

**CITY OF SHERMAN
CITY COUNCIL REGULAR MEETING AGENDA
COUNCIL CHAMBERS OF THE CITY HALL
220 WEST MULBERRY STREET
SHERMAN, TEXAS
MONDAY, JULY 16, 2007
5:00 P.M.**

- A.1 CALL TO ORDER, QUORUM DETERMINED, MEETING DECLARED OPEN**
- A.2 PLEDGE OF ALLEGIANCE**
- A.3 INVOCATION BY COUNCIL MEMBER CURT HUGHES**
- A.4 APPROVE MINUTES OF THE CALLED CITY COUNCIL MEETING OF JUNE 13, 2007, AND THE REGULAR CITY COUNCIL MEETING OF JUNE 18, 2007**

Proclamation

- A.5 PROCLAMATION**
“General Sidney Sherman Day” – July 23, 2007

Introduction and Public Hearing of Ordinances

- B.1 INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5468**
Amending Chapter 13, Article 13.06 of the Code of Ordinances, Entitled “Solid Waste”, by Amending Sections 13.06.006 and 13.06.091
- B.2 INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5469**
Amending Chapter 13 of the Code of Ordinances, Entitled “Water, Sewers and Sewage Disposal”, at Article 13.07, Sections 13.07.036 and 13.07.237, and at Division 2, Part II; at Article 13.08; and Adding Article 13.09; to Clarify the Process for the Collection of Fees and Deposits; Change the Reference from Water Bill to Utility Bill; Define Billed Utilities; and Clarify the Due Date, Payable and Delinquency Process
- B.3 INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5470**
Providing for Permanent “No Parking” Signs Restricting Parking Along Both Sides of the 1100 Block of West McGee Street within the City Limits of the City of Sherman

Close Public Hearing and Consider Adoption of Ordinances

- B.4 ADOPTION OF ORDINANCES**
Consider Adoption of Ordinance Numbers:
 - a) 5468
 - b) 5469
 - c) 5470

B.5 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. 5040

Authorizing the Lease of Certain City-Owned Property, Known as the Kerr-East Building, Located at 1000 East Street with the N.A.A.C.P. – Grayson County Chapter 6252

C.2 RESOLUTION NO. 5041

Creating the Keep Sherman Beautiful Commission; Ratifying All Lawful Acts of the Commission Since February 3, 1992; Approving its By-Laws; Providing for the Appointment and Removal of Officers and Members; Providing for By-Law Amendments; Repealing in its Entirety Resolution No. 4053

C.3 * RESOLUTION NO. 5042

Suspending the July 30, 2007 Effective Date of the Proposal By Atmos Energy Corp., Mid-Tex Division to Implement Interim GRIP Rate Adjustments for Gas Utility Investment in 2006; Authorizing Participation with the Atmos Cities Steering Committee (“ACSC”) in a Review and Inquiry into the Sufficiency of the Filing and the Basis of the Proposed Rate Adjustments; Authorizing Intervention in Administrative and Court Proceedings Involving the Proposed GRIP Rate Adjustments; Requiring Reimbursement of Reasonable Legal and Consultant Ratemaking Costs; Requiring Delivery of this Resolution to the Company and Legal Counsel

C.4 RESOLUTION NO. 5043

Authorizing Execution of an Amendment to the Service Agreement with Intermedix Technologies, Inc., Changing Article 3.01(a) and Deleting Article 7

C.5 RESOLUTION NO. 5044

Authorizing Execution of an Employment Contract for a Licensed Medical Director for Emergency Medical Services; Providing for a Statement of Medical Direction

C.6 * RESOLUTION NO. 5045

Authorizing Greater Texoma Utility Authority to Contract with Howard Construction, Inc. for the Texoma Parkway Water Main Replacement, Phase II

C.7 * RESOLUTION NO. 5046

Authorizing the Execution of an Agreement with Alan and Melanie Simpson for the Abatement of Ad Valorem Property Taxes for the Construction of a New Single-Family Residence at 1419 East King Street

C.8 * RESOLUTION NO. 5047

Authorizing the Execution of an Agreement with Barton Capital, Ltd. for the Abatement of Ad Valorem Property Taxes for the Construction of a New Single-Family Residence at 602 North East Street

C.9 * RESOLUTION NO. 5048

Authorizing the Execution of an Agreement with Barton Capital, Ltd. for the Abatement of Ad Valorem Property Taxes for the Construction of a New Single-Family Residence at 1206 North Throckmorton Street

C.10 * RESOLUTION NO. 5049

Authorizing the Execution of an Agreement with Barton Capital, Ltd. for the Abatement of Ad Valorem Property Taxes for the Construction of a New Single-Family Residence at 720 East Sycamore Street

C.11 * RESOLUTION NO. 5050

Authorizing the Execution of an Agreement with Barton Capital, Ltd. for the Abatement of Ad Valorem Property Taxes for the Construction of a New Single-Family Residence at 1221 South Branch Street

C.12 * RESOLUTION NO. 5051

Authorizing the Execution of an Agreement with Cupid Investments, Inc. for the Abatement of Ad Valorem Property Taxes for the Construction of a New Single-Family Residence at 614 East Scott Street

C.13 RESOLUTION NO. 5052

Authorizing Execution of a Developer's Agreement with Northside on Travis, Ltd. for Construction of Public Facilities in the Northside on Travis Addition to the City of Sherman

Other Business

D.1 OTHER BUSINESS

Receive Update from Fire Chief Jeff Jones on Recent Flooding in the City of Sherman

D.2 OTHER BUSINESS

Receive Fairview Pool ("The Splash") Update from Parks and Recreation Administrator Ben Uselton and Staff

D.3 * OTHER BUSINESS

Final Plat Approval of Scarsdale Estates, Phase 1, being 30.697 Acres in the George B. Pilant Survey, Abstract No. 963 and the William H. Pulliam Survey, Abstract No. 958; Leslie Lane LLC and Dominick Schifeno, Owners (2400-2500 Blocks of East Leslie Lane)

D.4 * OTHER BUSINESS

Replat Approval of the Replat of Lots 6-10, Block 11, Jones Summit Addition; Barton Capitol, Ltd., Owner (700 Block East Sycamore Street)

D.5 CITIZEN REQUESTS

D.6 MEDIA QUESTIONS

Consider Board/Commission Appointments

D.7 APPOINT/REMOVE OR CONSIDER QUALIFICATIONS TO BOARDS AND COMMISSIONS

Airport Advisory Board (1)

D.8 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 the City Attorney Concerning Legal Matters

Section 551.074 Personnel Matters:

- (a) Discuss Appointing the Acting City Manager, George Olson, as the Permanent City Manager

The Council reconvenes into General Session

F.1 OPEN MEETING

Reconvene into Open Meeting and consider matters discussed in Executive Session, including, but not limited to, the appointment of Acting City Manager George Olson to the position of City Manager for the City of Sherman, Texas

F.2 ADJOURNMENT

COUNCIL CALENDAR

Certification

I, the undersigned authority, do hereby certify that the above Notice of Regular Meeting of the City Council of the City of Sherman is a true and correct copy of said Notice and that I posted a true and correct copy of said Notice on the bulletin board at City Hall of said City of Sherman, Texas, a place convenient to the public, and said notice was posted on July 12, 2007 at 4:00 p.m., and said time of posting was 72 hours before said meeting was convened or called to order.

Dated this 12th day of July, 2007
City of Sherman, Texas

City Clerk

The above agenda schedule represents an estimate of the order for the indicated items and is subject to change at any time.

All agenda items are subject to final action by the City Council.

An unscheduled closed executive session may be held if the discussion of any of the above agenda items concerns the purchase, exchange, lease or value of real property; the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee; the deployment or use of security personnel or equipment; or requires consultations with the City Attorney.

At the discretion of the City Council, non-agendaed items under the headings of “Citizens Requests”, “Media Questions”, and “Council Concerns” may be presented to the Council for informational purposes; however, by law, the Council shall not discuss, deliberate, or vote upon such matters except that a statement of specific factual information, a recitation of existing policy, and deliberations concerning the placing of the subject on a subsequent agenda may take place.

The City Attorney has approved the Executive Session items on this agenda.

PERSONS WITH DISABILITIES, WHO PLAN TO ATTEND THIS MEETING AND WHO MAY NEED ASSISTANCE, ARE REQUESTED TO CONTACT LINDA ASHBY AT (903) 892-7204, TWO (2) WORKING DAYS PRIOR TO THE MEETING SO THAT APPROPRIATE ARRANGEMENTS CAN BE MADE.

Mayor
Bill Magers

Deputy Mayor
Chip Adami

Council Members
Willie Steele, Council-At-Large, PL #1
Carolyn S. Wacker, Council-At-Large, PL #2
Joe N. Smith, Council – District #1

Terrence R. Steele, Council – District #2
Curt Hughes, Council – District #3
Chip Adami, Council – District #4