

**MINUTES OF TOWN COUNCIL MEETING
FOR THE TOWN OF ARGYLE
JULY 14, 2009**

STATE OF TEXAS §

COUNTY OF DENTON §

TOWN OF ARGYLE §

The regular meeting of the Argyle Town Council was held on July 14, 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 July 10, 2009, at Argyle Town Hall, giving notice of time, date, place, and agenda thereof.

TOWN COUNCIL MEMBERS PRESENT:

Bonny Haynes	Mayor Pro-Tem
Joey Hasty	Councilmember
Jackie Thomas	Councilmember
Dona Schroetke	Councilmember

TOWN COUNCIL MEMBERS ABSENT:

Greg Landrum	Mayor
Wayne Holt	Councilmember

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 Pro-Tem Haynes 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-Pro Tem Haynes led the recitation of the Pledge of Allegiance to the American Flag and to the Texas Flag.

REPORTS: NONE

CONSENT AGENDA:

- 1. Consider approval of the minutes of Town Council for June 9, 2009 Regular Council meeting, June 15, 2009 Special Called meeting and June 15, 2009 Worksession**
- 2. Consider approval of a Resolution approving an Interlocal Cooperation Agreement for Tax Collection services with Denton County and authorizing the Town Administrator to execute said Agreement on behalf of the Town of Argyle.**
- 3. Consider approval of a Resolution authorizing continued participation with the ATMOS Cities Steering Committee and authorizing the payment of 2 cents per capita to the ATMOS Cities Steering Committee to fund regulatory and related activities related to ATMOS Energy Corporation.**
- 4. Consider approval of and ordinance approving a negotiated resolution between the ATMOS cities steering committee and ATMOS Energy Corporation, Mid-Tex Division regarding the company’s rate review mechanism filing in all cities exercising original jurisdiction; declaring the existing rates to be unreasonable; requiring the company to reimburse cities’ reasonable ratemaking expenses; adopting tariffs that reflect rate adjustments consistent with the negotiated settlement and finding the rates to be set by the attached tariffs to be just and reasonable; approving ATMOS’ proof of revenues; adopting a savings clause; determining that this ordinance was passed in accordance with the requirements of the Texas Open Meetings Act; declaring an effective date; and requiring delivery of this ordinance to the company and the steering committee’s legal counsel.**

Joey Hasty made a motion to approve the consent agenda. Jackie Thomas seconded the motion. For Unanimous. Carried 4-0.

PRESENTATIONS:

- 1. Presentation of the FY 2009 Town Financial Report Fiscal Year-to-date June 30, 2009 and preliminary report on the Town's FY 2010 Annual Budget – Kim Collins, Town Accountant/Budget Analyst, and Lyle Dresher, Town Administrator**

Council received a presentation from Kim Collins, Town Accountant/Budget Analyst, and Lyle Dresher, Town Administrator with respect to the FY 2009 Town Financial Report Fiscal Year-to-date June 30, 2009 and preliminary report on the Town's FY 2010 Annual Budget. 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: NONE

EXECUTIVE SESSION:

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

(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

The Town Council convened into Executive Session at 6:29 p.m. and re-convened into Open Session at 6:45 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 6:54 p.m.

APPROVED this the 28th day of July 2009.

APPROVED:

Greg Landrum, Mayor

(SEAL)

ATTEST:

Codi Delcambre, Town Secretary TRMC, CMC