

**CITY OF RUSK, TEXAS
CITY COUNCIL MEETING
AGENDA**

Rusk Civic Center
555 Euclid Street, Rusk, Texas
Thursday, August 10, 2023– 5:30 P.M.

Ben Middlebrooks, Mayor
Martha Neely, Mayor Pro Tem, Council Place 4
John Hood, Council Place 1 Zack McNew, Council Place 3
Walter Session, Council Place 2 Frances Long, Council Place 5
Amanda Hill, City Manager
Cinda Etheridge, City Secretary
Anthony J. King, City Attorney

1. **CALL TO ORDER:**
 - A. Invocation.
 - B. Pledge of Allegiance to the United States and Texas Flags.

2. **PROCLAMATION(S)/RECOGNITION(S):**

3. **MAYOR COMMENTS: Comments will be from Mayor Middlebrooks.
IN ACCORDANCE WITH THE OPEN MEETINGS ACT, THE CITY COUNCIL
MAY NOT DISCUSS OR TAKE ACTION ON ANY ITEM WHICH HAS NOT
BEEN POSTED ON THE AGENDA.**

4. **CITIZENS COMMENTS:** At this time, comments will be taken from the audience on any subject matter that is not included on the agenda. **IN ACCORDANCE WITH THE OPEN MEETINGS ACT, THE CITY COUNCIL MAY NOT DISCUSS OR TAKE ACTION ON ANY ITEM WHICH HAS NOT BEEN POSTED ON THE AGENDA.**

5. **CONSENT AGENDA:**
 - A. Check Register Report for June 2023, Complete R & E, Quarterly Investment Report, June Bank Reconciliation and Credit Card Statements for June 2023.
 - B. Minutes for Minutes for July 13, 2023 Special City Council meeting.

6. **PUBLIC HEARING(S): None**

7. **ACTION ITEM(S)**
 - A. Discuss and consider the 2022 Audit.
 - B. Discuss and review the Texas Department of Agriculture prepared Section 3 presentation.

- C. Discuss and take possible action to award a construction contract to A.E. Shull & Company in the amount of \$321,082.60 for the City's TxCDBG grant #CDV21-0459 street improvements project and commit additional matching funds in the amount of \$26,082.60, with the remaining \$295,000.00 to be paid for by TxCDBG funds.
 - D. Discuss and consider awarding construction contract for bids for 2023 Street Rehabilitation Project.
 - E. Discuss and consider approval of the Resolution authorizing the filing of grant application with the East Texas Council of Government for a Regional Solid Waste Grants Program Grant.
 - F. Discuss and consider an Ordinance to regulate coin-operated machines, including possible future zoning, general regulation, and imposition of a fee or occupational tax of said machines pursuant to the Texas Occupation Code Sec. 2153.451(b).
 - G. Discuss and consider repeal of Ordinance Juvenile Curfew.
 - H. Discuss and consider replacing Wayne Morgan on the Texas State Railroad Authority with Weldon Wallace.
8. **EXECUTIVE SESSION(S):** The City Council will enter Executive Session to discuss and consider the following-
- a. Government Code Section 551.071 litigation and certain consultation with attorney. Cause No 2021090267 and Cause No. 2022060132 and any other related issues.
9. **EXECUTIVE SESSION ACTION (S):** The City Council will reconvene into Open Session to act, if any, on items discussed in the Executive Session.
- a. To take any necessary action.

ANNOUNCEMENT(S): Comments may be made by Council or Staff on the following topics without specific notice: expressions of thanks, congratulations, or condolences; information on holiday schedules; recognition of public officials, employees, or citizens other than employees or officials whose status may be affected by the council through action; reminders of community events. **NO ACTION MAY BE TAKEN ON THESE ITEMS.**

10. **CITY MANAGER'S REPORT(S):** Water Projects, Wastewater Projects, Drainage Projects, Road Projects, Capital Improvement Projects, Special Projects and Developments and Departmental Reports. **NO ACTION MAY BE TAKEN ON THESE ITEMS.**

11. **ADJOURN**

**Posted: Monday, August 7, 2023
City Hall Bulletin Board
By 3:00 P.M.**


Cinda Etheridge, City Secretary

This meeting will be conducted pursuant to the Texas Government Code Section 551.001 et seq. At any time during the meeting, the Council reserves the right to adjourn into executive session on any of the above-posted agenda items in accordance with the sections 551.071 [litigation and certain consultation with attorney], 551.072

[acquisition of interest of real property] 551.073 [contract for gift to City], 551.074 [certain personnel deliberations] or 551.076 [deployment /implementation of security personnel or devices]. A quorum of the governmental body will be physically present at the location noticed above. Pursuant to Tex. Gov't Code 551.127, one or more members of the governing body may appear via videoconference call. The City of Rusk is committed to compliance with the Americans with Disabilities Act. Reasonable modifications and equal access to communications will be provided upon request.

Please call the City Secretary at 903-683-2213 for information.