

STATE OF TEXAS

§

July 7, 2014

COUNTY OF GRAYSON

§

BE IT REMEMBERED THAT A Regular Meeting of the City Council of the City of Sherman, Grayson County, Texas was begun and held in the Council Chambers of City Hall on July 7, 2014.

MEMBERS PRESENT:

MAYOR CARY WACKER; DEPUTY MAYOR ROBERT
SOFTLY.

COUNCIL MEMBERS DAVIS, JOHNSON, PLYLER, SOFEY.

MEMBERS ABSENT:

COUNCIL MEMBER WATT.

CALL TO ORDER

Mayor Wacker called the meeting to order at 5:00 p.m. The Pledge of Allegiance and Invocation were given by Deputy Mayor Robert Softly.

CALL TO ORDER

APPROVE MINUTES

The Council reviewed the Minutes of the Regular City Council Meeting of June 16, 2014. Deputy Mayor Softly moved to approve the Minutes as presented; Second by Council Member Plyler. All present voted AYE.
MOTION CARRIED.

APPROVE MINUTES

INTRODUCTION AND PUBLIC HEARING OF ORDINANCES

Mayor Wacker introduced Ordinance 5820 and called for a public hearing:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING CHAPTER 9 OF THE CODE OF ORDINANCES, ENTITLED "PERSONNEL", ARTICLE 9.05, ENTITLED "CIVIL SERVICE FOR FIREFIGHTERS AND POLICE OFFICERS", AT SECTION 9.05.026, ENTITLED "AUTHORIZED NUMBER OF POSITIONS", AND AT SECTION 9.05.027, ENTITLED "POSITIONS, CLASSES, DUTIES AND SPECIFICATIONS ENUMERATED", TO ESTABLISH THE APPOINTED POSITION OF ASSISTANT POLICE CHIEF; PROVIDING AN EFFECTIVE DATE; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

ORD 5820
APPOINTED
ASSISTANT POLICE
CHIEF POSITION

Otis Henry, Police Chief, explained that currently police positions are filled through Civil Service tests. He asked the Council to allow him, in accordance with State law, to appoint the position directly below the Chief, which is the Assistant Police Chief position.

No citizens appeared before the City Council to discuss Ordinance 5820.

Mayor Wacker introduced Ordinance 5821 and called for a public hearing:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING CHAPTER 13 OF THE CODE

ORD 5821
COMMERCIAL
AUTOMATED
COMMINGLED

OF ORDINANCES, ENTITLED "UTILITIES", AT ARTICLE 13.06, ENTITLED "SOLID WASTE", TO DELETE IN ITS ENTIRETY SECTION 13.06.089, ENTITLED "MONTHLY CHARGES FOR COMMERCIAL AUTOMATED COMMINGLED RECYCLING AT GOVERNMENTAL, EDUCATIONAL AND NONPROFIT AGENCIES", AND SECTION 13.06.090, ENTITLED "MONTHLY CHARGES FOR COMMERCIAL AUTOMATED (100-GALLON ROLL-OUT CART) COMMINGLED RECYCLING AT COMMERCIAL ESTABLISHMENTS"; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

RECYCLING

Mayor Wacker explained that the ordinance was administrative and would eliminate some duplicate language in the ordinance. It does not change the current rate structure.

No citizens appeared before the City Council to discuss Ordinance 5821.

The Public Hearing was closed.

ADOPTION OF ORDINANCES

Ordinance 5820

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING CHAPTER 9 OF THE CODE OF ORDINANCES, ENTITLED "PERSONNEL", ARTICLE 9.05, ENTITLED "CIVIL SERVICE FOR FIREFIGHTERS AND POLICE OFFICERS", AT SECTION 9.05.026, ENTITLED "AUTHORIZED NUMBER OF POSITIONS", AND AT SECTION 9.05.027, ENTITLED "POSITIONS, CLASSES, DUTIES AND SPECIFICATIONS ENUMERATED", TO ESTABLISH THE APPOINTED POSITION OF ASSISTANT POLICE CHIEF; PROVIDING AN EFFECTIVE DATE; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

ORD 5820
APPOINTED
ASSISTANT POLICE
CHIEF POSITION

Ordinance 5821

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING CHAPTER 13 OF THE CODE OF ORDINANCES, ENTITLED "UTILITIES", AT ARTICLE 13.06, ENTITLED "SOLID WASTE", TO DELETE IN ITS ENTIRETY SECTION 13.06.089, ENTITLED "MONTHLY CHARGES FOR COMMERCIAL AUTOMATED COMMINGLED RECYCLING AT GOVERNMENTAL, EDUCATIONAL AND NONPROFIT AGENCIES", AND SECTION 13.06.090, ENTITLED "MONTHLY CHARGES FOR COMMERCIAL AUTOMATED (100-GALLON ROLL-OUT CART) COMMINGLED RECYCLING AT COMMERCIAL ESTABLISHMENTS"; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

ORD 5821
COMMERCIAL
AUTOMATED
COMMINGLED
RECYCLING

ACTION TAKEN.

Motion by Council Member Johnson to approve Ordinance Nos. 5820 and 5821, as presented. Second by Council Member Davis.

COUNCIL MINUTES – JULY 7, 2014

VOTING AYE: Davis, Johnson, Plyler, Sofey, Softly.
VOTING NAY: None.
MOTION CARRIED.

CONSENT AGENDA

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

CONSENT AGENDA

OTHER BUSINESS

RECEIVE QUARTERLY PROGRESS REPORT FROM
SHERMAN ECONOMIC DEVELOPMENT CORPORATION
BOARD CHAIRMAN CHRIS PENDERGRASS AND SEDCO
PRESIDENT SCOTT CONNELL

SEDCO QUARTERLY
REPORT

Chris Pendergrass, Sherman Economic Development Corporation Board Chairman, said that during the last quarter SEDCO approved two incentive packages totaling \$26 million in investment and 42 additional jobs. The incentive packages total \$1.3 million.

The projects include GlobiTech, with an \$18 million investment in an expansion, which will add 20 jobs in addition to the 174 positions that are already there. The incentive for this project is \$900,000 and will be paid in two payments prior to December 2015.

The other project is an expansion of Emerson Process Management, with an \$8 million investment and 22 new jobs. The incentive payout is \$400,000.

Mr. Pendergrass said SEDCO has also been working on marketing pieces.

Scott Connell, SEDCO President, thanked the Board Members, City staff, and Council, saying it was a partnership. He added that SEDCO is supported by the economic development sales tax.

He said Panda Power Funds is moving forward and is one of the largest projects in Sherman. They qualified for their first incentive payment during this quarter. They are currently in the testing mode, but a second payment is expected when they go fully on-line. They should be adding power to the grid by summertime.

Mr. Connell said a couple of call centers are moving forward and there are incentive payments this quarter to Direct Connect and West Business Solutions. Direct Connect hired their first 100 employees and West Business Solutions has added another 22 employees.

He said the labor market is getting “tight” but local employers are still able to find employees and the workforce is continuing to grow.

He introduced a marketing campaign that will be integrated into some of the electronic work for a more coordinated look.

Mr. Connell said Progress Park is moving forward and the water line along Flannery Road that crosses SEDCO property will tie into Progress Drive. It's main user will be Panda Energy, however it will also open up additional sites for development.

The Southeastern Freight Lines project continues to grow in Progress Park I, next door to FedEx Ground. Development should be completed in September 2014.

Mr. Connell shared videos from several local businesses to tell their story about development in Sherman. Short videos from Grayson College, Austin College, Presco Products, Emerson Process Management – Fisher Controls, and Tyson Foods were shown and are listed on SEDCO's website.

Mayor Wacker thanked SEDCO Board Members and the staff for their ongoing work to make sure Sherman is a great place to live and work.

FINAL PLAT APPROVAL OF V.F.W. – SHERMAN ADDITION, BEING 3.135 ACRES IN THE REUBEN HENDRIX SURVEY, ABSTRACT NO. 504; VFW POST #2772, OWNERS; TEXOMA DEVELOPMENT INC., DEVELOPER, TODD YOUNG, BLUESTONE PARTNERS, REPRESENTATIVE; AND UNDERWOOD DRAFTING AND SURVEYING, SURVEYORS (1707 BAKER DRIVE)

APPROVE FINAL PLAT
VFW – SHERMAN
ADDITION
(1707 BAKER DR.)

The City Council approved the Final Plat of the V.F.W. – Sherman Addition, located at 1707 Baker Drive. The owners would like to plat the 3.135 acre tract into two lots for commercial development.

The Planning and Zoning Commission recommended approval of the Final Plat, subject to the Staff Review Letter. CONSENT AGENDA.

FINAL PLAT APPROVAL OF O'HANLON RANCH SHOPPING CENTER, LOTS 1, 2 AND 3, BLOCK A, BEING 9.592 ACRES IN THE J.B. McANAIR SURVEY, ABSTRACT NO. 763; BAPTIST GENERAL CONVENTION OF TEXAS, OWNERS; THE STAINBACK ORGANIZATION, DEVELOPER; AND KIMLEY-HORN AND ASSOCIATES, INC., ENGINEER/SURVEYORS (2200-2300 BLOCKS OF NORTH F.M. 1417/HERITAGE PARKWAY)

APPROVE FINAL PLAT
O'HANLON RANCH
SHOPPING CENTER
(2200-2300 BLOCKS
NORTH FM 1417

The City Council approved the Final Plat of the O'Hanlon Ranch Shopping Center, Lots 1, 2 and 3, Block A, located in the 2200 to 2300 blocks of North FM 1417/Heritage Parkway. The owners would like to plat the 9.592 acre tract into three lots for commercial development.

COUNCIL MINUTES – JULY 7, 2014

The Planning and Zoning Commission recommended approval of the Final Plat, subject to the Staff Review Letter.
CONSENT AGENDA.

REPLAT APPROVAL OF THE NORTH ½ OF LOT 10 AND ALL OF LOTS 11-14, BLOCK 59, SOUTHSIDE ADDITION, CONTAINING 0.632 ACRES; JEAN KENDALL ERHARDT REVOCABLE INTERVIVOS 2001 TRUST, JOHN O. RAUCH, TRUSTEE AND JOHN O. RAUCH, OWNERS; AND UNDERWOOD DRAFTING AND SURVEYING, SURVEYORS (1511 AND 1519 SOUTH TRAVIS STREET)

APPROVE REPLAT
SOUTHSIDE ADDITION
(1511 & 1519 S.
TRAVIS ST)

The City Council approved the Replat of the North ½ of Lot 10 and all of Lots 11 through 14, Block 59, of the Southside Addition, located at 1511 and 1519 South Travis Street. The prospective buyer would like to plat the 0.632 acre tract into two lots for residential development.

The Planning and Zoning Commission recommended approval of the Replat, subject to the Staff Review Letter.
CONSENT AGENDA.

REPLAT APPROVAL OF LOTS 4, 5 AND 6, BLOCK F, PECAN GROVE VILLAGE ADDITION, CONTAINING 0.609 ACRES; BLAIR WEAVER, OWNER; AND UNDERWOOD DRAFTING AND SURVEYING, SURVEYORS (3715, 3803 AND 3807 MERRIMAC DRIVE)

APPROVE REPLAT
PECAN GROVE
VILLAGE ADDITION
(3715, 3803 & 3807
MERRIMAC DR)

The City Council approved the Replat of Lots 4, 5 and 6, Block F, of the Pecan Grove Village Addition, located at 3715, 3803 and 3807 Merrimac Drive. The owners would like to replat the 0.609 acre tract from three lots into two lots for residential development.

The Planning and Zoning Commission recommended approval of the Replat, subject to the Staff Review Letter.
CONSENT AGENDA.

VACATION OF PLAT APPROVAL OF DEVIN CARTER ADDITION IN THE EXTRA TERRITORIAL JURISDICTION (ETJ) OF THE CITY OF SHERMAN, BEING 18.49 ACRES IN THE HENRY KATTENHORN SURVEY, ABSTRACT NO. 671; CHRISTOPHER AND WENDY VELLOTTI, OWNERS; AND SARTIN AND ASSOCIATES, SURVEYORS (2000 BLOCK OF BAKER RIDGE ROAD)

VACATION OF PLAT
DEVIN CARTER
ADDITION IN ETJ
(2000 BLOCK OF
BAKER RIDGE RD)

The City Council approved the vacation of Plat of the Devin Carter Addition, located in the Extra Territorial Jurisdiction of the City, in the 2000 block of Baker Ridge Road. The 18.49 acre tract was platted into five lots and recorded in Volume 18, Pages 76 and 77 of the Plat Records of Grayson County on May 5, 2006.

The property was never developed and the new owner has purchased all lots in the subdivision. He would like to vacate the plat to turn the property back into one lot to build a residence.

COUNCIL MINUTES – JULY 7, 2014

The Planning and Zoning Commission recommended approval of the Vacation of Plat, subject to the Staff Review Letter.

CONSENT AGENDA.

CITIZENS REQUESTS

T-MOBILE STORE

Lucas Nelson, 3903 U.S. Hwy 75 North, said about 90 days ago he was charged with the opportunity of redirecting the local T-Mobile store that has been in Sherman for approximately 10 years. One thing that is holding them back is the ability to provide similar services to their customers that other businesses in Sherman provide.

T-Mobile has recently taken a huge media directive concerning cell phone device trade-in, allowing customers to take advantage of special offers allowing them to “get out of their service” with competitors.

Other stores throughout Texas and the Nation have the ability to allow customers to step into the store, produce a device from a competitor, and be offered instant trade value for that device which can be used toward the cost of conducting or starting service that same day.

Mr. Nelson said the Sherman location is not able to offer that service. He said they need to determine the proper channel through the City to get through the “red tape” and begin to offer these services to their customers.

George Olson, City Manager, will meet with Mr. Nelson after the meeting to help him move forward.

MEDIA QUESTIONS

There were no media questions.

COUNCIL COMMENTS

REPORT FROM SEDCO

Council Member Sofey said he appreciated the report from SEDCO representatives. He felt there were a lot of positive things going on in the area.

INDEPENDENCE DAY WEEKEND

Deputy Mayor Softly said it was a great weekend.

LIGHTS ON THE LAKE

Council Member Plyler said he appreciated all the City staff and workers that helped with Lights on the Lake this year. It was a great event and everyone did a great job.

REPORT FROM SEDCO

Council Member Plyler also thanked SEDCO for their hard work.

LIGHTS ON THE LAKE

Council Member Johnson thanked all City staff for Lights on

T-MOBILE STORE

MEDIA QUESTIONS

REPORT FROM SEDCO

**INDEPENDENCE
DAY WEEKEND**

LIGHTS ON THE LAKE

REPORT FROM SEDCO

LIGHTS ON THE LAKE

the Lake, saying it was a great event.

REPORT FROM SEDCO

Council Member Johnson thanked Mr. Connell, Mr. Pendergrass, and their team for all of SEDCO's hard work.

LIGHTS ON THE LAKE

Mayor Wacker said she was very proud of the City staff for the Lights on the Lake event. She said it is tremendous to be able to celebrate as a community and share the celebration of our Nation's heritage with the entire region.

ANNOUNCEMENTS

Mayor Wacker announced the following:

- Clay Barnett, Director of Public Works and Engineering, received the Texas Society of Professional Engineers "Excellence Award" at their annual meeting in June. Mr. Barnett was one of three recipients and the only individual receiving the award. He was recognized for his outstanding contribution and his ability to promote TSPE's mission and goals.
- Hot Summer Nights continues this week through the end of July. All July concerts will be held at the Pecan Grove Park Amphitheater. The event is held on Thursdays at 7:30 p.m.
- On Saturday, July 12, 2014, Downtown Sherman Preservation & Revitalization will host "Christmas in July" on the Courthouse grounds from 10:00 a.m. until 2:00 p.m. They are also asking participants to bring a can of food to be donated to a local food bank.
- The Opening Ceremonies for the 2014 Texas Teenage 10 and Under State Softball Tournament will be held at Old Settlers Park beginning July 13, 2014 at 7:00 p.m. Twenty three teams will be participating in the Tournament.

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.

SECTION 551.074

PERSONNEL MATTERS
CONSIDER THE
QUALIFICATIONS, APPOINTMENT
AND REMOVAL OF MEMBERS TO
BOARDS AND COMMISSIONS:

REPORT FROM SEDCO

LIGHTS ON THE LAKE

ANNOUNCEMENTS

EXECUTIVE SESSION

PLANNING AND ZONING
COMMISSION (CHAIRMAN)

SHERMAN HOUSING AUTHORITY
(3)

On Motion duly made and carried, the Open Meeting recessed and reconvened in Executive Session at 5:30 p.m.

On Motion duly made and carried, the Executive Session recessed at 5:38 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 (CHAIRMAN)

ACTION TAKEN.

Motion by Council Member Johnson to appoint Joe Gilbert as the Chairman of the Planning and Zoning Commission for a term from July 8, 2014 to July 8, 2016.

Second by Council Member Sofey.

VOTING AYE: Davis, Johnson, Plyler, Sofey, Softly.

VOTING NAY: None.

MOTION CARRIED.

PLANNING &
ZONING COMMISSION
CHAIRMAN

SHERMAN HOUSING AUTHORITY (3)

ACTION TAKEN.

Motion by Council Member Plyler to reappoint Janet Roy and Wanda Crook to the Sherman Housing Authority for a term from June 1, 2014 to June 1, 2016 and to appoint Craig Anthony Davis, Sr. for a term from July 8, 2014 to July 8, 2016. Second by Deputy Mayor Softly.

VOTING AYE: Davis, Johnson, Plyler, Sofey, Softly.

VOTING NAY: None.

MOTION CARRIED.

SHERMAN HOUSING
AUTHORITY

ADJOURNMENT

On Motion duly made and carried, the meeting adjourned at 5:39 p.m.

ADJOURNMENT

MAYOR

CITY CLERK