

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

**Rusk Council Chambers**  
116 East 5<sup>th</sup> Street Suite B, Rusk, Texas 75785  
November 30, 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  
Maxine Session, Council Place 2        Frances Long, Council Place 5

Amanda Hill, City Manager  
Cinda Etheridge, City Secretary  
Anthony J. King, City Attorney

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1. Call to order.
  2. Discuss and consider repairs to Weston Lane.
  3. Discuss and consider the Ordinance updating the city fees.
  4. Discuss and consider reseeding recreation land.
  5. Discuss and consider USDA grant application.
  6. Adjourn

**Posted: Monday, November 27, 2023  
At 11:00 A.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.

## 2023 Street Improvements City of Rusk

### Weston Lane Emergency Repairs

ENGINEER'S OPINION OF PROBABLE COST

The Brannon Corporation 23092

ITEM NO.	DESCRIPTION AND UNIT PRICE	ESTIMATED QUANTITY	UNIT PRICE	TOTAL PRICE
<b>Part A: Paving Improvements</b>				
01 57 23	Furnish, install, and maintain <b>Concrete Truck Washout</b> , complete and in place, for	1	LS \$ <u>1,000.00</u>	\$ <u>1,000.00</u>
	<u>Dollars and</u> <u>Cents per lump sum</u>			
01 71 13	<b>Mobilization</b> , for	1	LS \$ <u>5,000.00</u>	\$ <u>5,000.00</u>
	<u>Dollars and</u> <u>Cents per lump sum</u>			
02 32 00	<b>Pothole and locate electrical conduit</b> prior to parkway grading, complete and in place, for	1	LS \$ <u>1,500.00</u>	\$ <u>1,500.00</u>
	<u>Dollars and</u> <u>Cents per lump sum</u>			
02 41 13	<b>Sawcut, remove, and dispose of concrete pavement</b> to limits determined by engineer, complete, for	298	SY \$ <u>25.00</u>	\$ <u>7,450.00</u>
	<u>Dollars and</u> <u>Cents per square yard</u>			
31 22 00	<b>Grade parkways</b> to drain away from edge of concrete pavement along entire roadway, complete and in place, for	700	LF \$ <u>8.00</u>	\$ <u>5,600.00</u>
	<u>Dollars and</u> <u>Cents per linear foot</u>			
31 23 13	Install and compact into place <b>embankment</b> material provided by city to fill existing voids and to serve as subgrade for new concrete pavement, complete and in place, for	100	CY \$ <u>20.00</u>	\$ <u>2,000.00</u>
	<u>Dollars and</u> <u>Cents per cubic yard</u>			
31 23 23.33	Furnish and install <b>flowable fill</b> in locations determined by engineer to fill voids beneath existing concrete pavement, complete and in place, for	10	CY \$ <u>450.00</u>	\$ <u>4,500.00</u>
	<u>Dollars and</u> <u>Cents per cubic yard</u>			

**2023 Street Improvements  
City of Rusk  
Weston Lane Emergency Repairs**  
ENGINEER'S OPINION OF PROBABLE COST  
The Brannon Corporation 23092

ITEM NO.	DESCRIPTION AND UNIT PRICE	ESTIMATED QUANTITY	UNIT PRICE	TOTAL PRICE
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**Part A: Paving Improvements**

32 13 13	Install 6-inch thick, 4,400 psi concrete pavement with #4 bars on 16" c/c to limits determined by engineer, complete and in place, for	298	SY \$ 100.00	\$ 29,800.00
	Dollars and Cents per square yard			
32 92 13.13	Furnish and install cellulose fiber mulch on all disturbed areas, complete and in place, for	800	SY \$ 1.50	\$ 1,200.00
	Dollars and Cents per square yard			
	Contingency Fund	1	LS \$ 5,000.00	\$ 5,000.00
	Dollars and Cents per lump sum			

**TOTAL PAVING IMPROVEMENTS:**

<p>\$ <u>63,050.00</u></p>
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The above opinion of probable total project cost is based upon the Engineer's experience and qualifications, taking into consideration preliminary design and the best information available. The Engineer has no control over the cost of labor and materials, changes in governmental policy, or over competitive bidding and market conditions; therefore, the Engineer does not guarantee the accuracy of such opinions of probable project cost as compared to the contractor's bid. In addition, no allowance has been made for the time value of money as it pertains to the phasing of the subject project.

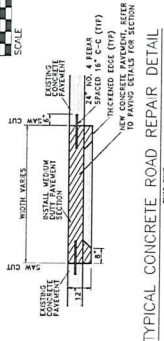
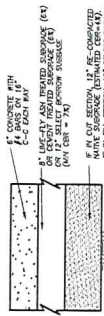
11/22/2023

ion Corporation F-242

1321 S. Broadway Ave.  
Tyler, TX 75703  
(903) 597-2122

**PAVING PLAN NOTES:**

- PROTECT ALL EXISTING UTILITIES, PIPES, MANHOLES, PROPERTY LINES, SET BACKS, TRANSDUCERS, ETC. FROM ALL CONSTRUCTION OPERATIONS.
- MAINTAIN ALL EXISTING OVERHEAD LINES.
- REMOVE EXISTING CONCRETE PAVEMENT TO LANTS SHOWN.
- EXPOSE EXISTING PAVEMENT ON URBAN AND DOWNTOWN SEE AND INSTALL.
- EXPOSE EXISTING PAVEMENT ON URBAN AND DOWNTOWN SEE AND INSTALL.
- CONTRACT MEDIUM DUTY REINFORCED CONCRETE JAWNS WITH THICKENED EDGE. DOWEL AND TYPING CONCRETE PAVEMENT. SEE THIS SHEET FOR DETAIL.
- GRADE AREA TO EXIST FROM STREET.



PROVIDE ALL DIMENSIONS UNLESS OTHERWISE NOTED.  
ALL DIMENSIONS ARE TO FACE UNLESS OTHERWISE NOTED.  
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ALL DIMENSIONS ARE TO FACE UNLESS OTHERWISE NOTED.



**WESTON LANE PAVING REPAIR**

DESIGNED BY: CLB  
DATE: JULY 2023

**BRANNON CORP**  
CIVIL ENGINEERS

123 SOUTH BRANNON  
DALLAS, TX 75201  
(972) 974-1234  
WWW.BRANNONCORP.COM

CONSTRUCTION PLANS  
FOR  
2023 STREET IMPROVEMENTS  
CITY OF RUSK  
RUSK, CHEROKEE COUNTY, TEXAS

NO.	DATE	REVISIONS	REMARKS

BASED FOR  
CONSTRUCTION

PROJECT NO. 23032  
SHEET NO. **5.2**



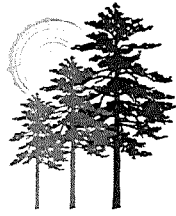
DEPARTMENT	FEE	NOTES
<b>ADMINISTRATION</b>		
Copies, 8 1/2 x 11	\$0.10 per page	one-sided
Copies, 8 1/2 x 14	\$0.25 per page	
Copies, 11 x 17	\$0.50 per page	
Open records, standard paper	\$0.10 per page	
Open records, Flash Drive	actual cost	
Open records, CD	\$6.00 per CD	
Open records, DVD	\$6.00 per DVD	
Open records, other electronic media	actual cost	
Labor charge for locating, compiling, and reproducing public information	\$15.00 per hour	
[A labor charge shall not be billed with requests that are for 50 or fewer pages of paper records unless records are in a separate building.]		
<b>COURT FEES (NOT INCLUSIVE)</b>		
Defensive Driving	\$144.00	
Compliance dismissal for expired registration	\$20.00	
Compliance dismissal for expired drivers license	\$10.00	
Time payment fee for installment agreements exceeding 30 days	\$15.00	
<b>LIBRARY</b>		
Book Late Fee	\$0.10 per book per day	
Black & White Single Side Copy, 8 1/2 x 11	\$0.10	
Black & White Two Side Copy, 8 1/2 x 11	\$0.15	
Black & White Single Side Copy, 8 1/2 x 14	\$0.15	
Black & White Two Side Copy, 8 1/2 x 14	\$0.25	
Color Single Side Copy, 8 1/2 x 11	\$0.15	
Color Two Side Copy, 8 1/2 x 11	\$0.25	
Color Single Side Copy, 8 1/2 x 14	\$0.25	
Color Two Side Copy, 8 1/2 x 14	\$0.35	
<b>FACILITY RENTAL FEES</b>		
Civic Center Deposit	\$150.00	
Civic Center Rental, less than 8 Hours	\$150.00	
Civic Center Rental, more than 8 hours	\$250.00	
Library Meeting Room Deposit	\$50.00	
Library Meeting Room Rental	\$50.00	
Jim Hogg Park Pavilion	\$25.00	
<b>DEVELOPMENT SERVICES</b>		
<b>BUILDING PERMITS</b>		
<b>NEW RESIDENTIAL CONSTRUCTION</b>	<b>PER SF</b>	
Single-Family/Multifamily	\$.32 per SF	
Residential Remodels, General Repairs, etc.	\$265.00	
Residential Accessory Building	\$.30 per SF	
Minimum Permit Fee	\$400.00	
Residential Swimming Pool	\$100.00	
Fence (New Fence)	\$50.00	
<b>NEW COMMERCIAL CONSTRUCTION</b>		
\$0.00 - \$1000.00	\$50.00	
\$1001.00 to \$50,000.00	\$50.00 first \$1,000.00; \$3.70 per thousand or fraction thereof up to and including \$50,000.00	



DEPARTMENT	FEES	NOTES
Room Air Conditioner	\$2.00 Each	
Motors	\$5.00 Each	
Gasoline Pumps	\$1.00 Each	
Space Heat	\$2.00 Each	
Central Air Conditioning	\$2.00 Each	
Sign Circuit	\$2.00 Each	
Transformer	\$5.00 Each	
Elevator/Escalator	\$20.00 Each	
Ceiling or Attic Fans	\$0.50 Each	
Yard or Flood Lights	\$0.50 Each	
Pool/Spa	\$5.00 Each	
Low Voltage	\$5.00 Each	
Alarm System Fire/Burglar	\$15.00 Each	
Others	\$5.00 Each	
Reinspection Fee	\$25.00 Additional	
<b>MECHANICAL</b>		
Base Permit Fee	\$30.00	
A/C and Heat Unit up to 5 Tons	\$10.00	
A/C and Heat Unit 6 to 10 Tons	\$15.00	
A/C and Heat Unit 11 to 20 Tons	\$20.00	
A/C and Heat Unit over 20 Tons	\$25.00	
Furnace per Unit	\$10.00	
Change out Condensing Units per Ton	\$2.00	
Change out Evaporator Coil per Ton	\$2.00	
Change out Air Handling Units	\$5.00	
Refrigeration Units up to 5 HP	\$10.00	
Refrigeration Units 6 to 10 HP	\$15.00	
Refrigeration Units 11 to 20 HP	\$20.00	
Refrigeration Units over 20 HP	\$25.00	
Water Chillers per Ton	\$1.00	
Wall and Space Heaters per Unit	\$2.00	
Boilers 1 BHP to 10 BHP	\$15.00	
Boilers over 10 BHP	\$20.00	
Fan (Supply/Exhaust) per Unit	\$2.00	
Vent Hood System per Unit	\$5.00	
Duct System/Additions	\$5.00	
General Repairs per thousand	\$2.00	
Others	\$5.00	
Reinspection Fee	\$25.00 additional	
<b>PLUMBING/GAS</b>		
Base Permit Fee	\$30.00	
Water Closets (Toilet)	\$2.50 Each	
Bathtub	\$2.50 Each	
Lavatory/Hand Sink	\$2.50 Each	
Shower	\$2.50 Each	
Kitchen Sink and Disposal	\$2.50 Each	
Dishwasher	\$2.50 Each	
Clothes Washer	\$2.50 Each	
Water Heater Gas	\$5.00 Each	
Urinal	\$2.50 Each	



DEPARTMENT	FEE	NOTES
26,000—100,000	\$4.04 each 1,000	
101,000—250,000	\$4.10 each 1,000	
251,000—500,000	\$4.15 each 1,000	
501,000—1,000,000	\$4.20 each 1,000	
1,001,000—2,500,000	\$4.25 each 1,000	
2,501,000—5,000,000	\$4.36 each 1,000	
5,001,000—25,000,000	\$4.41 each 1,000	
<b>GARBAGE FEES PER MONTH</b>		
Residential curbside service	\$15.73	
Commercial cart service	\$24.93	
Commercial 2yd dumpster	\$80.10	1 time a week
	\$179.89	2 times a week
	\$279.72	3 times a week
	\$379.51	4 times a week
	\$434.11	5 times a week
	\$27.00	per extra pickup
Commercial 3yd dumpster	\$105.81	1 time a week
	\$219.21	2 times a week
	\$337.16	3 times a week
	\$449.09	4 times a week
	\$559.49	5 times a week
	\$38.00	per extra pickup
Commercial 4yd dumpster	\$155.70	1 time a week
	\$264.57	2 times a week
	\$397.67	3 times a week
	\$530.74	4 times a week
	\$622.99	5 times a week
	\$52.00	per extra pickup
Commercial 6yd dumpster	\$176.89	1 time a week
	\$304.41	2 times a week
	\$453.62	3 times a week
	\$603.33	4 times a week
	\$753.03	5 times a week
	\$56.00	per extra pickup
Commercial 8yd dumpster	\$191.99	1 time a week
	\$356.84	2 times a week
	\$524.69	3 times a week
	\$694.34	4 times a week
	\$858.90	5 times a week
	\$62.00	per extra pickup
Industrial Roll Off	Call for rates	
<b>LATE FEES</b>		
<b>ON/OFF</b>		
Administration Fee	\$30.00	
Reconnect Fee	\$25.00	
Transfer Fee	\$25.00	
Extension Fee	\$20.00	



**Farmers  
National  
Company**  
**Forestry**

**Kynda Trim  
Forester**

PO Box 623 | 1149 East Rusk St  
Jacksonville, Texas 75766  
Office: (903)-586-9375 | Mobile: (936)-615-7552  
Fax (903)-586-0150  
E-mail: KTrim@FarmersNational.com

November 9, 2023

**City of Rusk Tract (453.47 acres)**

**Reforestation Proposal (+/-181 acres\*)**

4F Forestry

<b>Phases</b>	<b>Operation</b>	<b>Per acre**</b>	<b>Total</b>
I	Shear & Rake	\$ 546	\$ 98,826.00
II	Seedlings (Loblolly <b>container @ 605 tpa</b> )	\$ 160	\$ 28,960.00
III	Wildland Machine Planting	\$ 144	\$ 26,064.00
IV	Herbaceous Weed Control-Banded	\$ 63	\$ 11,403.00
		<b>\$ 913</b>	<b>\$165,253.00</b>

Acorn Forestry

<b>Phases</b>	<b>Operation</b>	<b>Per acre**</b>	<b>Total</b>
I	2 Pass Chopping	\$ 330	\$ 59,730.00
	Site Prep Herbicide with Residual (Aerial + Hand)	\$ 169	\$ 30,589.00
II	Seedlings (Loblolly <b>container @ 605 tpa</b> )	\$ 140	\$ 25,340.00
III	Hand Planting	\$ 101	\$ 18,281.00
		<b>\$ 740</b>	<b>\$133,940.00</b>

A Government Documentation (one-time) fee of \$300.00 will be charged by Acorn Forestry along with a fuel surcharge which cannot be estimated. A survival guarantee is being granted by Acorn Forestry for the first year based on this proposal, however, there are limitations. Please review the enclosed survival guarantee document to understand what is covered and what is not covered by the guarantee.

\* Acreages are estimated and costs include the FNC 15% assistance fee.



RESOLUTION 2023-

RESOLUTION OF THE CITY OF RUSK AUTHORIZING THE FILING OF A GRANT/ LOW INTEREST LOAN APPLICATION WITH THE USDA THROUGH THE COMMUNITY FACILITIES PROGRAM; AUTHORIZING THE CITY MANAGER TO ACT ON BEHALF OF THE CITY OF RUSK IN ALL MATTERS RELATED TO THE APPLICATION; AND PLEDGING TO PROVIDE REQUIRED MATCHING FUNDS AS REQUIRED BY THE USDA RURAL DEVELOPMENT COMMUNITY FACILITIES PROGRAM; AND AGREEING TO PERATE THE FACILITY UNDER THE TERMS OFFERED IN SAID GRANT AGREEMENT

WHEREAS, THE CITY OF RUSK in the State of Texas is qualified to apply for grant funds under the request for applications.

NOW, THEREFORE, BE IT RESLOVED BY THE CITY OF RUSK IN RUSK TEXAS;

1. That the City of Rusk, Texas intends to pursue an application with USDA Rural Development through the Community Facilities Program in order to construct and/or remodel a public safety facility located at 330 State Highway 110. This facility was originally constructed as an alternate fire station. The proposed project is to enlarge the facility, complete the unfinished office/living area, and create a joint police/fire public safety facility;
2. That the City Manager is authorized and empowered to take all action necessary or appropriate in the execution of all written instruments as may be required in regard to or as evidence of such loan and/or grant, to include any and all application documents, acceptance of the loan and/or grant assistance when made, and any other documents required to complete the project on behalf of the City;
3. The City of Rusk, Texas agrees to provide required matching funds for the said project as required by the USDA Rural Development Community Facilities Program; and
4. The City of Rusk agrees to operate the facility under the terms offered in said grant agreement(s).

PASSED AND APPROVED THIS THE 12<sup>TH</sup> DAY OF OCTOBER 2023.

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Ben Middlebrooks, Mayor

ATTEST:

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Cinda Etheridge, City Secretary

# Program Overview

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## **What does this loan program do?**

The Community Facilities (CF) Direct Loan Program provides affordable funding to develop essential community facilities. An essential community facility is defined as a facility that provides an essential service to the local community for the orderly development of the community. It must carry out a function customarily provided by a local unit of government. The facility must be located in a rural area and primarily serve rural residents. The facility must be operated on a nonprofit basis and does not include private affairs, commercial, or business undertakings (except for limited authority for industrial parks).

## **Who may apply for this program?**

Eligible borrowers include:

- Public bodies
- Community-based nonprofit corporations
- Federally recognized Tribes

## **What is an eligible rural area?**

Rural areas including cities, villages, townships, and towns including Federally recognized Tribal lands with no more than 20,000 residents according to the latest U.S. Decennial Census.

The boundaries for unincorporated areas in determining populations will be based on the Census Designated Places (CDP).

## **How may loan funds be used?**

Funds can be used to purchase, construct, and/or improve essential community facilities, purchase equipment and pay related project expenses.

Examples of essential community facilities include:

- Healthcare facilities such as hospitals, medical clinics, dental clinics, nursing homes, assisted living facilities, or facilities that provide for the prevention, treatment, and recovery of substance misuse disorders.
- Public facilities such as townhalls, courthouses, airport hangers, bridges, port authorities, or street improvements.
- Community support services such as child care centers, adult daycare, homeless shelters, community centers, or transitional housing.
- Public safety services such as fire departments, police stations, prisons, police vehicles, fire trucks, public works vehicles or equipment.
- Educational services such as schools, colleges and universities, community colleges, charter schools, vocational and technical schools, dormitories, museums, or libraries.
- Local food systems such as community gardens, food pantries, community kitchens, foodbanks, food hubs, or greenhouses.
- E-Connectivity end-user equipment to include distance learning equipment, telemedicine equipment, and health information technology equipment as well as internal wiring and publicly available Wi-Fi capability within a facility.

For a complete list of eligible loan purposes, [see 7 CFR, Part 1942.17\(d\)](#).