

**THE CITY OF CISCO  
CITY COUNCIL, REGULAR CALLED MEETING  
November 14, 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:**

<b>COUNCILMEMBER PLACE I</b> _____	<b>JASON WEGER</b>
<b>COUNCILMEMBER PLACE II</b> _____	<b>DENNIS CAMPBELL</b>
<b>COUNCILMEMBER PLACE III</b> _____	<b>WILLARD JOHNSON</b>
<b>COUNCILMEMBER PLACE IV</b> _____	<b>RANDY BOLES</b>
<b>COUNCILMEMBER PLACE V</b> _____	<b>TAMMY DOUGLAS</b>
<b>COUNCILMEMBER PLACE VI</b> _____	<b>PHILIP GREEN</b>

**PERSONNEL PRESENT:**

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

**PERSONNEL ABSENT:**

<b>MAYOR</b> _____	<b>JAMES KING</b>
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Guests: Walter Fairbanks, Kasity Grose, Sean Grose, Ilya Grose, Peggy Ledbetter, Larry Weikel, Carolyn Elmore

**I. MEETING CALLED TO ORDER:**

Mayor Pro Tem Weger 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 Green gave the invocation.

**IV. CITIZEN-VISITOR COMMENTS:**

Sean Grose, a local business owner, addressed the Council proposing a smoking ban within 50 feet of business entrances especially downtown. He feels it is detrimental to both his health and his business to have smokers standing outside the front door of his establishment.

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

**October 24, 2016**

Mayor Pro Tem Weger explained that one amendment had been made to the minutes to include the name of a Councilmember who had made a motion that was previously blank.

Motion was made by Councilmember Campbell to accept the minutes with the amendment, second was made by Councilmember Douglas. Motion prevailed by the following vote:

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

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

**A. Consider and Discuss Ordinance No. 0-2016-13**

**AN ORDINANCE OF THE CITY OF CISCO, TEXAS, AMENDING SECTION 13-55 “ADDITIONAL ZONES AUTHORIZED” OF THE CITY’S CODE OF ORDINANCES; DESIGNATING THE WEST SIDE OF AVENUE H BETWEEN 10<sup>TH</sup> STREET AND 11<sup>TH</sup> STREET AS A NO PARKING ZONE AND TOW AWAY ZONE ON THE STREET; AND ESTABLISHING AN EFFECTIVE DATE OF ENFORCEMENT. (*Second Reading*)**

Councilmember Weger began discussion by saying that he had missed the last meeting where the first reading of this ordinance was passed, but he had concerns he would like to bring before the second reading. He inquired what had brought the ordinance about. Councilmember Douglas explained that she had been contacted by citizens, including school bus drivers, saying that the conditions had become hazardous during the afternoon pick up time at the Elementary School from the cars parked along Avenue H. Councilmember Weger asked how the ordinance would affect those residents along that street and their ability to park on the street in front of their homes. Councilmember Campbell countered that he had surveyed the area, and there were very few residents who utilized the street for parking in the referenced area. Councilmember Johnson suggested a solution to both issues would be to designate the area for no parking only during school hours. Mr. Archer agreed that parameters could be added to the ordinance to solve the safety issues without inconveniencing residents.

Motion was made by Councilmember Boles to amend the ordinance to set hours for no parking between 12:00 p.m. and 3:30 p.m., second was made by Councilmember Campbell. Motion prevailed by the following vote:

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

**B. Consider and Discuss Ordinance No. 0-2016-14**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CISCO, TEXAS GRANTING TO AEP TEXAS NORTH COMPANY, ITS SUCCESSORS AND ASSIGNS, A NON EXCLUSIVE FRANCHISE TO CONSTRUCT, MAINTAIN AND OPERATE LINES AND APPURTENANCES AND APPLIANCES FOR CONDUCTING ELECTRICITY IN, OVER, UNDER, AND THROUGH THE STREETS, AVENUES, ALLEYS, AND PUBLIC PLACES OF THE CITY OF CISCO, TEXAS. (*Second Reading*)**

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

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

**C. 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 REVENUE LOSS SURCHARE”; AND ESTABLISHING AN EFFECTIVE DATE. (*First Reading*)**

Mr. Archer commented that the requested amendments had been made to this ordinance to reflect a name change for the surcharge, and a time limit for it to be charged. Councilmember Green suggested putting together a written statement to explain the additional charge to provide to disgruntled customers.

Motion was made by Councilmember Green 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  
Nays: Boles/Motion Carries  
Voted: 5 to 1  
Absent: King

**D. Consider and Discuss Resolution No. 2016-11-14**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CISCO, TEXAS, TO ENTER INTO AN AGREEMENT WITH THE STATE OF TEXAS THROUGH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR THE TEMPORARY CLOSURE OF HIGHWAY 6 FROM 10<sup>TH</sup> STREET THROUGH 3<sup>RD</sup> STREET ON DECEMBER 1, 2016, FOR ACTIVITIES ASSOCIATED WITH THE CISCO CHRISTMAS PARADE.**

Motion was made by Councilmember Douglas 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  
Nays: None/Motion Carries  
Voted: 6 to 0  
Absent: King

**E. Consider and Discuss Texas Forest Service Fire Grant.—Chief Walter Fairbanks**

Chief Fairbanks presented the Council with a proposal for a grant that would allow the Fire Department to refurbish a brush truck. The cost of the repairs would come out of the Fire Department's emergency funds up front in the amount of \$41,000.00, but the grant would reimburse \$38,000.00 of those costs.

Motion was made by Councilmember Campbell to allow the Fire Department to make application for the grant and expend the funds for the initial repairs, second was made by Councilmember Boles. Motion prevailed by the following vote:

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

**F. Consider and Discuss Assistance to Fire Fighters Grant through FEMA.—Chief Walter Fairbanks**

Chief Fairbanks again addressed the Council saying that this grant had not yet been approved, but if the Council decided affirmatively, he would submit application for this grant to fund a new ladder truck. The total cost of the unit would be around \$725,000.00, but the city would only have to pay around \$37,000.00. He also pointed out that the funds wouldn't be payable until at least the next fiscal year because of the time it takes to make the truck to the specifications.

Motion was made by Councilmember Boles to allow Chief Fairbanks to apply for the FEMA grant, second was made by Councilmember Johnson. Motion prevailed by the following vote:

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

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

Mr. Archer said that the daily usage was averaging around 500,000 gallons per day and suggested no changes.

No action was taken on this item.

**H. Consider and Discuss Progress on the Water Treatment Plant and Financial Ramifications in Reference to FEMA and Insurance Funds.**

Mr. Archer explained that the insurance still has not paid on the policy, but there will be an itemized estimate of costs done by a third party soon so they can move forward with the claim. He further commented that the scope of the project was above and beyond any claims they normally handle so he emphasized patience as we work toward a payout. On FEMA, Mr. Archer said that he continues to correspond and communicate with the agency, but they required a dam inspection to be completed before we could move forward. The dam inspection had been completed, but the city was waiting on the official report to be completed. Meetings will take place between the engineers and the city and FEMA in the coming weeks.

No action was taken on this item.

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

Mr. Archer informed the Council that soon the city would go out for procurement for both grant administration and engineering for the wastewater improvements and street improvements to the property proposed for NSC Beef.

He also said that street repair would begin on W. 13<sup>th</sup> Street around the school prior to the Thanksgiving holiday.

He further commented that in conjunction with the Code Enforcement Officer, there was a potential for a large clean-up of around 30 properties on the east side of town.

Councilmember Campbell inquired about the unpleasant smell the buzzards are creating around the cell phone tower on the south side of town. Several Councilmembers voiced similar concerns and Councilmember Weger suggested some kind of deterrent to keep the birds off the tower.

Councilmember Green reminded the Council about the Lawman's Luncheon on Thursday, November 17, 2016.

Councilmember Boles brought discussion back around to Mr. Grose's citizen comments about a smoking ban, saying that he had also had complaints from business owners about smokers in the downtown area. Councilmember Campbell felt it would be hard to enforce a smoking ban. Councilmember Green suggested that each business post notice that smoking was not allowed near the entrance to their business.

Councilmember Douglas asked after the status of Randy Johnson, the Water Treatment Plant Supervisor, who had recently undergone surgery. Both Mrs. Ledbetter and Mr. Archer updated the Council on his condition. Councilmember Green suggested making a gesture of appreciation to him upon his return and Mr. Archer agreed.

**VIII. ADJOURNMENT**

Motion was made by Councilmember Boles to adjourn, second made by Councilmember Johnson. Motion passed unanimously and the meeting adjourned at 7:02 p.m.

**ATTEST:**

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**Tammy Osborne, City Secretary**

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**James King, Mayor**

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