

**CITY OF SHERMAN
CITY COUNCIL REGULAR MEETING AGENDA
COUNCIL CHAMBERS OF THE CITY HALL
220 WEST MULBERRY STREET
SHERMAN, TEXAS
MONDAY, OCTOBER 5, 2009
5:00 P.M.**

- A.1 CALL TO ORDER, QUORUM DETERMINED, MEETING DECLARED OPEN**
- A.2 PLEDGE OF ALLEGIANCE**
- A.3 INVOCATION BY MAYOR BILL MAGERS**
- A.4 APPROVE MINUTES OF THE CALLED CITY COUNCIL MEETING (HELD JOINTLY WITH THE SHERMAN ECONOMIC DEVELOPMENT BOARD OF DIRECTORS) OF SEPTEMBER 17, 2009 AND THE REGULAR CITY COUNCIL MEETING OF SEPTEMBER 21, 2009**

Proclamation

- A.5 PROCLAMATION**
“Fire Prevention Month” – October 2009

Special Presentation

- A.6 SPECIAL PRESENTATION**
Announcing the Winner of the Second Annual “Sherman Today” Photo Contest

Public Hearing

- B.1 INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5623**
Amending Chapter 11 of the Code of Ordinances, entitled “Hotel Occupancy Tax”, at Section 11.03.008, entitled “Penalties for Violation”; Adding New Section 11.03.009 to be Entitled “Keeping and Preserving of Records”; Adding New Section 11.03.010 to be Entitled “Registration of Hotel Operators”
- B.2 INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5625**
Amending Chapter 9 of the Code of Ordinances, entitled “Personnel”, Article 9.05, entitled “Civil Service for Firefighters and Police Officers”, at Section 9.05.026, entitled “Authorized Number of “Positions”, to Amend the Number of Authorized Positions in the Fire and Police Departments, and at Section 9.05.027, entitled “Positions, Classes, Duties and Specifications Enumerated”, to Provide that Department Heads within the Fire and Police Departments Shall Adopt Class Specifications for Positions in the Firemen’s and Policemen’s Classified Service
- B.3 INTRODUCTION AND PUBLIC HEARING OF ORDINANCE NO. 5626**
Repealing Ordinance No. 5572; Establishing Assignment Pay Schedules for Firefighters and Police Officers

Close Public Hearing and Consider Adoption of Ordinances

B.4 ADOPTION OF ORDINANCES

Consider Adoption of Ordinance Numbers:

- (a) 5623
- (b) 5625
- (c) 5626

B.5 CONSENT AGENDA

Asterisked (*) items are considered to be routine and will be enacted in one motion without discussion unless a Council Member or a citizen requests a specific item be discussed and voted on separately

Resolutions

C.1 RESOLUTION NO. 5416

Supporting the Proposed Extension of State Highway 289

C.2 RESOLUTION NO. 5417

Finding and Determining a Public Purpose and Public Necessity Exists for Construction of City Projects “U.S. Highway 75 Sewer” and “Willow Street Water Line Replacement”; 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

C.3 * RESOLUTION NO. 5418

Authorizing the Execution of a Longitudinal Pipeline Agreement with the Union Pacific Railroad Company for the Construction of Relief Sewer “C”

C.4 * RESOLUTION NO. 5419

Authorizing the City Manager to Execute Contracts with the Sherman Council for the Arts & Humanities, Inc. and the Friends of the Red River Historical Museum (aka Red River Historical Museum)

C.5 * RESOLUTION NO. 5420

Authorizing the Execution of a Landscape Agreement between the City of Sherman and the Texas Department of Transportation for the Maintenance and Care of a New “Welcome to Sherman” Sign

C.6 * RESOLUTION NO. 5421

Authorizing the Execution of an Interlocal Agreement between the City of Sherman and the City of Fort Worth for Household Hazardous Waste Services

C.7 * RESOLUTION NO. 5422

Authorizing the Purchase of a New TYMCO Street Sweeper Body and International Chassis for the Street Services Department through the Texas Local Government Purchasing Cooperative (BuyBoard)

C.8 * RESOLUTION NO. 5423

Authorizing the Purchase of a New Hamm Steel Wheel Roller for the Street Services Department through the Houston-Galveston Area Council of Governments (H-GAC)

C.9 * RESOLUTION NO. 5424

Authorizing the Purchase of a 2010 Mack Residential Automated Collection Truck Chassis and McNeilus Collection Body for the Solid Waste Services Department through the Houston-Galveston Area Council of Governments (H-GAC)

C.10 * RESOLUTION NO. 5425

Revoking and Replacing Resolution No. 5259; Establishing Salary Structures and Incentive/Assignment Pay Schedules for Firefighters and Police Officers

Request to Advertise

D.1 * REQUEST TO ADVERTISE

Annual Supply of Chemicals

Change Order

D.2 * CHANGE ORDER NO. 1

2009 Biosolids Project; Synagro of Texas - CDR, Inc.; \$17,061.39, Decrease

D.3 * CHANGE ORDER NO. 1

Canyon Creek Drive Extension Project; Gilco Contracting, Inc.; \$8,073.50, Increase

Other Business

D.4 * OTHER BUSINESS

Consider Request of the Austin College Kappa Gamma Chi to Temporarily Close Certain Streets for the Homecoming 2009 'Roo Run and Joey Walk on Saturday, October 17, 2009

D.5 OTHER BUSINESS

Discuss Finance Issues related to Group Health Insurance and Approve Group Health Insurance Renewal

D.6 CITIZEN REQUESTS

D.7 MEDIA QUESTIONS

Consider Board/Commission Appointments

D.8 APPOINT/REMOVE OR CONSIDER QUALIFICATIONS TO BOARDS AND COMMISSIONS

(a) Parks and Recreation Advisory Board (2)

D.9 COUNCIL COMMENTS

Executive Session

E.1 EXECUTIVE SESSION

In Accordance with Chapter 551, Government Code, V.T.C.S. (Open Meetings Law), “The City Council Will Now Hold a Closed Executive Meeting Pursuant to the Provisions of the Open Meetings Law, Chapter 551, Government Code, Vernon’s Texas Codes Annotated, in Accordance with the Authority Contained in the Following Sections”

- Section 551.072 Deliberations Regarding Real Property
- (a) Deliberate Regarding the Potential Purchase, Exchange, Lease, or Value of a Piece of Real Property:
 - (i) Blalock Fire Station in the 100 Block of Highway 1417 East
- Section 551.074 Personnel Matters
- (a) Consider the Qualifications, Appointment and Removal of Members to Boards and Commissions:
 - (i) Sherman Economic Development Corporation Board of Directors (3)
 - (ii) Grayson Central Appraisal District Board of Directors (1)

The Council reconvenes into General Session

F.1 OPEN MEETING

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

Resolution

F.2 RESOLUTION NO. 5426

Nominating a Candidate to the Grayson Central Appraisal District Board of Directors

F.3 ADJOURNMENT

COUNCIL CALENDAR

Certification

I, the undersigned authority, do hereby certify that the above Notice of Regular Meeting of the City Council of the City of Sherman is a true and correct copy of said Notice and that I posted a true and correct copy of said Notice on the bulletin board at City Hall of said City of Sherman, Texas, a place convenient to the public, and said notice was posted on October 1, 2009 at 4:00 p.m., and said time of posting was 72 hours before said meeting was convened or called to order.

Dated this 1st day of October, 2009
City of Sherman, Texas

City Clerk

The above agenda schedule represents an estimate of the order for the indicated items and is subject to change at any time.

All agenda items are subject to final action by the City Council.

An unscheduled closed executive session may be held if the discussion of any of the above agenda items concerns the purchase, exchange, lease or value of real property; the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee; the deployment or use of security personnel or equipment; or requires consultations with the City Attorney.

At the discretion of the City Council, non-agendaed items under the headings of "Citizens Requests", "Media Questions", and "Council Concerns" may be presented to the Council for informational purposes; however, by law, the Council shall not discuss, deliberate, or vote upon such matters except that a statement of specific factual information, a recitation of existing policy, and deliberations concerning the placing of the subject on a subsequent agenda may take place.

The City Attorney has approved the Executive Session items on this agenda.

PERSONS WITH DISABILITIES, WHO PLAN TO ATTEND THIS MEETING AND WHO MAY NEED ASSISTANCE, ARE REQUESTED TO CONTACT LINDA ASHBY AT (903) 892-7204, TWO (2) WORKING DAYS PRIOR TO THE MEETING SO THAT APPROPRIATE ARRANGEMENTS CAN BE MADE.

Mayor
Bill Magers

Deputy Mayor
Joe N. Smith

Council Members
Willie Steele, Council-At-Large, PL #1
Carolyn S. Wacker, Council-At-Large, PL #2
Joe N. Smith, Council – District #1

Robert G. Softly, Council – District #2
Pamela L. Howeth, Council – District #3
Chip Adami, Council – District #4