

Mayor Magers introduced Ordinance 5745 and called for a public hearing:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING CHAPTER 1 OF THE CODE OF ORDINANCES, ENTITLED "GENERAL PROVISIONS", AT ARTICLE 1.08, ENTITLED "CEMETERIES", DIVISION 2, ENTITLED "RULES AND REGULATIONS", AT SECTIONS 1.08.031, 1.08.034 AND 1.08.038, AND DIVISION 3, ENTITLED "PERPETUAL CARE FUND; RATES AND CHARGES", AT SECTION 1.08.075(A); PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

ORD 5745
CEMETERY RATE
CHANGES

No citizens appeared before the City Council to discuss Ordinance 5745.

The Public Hearing was closed.

ADOPTION OF ORDINANCES

Ordinance 5744

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, DENYING ATMOS ENERGY CORP., MID-TEX DIVISION'S ("ATMOS MID-TEX" OR "COMPANY") REQUESTED RATE CHANGE; REQUIRING THE COMPANY TO REIMBURSE THE CITY'S REASONABLE RATEMAKING EXPENSES; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL FOR THE ATMOS CITIES STEERING COMMITTEE ("ACSC"); PROVIDING FOR A REPEALER.

ORD 5744
DENYING ATMOS
ENERGY'S RATE
CHANGE

Brandon Shelby, City Attorney, explained that the City of Sherman is a part of the Steering Committee, which is in negotiations for a settlement of the rate case. They need additional time so the City is denying the rate increase.

Ordinance 5745

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHERMAN, TEXAS, AMENDING CHAPTER 1 OF THE CODE OF ORDINANCES, ENTITLED "GENERAL PROVISIONS", AT ARTICLE 1.08, ENTITLED "CEMETERIES", DIVISION 2, ENTITLED "RULES AND REGULATIONS", AT SECTIONS 1.08.031, 1.08.034 AND 1.08.038, AND DIVISION 3, ENTITLED "PERPETUAL CARE FUND; RATES AND CHARGES", AT SECTION 1.08.075(A); PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER.

ORD 5745
CEMETERY RATE
CHANGES

ACTION TAKEN.

Motion by Council Member Smith to approve Ordinance Nos. 5744 and 5745, as presented. Second by Council Member Softly.

VOTING AYE: Howeth, Plyler, Smith, Softly, Steele, Wacker.

VOTING NAY: None.

MOTION CARRIED.

OTHER BUSINESS

ACCEPTANCE OF THE DEPUTY MAYOR'S DISCLOSURE OF A PERSONAL FINANCIAL INTEREST IN THE DOWNTOWN SHERMAN STREETScape IMPROVEMENTS PROJECT

Mayor Magers explained that all members of the City Council are volunteers and have other businesses. Occasionally Council Members will do business with City entities. When that happens, the Council Member has an obligation to disclose the financial interest to both the City Council and the public.

**DEPUTY MAYOR'S
DISCLOSURE FOR
FINANCIAL INTEREST
IN THE DOWNTOWN
STREETScape
IMPROVEMENTS
PROJECT**

Deputy Mayor Steele has a business that may be awarded a City contract. In doing so, he wants to be forthcoming and make the City Council aware of that possibility.

He asked for a motion to accept Deputy Mayor Steele's disclosure of his personal interest in the contract for the Downtown Sherman Streetscape Improvement Project.

ACTION TAKEN.

Motion by Council Member Smith to accept Deputy Mayor Willie Steele's disclosure of a personal financial interest in the Downtown Sherman Streetscape Improvement Project, as presented. Second by Council Member Howeth.

VOTING AYE: Howeth, Plyler, Smith, Softly, Wacker.

VOTING NAY: None.

ABSTAIN: Steele.

MOTION CARRIED.

RESOLUTIONS

RESOLUTION NO. 5674 -- AWARDING A BID TO AND AUTHORIZING EXECUTION OF A CONTRACT WITH VESCOR INC. DBA VESSELS CONSTRUCTION FOR CONSTRUCTION OF THE DOWNTOWN SHERMAN STREETScape IMPROVEMENTS

**RES 5674
DOWNTOWN
STREETScape
IMPROVEMENTS**

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. DBA VESSELS CONSTRUCTION FOR CONSTRUCTION OF THE DOWNTOWN SHERMAN STREETScape IMPROVEMENTS.

ACTION TAKEN.

Motion by Council Member Wacker to approve Resolution No. 5674, as presented. Second by Council Member Smith.

VOTING AYE: Howeth, Plyler, Smith, Softly, Wacker.

VOTING NAY: None.

ABSTAIN: Steele.

MOTION CARRIED.

CITIZENS REQUESTS

There were no citizens requests.

CITIZENS REQUESTS

MEDIA QUESTIONS

There were no media questions.

MEDIA QUESTIONS

COUNCIL COMMENTS

OLD SETTLERS PARK

Mayor Magers said Old Settlers Park has been very busy the past few weeks with baseball and tournaments. He complimented the Parks and Recreation Department for the condition of the fields and the condition of the park itself.

OLD SETTLERS PARK

DENISON'S MAYOR ROBERT BRADY

Mayor Magers said tonight marks Mayor Robert Brady's last night as Mayor of Denison, Texas, and he congratulated him on his great service to Denison over the years. He has been a great partner and Sherman and Denison work well together. He wished Mayor Brady well on his retirement. Mayor Magers added that Jared Johnson is the new Mayor of Denison.

**DENISON'S MAYOR
ROBERT BRADY**

Council Member Smith added that Mayor Brady has served Denison for a long time and will continue to serve them behind the scene and continue to move them forward. Council Member Smith said he looked forward to continuing to work with Mayor Brady and with new Mayor Johnson and the City Council.

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 551.074

**PERSONNEL MATTERS
CONSIDER THE
QUALIFICATIONS, APPOINTMENT
AND REMOVAL OF MEMBERS TO
BOARDS AND COMMISSIONS:
SHERMAN HOUSING AUTHORITY
(3)**

Council Members decided that the Executive Session was not needed.

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

**SHERMAN HOUSING AUTHORITY (3)
ACTION TAKEN.**

**SHERMAN HOUSING
AUTHORITY**

Motion by Deputy Mayor Steele to reappoint Tina Garner, Janet Roy, and Wanda Crook to the Sherman Housing Authority Board for a term from June 1, 2012 to June 1, 2014. Second by Council Member Wacker.

COUNCIL MINUTES – MAY 21, 2012

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

ADJOURNMENT

**On Motion duly made and carried, the meeting adjourned at
5:10 p.m.**

ADJOURNMENT

MAYOR

CITY CLERK