

STATE OF TEXAS

§

June 3, 2013

COUNTY OF GRAYSON

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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 3, 2013.

MEMBERS PRESENT: MAYOR CARY WACKER; DEPUTY MAYOR PAM HOWETH. COUNCIL MEMBERS JOHNSON, PLYLER, SMITH, SOFEY, SOFTLY.

MEMBERS ABSENT: NONE.

CALL TO ORDER

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

CALL TO ORDER

APPROVE MINUTES

The Council reviewed the Minutes of the Regular City Council Meeting of May 20, 2013. Council Member Plyler moved to approve the Minutes as presented; Second by Deputy Mayor Howeth. All present voted AYE. MOTION CARRIED.

APPROVE MINUTES

INTRODUCTION AND PUBLIC HEARING OF ORDINANCES

Mayor Wacker called for the Public Hearing of Ordinance 5776:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, PROVIDING FOR PERMANENT "STOP" SIGNS AT THE INTERSECTIONS OF CENTER STREET AND RUSK STREET, AND AT STEEPLE CHASE DRIVE AND HERITAGE PARKWAY (F.M. 1417), WITHIN THE CITY LIMITS OF THE CITY OF SHERMAN; PROVIDING FOR A PENALTY PROVISION; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

ORD 5776
STOP SIGNS

No citizens appeared before the City Council to discuss Ordinance 5776.

The Public Hearing was closed.

ADOPTION OF ORDINANCES

Ordinance 5776

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, PROVIDING FOR PERMANENT "STOP" SIGNS AT THE INTERSECTIONS OF CENTER STREET AND RUSK STREET, AND AT STEEPLE CHASE DRIVE AND HERITAGE PARKWAY (F.M. 1417), WITHIN THE CITY LIMITS OF THE CITY OF SHERMAN; PROVIDING FOR A PENALTY PROVISION; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

ORD 5776
STOP SIGNS

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Mayor Wacker verified that the signs were already in place and everything was running smoothly.

ACTION TAKEN.

Motion by Council Member Softly to approve Ordinance No. 5776, as presented. Second by Council Member Johnson.

VOTING AYE: Howeth, Johnson, Plyler, Smith, Sofey, Softly.

VOTING NAY: None.

MOTION CARRIED.

CONSENT AGENDA

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

CONSENT AGENDA

RESOLUTIONS

RESOLUTION NO. 5771 – AUTHORIZING THE RELOCATION OF THE MARCY'S CALIFORNIA AND BUTTERFIELD TRAIL MARKER

**RES 5771
MOVE HISTORICAL
MARKER**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE RELOCATION OF THE MARCY'S CALIFORNIA AND BUTTERFIELD TRAIL MARKER.

Don Keene, Director of Public Works, explained that he met with members of the Martha Jefferson Randolph Chapter of the Daughters of the American Revolution and the Grayson County Historical Society, who are requesting permission to relocate the Marcy's California and Butterfield Trail Marker from its current location at Washington Street and Rusk Street to a more secure, accessible, and safer location on the Grayson County Courthouse Grounds.

He added that in 1936 the Council approved a resolution to allow that the marker be moved from the south side of Washington Street to the north side of the street, near the Youth Center.

Mr. Keene added that, at this time, there are no plans for the City to assist with the relocation, which will be handled by the two requesting organizations.

ACTION TAKEN.

Motion by Council Member Sofey to approve Resolution No. 5771, as presented. Second by Council Member Smith.

VOTING AYE: Howeth, Johnson, Plyler, Smith, Sofey, Softly.

VOTING NAY: None.

MOTION CARRIED.

RESOLUTION NO. 5772 – FINDING AND DETERMINING A PUBLIC PURPOSE AND PUBLIC NECESSITY EXISTS FOR CONSTRUCTION OF CITY PROJECT STATE HIGHWAY 289 SEWER PHASE "A" (NORTH BRANCH SAND CREEK

**RES 5772
S.H. 289 SEWER
PHASE "A"**

SEWER); APPOINTING AN APPRAISER AND NEGOTIATOR AS NECESSARY; AUTHORIZING THE CITY MANAGER TO ESTABLISH JUST COMPENSATION FOR THE PROPERTY RIGHTS TO BE ACQUIRED; AUTHORIZING THE CITY MANAGER TO TAKE ALL STEPS NECESSARY TO ACQUIRE THE NEEDED PROPERTY RIGHTS IN COMPLIANCE WITH ALL APPLICABLE LAWS AND REGULATIONS

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, FINDING AND DETERMINING A PUBLIC PURPOSE AND PUBLIC NECESSITY EXISTS FOR CONSTRUCTION OF CITY PROJECT STATE HIGHWAY 289 SEWER PHASE "A" (NORTH BRANCH SAND CREEK SEWER); APPOINTING AN APPRAISER AND NEGOTIATOR AS NECESSARY; AUTHORIZING THE CITY MANAGER TO ESTABLISH JUST COMPENSATION FOR THE PROPERTY RIGHTS TO BE ACQUIRED; AUTHORIZING THE CITY MANAGER TO TAKE ALL STEPS NECESSARY TO ACQUIRE THE NEEDED PROPERTY RIGHTS IN COMPLIANCE WITH ALL APPLICABLE LAWS AND REGULATIONS.

ACTION TAKEN.

Motion by Deputy Mayor Howeth to approve Resolution No. 5772, as presented. Second by Council Member Softly.

VOTING AYE: Howeth, Johnson, Plyler, Smith, Sofey, Softly.

VOTING NAY: None.

MOTION CARRIED.

RESOLUTION NO. 5773 – AUTHORIZING EXECUTION OF AN EASEMENT AND RIGHT-OF-WAY TO ONCOR ELECTRIC DELIVERY COMPANY, LLC FOR OVERHEAD AND/OR UNDERGROUND ELECTRIC SUPPLY AND COMMUNICATION FACILITIES AT THE CITY WATER TREATMENT PLANT

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF AN EASEMENT AND RIGHT-OF-WAY TO ONCOR ELECTRIC DELIVERY COMPANY, LLC FOR OVERHEAD AND/OR UNDERGROUND ELECTRIC SUPPLY AND COMMUNICATION FACILITIES AT THE CITY WATER TREATMENT PLANT.

CONSENT AGENDA.

RES 5773
ONCOR EASEMENT
AT WATER
TREATMENT PLANT

REQUEST TO ADVERTISE

SERVICES TO PERFORM THE ANNUAL AUDIT FOR PERIOD ENDING SEPTEMBER 30, 2013

The City Council approved the request to advertise for services to perform the Annual Audit of the City for the period ending September 30, 2013.

ANNUAL AUDIT

By Charter, the City Council is required to annually appoint an independent auditor to perform a financial audit for the City and a compliance audit for the federal grant programs. Six years ago, Pattillo, Brown and Hill, LLP was awarded the audit based on proposals submitted by various audit firms. The renewals have ended and the service must be bid again.
CONSENT AGENDA.

ANNUAL CONTRACT FOR GASOLINE AND DIESEL SUPPLY

The City Council approved the request to advertise for the annual contract for gasoline and diesel supplies. In the past, bids for these supplies have been let annually for gasoline and diesel fuel for the City's fleet. The last annual contract, including four renewals, ends at the end of the 2013 fiscal year.

CONSENT AGENDA.

GAS & DIESEL FUEL

OTHER BUSINESS

RECEIVE PRESENTATION FROM PARKS AND COMMUNITY SERVICE DIRECTOR KEVIN WINKLER ON "THE TAYLOR STREET COMPLEX"

Kevin Winkler, Parks and Community Service Director, updated the City Council on the status of the Taylor Street Complex, which was a Capital Improvement Project for last year.

TAYLOR STREET
COMPLEX

In November 1975, there was a public vote to sell three acres to the "Sherman Girls Club Clubhouse." In 1976 the property was conveyed to the Girls Club of Sherman, Inc., where it remained in operation for over 30 years. In October 2011, the organization closed and the property reverted back to the City of Sherman in May 2012. The City Council approved a \$200,000 project to rehabilitate the building in the FY 2012-2013 Budget.

The staff wanted to make the facility look good and make it beneficial to the citizens, and they are proud of the results. Initially an asbestos survey was performed and it was determined that the building did contain asbestos. An extensive removal was required and cost approximately \$20,000. There were leaks in the building and the flooring was damaged and aged.

Once the asbestos was removed, two ADA compliant restrooms were constructed. The existing office and entryway were maintained and additional storage areas were built above them.

The existing "wall of carpet" was replaced and new goals were added. The existing goals were very close to one side of the gym, which created safety issues. The new goals were relocated to allow safer play and a new walking path around the playing floor. They also painted the beams and added a fourth row of lighting.

The existing shingle roof was removed and the outside columns were "wrapped." The floor was replaced with a multi-sport surface floor and it was stripped for play. A four-row bleacher was also added. A double net set-up has been added for volleyball and there is a lot of flexibility in usage of the facility. Mr. Winkler said the new facility has changed tremendously.

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He added that the Taylor Street Complex is more than a gym and there is a lot of opportunity for different types of usage. The staff is planning for family nights with basketball, volleyball, dodgeball, and pickleball. They also hope to provide some youth volleyball leagues.

Currently the Parks and Recreation Department offers “rec nights” with activities for fifth through eighth graders. Approximately 150 kids participated in the last one held at the current facility, which has limited resources. They would also like to offer a walking club and youth physical education classes.

The new complex could also be used for youth basketball three on three tournaments, pee wee soccer for three and four year olds, youth volleyball and basketball instructional camps and as a “rain out” location for various activities. Mr. Winkler said the staff would like to expand the offerings based on feedback and as the budget allows.

He added that they would initially like to staff a part-time employee to help cover the new complex. In the future he would like a full-time person at the facility to provide a satellite sign-up location for citizens and more opportunities for daytime activities.

Council Member Smith asked when the facility would open. Mr. Winkler said it will be a “rain-out” location for an upcoming event, but the grand opening will be held the second or third week of July 2013.

He added that the staff is excited about the new opportunities. The project cost \$190,000 and was under budget. There are a few more things that need to be purchased to complete the project.

Council Member Smith verified that the upstairs classrooms had been removed. Deputy Mayor Howeth asked about signage and Mr. Winkler said new signs are being completed this week. A proposed fee structure for the complex will also be presented to Council Members at a later date. Mr. Winkler said the City will need to recover some of the costs for the new programs.

Mayor Wacker thanked Mr. Winkler and his staff for their work on the project and for the allocation of resources to “repurpose” the facility for the citizens. She said the entire Fairview Park area was a wonderful recreational complex for the citizens.

CITIZENS REQUESTS

There were no citizen’s requests.

CITIZEN’S REQUESTS

MEDIA QUESTIONS

There were no media questions.

MEDIA QUESTIONS

COUNCIL COMMENTS

RECENT OKLAHOMA WEATHER EVENTS

Deputy Mayor Howeth asked citizens to keep the residents of Oklahoma in their prayers as they deal with recent weather events. Sherman citizens should feel very fortunate that they have not experienced the tornados that have recently plagued Oklahoma.

RECENT OKLAHOMA
WEATHER EVENTS

SCHOOL FIELD TRIPS

Council Member Smith thanked Assistant Police Chief Ken Francis and Fire Chief Jeff Jones for recently participating in field trips for his son's school. The Fire Department did get a fire call during their visit, however the children have been invited back to complete the field trip. He said the children learned a lot from the visits.

SCHOOL FIELD TRIPS

THANKS TO PARKS AND RECREATION STAFF

Council Member Plyler thanked Mr. Winkler and his staff for their work on the Taylor Street Complex. He said it is a great repurposing of a building and will serve the citizens well. He was also excited to see the activities scheduled for the facility.

THANKS TO PARKS
& REC STAFF

THANKS TO PARKS AND RECREATION STAFF

Council Member Johnson agreed and thanked everyone that worked on the Taylor Street Complex. He said that changes in the facility were "transformational." He added that amenities such as this will continue to "put Sherman on the map."

THANKS TO PARKS
& REC STAFF

ANNOUNCEMENTS

Mayor Wacker announced the following:

- Beginning Wednesday evening, June 5, 2013, Austin College will be closing East Richards Street, from North Maxey to North Bledsoe to conduct repairs to several intersections. Repairs should be complete and the street should reopen on Monday, June 10, 2013.
- Hot Summer Nights will begin Thursday, June 6, 2013, and will launch the Summer Concert Season on the Municipal Building lawn. The first event will be Gus Samuelson and the Swampadelics.

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 551.074

PERSONNEL MATTERS
CONSIDER THE

QUALIFICATIONS, APPOINTMENT
AND REMOVAL OF MEMBERS TO
BOARDS AND COMMISSIONS:
PLANNING AND ZONING
COMMISSION (2)
CIVIL SERVICE COMMISSION (1)

On Motion duly made and carried, the Open Meeting recessed and reconvened in Executive Session at 5:25 p.m.

On Motion duly made and carried, the Executive Session recessed at 5:29 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

CIVIL SERVICE COMMISSION (1)

ACTION TAKEN.

Motion by Council Member Smith to confirm the City Manager's reappointment of Lee Salinas to the Civil Service Commission for a term from June 8, 2013 until June 8, 2016. Second by Council Member Johnson.

VOTING AYE: Howeth, Johnson, Plyler, Smith, Sofey, Softly.

VOTING NAY: None.

MOTION CARRIED.

CIVIL SERVICE
COMMISSION

PLANNING AND ZONING COMMISSION (2)

ACTION TAKEN.

Motion by Council Member Smith to appoint Andrew Olmstead to the Planning and Zoning Commission to fill an unexpired term from June 4 until June 10, 2014 and to appoint Dr. Alan Scheibmeir to fill an unexpired term from June 4 until November 8, 2014. Second by Council Member Sofey.

VOTING AYE: Howeth, Johnson, Plyler, Smith, Sofey, Softly.

VOTING NAY: None.

MOTION CARRIED.

PLANNING & ZONING
COMMISSION

ADJOURNMENT

On Motion duly made and carried, the meeting adjourned at 5:32 p.m.

ADJOURNMENT

MAYOR

CITY CLERK