

MAY 4, 2020

Regular

~~SPECIAL~~ TOWN COUNCIL MEETING OF THE TOWN OF ARGYLE, TEXAS, HELD ON THIS DATE WITH THE FOLLOWING MEMBERS PRESENT THROUGH TELECONFERENCING:

MAYOR	DONALD MOSER
MAYOR PRO TEM, PLACE 4	CYNTHIA HERMANN
COUNCIL MEMBER PLACE 1	BRYAN LIVINGSTON
COUNCIL MEMBER PLACE 2	RONALD SCHMIDT
COUNCIL MEMBER PLACE 3	SHERRI MYERS
COUNCIL MEMBER PLACE 5	MARLA HAWKESWORTH
INTERIM TOWN ADMINISTRATOR	JEFFREY HOWELL
ASSIST. TOWN ADMINISTRATOR/TOWN SECRETARY	ERIKA MCCOMIS
TOWN ATTORNEY	PATRICIA ADAMS
COMMUNITY DEVELOPMENT DIRECTOR	DAVID HAWKINS
DIRECTOR OF PUBLIC WORKS	TROY NORTON
CHIEF OF POLICE	EMMITT JACKSON
DEVELOPMENT COORDINATOR	ANGIE MANGLARIS

Council and Staff participated in this meeting remotely in compliance with the Texas Open Meetings Act or under the provisions provided by the Governor of Texas in conjunction with the Declaration of Disaster enacted March 13, 2020.

A. CALL MEETING TO ORDER

Mayor Donald Moser called the special meeting to order at 6:02 p.m.

B. ANNOUNCEMENTS, PROCLAMATIONS, AND PRESENTATIONS

1. Town Council and Staff Presentations / Reports

a. Interim Town Administrator Updates

i. Financial Report

Interim Town Administrator, Jeff Howell, briefed Council on the Town's current finances.

b. Town Council Updates

i. Strategic Plan

Mayor Pro Tem Hermann and Jason Gray with JD Gray Group gave Council an overview of the status of the Town's current Strategic Plan. The committee is moving forward with the process through online tasks and engagement. Mr. Gray feels that within approximately the next 30 days a set of clear objectives can be brought before Council which have been prioritized and have specific end dates.

ii. Town Facility Updates

Councilmember Myers informed Council the designer has provided a rendering for the facility adjacent to Town Hall; however, he had not completed a design for Town Hall. Council would like to table the next set of designs until we are able to determine the economic impact of COVID-19.

C. OPEN FORUM:

This is an opportunity for the public to address the Town Council on any matter, except public hearings that are included on the agenda. Comments related to public hearings will be heard when the specific hearing begins. Each speaker is limited to five (5) minutes, unless the speaker requires the assistance of a translator, in which case the speaker is limited to ten (10) minutes, in accordance with applicable law. To address the Council, speakers must sign in prior to the start of the meeting. Each speaker shall approach the podium and state his/her name and address before speaking. Speakers shall address the governing body with civility that is conducive to appropriate public discussion. Speakers can address only the governing body as a whole and not individual city officials or employees. The public cannot speak from the gallery but only from the podium. Per the Texas Open Meetings Act, the Town Council is prohibited from deliberating or taking action on any matter not listed on the agenda. The Council may only: (1) make a statement of fact regarding the item; (2) make a recitation of existing policy regarding the item; or (3) propose the item be placed on a future agenda, in accordance with Council adopted procedures.

No speakers.

D. CONSENT AGENDA:

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

1. Consider approval of the April 20, 2020 regular Town Council meeting minutes as recorded.
2. Consider approval of the appointment of Director of Public Works Troy Norton as the Authorized Contracting Party Representative for the Denton Creek Regional Wastewater System Advisory Committee of the Trinity River Authority and the appointment of Assistant Town Administrator Erika McComis as Alternate Representative to the Advisory Committee.

ACTION: Item D.1. and D.2.

APPROVED

Councilmember Schmidt moved to approve consent agenda items as presented. Mayor Pro Tem Hermann seconded the motion. The motion passed 5-0.

E. ACTION ITEMS:

1. Consider Discuss and consider approval of a resolution nominating a candidate for appointment to the Denco Area 9-1-1 District Board of Managers.

Ms. McComis informed Council this item is to nominate a candidate for appointment to the DENCO Area 9-1-1 Board of Managers. The slate of nominees will then be sent out to all entities to cast their vote for one of the nominees. The candidate up for election this term is Jim Carter who has expressed interest in remaining on the board. The Town has not provided a nominee at this juncture of the voting process in the past; however, the Town does generally align with Argyle ISD during the voting process to allow the combined votes to be placed on a single candidate. The voting process for the Board of Managers takes place during the month of July.

ACTION: Item E.1.

NO ACTION TAKEN

Councilmember Livingston moved to take no action on this item. Councilmember Myers seconded the motion. The motion passed 5-0.

2. Discuss and seek guidance regarding \$500,000 transfer from the General Fund to Capital Improvement Fund during the FY19 budget year.

Mr. Howell informed Council this item is being brought forth at the direction of Councilmember Schmidt and is meant to transfer funds from the Capital Improvements Fund to the General Fund. Councilmember Schmidt stated he felt the transfer was done without a clear direction on a specific project and would prefer a transfer of this amount be tied to a project. Councilmember Livingston agreed the transfer and specific use should be done so in a transparent manner.

ACTION: Item E.2.

APPROVED

Councilmember Livingston moved to transfer \$500,000 from the Capital Improvements Fund to the General Fund. Councilmember Schmidt seconded the motion. The motion passed 5-0.

F. EXECUTIVE SESSION

At 7:11 p.m. the Town Council adjourned into executive session pursuant to Texas Government Code, Annotated, Chapter 551, Subchapter D to discuss the following:

1. Pending or contemplated litigation or to seek the advice of the Town Attorney pursuant to Section 551.071:
 - a. 2019 Street Improvement Project
 - b. Waterbrook Drainage
 - c. Optimal Holdings Tree Mitigation
 - d. State of Texas vs. Town of Argyle , Et al, PR-2020-00386, Denton County, Texas (Condemnation Petition)
2. Personnel matters pursuant to Section 551.074 (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):
 - a. Interim Town Administrator

- G. **RECONVENE INTO OPEN SESSION:** In accordance with Texas Government Code, Section 551, the Town Council will reconvene into Open Session and consider action, if any, on matters discussed in Executive Session.

ACTION: Item F.2.

APPROVED

Councilmember Livingston moved to appoint Erika McComis as Interim Town Administrator and hire Jeffrey Howell as an Advisor to the Interim Town Administrator and Budget Coordinator. Councilmember Schmidt seconded the motion. Against: Councilmember Hawkesworth. The motion passed 4-1.

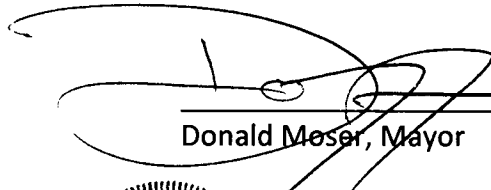
- H. **RECEIVE REQUESTS FROM COUNCIL MEMBERS/STAFF FOR ITEMS TO BE PLACED ON NEXT MEETING AGENDA** (*discussion under this item must be limited to whether or not the Council wishes to include a potential agenda item on a future agenda*)

Councilmember Schmidt would like an item on the next agenda to discuss the appointment of a Finance Advisory Committee; a discussion on an update to the current Tree Ordinance to discuss the requirement of street trees, an update from Staff on Frenchtown Road and continuous updates and projections of the FY 20 budget.

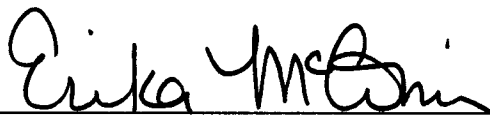
Councilmember Livingston would like an item on the next agenda to address fencing at Unity Park and a discussion on proposed amendments to the Tree Preservation Ordinance.

- I. **ADJOURN**

There being no further business, Mayor Moser adjourned the regular session at 11:02 p.m.



 Donald Moser, Mayor



 Erika McComis, Town Secretary

