

**THE CITY OF CISCO
CITY COUNCIL, REGULAR CALLED MEETING
August 9, 2021**

**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	TAMMY DOUGLAS
COUNCILMEMBER PLACE I	DENNIS CAMPBELL
COUNCILMEMBER PLACE III	WILLARD JOHNSON
COUNCILMEMBER PLACE IV	NATHAN BRUNER
COUNCILMEMBER PLACE VI	TRAVIS TOOF

PERSONNEL PRESENT:

CITY MANAGER	DARWIN ARCHER
CITY SECRETARY	TAMMY OSBORNE

PERSONNEL ABSENT:

COUNCILMEMBER PLACE II	RYAN JOHNSON
COUNCILMEMBER PLACE V	STEPHEN FORESTER

Guests: Kenneth Preston, Walter Fairbanks, Paul Flores, Ray Bove, Ricci Coan, Dalas Vaughn, Richard Butler

I. MEETING CALLED TO ORDER:

Mayor Douglas 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 Toof gave the invocation.

IV. CITIZEN-VISITOR COMMENTS:

None

V. PUBLIC HEARING ON ANNEXATION OF ONE ACRE TRACT OWNED BY THE CISCO 4A DEVELOPMENT CORPORATION.

Members of the public were presented the opportunity to ask questions regarding the proposed annexation. No questions or comments were received.

VI. APPROVE MINUTES OF THE MEETING CONDUCTED ON:

- **JULY 26, 2021**

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

Ayes: Councilmembers: Campbell, W. Johnson, Bruner, Toof, Douglas
Nays: None/Motion Carries
Voted: 5 to 0
Absent: R. Johnson, Forester

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

A. Consider and Discuss Ordinance No. 0-2021-8 expanding the City of Cisco’s Extra-Territorial Jurisdiction to include the City’s Municipal Airport property.

AN ORDINANCE OF THE CITY OF CISCO, TEXAS, EXPANDING THE CITY’S EXTRATERRITORIAL JURISDICTION (ETJ) SO AS TO INCLUDE ADJACENT AND CONTIGUOUS TERRITORY UPON PETITION OF THE PROPERTY OWNER INCLUDING THE FOLLOWING: FINDINGS OF FACT; INCLUSION OF AREA IN ETJ; FILING & DISPLAY; EFFECTIVE DATE; SEVERABILITY; AND PROPER NOTICE AND MEETING. (Second Reading)

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

Ayes: Councilmembers: Campbell, W. Johnson, Bruner, Toof, Douglas
Nays: None/Motion Carries
Voted: 5 to 0
Absent: R. Johnson, Forester

B. Consider and Discuss Ordinance No. 0-2021-09

AN ORDINANCE OF THE CITY COUNCIL 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 explained that the proposed ordinance would raise solid waste rates in conjunction with the newly awarded contract to Republic Services. He further commented that the rate increase was annual.

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

Ayes: Councilmembers: Campbell, W. Johnson, Bruner, Toof, Douglas
Nays: None/Motion Carries
Voted: 5 to 0
Absent: R. Johnson, Forester

C. Consider and Discuss Resolution No. 2021-08-09

A RESOLUTION 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 2021 RATE REVIEW MECHANISM FILING; 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 ATTACHED SETTLEMENT TARRIFFS TO BE JUST AND REASONABLE AND IN THE PUBLIC INTEREST; APPROVING AN ATTACHED EXHIBIT ESTABLISHING A BENCHMARK FOR PENSIONS AND RETIREE MEDICAL BENEFITS; APPROVING AN ATTACHED EXHIBIT REGARDING AMORTIZATION OF REGULATORY LIABILITY; REQUIRING THE COMPANY TO REIMBURSE ACSC’S REASONABLE RATEMAKING EXPENSES; DETERMINING THAT THIS RESOLUTION 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 RESOLUTION TO THE COMPLANY AND ACSC’S LEGAL COUNSEL.

Mr. Archer stated that the proposed resolution was a result of the annual rate review by the Atmos Cities Steering Committee. He recommended passage of the resolution.

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

Ayes: Councilmembers: Campbell, W. Johnson, Bruner, Toof, Douglas
Nays: None/Motion Carries
Voted: 5 to 0
Absent: R. Johnson, Forester

D. Consider and Discuss City Owned Property Located at E. 11th & Ave. A. (Executive Session)

The Council retired into executive session to consider items D-G under Sections 551.072 Real Property and 551.074 Personnel Matters at 6:13 p.m.

- E. Consider and Discuss City Manager Evaluation. (Executive Session)
- F. Consider and Discuss City Secretary Evaluation. (Executive Session)
- G. Consider and Discuss Municipal Court Judge Evaluation. (Executive Session)

The Council reconvened at 6:47 p.m. and took no action.

VIII. BUDGET WORKSHOP

A. Consider and Discuss Setting Proposed Tax Levy.

After discussion of the proposed budget and presentation by the City Manager, the Council discussed setting the 2021 tax rate. Mr. Archer recommended the No New Revenue Rate of .676557. He further explained that the proposed budget was based on that tax rate. Councilmember Campbell agreed that the Council should propose the No New Revenue Rate to accommodate for rising property values. Councilmember W. Johnson questioned setting the rate that would generate no new revenue stating that the city would never get ahead if it was generating the same amount of money each year.

Motion was made by Councilmember W. Johnson to set the tax levy at 0.687840, second was made by Councilmember Bruner. Motion prevailed by the following vote:

Ayes: Councilmembers: W. Johnson, Bruner, Toof, Douglas
 Nays: Campbell/Motion Carries
 Voted: 4 to 1
 Absent: R. Johnson, Forester

B. Consider and Discuss Long Range Planning.

Mr. Archer explained that the Council was invited to Randy Johnson’s retirement party on Friday, August 13, 2021 from 3:00-5:00 p.m.

C. Announcements from City Council.

Councilmember W. Johnson commended all the city employees for their hard work.

IX. ADJOURNMENT

Motion was made by Councilmember Toof to adjourn, second made by Councilmember Bruner. Motion passed unanimously and the meeting adjourned at 7:42 p.m.

ATTEST:

Tammy Osborne, City Secretary

Tammy Douglas, Mayor
