

**MINUTES OF TOWN COUNCIL MEETING
FOR THE TOWN OF ARGYLE
MAY 25, 2010**

STATE OF TEXAS §

COUNTY OF DENTON §

TOWN OF ARGYLE §

The regular meeting of the Argyle Town Council was held on May 25, 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 April 9, 2010, at Argyle Town Hall, giving notice of time, date, place, and agenda thereof.

TOWN COUNCIL MEMBERS PRESENT:

Greg Landrum	Mayor
Bonny Haynes	Mayor Pro-Tem
Jackie Thomas	Councilmember
Dona Schroetke	Councilmember
Wayne Holt	Councilmember
Joey Hasty	Councilmember

TOWN COUNCIL MEMBERS ABSENT:

STAFF PRESENT:

Lyle Dresher	Town Administrator
Codi Delcambre	Town Secretary
Matthew Boyle	Town Attorney
William Tackett	Chief of Police
Richard Luedke	Development Services Coordinator
Kim Collins	Finance Director

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

CALL TO ORDER AND ANNOUNCE A QUORUM:

Mayor Landrum called the meeting to order at 6:02 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.”

Jim Heath led the recitation of the Pledge of Allegiance to the American Flag and to the Texas Flag, respectively.

REPORTS:

CONSENT AGENDA:

- 1. Consider approval of the minutes for the Town Council meeting on March 23, 2010 and April 13, 2010.**
- 2. Consider a resolution adopting 3,400 as the official population as of January 1, 2010, for the Town of Argyle, Texas.**
- 3. Consider a resolution approving an easement agreement with Hunter Gathering, LP, Fort Worth, Texas.**

Joey Hasty made a motion to approve the consent agenda as presented. Wayne Holt seconded the motion. For: Unanimous. Carried: 5-0.

PRESENTATIONS:

- 1. Presentation from Finance Director Kim Collins on the Second Quarter FY 10 Financial Report and FY 2011 Annual Budget Calendar.**

Council received a presentation on the Second Quarter FY 10 Financial Report and FY 2011 Annual Budget from Finance Director Kim Collins. No action was taken.

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 a resolution approving a Site Plan for Southwestern Gas Pipeline, Inc., James Heath Unit Gathering Pipeline, a proposed natural gas lateral pipeline to be constructed within the public right-of-way of I-35W and within one property legally described as Lot 1, Block A, James P. Heath Addition, a 239.7-acre lot within the Patrick Rock Survey, Abstract Number 1063; located on the east side of I-35W between FM 407 and Sam Davis Road in the Town of Argyle, Denton County, Texas. Southwestern Gas Pipeline, Inc. is the applicant; James P. Heath is the property owner; Jimmy Heath is the surveyor. Project # SP-10-003.**

Bonny Haynes made a motion to adopt a resolution approving a Site Plan for Southwestern Gas Pipeline, Inc., James Heath Unit Gathering Pipeline, a proposed natural gas lateral pipeline to be constructed within the public right-of-way of I-35W and within one property legally described as Lot 1, Block A, James P. Heath Addition, a 239.7-acre lot within the Patrick Rock Survey, Abstract Number 1063; located on the east side of I-35W between FM 407 and Sam Davis Road in the Town of Argyle, Denton County, Texas with the following conditions:

- 1. The operator of the pipeline shall place an identifying sign at each point where the pipeline crosses a public street or road.*
- 2. If the associated gas field is identified as an H2S gas field, the pipeline operator shall be required to cease operations.*
- 3. The pipeline shall be limited to the maximum allowable operating pressure applicable to pipes installed and shall be installed with at least the minimum cover or backfill specified by the American National Safety Institute Code, as amended.*
- 4. Structures shall not be built within 20 feet of the pipeline.*
- 5. The location of the pipeline shall be marked with warning signs in accordance with federal and state law. In addition, during the backfill of pipeline excavations, "Buried Pipeline" warning tape shall be buried one foot (1') above the pipeline to warn future excavators of the presence of buried pipeline.*
- 6. Pipeline as-built plans shall be provided to the Town once construction has been completed.*

Joey Hasty seconded the motion. For: Unanimous. Carried: 5-0.

- 2. Hold a public hearing and consider an ordinance adopting updated Land Use Assumptions; adopting updated Capital Improvements Plans for Wastewater and Roadway Facilities; adopting a revised Land Use Equivalency Table; and adopting a revised Impact Fee Collection Schedule.**

Mayor Landrum opened the public hearing.

Richard Luedke, Development Services Coordinator, presented the case background.

Paul Walker, Chairman of the CIAC stated that he would answer any questions.

Mayor Landrum asked to hear from those in favor or against. No one spoke in favor or against.

Mayor Landrum closed the public hearing.

Bonny Haynes made a motion adopt an ordinance adopting updated Land Use Assumptions; adopting updated Capital Improvements Plans for Wastewater and Roadway Facilities; adopting a revised Land Use Equivalency Table; and adopting a revised Impact Fee Collection Schedule with the Town Attorney revisions. Wayne Holt seconded the motion. For: Unanimous. Carried: 5-0.

- 3. Consider a resolution authorizing the First Baptist Church of Argyle to conduct a public fireworks display on the 4th Day of July.**

Dona Schroetke made a motion to adopt a resolution authorizing the First Baptist Church of Argyle to conduct a public fireworks display on the 26th Day of June. Wayne Holt seconded the motion. For: Unanimous. Carried: 5-0.

- 4. Review and discuss information relating to freezing residence homesteads for the disabled and Over-65 individuals in the Town of Argyle.**

Council reviewed and discussed information relating to freezing residence homesteads for the disabled and Over-65. No action was taken.

- 5. Consider an ordinance establishing the Town of Argyle Public Library and discuss supporting contributions therefor.**

No action was taken.

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

Council 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.

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 8:29 p.m.

APPROVED this the 8th day of June 2010.

APPROVED:

Greg Landrum, Mayor

(SEAL)

ATTEST:

Codi Delcambre, Town Secretary TRMC, CMC