

October 17, 2022

REGULAR TOWN COUNCIL MEETING OF THE TOWN OF ARGYLE, TEXAS, HELD ON THIS DATE WITH THE FOLLOWING MEMBERS PRESENT:

MAYOR
MAYOR PRO TEM, PLACE 5
COUNCIL MEMBER PLACE 1
COUNCIL MEMBER PLACE 2
COUNCIL MEMBER PLACE 3
COUNCIL MEMBER PLACE 4

BRYAN LIVINGSTON
RICK BRADFORD
GORDON BAETHGE
RONALD SCHMIDT
SHERRI MYERS
CYNTHIA HERMANN

TOWN ATTORNEY

BRENDA MCDONALD

TOWN ADMIN/TOWN SECRETARY
ASSISTANT TOWN SECRETARY

ERIKA MCCOMIS
CANDI SMITH

CALL MEETING TO ORDER

Mayor Livingston called the regular meeting to order at 6:43 p.m.

OPEN FORUM

Larry Thompson addressed Council on traffic issues along FM 407

Gaye Klein addressed Council regarding her concern of UPRR closures along US 377

SPECIAL PRESENTATIONS AND ANNOUNCEMENTS

(Mayoral proclamations, presentations of awards and certificates, and other acknowledgements of significant accomplishments or service to the community.)

Important Dates:

- October 29 – Police Department participating in Trunk or Treat at Argyle United Methodist Church
- November 5 – Mornings with the Mayor at 9:00 a.m. at Town Hall
- November 5 – Arbor Day Event from 10:00 a.m. to 1:00 p.m.

COUNCILMEMBER/STAFF REPORT

1. Road Project Updates *(Robert White, Public Works Director)*

2. Active Development Review Committee Project List (*Nabila Nur, Director of Community Development*)

CONSENT AGENDA

Any Council member may request an item on the Consent Agenda to be taken up for individual consideration.

3. Consider approval of the September 19, 2022, Town Council regular meeting minutes as recorded.
4. Consider approval of the September 29, 2022, Town Council and Planning and Zoning Commission Joint Workshop meeting minutes as recorded.
5. Consider approval of the October 3, 2022, Town Council regular meeting minutes as recorded.

CONSENT AGENDA ITEMS 3-4

APPROVED

Councilmember Myers moved to approve the Consent agenda as presented with the exception of item 5. Councilmember Schmidt seconded the motion. The motion passed 5-0

Town Administrator requested that Agenda item 5 be pulled and placed on future Agenda.

ACTION ITEMS

6. Discuss and consider funding renovations and repairs to facilities at Unity Park.

Staff presented AYSA request for renovations on the restrooms and concession stand at Unity Park. Current AYSA President presented possible combined concession and restroom facility.

ACTION ITEM 6

NO ACTION

7. Discuss and consider the current Town Audit Firm.

Ms. McComis informed staff that changing auditors at this time would put a hardship on staff and the current audit process as it has already started. Staff will continue to work with the current auditor and go through the process of requesting RFQ in the spring of 2023 for Council to consider at that time. Council agreed that remaining with the current auditor was best and asked that Staff request a different lead auditor moving forward.

ACTION ITEM 7

NO ACTION

9. Discuss and consider approval of an ordinance amending the Fiscal Year 2022-2023 Official Budget, adopted by Ordinance 2022-17, appropriating \$5,000 from the unappropriated fund balance of the General Fund for the purpose of purchasing flags to be displayed during the Veterans Day Holiday.

Ms. McComis presented the proposed budget amendment to Council to allow for the purchase of flags up to an amount of \$5,000 as requested by Mayor Livingston. Public Works Director stated that 144 flags would cover the intersections along US 377 and the estimated cost of each flag is just under \$50.

ACTION ITEM 9

APPROVED

Councilmember Hermann moved to approve ordinance (**Ordinance No. 2022-21**) amending the Fiscal Year 2022-2023 Official Budget, adopted by Ordinance 2022-17, appropriating \$5,000 from the unappropriated fund balance of the General Fund for purchasing the number of flags needed to be displayed during the Veterans Day and other potential Holidays. Seconded by Councilmember Myers.

Councilmember Schmidt made a motion to amend the original motion to state that it includes the 13 flags that are currently displayed on the dais. Mayor Pro Tem Bradford seconded the motion.

The amended motion passed 5-0. The main motion passed 5-0.

8. Discuss and consider approval of an ordinance adopting an amendment to Article II of the bylaws for the Argyle Municipal Development District.

ACTION ITEM 8

APPROVED

Mayor Pro-Tem moved to approve an ordinance (**Ordinance No. 2022-20**) adopting an amendment to Article II of the bylaws for the Argyle Municipal Development District as presented. Councilmember Myers seconded the motion. Motion passed 5-0.

10. Discuss and consider an ordinance amending Ordinance 2021-23, thereby amending the annual budget of the Town of Argyle for the Fiscal Year beginning October 1, 2021 and ending September 30, 2022.

ACTION ITEM 10

APPROVED

Councilmember Hermann motioned to approve an ordinance (**Ordinance No. 2022-22**) amending Ordinance 2021-23, as presented. Seconded by Mayor Pro-Tem Bradford. Motion passed 5-0.

WOKSHOP ITEMS

14. Discuss annual events sponsored and hosted by the Town.

Council and staff will review this item at a later date as more ideas are gathered as to what the Town would like to see as Town sponsored events.

EXECUTIVE SESSION

PURSUANT TO TEXAS GOVERNMENT CODE, ANNOTATED, CHAPTER 551, SUBCHAPTER D, the Town Council will recess into Executive Session (closed meeting) to discuss the following:

15. §551.074: Personnel matters (to deliberate the appointment of a public officer or employee):
 - a. Planning and Zoning Commission Board Appointments
 - b. Municipal Development District Board Appointments
 - c. Financial Oversight Committee Board Appointments
11. Consider approval of a resolution appointing persons to serve as Place 1, 3, 5, 7 of the Town of Argyle Planning and Zoning Commission for the term ending October 31, 2024.

ACTION ITEM 11

APPROVED

Councilmember Schmidt made a motion to appoint Paul Kula to Place 1, Matt Nelson to Place 3, Casey Stewart to Place 5, and Jeff Castellanos to Place 7. Councilmember Myers seconded. Motion passed 5-0

12. Discuss and consider approval of a resolution appointing members to the Municipal Development District Board.

ACTION ITEM 12

APPROVED

Councilmember Schmidt nominated Mayor Pro Tem Bradford for Place 2. Councilmember Myers motioned to appoint Mayor Pro Tem Bradford to Place 2 and seconded by Councilmember Baethge. Motion passed 5-0.

Councilmember Myers nominated Brian Darnell to Place 4, Mayor Pro Tem Bradford nominated Chad Malchow to Place 4. Council took individual votes for Place 4 with Chad Malchow receiving the most votes. Mayor Pro-Tem Bradford made a motion to appoint Chad Malchow to Place 4. Councilmember Hermann seconded. Motion passed 5-0.

Councilmember Myers nominated Brian Darnell to Place 6, Councilmember Schmidt nominated Reid Norton to Place 6; Council took individual votes for Place 6 with Reid Norton receiving the most votes. Councilmember Schmidt made a motion to appoint Reid Norton to Place 6. Mayor Pro Tem Bradford seconded. Motion passed 5-0.

13. Discuss and consider approval of a resolution appointing members to the Financial Oversight Committee.

ACTION ITEM 13

APPROVED

Councilmember Schmidt nominated Mayor Pro Tem Bradford for Place 2. Councilmember Hermann made a motion to appoint Mayor Pro Tem Bradford to Place 2. Councilmember Myers seconded. Motion passed 5-0.

Councilmember Myers nominated Richard Merrill for Place 4, Councilmember Hermann nominated Martin Brading for Place 4. Council took individual votes for Place 4 with Martin Brading receiving the most votes. Councilmember Baethge made a motion to appoint Martin Brading to Place 4. Mayor Pro Tem Bradford seconded the motion. Motion passed 5-0.

Mayor Pro-Tem Bradford nominated Savannah Davis for Place 6. Councilmember Schmidt made a motion to appoint Savannah Davis for Place 6. Councilmember Baethge seconded. Motion passed 5-0.

RECEIVE REQUESTS FROM COUNCIL MEMBERS/STAFF FOR ITEMS TO BE PLACED ON FUTURE MEETING AGENDA

Discussion under this section must be limited to whether or not the Council wishes to include a potential item on a future agenda.

Councilmember Schmidt would like to discuss ZBA appointments to be members of the Town not representatives of Town Council.

Councilmember Baethge would like to add a second Clean Up Day for the Household Hazardous Waste Program.

Mayor Pro Tem Bradford has asked for an update on the requests made by Town Council and their current status.

Mayor Pro Tem Bradford asked for departments to provide an annual report to Town Council.

Mayor Pro Tem Bradford asked for Argyle Water Corporation to provide a presentation. Ms. McComis advised this has been requested and we are waiting for them to provide their availability.

Councilmember Schmidt asked for staff to consider hiring another code compliance officer or utilizing SafeBuilt for contract services for code compliance.

Mayor Pro Tem Bradford asked for staff to establish an escalation procedure for continuous code violations.

Councilmember Myers would like to have a policy in place pertaining to Council Code of Conduct.

Ms. McComis advised the Town will put together a training in the future for all boards and commissions to review Open Meetings Act, Public Information Act, Roberts Rules of Order and other issues that are of importance.

Councilmember Myers asked for an update on the Town's Strategic Plan. Ms. McComis informed Council that Ms. Nur is currently working on this and we have a tentative plan to present an update at the December meeting.

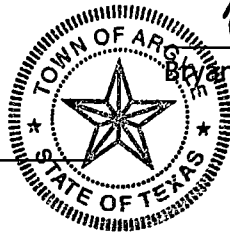
Councilmember Schmidt asked for staff to have the auditors convert the Town's financial statements to full accrual.

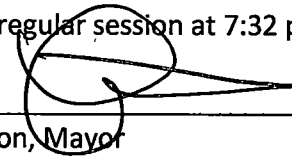
ADJOURN

There being no further business, Mayor Livingston adjourned the regular session at 7:32 p.m.



Erika McComis, Town Secretary



317 

Bryan Livingston, Mayor