

**MINUTES OF TOWN COUNCIL MEETING
FOR THE TOWN OF ARGYLE
JANUARY 12, 2010**

STATE OF TEXAS §

COUNTY OF DENTON §

TOWN OF ARGYLE §

The regular meeting of the Argyle Town Council was held on January 12, 2010 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 January 8, 2010, at Argyle Town Hall, giving notice of time, date, place, and agenda thereof.

TOWN COUNCIL MEMBERS PRESENT:

Greg Landrum	Mayor
Jackie Thomas	Councilmember
Dona Schroetke	Councilmember
Joey Hasty	Councilmember
Wayne Holt	Councilmember

TOWN COUNCIL MEMBERS ABSENT:

Bonny Haynes	Mayor Pro-Tem
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STAFF PRESENT:

Lyle Dresher	Town Administrator
Kim Collins	Town Accountant
Matthew Boyle	Town Attorney
William Tackett	Chief of Police
Richard Luedke	Development Services Coordinator
Troy Norton	Public Works Superintendent

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

CALL TO ORDER AND ANNOUNCE A QUORUM:

Mayor Landrum called the meeting to order at 6:00 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.”

Joey Hasty and Dona Schroetke led the recitation of the Pledge of Allegiance to the American Flag and to the Texas Flag, respectively.

REPORTS: None

CONSENT AGENDA:

- 1. Consider approval of the minutes of Town Council’s meetings on November 10, 2009 and December 8, 2009.**

Jackie Thomas made a motion to approve the November 10, 2009 and December 8, 2009 minutes as presented. Wayne Holt seconded the motion. For: Unanimous. Carried: 4-0.

PRESENTATIONS: None

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.

Jaime Sizelove of 622 Frenchtown stated that she was opposed to the injection well and asked Council to write a resolution to the Railroad Commission regarding same.

Brad Barker of 612 Manor Drive stated that he was frustrated over the injection well site being so close to a residential area.

John Fulton of 1921 Jeter stated that he was opposed to injection well.

Mitchell Sizelove of 622 Frenchtown stated that he was opposed to the injection well and he asked the Town to protest same.

Peter Walling of 624 Jeter stated that he felt that the compressors would be very noisy.

Allen Seals of 568 Seals Road stated he had wells on his property, but strongly opposes the injection well site. He stated that the traffic will be very hard on roads and moving site closer to I-35 would be better.

Gracie Eagan of 229 Hunter Court stated that she was concerned about noise and piping emissions.

Don Jablonski of 636 E. Frenchtown stated that he was opposed to the injection well.

Peter Solinzski of 1515 W. Jeter stated that he was opposed to the injection well.

Louise Moore of 1524 W. Jeter stated that she opposed to the injection well.

George Dunham of 103 Burley Court stated that he opposed to the injection well.

OLD BUSINESS:

- 1. Continue the public hearing and consideration of an ordinance approving an amendment to the Town of Argyle Code of Ordinances by amending Article 1.05, Boards and Commissions, and by amending and relocating Article 3.13, Signs; Article 3.15, Tree Preservation and Protection; Article 4.08, Oil and Gas Drilling and Production; Chapter 10, Subdivisions; and Chapter 14, Zoning; and replacing all the above ordinances by adopting a new Chapter 14, Town Development Standards. [Public Hearing was continued from the December 8, 2009 Town Council Meeting.]**

Jackie Thomas made a motion to approve the Town of Argyle Code of Ordinances as presented with change on Pg. 257, B 2c. Wayne Holt seconded the motion. For: Unanimous. Carried: 4-0.

- 2. Consider a Resolution appointing members to the Argyle Economic Development Corporation.**

Jackie Thomas made a motion to approve the Resolution appointing Dona Schroetke and Lowell Morrison to the Argyle Economic Development

Corporation Advisory Board. Joey Hasty seconded the motion. For: Unanimous. Carried: 4-0.

NEW BUSINESS:

- 1. Consider approval of a resolution approving the low bid of the Crain Group, Flower Mound, Texas for the renovation/construction of the Argyle Town Hall and Police/Court Building and authorizing the Town Administrator to execute all contract documents related thereto on behalf of the Town of Argyle. [Sealed bids were received and read aloud at 2:00 p.m. on December 22, 2009 in the Town Council Chambers.]**

Wayne Holt made a motion to approve the Resolution approving the low bid of the Crain Group, Flower Mound, Texas for the renovation/construction of the Argyle Town Hall and Police/Court Building and authorizing the Town Administrator to execute all contract documents related thereto on behalf of the Town of Argyle including and with all alternates. Joey Hasty seconded the motion. For: Unanimous. Carried: 4-0.

- 2. Hold a public hearing and consider an ordinance approving a Specific Use Permit (SUP) to allow gas well drilling and production on a 240.0-acre tract of land out of the Patrick Rock Survey, Abstract Number 1063, which is located on the east side of I-35W between Sam Davis Road and FM 407, and zoned CR (Community Retail District) and A (Agricultural District), in the Town of Argyle, Denton County, Texas. Devon Energy Production Company, L.P., is the applicant; James P. Heath is the property owner; Dunaway Associates, L.P. is the engineer.**

Mayor Landrum opened the public hearing.

Development Service Coordinator Richard Luedke presented the case background.

Laura Anderson, Devon Energy, Bridgeport, TX presented drilling plans for subject property and indicated the SUP was necessary for the variances.

Mayor Landrum asked to hear from those who would like to speak for or against the proposed SUP.

Joann Delashaw of 242 Harriett Lane asked about the gas transmission line and why it was not following the Interstate. Mayor Landrum explained that the pipeline would be approved at a later date.

Jim Heath of 60 Headlee Street Denton, TX stated that the pipeline was going to make a jog to follow along a stream.

Mayor Landrum closed the public hearing.

Joey Hasty made a motion to approve the SUP as written with the 8 recommendations from P&Z. Wayne Holt seconded the motion. For: Hasty, Holt, Thomas. Against: Schroetke. Carried: 3-1.

3. Receive information on oil and gas drilling, production, disposal, and operational activities from Mayor Landrum.

Town Council received information gathered by Mayor Landrum.

4. Consider approval of a resolution authorizing the Town Administrator to submit a State Energy Conservation Office Energy Efficiency and Conservation Block Grant on behalf of the Town of Argyle relating to the replacement of the heating and cooling systems in Town Hall.

Jackie Thomas made a motion to approve a Resolution authorizing the Town Administrator to submit a State Energy Conservation Office Energy Efficiency and Conservation Block Grant on behalf of the Town of Argyle. Wayne Holt seconded the motion. For: Unanimous. Carried: 4-0.

5. Consider and discuss progress of Town Hall and Police/Court Building renovation projects.

Received an update from Town Administrator Lyle Dresher. No action was taken.

EXECUTIVE SESSION:

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: *Don Molian V. City of Argyle. Cause No. 2008-30186-211.*

(B) Deliberate the purchase, lease or value of real property and infrastructure for parks/public open space purposes.

Council convened into Closed Session at 8:32 p.m.

2. Adjourn into Open Meeting

Council reconvened into Open Session at 8:48 p.m. No Action was taken.

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

ADJOURNMENT:

There being no further consideration to come before the body, the meeting was adjourned at 8:55 p.m.

APPROVED this the 23rd day of February 2010.

APPROVED:

Greg Landrum, Mayor

(SEAL)

ATTEST:

Codi Delcambre, Town Secretary TRMC, CMC