STATE OF TEXAS §

April 1, 2019

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 April 1, 2019.

MEMBERS PRESENT: **MAYOR DAVID PLYLER; DEPUTY MAYOR SHAWN TEAMANN (VIA SKYPE).**
COUNCIL MEMBERS HOLLAND, HOWETH, MELTON, STEELE, STEVENSON.

MEMBERS ABSENT: **NONE.**

CALL TO ORDER — **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 Daron Holland.

APPROVE MINUTES — **APPROVE MINUTES**

The Council reviewed the Minutes of the Called City Council Meeting (Council Training Workshop) of February 27, 2019 and the Regular City Council Meeting of March 18, 2019.

Council Member Stevenson moved to approve the Minutes, as written; Second by Council Member Holland.

Council Member Melton asked to amend the Regular City Council Meeting Minutes of March 18, 2019, at Ordinance No. 6186, to reflect that she did ask about water sales, prior to questions being asked.

She also asked to amend the Minutes at Ordinance No. 6198 to show that the billboard that is there now, is not owned by the current business.

Robby Hefton, City Manager, asked about the protocol for amending the Council Meeting Minutes. Brandon Shelby, City Attorney, explained that the motion to approve the Minutes could be amended to include Council Member Melton's amendments, or they can be amended and brought back at the next Council Meeting for approval.

Council Member Stevenson amended his motion to approve the Minutes, as amended; Second by Council Member Melton. All present voted AYE.
MOTION CARRIED TO AMEND MINUTES.

PROCLAMATION
"CHILD ABUSE PREVENTION AND AWARENESS MONTH" – APRIL 2019 — **PROCLAMATION CHILD ABUSE PREVENTION & AWARENESS MONTH (APRIL 2019)**

Council Member Howeth presented a proclamation designating April 2019 as "Child Abuse Prevention and Awareness Month" to Melisa Harris, Forensic Interviewer,

Grayson County Children's Advocacy Center, and Natalie Jamison, Executive Director, CASA.

Ms. Harris thanked the City for their continued support for all the agencies in Grayson County that work in the area of child abuse and neglect. She said they were also grateful for their partnership with the Sherman Police Department.

Ms. Jamison also thanked the City for their support in Grayson County. She said the problem of neglected and abused children is prevalent and is here in Grayson County.

TEXOMA EARTH DAY (APRIL 13, 2019)

"TEXOMA EARTH DAY" – APRIL 13, 2019

Mayor Plyler presented a proclamation designating April 13, 2019 as "Texoma Earth Day" to Amy Hoffman-Shehan, Texoma Earth Day Committee Member.

Ms. Hoffman-Shehan said this is the 11th year of the Texoma Earth Day Festival and she thanked the City of Sherman for their support of the event. She said about 30 organizations help sponsor the event, either monetarily or with in-kind services.

This year the event will feature the first community-wide swap meet, to allow participants to bring clothing, movies, music, games, puzzles, or similar items, to swap with others. The idea is to keep these type of items out of the landfill.

The event will also include recycling opportunities for items such as paper for shredding, electronic waste, household items, prescription drugs, Styrofoam, and toner cartridges. She said they are not taking household hazardous waste this year.

ANNEXATION (FALLON DR.)

FIRST PUBLIC HEARING

CONDUCT THE FIRST PUBLIC HEARING CONCERNING THE ANNEXATION OF 56.07 ACRES ALONG FALLON DRIVE, EAST OF TEXOMA PARKWAY (STATE HIGHWAY 91), ADJACENT TO THE SHERMAN CITY LIMITS AND IN THE CITY OF SHERMAN'S EXTRA TERRITORIAL JURISDICTION

CONDUCT THE FIRST PUBLIC HEARING CONCERNING THE ANNEXATION OF 56.07 ACRES ALONG FALLON DRIVE, EAST OF TEXOMA PARKWAY (STATE HIGHWAY 91), ADJACENT TO THE SHERMAN CITY LIMITS AND IN THE CITY OF SHEMAN'S EXTRA TERRITORIAL JURISDICTION

Clint Philpott, Director of Engineering, said the annexation was requested by the owner of Midway Warehouses. Approximately 20 acres of the property is under contract and design for two warehouse developments. The other 36 acres is along what will be the future extension of Fallon Drive and Dripping Springs Road.

The annexation will "square off" the City limits and open up additional land for development.

Jerry Roberts, 4006 Dripping Springs Road

Mr. Roberts expressed concern about where Fallon Drive will intersect with Dripping Springs Road, and the possible flooding that will result. He said flooding was already present in their neighborhood.

Mr. Philpott said the staff has a schematic design and will provide a copy to Mr. Roberts if he will come by the Engineering Department. He will also walk Mr. Roberts through the plan for the extension.

Mr. Roberts said that area already has bad flooding issues and his driveway is washed out every time there is a couple of inches of rain. He expressed concern about additional water being dumped there.

No other citizens appeared before the City Council to discuss the proposed Annexation of 56.07 acres along Fallon Drive, east of Texoma Parkway (SH 91).

INTRODUCTION AND PUBLIC HEARING OF ORDINANCES

Mayor Plyler introduced Ordinance No. 6199 and called for a public hearing: **ORD 6199 STOP SIGNS (W. TRAVIS ST.)**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, PROVIDING FOR PERMANENT "STOP" SIGNS ON WEST TRAVIS STREET AT SOUTH SAM RAYBURN FREEWAY (U.S. HIGHWAY 75) ACCESS ROAD, ON CROSSROADS BOULEVARD AT HERITAGE PARKWAY (WEST F.M. 1417), ON CROSSROADS BOULEVARD AT WEST TRAVIS STREET, AND ON CROSSROADS BOULEVARD AT MEDICAL DRIVE WITHIN THE CITY LIMITS OF THE CITY OF SHERMAN, TEXAS; PROVIDING FOR A PENALTY PROVISION; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

Mr. Philpott said this ordinance will approve five stop signs located in the Sherman Crossroads Development. The signs have all been installed for at least 90 days. The staff has not received any complaints about the signs.

No citizens appeared before the City Council to discuss Ordinance No. 6199.

The Public Hearing was closed.

ADOPTION OF ORDINANCES

Ordinance 6199 **ORD 6199 STOP SIGNS (W. TRAVIS ST.)**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, PROVIDING FOR PERMANENT "STOP" SIGNS ON WEST TRAVIS STREET AT SOUTH SAM RAYBURN FREEWAY (U.S. HIGHWAY 75) ACCESS ROAD, ON CROSSROADS BOULEVARD AT HERITAGE PARKWAY (WEST F.M. 1417), ON CROSSROADS BOULEVARD AT WEST TRAVIS STREET, AND ON CROSSROADS BOULEVARD AT MEDICAL DRIVE WITHIN THE CITY LIMITS OF THE CITY OF SHERMAN, TEXAS; PROVIDING FOR A PENALTY PROVISION;

PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

ACTION TAKEN.

Motion by Council Member Melton to approve Ordinance No. 6199, as presented. Second by Council Member Stevenson.

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

CONSENT AGENDA — **CONSENT AGENDA**

The Council reviewed the Consent Agenda. Council Member Stevenson moved to approve the Consent Agenda, as presented. Second by Council Member Holland. All present voted AYE.

RESOLUTIONS

RESOLUTION NO. 6473 – DECLARING SUPPORT FOR THE DESIGNATION OF THE BUTTERFIELD OVERLAND TRAIL AS A NATIONAL HISTORIC TRAIL — **RES 6473 BUTTERFIELD OVERLAND TRAIL**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, DECLARING SUPPORT FOR THE DESIGNATION OF THE BUTTERFIELD OVERLAND TRAIL AS A NATIONAL HISTORIC TRAIL.

The Honorable 59th District Court Judge Larry Phillips appeared to ask the City Council for their support to encourage the U.S. Congress to designate the Butterfield Overland Trail as part of the National Historic Trail System. The historic marker previously sat at the Youth Center, but has been moved to the Grayson County Courthouse lawn.

He outlined the procedure to obtain this designation, which began under the administration of President Barack Obama. The trail stretched nearly 3,000 miles from St. Louis and Memphis to San Francisco, and was one of the longest mail routes using horse-drawn stagecoaches in the history of the United States.

Citizens originally contacted Judge Phillips when he was State Representative, to help obtain this designation. It was studied for eight years and then forwarded to Congress, saying it was "suitable for the trail system." They are now working from the local level through the State level to get the designation.

He said Grayson County approved a resolution last week and he ask the City Council to approve this resolution in support of the designation. The City of Whitesboro and the Texas House Culture, Recreation & Tourism Committee will consider support soon.

Judge Phillips said the focus is on the history, but it's also an attractive opportunity for signage. He felt it would be a good opportunity to draw tourists to the area too.

He introduced Ivert Mayhugh, Resident Historian, and his research on the Butterfield Overland Trail.

Council Member Howeth expressed dismay that Congress needed "to study" the issue. She said it is in every American History Book in all 50 States, and they all agree that the trail existed.

Judge Phillips said there are certain things that must be found for a trail to be viable to be considered for the National Historic Trail System. These include historic significance and they must be adjacent to other items of interest.

ACTION TAKEN.

Motion by Council Member Stevenson to approve Resolution No. 6473, as presented. Second by Council Member Howeth.

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

Mr. Mayhugh distributed a handout about the Butterfield Overland Trail saying it was a "moment in history" that shouldn't be forgotten. Eighty-three years ago, the Daughters of the American Revolution erected the monument that was originally located at the Sherman Youth Center and has now been moved to the Courthouse grounds.

The monument was erected at that time in honor of the 100th anniversary of the death of Martha Jefferson Randolph, for whom the local chapter was named.

He said Sherman was the first stop in Texas going west, and the last stop in Texas going east.

RES 6468
McGEE STREET EXTENSION PROJECT

RESOLUTION NO. 6468 – FINDING AND DETERMINING A PUBLIC PURPOSE AND PUBLIC NECESSITY EXISTS FOR CONSTRUCTION OF THE McGEE STREET EXTENSION; 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 THE McGEE STREET EXTENSION; 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.

Mr. Philpott said the staff is finalizing the design of McGee Street, from Little Lane, west through Heritage Crossing Subdivision. In the future, this road will connect Taylor Street with West Washington Street.

The future thoroughfare will be median-divided, with four lanes. The staff is proposing to build only two of the south lanes, at this time.

The City currently needs to acquire six parcels of right-of-way on the north side, which will allow a full 86 foot of right-of-way. This resolution will allow the process to begin and the acquisition of the right-of-way, as necessary.

ACTION TAKEN.

Motion by Council Member Howeth to approve Resolution No. 6468, as presented. Second by Council Member Melton.

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

RES 6469
SOUTHWEST SEWER MAIN NO. 2, PHASE II PROJECT

RESOLUTION NO. 6469 – FINDING AND DETERMING A PUBLIC PURPOSE AND PUBLIC NECESSITY EXISTS FOR CONSTRUCTION OF THE SOUTHWEST SEWER, MAIN NO. 2, PHASE II; APPOINTING AN APPRIASER 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 DETERMING A PUBLIC PURPOSE AND PUBLIC NECESSITY EXISTS FOR CONSTRUCTION OF THE SOUTHWEST SEWER MAIN NO. 2, PHASE II; 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.

Mr. Philpott said this resolution is for the design of a 15 inch sewer line, from Flanary Road to FM 1417. A 20 foot easement is needed on six parcels. The same sewer line will continue north of FM 1417, through the Munson Development.

He said it is hoped that the line will serve the new Sherman High School, so they don't have to build an expensive lift station.

Council Member Steele said there is a sewer project to the east of this location, but on Sherman Economic Development Corporation land. He asked about coordination of the two projects.

Mr. Philpott said there is an elevation difference of about 40 feet, between the east side of Flanary Road and the bottom of the creek. The goal is to locate it as close to the creek as possible, instead of having 30 foot cuts for a sewer line, there will only be eight to ten.

Council Member Melton verified that the easements will definitely be needed.

ACTION TAKEN.

Motion by Council Member Steele to approve Resolution No. 6469, as presented. Second by Council Member Stevenson.

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

RES 6470
WATER METERS

RESOLUTION NO. 6470 – AWARDING A BID TO AND AUTHORIZING EXECUTION OF A CONTRACT WITH FERGUSON ENTERPRISES, INC. DBA FERGUSON WATERWORKS FOR THE PURCHASE OF WATER METERS FOR THE CUSTOMER AND UTILITY SERVICES DEPARTMENT

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AWARDING A BID TO AND AUTHORIZING EXECUTION OF A CONTRACT WITH FERGUSON ENTERPRISES, INC. DBA FERGUSON WATERWORKS FOR THE PURCHASE OF WATER METERS FOR THE CUSTOMER AND UTILITY SERVICES DEPARTMENT.
CONSENT AGENDA.

RES 6471
LIQUID AMMONIA FOR WTP

RESOLUTION NO. 6471 – AWARDING A BID TO AND AUTHORIZING EXECUTION OF A CONTRACT WITH AIRGAS SPECIALTY PRODUCTS, INC. FOR AN ANNUAL SUPPLY OF LIQUID AMMONIA FOR THE SHERMAN WATER TREATMENT PLANT

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AWARDING A BID TO AND AUTHORIZING EXECUTION OF A CONTRACT WITH AIRGAS SPECIALTY PRODUCTS, INC. FOR AN ANNUAL SUPPLY OF LIQUID AMMONIA FOR THE SHERMAN WATER TREATMENT PLANT.
CONSENT AGENDA.

RES 6472
RESIDENTIAL TAX ABATEMENT (1104 N. BRANCH)

RESOLUTION NO. 6472 – AUTHORIZING EXECUTION OF AN AGREEMENT WITH M&G HOME BUILDERS, LLC FOR THE ABATEMENT OF AD VALOREM PROPERTY TAXES FOR THE CONSTRUCTION OF A NEW SINGLE-FAMILY RESIDENCE AT 1104 NORTH BRANCH STREET

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF AN AGREEMENT WITH M&G HOME BUILDERS, LLC FOR THE

ABATEMENT OF AD VALOREM PROPERTY TAXES FOR THE CONSTRUCTION OF A NEW SINGLE-FAMILY RESIDENCE AT 1104 NORTH BRANCH STREET.
CONSENT AGENDA.

REQUEST TO ADVERTISE PROPOSALS FOR A BENEFITS BROKER FOR THE CITY OF SHERMAN

REQ TO ADVERTISE BENEFITS BROKER

The City Council approved the request to advertise for a Benefits Broker for the City of Sherman. As a self-funded municipality, the City contracts with a brokerage firm to coordinate all employee benefits, such as medical, dental, vision, pharmacy, life AD&D and COBRA.

In order to ensure that the current contract remains the optimal choice for both the City and the employees, the staff would like to solicit competitive proposals.
CONSENT AGENDA.

CONSTRUCTION OF AN OUTDOOR BASKETBALL FACILITY AT PECAN GROVE WEST PARK

PECAN GROVE WEST PARK BASKETBALL FACILITY

The City Council approved the request to advertise for the construction of an outdoor basketball facility at Pecan Grove West Park.

During the 2017 Parks Master Plan project, it was determined that Sherman is currently short six basketball courts compared with national standards. Therefore during the FY 2019 Budget process, it was determined that an outdoor basketball facility should be added to Pecan Grove Park.
CONSENT AGENDA.

OTHER BUSINESS

RECEIVE AN UPDATE ON THE CITY OF SHERMAN'S RECYCLING PROGRAM

RECYCLING PROGRAM UPDATE

Mary Lawrence, Director of Finance, updated the Council on the City's recycling program, that was modified in October 2018. At that time, the City was paying between $25,000 and $50,000 each month for the processors to take the recycling. In the past, the City had been paid for the recycling materials.

After the changes, the City has averaged a cost of $7,000 per month for the last two months. The recycling program has 2,500 customers now, which is about 20% of the total solid waste customers.

The stream is also significantly cleaner, and the last load that was analyzed was at 11% contamination. Previously the contamination was at 25% to 30%. There have been some loads that contain too much contamination to be acceptable, but the staff has identified where those loads are from, and they will be handled on a case-by-case basis.

The next step will be a packet of information that will be sent to every solid waste customer, which will contain information on the entire solid waste program and not just recycling.

Ms. Lawrence said they are meeting tomorrow with a recycling processor and hope to arrange for them to accept the City's recycling at no cost, and to possibly be paid for the clean cardboard, that comes from the commercial customers.

She said the staff feels like the program is running well and moving in the right direction, and the plan is to continue what they have been doing.

Council Member Steele confirmed that there was no way to know how many customers were participating prior to the changes. All residents had a recycling can, but many customers were using it as a second trash cart. Ms. Lawrence said on December 31, 2018, there were about 2,000 recycling customers, and almost 500 additional have been added since that time.

Council Member Melton felt that once customers understand the process, they will have more people opting in for the program. She asked about the upcoming meeting with the processor. Ms. Lawrence said after the meeting, the City will have some certainty about their cost. She said they would like to be paid for the cardboard, because there is still a market for that.

Council Member Melton clarified that the City is currently paying $7,000 per month for the processor to take the recycling, but they hope to be paid for the recycling instead.

Council Member Stevenson asked if all citizens that had requested a yellow lid had received one. Ms. Lawrence said there are currently about 2,100 yellow lids distributed, but they ran out in January and had to order additional ones. Those have now been received and they are again replacing them. Even though some citizens are still waiting on their yellow lid, their recycling is still being picked up as recycling.

Council Member Holland confirmed that the lids will also be changed out for the commercial customers in the downtown area that wish to recycle.

Mr. Hefton said this is one piece of a bigger subject, and the staff plans on a presentation in May and also at the annual Budget Work Session on the entire solid waste program. Topics will include the cost of the program, effectiveness of the program, the effect of the recent changes that have been implemented, additional policing of the stream, the bulk program, and general cleaning up the City. This will tie into the plan for next year.

Council Member Howeth mentioned a story Council Member Stevenson found on CBSnews.com about the "slow-moving recycling crisis" being faced by cities across the nation. She urged citizens to read the story to better understand the current recycling situation.

CLOSE STREETS EARTH DAY FESTIVAL (APRIL 13, 2019)

CONSIDER REQUEST OF THE 2019 EARTH DAY PLANNING COMMITTEE TO TEMPORARILY CLOSE CERTAIN STREETS FOR THE "11TH ANNUAL EARTH DAY FESTIVAL" ON SATURDAY, APRIL 13, 2019

The City Council approved the request of the 2019 Earth Day Planning Committee to temporarily close certain streets for the 11th Annual Earth Day Festival on April 13, 2019. The event will be held on the Sherman Municipal Grounds and they would like to close the streets around the Municipal Building and the City Hall parking lot.

The Council authorized the street closures, City Hall parking lot closure, use of the Municipal Grounds, and City resources to accommodate this event.
CONSENT AGENDA.

CLOSE STREETS CHRISTMAS IN JULY (JULY 13, 2019)

CONSIDER REQUEST OF SHERMAN MAIN STREET TO TEMPORARILY CLOSE CERTAIN STREETS FOR "CHRISTMAS IN JULY" ON SATURDAY, JULY 13, 2019

The City Council approved the request of Sherman Main Street to temporarily close certain streets downtown for Christmas in July on July 13, 2019.

The Council authorized the street closures, barricades and cones, solid waste receptacles, and security for the event. Emergency vehicle accessibility will be maintained throughout the closed streets at all times.
CONSENT AGENDA.

CITIZENS REQUESTS

FIRE EXTINGUISHERS AT CITY HALL

FIRE EXTINGUISHERS AT CITY HALL

Ronald Aycock, 220 E. Houston, asked when City Hall moved into the current building and if it had been remodeled since that time. Mr. Hefton said it was in 2000 or 2001, and there has been some "piecemeal" remodeling.

Mr. Aycock then asked how many fire extinguishers were located in the building. Mr. Hefton did not know, but said the City is in compliance with the State code. He added that they could find that information for him. Mr. Aycock asked where the diagrams were for the emergency escapes. Mr. Hefton again said he did not know.

Mr. Aycock said new people come to town, and the building is crowded during the Planning and Zoning Commission Meeting and the City Council Meetings. He said he did not see any escape diagrams. Mr. Hefton said he was confident that the City was in compliance with the State law. Mr. Hefton added that there are also lighted exit signs.

POSTING OF CITY COUNCIL MTG

POSTING OF CITY COUNCIL MEETING

Mr. Aycock asked Mr. Shelby how many days prior to the City Council Meeting was the agenda made public. Mr. Shelby said it was available 72 hours prior to the meeting. The deadline for making it available is 5:00 p.m. on Friday, prior to the meeting. Many times it is available before that time.

Mr. Aycock said normally it's posted on Friday, but it may be on the website prior to that time.

He asked when the information from the agenda was given to the Herald Democrat. Mr. Shelby said it was given to the Herald Democrat at least 72 hours before the meeting.

Mr. Aycock said the current agenda was printed on Thursday in the newspaper, but they didn't receive it until Wednesday. He distributed a copy of the legal notice that was published on Thursday. He also asked about the content of the legal notice.

Mr. Shelby said the legal notice contains only the items that are on the agenda for public hearing. The full agenda is posted at City Hall, the location of the meeting, and on the City's website, as required by the Open Meetings Act.

Mr. Aycock accused the City of keeping the information from older people and those that don't read the paper, and not informing the newspaper, unless they visit City Hall or "get on the computer." He added that the City is not releasing an official copy to the media.

Mayor Plyler said the newspaper does receive an official copy via email on Thursday. Council Member Steele said the Herald Democrat, KXII, and KTEN all received their agenda on Thursday at 3:29 p.m., the same time the Council Members received their copies.

Mr. Shelby said he would "accept full responsibility for complying with the law because we have." Mr. Aycock accused the City of skirting the law all the time, with their transparency. He said he has attended the meetings since October 2016, and he can tell exactly what the City is doing.

ITEMS FOR RECYCLING

ITEMS FOR RECYCLING

Peter Tracy, 705 S. Valentine, said since he moved to Sherman there have been many changes in the recycling program and he is confused about what materials can be included.

He asked if there were any plans to print a new sheet outlining what is acceptable and not acceptable for the recycling container. He also asked for clarification about recycling pizza boxes, especially "delivery" boxes versus store-bought pizza. The store-bought boxes have no "pizza waste" on them.

Kevin Winkler, Public Works Manager, said the staff is currently working on a packet to distribute to every citizen that has a water account, which will outline the recycling program as well as other solid waste information.

EXIT SIGNS IN CITY HALL

EXIT SIGNS IN CITY HALL

Mr. Tracy addressed what he felt would be confusion with the exit signs during a fire evacuation. He felt there needed to be additional signage besides the exit signs, to point people toward the doors to City Hall.

MEDIA QUESTIONS — **MEDIA QUESTIONS**

There were no media questions.

COUNCIL COMMENTS

GALLAGHER ROAD STREET REPAIRS — **GALLAGHER RD. STREET REPAIRS**

Council Member Melton asked why Gallagher Road has been torn up at the same location, since before spring break. She said with traffic from two schools it is dangerous.

BLOWING LAWN CLIPPINGS INTO STREET — **BLOWING LAWN CLIPPINGS INTO STREET**

Council Member Howeth reminded citizens that there is an ordinance against blowing lawn clippings into the street. She said it clogs up the storm drains and makes the area look unsavory.

TEXAS TECH BASKETBALL TEAM — **TEXAS TECH BASKETBALL TEAM**

Council Member Howeth said there are several Council Members that are proud of their alma mater, Texas Tech. The Red Raiders have reached the NCAA Men's Basketball Final Four.

THANKS TO INFORMATION TECHNOLOGY DEPARTMENT — **THANKS TO IT DEPT.**

Deputy Mayor Teamann thanked the City's IT Department for making it possible for him to attend the Council Meeting via Skype.

BUTTERFIELD OVERLAND TRAIL — **BUTTERFIELD OVERLAND TRAIL**

Deputy Mayor Teamann said if Judge Phillips needs him to do any research or pick up anything on the Butterfield Overland Trail, he is in Los Angeles today.

ANNOUNCEMENTS — **ANNOUNCEMENTS**

Mayor Plyler announced the following:

- **The lineup for Hot Summer Nights will be announced on April 5, 2019, at 8:00 a.m., at the Finley Theater.**
- **This weekend, Sherman will host the Second Annual Jazz Classic, sponsored by the Sherman Jazz Museum and the Old Iron Post. Events will be held all weekend and will include a performance by Billy Joel's personal trumpet player, on April 6, 2019, at Kidd-Key Auditorium.**
- **Keep Sherman Beautiful will host the Annual Texas Trash-Off Litter Pick-Up Event on April 6, 2019.**
- **Craft the Night Away will be held on April 13, 2019, sponsored by Sherman Downtown NOW.**

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

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 551.071 --	**CONSULT WITH THE CITY ATTORNEY ON A MATTER IN WHICH THE DUTY OF THE ATTORNEY TO THE GOVERNMENTAL BODY UNDER THE TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT OF THE STATE BAR OF TEXAS CLEARLY CONFLICTS WITH THIS CHAPTER**
SECTION 551.087 --	**DELIBERATION 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 5:55 p.m.

On Motion duly made and carried, the Executive Session recessed at 6:35 p.m. and reconvened in Open Meeting.

OPEN MEETING **OPEN MEETING**

Reconvene into Open Meeting and take action, if any, on items discussed in Executive Session.

ADJOURNMENT **ADJOURNMENT**

On Motion duly made and carried, the meeting adjourned at 6:38 p.m.

_____

MAYOR

_____

CITY CLERK