

**THE CITY OF CISCO
CITY COUNCIL, REGULAR CALLED MEETING
November 28, 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:

MAYOR _____	STEPHEN FORESTER
COUNCILMEMBER PLACE II _____	ROBERT JOHNSTON
COUNCILMEMBER PLACE IV _____	NATHAN BRUNER
COUNCILMEMBER PLACE V _____	CHRIS JOHNSON

PERSONNEL PRESENT:

CITY MANAGER _____	DARWIN ARCHER
CITY SECRETARY _____	TAMMY OSBORNE

PERSONNEL ABSENT:

COUNCILMEMBER PLACE I _____	JASON WHETSTONE
COUNCILMEMBER PLACE III _____	WILLARD JOHNSON
COUNCILMEMBER PLACE VI _____	TRAVIS TOOF

Guests: Kenneth Preston, Walter Fairbanks, David Johnston, Marty Sanders, William Wright, Jr.

I. MEETING CALLED TO ORDER:

Mayor Forester 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 Forester gave the invocation.

IV. CITIZEN-VISITOR COMMENTS:

Mr. David Johnston addressed the Council regarding the condition of his street at the corner of W. 18th and Ave. F. The dusty conditions affect his inability to breath well. He requests that the Council consider improving the road.

V. APPROVE MINUTES OF THE MEETING CONDUCTED ON:

- **November 14, 2022**

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

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

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

A. Consider and Discuss Property Owned by City of Cisco on Jackson St. (Executive Session)

The Council retired into Executive Session under Section 551.071 Consultation with attorney at 6:05 p.m.

The Council reconvened into Regular Session at 6:27 p.m. and took the following action:

Motion was made by Councilmember C. Johnson to direct the City Manager to discuss the sale of the property owned by the city on Jackson St., second was made by Councilmember Bruner. Motion prevailed by the following vote:

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

B. Consider and Discuss Selling Lake Lots 39 & 40—Van Newberry

Mr. Archer explained that the Council had previously discussed selling the lake lots to the current lessees, but further stated that the city is required to go out for bid for any sale of real property and so there would be no guarantee that the current lessee would be the high bidder. He recommends staying with the current lease set to expire in 2070. Mr. William Wright, Jr., City Attorney, further said that there could also be potential issues with selling the property because they are not large enough to legally have septic tanks by individual owners, adding that city owned property is exempt from that regulation.

Motion was made by Councilmember C. Johnson to deny the sale of property, second was made by Councilmember Johnston. Motion prevailed by the following vote:

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

C. Consider and Discuss Resolution No. 2022-11-28

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CISCO, TEXAS, APPROVING AN APPLICATION FOR GRANT ASSISTANCE FOR THE PURCHASE OF TWO (2) POLICE DEPARTMENT VEHICLES.

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

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

D. Consider and Discuss Ordinance No. 0-2022-24

AN ORDINANCE OF THE CITY OF CISCO, TEXAS AMENDING CERTAIN SUBSECTIONS OF CHAPTER 14 “OFFENSES AND MISCELLANEOUS PROVISIONS” OF THE CITY’S CODE OF ORDINANCES; SPECIFICALLY ARTICLE VI “NOISE”, SECTION 14.93 “VEHICULAR NOISES”, PROHIBITING THE USE OF COMPRESSION RELEASE ENGINE BRAKES IN THE CITY LIMITS OF THE CITY OF CISCO, TEXAS WITHOUT CERTAIN ADEQUATE NOISE MUFFLING SYSTEMS; AND PROVIDING FOR AN EFFECTIVE DATE. (Second Reading)

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

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

E. Consider and Discuss Long Range Planning

Mr. Archer said that a private party had approached him regarding future plans for the swimming pool. He further stated that he has been in discussions with Capstone Metering regarding problems with the function and availability of the water meters. Lastly, mediation for the 2016 flood lawsuit has been scheduled for December 12, 2022. Mr. Archer indicated that he would be bringing all of these items for discussion on a future agenda.

F. Announcements for City Council.

Councilmember C. Johnson verified the meeting dates for meetings in December, to which Mayor Forester answered December 12 & December 27.

VIII. ADJOURNMENT

Motion was made by Councilmember Bruner to adjourn, second made by Councilmember Johnston. Motion passed unanimously and the meeting adjourned at 6:36 p.m.

ATTEST:



Tammy Osborne, City Secretary



Stephen Forester, Mayor
