

THE CITY OF CISCO
CITY COUNCIL, REGULAR CALLED MEETING
April 22, 2024

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 II _____	ROBERT JOHNSTON
COUNCILMEMBER PLACE III _____	WILLARD JOHNSON
COUNCILMEMBER PLACE IV _____	NATHAN BRUNER

PERSONNEL PRESENT:

CITY MANAGER _____	DARWIN ARCHER
CITY SECRETARY _____	TAMMY OSBORNE

PERSONNEL ABSENT:

COUNCILMEMBER PLACE I _____	JASON WHETSTONE
COUNCILMEMBER PLACE V _____	CHRIS JOHNSON
COUNCILMEMBER PLACE VI _____	TRAVIS TOOF

Guests: Jane Nichols, Walter Fairbanks, Erik Pederson, Judi Rains, Richard Butler, Dixie Courtney, Kenneth Preston, Ervin Light, Lee Risdon, Justin Jaworski, Phil Green

I. MEETING CALLED TO ORDER:

Mayor Forester 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 Forester gave the invocation.

IV. CITIZEN-VISITOR COMMENTS:

Ms. Judi Rains spoke to the Council regarding her dislike of the location for the proposed new park, saying, by putting the park there, the city has hindered the Fire Department from ever being able to do much needed expansion. She suggested the proposed location could be put to better use for city purposes.

Mr. Nathan Bruner echoed those sentiments saying that the property should be used for infrastructure over entertainment. He further stated that he felt the numbers being reported by the Cisco Development Corporation were incorrect and have not been properly reported. He would like to see an independent audit done for the Cisco Development Corporation for the last five years.

Mr. Erik Pederson addressed the Council stating that he had a neighbor parking a cattle trailer on his property and it is causing foul odors to assault his own property. He asked the city administration to look into the situation.

V. APPROVE MINUTES OF THE MEETING CONDUCTED ON:

- April 8, 2024

Motion was made by Councilmember Johnston to approve the minutes as presented, second was made by Councilmember W. Johnson. Motion prevailed by the following vote:

Ayes: Councilmembers: Johnston, W. Johnson, Bruner, Forester
Nays: None/Motion Carries
Voted: 4 to 0
Absent: Whetstone, C. Johnson, Toof

VI. QUARTERLY DEPARTMENTAL REPORTS:

- Quarterly Police Department Report-Chief Kenneth Preston presented the Quarterly Police Department Report.
- Quarterly Fire Department Report-Chief Fairbanks presented the Quarterly Fire Department Report.
- Quarterly Financial Report-Peggy Ledbetter presented the Quarterly Financial Report
- Quarterly Court Report-Judge Butler presented the Quarterly Court Report.
- Quarterly Public Works Report-Anthony Koch presented the Quarterly Public Works Report.
- Quarterly Street Department Report-Anthony Koch presented the Quarterly Street Department Report.
- Quarterly Water Treatment Plant Report-Anthony Koch presented the Quarterly Water Treatment Plant Report.
- Quarterly Cisco Development Corporation Report-Mr. Jaworski presented the Quarterly Cisco Development Corporation Report.

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

A. Consider and Discuss Boat Dock Permit for Hidden Shores, Lot 72.

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

Ayes: Councilmembers: Johnston, W. Johnson, Bruner, Forester
Nays: None/Motion Carries
Voted: 4 to 0
Absent: Whetstone, C. Johnson, Toof

B. Consider and Discuss Terms of Lease for Property Known as Lake Cisco Grass Lease.

Mr. Archer explained that the Council had already discussed some aspects of the new lease, but wanted to bring back what had been drawn up for the Council to decide on term length and any other edits there might be.

Motion was made by Councilmember Bruner to approve the lease as presented with a five year term, second was made by Councilmember Johnston. Motion prevailed by the following vote:

Ayes: Councilmembers: Johnston, W. Johnson, Bruner, Forester
Nays: None/Motion Carries
Voted: 4 to 0
Absent: Whetstone, C. Johnson, Toof

C. Consider and Discuss Resolution No. 2024-04-08-01

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CISCO, TEXAS, AUTHORIZING AND APPROVING A PROJECT BY THE CISCO DEVELOPMENT CORPORATION (“CDC”), TO-WIT: AN EXPENDITURE NOT TO EXCEED \$60,000.00 FOR IMPROVEMENTS TO PROPERTY OWNED BY THE CITY OF CISCO FORMERLY KNOWN AS THE CISCO ZOO, ALSO KNOWN AS “PROJECT ZEBRA” (“PROJECT”), AUTHORIZED BY SECTIONS 501.103 AND 505.152 OF THE TEXAS LOCAL GOVERNMENT CODE;AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE. *(Second Reading)*

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

Ayes: Councilmembers: Johnston, W. Johnson, Bruner, Forester
Nays: None/Motion Carries
Voted: 4 to 0
Absent: Whetstone, C. Johnson, Toof

D. Consider and Discuss Resolution No. 2024-04-08-03

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CISCO, TEXAS, AUTHORIZING THE CISCO DEVELOPMENT CORPORATION (“BUYER”) OF CISCO, TEXAS, TO PURCHASE PROPERTY IDENTIFIED AS PARCEL #54996, DESCRIBED AS TRACT 12 MK&T ROW (“PROPERTY”), FROM DAN BROOK (“SELLER”).

Mr. Archer stated that this resolution had been tabled at the last meeting to allow the Development Corporation Board to consider the measure. Mayor Forester indicated that the resolution had been approved by the CDC Board at their last meeting.

Motion was made by Councilmember W. Johnson to approve the resolution as presented, second was made by Councilmember Johnston. The vote was as follows:

Ayes: Councilmembers: Johnston, W. Johnson, Forester
Nays: Bruner/Motion Does Not Carry
Voted: 3 to 1
Absent: Whetstone, C. Johnson, Toof

E. Consider and Discuss Resolution No. 2024-04-22

A RESOLUTION OF THE CITY OF CISCO, TEXAS, AUTHORIZING INTERVENTION IN AEP TEXAS INC.’S APPLICATION TO AMEND ITS RIDER MOBILE TEMPORARY EMERGENCY ELECTRIC ENERGY FACILITIES BEFORE THE COMMISSION; APPROVING COOPERATION WITH THE CITIES SERVED BY AEP TEXAS; HIRING LLOYD GOSSELINK ATTORNEYS AND CONSULTING SERVICES TO NEGOTIATE WITH THE COMPANY AND DIRECT ANY NECESSARY LITIGATION AND APPEALS; REQUIRING REIMBURSEMENT OF CITIES’ RATE CASE EXPENSES; 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 THE COMPANY AND LEGAL COUNSEL

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

Ayes: Councilmembers: Johnston, W. Johnson, Bruner, Forester
Nays: None/Motion Carries
Voted: 4 to 0
Absent: Whetstone, C. Johnson, Toof

F. Consider and Discuss Ordinance No. 0-2024-04

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CISCO, TEXAS AMENDING APPENDIX A “ZONING” OF THE CITY’S CODE OF ORDINANCES; SPECIFICALLY SECTION 23 “DESCRIPTIONS/ DEFINITIONS OF USES” ADDING A DEFINITION OF A DATA CENTER, GAME ROOM, POKER CLUB, AND SMOKE/TOBACCO STORE,; AND SECTION 22 “SCHEDULE OF USES” REGULATING THE PLACEMENT OF DATA CENTERS, GAME ROOMS, POKER CLUBS, AND SMOKE/TOBACCO STORES; AND PROVIDING AN EFFECTIVE DATE. *(Second Reading)*

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

Ayes: Councilmembers: Johnston, W. Johnson, Bruner, Forester
Nays: None/Motion Carries
Voted: 4 to 0
Absent: Whetstone, C. Johnson, Toof

G. Consider and Discuss Approval of S.A.F.E.R. Grant

Chief Fairbanks explained that the Fire Department applies for the grant every year and it pays for the salaries of 3 firefighters for the year. He further indicated that the department has yet to be granted to funds, but he would still like approval to apply this year.

Motion was made by Councilmember W. Johnson to approve the grant application as presented, second was made by Councilmember Johnston. Motion prevailed by the following vote:

Ayes: Councilmembers: Johnston, W. Johnson, Bruner, Forester
Nays: None/Motion Carries
Voted: 4 to 0
Absent: Whetstone, C. Johnson, Toof

H. Consider and Discuss Project Function Junction. (Executive Session)

The Council retired into Executive Session under Section 551.072 Real Property at 7:04 p.m.

The Council reconvened into Open Session at 7:43 p.m., and took no action.

I. Consider and Discuss Long Range Planning

Ms. Osborne reminded the Council and guests that Early Voting was taking place at City Hall beginning April 22-April 30, 2024 from 8:00 a.m.-5:00 p.m. and that Election Day was May 4, 2024.

J. Announcements for City Council.

None.

VIII. ADJOURNMENT

Motion was made by Councilmember W. Johnson to adjourn, second made by Councilmember Johnston. Motion passed unanimously and the meeting adjourned at 7:44 p.m.

ATTEST:

Tammy Osborne, City Secretary

Stephen Forester, Mayor

