

**THE CITY OF CISCO
CITY COUNCIL, REGULAR CALLED MEETING
April 24, 2017**

**CISCO, TEXAS §
EASTLAND, COUNTY §**

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

MEMBERS PRESENT:

MAYOR _____	JAMES KING
COUNCILMEMBER PLACE II _____	DENNIS CAMPBELL
COUNCILMEMBER PLACE III _____	WILLARD JOHNSON
COUNCILMEMBER PLACE IV _____	RANDY BOLES
COUNCILMEMBER PLACE V _____	TAMMY DOUGLAS
COUNCILMEMBER PLACE VI _____	PHILIP GREEN

PERSONNEL PRESENT:

CITY MANAGER _____	DARWIN ARCHER
CITY SECRETARY _____	TAMMY OSBORNE

PERSONNEL ABSENT:

COUNCILMEMBER PLACE I _____	JASON WEGER
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Guests: Butch Petree, Chris Johnson, Cheryl Howerton, Peggy Ledbetter, Stephen Forester, Raymond Threet, Mitch Augustyn, Kathleen Augustyn

I. MEETING CALLED TO ORDER:

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

II. PLEDGES

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

III. INVOCATION:

Mayor King gave the invocation.

IV. CITIZEN-VISITOR COMMENTS:

Mr. Mitch Augustyn addressed the Council regarding a recent incident where sewage backed up and flooded parts of his mother's house. He has contacted the City Manager and was told that the matter had been turned over to the city's insurance company. Mr. Archer commented that the claim had been turned into insurance, but the insurance company had not yet responded.

V. APPROVE THE MINUTES OF THE MEETING CONDUCTED:

March 27, 2017

April 10, 2017

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

Ayes: Councilmembers: Campbell, Johnson, Boles, Douglas, Green, King
Nays: None/Motion Carries
Voted: 6 to 0
Absent: Weger

VI. REPORTS:

Quarterly Financial Report—Darwin Archer

Mr. Archer presented the quarterly financial report. The Council questioned several budget items and both Mr. Archer and Financial Director, Mrs. Ledbetter, addressed each line item.

Quarterly Court Report—Judge Cheryl Howerton

Judge Howerton presented the quarterly court report. Mayor King questioned the validity of the monetary amounts kept by the city and paid to the State. Judge Howerton explained that an increase in payment of old citations and differing violations could account for the seemingly incorrect numbers.

Quarterly Police Report—Judge Cheryl Howerton

A representative from the Police Department was unable to attend so Judge Howerton also presented the quarterly police report.

Motion was made by Councilmember Boles to accept the reports as presented, second was made by Councilmember Johnson. Motion prevailed by the following vote:

Ayes: Councilmembers: Campbell, Johnson, Boles, Douglas, Green, King
Nays: None/Motion Carries
Voted: 6 to 0
Absent: Weger

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

A. Consider and Discuss Ordinance No. 0-2017-05

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CISCO, TEXAS, ADDING APPENDIX B “FRANCHISES” TO THE CITY’S CODE OF ORDINANCES AND GRANTING RAYMOND THREET, DBA, TNT RIDES, A FRANCHISE TO PROVIDE TAXI SERVICES WITHIN THE BOUNDARIES OF THE CITY OF CISCO, TEXAS; PROVIDING AN AGREEMENT PRESCRIBING CONDITIONS, TERMS, AND REGULATIONS GOVERNING THE OPERATION OF THE TAXI SERVICES; PROVIDING PENALTIES FOR NON-COMPLIANCE WITH FRANCHISE; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR PUBLIC NOTICE PURSUANT TO THE OPEN MEETINGS ACT; ESTABLISHING AN EFFECTIVE DATE; AND MAKING SUCH OTHER FINDINGS AND PROVISIONS RELATED HERETO (*Second Reading*)

Mr. Threet appeared before the Council and presented documents and answered questions regarding his criminal background check, insurance coverage, and rate information.

Motion was made by Councilmember Green to accept the ordinance as presented, second was made by Councilmember Boles. Motion prevailed by the following vote:

Ayes: Councilmembers: Campbell, Johnson, Boles, Douglas, Green, King
Nays: None/Motion Carries
Voted: 6 to 0
Absent: Weger

B. Consider and Discuss Ordinance No. 0-2017-06

AN ORDINANCE OF THE CITY OF CISCO, TEXAS, AMENDING THE HOTEL-MOTEL OCCUPANCY TAX; AUTHORIZING THE IMPOSITION OF ATTORNEYS FEES UPON DELINQUENT HOTEL-MOTEL OPERATORS; PROVIDING FOR ENFORCEMENT, INCLUDING CRIMINAL FINES OF UP TO \$500 PER OFFENSE; PROVIDING FOR APPLICABILITY AND AN EFFECTIVE DATE AND PROVIDING FOR A SEVERABILITY CLAUSE. (*First Reading*)

Mr. Archer explained that the city currently collects 4% in hotel occupancy tax and this amount has been unchanged since the '80's. The state allows for cities to collect up to 7% which is reflected in the proposed ordinance. All funds go to the Cisco Chamber of Commerce to use toward tourism. The ordinance further allows the city to collect the tax for any hotels or motels in the extra-territorial jurisdiction and provides an option for enforcement for any delinquent taxes. Currently, all local hotels are current on their taxes.

Motion was made by Councilmember Douglas to accept the ordinance as presented, second was made by Councilmember Campbell. Motion prevailed by the following vote;

Ayes: Councilmembers: Campbell, Johnson, Boles, Douglas, Green, King
Nays: None/Motion Carries
Voted: 6 to 0
Absent: Weger

C. Consider and Discuss Resolution No. 2017-04-24

A RESOLUTION OF THE CITY OF CISCO, TEXAS, FINDING THAT AEP TEXAS INC'S APPLICATION TO AMEND ITS DISTRIBUTION COST RECOVERY FACTORS TO INCREASE DISTRIBUTION RATES WITHIN THE CITY SHOULD BE DENIED; FINDING THAT THE CITY'S REASONABLE RATE CASE EXPENSES SHALL BE REIMBURSED BY THE COMPANY; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIREING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL.

Mr. Archer informed the Council that the content of the resolution was fairly common and the purpose was to save citizens money on electric rates. The Mayor further commented that no action is required to deny the rate increase, but it was suggested that it was more appropriate to deny the increase by resolution.

Motion was made by Councilmember Campbell to accept the resolution as presented, second was made by Councilmember Boles. Motion prevailed by the following vote:

Ayes: Councilmembers: Campbell, Johnson, Boles, Douglas, Green, King
Nays: None/Motion Carries
Voted: 6 to 0
Absent: Weger

D. Consider and Discuss and take appropriate action awarding the management/administrative services contract for a Hazard Mitigation Grant to obtain an emergency warning system and related electrical work and implementation/management of the project, if funded by the Hazard Mitigation Grant Program, and Authorizing the Mayor or City Manager to Negotiate Agreeable Terms and Approve Contract with Selected Firm.

Mayor King said the city had received only one proposal for grant administration from Langford Community Management Services.

Motion was made by Councilmember Campbell to select Langford Community Management Services as the Grant Administrator for the HMPG grant, second was made by Councilmember Johnson. Motion prevailed by the following vote:

Ayes: Councilmembers: Campbell, Johnson, Boles, Douglas, Green, King
Nays: None/Motion Carries
Voted: 6 to 0
Absent: Weger

E. Consider and Discuss and take appropriate action awarding the engineering service contract for a Hazard Mitigation Grant to obtain an emergency warning system and related electrical work and implementation of the project if funded by the Hazard Mitigation Grant Program and Authorizing the Mayor or City Manager to Negotiate Agreeable Terms and Approve Contract with Selected Firm and if a Contract Cannot be Negotiated with the Selected Firm to Negotiate a Contract with the Second Ranked Firm.

Again, Mayor King explained that the city had received two proposals for engineering services for the emergency alert system project, from Enprotec/Hibbs & Todd and from Befco. The scoring committee had scored Eh/t the highest of the two firms, with Eh/t scoring 282 and Befco scoring 221. The Committee recommended granting the contract to Eh/t. The Council discussed the procurement process and pontificated as to whether there was a better way to garner greater interest and participation from additional firms in city projects.

Motion was made by Councilmember Douglas to select Enprotec Hibbs & Todd as the engineering firm for the HMPG grant, second was made by Councilmember Campbell. Motion prevailed by the following vote:

Ayes: Councilmembers: Campbell, Johnson, Boles, Douglas, Green, King
Nays: None/Motion Carries
Voted: 6 to 0
Absent: Weger

F. Consider and Discuss Designating Heliport at Old E.L. Graham Hospital on Hwy. 206 as Primary Air Medical Transport Location.

Mr. Archer explained that at recent Hazard Mitigation Planning meetings, it was discussed that designating a permanent location for air medical transport would be beneficial. As the ISD owns the proposed property, an interlocal usage agreement will be drawn up for usage of the property and the school district has already agreed to let the air transport units utilize the existing helipad.

Motion was made by Councilmember Green to designate the existing helipad behind the old E.L. Graham Hospital as the permanent location for air medical transport, second was made by Councilmember Green. Motion prevailed by the following vote:

Ayes: Councilmembers: Campbell, Johnson, Boles, Douglas, Green, King
Nays: None/Motion Carries
Voted: 6 to 0
Absent: Weger

G. Consider and Discuss Extension of Franchise Agreement with Atmos Energy.

Motion was made by Councilmember Campbell to accept extension of franchise agreement with Atmos Energy, second was made by Councilmember Johnson. Motion prevailed by the following vote:

Ayes: Councilmembers: Campbell, Johnson, Boles, Douglas, Green, King
Nays: None/Motion Carries
Voted: 6 to 0
Absent: Weger

H. Consider and Discuss West Central Texas Council of Governments Mutual Aid Agreement.

Mr. Archer told the Council that this would be an update of the current agreement with West Central Texas Council of Governments for Emergency Services.

Motion was made by Councilmember Douglas to accept the updated agreement, second was made by Councilmember Green. Motion prevailed by the following vote:

Ayes: Councilmembers: Campbell, Johnson, Boles, Douglas, Green, King
Nays: None/Motion Carries
Voted: 6 to 0
Absent: Weger

I. Consider and Discuss Surplus Vehicles.

Mr. Archer informed the Council that he had provided a list of vehicles he would like declared as “surplus” so they could be auctioned.

Motion was made by Councilmember Boles to declare the listed vehicles as surplus and put them up for auction, second was made by Councilmember Campbell. Motion prevailed by the following vote:

Ayes: Councilmembers: Campbell, Johnson, Boles, Douglas, Green, King
Nays: None/Motion Carries
Voted: 6 to 0
Absent: Weger

J. Consider and Discuss Results of City of Cisco Survey.

Mr. Archer commented that he had conducted an online survey of city residents to gauge where improvements could be made. He went on to say that most responses showed a “middle of the road” favorability score, but there was still room to improve certain areas including streets and parks.

No action was taken on this item.

K. Consider and Discuss Street Improvements.

Mr. Archer presented a three year street improvement plan to the Council.

No action was taken on this item.

L. Consider and Discuss Water Treatment Plant Update.

Again, Mr. Archer updated the Council with a new timeline of events for construction and completion of the Water Treatment Plant.

No action was taken on this item.

M. Consider and Discuss Long Range Planning.

Councilmember Green praised the repair of bricks on W. 9th Street.

Councilmember Green inquired about the mobile home behind La Finca and Mr. Archer responded by saying that the mobile home was in compliance with all city code ordinances and with the lack of zoning, there was no standing to make the owner’s move it.

Councilmember Douglas asked about trees overhanging into the street blocking intersection views and also signs. Mr. Archer stated that if there were specific places, he would send an employee to trim trees.

Councilmember Johnson asked if the city was monitoring water usage for the baseball fields. Mr. Archer replied that the usage was being monitored and they were staying well within the approved parameters.

The Council and guests were reminded that the Folklife Festival would be on April 29, 2017 from 10:00-7:00.

Mr. Archer explained that on Clean Up day 4 roll of containers were filled and the Convenience Station had to close early due to reaching capacity. He further stated that West Central Texas Council of Governments would sponsor a tire amnesty trailer coming sometime in June.

Mr. Archer asked if the Council would be interested in designating a Trick or Treat Day for the Halloween season. The Council stated that several years ago they had collectively decided to designate October 31st as Trick or Treat Day.

VII. ADJOURNMENT

Motion was made by Councilmember Boles to adjourn, second made by Councilmember Johnson. Motion passed unanimously and the meeting adjourned at 7:39 p.m.

ATTEST:

Tammy Osborne, City Secretary

James King, Mayor
