

**THE CITY OF CISCO**  
**CITY COUNCIL, REGULAR CALLED MEETING**  
**August 22, 2022**

**CISCO, TEXAS §**  
**EASTLAND, COUNTY §**

The City Council of the City of Cisco met in a regular called session at the Cisco Council Chambers in Cisco as scheduled, and notice was posted 72 hours in advance and prior to the meeting.

**MEMBERS PRESENT:**

<b>MAYOR</b>	<b>STEPHEN FORESTER</b>
<b>COUNCILMEMBER PLACE I</b>	<b>JASON WHETSTONE</b>
<b>COUNCILMEMBER PLACE V</b>	<b>CHRIS JOHNSON</b>
<b>COUNCILMEMBER PLACE VI</b>	<b>TRAVIS TOOF</b>

**PERSONNEL PRESENT:**

<b>CITY MANAGER</b>	<b>DARWIN ARCHER</b>
<b>CITY SECRETARY</b>	<b>TAMMY OSBORNE</b>

**PERSONNEL ABSENT:**

<b>COUNCILMEMBER PLACE II</b>	<b>ROBERT JOHNSTON</b>
<b>COUNCILMEMBER PLACE III</b>	<b>WILLARD JOHNSON</b>
<b>COUNCILMEMBER PLACE IV</b>	<b>NATHAN BRUNER</b>

Guests: Kenneth Preston, Philip Jones, Brian Jones, Rita Jones, Philip Green, Justin Jaworski, Jesus Rodriguez, Sam Guthrie III, Jane Nichols, Walter Fairbanks

**I. MEETING CALLED TO ORDER:**

Mayor Forester called the meeting to order at 6:01 p.m.

**II. PLEDGES**

- A. **Pledge of Allegiance**
- B. **Pledge to the Texas Flag**

**III. INVOCATION:**

Councilmember Toof gave the invocation.

**IV. CITIZEN-VISITOR COMMENTS:**

Mr. Jesus Rodriguez addressed the Council asking them to reconsider their denial of a fencing variance for 609 E. 13<sup>th</sup> St.

Mr. Philip Jones asked the Council to consider granting him a variance to place buoys in the lake to demark his personal property which is sometimes under water depending on the water level.

**V. APPROVE MINUTES OF THE MEETING CONDUCTED ON:**

- **August 8, 2022**

Motion was made by Councilmember Whetstone to accept the minutes as presented, second was made by Councilmember C. Johnson. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, C. Johnson, Toof, Forester  
Nays: None/Motion Carries  
Voted: 4 to 0  
Absent: Johnston, W. Johnson, Bruner

**VI. THE CITY COUNCIL MAY DISCUSS AND/OR TAKE ACTION ON ANY OF THE FOLLOWING AGENDA ITEMS:**

- A. **Consider and Discuss Quarterly Report for Cisco Development Corporation.—Justin Jaworski**

Mr. Jaworski presented the Quarterly Report for the Cisco Development Corporation since he had been unable to attend the meeting where other quarterly reports were presented.

**B. Consider and Discuss Appointing Member to CDC and C4ADC Boards.—Justin Jaworski**

Mr. Jaworski again informed the Council that Ms. Tammy Douglas had resigned her position on both boards and the vacant spots would need to be filled. He suggested that a member of the Council was preferable to fill the position so that there is some overlap between the boards and Council. He further stated that Councilmember Whetstone had expressed an interest in serving and recommended appointing him to both positions.

Motion was made by Councilmember Toof to appoint Councilmember Whetstone to the CDC and C4ADC boards, second was made by Councilmember C. Johnson. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, C. Johnson, Toof, Forester  
Nays: None/Motion Carries  
Voted: 4 to 0  
Absent: Johnston, W. Johnson, Bruner

**C. Consider and Discuss Approval of CDC and C4ADC Budgets for the 2022-2023 Fiscal Year.—Justin Jaworski**

Mr. Jaworski presented both budgets to the Council and answered questions from the Council.

Motion was made by Councilmember C. Johnson to approve the budgets as presented, second was made by Councilmember Toof. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, C. Johnson, Toof, Forester  
Nays: None/Motion Carries  
Voted: 4 to 0  
Absent: Johnston, W. Johnson, Bruner

**D. Consider and Discuss Resolution No. 2022-08-22 (Executive Session)**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CISCO, TEXAS, AUTHORIZING AND APPROVING THE CISCO DEVELOPMENT CORPORATION (“CDC”) ENTERING INTO A PERFORMANCE AGREEMENT AND COMMERCIAL LEASE WITH CC RICE ENTERPRISES LLC (“DEVELOPER”) TO OPERATE A FAMILY DENTIST OFFICE IN CISCO, TEXAS, AUTHORIZED BY SECTIONS 501.103 AND 505.158 OF THE TEXAS LOCAL GOVERNMENT CODE; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.**

The Council convened into Executive Session at 6:32 p.m. for items D & E under Section 551.087 Economic Development Negotiations.

The Council reconvened into Open Session at 6:56 p.m. and took the following action:

Motion was made by Councilmember Toof to approve the resolution as presented, second was made by Councilmember Whetstone. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, C. Johnson, Toof, Forester  
Nays: None/Motion Carries  
Voted: 4 to 0  
Absent: Johnston, W. Johnson, Bruner

**E. Consider and Discuss Resolution No. 2022-08-22-01 (Executive Session)**

**A RESOLUTION OF THE CITY OF CISCO, TEXAS, AUTHORIZING THE CISCO DEVELOPMENT CORPORATION (CDC) TO SELL PROPERTY LOCATED AT 1101 W. 8<sup>TH</sup> ST./804 AVE. N, CISCO, TEXAS, IDENTIFIED AS PARCEL 4101 TO AUSTIN BUSBY (BUYER).**

Motion was made by Councilmember Whetstone to approve resolution as presented, second was made by Councilmember C. Johnson. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, C. Johnson, Toof, Forester  
Nays: None/Motion Carries  
Voted: 4 to 0  
Absent: Johnston, W. Johnson, Bruner

**F. Consider and Discuss Ordinance No. 0-2022-09**

**AN ORDINANCE OF THE CITY OF CISCO, TEXAS AMENDING CERTAIN SUBSECTIONS OF CHAPTER 5 “ANIMALS AND FOWL” OF THE CITY’S CODE OF ORDINANCES; SPECIFICALLY SECTIONS 5-19 “REDEMPTION OF IMPOUNDED DOGS”, 5-23 “DOG SURRENDER FEE”, 5-34 “CONFINEMENT FOR OBSERVATION”, AND 5-75 “ANNUAL PERMIT” ESTABLISHING UPDATED FEES FOR PERMIT, IMPOUND, SHELTER, QUARANTINE, AND SURRENDER BY THE ANIMAL CONTROL OFFICER; AND ESTABLISHING AN EFFECTIVE DATE. (First Reading)**

Motion was made by Councilmember Toof to approve the ordinance as presented, second was made by Councilmember Whetstone. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, C. Johnson, Toof, Forester  
Nays: None/Motion Carries  
Voted: 4 to 0  
Absent: Johnston, W. Johnson, Bruner

**G. Consider and Discuss Ordinance No. 0-2022-10**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CISCO, TEXAS, AMENDING CHAPTER 12 “LICENSES AND BUSINESS REGULATIONS” SPECIFICALLY SECTION 12-21 “LICENSE FEE” AMENDING FEES FOR ITINERANT VENDOR/SOLICITORS LICENSE FEES; PROVIDING FOR A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE. (First Reading)**

Motion was made by Councilmember C. Johnson to approve the ordinance as presented, second was made by Councilmember Toof. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, C. Johnson, Toof, Forester  
Nays: None/Motion Carries  
Voted: 4 to 0  
Absent: Johnston, W. Johnson, Bruner

**H. Consider and Discuss Ordinance No. 0-2022-11**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CISCO, TEXAS, AMENDING CHAPTER 13 “MOTOR VEHICLES AND TRAFFIC” SPECIFICALLY SECTION 13-106 “PERMIT REQUIRED” AMENDING FEES FOR GOLF CARTS/UTILITY VEHICLES; PROVIDING FOR A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE. (First Reading)**

Motion was made by Councilmember Toof to approve the ordinance as presented, second was made by Councilmember C. Johnson. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, C. Johnson, Toof, Forester  
Nays: None/Motion Carries  
Voted: 4 to 0  
Absent: Johnston, W. Johnson, Bruner

**I. Consider and Discuss Ordinance No. 0-2022-12**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CISCO, TEXAS, AMENDING CHAPTER 8 “FIRE PREVENTION AND PROTECTION” SPECIFICALLY ARTICLE IV “OUTDOOR BURNING PERMITS” AMENDING SECTION 8-45.1 “ISSUANCE OF PERMIT”; OFFENSES” TO INCLUDE THE FEE FOR A BURN PERMIT; PROVIDING FOR A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE. (First Reading)**

Motion was made by Councilmember Toof to approve the ordinance as presented, second was made by Councilmember Whetstone. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, C. Johnson, Toof, Forester  
Nays: None/Motion Carries  
Voted: 4 to 0  
Absent: Johnston, W. Johnson, Bruner

**J. Consider and Discuss Ordinance No. 0-2022-13**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CISCO, TEXAS, AMENDING CHAPTER 10 “GARBAGE AND TRASH” SPECIFICALLY ARTICLE III “CITY CONVENIENCE STATION” AMENDING SECTION 10-38 “RATES/REGULATIONS” AMENDING THE FEE FOR A CONVENIENCE STATION PERMIT; PROVIDING FOR A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE. *(First Reading)***

Motion was made by Councilmember Toof to approve the ordinance as presented, second was made by Councilmember C. Johnson. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, C. Johnson, Toof, Forester  
Nays: None/Motion Carries  
Voted: 4 to 0  
Absent: Johnston, W. Johnson, Bruner

**K. Consider and Discuss Ordinance No. 0-2022-14**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CISCO, TEXAS, AMENDING CHAPTER 16 “PARKS AND RECREATION” OF THE CITY’S CODE OF ORDINANCES, SPECIFICALLY ARTICLE II “CITY LAKES AND RESERVOIRS”; ESTABLISHING AMENDED BOAT DOCK PERMIT FEES; AND ESTABLISHING AN EFFECTIVE DATE. *(First Reading)***

Motion was made by Councilmember C. Johnson to approve the ordinance as presented, second was made by Councilmember Whetstone. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, C. Johnson, Toof, Forester  
Nays: None/Motion Carries  
Voted: 4 to 0  
Absent: Johnston, W. Johnson, Bruner

**L. Consider and Discuss Ordinance No. 0-2022-16**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CISCO, TEXAS AMENDING CHAPTER 10 “GARBAGE AND TRASH”, SPECIFICALLY SECTION 10-19 “RATES” OF THE CITY’S CODE OF ORDINANCES ESTABLISHING SANITATION RATES; AND ESTABLISHING AN EFFECTIVE DATE. *(First Reading)***

Motion was made by Councilmember Whetstone to approve the ordinance as presented, second was made by Councilmember Toof. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, C. Johnson, Toof, Forester  
Nays: None/Motion Carries  
Voted: 4 to 0  
Absent: Johnston, W. Johnson, Bruner

**M. Consider and Discuss Ordinance No. 0-2022-17**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CISCO, TEXAS PROVIDING THAT THE CITY’S CODE OF ORDINANCES BE AMENDED BY REVISING CHAPTER 20 “UTILITIES”, ARTICLE II “WATER AND SEWER SERVICE”, INCREASING TAPPING FEES, WATER RATES,, SEWER TAP FEES, AND SEWER RATES; AND ESTABLISHING AN EFFECTIVE DATE *(First Reading)***

Motion was made by Councilmember Toof to approve the ordinance as presented, second was made by Councilmember C. Johnson. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, C. Johnson, Toof, Forester  
Nays: None/Motion Carries  
Voted: 4 to 0  
Absent: Johnston, W. Johnson, Bruner

**N. Consider and Discuss Ordinance No. 0-2022-18**

**AN ORDINANCE OF THE CITY OF CISCO, TEXAS, ADOPTING THE BUDGET FOR THE FISCAL YEAR OCTOBER 1, 2022, THROUGH SEPTEMBER 30, 2023, FOR THE CITY OF CISCO, TEXAS; AND ESTABLISHING AN EFFECTIVE DATE. *(First Reading)***

Motion was made by Councilmember Toof to approve the ordinance as presented, second was made by Councilmember Whetstone. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, C. Johnson, Toof, Forester  
Nays: None/Motion Carries  
Voted: 4 to 0  
Absent: Johnston, W. Johnson, Bruner

**O. Consider and Discuss Ordinance No. 0-2022-19**

**AN ORDINANCE OF THE CITY OF CISCO, TEXAS, ESTABLISHING THE TAX LEVY FOR THE 2022-2023 BUDGET YEAR OF CISCO, TEXAS; AND ESTABLISHING AN EFFECTIVE DATE. (First Reading)**

Motion was made by Councilmember Whetstone to approve the ordinance as presented, second was made by Councilmember C. Johnson. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, C. Johnson, Toof, Forester  
Nays: None/Motion Carries  
Voted: 4 to 0  
Absent: Johnston, W. Johnson, Bruner

**P. Consider and Discuss Long Range Planning.**

Mr. Archer reminded the Council that city offices would be closed September 5, 2022 in observance of Labor Day.

**Q. Announcements from Council.**

Councilmember Whetstone thanked city staff for the hard work preparing the budget and related ordinances.

**VII. ADJOURNMENT**

Motion was made by Councilmember Toof to adjourn, second made by Councilmember C. Johnson. Motion passed unanimously and the meeting adjourned at 7:14 p.m.

**ATTEST:**



**Tammy Osborne, City Secretary**



**Stephen Forester, Mayor**

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