

STATE OF TEXAS

§

October 6, 2014

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 October 6, 2014.

MEMBERS PRESENT: MAYOR CARY WACKER; DEPUTY MAYOR ROBERT SOFTLY.  
COUNCIL MEMBERS DAVIS, JOHNSON, PLYLER, WATT.

MEMBERS ABSENT: COUNCIL MEMBER SOFEY.

CALL TO ORDER

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

CALL TO ORDER

APPROVE MINUTES

The Council reviewed the Minutes of the Regular City Council Meeting of September 15, 2014 and the Called City Council Meeting (held jointly with the Sherman Economic Development Corporation Board) of September 16, 2014. Council Member Watt moved to approve the Minutes as presented; Second by Deputy Mayor Softly. All present voted AYE.  
MOTION CARRIED.

APPROVE MINUTES

INTRODUCTION AND PUBLIC HEARING OF ORDINANCES

Mayor Wacker introduced Ordinance 5859 and called for a public hearing:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING SECTION 8, SUBSECTION (5)(A), ORDINANCE NO. 2280, SO AS TO GRANT A SPECIFIC USE PERMIT TO ALLOW A COMMERCIAL AMUSEMENT CENTER FOR AN INDOOR ARCHERY LANE IN A C-1 (RETAIL BUSINESS) DISTRICT/O-1 (75 & 82) OVERLAY DISTRICT AT 3939 NORTH U.S. HIGHWAY 75, BEING LOT 4, BLOCK A, SHERMAN COMMONS ADDITION, REPLAT BLOCKS A, B & D (SHERMAN COMMONS, LP, OWNER; ACADEMY SPORTS AND OUTDOORS, TENANT; TONY RIVERA, MANAGER OF CONSTRUCTION & FACILITIES; AND CHRIS MITCHELL, STORE DIRECTOR); PROVIDING FOR A REPEALER; PROVIDING THAT THIS SPECIFIC USE PERMIT SHALL BE GRANTED SUBJECT TO CERTAIN CONDITIONS; PROVIDING A PENALTY NOT TO EXCEED \$2,000.00.

ORD 5859  
INDOOR ARCHERY  
LANE  
(3939 N. US HWY 75)

No citizens appeared before the City Council to discuss Ordinance 5859.

Mayor Wacker introduced Ordinance 5860 and called for a public hearing:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING SECTION 8, SUBSECTION

ORD 5860  
USED AUTO SALES  
(604 S. SAM  
RAYBURN)

(5)(A), ORDINANCE NO. 2280, SO AS TO GRANT A SPECIFIC USE PERMIT TO ALLOW USED AUTOMOBILE SALES AND REPAIR IN A C-2 (GENERAL COMMERCIAL) DISTRICT/O-1.2 (SAM RAYBURN) OVERLAY DISTRICT AT 604 SOUTH SAM RAYBURN FREEWAY, BEING 0.74 ACRES IN THE SAMUEL BLAGG SURVEY, ABSTRACT NO. 56 (ADNAN KNAISH, OWNER; SARTIN & ASSOCIATES, SURVEYOR); PROVIDING FOR A REPEALER; PROVIDING THAT THIS SPECIFIC USE PERMIT SHALL BE GRANTED SUBJECT TO CERTAIN CONDITIONS; PROVIDING A PENALTY NOT TO EXCEED \$2,000.00.

No citizens appeared before the City Council to discuss Ordinance 5860.

The Public Hearing was closed.

**ADOPTION OF ORDINANCES**

**Ordinance 5859**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING SECTION 8, SUBSECTION (5)(A), ORDINANCE NO. 2280, SO AS TO GRANT A SPECIFIC USE PERMIT TO ALLOW A COMMERCIAL AMUSEMENT CENTER FOR AN INDOOR ARCHERY LANE IN A C-1 (RETAIL BUSINESS) DISTRICT/O-1 (75 & 82) OVERLAY DISTRICT AT 3939 NORTH U.S. HIGHWAY 75, BEING LOT 4, BLOCK A, SHERMAN COMMONS ADDITION, REPLAT BLOCKS A, B & D (SHERMAN COMMONS, LP, OWNER; ACADEMY SPORTS AND OUTDOORS, TENANT; TONY RIVERA, MANAGER OF CONSTRUCTION & FACILITIES; AND CHRIS MITCHELL, STORE DIRECTOR); PROVIDING FOR A REPEALER; PROVIDING THAT THIS SPECIFIC USE PERMIT SHALL BE GRANTED SUBJECT TO CERTAIN CONDITIONS; PROVIDING A PENALTY NOT TO EXCEED \$2,000.00.

ORD 5859  
INDOOR ARCHERY  
LANE  
(3939 N. US HWY 75)

**Ordinance 5860**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING SECTION 8, SUBSECTION (5)(A), ORDINANCE NO. 2280, SO AS TO GRANT A SPECIFIC USE PERMIT TO ALLOW USED AUTOMOBILE SALES AND REPAIR IN A C-2 (GENERAL COMMERCIAL) DISTRICT/O-1.2 (SAM RAYBURN) OVERLAY DISTRICT AT 604 SOUTH SAM RAYBURN FREEWAY, BEING 0.74 ACRES IN THE SAMUEL BLAGG SURVEY, ABSTRACT NO. 56 (ADNAN KNAISH, OWNER; SARTIN & ASSOCIATES, SURVEYOR); PROVIDING FOR A REPEALER; PROVIDING THAT THIS SPECIFIC USE PERMIT SHALL BE GRANTED SUBJECT TO CERTAIN CONDITIONS; PROVIDING A PENALTY NOT TO EXCEED \$2,000.00.

ORD 5860  
USED AUTO SALES  
(604 S. SAM  
RAYBURN)

**ACTION TAKEN.**

Motion by Deputy Mayor Softly to approve Ordinance Nos. 5859 and 5860, as presented. Second by Council Member Davis.

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VOTING AYE: Davis, Johnson, Plyler, Softly, Watt.  
VOTING NAY: None.  
MOTION CARRIED.

CONSENT AGENDA

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

CONSENT AGENDA

RESOLUTIONS

RESOLUTION NO. 5885 – AUTHORIZING EXECUTION OF AN ENCROACHMENT EASEMENT TO SHERMAN COMMONS, L.P. FOR THE PLACEMENT OF TWO LIGHT POLE BASES/ BOLLARDS WITHIN THE LOY LAKE ROAD AND SARA SWAMY DRIVE RIGHT-OF-WAY

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF AN ENCROACHMENT EASEMENT TO SHERMAN COMMONS, L.P. FOR THE PLACEMENT OF TWO LIGHT POLE BASES/ BOLLARDS WITHIN THE LOY LAKE ROAD AND SARA SWAMY DRIVE RIGHT-OF-WAY.  
CONSENT AGENDA.

RES 5885  
LIGHT POLE BASES  
AT SHERMAN  
COMMONS

RESOLUTION NO. 5886 – AUTHORIZING EXECUTION OF A PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH CH2M HILL ENGINEERS, INC. FOR THE DESIGN OF THE CITY OF SHERMAN WATER TREATMENT PLANT EXPANSION AND ASSOCIATED IMPROVEMENTS

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF A PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH CH2M HILL ENGINEERS, INC. FOR THE DESIGN OF THE CITY OF SHERMAN WATER TREATMENT PLANT EXPANSION AND ASSOCIATED IMPROVEMENTS.

RES 5886  
WATER TREATMENT  
PLANT EXPANSION

Mark Gibson, Director of Utilities, said CH2M Hill Engineers did the design on the existing Water Treatment Plant and have completed studies on the expansion.

The expansion project will double the plant capacity from 10 mgd to 20 mgd and will feature a membrane process with microfiltration, ultra filtration, and reverse osmosis, instead of expanding the conventional treatment. The project will take three years to complete.

The fee for CH2M Hill Engineers will be \$1,865,770. Additional funding of \$50,000 is set aside for surveying and \$35,000 for geotechnical work. Those amounts will only be used to the extent necessary and any amounts remaining will come back to the City.

He added that CH2M Hill Engineers is a good firm and the staff has confidence in their ability to complete the job.

Mayor Wacker said this is the first big step in the process that was discussed during the Budget Work Session for expansion of the plant. She said this is clearly one of the most important projects that the City will do for the future of Sherman to ensure that the water needed for citizens and for businesses will be available.

**ACTION TAKEN.**

Motion by Council Member Watt to approve Resolution No. 5886, as presented. Second by Deputy Mayor Softly.  
VOTING AYE: Davis, Johnson, Plyler, Softly, Watt.  
VOTING NAY: None.  
MOTION CARRIED.

**RESOLUTION NO. 5887 – AUTHORIZING EXECUTION OF AN INTEGRATED SUPPLY AGREEMENT WITH AME168, INC., D/B/A NAPA AUTO PARTS**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING EXECUTION OF AN INTEGRATED SUPPLY AGREEMENT WITH AME168, INC., D/B/A NAPA AUTO PARTS.**

**RES 5887  
NAPA AUTO PARTS  
AGREEMENT**

Clay Barnett, Director of Public Works and Engineering, said the staff continually looks for ways to do things more efficiently and reduce costs.

This agreement with NAPA will allow them to open a “store” in the City’s shop, not open to the public, but exclusive to the City’s equipment maintenance needs. NAPA will manage the shop which will free City employees from looking for parts and will reduce the vehicle “down time” while waiting for parts.

Because of the buying power of NAPA, Mr. Barnett said they expect to see a reduced cost of parts too. Several other Texas cities are successfully using the program.

NAPA guarantees that they will have 85% of the common parts on hand and 95% of all parts available within 24 hours. There will be some building upgrades needed for the program. NAPA will purchase all current parts on hand and help the City sell their obsolete parts.

Mr. Barnett thanked Jim Cross, Assistant Public Works Director, and Kent Sweat, Equipment Services Supervisor, for their efforts to implement the program.

Council Member Watt asked what started the discussions and which entity approached the other. Mr. Cross said NAPA approached the City and presented the options available and the staff felt it was a workable solution.

Council Member Watt asked if the employees, the “parts runners” would be retained and moved to other parts of the

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shop. Mr. Cross said no employee will be lost. Mr. Barnett said the employees will now be concentrating on the repair of equipment.

Deputy Mayor Softly expressed interest in the program saying this was a concept that was used in the Air Force when he served.

**ACTION TAKEN.**

Motion by Council Member Johnson to approve Resolution No. 5887, as presented. Second by Council Member Watt.

VOTING AYE: Davis, Johnson, Plyler, Softly, Watt.

VOTING NAY: None.

MOTION CARRIED.

**RESOLUTION NO. 5888 – AWARDING A BID TO AND AUTHORIZING EXECUTION OF A CONTRACT WITH SHIPMAN COMMUNICATIONS, INC. FOR TWO-WAY RADIO AND EARLY WARNING SIREN MAINTENANCE**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AWARDING A BID TO AND AUTHORIZING EXECUTION OF A CONTRACT WITH SHIPMAN COMMUNICATIONS, INC. FOR TWO-WAY RADIO AND EARLY WARNING SIREN MAINTENANCE.

CONSENT AGENDA.

RES 5888  
TWO-WAY RADIOS &  
WARNING SIRENS

**RESOLUTION NO. 5889 – AUTHORIZING THE PURCHASE OF A 2015 DODGE RAM 4500 6.7 LITER DIESEL CHASSIS AMBULANCE FOR THE SHERMAN FIRE DEPARTMENT FROM DALLAS DODGE CHRYSLER JEEP THROUGH THE HOUSTON-GALVESTON AREA COUNCIL OF GOVERNMENTS (H-GAC)**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE PURCHASE OF A 2015 DODGE RAM 4500 6.7 LITER DIESEL CHASSIS AMBULANCE FOR THE SHERMAN FIRE DEPARTMENT FROM DALLAS DODGE CHRYSLER JEEP THROUGH THE HOUSTON-GALVESTON AREA COUNCIL OF GOVERNMENTS (H-GAC).

CONSENT AGENDA.

RES 5889  
AMBULANCE  
PURCHASE

**RESOLUTION NO. 5890 – AUTHORIZING THE PURCHASE OF A 2015 DODGE RAM 4500 6.7 LITER DIESEL CHASSIS FOR REMOUNTING AND REFURBISHING AN EXISTING FRAZER 12' GENERATOR POWERED MODULE AMBULANCE BOX FOR THE SHERMAN FIRE DEPARTMENT FROM DALLAS DODGE CHRYSLER JEEP THROUGH THE HOUSTON-GALVESTON AREA COUNCIL OF GOVERNMENTS (H-GAC)**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE PURCHASE OF A 2015 DODGE RAM 4500 6.7 LITER DIESEL CHASSIS FOR REMOUNTING AND REFURBISHING AN EXISTING FRAZER 12" GENERATOR POWERED MODULE AMBULANCE BOX

RES 5890  
AMBULANCE  
PURCHASE

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FOR THE SHERMAN FIRE DEPARTMENT FROM DALLAS DODGE CHRYSLER JEEP THROUGH THE HOUSTON-GALVESTON AREA COUNCIL OF GOVERNMENTS (H-GAC).  
CONSENT AGENDA.

RESOLUTION NO. 5891 – AUTHORIZING THE PURCHASE OF A 2015 CHEVROLET SUBURBAN 4 X 4 FOR THE SHERMAN FIRE DEPARTMENT FROM CALDWELL COUNTRY CHEVROLET THROUGH THE HOUSTON-GALVESTON AREA COUNCIL OF GOVERNMENTS (H-GAC)  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE PURCHASE OF A 2015 CHEVROLET SUBURBAN 4 X 4 FOR THE SHERMAN FIRE DEPARTMENT FROM CALDWELL COUNTRY CHEVROLET THROUGH THE HOUSTON-GALVESTON AREA COUNCIL OF GOVERNMENTS (H-GAC).  
CONSENT AGENDA.

RES 5891  
SUBURBAN  
PURCHASE

RESOLUTION NO. 5892 – AUTHORIZING THE PURCHASE OF A NEW 125DJT TRAILER MOUNTED DURAPATCHER FOR THE STREET MAINTENANCE DEPARTMENT FROM CIMLINE PAVEMENT MAINTENANCE GROUP THROUGH THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD)  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE PURCHASE OF A NEW 125DJT TRAILER MOUNTED DURAPATCHER FOR THE STREET MAINTENANCE DEPARTMENT FROM CIMLINE PAVEMENT MAINTENANCE GROUP THROUGH THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD).  
CONSENT AGENDA.

RES 5892  
TRAILER PURCHASE

RESOLUTION NO. 5893 – AUTHORIZING THE PURCHASE OF A CRAFCO SUPER SHOT 125 CRACK SEALER FOR THE STREET MAINTENANCE DEPARTMENT FROM CRAFCO TEXAS, INC. THROUGH THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD)  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE PURCHASE OF A CRAFCO SUPER SHOT 125 CRACK SEALER FOR THE STREET MAINTENANCE DEPARTMENT FROM CRAFCO TEXAS, INC. THROUGH THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD).  
CONSENT AGENDA.

RES 5893  
CRACK SEALER  
PURCHASE

RESOLUTION NO. 5894 – AUTHORIZING THE PURCHASE OF A 2015 T370 KENWORTH DISTRIBUTOR TRUCK FOR THE STREET MAINTENANCE DEPARTMENT FROM MHC KENWORTH THROUGH THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD)  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE PURCHASE OF A 2015 T370 KENWORTH DISTRIBUTOR TRUCK FOR THE

RES 5894  
TRUCK PURCHASE

STREET MAINTENANCE DEPARTMENT FROM MHC KENWORTH THROUGH THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD).  
CONSENT AGENDA.

RESOLUTION NO. 5895 – AUTHORIZING THE PURCHASE OF A NEW HEIL FULL EJECT FRONT LOAD TRUCK BODY FOR THE SOLID WASTE SERVICES DEPARTMENT FROM HEIL OF TEXAS THROUGH THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD)  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE PURCHASE OF A NEW HEIL FULL EJECT FRONT LOAD TRUCK BODY FOR THE SOLID WASTE SERVICES DEPARTMENT FROM HEIL OF TEXAS THROUGH THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD).  
CONSENT AGENDA.

RES 5895  
FRONT LOAD TRUCK  
BODY PURCHASE

RESOLUTION NO. 5896 – AUTHORIZING THE PURCHASE OF A 2015 AUTOCAR ACX64 CHASSIS FOR THE SOLID WASTE SERVICES DEPARTMENT FROM CHASTANG FORD/AUTOCAR THROUGH THE HOUSTON-GALVESTON AREA COUNCIL OF GOVERNMENTS (H-GAC)  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE PURCHASE OF A 2015 AUTOCAR ACX64 CHASSIS FOR THE SOLID WASTE SERVICES DEPARTMENT FROM CHASTANG FORD/AUTOCAR THROUGH THE HOUSTON-GALVESTON AREA COUNCIL OF GOVERNMENTS (H-GAC).  
CONSENT AGENDA.

RES 5896  
AUTOCAR CHASSIS  
PURCHASE

RESOLUTION NO. 5897 – AUTHORIZING THE PURCHASE OF A 2014 FORD F-250 REGULAR CAB PICKUP TRUCK FOR THE SOLID WASTE SERVICES DEPARTMENT FROM SAM PACK'S FIVE STAR FORD THROUGH THE TEXAS SMARTBUY CONTRACT  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AUTHORIZING THE PURCHASE OF A 2014 FORD F-250 REGULAR CAB PICKUP TRUCK FOR THE SOLID WASTE SERVICES DEPARTMENT FROM SAM PACK'S FIVE STAR FORD THROUGH THE TEXAS SMARTBUY CONTRACT.  
CONSENT AGENDA.

RES 5897  
TRUCK PURCHASE

OTHER BUSINESS  
CONSIDER RENEWAL OF THE CITY'S PARTICIPATION IN THE TRANSPORTATION EXCELLENCE FOR THE 21<sup>ST</sup> CENTURY (TEX-21) U.S. 75/69 CORRIDOR TASK FORCE AND THE APPOINTMENT OF REPRESENTATIVES FOR FISCAL YEAR 2014-2015

TEX-21  
U.S. 75/69 CORRIDOR  
TASK FORCE

Mayor Wacker said the City of Sherman has been a member of the task force for approximately four years. It is a working group of cities from Texas, Oklahoma, and Arkansas.

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Sherman is most interested in the U.S. Hwy 75/69 Corridor and working with other cities to focus attention to either obtain the interstate designation, or at least a high priority corridor designation, to continue to receive funds to improve safety and mobility on this major highway, which continues to be one of the busiest U.S. highways in Texas.

She added that it has been beneficial to stay connected to other cities with the same interests in keeping this highway corridor on the agenda for funding needs. Mayor Wacker said she has represented the City at the meetings. Cost of the membership is \$4,250 annually, and she recommended that it be renewed for this year.

Council Member Watt said he attended one of the work sessions and felt it was very informative to the City of Sherman.

**ACTION TAKEN.**

Motion by Council Member Watt to renew the City's participation in the TEX-21 U.S. 75/69 Corridor Task Force, as presented. Second by Council Member Davis.

**ACTION TAKEN TO AMEND MOTION.**

Motion by Council Member Watt to amend his motion to renew the City's participation in the TEX-21 U.S. 75/69 Corridor Task Force and to reappoint Mayor Cary Wacker to serve as the City's representative, as presented. Second by Council Member Davis.

VOTING AYE: Davis, Johnson, Softly, Watt.

VOTING NAY: Plyler.

MOTION CARRIED.

**CONSIDER REQUEST OF ST. MARY'S CATHOLIC SCHOOL TO TEMPORARILY CLOSE CERTAIN STREETS FOR THE "RUN RUN RUDOLPH 5K AND FAMILY FUN RUN" ON SATURDAY, DECEMBER 6, 2014**

The City Council approved the request of St. Mary's Catholic School to temporarily close certain streets for the "Run Run Rudolph 5K and Family Fun Run" on December 6, 2014. The event will require barricade placement and removal as well as police officers to maintain safety at certain points along the route.

CONSENT AGENDA.

**CITIZENS REQUESTS**  
**PROBLEM WITH GOATS**

Jane Kelley, 704 E. Sycamore, said she lives in a subdivision built by Cupid Homes in 2006 and 2007. Since she has lived in the home she has had a problem with livestock.

She said the issue to change the code is currently with the City Attorney because the ordinance says it is unlawful for any person to keep livestock on any lot of less than one acre. These houses are approximately 15 feet apart, with a privacy fence between each house.

**CLOSE STREETS  
FOR ST. MARY'S RUN  
(DEC. 6, 2014)**

**PROBLEM WITH  
GOATS**



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Mayor Wacker advised Ms. Kelley that the Council was aware of her concern and the City Attorney is working on the issue.

Brandon Shelby, City Attorney, explained that in addition to the ordinance Ms. Kelley read, there is another ordinance that deals with small livestock and fowl, that is in conflict with the first ordinance. When citing ordinances you must “give meaning” to all the ordinances. He said these ordinances have been in effect for years.

The goats that her neighbor has are miniature pygmy goats and fall under the “small livestock” category. Accordingly, since she is on less than one acre, the neighbor can have up to ten pygmy goats. While the current ordinance is in place, the City would be “trampling” on the neighbors’ rights to require her to get rid of the goats.

Mr. Shelby said the City is in the process of trying to bring the ordinances into harmony.

Ms. Kelley said these goats are not only a noise nuisance but with the recent rain, there is an odor.

Mayor Wacker said Mr. Shelby will continue to work on the issue and will bring it back to the City Council in the near future.

Ms. Kelley said the goats also run the streets and Mr. Shelby said that is a violation of the “running at large” ordinance. If caught at large, the City could issue a violation. He also advised Ms. Kelley that she could file a citizen’s criminal complaint for running at large.

George Olson, City Manager, asked when Mr. Shelby planned to bring the issue back to the Council. Council Member Watt asked how long the staff had been working on the issue. Mr. Shelby added that the job of the Council is to balance the rights of all the citizens.

**MEDIA QUESTIONS**

There were no media questions.

**APPOINT/REMOVE OR CONSIDER QUALIFICATIONS TO BOARDS AND COMMISSIONS**

**KEEP SHERMAN BEAUTIFUL COMMISSION (1)**

Mayor Wacker said the Keep Sherman Beautiful Commission appointment would be held for the next City Council Meeting.

**COUNCIL COMMENTS**

**NAPA AUTO PARTS AGREEMENT**

Council Member Watt complimented the staff for the agreement with NAPA Auto Parts, saying it seemed to be more efficient. He said he was looking forward to some good results.

**MEDIA QUESTIONS**

**KEEP SHERMAN  
BEAUTIFUL  
COMMISSION**

**NAPA AUTO PARTS  
AGREEMENT**

**NAPA AUTO PARTS AGREEMENT**

Deputy Mayor Softly also liked the NAPA Auto Parts agreement.

**NAPA AUTO PARTS AGREEMENT**

**WATER TREATMENT PLANT EXPANSION**

Council Member Plyler thanked Mr. Gibson and the staff for starting the expansion project at the Water Treatment Plant.

**WATER TREATMENT PLANT EXPANSION**

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

THE CITY COUNCIL WILL NOW HOLD AN EXECUTIVE SESSION PURSUANT TO THE PROVISIONS OF THE OPEN MEETINGS LAW, CHAPTER 551, GOVERNMENT CODE, VERNONS TEXAS CODES ANNOTATED, IN ACCORDANCE WITH THE AUTHORITY CONTAINED IN THE FOLLOWING SECTIONS.

**EXECUTIVE SESSION**

**SECTION 551.071**

**CONSULTATION WITH CITY ATTORNEY CONCERNING PENDING OR CONTEMPLATED LITIGATION:  
RECEIVE THE CITY ATTORNEY'S BRIEFING ON PENDING OR CONTEMPLATED LITIGATION**

**SECTION 551.074**

**CONSIDER THE QUALIFICATIONS, APPOINTMENT AND REMOVAL OF MEMBERS TO BOARDS AND COMMISSIONS:  
SHERMAN ECONOMIC DEVELOPMENT CORPORATION BOARD OF DIRECTORS (2)**

On Motion duly made and carried, the Open Meeting recessed and reconvened in Executive Session at 5:26 p.m.

On Motion duly made and carried, the Executive Session recessed at 6:03 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**

**SHERMAN ECONOMIC DEVELOPMENT CORPORATION BOARD OF DIRECTORS (2)**

**ACTION TAKEN.**

Motion by Council Member Johnson to appoint Greg Kirkpatrick and John Sild to the Sherman Economic Development Corporation Board of Directors for a term from October 7, 2014 to October 1, 2016. Second by Council Member Plyler.

**SEDCO**

**VOTING AYE: Davis, Johnson, Plyler, Softly, Watt.**

**VOTING NAY: None.**

**MOTION CARRIED.**

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**ADJOURNMENT**

On Motion duly made and carried, the meeting adjourned at 6:05 p.m.

**ADJOURNMENT**

\_\_\_\_\_  
**MAYOR**

\_\_\_\_\_  
**CITY CLERK**