

**THE CITY OF CISCO
CITY COUNCIL, REGULAR CALLED MEETING
August 8, 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 I _____	JASON WHETSTONE
COUNCILMEMBER PLACE II _____	ROBERT JOHNSTON
COUNCILMEMBER PLACE III _____	WILLARD JOHNSON
COUNCILMEMBER PLACE IV _____	NATHAN BRUNER
COUNCILMEMBER PLACE V _____	CHRIS JOHNSON

PERSONNEL PRESENT:

CITY MANAGER _____	DARWIN ARCHER
CITY SECRETARY _____	TAMMY OSBORNE

PERSONNEL ABSENT:

COUNCILMEMBER PLACE VI _____	TRAVIS TOOF
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Guests: Kenneth Preston, Richard Butler, Walter Fairbanks, Charles Worsham, Justin Mena, Garrett Johnson, Simon Fuentes

I. MEETING CALLED TO ORDER:

Mayor Forester 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 Whetstone gave the invocation.

IV. CITIZEN-VISITOR COMMENTS:

None.

V. APPROVE MINUTES OF THE MEETING CONDUCTED ON:

- **July 25, 2022**

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

Ayes: Councilmembers: Whetstone, Johnston, W. Johnson, Bruner, C. Johnson, Forester
Nays: None/Motion Carries
Voted: 6 to 0
Absent: Toof

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

A. Consider and Discuss Resolution No. 2022-08-08

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 2022 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 TARIFFS TO BE JUST AND REASONABLE AND IN THE PUBLIC INTEREST; APPROVING AN ATTACHMENT ESTABLISHING A BENCHMARK FOR PENSIONS AND RETIREE MEDICAL BENEFITS; 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 COMPANY AND THE ACSC’S LEGAL COUNSEL.

Mr. Archer explained that the resolution represented the negotiated settlement agreement with Atmos Energy to lower customer rate increases and recommended passage.

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

Ayes: Councilmembers: Whetstone, Johnston, W. Johnson, Bruner, C. Johnson, Forester
Nays: None/Motion Carries
Voted: 6 to 0
Absent: Toof

B. Consider and Discuss Variance to Fencing Ordinance at 609 E. 13th St.—Jesus Rodriguez

Mr. Rodriguez was not in attendance so the Council reviewed a map of the location and photographs of the fence in question. Chief Preston advised against granting the variance as he was concerned about potential sight line safety issues and that the requestor had multiple code violations on the property in addition to the fence.

Motion was made by Councilmember Bruner to deny the variance, second was made by Councilmember Johnston. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, Johnston, W. Johnson, Bruner, C. Johnson, Forester
Nays: None/Motion Carries
Voted: 6 to 0
Absent: Toof

C. Consider and Discuss Variance to Setback Requirements at 404 I-20—Dora Price

Ms. Price was not in attendance. The City Secretary explained that the property already had an approved building permit showing the structures not in the setback and that the proposed variance had come about because the owner wanted to amend the permit because the plans had changed. Mr. Archer further commented that this too presents a possible sight line restriction that could become a safety issue for customers entering and exiting the property.

Motion was made by Councilmember W. Johnson to deny the variance, second was made by Councilmember Bruner. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, Johnston, W. Johnson, Bruner, C. Johnson, Forester
Nays: None/Motion Carries
Voted: 6 to 0
Absent: Toof

D. Consider and Discuss City Manager Evaluation (Executive Session)

The Council convened into Executive Session at 6:20 p.m. for items D, E, and F under Section 551.074 Personnel Matters.

E. Consider and Discuss City Secretary Evaluation. (Executive Session)

F. Consider and Discuss Municipal Court Judge Evaluation. (Executive Session)

The Council reconvened into Open Session at 6:48 p.m. and took no action.

G. Consider and Discuss Re-appointing Municipal Court Judge and Associate Municipal Court Judge.

Motion was made by Councilmember Whetstone to re-appoint Richard Butler as the Municipal Court Judge and Tammy Osborne as the Associate Municipal Court Judge, second was made by Councilmember Johnston. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, Johnston, W. Johnson, Bruner, C. Johnson, Forester
Nays: None/Motion Carries
Voted: 6 to 0
Absent: Toof

VII. BUDGET WORKSHOP

A. Consider and Discuss Proposed Budget for Fiscal Year 2022-2023.

Mr. Archer presented the proposed budget to the Council and they discussed salaries and each budget item for which they had questions.

Motion was made by Councilmember C. Johnson to not allocate and funds for the swimming pool and to close that venue permanently, second was made by Councilmember W. Johnson. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, Johnston, W. Johnson, Bruner, C. Johnson, Forester
Nays: None/Motion Carries
Voted: 6 to 0
Absent: Toof

B. Consider and Discuss Proposed Tax Levy.

Mr. Archer again presented the Council with valuations from the Eastland County Appraisal District and recommended adoption of a tax levy of .650499 per \$100.00 for the 2022-2023 fiscal year.

Motion was made by Councilmember Bruner to adopt .650499 as the tax levy for the 2022-2023 fiscal year, second was made by Councilmember W. Johnson. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, Johnston, W. Johnson, Bruner, C. Johnson, Forester
Nays: None/Motion Carries
Voted: 6 to 0
Absent: Toof

C. Consider and Discuss Updated Master Fee Schedule.

Mr. Archer proposed that most fees for the city should go up in the upcoming fiscal year. Many have remained unchanged for almost a decade and others were being raised to meet inflated costs. The Council reviewed some of the individual fees and Councilmember Bruner suggested that the Boat Dock Permit Fee be raised to \$100.00. The Council agreed and that change was reflected on the schedule. Otherwise, there were no further suggested changes and Mr. Archer indicated that some of these fees were required to be adopted by ordinance and those ordinances would be brought to a future meeting.

D. Consider and Discuss Long Range Planning.

Mr. Archer reminded the Council that first reading of budget and tax levy ordinances would be at the next meeting in addition to any ordinances needed to amend fees with second readings being on September 12th.

E. Announcements From City Council.

None.

VIII. ADJOURNMENT

Motion was made by Councilmember Bruner to adjourn, second made by Councilmember Johnston. Motion passed unanimously and the meeting adjourned at 8:13 p.m.

ATTEST:



Tammy Osborne, City Secretary



Stephen Forester, Mayor
