



**NOTICE OF A REGULAR MEETING AND WORK SESSION  
OF THE ARGYLE TOWN COUNCIL  
NOVEMBER 19, 2019 – 5:00 p.m.  
AMENDED**

Notice is hereby given as required by Title 5, Chapter 551.041 of the Government Code that the Argyle Town Council will meet in a regular meeting and work session on November 19, 2019 at 5:00 p.m. at the Argyle Town Hall, 308 Denton Street, Argyle, Texas.

**REGULAR SESSION AGENDA – 5:00 PM**

**A. CALL REGULAR MEETING OF THE TOWN COUNCIL TO ORDER**

**B. INVOCATION**

**C. PLEDGE OF ALLEGIANCE**

American Flag

Texas Flag: *“Honor the Texas Flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible”*

**D. EXECUTIVE SESSION**

PURSUANT TO TEXAS GOVERNMENT CODE, ANNOTATED, CHAPTER 551, SUBCHAPTER D, the Town Council will recess into Executive Session (closed meeting) to discuss the following:

1. §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:
  - a. Mayor Donald Moser and Mayor Pro Tem Cynthia Hermann request for a Texas Attorney General opinion/investigation regarding Council Member Jon Donahue’s dual office holding.
  - b. Mayor Donald Moser’s official complaint against Council Members Jon Donahue and Marla Hawkesworth.
  - c. Council Member Marla Hawkesworth’s official complaint against Mayor Donald Moser and Mayor Pro Tem Cynthia Hermann.
  - d. Mayor Pro Tem Cynthia Hermann complaint against Council Member Marla Hawkesworth.
  - e. Ronald Schmidt v. Town of Argyle, et.al., Case Number 4:19-cv-00-688.
  - f. **Waterbrook of Argyle downstream drainage**

2. §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)
  - a. Mayor Donald Moser’s official complaint against Council Members Jon Donahue and Marla Hawkesworth.
  - b. Council Member Marla Hawkesworth’s official complaint against Mayor Donald Moser and Mayor Pro Tem Cynthia Hermann.
  - c. Mayor Pro Tem Cynthia Hermann complaint against Council Members Jon Donahue and Marla Hawkesworth.
3. §551.072: Real Property (to deliberate regarding the purchase, exchange, lease, or value of real property)
  - a. Texas Department of Transportation acquisition of property on Front Street
4. §551.087: Economic Development Negotiations (to discuss or deliberate regarding commercial or financial information or to deliberate the offer of a financial or other incentive to a business prospect)
  - a. Project Delta

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

**F. ANNOUNCEMENTS, PROCLAMATIONS AND PRESENTATIONS**

1. Town Council and Staff Presentations / Reports
  - a. Development Project Updates
    - i. The Well Church
    - ii. Integrity Performance Sports
    - iii. Sign Standards
  - b. Town Manager Project Updates
    - i. Strategic Plan
    - ii. Road Improvement Project
    - iii. Impact Fee Study
    - iv. Quiet Zone Project
    - v. Crawford Road

**G. PUBLIC COMMENT:**

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. 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 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.

**H. 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 October 22, 2019 Regular Town Council Meeting Minutes as recorded.
2. Consider and take appropriate action on authorizing the Town Manager to enter into a contract with Axon Enterprise, Inc. to purchase Taser 7 equipment and training plan for the Town of Argyle Police Department.

**I. OLD BUSINESS**

1. Consider and take appropriate action on a Site Plan Application (SP-19-009) for Pilot Knob Estates, regarding a residential subdivision entryway sign, located at the southeast corner of C. Taylor Road and Crawford Road, and being located at 818 Knob Hill Court, Town of Argyle, Denton County, Texas.

**Continued from October 22, 2019 Town Council Meeting**

2. **PUBLIC HEARING:** Consider an ordinance approving a zoning change request (MDP-19-002) from A (Agricultural) and CR (Community Retail) to RCS-T (Regional Center South - Transition) for Project Alpha, being an approximately 30.048-acre tract of land located in the Patrick Rock Survey, Abstract No. 1063, being a portion of Lot, Block A, James P. Heath Addition, and being located on the north side of FM 407 approximately 1,900 feet east of the I-35W and FM 407 intersection, located in the Town of Argyle, Denton County, Texas.

**Continued from September 24, 2019 Town Council Meeting**

**J. NEW BUSINESS AND PUBLIC HEARINGS:**

1. **PUBLIC HEARING:** Consider and take appropriate action on an Ordinance Amendment (TDS-19-004) regarding Article III, Part 3, Zoning Districts, Article III, Part 5, Development Standards and Article III, Part 6, Interpretation; Preserving Rights; Penalty for Violations; Validity; Effective Date, regarding various amendments to refuse enclosure regulations in the Town Development Standards.
2. Consider and take appropriate action on a Site Plan Amendment (SP-19-011) for Dry Clean Super Center of Argyle, a proposed remodel to an existing dry cleaning center located at 820 US 377, being legally described as Lot 1, Block 1, Kwik Dry Clean Addition, Town of Argyle, Denton County, Texas.
3. Consider and take appropriate action on a change to the Planning and Zoning Commission regular meeting day.

4. Consider and take appropriate action on the approval of a resolution casting the vote of the Town of Argyle, Texas for the election of the Board of Directors for the Denton Central Appraisal District (DCAD).
- K. 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 item on a future agenda*).

**WORK SESSION AGENDA**

(immediately following the regular session)

**L. CALL WORK SESSION TO ORDER**

**M. WORK SESSION**

**The work session is designed as an opportunity for the Town Council to discuss pending items. No action will be taken during the work session portion of the meeting.**

1. Discussion regarding amending Chapter 1, Article 1.03, Division 2, Town Council Rules of Procedure, of the Town of Argyle Code of Ordinances.
2. Discussion and presentation regarding the Development Review Committee process.
3. Discussion regarding any regular session items.
4. Recess work session.

**N. ADJOURN**


**CERTIFICATION**

I hereby certify that the above notice was posted in the bulletin board at Argyle Town Hall,  
308 Denton Street, Argyle, Texas,  
by 4:30 pm on the 16<sup>th</sup> day of November, 2019.

  
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Kristi Gilbert, Town Manager

**NOTE:** As authorized by Section 551.071 of the Texas Government Code (Consultation with Town Attorney), this meeting may be convened into closed Executive Session for the purpose of seeking confidential legal advice from the Town Attorney on any agenda item herein.

A quorum of the members of the Planning and Zoning Commission, Economic Development Corporation, and Crime Control Prevention District may be in attendance at this meeting.  
The boards/commissions will take no action during the course of this meeting.

** Persons with disabilities who plan to attend this public meeting and who may need auxiliary aid or services are requested to contact the Argyle Town Hall 48 hours in advance, at 940-464-7273, and reasonable accommodations will be made for assistance.**