STATE OF TEXAS §

March 2, 2009

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 March 2, 2009.

MEMBERS PRESENT: **MAYOR BILL MAGERS; DEPUTY MAYOR CARY WACKER. COUNCIL MEMBERS ADAMI, HOWETH, SMITH, SOFTLY, STEELE.**

MEMBERS ABSENT: **NONE.**

CALL TO ORDER — **CALL TO ORDER**

Mayor Bill Magers called the meeting to order at 5:01 p.m. The Pledge of Allegiance and the Invocation were given by Mayor Bill Magers.

APPROVE MINUTES — **APPROVE MINUTES**

The Council reviewed the Minutes of the Regular City Council Meeting of February 16, 2009 and the Called City Council Meeting of February 18, 2009. Deputy Mayor Wacker moved to approve the Minutes as presented; Second by Council Member Adami. All present voted AYE.
MOTION CARRIED.

CONSENT AGENDA — **CONSENT AGENDA**

The Council reviewed the Consent Agenda. Council Member Adami asked to remove Item C-2 entitled "Resolution 5326 – Authorizing Execution of an Encroachment Easement to Woodmont Sherman, L.P. for the Construction of a Retaining Wall in the Drainage and Utility Easement of Lots 1, 2, 3, 4, and 5 of Block A in the Replat of Blocks A, B, and D of Sherman Commons Addition to the City of Sherman" and Council Member Steele asked to remove Item C-9 entitled "Resolution 5333 – Awarding a Bid to and Authorizing Execution of a Contract with Planet Ford for the Purchase of Three 2009 Ford Crown Victoria Police Interceptor Vehicles" from the Consent Agenda for consideration in their regular order of business.

The Mayor also received a request to remove Item D-1 entitled "Consider Request of the 2009 Earth Day Planning Committee to Temporarily Close Certain Streets, Suspend Parking Time Limits, and Use Certain City Facilities and Services for the 2009 Earth Day Festival on Saturday, April 19, 2009" from the Consent Agenda for consideration in its regular order of business.

Council Member Smith moved to approve the Consent Agenda, with the exception of Items C-2, C-9, and D-1, which will be considered in their regular order of business. Second by Council Member Softly. All present voted AYE.

RESOLUTIONS

RESOLUTION NO. 5325 – APPROVING AND AUTHORIZING PUBLICATION OF NOTICE OF INTENTION TO ISSUE CERTIFICATES OF OBLIGATION

RES 5325 CERTIFICATES OF OBLIGATION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, APPROVING AND AUTHORIZING PUBLICATION OF NOTICE OF INTENTION TO ISSUE CERTIFICATES OF OBLIGATION.

George Olson, City Manager, introduced Garry Kimball, Managing Director, Specialized Public Finance, Inc., who is the City's Financial Advisor.

Mr. Kimball explained that the Notice they are being asked to approve is a non-binding notice that allows for the use of proceeds, the date on which the actual sale of the bonds and the award will occur, and specifies the "not to exceed" amount.

The City Council will then be asked to approve the actual interest rate at the April 6, 2009 City Council Meeting. They will be able to close by the end of that month.

Mr. Kimball said rates have improved dramatically and if the bonds were sold today, he felt the City would get a rate of 4.25% on 20 year fixed rate money.

Mayor Magers said he thought with the AA Bond Rating, the City would be able to get a rate below 4%. Mr. Kimball said short rates have increased in the last few weeks. Robby Hefton, Assistant City Manager/CFO, said Mr. Kimball has been very conservative in the past and the City appreciated that.

ACTION TAKEN.

> **Motion by Deputy Mayor Wacker to approve Resolution No. 5325, as presented. Second by Council Member Adami.**

VOTING AYE: Adami, Howeth, Smith, Softly, Steele, Wacker.
VOTING NAY: None.
MOTION CARRIED.

RESOLUTION NO. 5326 – AUTHORIZING EXECUTION OF AN ENCROACHMENT EASEMENT TO WOODMONT SHERMAN, L.P. FOR THE CONSTRUCTION OF A RETAINING WALL IN THE DRAINAGE AND UTILITY EASEMENT OF LOTS 1, 2, 3, 4 AND 5 OF BLOCK A IN THE REPLAT OF BLOCKS A, B, AND D OF SHERMAN COMMONS ADDITION TO THE CITY OF SHERMAN

RES 5326 WOODMONT RETAINING WALL

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF AN ENCROACHMENT EASEMENT TO WOODMONT SHERMAN, L.P. FOR THE CONSTRUCTION OF A RETAINING WALL IN THE DRAINAGE AND UTILITY EASEMENT OF LOTS 1, 2, 3, 4

AND 5 OF BLOCK A IN THE REPLAT OF BLOCKS A, B AND D OF SHERMAN COMMONS ADDITION TO THE CITY OF SHERMAN.

Council Member Adami asked to remove Item C-2 from the Consent Agenda for discussion in its regular order of business.

Council Member Adami asked if Woodmont had to make changes or improvements to the retaining wall in the future, would they be required to adhere to higher standards. Scott Shadden, Director of Developmental Services, said the new retaining wall standards in the Overlay District would apply.

Council Member Steele asked if they had already made the repairs. Mark Gibson, Director of Utilities and Engineering, said they need to make the repairs to preserve their structures.

Mayor Magers asked if the City could force Woodmont to upgrade their retaining walls at their own cost. Mr. Olson said the City has exhausted every avenue possible to get them to upgrade the walls. They have even proved that the walls were built structurally as they were engineered and they have met all the requirements of the Developers Agreement.

Mayor Magers asked if the earthen wall is not holding like it is supposed too, can the City force them to put in some stronger retention walls. Mr. Gibson said the City could not force them to do anything until there is actual damage.

Deputy Mayor Wacker said the Council would be approving the encroachment agreement and they need that to do the repairs. Mr. Hefton said the Developers Agreement with Woodmont says the City will give them an encroachment so the Resolution is living up to that obligation. Mr. Gibson added that the encroachment agreement spells out certain responsibilities that Woodmont will have.

Council Member Adami asked if the repairs would have to meet the current standards. Council Member Steele said if a wall fails and parts of the wall have to be completely rebuilt, would they have to be rebuilt to meet the new standards, especially regarding allowable materials. Mr. Shadden said if its in the Overlay District and the repairs are beyond maintenance and repair, then the new walls would be required to comply with the new standards.

ACTION TAKEN.

Motion by Council Member Smith to approve Resolution No. 5326, as presented. Second by Deputy Mayor Wacker.

VOTING AYE: Adami, Howeth, Smith, Softly, Steele, Wacker.
VOTING NAY: None.
MOTION CARRIED.

RES 5327 BROCKETT ST. PROJECT

RESOLUTION NO. 5327 – AWARDING A BID TO AND AUTHORIZING EXECUTION OF A CONTRACT WITH VESCOR, INC. D/B/A VESSELS CONSTRUCTION FOR THE REHABILITATION OF BROCKETT STREET FROM TRAVIS STREET TO GRAND AVENUE

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AWARDING A BID TO AND AUTHORIZING EXECUTION OF A CONTRACT WITH VESCOR, INC. D/B/A VESSELS CONSTRUCTION FOR THE REHABILITATION OF BROCKETT STREET FROM TRAVIS STREET TO GRAND AVENUE.

RES 5328 BROCKETT ST. STREET LIGHTS

RESOLUTION NO. 5328 – AUTHORIZING EXECUTION OF A DISCRETIONARY SERVICE AGREEMENT WITH ONCOR ELECTRIC DELIVERY COMPANY, LLC FOR THE PURCHASE AND INSTALLATION OF STREET LIGHTS ALONG BROCKETT STREET, BETWEEN GRAND AVENUE AND TRAVIS STREET

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF A DISCRETIONARY SERVICE AGREEMENT WITH ONCOR ELECTRIC DELIVERY COMPANY, LLC FOR THE PURCHASE AND INSTALLATION OF STREET LIGHTS ALONG BROCKETT STREET, BETWEEN GRAND AVENUE AND TRAVIS STREET.

Council Member Howeth expressed concern that when traffic comes off Highway 75 onto Travis Street, there is not a good access to Brockett Street. She felt there should be better signage directing drivers to Austin College by way of Brockett Street. She asked if signage would emphasize that entryway into Austin College instead of using Grand Avenue.

Jeff Miller, Director of Public Works, said there is signage along the frontage road, but he knew of no plan to add signage at Brockett Street, however it could be done.

ACTION TAKEN.

Motion by Council Member Smith to approve Resolution Nos. 5327 and 5328, as presented. Second by Council Member Howeth.

VOTING AYE: Adami, Howeth, Smith, Softly, Steele.
VOTING NAY: None.
ABSTAIN: Wacker.
MOTION CARRIED.

RES 5329 ANNUAL FINISH MOWING

RESOLUTION NO. 5329 – AWARDING A BID TO AND AUTHORIZING EXECUTION OF A CONTRACT WITH GARNER ENTERPRISE LANDSCAPE & IRRIGATION FOR THE 2009 FINISH MOWING PROGRAM

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AWARDING A BID TO AND AUTHORIZING EXECUTION OF A CONTRACT WITH GARNER ENTERPRISE LANDSCAPE & IRRIGATION FOR THE 2009 FINISH MOWING PROGRAM.
CONSENT AGENDA.

RES 5330
ROUGH & FIELD MOWING

<u>RESOLUTION NO. 5330 – AWARDING A BID TO AND AUTHORIZING EXECUTION OF A CONTRACT WITH GLOVER MOWING & LANDSCAPING COMPANY FOR THE 2009 ROUGH AND FIELD MOWING PROGRAM</u>
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AWARDING A BID TO AND AUTHORIZING EXECUTION OF A CONTRACT WITH GLOVER MOWING & LANDSCAPING COMPANY FOR THE 2009 ROUGH AND FIELD MOWING PROGRAM.
CONSENT AGENDA.

RES 5331
FEMA FIREFIGHTERS GRANT

<u>RESOLUTION NO. 5331 – AUTHORIZING THE ACCEPTANCE OF FISCAL YEAR 2008 ASSISTANCE TO FIREFIGHTERS GRANT AGREEMENT NUMBER EMW-2008-FO-06027 FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY AND THE U.S. DEPARTMENT OF HOMELAND SECURITY</u>
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE ACCEPTANCE OF FISCAL YEAR 2008 ASSISTANCE TO FIREFIGHTERS GRANT AGREEMENT NUMBER EMW-2008-FO-06027 FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY AND THE U.S. DEPARTMENT OF HOMELAND SECURITY.

Jeff Jones, Fire Chief, explained that the grant provided training materials to the Fire Department. The application was made for two projects at a cost of $68,000. On January 30, 2009, the City was notified they received the grant at a 90/10%. Therefore the City will be obligated for 10% of the project, which is $6,800.

ACTION TAKEN.
> **Motion by Deputy Mayor Wacker to approve Resolution No. 5331, as presented. Second by Council Member Softly.**

VOTING AYE: Adami, Howeth, Smith, Softly, Steele, Wacker.
VOTING NAY: None.
MOTION CARRIED.

RES 5327
BROCKETT ST. PROJECT

<u>RESOLUTION NO. 5327 – AWARDING A BID TO AND AUTHORIZING EXECUTION OF A CONTRACT WITH VESCOR, INC. D/B/A VESSELS CONSTRUCTION FOR THE REHABILITATION OF BROCKETT STREET FROM TRAVIS STREET TO GRAND AVENUE</u>
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AWARDING A BID TO AND AUTHORIZING EXECUTION OF A CONTRACT WITH VESCOR, INC. D/B/A VESSELS CONSTRUCTION FOR THE REHABILITATION OF BROCKETT STREET FROM TRAVIS STREET TO GRAND AVENUE.

<u>Shawn McMahon, P.O. Box 153086, Irving, Texas</u>
Mayor Magers apologized to Shawn McMahon, Co-Owner, McMahon Contracting L.P., for overlooking the card he submitted to talk on Agenda Item C-3, Resolution No. 5327 concerning the Brockett Street project.

Mr. McMahon's company was the low bidder on the Brockett Street project. The second place bid on the project was $100,000 higher than their bid. He was told that BWR, the consulting engineer on the project, was recommending that McMahon Contracting not be awarded the project. He felt they were not being recommended because of an alleged conflict on another project McMahon Contracting is performing for the City of McKinney.

He asked the City to consider the following facts concerning the conflict before they considered spending an additional $100,000 on the project. McMahon Contracting constructed the street in McKinney in accordance with the plans submitted from BWR with only minor discrepancies. BWR's plans included incorrect elevations that caused the construction of the street higher than the adjacent properties.

Upon discovering this and before construction of the road, McMahon Contracting notified the City engineer and was directed to continue construction. BWR has now admitted to making a mistake in the plan drawings and the City of McKinney has now requested that they replace the road based on the revised plans from BWR to show a lower elevation for the entire road.

In an effort of good faith and cooperation, McMahon Contracting has agreed, under protest, to replace the road. BWR has offered a settlement which equals about one-third of the actual cost of repairing their mistake.

Mr. McMahon said McMahon Contracting has been in business since 1993 and he appeared to protect the reputation of the company and the employees. He added that many of their customers would provide favorable references for the company.

He asked the Council to consider the facts and the additional $100,000 cost for the project if awarded to the second lowest bidder.

Mayor Magers said the Council has already voted on the item. He said he was briefed on the situation and said the Council does not get involved in micromanaging the staff. Whatever the reason for the decision, the project is under budget and the staff made their recommendation. Council Members did not wish to reconsider the vote.

RES 5332
FIRE DEPT.
TRAINING EQUIP.

<u>RESOLUTION NO. 5332 – AUTHORIZING THE PURCHASE OF TRAINING EQUIPMENT FOR THE SHERMAN FIRE DEPARTMENT FROM F.D. TRAINING SYSTEMS, A SOLE SOURCE VENDOR</u>

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE PURCHASE OF

TRAINING EQUIPMENT FOR THE SHERMAN FIRE DEPARTMENT FROM F.D. TRAINING SYSTEMS, A SOLE SOURCE VENDOR.
CONSENT AGENDA.

RES 5333
PURCHASE OF POLICE VEHICLES

<u>RESOLUTION NO. 5333 – AWARDING A BID TO AND AUTHORIZING EXECUTION OF A CONTRACT WITH PLANET FORD FOR THE PURCHASE OF THREE 2009 FORD CROWN VICTORIA POLICE INTERCEPTOR VEHICLES</u>
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AWARDING A BID TO AND AUTHORIZING EXECUTION OF A CONTRACT WITH PLANET FORD FOR THE PURCHASE OF THREE 2009 FORD CROWN VICTORIA POLICE INTERCEPTOR VEHICLES.

Council Member Steele asked to remove Item C-9 from the Consent Agenda for discussion in its regular order of business.

Council Member Steele wanted to make sure that local vendors were given an opportunity to bid on the vehicles. Tom Watt, Police Chief, said whether the local vendors responded or not, the Purchasing Department routinely includes the local vendors. In past years the local vendors have either not bid on the vehicles or have not been the low bidder.

Chief Watt said he did not know if the local vendors bid on the project this year, but assured the Council they would have been contacted in the normal order of business.

Council Member Steele wanted to be sure the local vendors were given ample opportunity to bid.

ACTION TAKEN.
> **Motion by Council Member Steele to approve Resolution No. 5333, as presented. Second by Council Member Softly.**

VOTING AYE: Adami, Howeth, Smith, Softly, Steele, Wacker.
VOTING NAY: None.
MOTION CARRIED.

<u>OTHER BUSINESS</u>

CLOSE STREETS
EARTH DAY ACTIVITIES

<u>CONSIDER REQUEST OF THE 2009 EARTH DAY PLANNING COMMITTEE TO TEMPORARILY CLOSE CERTAIN STREETS, SUSPEND PARKING TIME LIMITS, AND USE CERTAIN CITY FACILITIES AND SERVICES FOR THE 2009 EARTH DAY FESTIVAL ON SATURDAY, APRIL 18, 2009</u>

Mayor Magers had a request to remove Item D-1 from the Consent Agenda for discussion in its regular order of business.

<u>Amy Hoffman-Shehan, 1503 S. Travis</u>
<u>Marla Loturco, 303 Market Street, Whitesboro</u>
Ms. Hoffman-Shehan and Ms. Loturco appeared representing the Earth Day Planning Committee.

Ms. Hoffman-Shehan said this year's Earth Day event is the first year of what will become an annual event. The City has been listed as a sponsor for waiving the rental fees. They are paying for staffing and security.

Many organizations are working together and the day will include workshops, children's activities, music, and other coordinated events.

Ms. Hoffman-Shehan said a class will be offered by the North Texas Illegal Dumping Resource Center, dealing with illegal dumping, water pollution, and illegal burning of waste. The class will be free to City or County officials or employees and continuing education credit will be given.

Ms. Loturco outlined other workshops that will be held during the event in the Municipal Ballroom and on the Grounds.

ACTION TAKEN.

> **Motion by Council Member Steele to approve the request of the Earth Day Planning Committee to temporarily close certain streets, suspend parking time limits, and use certain City facilities and services for the 2009 Earth Day Festival on April 18, 2009, as presented. Second by Council Member Adami.**

VOTING AYE: Adami, Howeth, Smith, Softly, Steele, Wacker.
VOTING NAY: None.
MOTION CARRIED.

STREET SERVICES ISSUES

<u>RECEIVE PUBLIC WORKS DIRECTOR JEFF MILLER'S PRESENTATION ON STREET SERVICES ISSUES</u>
Jeff Miller, Public Works Director, briefed the City Council on Street Services issues, saying that transportation in Sherman is good and getting better.

Each year the City evaluates and prioritizes streets for the maintenance program. Sealcoating extends the life of an asphalt street and can be completed several times on the same street, yet it is very cost effective. The City seal coats 25 to 30 miles of streets annually.

About a year and a half ago, the Council allowed the Street Department to purchase a zipper machine at a cost of $100,000. The zipper has greatly extended the City's capability to extend the life of a street that has worn out. The zipper recycles the old asphalt into a base material for the street to help stabilize it.

The zipper has been used on projects on Shepard Drive (approximately 2 miles) and Moore Street and O.B. Groner

Road from the City to Park Street. The remaining portion of Moore Street and O.B. Groner Road is now being rebuilt through this method.

Council Member Smith asked if the plan was to use the zipper in more populated areas. Mr. Miller said they could, but the greatest application of the zipper is in the rural area. They are also using the zipper in Starlight alley, which is worn out.

Mr. Miller addressed the Enhanced Thoroughfare Plan which was adopted about a year and a half ago and is funded with a portion of the sales tax. The tax will sunset in April 2012.

For 2009, the projects planned for mill and overlay included Washington Street, from Heritage Parkway to Woods Street; Taylor Street, from Highway 75 to Texoma Parkway; Grand Avenue, from Texoma Parkway to Lamar Street; and Lamberth Road, from Heritage Parkway to Loy Lake Road.

Mr. Miller said that the City is receiving “aggressive pricing” from contractors and asphalt prices are going down, so the City will be able to add a two mile section for a project on Lamberth Road in this fiscal year, making a total of five miles that will be milled and overlaid this year.

Mr. Miller updated the Council on the Capital Improvement Projects for this fiscal year, including the Canyon Creek Drive Extension, from the O’Hanlon Addition to Shady Oaks Drive, which will include 1,700 to 1,800 feet of new street.

The design on the street is complete however it will be constructed in conjunction with the Pecan Grove Park construction, in order to save money on the concrete work. The anticipated construction date is May 1, 2009 and the project should take three months to complete.

The Washington Street Rebuild Project should be awarded on October 5, 2009 and includes approximately 5,100 feet of street and a bridge replacement.

Other projects by the Street Department include placing brick pavers at the intersection of Highway 75 and Travis Street, near Kam Korners. The pavers were given to the City by the Texas Department of Transportation so the only project cost was labor.

Another beautification that has been ongoing is the painting of all the bridge overpasses and railings in the City with a black and tan color scheme.

Mr. Hefton added that the City has received favorable pricing for not only street projects, but also for water and sewer projects. The staff is working on opportunities to issue short term debt to get all 16 miles of projects that were originally planned with less money. If so, this would allow

the City to complete more projects with less money. The staff will bring a proposed plan back to the Council for future consideration.

The debt service would still be paid over the same time period that the revenue stream was coming in, but there is a potential for tremendous savings on the projects.

Mayor Magers wanted to be sure that the one-eighth percent sales tax that was approved for streets would cover the amount needed to service the debt. Mr. Hefton reminded the Council that the sales tax for streets revenue was only used for existing streets and not for the construction of new streets or the extension of roads.

<u>ACCEPT ANNUAL AUDIT REPORT FOR YEAR ENDED SEPTEMBER 30, 2008 FROM PATTILLO, BROWN & HILL, L.L.P.</u>

ANNUAL AUDIT

John Manning, Audit Partner, Pattillo, Brown & Hill, L.L.P., has met with the Council Audit Committee to discuss the Annual Audit. As of September 30, 2008, the City had an "unqualified opinion" which is the highest level of assurance the auditors can give.

The net assets in all three categories are positive and the City has a General Fund balance of $9.7 million. One dramatic increase over last year is in the General Improvement Fund balance which is about $7.2 million, do to the issuance of the 2008 bond proceeds.

There are positive assets in both the water and sewer activities and they are in a healthy position. The City is under budget of expenditures for the year.

Council Member Adami referenced the increase in the City's bond rating.

Mr. Hefton discussed the budget for the General Fund and the transfers out to the General Improvement Fund, adding that the General Fund performed better than budgeted. Mayor Magers verified that the City moved revenues out of the income into Capital Improvement Projects.

Mr. Manning said there were two minor compliance issues in the Single Audit Report. The Manager's Response is also included, and Mr. Manning said they concur with it. Also, because the City spends over $500,000 in Federal funds, they must also review the Community Development Block Grant Program. There was also one minor response there and the Manager's Response is included.

ACTION TAKEN.

> **Motion by Deputy Mayor Wacker to accept the Annual Audit Report for the year ended September 30, 2008, as presented. Second by Council Member Adami.**

VOTING AYE: Adami, Howeth, Smith, Softly, Steele, Wacker.
VOTING NAY: None.
MOTION CARRIED.

CITIZENS REQUESTS — CITIZENS REQUESTS

There were no citizen's requests.

MEDIA QUESTIONS — MEDIA QUESTIONS

There were no media questions.

COUNCIL COMMENTS

VISIT TO THE ANIMAL SHELTER — VISIT TO THE ANIMAL SHELTER

Council Member Howeth and her daughter recently visited the Animal Shelter to adopt a pet. She was very pleased with the conditions and cleanliness of the facility. She said everyone should visit the Shelter.

CENTER STREET FACILITY — CENTER STREET FACILITY

Deputy Mayor Wacker said she has heard in the community that citizens are very excited about the Center Street Facility and anxious for it to open.

SHERMAN HIKING TRAIL SYSTEM — SHERMAN HIKING TRAIL SYSTEM

Council Member Adami said he spoke with a new citizen recently and she was impressed with the Fairview Park, Baker Park, and the Binkley Park Trail System and was looking forward to the opening of the Center Street Park.

COMPREHENSIVE MASTER PLAN — COMPREHENSIVE MASTER PLAN

Mayor Magers said the City has completed the Comprehensive Master Plan and he thanked all citizens that participated and especially the ones that served on the Committee. It was a community effort and there are a lot of ideas. It is truly a community document and says a lot about where Sherman is and where she's going.

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 551.074	**PERSONNEL MATTERS: DELIBERATING THE APPOINTMENT, EMPLOYMENT, EVALUATION, REASSIGNMENT, DUTIES, DISCIPLINE OR DISMISSAL OF A PUBLIC OFFICER OR EMPLOYEE: CITY ATTORNEY**

On Motion duly made and carried, the Open Meeting recessed and reconvened in Executive Session at 5:53 p.m.

On Motion duly made and carried, the Executive Session recessed at 6:32 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

ADJOURNMENT

On Motion duly made and carried, the meeting adjourned at 6:32 p.m.

ADJOURNMENT

MAYOR

CITY CLERK