

**AGENDA  
NOTICE OF REGULAR 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 Regular Meeting on May 16, at 6:00 p.m., at 101 East Main Street, (Cumby Volunteer Fire Department), Cumby, Texas, City Council Chambers.**

If the public desires to speak during a specific agenda item, they must email [secretary@cityofcumby.com](mailto:secretary@cityofcumby.com) by 4:00 pm on the day of the meeting. The email must contain the person's name, address, phone number, and the agenda item(s) for which comments will be made. You may also communicate and send your comments to the City Councilmembers directly by emailing; [Alderman1@cityofcumby.com](mailto:Alderman1@cityofcumby.com), [Alderman2@cityofcumby.com](mailto:Alderman2@cityofcumby.com); [Alderman4@cityofcumby.com](mailto:Alderman4@cityofcumby.com) and [Alderman5@cityofcumby.com](mailto:Alderman5@cityofcumby.com) .

The meeting agenda is posted online at [www.cumbytx.com](http://www.cumbytx.com) website. The meeting packet will be posted on [www.cumbytx.com](http://www.cumbytx.com) website as soon as it is complete and issued to council.

**1. CALL MEETING TO ORDER**

**2. PLEDGE OF ALLEGIANCE AND INVOCATION**

**3. ROLL CALL & QUORUM REPORT**

**4. PRESENTATION BY CITIZENS**

The City Council welcomes "Presentation by Citizens." If you wish to speak, you must follow these guidelines. **As a courtesy to your fellow citizens and out of respect to our fellow citizens, we request that if you wish to speak that you follow guidelines posted at the bottom of this Agenda.**

**5. CITY COUNCIL COMMENTS**

Pursuant to TEX. GOV'T CODE 551.0415, the Mayor, a City Council member and Staff may report on the following items of community interest:(1) expression of thanks, congratulations or condolences (2) information about holiday schedules (3) recognition of individuals (4) reminders about upcoming events organized or sponsored by the City Council (5) Information about community events and (6) announcements involving imminent threat to public health and safety. Additionally, pursuant to TEX. GOV'T CODE 551.042, the Mayor or Council members may request that items be placed on future City Council agendas.

**6. CONSENT AGENDA & DEPARTMENT REPORTS**

All matters listed under this item are considered routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired by any Alderman on any item, that item will be removed from the consent agenda and will be considered separately.

6.1. Approval – City Council Minutes April 10, April 18; April 29, 2023

6.2. Approval – 2023 March & April Financials (P&L)

6.3. Approval – Fiscal Year-to-Date 2022-2023 P&L

6.4. Approval – 2023 April Unpaid Bill Summary

6.5. Approval - Municipal Court Monthly Collection Report

6.6. Approval - Police Department Activity Report

6.7. Approval - Public Works Department Activity Report

6.8. Approval - Fire Department Activity Report

6.9. Approval – Building Permit Report

## 7. OLD BUSINESS

- 7.1. **Discussion/Action:** Update on various grant and other potential funding requests by City of Cumby (Mayor Pro Tem)
  - 7.1.1. Grant request for sidewalk & infrastructure (\$10M)
  - 7.1.2. Survey of Electrical usage and proposed low-interest loan (paid out of assumed savings) (City of Cumby)
- 7.2. **Discussion/Action:** Economic Development Board to potentially incorporate City Park to enable city to go forward with renovations through a 501(c)3. Renovations completed to date under city auspices : repair brick wall adding pavers for seating, city signage, repair and replace light fixtures, remove old lumber from around sand boxes to remove trip hazard. (Mayor Pro Tem, Alderman 2, and Alderman 3)
- 7.3. **Discussion/Action:** Contract Agreement between the City of Cumby, Texas and Cumby Youth Sports Association; CYSA preparing new agreement. (Mayor)
- 7.4. **Discussion/Action:** Update (if any) Cumby ISD and HWH (project manager) and Hopkins County Fire Chief regarding state of Cumby water lines to ensure proper pressure for fire system for new high school. Overview and costs of Project: Installation; Materials; Design. (Mayor). Public Notice was prepared by City. Old layout found and there may be an existing 8" water line. (Mayor / Public Works Supervisor)
- 7.5. **Discussion/Action:** Report on progress of viable options for Municipal Court Collection Agency. (Mayor)
- 7.6. **Discussion/Action:** Update regarding status of City Hall renovations (Mayor/Mayor Pro Tem/Alderman 3/Chief Hundley)
- 7.7. **Discussion/Action:** Update regarding reimbursement to Volunteer Fire Department for "tenant space" for City employees temporary office. (Mayor/Alderman 3)
- 7.8. **Discussion/Action:** Resolution R-2023-0004 - Municipal Court Truancy Fund: use of funds for Juvenile Case Manager including K-9 and programming. (Mayor)

## 8. NEW BUSINESS

- 8.1. **Discussion/Action:** City staffing – Maintenance/Public Works; City Secretary; raises for Police Department and Municipal Court staff (Mayor)
- 8.2. **Discussion/Action:** Proposed Dates for 2023-2024 Fiscal Budget Workshop(s). One, two hour session with a one-hour session follow-up:
  - o July 10-11 or 13<sup>th</sup> or
  - o July 24 or 26
  - o Or .... A Saturday afternoon and working lunch (bring your lunch)

## 9. EXECUTIVE SESSION – In accordance with Texas Government Code, Section 551.001, et seq., the City Council will recess into Executive Session (closed meeting) to discuss the following:

- a) § 551.071(1): Report from Mayor Hardy regarding pending or contemplated litigation, Cause CV45279 Benita Rodriguez v The City of Cumby, Texas.

## 10. RECONVENE INTO OPEN SESSION - In accordance with Texas Government Code, Chapter 551, the City Council will reconvene into Open Session to consider action, if any, on matters discussed in Executive Session.

## 11. ADJOURNMENT

**Executive Sessions Authorized** – The City Council for the City of Cumby reserves 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.

**Presentation by Citizens Guidelines:**

- 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.
- Show the Council members the same respect and courtesy that you expect to be shown to you.
- 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)

**CERTIFICATE:**

I hereby certify that the above Notice of Meeting was posted on the City Hall bulletin board; website; and City Facebook page on the May 11, 2023, at a place convenient and readily accessible to the general public at all times, and to the city’s website, <https://www.cumbytx.com>, in compliance with Chapter 551, Texas Government Code.

*Betty Jo Hardman*

Betty Jo Hardman, City Secretary

