

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 May 3, 2021.

MEMBERS PRESENT: MAYOR DAVID PLYLER; DEPUTY MAYOR DARON HOLLAND. COUNCIL MEMBERS HOWETH, MELTON, STEELE, STEVENSON, TEAMANN.

MEMBERS ABSENT: NONE.

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 Shawn Teamann.

PROCLAMATION

“MENTAL HEALTH AWARENESS MONTH” – MAY 2021

Mayor Plyler read a proclamation designating May 2021 as “Mental Health Awareness Month” and presented it to Diana Cantu, Chief Executive Officer, Texoma Community Center.

Ms. Cantu thanked the City Council for their support and said without that, they “couldn’t do what they do, every single day.” She felt it was important to recognize May as “Mental Health Awareness Month” and to support those that were in need.

CITIZEN'S COMMENTS

There were no citizen's comments.

Mayor Plyler introduced Ordinance No. 6377 and called for a public hearing:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN ACCEPTING AND APPROVING A SERVICE AND ASSESSMENT PLAN AND A PHASE #1 ASSESSMENT ROLL FOR THE BEL AIR VILLAGE PUBLIC IMPROVEMENT DISTRICT; MAKING A FINDING OF SPECIAL BENEFIT TO THE PROPERTY IN PHASE #1 OF THE DISTRICT; LEVYING SPECIAL ASSESSMENTS AGAINST PROPERTY PHASE #1 OF THE DISTRICT AND ESTABLISHING A LIEN ON SUCH PROPERTY; PROVIDING FOR PAYMENT OF THE ASSESSMENTS IN ACCORDANCE WITH CHAPTER 372, TEXAS LOCAL GOVERNMENT CODE, AS AMENDED; PROVIDING FOR THE METHOD OF ASSESSMENT AND THE PAYMENT OF THE ASSESSMENTS, PROVIDING PENALTIES AND INTEREST ON DELINQUENT ASSESSMENTS, PROVIDING FOR SEVERABILITY, AND PROVIDING AN EFFECTIVE DATE.

Robby Hefton, City Manager, said this is the final public hearing relating to this Public Improvement District. This ordinance establishes and accepts the Service and Assessment Plan and is

CALL TO ORDER

**MENTAL HEALTH
AWARENESS MONTH
(MAY 2021)**

CITIZEN'S COMMENTS

**ORD 6377
BEL AIR VILLAGE
PUBLIC IMPROVEMENT
DISTRICT**

the actual action to levy the assessment. There will be another agenda item at a later date, that relates to the PID.

No citizens appeared before the City Council to discuss Ordinance No. 6377.

The Public Hearing was closed.

ADOPTION OF ORDINANCES

Ordinance 6377

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN ACCEPTING AND APPROVING A SERVICE AND ASSESSMENT PLAN AND A PHASE #1 ASSESSMENT ROLL FOR THE BEL AIR VILLAGE PUBLIC IMPROVEMENT DISTRICT; MAKING A FINDING OF SPECIAL BENEFIT TO THE PROPERTY IN PHASE #1 OF THE DISTRICT; LEVYING SPECIAL ASSESSMENTS AGAINST PROPERTY PHASE #1 OF THE DISTRICT AND ESTABLISHING A LIEN ON SUCH PROPERTY; PROVIDING FOR PAYMENT OF THE ASSESSMENTS IN ACCORDANCE WITH CHAPTER 372, TEXAS LOCAL GOVERNMENT CODE, AS AMENDED; PROVIDING FOR THE METHOD OF ASSESSMENT AND THE PAYMENT OF THE ASSESSMENTS, PROVIDING PENALTIES AND INTEREST ON DELINQUENT ASSESSMENTS, PROVIDING FOR SEVERABILITY, AND PROVIDING AN EFFECTIVE DATE.

ORD 6377
BEL AIR VILLAGE
PUBLIC IMPROVEMENT
DISTRICT

ACTION TAKEN.

Motion by Council Member Howeth to adopt Ordinance No. 6377, as presented. Second by Deputy Mayor Holland.

VOTING AYE: Holland, Howeth, Melton, Steele, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

RESOLUTION NO. 6736 – FINDING THAT ONCOR ELECTRIC DELIVERY COMPANY LLC’S APPLICATION FOR APPROVAL TO AMEND ITS DISTRIBUTION COST RECOVERY FACTOR TO INCREASE DISTRIBUTION RATES WITHIN THE CITY SHOULD BE DENIED; AUTHORIZING PARTICIPATION WITH OCSC; AUTHORIZING THE HIRING OF LEGAL COUNSEL

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, FINDING THAT ONCOR ELECTRIC DELIVERY COMPANY LLC’S APPLICATION FOR APPROVAL TO AMEND ITS DISTRIBUTION COST RECOVERY FACTOR TO INCREASE DISTRIBUTION RATES WITHIN THE CITY SHOULD BE DENIED; AUTHORIZING PARTICIPATION WITH OCSC; AUTHORIZING THE HIRING OF LEGAL COUNSEL AND CONSULTING SERVICES; FINDING THAT THE CITY’S REASONABLE RATE CASE EXPENSES SHALL BE REIMBURSED BY THE COMPANY; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL.

RES 6736
ONCOR ELECTRIC
RATE INCREASE

COUNCIL MINUTES – MAY 3, 2021

Mr. Hefton said this was the annual request from Oncor to raise their rates and recoup certain costs they have in maintaining their system.

Each year, as part of the steering committee, the City rejects the request, and negotiations are held. The final rate increase will be somewhere between zero and the \$97 million they are requesting. There will be additional action in the future, after it is vetted by the steering committee.

He said, if the \$97 million rate increase was approved, the increase per customer would be \$1.35.

Council Member Melton said she was glad there was a steering committee to deal with the increases. Council Member Teamann confirmed that the increase was system-wide and not just local.

ACTION TAKEN.

Motion by Council Member Stevenson to adopt Resolution No. 6736, as presented. Second by Council Member Teamann.

VOTING AYE: Holland, Howeth, Melton, Steele, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

RESOLUTION NO. 6737 – AUTHORIZING EXECUTION OF CERTAIN DOCUMENTS IN CONNECTION WITH THE BEL AIR VILLAGE PUBLIC IMPROVEMENT DISTRICT, INCLUDING, WITHOUT LIMITATION, THAT CERTAIN LANDOWNER AGREEMENT AND BEL AIR VILLAGE PUBLIC IMPROVEMENT DISTRICT PHASE #1 REIMBURSEMENT AGREEMENT

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF CERTAIN DOCUMENTS IN CONNECTION WITH THE BEL AIR VILLAGE PUBLIC IMPROVEMENT DISTRICT, INCLUDING, WITHOUT LIMITATION, THAT CERTAIN LANDOWNER AGREEMENT AND BEL AIR VILLAGE PUBLIC IMPROVEMENT DISTRICT PHASE #1 REIMBURSEMENT AGREEMENT; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED WAS NOTICED AS REQUIRED BY LAW.

**RES 6737
BEL AIR VILLAGE
PID REIMBURSEMENT
AGREEMENT**

Mr. Hefton said this and Ordinance 6377 are the last two agreements dealing with the Public Improvement District, and are the landowner agreement and the reimbursement agreement.

At the April 19, 2021 Council Meeting, the Council amended the Master Development Agreement which dealt with the City's portion of infrastructure improvements. This reimbursement agreement deals with the Public Improvement District, or developer's portion of improvements. This sets forth the mechanism to reimburse the developer, mainly through PID assessments, for his cost of developing Phase 1.

The second piece is the landowner agreement and sets forth his agreement as current property owner, to enter into this PID, and

have taxes and assessments levied on the property. It also binds any future landowners, during the tenure of the PID, to be bound by these assessments.

The only thing left, relating to the PID, is the Reinvestment Zone Project and Financing Plan, which will probably be on the next agenda or the first one in June.

ACTION TAKEN.

Motion by Council Member Steele to adopt Resolution No. 6737, as presented. Second by Deputy Mayor Holland.

VOTING AYE: Holland, Howeth, Melton, Steele, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

OTHER BUSINESS

RECEIVE PRESENTATION FROM ROB RAE, DIRECTOR OF DEVELOPMENT SERVICES REGARDING GENERAL ZONING ORDINANCE UPDATES

**ZONING ORDINANCE
PROPOSED UPDATES**

Rob Rae, Director of Development Services, presented proposed changes to the Zoning Ordinance. These were recommended by the Planning and Zoning Commission and will be on the Council's agenda for public hearing and consideration of adoption at the May 17, 2021 Council Meeting.

The purpose of the Zoning Ordinance is to promote health, safety, and welfare; to lessen congestion; and promote the appropriate use of land within the City of Sherman. He addressed three major areas for update, the patio home ordinance, the fence ordinance, and some other items for "administrative clean-up."

In October 2020, the City Council directed the staff and Planning and Zoning Commission to research ways to improve the patio home ordinance. A subcommittee was formed and met to review the ordinance and make recommendations. A draft ordinance was reviewed by the entire Commission and was approved for submission to the Council for their consideration.

Mr. Rae said they compared Sherman's Zoning Ordinance to peer cities in the area and he presented those findings. Sherman has two residential zoning districts, but they basically have the same regulations. Other cities have multiple single-family zoning districts.

Sherman's current patio home ordinance allows for home builders to have a different setback requirement for a smaller lot. The lot width for a patio home is 40' and for a R-1/SF-1 is 60'. For a patio home, the front setback is 20' and the rear setback is 10', while the R-1/SF-1 has a front and rear setback of 25'. The patio home ordinance also requires that open space be dedicated for any development over 50 lots.

Mr. Rae said he felt like this issue came up because there were a number of developers that came in with regular size lots, wanting patio home standards.

He identified six developments that have 60' lots or greater, but have patio home standards. These developments are Magnolia Village, West Canyon Creek Estates, The Preserve Phase II, The Preserve Phase III, Country Ridge Estates No. 2, and Heritage Farms Estates. This allows a developer to put a larger home on a 60' residential lot.

Mr. Rae presented the staff's recommendation, which was to leave Patio Homes as a Specific Use Permit, but to add the following requirements:

- Maximum lot width of 50' (55' on corner lots)
- Maximum living area of 2,500 feet
- Open space requirement
 - Developments with 25-49 patio homes will be required to provide 5% open space
 - Developments with 50 or more will still be required to provide 10% open space
 - Added language to include multiple phases of development will be required to provide open space
- No duplexes or two-family dwellings permitted in the Patio Home Ordinance

Planning and Zoning modified the proposal to require 5% open space for developments with five or more patio homes and 10% open space with 50 or more patio homes.

He said they did address creating a new zoning district for Patio Homes, which would include these requirements. However, the future land use plan did not indicate any locations in the City that would allow for a more medium density or high density product.

Mr. Rae said, during the upcoming budget meetings, they will present a plan for a Master Plan update which would establish where this type of zoning district might be located. The last land use plan was adopted by the Council in 2009. He said a new Master Plan update would also coordinate with the Water/Wastewater Master Plan, Thoroughfare Plan, and Parks Master Plan.

Mr. Hefton reiterated that there was no action required tonight, but an ordinance that addresses these proposed changes would be presented to the Council at the next meeting for their consideration.

He said there was a short term plan, which will be presented at the next meeting, and a longer term plan, which would probably include the patio home changes, as well as add additional zoning districts in the single-family, residential designation. This would be done in combination with an update of the Comprehensive Master Plan.

Council Member Melton felt this would be a lot of work and clarified that they were talking about designating specific areas in the City for patio homes. Mr. Rae said the Master Plan update would identify areas where patio homes would be appropriate.

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There would be no rezoning. That would be done by applicants, as it is now.

Council Member Melton felt this would be limiting developers instead of encouraging the mixed use zoning. This would be designating a specific place that they could build patio homes.

Council Member Stevenson said he felt that, in the future, patio homes would be the rule and not the exception. Council Member Melton asked why they were spending time saying they could only be located in certain areas.

Council Member Teamann said they will go through the same process for rezoning as they would for a variance. Council Member Stevenson said it would be less work for the Council to make patio homes the standard and have Specific Use Permits for everything else. Mr. Rae said most of the new homes have been on 60' lots. Mr. Hefton said there has been a mix of 60' lots and patio homes.

Mr. Hefton said the City is required to have a Comprehensive Master Plan, that involves the use of a future land use map. This is a plan that, based on things such as major traffic arteries and thoroughfares, topography, and other factors, the planners think that this is the type of land use that would be available in specific areas. All the zoning districts within the City would be plotted on a map, by the consultant, for the staff to use as a planning tool. He added that it has been over 10 years since the plan has been updated, and a lot has changed in that time.

He said the Council can not do anything at this time and wait until the Comprehensive Master Plan is updated, or they can do something now, knowing that there is this "burning issue" and then complete the process with the official update.

Council Member Teamann said they would still go through the same process to request rezoning, even with the Master Plan update. Mr. Rae said if there were new building districts, the Planning and Zoning Commission would ask staff if the request aligned with the future land use plan.

Council Member Teamann said he didn't mind a larger house on a regular size lot, and wanted to be sure that was protected, and there was still a mechanism for that.

Mr. Rae said the Board of Adjustments makes decisions on variances and exceptions, and those should only apply in situations where there are constraints. He has been counseled that if the Board of Adjustments are hearing and approving the same types of requests, it is better for the City Council to make a change to the zoning ordinance so that doesn't happen.

Council Member Howeth said they are getting complains about patio homes being built next to regular, single-family homes, and they don't conform with other homes in the neighborhood. If the proposed changes are made, they would select a specific

location in which to locate the patio homes. She felt the Council should approve an ordinance with the changes that were proposed. She liked the idea of setting standards to assure there is green space in these developments.

She felt that the changes need to be made now, instead of waiting six months to a year. The Council continues to hear requests for patio homes.

Mr. Rae said, if an ordinance was approved on a short-term basis, the Council wouldn't get developments with 60' lots coming in for patio homes. It would be 50' lots. He said that would be the only difference that would happen with the staff's recommendation.

Council Members also discussed the requirement for open space. Mr. Rae said they were trying to make it where one lot could be dedicated for a "pocket park." However, he said, changing it to developments with five or more patio homes requiring 5% open space made it more challenging to get right.

Council Members discussed the percentage of land that should be required for dedication for open space. Mr. Hefton clarified how many patio homes would have to be built so that the donation for open space would be one lot.

Council Members discussed different possibilities and how best to accommodate different requests. Mr. Rae said there could be different zoning classifications that have different setbacks.

Council Member Stevenson said houses are getting bigger and lots are getting smaller, and the zoning needs to match that fact. Mr. Hefton said that would be done by adding more single-family zones. Council Member Teamann said in the short term, they could approve variances for those requests.

Mr. Hefton said within the current zoning districts, the front and rear setbacks could be changed. It would be considered by the Planning and Zoning Commission first, for their recommendation. Ryan Pittman, Attorney, agreed that would be a material change and need to be considered by the Planning and Zoning Commission before going to Council.

Council Member Steele suggested letting applicants request a variance for setbacks and wait and make all changes after the Master Plan update.

Mr. Rae said it will increase the number of items that are considered by the board, as opposed to Council making that change. Council Member Teamann felt it was important to make it easier to "move these projects down the road."

Council Members wanted to change the amount of open space required and go back to developments with 25 homes, which would be about one lot.

Peter Tracy, 705 S. Valentine

Mr. Tracy said he had attended the Planning and Zoning Commission Meeting where the number of patio homes was discussed and the members were concerned about designating a specific number of houses because it might leave a loophole for builders to never meet that number so they wouldn't have to provide the 5% open space. They thought about basing it on the area and not the number of houses. He felt developers should have to set the open space aside, rather than the homebuilders.

He asked if there was a definition of a patio home. He felt people were calling a standard house a patio home so they could put it on a smaller lot. He thought the definition of a patio home was a small home that was built around a recreational area, such as a golf course or a lake.

Mr. Hefton said, traditionally, patio homes have been smaller homes, on smaller lots, with smaller setbacks. More recently, builders are trying to maximize lot size to meet the desire of homeowners to have a smaller lot but a larger house. He said the nature of patio homes has changed over the last few years.

Council Member Teamann confirmed that the side yard setback would either be five feet on each side or zero on one side and 10 feet on the other.

Mr. Hefton confirmed that Council Members want to wait until the overall plan comes back before they make changes. Council Member Stevenson felt it was okay to move forward with the patio home changes.

Council Member Howeth asked if there were any specific requirements for homes with zero lot lines to help contain the spread of fire. Mr. Hefton said there cannot be two zero lot line homes "back-to-back." There must be 10 feet between them.

The Construction Code also says, once two homes are "so many feet apart," they must be vented to the top so embers can't get sucked in. Zero lot lines must be staggered.

Mr. Rae addressed the proposed fence ordinance updates, and said the Board of Adjustments are getting a lot of requests for variances and exceptions for fences.

Under the current ordinance, Mr. Rae said a 3' ornamental fence is allowed in the front yard, a 6' fence is allowed on the side yard, and an 8' fence is allowed in the rear yard. On a corner lot, where the other house is facing another road, there is a side yard restriction of 4', with other size fences allowed on the other sides of the house.

He said they are recommending to simplify the ordinance by allowing a 4' ornamental fence in the front yard, and up to an 8' fence on the side and rear yard. On a corner lot, they would be allowed up to an 8' fence on the sides and rear yard.

Hopefully these changes would reduce the number of variances and exceptions, and make it easier for homebuilders.

The reason for lower fences on the side yards is to enhance visibility for traffic. The current ordinance says there will be no fences or hedges within 15 feet of the intersection of two street lines.

The recommended change would say no fence or hedge is allowed within 25 feet of the intersection of two street lines, nor within 10 feet of the intersection of a street and an alley. Any variances to sight distance would be considered by the City Engineer, instead of the Board of Adjustments.

Mr. Rae said they also get a lot of requests for exceptions on perimeter wall fences in multi-family developments. Currently a minimum 6' masonry wall must surround the development. Most developments have requested exceptions to allow wrought iron fences. He showed several examples of wrought iron fences that were separated by masonry columns, at different distances.

The staff recommendation to the Planning and Zoning Commission was a minimum 6' masonry fence, or wrought iron fence with masonry columns, to surround multi-family developments. The masonry columns would be at a reasonable distance as approved by the Director of Development Services.

The Planning and Zoning Commission's actual motion was to approve the draft fence ordinance with the multi-family perimeter fence requirement to state, "masonry columns to be separated at 24' on property line facing public streets, and 32' on other property lines." The fence would also be 10' off the street.

Mr. Rae said they also added agricultural fencing to allow line fences on properties greater than three acres, with special permission required for electric fences. Gates for vehicle access must be set back 20 feet from the property line.

Mr. Rae said the reasons for the fence ordinance update were to provide more flexibility for homeowners and businesses to provide screening, to reduce the number of variances and exceptions, and to improve clarity on the regulations.

There were some other administrative elements that were proposed for the zoning update. These changes include references to the list of districts, added permitted uses, clarification on Specific Use Permits, updating the side yard setbacks for accessory buildings, combining items related to the Central Business District into one subsection, updating special setbacks, changes to the sign ordinance, updating Temporary Use Permits and the Special Use Permit list, and mostly administrative issues. The proposals would also increase the penalty for some violations to match State law, adding definitions, and clarifying the matrix.

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Council Member Steele asked about storage containers and would current containers be grandfathered. Mr. Rae said, currently, any place that has shipping containers would need a Specific Use Permit. If the change is approved, they would be covered under Temporary Use Permit.

Council Member Steele felt this requirement might need to be enhanced, but said he was willing to “see how it works for now.” Portable storage containers would also be allowed without a Temporary Use Permit on properties with active building permits.

Council Member Howeth said she received clarification on the definition of “screening” from Mr. Rae, especially relating to auto body repair locations. It is already included in the code, but needs to be enforced.

Council Member Steele asked about the tire shop that was discussed at the last Council Meeting. He asked if they were in violation. Mr. Rae said they were not in violation of their Specific Use Permit. If they are storing vehicles, junk, or materials, that should be fully screened.

Mr. Rae said he discussed this issue with the applicant at the last meeting and the applicant will move his screen to the back of the property. Council Member Steele did not feel that a chain link fence was “screening.”

Council Member Melton felt the requirements need to be enforced.

CONSIDER REQUEST OF TRUE OPTIONS PREGNANCY CENTER TO TEMPORARILY CLOSE CERTAIN STREETS FOR THE SIXTH ANNUAL “TURKEY TROT 5K & FUN RUN” ON SATURDAY, NOVEMBER 20, 2021

**CLOSE STREETS
TURKEY TROT &
FUN RUN
(NOV. 20, 2021)**

ACTION TAKEN.

Motion by Council Member Stevenson to approve the request of True Options Pregnancy Center to temporarily close certain streets for the Sixth Annual “Turkey Trot 5K & Fun Run,” on November 20, 2021, as presented. Second by Council Member Teamann.

VOTING AYE: Holland, Howeth, Melton, Steele, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

MEDIA QUESTIONS

There were no media questions.

MEDIA QUESTIONS

APPOINT/REMOVE OR CONSIDER QUALIFICATIONS TO BOARDS AND COMMISSIONS

PARKS AND RECREATION ADVISORY BOARD (2)

**PARKS & REC
BOARD**

ACTION TAKEN.

Motion by Council Member Melton to reappoint Amanda Phillips to the Parks and Recreation Advisory Board for a term from March 21, 2021 to March 21, 2023 and to appoint

COUNCIL MINUTES – MAY 3, 2021

Ronald Rose for a term from May 4, 2021 to May 4 2023, as presented. Second by Council Member Teamann.
VOTING AYE: Holland, Howeth, Melton, Steele, Stevenson, Teamann.
VOTING NAY: None.
MOTION CARRIED.

LIBRARY BOARD (2)

Council Member Melton expressed concern that there was an applicant that was not a resident of the City of Sherman. The ordinance says that a member has to be a resident of Sherman.

Mr. Hefton explained that Cort Myrick has been a vocal supporter of the Sherman Library, and the staff felt he would be a good representative for the board. He said exceptions have been made in the past, especially for “advisory” boards.

The staff recommended appointing Mr. Myrick because he is willing to serve, is very interested, is already active at the facility, and because there is a lack of applications.

Council Member Melton suggested amending the ordinance to remove that requirement.

ACTION TAKEN.

Motion by Council Member Stevenson to reappoint Randy Hudson to the Library Board for a term from April 7, 2021 to April 7, 2024 and to appoint Cort Myrick to fill an unexpired term from May 4, 2021 to August 4, 2023, as presented.
Second by Council Member Melton.

VOTING AYE: Holland, Howeth, Melton, Steele, Stevenson, Teamann.
VOTING NAY: None.
MOTION CARRIED.

Council Members also directed the staff to prepare an amended ordinance, for their consideration, to remove the requirement that a member of the Library Board must be a resident of the City of Sherman.

COUNCIL COMMENTS

MENTAL HEALTH AWARENESS MONTH PROCLAMATION

Council Member Teamann recognized Zach Flores, Police Chief, Terrence Steele, Assistant City Manager, and Ms. Cantu as board members for the Texoma Behavioral Leadership Team. Their Mental Health Conference is scheduled for May 7, 2021.

He said there were 13 cities in Grayson County that are presenting proclamations for “Mental Health Awareness” this month. He recognized their efforts across the county.

MAKE CITY EMPLOYEES CODE ENFORCEMENT OFFICERS

Council Member Howeth said code enforcement issues are discussed at every Council Meeting, and she urged the staff to make all City employees code enforcement officers to report issues they see on a daily basis. She also asked that signs be

LIBRARY BOARD

MENTAL HEALTH AWARENESS MONTH PROCLAMATION

MAKE CITY EMPLOYEES CODE ENFORCEMENT OFFICERS

COUNCIL MINUTES – MAY 3, 2021

displayed in each department to encourage them to report violations to Code Enforcement Officers.

Council Member Melton agreed and felt it would make Sherman a cleaner City.

SHERMAN ISD TEACHER APPRECIATION WEEK

Council Member Melton said it was Teacher Appreciation Week at the Sherman schools, and she encouraged everyone to “thank their teachers.”

SHERMAN ISD
TEACHER
APPRECIATION WEEK

ANNOUNCEMENTS

Mayor Plyler announced the following:

- Coffee with the Mayor will be held May 7, 2021, at Douglass Distributing. Enjoy local music from Jen Phillips.
- Hot Summer Nights will begin June 3, 2021. Cody Canada and Departed will bring some Red Dirt country music on the Municipal Grounds.
- Be sure and get your tickets for the “Craft the Night Away” festival on June 19, 2021. This year’s event will also feature a fiddling contest.

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

TEX. GOV’T CODE § 551.071 --

SEEKING THE ADVICE OF ITS ATTORNEY ABOUT PENDING OR CONTEMPLATED LITIGATION, SETTLEMENT OFFERS OR ANY MATTER IN WHICH THE DUTY OF THE ATTORNEY TO THE CITY COUNCIL UNDER THE TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT OF THE STATE BAR OF TEXAS CLEARLY CONFLICTS WITH THE TEXAS OPEN MEETINGS ACT

TEX. GOV’T CODE § 551.072 --

DELIBERATING THE PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY IF DELIBERATION IN AN OPEN MEETING WOULD HAVE A DETRIMENTAL EFFECT ON THE POSITION OF THE CITY IN NEGOTIATIONS WITH A THIRD PERSON

TEX. GOV’T CODE § 551.073 --

DELIBERATING A NEGOTIATED CONTRACT FOR A PROSPECTIVE GIFT OR DONATION TO THE CITY IF DELIBERATION IN AN OPEN MEETING WOULD HAVE A DETRIMENTAL EFFECT ON THE POSITION OF THE CITY IN NEGOTIATIONS WITH A THIRD PERSON

TEX. GOV'T CODE § 551.074 --
DELIBERATING THE APPOINTMENT, EMPLOYMENT,
EVALUATION, REASSIGNMENT, DUTIES, DISCIPLINE OR
DISMISSAL OF A PUBLIC OFFICER OR EMPLOYEE; OR TO
HEAR A COMPLAINT OR CHARGE AGAINST AN OFFICER OR
EMPLOYEE UNLESS THE OFFICER OR EMPLOYEE WHO IS THE
SUBJECT OF THE DELIBERATION OR HEARING REQUESTS A
PUBLIC HEARING
PLANNING AND ZONING COMMISSION (1)

TEX. GOV'T CODE § 551.076 –
DELIBERATING THE DEPLOYMENT, OR SPECIFIC OCCASIONS
FOR IMPLEMENTATION, OF SECURITY PERSONNEL OR
DEVICES OR A SECURITY AUDIT

TEX. GOV'T CODE § 551.087 –
DISCUSSING OR DELIBERATING COMMERCIAL OR FINANCIAL
INFORMATION THAT THE CITY HAS RECEIVED FROM A
BUSINESS PROSPECT THAT THE CITY SEEKS TO HAVE
LOCATE, STAY OR EXPAND IN OR NEAR THE CITY AND WITH
WHICH THE CITY IS CONDUCTING ECONOMIC DEVELOPMENT
NEGOTIATIONS; OR DELIBERATING THE OFFER OF A
FINANCIAL OR OTHER INCENTIVE TO A BUSINESS PROSPECT

TEX. GOV'T CODE § 551.089 --
DELIBERATING SECURITY ASSESSMENTS OR DEPLOYMENTS
RELATING TO INFORMATION RESOURCES TECHNOLOGY,
NETWORK SECURITY INFORMATION, OR THE DEPLOYMENT
OR SPECIFIC OCCASIONS FOR IMPLEMENTATION OF
SECURITY PERSONNEL, CRITICAL INFRASTRUCTURE OR
SECURITY DEVICES

On Motion duly made and carried, the Open Meeting recessed
and reconvened in Executive Session at 6:13 p.m.

On Motion duly made and carried, the Executive Session
recessed at 6:35 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

PLANNING AND ZONING COMMISSION (1)

Motion by Council Member Stevenson to reappoint Leigh
Ann Sims to the Planning and Zoning Commission for a term
from February 21, 2021 to February 21, 2024, as presented.

Second by Council Member Melton.

VOTING AYE: Holland, Howeth, Melton, Stevenson, Teamann.

VOTING NAY: None.

MOTION CARRIED.

**PLANNING &
ZONING COMMISSION**

Council Member Steele left the Council Meeting after the
Executive Session ended.

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ADJOURNMENT

On Motion duly made and carried, the meeting adjourned at 6:37 p.m.

ADJOURNMENT

MAYOR

CITY CLERK