where they will be needed, on Friday afternoon. We are asking y'all to provide barricades to surround these tents - which will be picked up on Monday morning. We will, of course try to place the tents outside of traffic lanes, but this will require one be in the middle of Rusk just South of Washington.

We will be getting another large tent for the dining area. Mike will clearly mark the irrigation and electrical lines, and the tent company guarantees they won't hit the lines if they are marked.

Thank you, in advance, for all the hours and effort you and your staff put into supporting this event! If you have any questions, please contact me.

Sincerely,

John R Murphy

Regarding Sherman Arts Festival

Street Closures:

Mulberry at the west side of city offices parking lot

Pecan at the west side of Elm as it heads south from Pecan and at the west side of Rusk as it turns west onto Pecan

Laurel at the west side of Elm as it heads south from Laurel

Elm at the north side of Mulberry

Rusk at the north side of Houston and the south side of Washington

Request 20 cones dropped off at the church lot on Washington & Elm.

Request 8 barricades at Pecan & Rusk and the traffic light there to be flashing.

Request permit-free parking in all city-owned lots on the day of the event.

Request use of City Services, trash pick-up, trash cans and dumpsters to be used.

Request streets around the Municipal building and up Mulberry to Crockett be swept within the week prior to the event.

2010 Arts Festival

Vendor Entrance

Mulberry

Teddy Bear Parade Registration

Finley Theatre

Manned Barricade

Food Vendor, Committee, Art & Woodcarver Parking

Kild-Key Auditorium

Ballroom Art Show/Wood Carvers

Band Bus

INFO Booth

INFO

Porta Potty (8)

Public Seating

Food Alley

Yon Kippur

Manned Barricade (After 5K)

5 & 15K Registration

5K and 15K Start & Finish

Police

Children's Activities

Electrical

Each 'E' represents an electrical box containing:

- (1) 230 Volt, 50 Amp plug
- (1) 125 Volt, 30 Amp RV plug
- (6) 110 Volt, 20 Amp plugs

There are two boxes at the NW corner, two at the SE corner and four at the SW corner of The Lawn

Spider Box

Vendor Parking

Pecan Street

Elm St

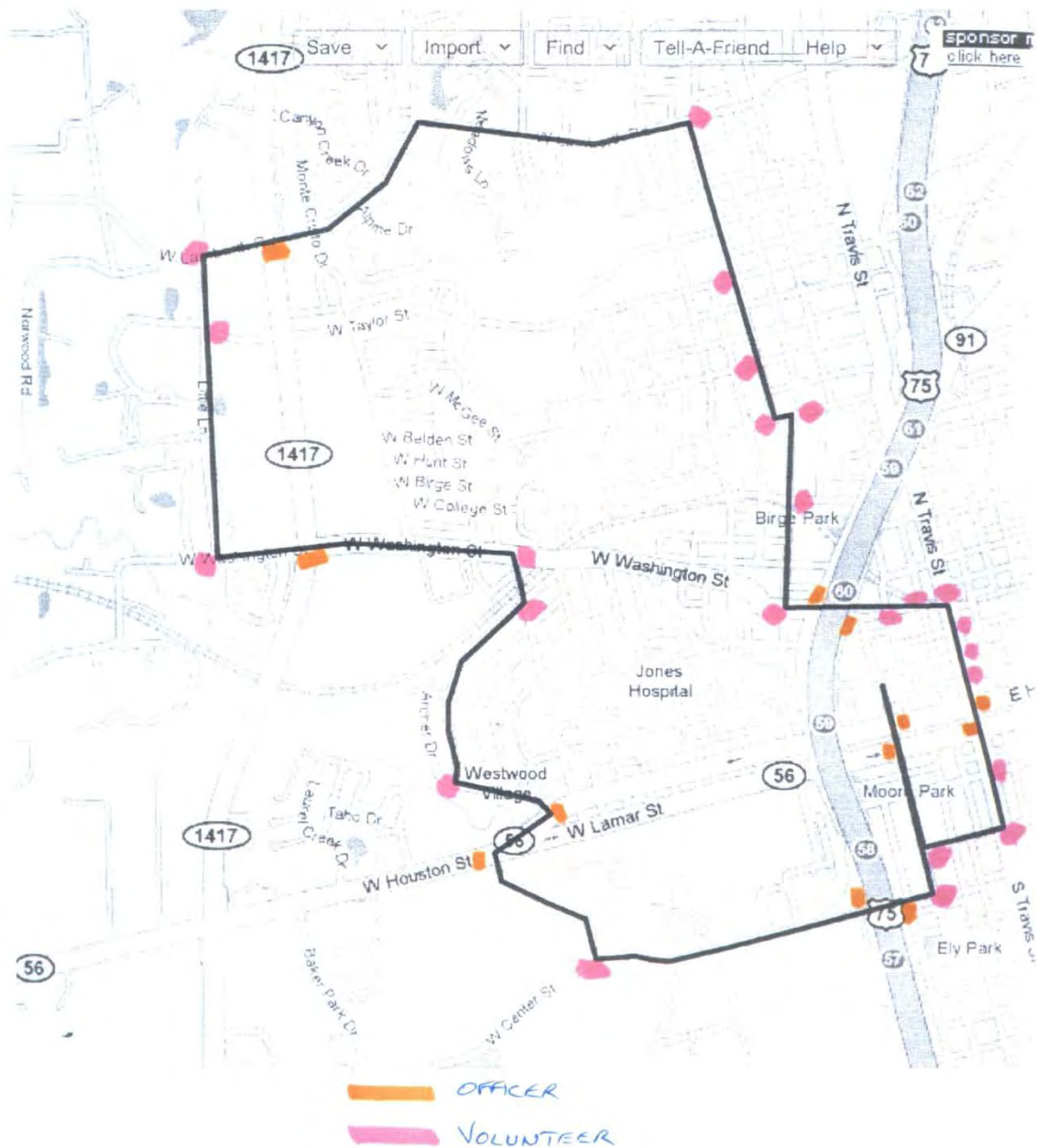
North

Electrical

Each 'E' represents an electrical box

- containing:
(1) 230 Volt, 50 Amp plug
(1) 125 Volt, 30 Amp RV plug
(6) 110 Volt, 20 Amp plugs

There are two boxes at the NW corner, two at the SE corner and four at the SW corner of The Lawn





SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager

Date: 8-16-2010

Subject: Agenda Item No. D.4

*** OTHER BUSINESS**

**Consider Request of the Sherman Independent School District
and the Sherman High School Student Council to Temporarily Close Certain Streets for
the 2010 Sherman High School Homecoming Parade on Monday, September 13, 2010**

Issue

The Sherman Independent School District (SISD) and the Sherman High School Student Council have submitted a request to close certain streets in the downtown area for the 2010 Sherman High School Homecoming Parade at 6:30 p.m. on Monday, September 13, 2010.

Background

The SISD and Sherman High School Student Council are co-sponsoring the 2010 Sherman High School Homecoming Parade on Monday, September 13th. The parade will assemble at 5:30 p.m. and will be over no later than 7:30 p.m.; and it will follow the route described in their request and outlined on the attached map. The event will require traffic control assistance, barricades, and emergency medical support from the City of Sherman.

Origination

Dr. Al Hambrick, Ed.D., SISD Superintendent

Financial Consideration

Labor and equipment to provide traffic control assistance, implement barricade placement and removal.

Staff Recommendation

It is recommended that the City Council approve this request and authorize the necessary traffic support, control and assistance to accommodate the event.

Alternatives

None recommended

Attachments

Dr. Hambrick's Written Request of August 5, 2010

Map of Proposed Route

Prepared by:

Don Keene, Exec. Director – Planning and Public Works

Approved by:

George Olson, City Manager



August 5, 2010

VIA FACSIMILE & U.S. MAIL

903-892-7355

Mr. George Olson
Sherman City Manager
220 West Mulberry Street
Sherman, TX 75090

Dear Mr. Olson:

Sherman High School Student Council and SISD are requesting to schedule the annual Sherman High School Homecoming Parade for Monday, September 13, 2010 at 6:30 p.m.

We would like to use the following route for the annual parade: East on Mulberry to Travis, South on Travis to Houston, West on Houston to Crockett, North on Crockett to Pecan, West on Pecan to Rusk.

Student Council also requests to use the block of Rusk between Pecan and Washington to assemble the parade. They will assemble at 5:30 p.m. and will have the area cleared by 7:30 p.m.

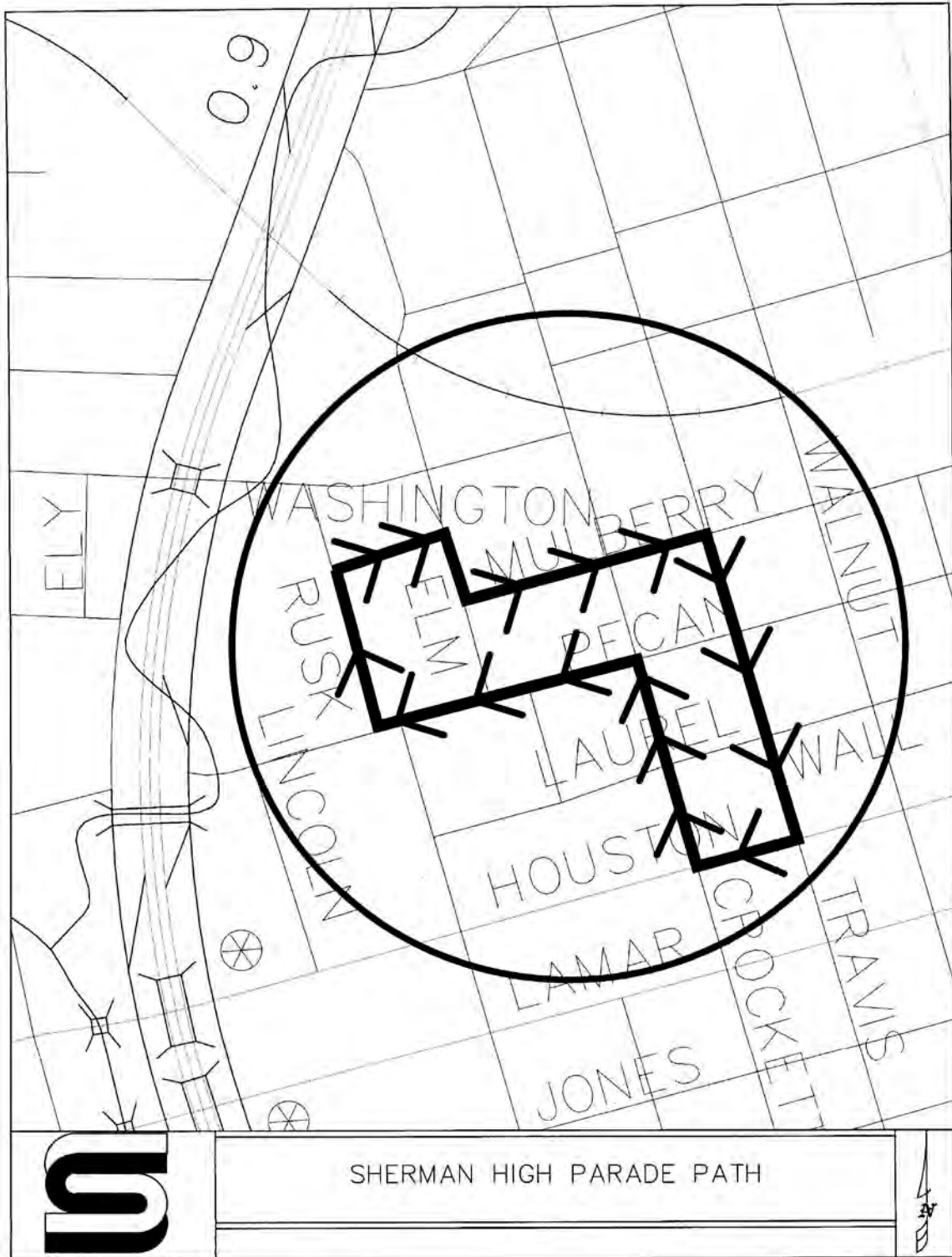
If you have any questions or need anything additional, please contact my secretary, Debbie Smith at 903-891-6400, extension 222.

Sincerely,

Al Hambrick, Ed.D.
Superintendent of Schools

dhs

Copy: Verna Sharer, Student Council Sponsor
Peggy VanMarter, Principal, SHS





SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager

Date: 8-16-2010

Subject: Agenda Item No. D.5

OTHER BUSINESS

Consider Scheduling a Joint Meeting of the City Council and the Sherman Economic Development Corporation Board of Directors for 12:00 noon on Thursday, September 23, 2010, to Review SEDCO's Annual Budget and Work Plan

Issue

To consider scheduling a joint meeting of the City Council and the Sherman Economic Development Corporation (SEDCO) Board of Directors for 12:00 noon on Thursday, September 23, 2010, to review SEDCO's annual budget and work plan

Background

The SEDCO Bylaws require an annual meeting of their Board of Directors with the City Council. Topics for consideration are (1) SEDCO's annual budget and (2) SEDCO's work plan for the upcoming 2010-2011 fiscal year.

Origination

SEDCO President John Boswell

Financial Consideration

Annual budget for SEDCO after review and consideration by the City Council

Staff Recommendation

It is recommended that the City Council schedule a joint meeting with the SEDCO Board of Directors for 12:00 noon on Thursday, September 23rd in the City Council Chambers.

Alternatives

Alternate meeting dates that are acceptable to the SEDCO Board are Tuesday, September 21st and Friday, September 24th.

Attachments

SEDCO President's request for the annual joint meeting

Prepared and Approved by:
George Olson, City Manager

August 11, 2010

Mr. George Olson
Sherman City Manager
220 W. Mulberry
Sherman, TX 75090

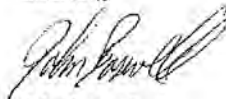
RE: Annual Joint Meeting with the City Council

Dear George,

Sections 1 & 2 of Article IV of the SEDCO Bylaws requires the SEDCO Board of Directors to approve a work plan and an annual budget. Once that is accomplished, both the work plan & budget are not effective until they are approved by the City Council. Therefore, the SEDCO Board of Directors would like to request a joint meeting with the Sherman City Council to consider approval of SEDCO's budget and work plan for the upcoming 2010 – 2011 fiscal year.

Please check with council members to see if they are available for a noon meeting on Tuesday, September 21st; Thursday, September 23rd; or Friday, September 24th. I will follow up with you next week.

Sincerely,



John Boswell
President



307 W. Washington
Suite 102
Sherman, TX 75090

903.868.2566
800.981.2568
fax 903.813.0403

www.sedco.org



SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager

Date: 8-16-2010

Subject: Agenda Item No. D.6

*** OTHER BUSINESS**

**Final Plat Approval of Fairview Baptist Church Addition,
a Replat of Northwood Heights Addition, Shannon Heights Addition, and W.M. Shannon
Supplement; Fairview Baptist Church, Owners; David Kight, Representative;
and Underwood Drafting and Surveying, Surveyors
(200-300 Blocks of West Taylor Street and 222 West Fairview Street)**

Issue

To consider Final Plat approval of Fairview Baptist Church Addition, a Replat of Northwood Heights Addition, Shannon Heights Addition, and W.M. Shannon Supplement, being:

- a. Block 1 – all of Block 18 of the Replat of Shannon Heights Addition, containing 3.916 acres;
- b. Block 2 – all of Block 1 and Lots 1, 2, 14, 15 and 16, Block 2, Northwood Heights Addition, containing 1.081 acres; and
- c. Block 3 – all of Lots 6-8 and the west 12' of Lot 5, Block 2 of W.M. Shannon Supplement, containing 1.289 acres.

Background

The property is located in the 200 and 300 blocks of West Taylor Street and 222 West Fairview Street; Fairview Baptist Church is the tenant. The owners would like to plat the property into three lots for expansion of the church.

Origination

Fairview Baptist Church (Owners), David Kight (Representative), and Underwood Drafting and Surveying (Surveyors)

Board Recommendation

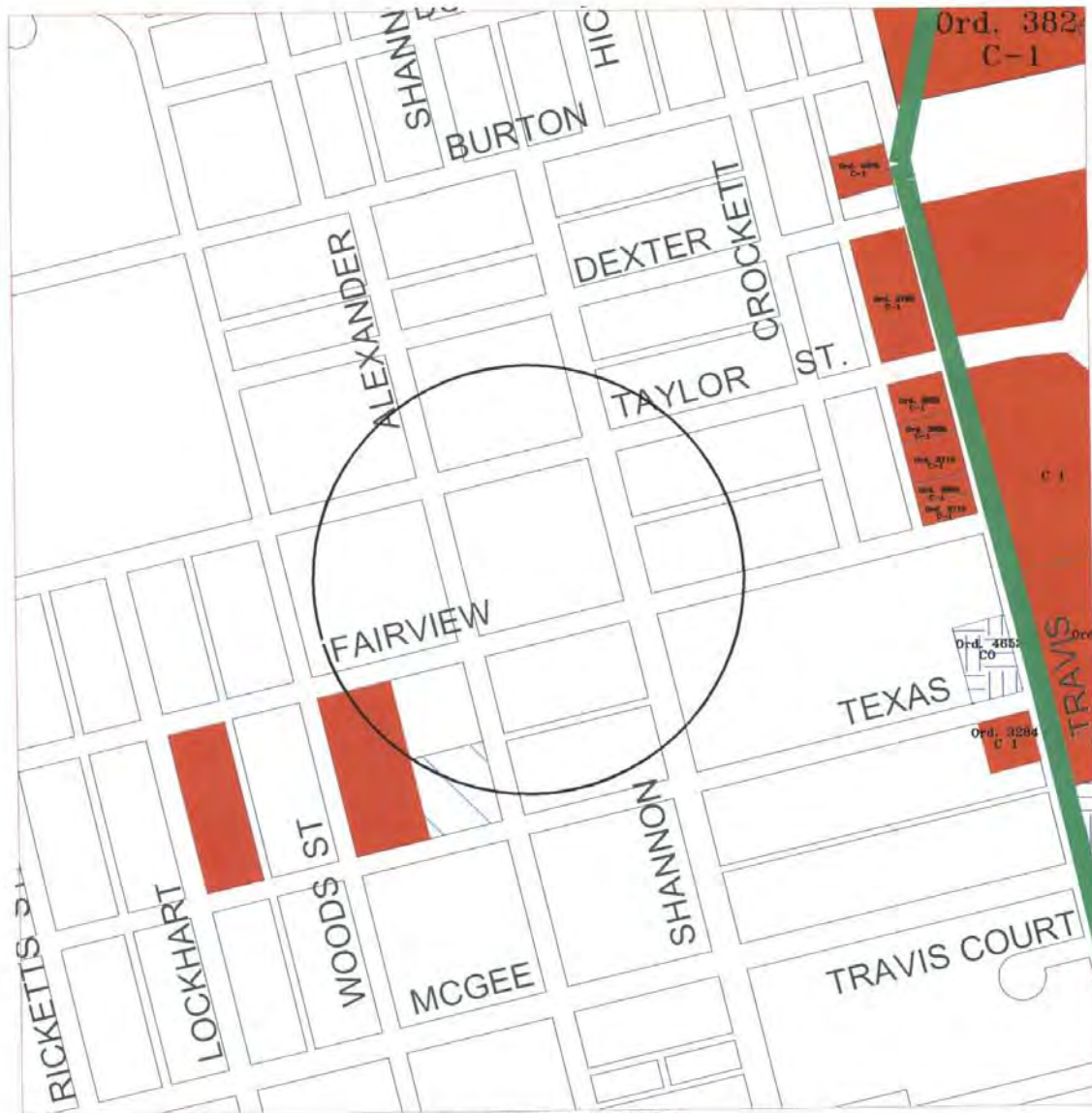
At the July 20, 2010 regular meeting, the Planning and Zoning Board voted unanimously to recommend to the City Council that the Final Plat be approved.

Attachments

Location Map
Photos
Plat
P&Z Communication
Staff Review Letter

Prepared by:
Scott Shadden, Development Services Director

Approved by:
George Olson, City Manager



LEGEND

	R-A	SINGLE FAMILY AGRICULTURAL DISTRICT		M-2	HEAVY MANUFACTURING DISTRICT
	SF-1	SINGLE FAMILY RESIDENTIAL DISTRICT		M-H	MANUFACTURED HOUSING DISTRICT
	R-1	ONE FAMILY RESIDENTIAL DISTRICT			BLALOCK INDUSTRIAL PARK OVERLAY DISTRICT - 75 & 82
	R-2	MULTI-FAMILY RESIDENTIAL DISTRICT		O-1	OVERLAY DISTRICT - 1417
	C-1	RETAIL BUSINESS DISTRICT		O-1.1	OVERLAY DISTRICT - SAM RAYBURN FREEWAY
	C-2	GENERAL COMMERCIAL DISTRICT		O-1.2	OVERLAY DISTRICT - COLLEGE PARK OVERLAY
	CO	OFFICE DISTRICT		CPO	ARTS & CULTURAL OVERLAY DISTRICT
	M-1	LIGHT MANUFACTURING DISTRICT		A&C	CENTRAL BUSINESS DISTRICT
	M-1.5	MEDIUM MANUFACTURING DISTRICT		CBD	



Fairview Baptist Church Addition

Department of Developmental Services

4/27



City of Sherman, Texas
Developmental Services Department

Fairview Baptist Church Addition

0 115 230 460 Feet

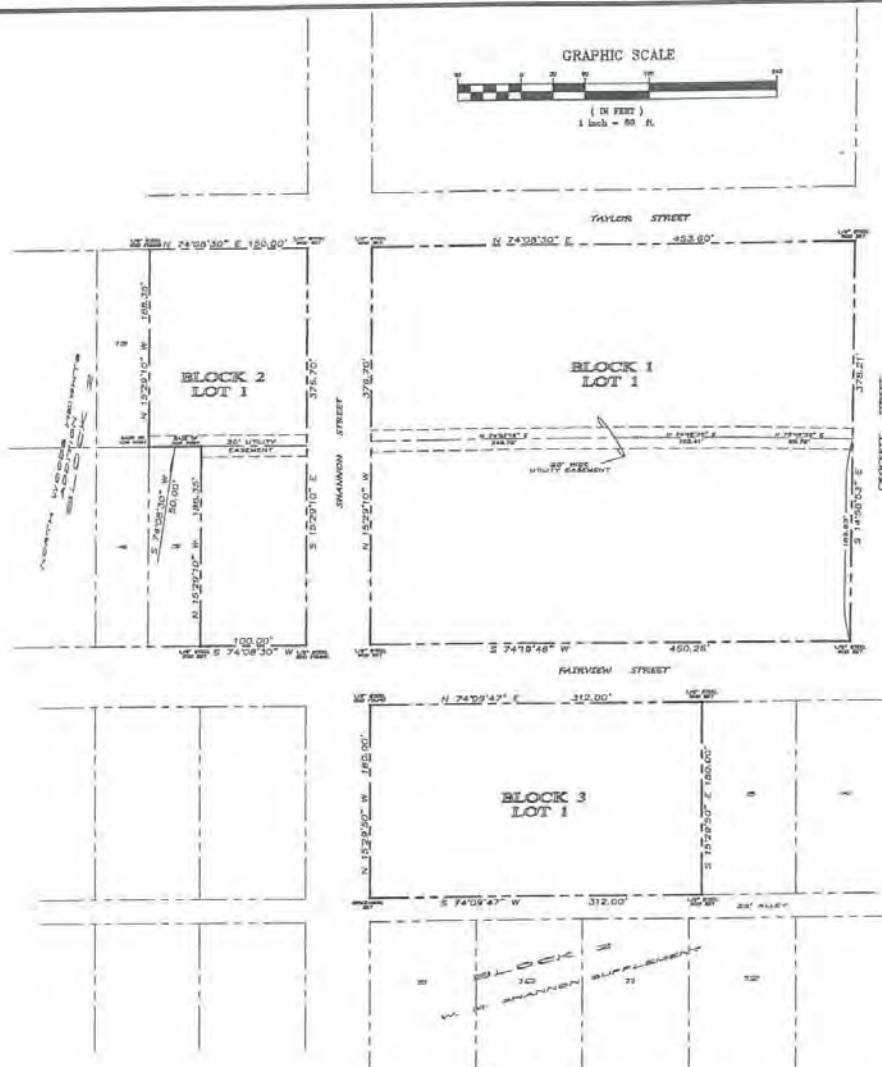


200 Blk W. Fairview



200 Block W. Taylor





**FAIRVIEW BAPTIST CHURCH
ADDITION
TO THE CITY OF
SHERMAN, TEXAS**

REPLAT OF
ALL OF BLOCK 1 AND LOTS 1, 2, 14, 15, AND 16 IN BLOCK 2 OF NORTH
WOODS HEIGHTS ADDITION AS SHOWN BY PLAT OF RECORD IN VOLUME 220,
PAGE 829, DEED RECORDS, GRAYSON COUNTY, TEXAS
AND
ALL OF BLOCK 16 OF THE REPLAT OF SHANNON HEIGHTS ADDITION AS
SHOWN BY PLAT OF RECORD IN VOLUME 609, PAGE 477, DEED RECORDS,
GRAYSON COUNTY, TEXAS
AND
ALL OF LOTS 5, 7, AND 8 AND THE WEST 12 FEET OF LOT 6 IN BLOCK 2
OF W. M. SHANNON SUPPLEMENT AS SHOWN BY PLAT OF RECORD IN VOLUME
26, PAGE 291, DEED RECORDS, GRAYSON COUNTY, TEXAS

OWNER
FAIRVIEW BAPTIST CHURCH
222 W. TAYLOR STREET
SHERMAN, TEXAS 75092



SURVEYOR
JAMES R. MARET
R.P.L.S. NO. 5433
UNDERWOOD DRAFTING & SURVEYING
3404 INTERURBAN ROAD
DENISON TEXAS, 75021

3404 INTERURBAN ROAD DENISON, TEXAS 75021 (803)465-2151

City of Sherman
Planning and Zoning Commission
Board of Adjustments
Agenda Communication Form
July 20, 2010
Lawrence Davis, Chairman

Jim Jacobs, Vice Chairman
Robin Atherton, Commissioner
Ron Barton, Commissioner
Don Hicks, Commissioner

Brad Morgan, Commissioner
David Plyler, Commissioner
Darren Tankersley, Commissioner
Vacant, Commissioner

222 W. Fairview Street
Being Block 1 - all of Block 18 of the Replat of Shannon Heights Addition, containing 3.916 acres, Block 2 - all of Block 1 and Lots 1, 2, 14,15 and 16, Block 2, Northwood Heights Addition, containing 1.081 acres, Block 3 - all of Lots 6-8 and the west 12' of Lot 5, Block 2 of W.M. Shannon Supplement, containing 1.289 acres
Final Plat of Fairview Baptist Church Addition

Requested Action/Proposed Use:

Final plat approval of the Fairview Baptist Church Addition.

Background

The purpose of the plat is to reconfigure the lots into three large lots.

Adjacent Zoning:

R-1 (One Family Residential) District

Origination:

Fairview Baptist Church (Owners), David Kight (Representative) and Underwood Drafting and Surveying (Surveyors).

Master Plan Designation:

Public/Institutional

Attachments:

Location map
Photographs
Replat
Staff Review

Prepared by:
Lisa Whitfield,
Engineering Development Coordinator

Approved by:
Scott Shadden,
Director of Development Services

STAFF REVIEW LETTER

July 14, 2010

Fairview Baptist Church
David Kight
220 W. Taylor
Sherman, TX 75092

David Baca
100 N. Travis, Ste. 500-A
Sherman, TX 75090

Dear Applicants,

The request for the Final Plat of Fairview Baptist Church Addition concerning the property located at 222 West Taylor Street has been scheduled to be heard by the Planning and Zoning Board on the day of Tuesday, July 20, 2010 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:

1. Letters from the various utility providers are required verifying availability of service and when service will be available.
2. Original tax certificates shall be furnished for the purpose of recording the plat.
3. Drive approaches and sidewalks shall conform to City of Sherman standards and a permit is required from City of Sherman Engineering Department.
4. Detention in accordance with City criteria is required.
5. The alley shown along Lot 1, Block 3 is closed. A 20' utility easement shall be centered over the sewer main.
6. A Point of Beginning notation shall be shown.
7. Any other changes made to the final 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.

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,

Mark Gibson
Director of Engineering & Public Works

cc: George Olson, City Manager
Scott Shadden, Director of Development Services
Brandon Shelby, City Attorney
Lisa Whitfield, Engineering & Development Coordinator

Danny Fuller, Fire Marshal
Jeff Miller, Director of Public Works
Don Keene, Exec. Dir. of Planning & Public Works
Underwood Surveying, 3404 Interurban Rd, Denison, TX 75020



SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager

Date: 8-16-2010

Subject: Agenda Item No. D.7

*** OTHER BUSINESS**

**Final Plat Approval of NewHaven Addition; Bluestone Partners, LLC, Owners;
Kyle Boothe, Representative; and Underwood Drafting and Surveying, Surveyors
(2300 Block of West Lamberth Road and 2100 Block of Little Lane)**

Issue

To consider Final Plat approval of NewHaven Addition, being 0.812 acres in the J.B. McAnair Survey, Abstract No. 763

Background

The property is located in the 2300 block of West Lamberth Road and the 2100 block of Little Lane at the southeast corner of West Lamberth and Little Lane. The owners would like to plat the property into three lots for construction of single-family homes.

Origination

Bluestone Partners, LLC (Owners); Kyle Boothe (Representative); and Underwood Drafting and Surveying (Surveyors)

Board Recommendation

At the July 20, 2010 regular meeting, the Planning and Zoning Board voted 6/1 to recommend to the City Council that the Final Plat be approved.

Attachments

Location Map
Photos
Plat
P&Z Communication
Staff Review Letter

Prepared by:
Scott Shadden, Development Services Director

Approved by:
George Olson, City Manager



LEGEND

R-A	SINGLE FAMILY AGRICULTURAL DISTRICT	M-2	HEAVY MANUFACTURING DISTRICT
SF-1	SINGLE FAMILY RESIDENTIAL DISTRICT	M H	MANUFACTURED HOUSING DISTRICT
R-1	ONE FAMILY RESIDENTIAL DISTRICT	BLA	BLALOCK INDUSTRIAL PARK
R-2	MULTI-FAMILY RESIDENTIAL DISTRICT	O-1	OVERLAY DISTRICT - 75 & 82
C-1	RETAIL BUSINESS DISTRICT	O-1.1	OVERLAY DISTRICT - 1417
C-2	GENERAL COMMERCIAL DISTRICT	O-1.2	OVERLAY DISTRICT - SAM RAYBURN FREEWAY
C-O	OFFICE DISTRICT	CPO	COLLEGE PARK OVERLAY
M-1	LIGHT MANUFACTURING DISTRICT	A&C	ARTS & CULTURAL OVERLAY DISTRICT
M-1.5	MEDIUM MANUFACTURING DISTRICT	CBD	CENTRAL BUSINESS DISTRICT



2300 Blk. W. Lamberth Road

Department of Developmental Services





City of Sherman, Texas
Developmental Services Department

2300 Blk. W. Lamberth & 2100 Blk. Little Lane

0 95 190 380 Feet



Approved for release by NSA on the basis of information furnished by the Director of Central Intelligence.

1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 2679, 2680, 26

TABLE 1

[illegible]

Shipped by hand only _____

Dep. Chg. of Marine, Texas

© 2004 Blackwell Publishing Ltd, *Journal of Internal Medicine* 255: 105–112

[illegible]

RECEIVED BY THE DIRECTOR, FBI, 11/11/64

Eye Design
Muscle & Furber, LLC

STATE OF TEXAS
COUNTY OF DALLAS

COUNTY OF WASHINGTON

THIS LAGER OF HAND AND SEAL OF OFFICE ARE _____ OF _____

History: Flaps in and for the skin of nose

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Lammington, Raritan.

FINAL PLAT
OF
NEWHAVEN ADDITION
AN ADDITION
TO THE CITY OF SHERMAN, TEXAS
BEING 0.812 ACRES SITUATED IN THE
J.B. McANAIR SURVEY, ABST NO. 763
GRAYSON COUNTY, TEXAS

CHERRY LICKS, TEXAS
SHERIDAN PARTNERS, LLC
P.O. BOX 308
CHERRY LICKS, TEXAS 75824
PHONE 409-519-1425

JASON B. ARMSTRONG
R.F.L.E. NO. 8897
1404 INTERURBAN ROAD
DENSON, TEXAS 75029
PHONE (801) 488-2151

DATE OF BIRTH: 01/01/1944

City of Sherman
Planning and Zoning Commission
Board of Adjustments
Agenda Communication Form
July 20, 2010
Lawrence Davis, Chairman

Jim Jacobs, Vice Chairman
Robin Atherton, Commissioner
Ron Barton, Commissioner
Don Hicks, Commissioner

Brad Morgan, Commissioner
David Plyler, Commissioner
Darren Tankersley, Commissioner
Vacant, Commissioner

2300 Block of West Lamberth Road and the 2100 Block of Little Lane
Being 0.812 acres in the J.B. McAnair Survey, Abstract No. 763
Plat, Zone Change & Variance

Requested Action/Proposed Use:

Planning and Zoning Commission

Preliminary and Final Plat Approval of NewHaven Addition

Planning and Zoning Commission

Zone Change from a C-1 (Retail Business) District to an R-1 (One Family Residential) District.

Board of Adjustments

Variance to allow the proposed Lot 1 to have a 31.41', proposed Lot 2 to have a 48.44' and proposed Lot 3 to have a 57.17' width in lieu of the required 60 foot in an R-1 (One Family Residential) District.

Background:

The property is located in the 2300 Block of West Lamberth Road and the 2100 Block of Little Lane; the southeast corner of West Lamberth and Little Lane. The owner would like to plat the property into three lots for construction of single family dwellings.

Adjacent Zoning:

C-1 (Retail Business) District and R-1 (One Family Residential) District

Origination:

Bluestone Partners, LLC (Owners), Kyle Boothe (Representative) and Underwood Drafting and Surveying (Surveyors)

Master Plan Designation:

Suburban Residential

Number of notices mailed:

11

Objections received:

0

Attachments:

Location map, Photographs, Site Plan and Staff Review Letter

Prepared by:

Patsy Reeves,
Development Services Secretary

Approved by:

Scott Shadden,
Director of Development Services

STAFF REVIEW LETTER

July 14, 2010

Bluestone Partners, LLC
2913 Overland Trail, Ste. 100
Sherman, TX 75092

Kyle Boothe
2913 Overland Trail, Ste. 100
Sherman, TX 75092

Dear Applicants,

The request for approval of a Preliminary and Final Plat of the NewHaven Addition for the property located in the 2100 Block of Little Lane and the 2300 block of West Lamberth Road has been scheduled to be heard by the Planning and Zoning Board on the day of Tuesday, July 20, 2010 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. A ten foot utility easement shall be shown on the north and west side of the property and a twenty foot utility easement along the rear of the lots.
2. The sewer main shall be located on the west side of Little Lane as an extension of the existing line.
3. Water pro-rata is due for Lots 1, 2 and 3.
4. Street escrow for Little Lane shall be paid
5. A right-of-way notation shall be placed along Little Lane for clarity.
6. A Point of Beginning notation shall be shown.
7. Letters from the various utility providers are required verifying availability of service and when service will be available.
8. Original tax certificates shall be furnished for the purpose of recording the plat.
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. A ten foot utility easement shall be shown on the north and west side of the property and a twenty foot utility easement along the rear of the lots.
2. The sewer main shall be on the west side of Little Lane contiguous with the existing line.
3. Water pro-rata is due for Lots 1, 2, and 3.
4. Street escrow for Little Lane shall be paid.
5. All access to Lots 1-3 shall be on Little Lane.
6. A right-of-way notation shall be placed along Little Lane for clarity.

7. Drive approaches and sidewalks shall conform to City of Sherman standards and a permit is required from City of Sherman Engineering Department.
8. Access to Lot 1 shall be south of the terminus of the right-of-way flare at the Little Lane / Lamberth Road intersection.
9. A Point of Beginning notation shall be shown.
10. Letters from the various utility providers are required verifying availability of service and when service will be available.
11. Original tax certificates shall be furnished for the purpose of recording the plat.
12. Any other changes made to the final 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.

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,

Mark Gibson
Dir. of Engineering & Public Works

cc: George Olson, City Manager
Brandon Shelby, City Attorney
Danny Fuller, Fire Marshal
Jeff Miller, Director of Public Works

Scott Shadden, Director of Development Services
Mark Gibson, Director of Utilities and Engineering
Lisa Whitfield, Engineering & Development Coordinator
Underwood Drafting, 3404 Interurban Road, Texas 75021



SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager

Date: 8-16-2010

Subject: Agenda Item No. D.8

*** OTHER BUSINESS**

**Replat Approval of Lot 1, Block 1, Heritage Park Addition; Sam Nechamkin, Owner;
Jason Sofey, Representative; and Underwood Drafting and Surveying, Surveyors
(1001 Sara Swamy Drive)**

Issue

To consider Replat approval of Lot 1, Block 1, Heritage Park Addition, being Lot 1, Block 1, Heritage Park Addition, Phase 1, located at 1001 Sara Swamy Drive

Background

The property is located at 1001 Sara Swamy Drive, the northeast corner of Mathis Drive and Sara Swamy Drive. The owner would like to plat the property into two lots for commercial development.

Origination

Sam Nechamkin (Owner), Jason Sofey (Representative) and Underwood Drafting and Surveying (Surveyors)

Board Recommendation

At the July 20, 2010 regular meeting, the Planning and Zoning Board voted unanimously to recommend to the City Council that the Replat be approved.

Attachments

Location Map
Photos
Plat
P&Z Communication
Staff Review Letter

Prepared by:
Scott Shadden, Development Services Director

Approved by:
George Olson, City Manager



LEGEND

	R-A	SINGLE FAMILY AGRICULTURAL DISTRICT		M-2	HEAVY MANUFACTURING DISTRICT
	SF-1	SINGLE FAMILY RESIDENTIAL DISTRICT		M H	MANUFACTURED HOUSING DISTRICT
	R-1	ONE FAMILY RESIDENTIAL DISTRICT			BLALOCK INDUSTRIAL PARK
	R-2	MULTI-FAMILY RESIDENTIAL DISTRICT		O-1	OVERLAY DISTRICT - 75 & 82
	C-1	RETAIL BUSINESS DISTRICT		O-1.1	OVERLAY DISTRICT - 1417
	C-2	GENERAL COMMERCIAL DISTRICT		O-1.2	OVERLAY DISTRICT - SAM RAYBURN FREEWAY
	CO	OFFICE DISTRICT		CPO	COLLEGE PARK OVERLAY
	M-1	LIGHT MANUFACTURING DISTRICT		A&C	ARTS & CULTURAL OVERLAY DISTRICT
	M-1.5	MEDIUM MANUFACTURING DISTRICT		CBD	CENTRAL BUSINESS DISTRICT



1001 Sara Swamy Drive

Department of Developmental Services





City of Sherman, Texas
Developmental Services Department

1001 Sara Swamy Drive Replat Lot 1, Block 1 Heritage Park Addition

0 110 220 440 Feet



City of Sherman
Planning and Zoning Commission
Board of Adjustments
Agenda Communication Form
July 20, 2010
Lawrence Davis, Chairman

Jim Jacobs, Vice Chairman
Robin Atherton, Commissioner
Ron Barton, Commissioner
Don Hicks, Commissioner

Brad Morgan, Commissioner
David Plyler, Commissioner
Darren Tankersley, Commissioner
Vacant, Commissioner

1001 Sara Swamy Drive
Being Lot 1, Block 1
Heritage Park Addition, Phase One
Replat

Requested Action/Proposed Use:

Replat of Lot 1, Block 1, Heritage Park Addition, Phase I.

Background:

This is a replat dividing one lot into two lots.

Adjacent Zoning:

C-1 (Retail Business) District

Origination:

Sam Nechamkin (Owner), Jason Sofey (Representative), and Sartin & Associates, Inc. (Surveyors)

Master Plan Designation:

Retail/Commercial

Attachments:

Location map, Photographs, Replat and Staff Review Letter

Prepared by:
Lisa Whitfield,
Engineering Development Coordinator

Approved by:
Scott Shadden,
Director of Development Services

STAFF REVIEW LETTER

July 14, 2010

Sam Nechamkin
2921 Sedalia
Sherman, TX 75092

Jason Sofey
1218 Preston
Sherman, TX 75092

Dear Applicants,

The request for approval of a Replat of Lot 1, Block 1, Heritage Park Addition, Phase I, concerning the property located at 1001 Sara Swamy Drive has been scheduled to be heard by the Planning and Zoning Board on the day of Tuesday, July 20, 2010 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:

1. Letters from the various utility providers are required verifying availability of service and when service will be available.
2. Original tax certificates shall be furnished for the purpose of recording the plat.
3. Drive approaches and sidewalks shall conform to City of Sherman standards and a permit is required from City of Sherman Engineering Department.
4. The existing detention pond for Heritage Park shall be utilized.
5. Any other changes made to the final 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,

Mark Gibson
Director of Utilities and Engineering

cc: George Olson, City Manager
Brandon Shelby, City Attorney
Lisa Whitfield, Engineering & Development Coordinator
Danny Fuller, Fire Marshal
Underwood Surveyors, 3404 Interurban Rd, Denison, TX 75020

Scott Shadden, Director of Development Services
Don Keene, Executive Director of Planning & Public Works
Jeff Miller, Director of Public Works



SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager

Date: 8-16-2010

Subject: Agenda Item No. D.9

CITIZEN REQUESTS

The Honorable Bill Magers, Mayor



SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager

Date: 8-16-2010

Subject: Agenda Item No. D.10

MEDIA QUESTIONS

The Honorable Bill Magers, Mayor



SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager

Date: 8-16-2010

Subject: Agenda Item No. D.11

COUNCIL COMMENTS

The Honorable Bill Magers, Mayor



SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager

Date: 8-16-2010

Subject: Agenda Item No. E.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 551.071 Consultation with City Attorney Concerning Pending
or Contemplated Litigation:**

**(a) Receive the City Attorney’s Briefing on Pending
Litigation**

**Section 551.074 Consider the Qualifications, Appointment and Removal
of Members to Boards and Commissions:**

**(a) Mental Health Mental Retardation Services of
Texoma Board of Directors (1)**

The Honorable Bill Magers, Mayor



SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager

Date: 8-16-2010

Subject: Agenda Item No. F.1

OPEN MEETING

**Reconvene into Open Meeting and consider action,
if any, on items discussed in Executive Session**

The Honorable Bill Magers, Mayor



SHERMAN CITY COUNCIL

Agenda Communication Form

From: The Office of the City Manager

Date: 8-16-2010

Subject: Agenda Item No. F.2

ADJOURNMENT

The Honorable Bill Magers, Mayor



Date: 8-16-2010

COUNCIL CALENDAR

2010 CITY COUNCIL MEETINGS													
JANUARY							JULY						
Sun	Mon	Tue	Wed	Thu	Fri	Sat	Sun	Mon	Tue	Wed	Thu	Fri	Sat
					1	2					1	2	3
3	4	5	6	7	8	9	4	5	6	7	8	9	10
10	11	12	13	14	15	16	11	12	13	14	15	16	17
17	18	19	20	21	22	23	18	19	20	21	22	23	24
24	25	26	27	28	29	30	25	26	27	28	29	30	31
31													
FEBRUARY							AUGUST						
Sun	Mon	Tue	Wed	Thu	Fri	Sat	Sun	Mon	Tue	Wed	Thu	Fri	Sat
	1	2	3	4	5	6	1	2	3	4	5	6	7
7	8	9	10	11	12	13	8	9	10	11	12	13	14
14	15	16	17	18	19	20	15	16	17	18	19	20	21
21	22	23	24	25	26	27	22	23	24	25	26	27	28
28							29	30	31				
MARCH							SEPTEMBER						
Sun	Mon	Tue	Wed	Thu	Fri	Sat	Sun	Mon	Tue	Wed	Thu	Fri	Sat
	1	2	3	4	5	6				1	2	3	4
7	8	9	10	11	12	13	5	6	7	8	9	10	11
14	15	16	17	18	19	20	12	13	14	15	16	17	18
21	22	23	24	25	26	27	19	20	21	22	23	24	25
28	29	30	31				26	27	28	29	30		
APRIL							OCTOBER						
Sun	Mon	Tue	Wed	Thu	Fri	Sat	Sun	Mon	Tue	Wed	Thu	Fri	Sat
				1	2	3						1	2
4	5	6	7	8	9	10	3	4	5	6	7	8	9
11	12	13	14	15	16	17	10	11	12	13	14	15	16
18	19	20	21	22	23	24	17	18	19	20	21	22	23
25	26	27	28	29	30		24	25	26	27	28	29	30
							31						
MAY							NOVEMBER						
Sun	Mon	Tue	Wed	Thu	Fri	Sat	Sun	Mon	Tue	Wed	Thu	Fri	Sat
						1		1	2	3	4	5	6
2	3	4	5	6	7	8	7	8	9	10	11	12	13
9	10	11	12	13	14	15	14	15	16	17	18	19	20
16	17	18	19	20	21	22	21	22	23	24	25	26	27
23	24	25	26	27	28	29	28	29	30				
30	31												
JUNE							DECEMBER						
Sun	Mon	Tue	Wed	Thu	Fri	Sat	Sun	Mon	Tue	Wed	Thu	Fri	Sat