

**THE CITY OF CISCO
CITY COUNCIL, REGULAR CALLED MEETING
June 12, 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:

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	CHRIS JOHNSON

PERSONNEL PRESENT:

CITY MANAGER	DARWIN ARCHER
CITY SECRETARY	TAMMY OSBORNE

PERSONNEL ABSENT:

Guests: John Null, Marshall Hicks, Melissa Bilby, George Cordero, Chris Cordero, Erik Pederson, Larry Weikel, Butch Petree, Stephen Forester, Carolyn Elmore, Brittney Smith, Randy Hastings

I. MEETING CALLED TO ORDER:

Mayor King called the meeting to order at 6:01 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:

None.

V. APPROVE THE MINUTES OF THE MEETING CONDUCTED:

May 22, 2017

May 30, 2017

Councilmember C. Johnson pointed out that on the minutes from 5/22/17, the voting still reflected former Councilmember Green's name instead of his own.

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

Ayes: Councilmembers: Weger, Campbell, W. Johnson, Boles, Douglas, C. Johnson, 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 Resolution No. 2017-06-12

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CISCO, TEXAS, APPROVING COOPERATION WITH THE CITIES SERVED BY AEP TO REVIEW AEP TEXAS INC.'S REQUESTED APPROVAL OF AN ADJUSTMENT TO ITS ENERGY EFFICIENCY COST RECOVERY FACTOR; HIRING LEGAL AND CONSULTING SERVICES TO NEGOTIATE WITH THE COMPANY AND DIRECT ANY NECESSARY LITIGATION AND APPEALS; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO LEGAL COUNSEL.

Mr. Archer explained that the proposed resolution was an effort for cities to join a cooperative to keep energy costs to citizens low.

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

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

B. Consider and Discuss Proposal by Viking Vessel.—John Null

Mr. Null of Viking Vessel addressed the Council about the potential for his business to come to Cisco. He said that his company was interested in purchasing the vacant Peerless Manufacturing property and that although the effort was extremely preliminary, he wanted to touch base with the Council and gauge support for his business. He went on to say that job creation would be around 20-30 in the first year. He also asked the Council to consider any type of abatement, be it in property taxes or any other form. The Council all affirmatively agreed that they would support any new business with potential job creation and added that they felt the community would as well. The Council further suggested that Mr. Null contact Mr. Diers at Economic Development as they work hand in hand with the city on any business opportunities.

C. Consider and Discuss Granting a Water Variance to the Culpepper & Merriweather Circus-Brittney Smith

Ms. Smith informed the Council that the Chamber of Commerce was interested in sponsoring this event which would need to use around 1500 gallons of water during the event set to be held in October. She wanted to make sure this was agreeable to the Council before the Chamber agreed to sponsor.

Motion was made by Councilmember Boles to grant a water variance to the Culpepper & Merriweather Circus, second was made by Councilmember Weger. Motion prevailed by the following vote:

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

D. Consider and Discuss Granting a Water Variance to 1201 Cherry Ave.—George Cordero

Mr. Cordero told the Council that after his wife's recent stroke, she had been medically prescribed aquatic therapy. He is seeking the Council's approval of a variance so that he can fill his pool for this purpose.

Motion was made by Councilmember Weger to grant the water variance to 1201 Cherry Ave., second was made by Councilmember W. Johnson. Motion prevailed by the following vote:

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

E. Consider and Discuss Awarding Bid for 403 W. 17th Street.

Mayor King opened the sealed bids, saying two had been received. The first from Gary Teague, pastor of the New Life Tabernacle Church, for \$1635.00 and the second from Randy Hastings for \$1205.00.

Motion was made by Councilmember C. Johnson to accept Mr. Teague's bid of \$1635.00, second was made by Councilmember Douglas. Motion prevailed by the following vote:

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

F. Consider and Discuss Resolution No. 2017-06-12-01

A RESOLUTION AUTHORIZING CONTINUED PARTICIPATION WITH THE ATMOS CITIES STEERING COMMITTEE; AND AUTHORIZING THE PAYMENT OF TWO CENTS PER CAPITA TO THE ATMOS CITIES STEERING COMMITTEE TO FUND REGULATORY AND RELATED ACTIVITIES RELATED TO ATMOS ENERGY CORPORATION.

Mr. Archer explained that the proposed resolution would allow continued participation in the Atmos Cities Steering Committee cooperative to negotiate and litigate on behalf of cities for lower natural gas rates. Our participation rate for the committee is \$78.26. Councilmember C. Johnson asked if we would benefit from whatever agreement was reached even if we were not part of the cooperative. Mayor King explained that if we were not part of the cooperative then we would be responsible for negotiating with Atmos on our own.

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

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

G. Consider and Discuss "No Wake" Designation at Lake Cisco.

Mr. Archer commented that he had been asked to place this item on the agenda by a Councilmember to discuss the Council's previous determination instituting a "no wake" designation for water levels over 1520 feet. Councilmember Campbell said that several citizens have approached him to remove the "no wake" designation or to raise the designation to a level of 1521 feet. He went on to say that the general consensus amongst lake residents was that any property not yet abated was already beyond repair at this point, regardless of wake restrictions. Councilmember Douglas agreed that the original designation was a courtesy for those lake residents in order to give them an opportunity to clean up their damaged property. Councilmember W. Johnson said that he had been at the lake the previous weekend and did not feel that people were adhering to the designation anyway.

Motion was made by Councilmember W. Johnson to remove the “no wake” designation, second was made by Councilmember Weger. Motion prevailed by the following vote:

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

H. Consider and Discuss Water Treatment Plant Update.

Mr. Archer updated the Council on several things pertaining to the Water Treatment Plant including a meeting scheduled for a plan review to make final decisions on design aspects and also that the city was eligible for around 1 million dollars in additional grant funds now that the CMAR model has been abandoned. Councilmember Weger asked about FEMA and insurance funds to which Mr. Archer answered saying that FEMA is signing off on Project Worksheets which allows the projects to move forward. The insurance company has paid one half of the total payout and will pay the other half upon completion. So far from insurance the city has received around 2.5 million dollars. The Council discussed whether legal action would be necessary to recoup the insurance funds and Mr. Archer replied that he did not feel that was currently warranted as communications were ongoing and progress was being made.

No action was taken on this item.

I. Consider and Discuss 1002 W. 9th Street. (Executive Session Real Property 551.072)

The Council retired into Executive Session under Section 551.072 Real Property at 7:00 p.m.

The Council reconvened into Open Session at 7:15 p.m. and took the following action:

Motion was made by Councilmember W. Johnson to accept conveyance of property, second was made by Councilmember Douglas. Motion prevailed by the following vote:

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

Motion was made by Councilmember Weger, upon receipt of property, to clear the lot and sell it with the deed restriction of no mobile homes and no structure allowed to be built on the creek, second was made by Councilmember Douglas. Motion prevailed by the following vote:

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

J. Consider and Discuss Long Range Planning.

Mayor King congratulated the success of the Cisco TX Pie Fest.

Councilmember Douglas brought up several concerns from citizens including monitoring speeders on E. 14th Street, regulations on asked about regulations regarding citizens living in recreational vehicles. She went on to point out several specific properties that needed Code Enforcement attention.

Councilmember Weger pointed out that in light of current water restrictions, citizens were concerned about the hydrant flushing happening around town. Mr. Archer countered that it was a necessary part of the water treatment process to which Councilmember Weger suggested capturing the water in some way and putting it to another use as opposed to just letting it run down the street.

Councilmember Weger also commented that street parking was being impeded by muddy conditions along 6th and 7th Streets.

Councilmember W. Johnson asked if the city could look into clearing the area around the public boat ramp of weeds and debris. Mr. Archer stated that he was under the impression that the area that needed attention was a part of the Texas Department of Transportation Right of Way, but said that he would check to be sure.

Councilmember Douglas said that she would like to see the commissioned art piece hung soon so as to escape any potential damage.

Councilmember Boles brought up the Stage 3 Water Restrictions Variance and asked that the item be put on the next agenda for a discussion.

VII. ADJOURNMENT

Motion was made by Councilmember Boles to adjourn, second made by Councilmember W. Johnson. Motion passed unanimously and the meeting adjourned at 7:37 p.m.

ATTEST:

Tammy Osborne, City Secretary

James King, Mayor
