

JUNE 6, 2022

REGULAR TOWN COUNCIL MEETING OF THE TOWN OF ARGYLE, TEXAS, HELD ON THIS DATE WITH THE FOLLOWING MEMBERS PRESENT:

MAYOR	BRYAN LIVINGSTON
MAYOR PRO TEM, PLACE 5	RICK BRADFORD
COUNCIL MEMBER PLACE 1	GORDON BAETHGE
COUNCIL MEMBER PLACE 2	RONALD SCHMIDT
COUNCIL MEMBER PLACE 3	SHERRI MYERS
COUNCIL MEMBER PLACE 4	CYNTHIA HERMANN

TOWN ATTORNEY	MELISSA CRANFORD
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COMM. DEVELOPMENT DIRECTOR	NABILA NUR
FINANCE MANAGER	HARRISON WICKS

CALL MEETING TO ORDER

Mayor Livingston called the regular meeting to order at 6:00 p.m.

OPEN FORUM

This is an opportunity for the public to address the Town Council on any matter, except public hearings.

Paul Kula, 603 Old Justin Road, addressed Council regarding a dispute at Town Hall involving employee(s) and the mayor.

Johnny Beavers, 120 Old Justin Road, addressed Council regarding the construction trash that ends up on his property.

Joan Delashaw, 242 Harriet Lane, addressed Council regarding the issues that Mr. Beavers is having with construction trash.

STAFF REPORT

(Staff Reports are for discussion only. No action may be taken on items listed under this portion of the agenda, other than to provide general direction to staff or to direct staff to place such items of a future agenda for action.)

1. List of Council Requests for Agenda Items and Status
2. Active Development Review Committee Project List

ACTION ITEMS

3. Discuss and consider possible action to award the contract for the reconstruction of C-Taylor and Hickory Hills Roads utilizing the concrete construction method.

Town Engineer Brent Anderson presented the bids received by the Town with seven total being received. According to Mr. Anderson all proposals were evaluated based upon published criteria including total project cost, bidder reputation, and bidder qualifications/experience. Town staff and the town engineer believe the concrete pavement has a lower lifecycle maintenance cost therefore the base bid plus alternate to include the concrete paving would be more beneficial for the Town therefore the bid by DDM Construction Corporation is recommended.

ACTION: Item 3**APPROVED**

Mayor Pro Tem Bradford moved and award the contract for C-Taylor and Hickory Hill to DDM Construction in the amount \$2,992,207 and select the alternate construction method of concrete. Councilmember Hermann seconded the motion. The motion passed 5-0.

APPROVED

Councilmember Hermann moved to authorize the transfer of \$1,534,038 from the Street Maintenance Fund to the C-Taylor and Hickory Hill Improvement Project Fund. Mayor Pro Tem Bradford seconded the motion. The motion passed 5-0.

4. Discuss and consider possible action regarding the Crawford Sanitary Sewer Feasibility Study.

Ashley Hairston with Freese and Nichols updated Town Council on the study conducted on the possibility of a sanitary sewer line along IH35 and Crawford Road. The study, per Mr. Olson's memo, was to determine how best to provide sanitary sewer services to the area west of I-35; specifically, the area west of I-35 formerly known as the Heritage Tract which contains approximately 238 acres and is within the Town's CCN.

ACTION: Item 4**NO ACTION TAKEN**

5. Discuss and consider possible action regarding Ordinance No. 2022-10, repealing and deleting Chapter 4 (Business Regulations), Article 4.09 (Alarm Systems) in its entirety; proving a severability clause; and providing an effective date.

ACTION: Item 5**APPROVED**

Councilmember Myers moved to repeal Town of Argyle Ordinance Article 4.09. Mayor Pro Tem Bradford seconded the motion. The motion passed 5-0.

6. Discuss and consider possible action regarding Ordinance No. 2022-11, amending the Town of Argyle Fiscal Year 2021-22 Official Budget, adopted by Ordinance No. 2021-23, appropriating \$43,739.55 from the Crime Control and Prevention District Fund 220 for the purpose of purchasing police patrol rifles in the Fiscal Year 2021-2022 Budget; providing a cumulative clause; a severability clause; and providing an effective date.

ACTION: Item 6**APPROVED**

Mayor Pro Tem Bradford moved to approve Ordinance 2022-11 appropriating \$43,739.55 for the purpose of purchasing police patrol rifles. Councilmember Myers seconded the motion. The motion passed 5-0.

7. Discuss and consider possible action regarding Resolution 2022-20, suspending the June 17, 2022 effective date of the Oncor Electric Delivery Company's request for a rate change to permit the Town time to study the request and to establish reasonable rates; approving cooperation with the Steering Committee of the Cities served by Oncor (OCSC) in coordinating the review of Oncor's filing with designated attorneys and consultants, preparing a common response, negotiating with the Company and direct any necessary litigation and appeals.

ACTION: Item 7**APPROVED**

Mayor Pro Tem Bradford moved to approve Resolution 2022-20 as presented. Councilmember Hermann seconded the motion. The motion passed 5-0.

8. Consider and act to approve Resolution 2022-19 approving an agreement with D&D Commercial Landscape Management to mow the right-of-way along US Highway 377 from Crawford Road south to the Town limits and the south side of the Crawford Road roundabout to Skyline Drive.

ACTION: Item 8**APPROVED**

Mayor Pro Tem Bradford moved to approve Resolution 2022-19 approving an agreement with D&D Commercial Landscape Management. Councilmember Schmidt seconded the motion. The motion passed 5-0.

9. Discuss and consider possible action regarding the Town Administrator's previous job description, as it was written for Rich Olson, and in comparison to how it's currently reflected in the Town's Code of Ordinances.

Councilmember Schmidt informed Council the purpose of the item is to ensure the current job description matches what is in the current town ordinance. He asked that the council take the time to review the job description and provide feedback to the town attorney as to changes that should be made.

ACTION: Item 9**NO ACTION TAKEN**

10. Discuss and consider possible action regarding the advertisement of the Town Administrator position.

Council discussed the posting of the Town Administrator position and how long it the position would be open to accepting resumes. The posting may be included on sites such as TML, LinkedIn, and ICMA along with the Town's website. Mayor Livingston suggested the Town get proposals from search firms in the event the general posting of the position is not fruitful. The job posting will stipulate that the job description is being reviewed and the salary is depending on qualifications.

ACTION: Item 10**NO ACTION TAKEN**

11. Discuss and consider possible action regarding how the Town of Argyle will operate with Rich Olson working from home until August 31, 2022, or until the Town Administrator position is filled.

Ms. Cranford informed Council that Mr. Olson did not attend the council meeting this evening as requested by the council due to it violating his current agreement status with the Town. He is currently working from home and is considered to be still employed by the Town on an as needed basis. Councilmember Schmidt suggested bringing another person on as an Interim Town Administrator and discussed a former employee as a possible person to fill that role.

ACTION: Item 11**APPROVED**

Councilmember Hermann moved to authorize the Town Attorney and Mayor to contact Erika McComis to discuss the possibility of assuming the Interim Town Administrator/Town Secretary role. Mayor Pro Tem Bradford seconded the motion. The motion passed 5-0.

EXECUTIVE**SESSION**

At 8:21 p.m., the Town Council adjourned into Executive Session pursuant to the Texas Government Code, Annotated, Chapter 551, Subchapter D, Texas Open Meetings Act (the "Act") to discuss the following:

§551.074: Discussion on Personnel Matters: Agenda Item 11

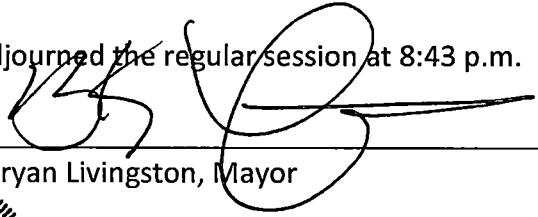
RECONVENE INTO OPEN SESSION AND TAKE ANY ACTION RESULTING FROM THE EXECUTIVE SESSION

At 8:43 p.m., the Town Council reconvened into open session.

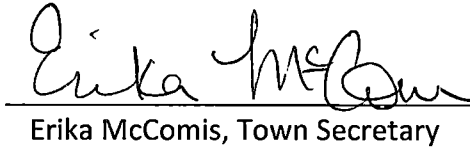
No action taken.

ADJOURN

There being no further business, Mayor Livingston adjourned the regular session at 8:43 p.m.



Bryan Livingston, Mayor



Erika McComis, Town Secretary

