

**THE CITY OF CISCO  
CITY COUNCIL, REGULAR CALLED MEETING  
May 22, 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:**

<b>MAYOR</b> _____	<b>JAMES KING</b>
<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 V</b> _____	<b>TAMMY DOUGLAS</b>
<b>COUNCILMEMBER PLACE VI</b> _____	<b>CHRIS JOHNSON</b>

**PERSONNEL PRESENT:**

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

**PERSONNEL ABSENT:**

<b>COUNCILMEMBER PLACE IV</b> _____	<b>RANDY BOLES</b>
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Guests: Bill Kendall, Butch Petree, Peggy Ledbetter, Carolyn Elmore

**I. MEETING CALLED TO ORDER:**

Mayor King called the meeting to order at 6:03 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:**

None.

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

**May 8, 2017**  
**May 15, 2017**

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

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

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

**A. Consider and Discuss Ordinance No. 0-2017-07**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CISCO, TEXAS, APPROVING A NEGOTIATED SETTLEMENT BETWEEN THE ATMOS CITIES STEERING COMMITTEE (“ACSC”) AND ATMOS ENERGY CORP. MID-TEX DIVISION REGARDING THE COMPANY’S 2017 RATE REVIEW MECHANISM FILINGS; DECLARING EXISTING RATES TO BE UNREASONABLE; ADOPTING TARIFFS THAT REFLECT RATE ADJUSTMENTS CONSISTENT WITH THE NEGOTIATED SETTLEMENT; FINDING THE RATES TO BE SET BY THE SETTLEMENT TARIFFS TO BE JUST AND REASONABLE AND IN THE PUBLIC INTEREST; REQUIRING RECONCILIATION AND RATE ADJUSTMENTS IF FEDERAL INCOME TAX RATES CHANGE; TERMINATING THE RRM PROCESS FOR 2018 PENDING RENEGOTIATION OF RRM TERMS AND CONDITIONS; REQUIRING THE COMPANY TO REIMBURSE ACSC’S REASONABLE RATEMAKING EXPENSES; DETERMINING THAT THIS ORDINANCE WAS PASSED IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; ADOPTING A SAVINGS CLAUSE; DECLARING AN EFFECTIVE DATE; AND REQUIRING DELIVERY OF THIS ORDINANCE TO THE COMPANY AND THE ACSC’S LEGAL COUNSEL. *(Second Reading)***

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

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

**B. Consider and Discuss Accepting Bids for 403 W. 17<sup>th</sup> Street.**

Mr. Archer explained that the city had completed clearing the lot and it was ready to go out for bid.

Motion was made by Councilmember Weger to go out for bids on property located at 403 W. 17<sup>th</sup> Street with a minimum bid of \$750.00, second was made by Councilmember W. Johnson. Motion prevailed by the following vote:

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

Discussion continued regarding past deed restrictions placed on property sold by the city.

Motion was made by Councilmember Weger to place a deed restriction on the property located at 403 W. 17<sup>th</sup> Street of no mobile home over ten years of age allowed to be placed on the property for a period of ten years, second was made by Councilmember W. Johnson. Motion prevailed by the following vote:

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

**C. Consider and Discuss Granting a Variance on the Alley at 404 W. 9<sup>th</sup> Street.**

Mayor King explained that a variance is being requested from the property owner in order to sell the property. There is a carport that extends 1.65 feet into the city’s alley and the mortgage company is requiring the variance in order to lend on the property. Councilmember Weger asked if anyone in attendance had actually looked at the property to which the Mayor replied that the back of the property opens up into a parking lot for the Methodist Church so he doesn’t see that it will cause any problems and recommended granting the variance.

Motion was made by Councilmember Weger to grant a variance to 404 W. 9<sup>th</sup> Street, second was made by Councilmember C. Johnson. Motion prevailed by the following vote:

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

**D. Consider and Discuss Water Treatment Plant Update.**

Mayor King explained that Mr. Archer was unable to attend the meeting due to a family emergency so he would attempt to present the Water Treatment Plant update with information provided by Mr. Archer. He began by saying that the Texas Department of Emergency Management has decided to review the CMAR process so the project is unable to move forward until that review is complete. FEMA has raised some minor issues with the expedited process, but they are willing to help the city resolve those issues so that the project can move forward with the CMAR model. If we were to move forward without approval from FEMA, we would relinquish any FEMA funds we might receive which will amount to several million dollars.

No action taken.

**E. Consider and Discuss 2016 Certificates of Obligation.**

Again, the Mayor addressed the Council saying that initially, plans were to move the plant to a different location at a cost of \$16 million dollars, but FEMA would not approve the change in location. However, the city had already issued the Certificates of Obligation for the \$16 million. Now that the project has begun to take better shape and the cost is estimated at only \$11 million, the city has the option to release some of the unnecessary funds back and avoid paying interest on them. Councilmember Campbell commented that he did not feel it was prudent to continue paying interest on money we weren’t going to need. Mayor King continued by saying that the Council would need to determine how much to return, but suggested retaining the \$11 million needed to complete the construction of the plant. He further informed the Council that the action would need to be formally taken by resolution at a later meeting. The Council instructed the City Secretary to call a Special Meeting to pass the resolution for May 30, 2017 at 6:00 p.m.

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

Mayor King reminded the Council that the Myrtle Wilks Community Center and Mountain Top Church will have a Grand Re-Opening Ceremony on Sunday June 4, 2017.

The Council also discussed the Cisco Pie Fest on June 9<sup>th</sup> and 10<sup>th</sup>.

**VII. ADJOURNMENT**

Motion was made by Councilmember Weger to adjourn, second made by Councilmember Campbell. Motion passed unanimously and the meeting adjourned at 6:35 p.m.

**ATTEST:**

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**Tammy Osborne, City Secretary**

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**James King, Mayor**

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