

**CITY OF SHERMAN
CITY COUNCIL REGULAR MEETING AGENDA
COUNCIL CHAMBERS OF THE CITY HALL
220 WEST MULBERRY STREET
SHERMAN, TEXAS
MONDAY, JUNE 4, 2007
5:00 P.M.**

- A.1 CALL TO ORDER, QUORUM DETERMINED, MEETING DECLARED OPEN**
- A.2 PLEDGE OF ALLEGIANCE**
- A.3 INVOCATION BY MAYOR BILL MAGERS**
- A.4 APPROVE MINUTES OF THE REGULAR CITY COUNCIL MEETING OF MAY 21, 2007 AND THE CALLED CITY COUNCIL MEETING OF MAY 22, 2007**

Public Hearing

B.1 PUBLIC HEARING

Final Statement/Action Plan for Program Year 2007 Community Development Block Grant

Introduction and Public Hearing of Ordinances

B.2 INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5459

Extending the Corporate Limits of Said City so as to Annex 102.12 Acres of Land Situated on Leslie Lane in the City of Sherman's Extra Territorial Jurisdiction; Providing for a Municipal Plan

B.3 INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5460

Extending the Corporate Limits of Said City so as to Annex 82.75 Acres of Land Situated at the Intersection of U.S. Highways 82 and 289 in the City of Sherman's Extra Territorial Jurisdiction; Providing for a Municipal Plan

B.4 INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5461

Extending the Corporate Limits of said City so as to Annex 18.46 Acres of Land Situated on Friendship Road in the City of Sherman's Extra Territorial Jurisdiction; Providing for a Municipal Plan

B.5 INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5462

Providing for Permanent "No Parking" Signs Restricting Parking Along the South Side of the 200 Block of West Brockett Street within the City Limits of the City of Sherman

B.6 INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5463

Providing for a Permanent "Stop" Sign at the Intersection of Elm Street and Mulberry Street within the City Limits of the City of Sherman

B.7 INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5465

Amending Section 12, Ordinance No. 2280, so as to Include Certain Properties within the SF-1 (Single Family Residential) District in the 5100-5200 Blocks of Quail Run Road (Country Ridge North, LLC, Owners)

B.8 INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5466

Amending Section 8, Subsection (5)(a), Ordinance No. 2280, so as to Grant a Specific Use Permit to FYD, LTD (Owner) and Mitchell Garrett (Representative) to Allow a Meeting Hall in a C-2 (General Commercial) District at 5631 Texoma Parkway; 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.9 ADOPTION OF ORDINANCES

Consider Adoption of Ordinance Numbers:

- | | |
|---------|---------|
| a) 5459 | e) 5463 |
| b) 5460 | f) 5465 |
| c) 5461 | g) 5466 |
| d) 5462 | |

B.10 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. 4990

Authorizing the Acting City Manager to Obtain Lease Funds to Purchase Capital Assets for the Fire Department

C.2 RESOLUTION NO. 5028

Renaming Burket Drive in the City Limits of Sherman, Texas to Moreland Drive

C.3 * RESOLUTION NO. 5029

Authorizing Execution of a Utility Easement Encroachment in the Canyon Creek Addition, Section 1B, for a Monument Sign at 2201 and 2203 North F.M. 1417 in the City of Sherman

C.4 * RESOLUTION NO. 5030

Authorizing the Execution of an Agreement with TXA Holdings PTY. LTD. for the Abatement of Ad Valorem Property Taxes for the Construction of a New Single-Family Residence at 515 North Andrews Street

C.5 * RESOLUTION NO. 5031

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 1227 South Walnut Street

C.6 * RESOLUTION NO. 5032

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 709 East Jones Street

C.7 * RESOLUTION NO. 5033

Authorizing the Execution of an Agreement with Terry Peterson for the Abatement of Ad Valorem Property Taxes for the Construction of a New Single-Family Residence at 314 South Harrison Avenue

Request to Advertise

D.1 * REQUEST TO ADVERTISE

Lease of a Portion of the Sherman Municipal Airport for Hay Production

Other Business

D.2 OTHER BUSINESS

Recognition of Exceptional Performance by the Police Department's Criminal Investigation Division

D.3 * OTHER BUSINESS

Final Plat Approval of Greene Acres, an Addition in the Extra-Territorial Jurisdiction of the City of Sherman, being a 17.798 Acre Tract in the James Rosborough Survey, Abstract No. 1019; David M. Seay, Owner (50-200 Blocks of Greene Road and 1400-1500 Blocks of Rockport Road)

D.4 * OTHER BUSINESS

Final Plat Approval of O'Hanlon Ranch Estates, Phase 2, being 42.54 Acres in the J.B. McAnair Survey, Abstract No. 763; DGR Development Group, LTD, Kyle Boothe, and Sherman Bible Church, Owners (2200-2800 Blocks of F.M. 1417 North)

D.5 * OTHER BUSINESS

Final Plat Approval of the Gene's Addition, a 2.55 Acre Tract in the Preston Kitchen Survey, Abstract No. 667; Gene Mitchell, Owner (2400 Block of South Travis Street)

D.6 * OTHER BUSINESS

Replat Approval of St. Mary's Catholic Church, a Replat of Blocks 3 and 6 of the Hare and Randolph Addition, being 3.03 Acres of Land of the Replat of Blocks 3 and 6 of Hare and Randolph's Addition; St. Mary's Catholic Church, Owners (728 South Travis Street)

D.7 * OTHER BUSINESS

Special Consideration to Ordinance No. 2684, Section 12 (F) for a Variance to Not Require the Developer to be Responsible for the Construction of Sidewalks in the Creekbend West Addition in an R-1 (One and Two Family Residential) District in the 2400-2600 Blocks of Creekbend Circle (R.W. Klas, Aaron and Ailee Cernero, James and Sherry Lamm, James and Virginia Buckner, Charles and Sandra Templeton, Charles and Shanna Popkess, Edward and Susan Brown, and Lawrence and Marsha Crockett, Owners)

D.8 CITIZEN REQUESTS

D.9 MEDIA QUESTIONS

D.10 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) Consider the Qualifications, Appointment or Removal of Members to Boards and Commissions:
 - i) Planning and Zoning Commission (1)
 - ii) Appointment of a Chairman for the Planning and Zoning Commission
- b) Evaluation of the Acting City Manager and Related Matters

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

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 May 31, 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 31st day of May, 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