

**THE CITY OF CISCO
CITY COUNCIL, REGULAR CALLED MEETING
November 9, 2015**

**CISCO, TEXAS §
EASTLAND, COUNTY §**

The City Council of the City of Cisco met in a special 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

PERSONNEL PRESENT:

INTERIM CITY MANAGER _____	PEGGY LEDBETTER
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PERSONNEL ABSENT:

COUNCILMEMBER PLACE VI _____	PHILIP GREEN
CITY SECRETARY _____	TAMMY OSBORNE

Guests: Liz Murphy, Scott Williamson, Carolyn Elmore, Walter Fairbanks, Randy Johnson, Butch Petree, Stephen Forrester, Kathy Spencer

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:

Mayor King gave the invocation.

IV. CITIZEN-VISITOR COMMENTS:

None.

V. APPROVE THE MINUTES OF THE MEETING CONDUCTED:

October 26, 2015

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

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

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

- A. Consider and Discuss Capstone Metering Upgrade.—Scott Williamson.

Mr. Williamson made a presentation to the Council regarding upgrading the water metering system.

Councilmember Weger arrived at 6:35 p.m.

Motion was made by Councilmember Weger to proceed with contract from Capstone and allow the City Attorney to review said contract, second was made by Councilmember Campbell. Motion prevailed by the following vote:

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

B. Consider and Discuss New Firetruck.—Chief Walter Fairbanks

Chief Fairbanks addressed the Council regarding a grant of \$118,000.00 to put toward the purchase of a new fire truck. Chief Fairbanks requested \$35,000.00 to complete the purchase of the truck from the Fire Department's contingency funds.

Motion was made by Councilmember Weger to allow the Fire Department to expend the contingency funds, second was made by Councilmember Boles. Motion prevailed by the following vote:

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

C. Consider and Discuss Resolution No. 2015-11-09

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CISCO, TEXAS, TO ENTER INTO AN AGREEMENT WITH THE STATE OF TEXAS THROUGH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR THE TEMPORARY CLOSURE OF HIGHWAY 6 FROM 10TH STREET THROUGH 3RD STREET ON DECEMBER 3, 2015, FOR ACTIVITIES ASSOCIATED WITH THE CISCO LIGHTED CHRISTMAS PARADE.

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

Ayes: Councilmembers: Weger, Campbell, Douglas, King
Nays: None/Motion Carries
Voted: 4 to 0
Absent: Green
Abstain: Johnson, Boles

D. Consider and Discuss Resolution No. 2015-11-09-01

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CISCO, TEXAS, APPROVING A PURCHASE AGREEMENT WITH WELCH STATE BANK FOR THE PURCHASE OF A DURA TANK 3000.

Mayor King explained that this resolution was necessary as part of the contract for purchasing the heating tank.

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

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

E. Consider and Discuss Ordinance No. 0-2015-12

AN ORDINANCE OF THE CITY OF CISCO, TEXAS, AMENDING CERTAIN SUBSECTIONS OF CHAPTER 20 "UTILITIES" OF THE CITY'S CODE OF ORDINANCES; SPECIFICALLY SECTION 20-22 "WATER RATES"; AND ESTABLISHING AN EFFECTIVE DATE.—*First Reading*

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

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

F. Consider and Discuss Granting License of Right of Way for 511 W. 10th St.

Mayor King informed the Council that this was revisiting an item tabled at an earlier meeting about a property that has a fence and a carport encroaching into the city's right of way. He further commented that a visual inspection showed that the carport was actually in the roadway that was being used by the city. After speaking with the City Attorney, he was told that if the license was granted and the city needed to make repair on the utilities and if those needed repairs damaged the fence, the fence would have to be repaired at the city's expense. If license is not granted, anything in the city's right of way could be removed by the city and would have to be replaced at the owner's expense.

Motion was made by Councilmember Johnson to take no action on granting license of right of way, second was made by Councilmember Campbell. Motion prevailed by the following vote:

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

G. Consider and Discuss Employee Policy Manual.

Mrs. Ledbetter explained that she had re-written the Employee Policy Manual since it was no longer accurate and was not being handed out to new employees anymore due to those errors. Mayor King commented that he felt the holiday schedule needed to be more ambiguous about which days were actually taken surrounding the Christmas holiday. Mrs. Ledbetter asked for clarification on the city adopting the county's holiday schedule each year and if we would vote on that each year or just wait to see what the county adopts and then that will be our schedule. Councilmember Weger asked about the provision for jury service. He also asked about drug testing employees to which Mrs. Ledbetter explained that drug testing was only allowable for certain employees in high risk positions. The Council discussed enacting a pre-employment drug test and other provisions to do drug tests for equipment operators or those involved in an accident in a city vehicle. The Council asked that the item be tabled for additional information and changes and placed on the next agenda.

H. Consider and Discuss City Manager Applications.

The Council retired into Executive Session under Section 551.074 Personnel Matters at 7:22 p.m.

The Council reconvened into Open Session at 7:53 p.m.

No action was taken on this item.

I. Consider and Discuss TEAM Building and Long Range Planning.

Mayor King opened discussion with comments on the sales tax from the Flying J. He attended the last meeting of the CDC. Flying J is currently paying sales tax to the city, but the portion that was not paid during the confusion has not been released due to the litigation pending. The city will not get that money until the lawsuit is resolved which amounts to around \$40,000.00. The CDC also praised the Code Enforcement Officer saying he was doing a good job and using common sense to enforce code enforcement regulations.

Councilmember Campbell said that when he was putting lights on the City Hall building, he noticed that there were puddles standing on the roof that had just been replaced. Mrs. Ledbetter explained that the roof was still leaking and she had placed calls to both the roofer and the air conditioner repairman.

Councilmember Weger further commented on the Code Enforcement Officer saying he had heard complaints regarding his attitude and demeanor. Mayor King said he thought this conversation was more appropriately held in Executive Session.

Councilmember Douglas said she had received complaints regarding the repair shop on Conrad Hilton and 6th Street regarding parking of vehicles on the road and on sidewalks.

Councilmember Johnson brought up the poor condition of Simms Street. Mayor King responded that spending for street repair was expended for the budget year last year and for the current year; the Council would need to identify those streets that needed to be repaired. Councilmember Boles suggested alternative methods of repairing pot holes that could speed up the process. Mayor King commented that the street crew had been focused on the problem previously identified by the Council on Ave F and 18th Street that was causing flooding. Councilmember Weger countered that the Council shouldn't have to identify which roads need repair as that was the job of the Street Department Supervisor. He went on to say that he still felt the Council should consider a bond election for street repair. Mayor King said he felt like we should not commit to any further taxes until we know what our tax rate will be next year to accommodate for Frac-Tech closing.

VII. ADJOURNMENT

Motion was made by Councilmember Boles to adjourn, second made by Councilmember Campbell. Motion passed unanimously and the meeting adjourned at 8:24 p.m.

ATTEST:



Tammy Osborne, City Secretary



James King, Mayor
