

**THE CITY OF CISCO
CITY COUNCIL, REGULAR CALLED MEETING
September 12, 2016**

**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 I	JASON WEGER
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:

Guests: Sam Guthrie, Peggy Ledbetter, Stephen Forester, Walter Fairbanks, Larry Weikel, Noland Latham, Carolyn Elmore, Randy Johnson, Mike McClure

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:

Councilmember Douglas gave the invocation.

IV. CITIZEN-VISITOR COMMENTS:

Mr. McClure spoke to the Council regarding the continued stress on his car wash business imposed by the water restrictions. He appealed to the Council to consider amending the variance to allow car washes to operate normal business hours stating that he and the other owners of community car washes were constantly operating at a loss due to the shortened hours and all other business types in town had been allowed to return to "business as usual".

V. APPROVE THE MINUTES OF THE MEETING CONDUCTED:

August 22, 2016

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

Ayes: Councilmembers: Weger, Campbell, Johnson, Boles, Douglas, Green, King
Nays: None/Motion Carries
Voted: 7 to 0
Absent:

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

A. Consider and Discuss Ordinance No. 0-2016-8

AN ORDINANCE OF THE CITY OF CISCO, TEXAS, ADOPTING THE BUDGET FOR THE FISCAL YEAR OCTOBER 1, 2016 THROUGH SEPTEMBER 30, 2017, FOR THE CITY OF CISCO, TEXAS; AND ESTABLISHING AN EFFECTIVE DATE. (*First Reading*)

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

Ayes: Councilmembers: Weger, Campbell, Douglas, Green
Nays: Johnson, Boles, King/Motion Carries
Voted: 4 to 3
Absent:

B. Consider and Discuss Ordinance No. 0-2016-9

AN ORDINANCE OF THE CITY OF CISCO, TEXAS, ESTABLISHING THE TAX LEVY FOR THE 2016-2017 BUDGET YEAR OF CISCO, TEXAS; AND ESTABLISHING AN EFFECTIVE DATE. (*First Reading*)

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

Ayes: Councilmembers: Weger, Campbell, Douglas, Green
Nays: Johnson, Boles, King/Motion Carries
Voted: 4 to 3
Absent:

C. Consider and Discuss Ordinance No. 0-2016-10

AN ORDINANCE OF THE CITY OF CISCO, TEXAS, ADJUSTING AND AMENDING THE CITY'S FISCAL YEAR 2015-2016 BUDGET; AND ESTABLISHING AN EFFECTIVE DATE. (*First Reading*)

Mr. Archer explained that budget amendments were a typical practice for audit purposes and that this was the first budget amendment for the 2015-2016 fiscal year.

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

Ayes: Councilmembers: Weger, Campbell, Johnson, Boles, Douglas, Green, King
Nays: None/Motion Carries
Voted: 7 to 0
Absent:

D. Consider and Discuss Ordinance No. 0-2016-11

AN ORDINANCE OF THE CITY OF CISCO, TEXAS, PROVIDING THAT THE CITY'S CODE OF ORDINANCES BE AMENDED BY ADDING SECTION 20-3 "WATER TREATMENT PLANT REBUILD SURCHARGE"; AND ESTABLISHING AN EFFECTIVE DATE. (*First Reading*)

Mr. Archer explained that the proposed surcharge would be used to offset the additional expenses resulting in the loss of the Water Treatment Plant and the loss of revenue from decreased water sales. Mayor King added that FEMA would not reimburse lost water sales revenue. Councilmember Weger asked for an update on FEMA's approval process to which Mr. Archer answered that they were still discussing the relocation of the plant and whether that would be approved.

Mayor King pointed out that this discussion was outside the scope of the agenda item and suggested that the discussion be suspended. Councilmember Weger asked for an update on FEMA and the Water Treatment Plant as an agenda item for the next Council meeting. Councilmember Campbell asked how long the surcharge would be added to water customers and Mr. Archer answered that the ordinance stated until the Water Treatment Plant project was complete. Councilmember Green suggested that the surcharge be collected annually so the Council could revisit its necessity each year. Mr. Archer said he would amend the ordinance to reflect the Council's desired changes and present a revised ordinance at the next meeting.

E. Consider and Discuss Ordinance No. 0-2016-12

AN ORDINANCE OF THE CITY OF CISCO, TEXAS, AMENDING SECTION 10-19 "RATES" OF THE CITY'S CODE OF ORDINANCES, ESTABLISHING SANITATION RATES; AND ESTABLISHING AN EFFECTIVE DATE. (First Reading)

Mr. Archer informed the Council that this would be a pass through rate increase based on the contractual rate increase to the city by Allied Waste.

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

Ayes: Councilmembers: Weger, Campbell, Johnson, Douglas, Green, King
Nays: Boles/Motion Carries
Voted: 6 to 1
Absent:

F. Consider and Discuss Resolution No. 2016-09-12

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CISCO, TEXAS, APPROVING AN APPLICATION FOR FUNDING THROUGH THE TEXAS DEPARTMENT OF AGRICULTURE, TEXAS CAPITAL FUND PROGRAM.

Mr. Archer explained that this would allow a second attempt at an application for the grant because the first application was rejected due to an error.

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

Ayes: Councilmembers: Weger, Campbell, Johnson, Boles, Douglas, Green, King
Nays: None/Motion Carries
Voted: 7 to 0
Absent:

G. Consider and Discuss Resolution No. 2016-09-12-01

A RESOLUTION OF THE CITY OF CISCO, TEXAS, AUTHORIZING THE CITY MANAGER AS THE CHIEF EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE TO ACT IN ALL MATTERS IN CONNECTION WITH THE FEMA MITIGATION PROJECT AND COMMITTING THE CITY TO PROVIDE MATCHING FUNDS TO SECURE AND COMPLETE THE FEMA MITIGATION GRANT.

Mr. Archer explained that the FEMA Mitigation Grant would be used for five new storm sirens throughout town. He further commented that the matching funds would equal around \$40,000.00, but would not be payable until the next budget year.

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

Ayes: Councilmembers: Weger, Campbell, Johnson, Boles, Douglas, Green, King
Nays: None/Motion Carries
Voted: 7 to 0
Absent:

H. Consider and Discuss Daily Water Usage Since Adoption of Stage 3 Water Restrictions Variance and Possible Amendments.

Mr. Johnson explained that the Water Treatment Plant is still experiencing issues with pressure being low and additionally problems with the membrane system and feels that adding any more allowed usage could over-tax the system and cause the city to have to go back to a boil water status. Councilmember Campbell suggested removing the second outdoor watering time to allow the car washes to return to normal business hours.

Motion was made by Councilmember Campbell to do away with outdoor watering from 6:00 a.m. to 8:00 a.m. and allow car washes to operate seven days per week, second was made by Councilmember Boles. Motion prevailed by the following vote:

Ayes: Councilmembers: Weger, Campbell, Johnson, Boles, Douglas, King
Nays: Green/Motion Carries
Voted: 6 to 1
Absent:

I. Consider and Discuss 2017 RAMP Grant.

Mr. Archer informed the Council that this item was the annual renewal of the city's participation in the RAMP Grant. The renewal of the grant does not obligate the city to expend funds, but instead allow the city to re-coup 50% of any funds it does spend.

Motion was made by Councilmember Green to approve the RAMP Grant, second was made by Councilmember Johnson. Motion prevailed by the following vote:

Ayes: Councilmembers: Campbell, Johnson, Boles, Douglas, Green, King
Nays: Weger/Motion Carries
Voted: 6 to 1
Absent:

J. Consider and Discuss Changing the City's Health Insurance Provider to TML IEBP.

Mr. Archer again explained that the current insurance provider for the city, Blue Cross/Blue Shield, will increase 30% for the next year so he proposes changing to TML IEBP which will cost the city around \$469.82 per employee for medical, dental, and vision with a \$2500.00 deductible where the employee pays the first \$1000.00 and the city pays the remainder.

Motion was made by Councilmember Boles to change the city's insurance provider to TML IEBP, second was made by Councilmember Green. Motion prevailed by the following vote:

Ayes: Councilmembers: Weger, Campbell, Johnson, Boles, Douglas, Green, King
Nays: None/Motion Carries
Voted: 7 to 0
Absent:

K. Consider and Discuss Long Range Planning.

Councilmember Green asked about the viability of getting a second portable water treatment plant to aid in producing more water to the city. Mr. Archer said it was possible, but would carry an additional monthly charge of \$40,000.00.

Councilmember Douglas asked about an ongoing water leak in the alley behind W. 6th St. Mr. Petree, the Water Department Supervisor explained that the city had determined that the issue was coming from an abandoned sewer line and would require time to locate the line in order to cap the old line. He informed the Council that employees were working on that project as time allowed.

Councilmember Johnson requested repairing the door to the Council Chambers.

Mr. McClure spoke from the gallery warning the Council of the dangers of boats being transferred to neighboring lakes. He stated that they would need to be thoroughly cleaned prior to submission into our lake because of freshwater mussel concerns.

Councilmember Weger inquired as to when it would be appropriate to open the lake. Councilmember Campbell suggested that we not open the lake until the elevation was back down to 1520 ft. which is the official high water mark. The Council further discussed future building by new lake residents and whether or not we would allow new construction at 1520 ft. now that it was known that that was not the actual high water elevation. Mr. Archer stated that only a few lake lot leases mentioned the 1520 ft. high water mark and most provisions stated that all construction was at the peril of the builder.

Councilmember Green mentioned First Financial Bank's grand opening.

VII. ADJOURNMENT

Motion was made by Councilmember Johnson to adjourn, second made by Councilmember Campbell. Motion passed unanimously and the meeting adjourned at 7:04 p.m.

ATTEST:

Tammy Osborne, City Secretary

James King, Mayor
