

**NOTICE OF PUBLIC HEARING &  
NOTICE OF SPECIAL MEETING OF THE CITY COUNCIL OF  
CUMBY, TEXAS**

This notice is posted pursuant to the Texas Open Meetings Act. Notice hereby given that the City Council of the city of Cumby, Texas will conduct a Public Hearing on June 15, 2021 at 6:00 p.m., at 100 East Main Street, Cumby, Texas, City Council Chambers.

If the public desires to speak during a specific item, they must either:

1. Email [secretary@cityofcumby.com](mailto:secretary@cityofcumby.com) by 8:00 a.m. on June 15, 2021. The contents of the email must contain the speakers name, address, and specify the topic the citizen wishes to address; or
2. Drop off or mail a physical speaker form containing the speakers name, address, and specify the topic the citizen wishes to address.

Speaker Forms will be made available at City Hall.

**PLEASE NOTE:** Members of the “public” are limited to individuals, or representatives of entities, or third parties in which the governmental body has supervision or control. TEX. GOV’T CODE § 551.001.

The meeting agenda and agenda packet are posted online at <https://www.cityofcumby.com/index.shtml>

**1. CALL MEETING TO ORDER**

**2. PLEDGE OF ALLEGIANCE AND INVOCATION**

**3. PUBLIC HEARING** to receive comments on Removal of Judge Lana Adams in accordance with Loc. Gov. Code. § 22.077 “for incompetency, corruption, misconduct, or malfeasance in office.”

The City Council welcomes “Presentation by Citizens.” If you wish to speak, you must follow these requirements:

- The Mayor will recognize those citizens who have signed up prior to the start of the meeting.
- Pursuant to Resolution No. 2020-12 Citizens are given three minutes (3:00) to speak during “Presentation by Citizens.”
- Members of the public may only speak once and cannot pass the individual’s time allotment to someone else.
- Direct your comments to the entire Council, not to an individual member.

The Mayor will rule any disruptive behavior, including shouting or derogatory statements or comments, out of order. Continuation of this type of behavior could result in a request by the Mayor that the individual leave the meeting, and if refused, an order of removal. In compliance with the Texas Open Meetings Act, no member of City Council may deliberate on citizen comments for items not on the agenda. (Attorney General Opinion – JC 0169)

**4. NEW BUSINESS**

- 4.1. Discuss/Action** – Removal of Judge Lana Adams in accordance with Loc. Gov. Code. § 22.077 “for incompetency, corruption, misconduct, or malfeasance in office.” Texas Government Code Sections 551.074 (Personnel Matter) and 551.071 (Consultation with Attorney)
- 4.2. Discuss/Action** – Appointment of Temporary Municipal Judge due to potential vacancy.
- 4.3. Discuss/Action** – Kirk Evans, CPA resigns. Approve Mayor entering into contract with CPA, subject to later confirmation by Council.

**5. ADJOURNMENT**

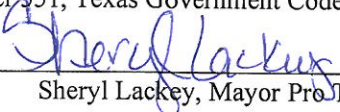
Executive Sessions Authorized: This agenda has been reviewed and approved by the City’s legal counsel and the presence of any subject in any Executive Session portion of the agenda constitutes a written interpretation of TEX. GOV’T CODE CHAPTER 551 by legal counsel for the governmental body and constitutes an opinion by the attorney that the items discussed therein may be legally discussed in the closed portion of the meeting considering available opinions of a court of record and opinions of the Texas Attorney General known to the attorney. This provision has been added to this agenda with the intent to meet all elements necessary to satisfy TEX. GOV’T CODE 551.144(c) and the meeting is conducted by all participants in reliance on this opinion. The

Council may vote and/or act upon each of the items set out in this agenda. In addition, the city Council for the City of Cumby has the right to adjourn into executive session at any time during the course of this meeting to discuss any matter authorized by Texas Government Code Sections 551.071 (Consultation with Attorney); 551.072 (Deliberations related to Real Property); 551.073 (Deliberations related to prospective gifts or donations); Section 551.074 (Personnel Matter); 551.076 (Deliberations regarding the deployment of security devices or the implementation of security policy); and 551.087 (Deliberations regarding Economic Development negotiations).

**Attendance by Other Elected or Appointed Officials – NOTICE OF POTENTIAL QUORUM:** It is anticipated that members of City Council or other city board, commissions and/or committees may attend the meeting in numbers that may constitute a quorum of the other city boards, commission and/or committees. Notice is hereby given that the meeting, to the extent required by law, is also notices as a meeting of the other boards, commissions and/or committees of the City, whose members may be in attendance. The members of the boards, commissions and/or committees may participate in discussions on the same items listed on the agenda, which occur at the meeting, but no action will be taken by such in attendance unless such item and action is specifically provided for on an agenda for that board, commission or committee subject to the Texas Open Meetings Act.

**CERTIFICATE:**

I hereby certify that the above Notice of Meeting was posted on the City Hall bulletin board on the 12<sup>th</sup> of June, 2021 by 6:00 p.m. at a place convenient and readily accessible to the general public at all times, and to the city's website, <https://www.cityofcumby.com>, in compliance with Chapter 551, Texas Government Code.

  
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Sheryl Lackey, Mayor Pro Tem

