

STATE OF TEXAS §
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 June 19, 2017.

**MEMBERS PRESENT: MAYOR DAVID PLYLER.
COUNCIL MEMBERS BROWN, COUCH, STEELE, TEAMANN.**

**MEMBERS ABSENT: DEPUTY MAYOR JASON SOFEY.
COUNCIL MEMBER HOWETH.**

CALL TO ORDER

Mayor Plyler called the meeting to order at 5:00 p.m. The Pledge of Allegiance and Invocation were given by Council Member Kevin Couch.

APPROVE MINUTES

The Council reviewed the Minutes of the Regular City Council Meeting of June 5, 2017. Council Member Steele moved to approve the Minutes as presented; Second by Council Member Brown. All present voted AYE.
MOTION CARRIED.

CONSENT AGENDA

The Council reviewed the Consent Agenda. Council Member Teammann moved to approve the Consent Agenda, as presented. Second by Council Member Couch.

RESOLUTIONS

RESOLUTION NO. 6232 – FINDING THAT ONCOR ELECTRIC DELIVERY COMPANY LLC’S (“ONCOR” OR “COMPANY”) APPLICATION TO CHANGE RATES WITHIN THE CITY SHOULD BE DENIED; FINDING THAT THE CITY’S REASONABLE RATE CASE EXPENSES SHALL BE REIMBURSED BY THE COMPANY; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, FINDING THAT ONCOR ELECTRIC DELIVERY COMPANY LLC'S ("ONCOR" OR "COMPANY") APPLICATION TO CHANGE RATES WITHIN THE CITY SHOULD BE DENIED; FINDING THAT THE CITY'S REASONABLE RATE CASE EXPENSES SHALL BE REIMBURSED BY THE COMPANY; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL.

Brandon Shelby, City Attorney, explained on March 17, 2017, Oncor filed for a rate increase. In April 2017, the City Council passed a resolution suspending that rate increase to allow the steering committee time to evaluate Oncor's request.

The steering committee has since recommended that the cities deny the rate increase, and this resolution does that.

ACTION TAKEN.

Motion by Council Member Couch to adopt Resolution No. 6232, as presented. Second by Council Member Steele.

VOTING AYE: Brown, Couch, Steele, Teamann.

VOTING NAY: None.

MOTION CARRIED.

RESOLUTION NO. 6233 – AUTHORIZING EXECUTION OF A CONTRACT WITH PARSONS COMMERCIAL ROOFING FOR ROOF REPAIRS TO CITY HALL THROUGH THE TIPS PURCHASING COOPERATIVE

RES 6233
CITY HALL
ROOF REPAIRS

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF A CONTRACT WITH PARSONS COMMERCIAL ROOFING FOR ROOF REPAIRS TO CITY HALL THROUGH THE TIPS PURCHASING COOPERATIVE; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

Steve Ayers, Assistant City Manager, said the timing couldn't be better, since the roof at City Hall was leaking this morning when employees arrived for work.

Estimates were taken through the interlocal government purchasing system, and the staff is requesting approval of a contract with Parsons Commercial Roofing to repair the roof at City Hall. The roof is approximately 17 to 18 years old.

He added that Resolution 6234 is a contract with Big Bear Roofing and Construction, to replace the roof at the Solid Waste Department Building, which is approximately 40 years old.

ACTION TAKEN.

Motion by Council Member Steele to adopt Resolution No. 6233, as presented. Second by Council Member Teamann.

VOTING AYE: Brown, Couch, Steele, Teamann.

VOTING NAY: None.

MOTION CARRIED.

RESOLUTION NO. 6234 – AUTHORIZING EXECUTION OF A CONTRACT WITH BIG BEAR ROOFING & CONSTRUCTION, LLC. FOR ROOF REPAIRS TO THE SOLID WASTE DEPARTMENT BUILDING THROUGH THE TIPS PURCHASING COOPERATIVE

RES 6234
SOLID WASTE DEPT.
ROOF REPAIRS

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF A CONTRACT WITH BIG BEAR ROOFING & CONSTRUCTION, LLC. FOR ROOF REPAIRS TO THE SOLID WASTE DEPARTMENT BUILDING THROUGH THE TIPS PURCHASING COOPERATIVE. FINDING THAT THE MEETING AT WHICH

THIS RESOLUTION IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

ACTION TAKEN.

Motion by Council Member Couch to adopt Resolution No. 6234, as presented. Second by Council Member Steele.

VOTING AYE: Brown, Couch, Steele, Teamann.

VOTING NAY: None.

MOTION CARRIED.

RESOLUTION NO. 6235 – AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH FREEMAN-MILLICAN, INC. FOR ENGINEERING SERVICES FOR THE DESIGN OF THE CITY OF SHERMAN SLUDGE THICKENER REPLACEMENT PROJECT AT THE CITY’S WASTEWATER TREATMENT FACILITY

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH FREEMAN-MILLICAN, INC. FOR ENGINEERING SERVICES FOR THE DESIGN OF THE CITY OF SHERMAN SLUDGE THICKENER REPLACEMENT PROJECT AT THE CITY’S WASTEWATER TREATMENT FACILITY.

CONSENT AGENDA.

RES 6235
SLUDGE THICKENER
REPLACEMENT
PROJECT

RESOLUTION NO. 6236 – AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH PERKINS ENGINEERING CONSULTANTS, INC. FOR THE DESIGN OF THE CITY OF SHERMAN AERATION AND SECONDARY TREATMENT IMPROVEMENTS AT THE CITY’S WASTEWATER TREATMENT FACILITY

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH PERKINS ENGINEERING CONSULTANTS, INC. FOR THE DESIGN OF THE CITY OF SHERMAN AERATION AND SECONDARY TREATMENT IMPROVEMENTS AT THE CITY’S WASTEWATER TREATMENT FACILITY.

CONSENT AGENDA.

RES 6236
WWTP SECONDARY
TREATMENT
IMPROVEMENTS

RESOLUTION NO. 6237 – AUTHORIZING EXECUTION OF AN AGREEMENT WITH JOSE TORRES CASTILLO AND CRISALIDA SERRANO GONZALES FOR THE ABATEMENT OF AD VALOREM PROPERTY TAXES FOR THE CONSTRUCTION OF A NEW SINGLE-FAMILY RESIDENCE AT 1801 EAST ALMA AVENUE

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF AN AGREEMENT WITH JOSE TORRES CASTILLO AND CRISALIDA SERRANO GONZALES FOR THE ABATEMENT OF AD VALOREM PROPERTY TAXES FOR THE CONSTRUCTION OF A NEW SINGLE-FAMILY RESIDENCE AT 1801 EAST ALMA AVENUE.

CONSENT AGENDA.

RES 6237
RESIDENTIAL TAX
ABATEMENT
(1801 E. ALMA)

REQUEST TO ADVERTISE

CONTRACTING WITH CONSTRUCTION MANAGER-AT-RISK (CMAR) FOR RENOVATIONS TO FIRE STATION #5

The City Council approved the request to advertise for a Construction Manager-at-Risk for renovations to Fire Station #5, which is located at 3704 Frisco Road.

Fire Station #5 was built in 1974 and has not undergone significant renovations or improvement since construction. It is the smallest and busiest Fire Station in Sherman.

Currently, the facility lacks sufficient space for private dormitories, office space, multi-user restrooms, and shower facilities. The apparatus bay is too short to facilitate most modern fire apparatus, contributing to significant diesel exhaust build-up in the bay area and living quarters, resulting in exposure in station living quarters. The project is included in the FY 2017 Capital Improvement Program.

CONSENT AGENDA.

CHANGE ORDER NO. 1

HARRISON ELEVATED TANK REPAIR AND PAINT PROJECT, PRINCIPLE INDUSTRIAL SERVICES, LLC; \$42,241.10 DECREASE

The City Council approved Change Order No. 1 to Principal Industrial Services, LLC, in the amount of a decrease of \$42,241.10, for the Harrison Elevated Tank Repair and Paint Project.

The repair and painting of the interior of the storage tank has been completed and the change order adjusts the project quantities for the project. Due to increasing water demands, the tank will be placed back into service for the summer. The exterior of the tank will be painted later this Fall.

The change order results in a \$42,241.10 decrease in the contract amount, yielding a revised contract price of \$655,843.20.

CONSENT AGENDA.

CHANGE ORDER NO. 1

APPROVING THE GREATER TEXOMA UTILITY AUTHORITY'S INTENT TO EXECUTE CHANGE ORDER NO. 1; SEARS LIFT STATION RELIEF SEWER IMPROVEMENTS; LYNN VESSELS CONSTRUCTION, LLC; \$4,194.97 INCREASE

The City Council approved the Greater Texoma Utility Authority's intent to execute Change Order No. 1 to Lynn Vessels Construction, LLC, in the amount of an increase of \$4,194.97, for the Sears Lift Station Relief Sewer Improvements.

The change order is a final, reconciliatory change order to adjust the final project quantities for the project. The cost differential was due to the addition/deletion of quantities for eleven bid items.

REQ TO ADVERTISE

FIRE STATION #5

CHANGE ORDER NO. 1

HARRISON ELEVATED TANK REPAIR & PAINT

SEARS LIFT STATION

RELIEF SEWER IMPROVEMENTS

It results in a \$4,194.97 increase in the contract amount, yielding a final price of \$932,107.80.
CONSENT AGENDA.

OTHER BUSINESS

**RECEIVE QUARTERLY PROGRESS REPORT FROM
SHERMAN ECONOMIC DEVELOPMENT CORPORATION
BOARD CHAIRMAN GREG KIRKPATRICK AND SEDCO
PRESIDENT JOHN PLOTNIK**

**SEDCO QUARTERLY
REPORT**

Greg Kirkpatrick, Sherman Economic Development Corporation Board Chairman, presented the Quarterly Progress Report. He said SEDCO recently hosted the first “Economic Development Week” event. SEDCO staff and board members completed over 25 visits to local industry to thank them for all they do for Sherman.

He said the big project this quarter is the option contract on Thea Development’s proposed Data Center at Progress Park I. He said the project is ongoing and, as of today they have concluded with the requirements for the first option period and to renew their first extension for 90 days. They are continuing to work with potential data center customers.

Mr. Kirkpatrick said SEDCO has hosted 20 site visits from companies interested in a possible Sherman location and the SEDCO staff have spoken with over 41 site selectors and real estate professionals.

Projects, such as box culverts, are also being completed on Progress Park to help alleviate flooding. They are also preparing to work with the City on the extension of Northgate Drive to the new West Travis Street Extension.

He also referenced work done with the Texoma Regional Consortium to help educate and provide experience for middle and high school students that won’t be attending college. This allows them to complete high school and graduate with a job.

Council Member Steele said another program that SEDCO has is the Business Education for Teachers Program. SEDCO sponsors 10 Sherman Independent School District teachers to shadow in the industries. Mr. Plotnik asked how a teacher could help a student with another option in life if they don’t have experience themselves.

Council Member Steele thanked SEDCO for their support of the students and of the various projects.

CITIZENS REQUESTS

COMPLAINT ON CITY EMPLOYEE

**COMPLAINT ON
CITY EMPLOYEE**

Randy Jones, 1203 N. Cleveland, addressed an “unprofessional situation” that happened at his home on June 6, 2017, when he filed a criminal mischief complaint when someone drove through his yard causing damage. After initial damage to his yard, Mr. Jones had placed game

cameras in the trees and captured a photo of the car and license plate number of the suspect, which were turned over to the Police Department.

Mr. Jones was upset about a comment made to his wife and a neighbor, by Police Officer Shea Rhoades. He said Officer Rhoades said “you shouldn’t expect anything different. You live in the armpit of Sherman.” Mr. Jones told him they live in the Austin College Park District. Officer Rhoades said “they should have built the college someplace else.” Mr. Jones said it was very degrading, and he questioned whether it was “a racist thing.”

He requested that Officer Rhoades “turn in his badge” and resign from the Police Department if he thinks any part of the community is an armpit. At the very least, he asked that Officer Rhoades be stripped of his sergeant duties, reassigned to another job, and sent to intensive sensitivity training.

MEDIA QUESTIONS

There were no media questions.

COUNCIL COMMENTS

CONGRATULATIONS TO SEDCO

Council Member Teamann congratulated SEDCO on a great job.

RENOVATIONS FOR FIRE STATION #5

Council Member Teamann said the Council approved renovations for Fire Station #5 earlier in the agenda. He recently visited the Fire Station and said the renovations included a second restroom. He felt that was definitely something that should be done for the firemen.

CONGRATULATIONS TO SEDCO

Council Member Couch recognized SEDCO and said they are doing a great job reaching out to potential companies moving to Sherman.

APPRECIATE CITIZEN'S COMMENTS

Council Member Couch thanked Mr. Jones for coming before the City Council with his concerns. He encouraged citizens to utilize the Citizen's Requests portion of the meeting more often to let Council Members know their concerns.

JUNETEENTH CELEBRATION

Council Member Steele thanked the City Council Members, Police Department, and City staff for attending the Juneteenth Celebration this year. He also thanked the community for their support.

JUNETEENTH CELEBRATION

Council Member Brown thanked the City of Sherman, the Tourism Department, and all the other departments that supported the Juneteenth Celebration.

MEDIA QUESTIONS

**CONGRATULATIONS
TO SEDCO**

**RENOVATIONS FOR
FIRE STATION #5**

**CONGRATULATIONS
TO SEDCO**

**APPRECIATE
CITIZEN'S COMMENTS**

**JUNETEENTH
CELEBRATION**

**JUNETEENTH
CELEBRATION**

He said the event is growing every year, and it's great to see all races and nationalities coming together for one common goal.

APPRECIATE CITIZEN'S COMMENTS

Council Member Brown told Mr. Jones that he heard his comments, and he was sure he had been "heard" because he didn't feel that Sherman had "an armpit."

**APPRECIATE
CITIZEN'S COMMENTS**

ANNOUNCEMENTS

Mayor Plyler announced the following:

- Kevin Fowler will be singing this Thursday night at Hot Summer Nights. The event starts at 7:00 p.m., on the Municipal grounds.
- Three Dog Night will be performing on July 3, 2017, at Lights on the Lake, in Pecan Grove Park.

ANNOUNCEMENTS

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

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

EXECUTIVE SESSION

SECTION 551.071 – CONSULTATION WITH CITY ATTORNEY CONCERNING PENDING OR CONTEMPLATED LITIGATION

SECTION 551.087 -- DELIBERATE REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS:
DELIBERATE REGARDING COMMERCIAL OR FINANCIAL INFORMATION THAT THE CITY HAS RECEIVED FROM A BUSINESS PROSPECT AND DELIBERATE ANY OFFERS OR INCENTIVES TO THE BUSINESS PROSPECT

On Motion duly made and carried, the Open Meeting recessed and reconvened in Executive Session at 5:19 p.m.

On Motion duly made and carried, the Executive Session recessed at 5:46 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

COUNCIL MINUTES – JUNE 19, 2017

ADJOURNMENT

On Motion duly made and carried, the meeting adjourned at 5:47 p.m.

ADJOURNMENT

MAYOR

CITY CLERK