

TOWN COUNCIL TOWN COUNCIL REGULAR MEETING

March 07, 2022 at 6:00 PM

Argyle Town Hall, 308 Denton Street, Argyle, Texas

MINUTES

CALL TO ORDER

Mayor Livingston Called the regular meeting to order at 6:02 p.m.

COUNCIL PRESENT

MAYOR

BRYAN LIVINGSTON

MAYOR PRO TEM, PLACE 2

RONALD SCHMIDT

COUNCIL MEMBER PLACE 1

JOAN DELASHAW

COUNCIL MEMBER PLACE 3

SHERRI MYERS

COUNCIL MEMBER PLACE 4

CYNTHIA HERMANN

COUNCIL MEMBER PLACE 5

RICK BRADFORD

STAFF PRESENT

TOWN ADMINISTRATOR

RICHARD OLSON

TOWN ATTORNEY

BRENDA MCDONALD

ASSISTANT TOWN SECRETARY

BAILEY LOVE

POLICE CHIEF

EMMITT JACKSON

INTERIM COMMUNITY DEV DIRECTOR

HARRISON WICKS

INVOCATION

Mayor Livingston provided the invocation.

PLEDGE OF ALLEGIANCE

Mayor Livingston led the pledges to the American Flag and Texas Flag.

EXECUTIVE SESSION

At 6:04 p.m., the Town Council adjourned into executive session pursuant to the Texas Government Code, Annotated, Chapter 551, Subchapter D, Texas Open Meetings Act to discuss the following:

Personnel Matters

§551.074: Personnel matters (to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee):

1. Conduct Interviews for Municipal Development District Board Place 3
Candidates interviewed: Don Moser, Cindy Sheddy and Michelle Schmidt
2. Conduct interview for Financial Oversight Committee Place 3
Candidate interviewed: Cindy Sheddy

At 7:12 p.m. Mayor Pro Tem Schmidt and Council Member Bradford left the meeting.

At 7:19 p.m., the Town Council reconvened into open session. There was no action as a result of Executive Session.

At 7:20 p.m. Mayor Pro Tem Schmidt returned.

At 7:21 p.m. Council Member Bradford returned.

OPEN FORUM

There was no one to speak at this time.

Next Mayor Livingston announced Items of Community Interest.

ITEMS OF COMMUNITY INTEREST

Municipal Development District Board Regular Meeting, Tuesday, March 8th, 6 pm, Town Hall

Town Council Regular Meeting, Monday, March 21st, 6 pm, Town Hall

Argyle Business Association Meeting, Thursday, March 24th, 8 am, hosted by Magnolia Realty, 415 US Hwy 377 South, Argyle

Annual Clean Up Day, Saturday, April 2nd, 8 am to 11 am, behind Town Hall

Mornings with the Mayor, Saturday, April 2nd, 9-10 am

STAFF REPORTS

3. Active Development Review Committee Project List
Report received.
4. List of Council Requests for Agenda Items and Status
Report received. Council Member Hermann requested an update of items on list at "TBD".

CONSENT AGENDA

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

5. Approve the February 12, 2022 Town Council Special Retreat Meeting Minutes
6. Approve the February 22, 2022 Regular Town Council Meeting Minutes
7. Consider and act to approve the final change order for the Crawford Road Project

CONSENT AGENDA

APPROVED

MOTION BY COUNCIL MEMBER MYERS AND MOTION SECONDED BY COUNCIL MEMBER HERMANN TO APPROVE THE CONSENT AGENDA. MOTION APPROVED 5-0.

DISCUSSION ITEM

8. Discuss request to provide computers for use by the seniors, space to locate the computers for use and related details. (Council Member Myers)

Discussion was held regarding the computers and no action was taken. Council Member Bradford requested that a review be done to add handrailing to the steps from the kitchen to the community room for the seniors, he also requested that staff provide an update on the exterior renovations.

ACTION ITEMS

9. (TABLED TO 3/7/2022) Consider and act to approve Resolution 2022-04 appointing Place 3 of the Municipal Development District Board for the term ending October 31, 2023 (2/22/2022)

ACTION ITEM 9

APPROVED

MOTION BY MAYOR PRO TEM SCHMIDT, MOTION SECONDED BY COUNCIL MEMBER BRADFORD TO ACT AND APPROVE RESOLUTION 2022-04 APPOINTING DONALD MOSER TO PLACE 3 OF THE MUNICIPAL DEVELOPMENT DISTRICT BOARD FOR THE TERM ENDING OCTOBER 31, 2023. MOTION APPROVED 3-1-1 WITH NAY BY COUNCIL MEMBER MYERS AND COUNCIL MEMBER HERMANN ABSTAINED.

10. Consider and act to approve Resolution 2022-05 appointing Place 3 of the Financial Oversight Committee for the term ending October 31, 2023.

ACTION ITEM 10

APPROVED

MOTION BY COUNCIL MEMBER MYERS TO APPROVE RESOLUTION 2022-05 APPOINTING CINDY SHEDDY TO PLACE 3 OF THE FINANCIAL OVERSIGHT COMMITTEE FOR THE TERM ENDING OCTOBER 31, 2023. MAYOR PRO TEM SCHMIDT REQUESTED TO AMEND THE NOMINATION TO ADD MICHELLE SCHMIDT TO THE NOMINATION. TOWN ATTORNEY MCDONALD ADVISED THAT A SECOND MUST BE MADE BEFORE AN ADMENDMENT COULD BE MADE. COUNCIL MEMBER BRADFORD SECONDED. MAYOR PRO TEM SCHMIDT MOTIONED TO MAKE AN ADMENDEMENT TO APPOINT MICHELLE SCHMIDT TO PLACE 6 ON THE FINANCIAL OVERSIGHT COMMITTEE FOR THE TERM ENDING OCTOBER 31, 2023. COUNCIL MEMBER BRADFORD SECONDED THE ADMENDED MOTION. COUNCIL MEMBER DELASHAW QUESTIONED IF THE ADMENDMENT COULD BE MADE SINCE THE AGENDA WAS NOT WRITTEN INCLUDING A PLACE 6 NOMINATION. TOWN ATTORNEY MCDONALD ADVISED THAT THE ONLY APPOINTMENT THAT COULD BE MADE AS THE ADGENDA WAS WRITTEN WAS TO PLACE 3. MAYOR PRO TEM SCHMIDT WITHDREW HIS ADMENDED MOTION. COUNCIL MEMBER BRADFORD AGREED TO THE WITHDRAWAL. APPROVED 5-0.

11. Discuss, consider and act to adopt zero based budgeting for the Town of Argyle's method of budgeting. (Mayor Pro Tem Schmidt)

ACTION ITEM 11

NO ACTION TAKEN

MAYOR PRO TEM SCHMIDT ADVISED ABOUT THE USE OF ZERO-BASED BUDGETING. DISCUSSION WAS HAD. NO ACTION TAKEN AT THIS TIME.

AFTER ITEM 12 HAD BEEN DISCUSSED, MAYOR PRO TEM ASKED WHY NO ACTION WAS TAKEN REGARDING ACTION ITEM 11. THE MAYOR STATED THERE WAS NO RESOLUTION TO VOTE ON. MAYOR PRO TEM SCHMIDT ADVISED THEY WOULD COME UP WITH A RESOLUTION AND BRING IT BACK TO THE COUNCIL.

12. Consider and act to approve and award the contract for the Stonecrest Street Improvement Project using the concrete construction method and to approve a budget amendment from the Street Maintenance Fund to the Stonecrest Street Improvement Project Fund.

ACTION ITEM 12

APPROVED

MOTION BY COUNCIL MEMBER MYERS AND MOTION SECONDED BY COUNCIL MEMBER BRADFORD TO APPROVE AND AWARD A CONTRACT FOR STONECREST TO DDM CONSTRUCTION IN THE AMOUNT \$ 2,303,725.99 AND SELECT THE ALTERNATE CONSTRUCTION METHOD OF CONCRETE CONTINGENT ON DENTON COUNTY MODIFYING THE INTERLOCAL AGREEMENT TO REFLECT THEIR SHARE OF THE PROJECT COST. MOTION APPROVED 5-0.

THE TRANSFER OF \$366,470.27 FROM THE STREET MAINTENANCE FUND TO THE STONECREST STREET IMPROVEMENT FUND WAS POSTPONED.

EXECUTIVE SESSION

At 8:37 p.m. the Town Council adjourned into executive session pursuant to the Texas Government Code, Annotated, Chapter 551, Subchapter D, Texas Open Meetings Act to discuss the following:

Consultation with Attorney

§551.071(1),(2): Consultation with attorney regarding pending or anticipated litigation, or a settlement offer; or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter:

13. Dual Office Holding
14. Belmont Harvest Agreement

Personnel Matters

§551.074: Personnel matters (to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee):

15. Town Secretary/Town Treasurer

RECONVENE INTO OPEN SESSION AND TAKE ANY ACTION RESULTING FROM EXECUTIVE SESSION

Mayor Livingston reconvened the regular session at 11:04 p.m. There was no action as a result of Executive Session.


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

No items were mentioned.


ADJOURN

There being no further business, Mayor Livingston adjourned the regular session at 11:04:30 p.m.





Bryan Livingston, Mayor



Bailey Love
Assistant Town Secretary