

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

Rusk Civic Center  
555 Euclid Street, Rusk, Texas  
Thursday, November 12, 2020 – 5:30 P.M.

Angela Raiborn, Mayor  
Walter Session, Mayor Pro Tem, Council Place 2  
Ben Middlebrooks, Council Place 1                      Martha Neely, Council Place 4  
Martin Holsome, Council Place 3                      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):**
  - A. None
  
3. **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.**
  
4. **CONSENT AGENDA:**
  - A. Check Register Report for October, 2020, the Credit Card Statements for October, 2020, and the monthly financials.
  - B. Minutes for the October 8, 2020 City Council Meeting.
  - C. Confirmation of City Manager’s appointment of Acting City Manager
  
5. **PUBLIC HEARING(S):**
  - A. Public Hearing regarding the intent to create and designate a Reinvestment Zone (No. 7) for consideration of a tax abatement benefiting Harry R. Tosh Partnership #2, L.P., Harry’s Building Materials, Inc.
  - B. Public Hearing regarding intent to enter into sales tax rebate agreement and Ad Valorem Tax Abatement Agreement. The City of Rusk, Texas received a petition requesting a tax abatement between Harry R. Tosh, Tosh Partnership #2, L.P., Harry’s Building Materials, Inc. and the City of Rusk. Proceedings to discuss and consider a sales tax rebate agreement and an ad valorem tax abatement agreement between the parties shall consists of the following property located in Reinvestment Zone No. 7 in the City of Rusk and is described by metes and bounds as follows:

Six (6) tracts of land situated in the JOHN HUNDLEY SURVEY, Abstract No. 341, Cherokee County, Texas consisting of the following: Tract 1: Being 2.495 acres of land in the JOHN HUNDLEY SURVEY, ABSTRACT NO. 341, Cherokee County, Texas, parts of Blocks 18, and 17 of the TIMMONS ADDITION to the Town of Rusk, Cherokee County, Texas, being part of the land (locally known as the T & N. O. Railroad); Tract 2: Being 1.442 acres of land in the John Hundley Survey, Abstract 341, City of Rusk, Cherokee County, Texas; Tract 3: Being 0.4530 acres of land more or less, being a portion of West 5th Street situated West of Barron Street, and East of Butler Street, in the City of Rusk, Cherokee County, Texas; Tract 4: Being 1.39 acres, more or less in the John Hundley Survey, Cherokee County, Texas, and being a part of the same land conveyed to W. M. Vining by the Town of Rusk by deed of record in Vol. 306, Page 257, Deed Records of Cherokee County, Texas; Tract 5: all that certain tract, lot or parcel of land situated in the Town of Rusk, County of Cherokee being parts of Block No. 16 and 17, Timmons Addition to the Town of Rusk, and out of the John Hundley Survey, A-341, Cherokee County, Texas SAVE AND EXCEPT all that certain tract, lot or parcel of land situated in the Town of Rusk, County of Cherokee, situated in the John Hundley Survey, A-341, Cherokee County, Texas, and being a part of the same land conveyed to W. M. Vining by the Town of Rusk by deed of record In Vol. 306, Page 257, Deed Records, Cherokee County, Texas; and Tract 6: All that certain lot, tract or parcel of land, situated in the Town of Rusk, in Cherokee County, Texas, and being parts of Blocks Nos 17, 18, 41 and 42, of TIMMONS ADDITION to Rusk, and lying West of and adjacent to the Texas & New Orleans Railroad Company, and or the Texas State Railroad right of way, and each tract of which is being more particularly described by metes and bounds in Exhibit "A"

**6. ACTION ITEM(S):**

- A.** Discuss and consider an Ordinance of the City of Rusk, Texas designating an area regarding the intent to create and designate a Reinvestment Zone (No. 7) for consideration of a tax abatement benefitting Harry R. Tosh Partnership #2, L.P. Harry's Building Materials, Inc.
- B.** Discuss and consider a Resolution approving the terms and conditions of an agreement between the City of Rusk, Texas and Harry R. Tosh, Tosh Partnership # 2, L.P. Harry's Building Materials, Inc.
- C.** Discuss and consider the amendment to 2020-2021 REDC budget for economic development incentives.
- D.** Discuss and consider the 2020 Certified Tax Roll levy for City of Rusk.
- E.** Discuss and consider a Resolution authorizing City Manager Amanda Hill to allocate the CARES funds.
- F.** Discuss and consider the Texas and Eastern Railroad extension of the tract that was performed in May 2020 and the easement.
- G.** Discuss and consider an agreement with Anita Woodlee Roach for financial services.

7. **EXECUTIVE SESSION(S):** The City Council will enter into Executive Session to discuss and consider the following-Consultation with the City Attorney-Rusk Housing Authority-Government Code Section 551.071.
8. **EXECUTIVE SESSION ACTION(S):** The City Council will reconvene into Open Session to take action, if any, on items discussed in the Executive Session(s).
9. **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

The City Council reserves the right to hear any of the above described agenda items that qualify for an Executive Session in an Executive Session by publicly announcing the applicable section number of the Open Meetings Act, (Chapter 551 of the Texas Government Code) that justifies Executive Session treatment.

Posted: Monday, November 9, 2020  
City Hall Bulletin Board  
By 4:30 P.M.

  
Cinda Etheridge, City Secretary

**In compliance with the Americans with Disabilities Act, the City of Rusk will provide for reasonable accommodations for person attending City Council meetings. Requests for accommodations or interpretive services must be made 48 hours prior to the meetings. Please contact the City Secretary's office for further information at 903-683-2213 or Fax 903-683-5964 for further information.**