

**MINUTES OF TOWN COUNCIL MEETING  
FOR THE TOWN OF ARGYLE  
MAY 26, 2009**

**STATE OF TEXAS           §**

**COUNTY OF DENTON       §**

**TOWN OF ARGYLE         §**

The regular meeting of the Argyle Town Council was held on May 26, 2009 at 6:00 p.m. at the Argyle Town Hall. This was an OPEN MEETING, open to the public, subject to the open meeting laws of the State of Texas and, as required by law, was duly posted May 21, 2009, at Argyle Town Hall, giving notice of time, date, place, and agenda thereof.

**TOWN COUNCIL MEMBERS PRESENT:**

Greg Landrum	Mayor
Dona Schroetke	Councilmember
Bonny Haynes	Councilmember
Wayne Holt	Councilmember

**TOWN COUNCIL MEMBERS ABSENT:**

Joey Hasty	Councilmember
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**STAFF PRESENT:**

Lyle Dresher	Town Administrator
Codi Delcambre	Town Secretary
Kim Collins	Town Accountant
Troy Norton	Director of Public Works
Matthew Boyle	Town Attorney
Richard Luedke	Development Services
William Tackett	Chief of Police

**TOWN COUNCIL AGENDA (6:00 p.m.)**

**CALL TO ORDER AND ANNOUNCE A QUORUM:**

Mayor Landrum called the meeting to order at 6:01 p.m., noting a quorum was present.

**PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG.**

**PLEDGE OF ALLEGIANCE TO THE TEXAS FLAG.**

**“Honor the Texas Flag; I pledge Allegiance to thee, Texas, one state under God, one and indivisible.”**

Mayor Landrum led the recitation of the Pledge of Allegiance to the American Flag and to the Texas Flag.

**REPORTS:**

1. Update on Argyle Pride Day – Council Member Haynes

**CONSENT AGENDA:**

1. Consider approval of the minutes of the regular meeting of the Town Council for May 14, 2009.

*Bonny Haynes made a motion to approve the consent agenda. Dona Schroetke seconded the motion. For Unanimous. Carried 3-0.*

**PRESENTATIONS:**

1. Presentation to outgoing Town Council Member, Place 2, Jay Pellicone – Mayor Landrum

Mayor Landrum presented Jay Pellicone with a plaque for his services to his community.

**OPEN FORUM:**

**The opportunity for citizens to address the Town Council on any subject (limit 5 minutes per person). However, the Texas Open Meetings Act prohibits the Town Council from discussing issues which the public has not been given seventy-two (72) hours notice. Issues raised may be referred to Town Staff for research and possible future action.**

**OLD BUSINESS: NONE**

**NEW BUSINESS:**

1. Consider adoption of an ordinance authorizing the issuance and sale of combination tax and surplus revenue certificates of obligation, series

**2009; levying an annual ad valorem tax and providing for the security for the payment of said certificates; and enacting other provisions relating to the subject.**

*Wayne Holt made a motion to adopt an ordinance authorizing the issuance and sale of combination tax and surplus revenue certificates of obligation, series 2009; levying an annual ad valorem tax and providing for the security for the payment of said certificates. Bonny Haynes seconded the motion. For Unanimous. Carried 3-0.*

- 2. Accept resignation of James “Eddie” Draper as Director of the Argyle Economic Development Corporation and consider approval of recommendations from the Corporation’s Board of Directors on the appointment of a new Director and the appointment of an Advisory Director.**

*Bonny Haynes made a motion to accept the resignation of Eddie Draper as Director of the Argyle Economic Development Corporation. Wayne Holt seconded the motion. For Unanimous. Carried 3-0.*

*Bonny Haynes made a motion appoint Larry Leahy to the Argyle EDC Board of Directors and Chris Rosprim to the Argyle EDC Advisory Director Board. Dona Schroetke seconded the motion. For Unanimous. Carried 3-0.*

- 3. Accept the resignation of Mr. Joe Phelps, Town Council Member, Place 5.**

Council moved this item up to the agenda. This was the first new business action item.

*Bonny Haynes made a motion to accept the resignation of Councilmember Phelps. Wayne Holt seconded the motion. For Unanimous. Carried 3-0.*

- 4. Discussion and consideration of a Mayor Pro-Tem.**

*Dona Schroetke made a motion to appoint Bonny Haynes as the Mayor Pro-Tem. Wayne Holt seconded the motion. For Unanimous. Carried 3-0.*

- 5. Discussion and consideration of appointment to the office of Town Council Member, Place 5.**

*Dona Schroetke made a motion to appoint Jackie Thomas to fill the Council Place 5 unexpired term. Wayne Holt seconded the motion. For: Schroetke, Holt. Against: Haynes. Carried 2-1.*

**OPEN FORUM:**

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**1. PURSUANT TO TEXAS GOVERNMENT CODE, ANNOTATED, CHAPTER 551, SUBCHAPTER D, SECTIONS §551.071(1) and (2), §551.072, §551.074(a) (1), and §551.087.**

- (A) Consultation with Town Attorney regarding pending or contemplated litigation: *David Pierce, an Individual, Clear Channel Outdoor, Inc., and Arnold Velez V. City of Argyle. Cause No. 2003-10339-16 and Don Molian V. City of Argyle. Cause No. 2008-30186-211. Mark L. Maestas and Traca L. Maestas V. John M. Michaels D/B/A JDR-Noble Partners, LLC and JDR-Noble Partners, LTD. V. Codi Delcambre, Secretary for the City of Argyle. Cause No. 2008-10016-16.*
- (B) Deliberate the purchase, lease, or value of real property and infrastructure for Town facilities and/or utilities
- (C) Consultation with Town Attorney regarding pending or contemplated litigation: *XTO Energy Inc. v. Town of Argyle. Civil Action No. 4:08-CV-00372, U.S. District Court, Sherman Division.*

2. Adjourn into Open Meeting

3. Take action on Executive Session item(s).

Council did not convene into Executive Session.

**ADJOURNMENT:**

There being no further consideration to come before the body, the meeting was adjourned at 6:38 p.m.

**APPROVED this the 9<sup>th</sup> day of June 2009.**

**APPROVED:**

**(SEAL)**

**Greg Landrum, Mayor**

**ATTEST:**

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**Codi Delcambre, Town Secretary TRMC, CMC**