



THE CITY COUNCIL OF THE CITY OF HENDERSON, TEXAS, WILL MEET ON TUESDAY, THE 21ST DAY OF MAY 2024, AT 6:00 P.M. FOR A REGULAR COUNCIL MEETING, AT MUNICIPAL SERVICES COMPLEX, 300 W. MAIN STREET, FOR THE FOLLOWING PURPOSES:

Mayor:

J.W. (Buzz) Fullen

Mayor Pro Tem

Henry Pace

Council Members:

Stephen Strong
Reginald Weatherton
Melissa Morton
Gina Juarez

City Manager:

Jay Abercrombie

City Secretary

Cheryl Jimerson

CALL TO ORDER: *The Mayor will call the meeting to order, declare a quorum if present, and declare notices legally posted pursuant to Open Meetings Act.*

INVOCATION AND PLEDGE OF ALLEGIANCE:

CITIZENS COMMENTS

PRESENTATIONS/ANNOUNCEMENTS

CONSENT AGENDA

1. Consideration of possible action upon the minutes and the Regular Council Meeting of April 16, 2024 and the Special Council Meeting of May 9, 2024. (Jimerson)
2. Consideration and possible action upon street closures on the new route for the Juneteenth Parade and event at Yates Park June 15, 2024 starting at 10:30 a.m. (Taylor/Ybarra)
3. Consideration and possible action upon the official dedication and certificate of acceptance from Management and Training Corporation (MTC) on the closing of Industrial Drive for the West Fraser project. (Abercrombie)
4. Consideration and possible action upon allowing Mike Adams to have a fireworks show at the request of HISD at the 2024 Graduation Class Ceremony. (Ybarra)

COUNCIL BUSINESS – REGULAR SESSION

5. Consideration and possible action upon renaming Emma Street to Roquemore Street authorizing an ordinance to be put in place for the name change. (Jimerson)
6. Consideration and possible action on a Stokes and Associates agreement to furnish engineering services for street contract #24. (Brown/Holland)
7. Consideration and possible action upon possible public utility infrastructure upgrade or replacement related to street contract #24.(Holland/Boyd)
8. Consideration and possible action upon a Preliminary Major Plat for 7 acres to be cut out of a 381.36 acre tract known as the Wylie Farm. (Williams)
9. Open the second public hearing on the City of Henderson proposed annexation of Texas Department of Transportation (TXDOT) Right of Way (ROW) into the city limits including parts of Loop 571, State Highway 323 and FM 2276. (Jimerson)
10. Consideration and possible action upon closing the public hearing.
11. Consideration upon the first reading of Ordinance 2024-05-01 on the proposed annexation for parts of TXDOT ROW on Loop 571, State Highway 323 and FM 2276. (Jimerson)

12. Open the second public hearing on the City of Henderson proposed voluntary annexation of the Jim Allen Estate on Loop 571 and FM 2276 now owned and submitted by HEDCO. (Jimerson)
13. Consideration and possible action upon closing the public hearing.
14. Consideration upon the first reading of Ordinance 2024-05-02 on the proposed annexation of the Jim Allen Estate owned by HEDCO located on the corner of Loop 571 and FM 2276. (Jimerson)
15. Open the second public hearing on the City of Henderson proposed voluntary annexation of an application for the East Texas Regional Business Park located on the corners of Loop 571, State Highway 323 and FM 2276 owned by HEDCO. (Jimerson)
16. Consideration and possible action upon closing the public hearing.
17. Consideration upon the first reading of Ordinance 2024-05-03 on the proposed annexation of the East Texas Regional Business Park owned by HEDCO located on the corner of loop 571 and between State Highway 323 and FM 2276. (Jimerson)
18. Consideration upon the first reading of Ordinance 2024-05-04 amending chapter 4 of the Code of Ordinances enforcing Sex Offenders residency restrictions. (Taylor)
19. Consideration upon a recommendation from the Planning and Zoning Commission and first reading of Ordinance 2024-05-05 changing the zoning from R1 a Residential Zone, to IS an Institutional Zone for the Rusk County Emergency Services District located at 1515 Whippoorwill. (Williams)
20. Consideration and possible action upon a minor plat request submitted by Gerardo and Nancy Deleon to subdivide 1500 Price Street into two lots. (Williams)
21. Consideration and possible action on a contract for auditing services with Gollob, Morgan, Peddy, CPA for the fiscal year ending September 30, 2024. (Arnall)

DEPARTMENTAL REPORTS:

22. The City Council may deliberate and make inquiry into any item listed in the Departmental Reports.
 - A. City Manager
 - B. Fire Department
 - C. Police Department
 - D. Animal Center
 - E. Community Development
 - F. Public Services/Parks and Recreation Department
 - G. Public Utilities
 - H. Finance Department
 - I. City Secretary
 - J. Communications and Marketing
 - K. HEDCO
 - L. Director of Operations Departmental Reports below.
 - Civic Center
 - Main Street/Tourism
 - Municipal Court

BOARDS AND COMMISSIONS

Board of Adjustments Minutes
 Planning and Zoning Minutes
 Cemetery Board Meeting Minutes
 Main Street Meeting Minutes

EXECUTIVE SESSION:

REGULAR SESSION:

ADJOURNMENT

23. Adjourn

The City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.087 (Economic Development).

ACCESSIBILITY STATEMENT

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary's Office at (903) 657-6551.

CERTIFICATE

I certify the foregoing notice was posted on the notice board in front of the Municipal Services Complex, Henderson, Texas, on this ____ day of _____ 20__ at _____ p.m.

Cheryl Jimerson, City Secretary

MINUTES OF THE
HENDERSON CITY COUNCIL
Regular Scheduled Meeting

April 16, 2024

CALL TO ORDER: *The Mayor will call the meeting to order, declare a quorum if present, and declare notices legally posted pursuant to Open Meetings Act.*

Mayor Fullen called the meeting to order at 6 p.m.

Council members present were Stephen Strong, Reggie Weatherton, Henry Pace, Melissa Morton, and Gina Juarez.

Staff members present were City Manager Jay Abercrombie, City Secretary Cheryl Jimerson, City Attorney Russell Brown, Chief of Police Chad Taylor, Fire Chief Sonny Ybarra, Director of Operations Davis Brown, Director of Public Services Kirk Kimbrell, Director of Utilities Randy Boyd, Planning and Zoning Administrator/Building Official Dennis Williams, Community Development Manager and Building Official Cliff McElfresh, Finance Director Karen Arnall, Animal Center Director Charissa Pool, Civic Center Manager Stephanie Kimbrell, HEDCO Director John Clary and HEDCO Director of Marketing/Business Development Shelby Jacobs..

INVOCATION AND PLEDGE OF ALLEGIANCE:

Council member Stephen Strong gave the invocation, Mayor Buzz Fullen led the Pledges.

CITIZENS COMMENTS

There were no citizens' comments.

PRESENTATIONS/ANNOUNCEMENTS

1. National Historic Preservation Month Proclamation.

Civic Center Manager Stephanie Kimbrell stated this proclamation is required annually for the Main Street Certification program.

CONSENT AGENDA

2. Consideration of possible action upon the minutes of the Regular Council Meeting of March 19t, 2024 and of the Special Meeting of April 2nd, 2024. (Jimerson)

3. Consideration and possible action upon the re-appointment of three Civic Center Advisory Committee members. (S. Kimbrell)

Reappointment for David Hill, Nancy Preston, and Deborah Kangerga

4. Consideration and Possible Action upon HEDCO financials for the month of February 2024. (Clary)

Council Member Henry Pace made a motion to approve the consent agenda, duly seconded by Council Member Reggie Weatherton. The vote was unanimous.

COUNCIL BUSINESS – REGULAR SESSION

5. Consideration and possible action upon a letter of support for The Learning Lab. They will provide personalized education and foster an inclusive environment for students with special needs to be located at 119 S. Marshall Street. (Jimerson)

Kristal Clay introduced herself as the Director of The Learning Lab and its vital role in our community. Kristal's commitment to providing personalized education and fostering an inclusive environment for students with special needs is truly commendable.

6. Consideration and possible action upon the second reading of Ordinance 2024-04-01 on the proposed annexation of Bradshaw State Jail Facility located on the corner of Loop 571 and Industrial Park Drive, also known as County Road 203 and/ or Morris Street. (Jimerson)

Council Member Stephen Strong made a motion approving Ordinance 2024-04-01 on the proposed annexation of the Bradshaw State Jail, duly seconded by Council Member Gina Juarez. The vote was unanimous.

7. Consideration and possible action upon Resolution 2024-04-01 setting two public hearing dates on the City of Henderson proposal to Annex Texas Department of Transportation (TXDOT) Right of Way (ROW) into the city limits parts of Loop 571, State Highway 323 and FM 2276. (Jimerson)

Council Member Stephen Strong made a motion to approve Resolution 2024-04-01 setting two public hearing dates on the proposed annexation of part of TXDOT ROW located on Loop 571, State Highway 323, and FM 2276 for May 9 and May 21, duly seconded by Council Member Henry Pace. The vote was unanimous.

8. Consideration and possible action upon Resolution 2024-04-02 setting two public hearing dates on an application for annexation of the Jim Allen Estate on Loop 571 and FM 2276 submitted by HEDCO. (Jimerson)

Council Member Gina Juarez made a motion to approve Resolution 2024-04-02 setting two public hearing dates for a voluntary annexation application submitted by HEDCO previously called the Jim Allen Estate on Loop 571 and FM 2276 for May 9 and May 21, duly seconded by Council Member Reggie Weatherton. The vote was unanimous.

9. Consideration and possible action upon Resolution 2024-04-03 setting two public hearing dates on an application for annexation of the East Texas Regional Business Park on Loop 571 submitted by HEDCO. (Jimerson)

Council Member Gina Juarez made a motion to approve Resolution 2024-04-03 setting two public hearing dates for a voluntary annexation application submitted by HEDCO for the East Texas Regional Business Park on Loop 571, FM 323 and FM 2276 for May 9 and May 21, duly seconded by Council Member Melissa Morton. The vote was unanimous.

10. Consideration and possible action upon the creation of a new position titled Director of Utility Infrastructure and Delivery. This position, in accordance with the Henderson 2050 Comprehensive Plan, will focus on water and wastewater related infrastructure for future growth and versatility. (Abercrombie)

Council Member Reggie Weatherton made a motion to approve a new position titled Director of Utility Infrastructure and Delivery, duly seconded by Council Member Henry Pace. The vote was unanimous.

11. Consideration and possible action on confirmation of the appointment of a Director of Utility Infrastructure and Delivery for the City of Henderson. (Abercrombie)

City Manager Jay Abercrombie introduced David Hortman as the selection for this position. David has been with Bullard for 18 years and has 26 years of Municipal government experience. David will be able to start the second week of June.

Council Member Stephen Strong made a motion to approve the appointment of David Hortman as the Director of Utility Infrastructure and Delivery, duly seconded by Council Member Henry Pace. The vote was unanimous.

DEPARTMENTAL REPORTS:

12. The City Council may deliberate and make inquiry into any item listed in the Departmental Reports.

A. City Manager

B. Fire Department

C. Police Department

D. Animal Center

E. Community Development

F. Public Services/Parks and Recreation Department

G. Public Utilities

H. Finance Department

I. City Secretary

J. Communications and Marketing

K. HEDCO Sales Tax Revenue February 2024

L. Director of Operations Departmental Reports below.

Council Member Reggie Weatherton asked Director of Operations Davis Brown when is the projected start date for the street program? Davis stated that hopefully in two months, the engineers have it, in their hands right now.

Civic Center

Main Street/Tourism

Municipal Court

The council had no questions or comments on the monthly reports.

BOARDS AND COMMISSIONS

Board of Adjustments Minutes

Planning and Zoning Minutes

Cemetery Board Meeting Minutes

Main Street Meeting Minutes

Preservation Minutes

The council had no questions or comments on the Board meeting minutes.

EXECUTIVE SESSION:

None

REGULAR SESSION:

ADJOURNMENT

13. Adjourn

Council Member Melissa Morton made a motion to adjourn at 6:26 p.m., duly seconded by Council Member Gina Juarez. The vote was unanimous.

ATTEST:

APPROVED:

Cheryl Jimerson, City Secretary

John Fullen, Mayor

MINUTES OF THE
HENDERSON CITY COUNCIL
Special Scheduled Meeting

May 9, 2024

CALL TO ORDER: *The Mayor will call the meeting to order, declare a quorum if present, and declare notices legally posted pursuant to Open Meetings Act.*

Mayor Protem Henry Pace called the meeting to order at 6 p.m.

Council members present were Stephen Strong, Reggie Weatherton, Henry Pace, Melissa Morton, and Gina Juarez.

Staff members present were City Manager Jay Abercrombie, City Secretary Cheryl Jimerson, Chief of Police Chad Taylor, and HEDCO Director John Clary.

INVOCATION AND PLEDGE OF ALLEGIANCE:

Council Member Reggie Weatherton gave the invocation, Mayor Protem Pace led the pledges.

CITIZENS COMMENTS

There were no citizens' comments.

COUNCIL BUSINESS – REGULAR SESSION

1. Open the first public hearing on the City of Henderson proposed annexation of Texas Department of Transportation (TXDOT) Right of Way (ROW) into the city limits parts of Loop 571, State Highway 323 and FM 2276.(Jimerson)

Mayor Protem Pace opened the first public hearing at 6:03 p.m. on the proposed annexation of TXDOT ROW. .

2. Consideration and possible action upon closing the public hearing.

Council Member Reggie Weatherton made a motion to close the public hearing at 6:04 p.m., duly seconded by Council Member Stephen Strong. The vote was unanimous.

3. Open the first public hearing on the City of Henderson proposed voluntary annexation of the Jim Allen Estate on Loop 571 and FM 2276 now owned and submitted by HEDCO. (Jimerson)

Mayor Protem Pace opened a public hearing at 6:05 p.m. on the proposed voluntary annexation application of the Jim Allen Estate.

HEDCO Director John Clary stated HEDCO spent 5 years buying this property. It was very essential to know there was rail access on one side of the property and highway frontage on the other.
There were no other comments or questions on this item.

4. Consideration and possible action upon closing the public hearing.

Council Member Gina Juarez made a motion to close the public hearing, duly seconded by Council Member Melissa Morton. The vote was unanimous.

5. Open the first public hearing on the City of Henderson proposed voluntary annexation of an application for the East Texas Regional Business Park. (Jimerson)

Mayor Protem Pace opened a public hearing at 6:06 p.m.on the proposed voluntary annexation of the East Texas Regional Business Park.

HEDCO Director John Clary stated all the utilities are installed and work on the gas for the park is near completion.

Council Member Reggie Weatherton asked if the two houses near the park were being annexed and if they would have access to connect to the utilities. City Manager Jay Abercrombie stated they would go through the same voluntary annexation process as these applicants have.

6. Consideration and possible action upon closing the public hearing.

Council Member Melissa Morton made a motion to close the public hearing, duly seconded by Council Member Gina Juarez. The vote was unanimous.

EXECUTIVE SESSION:

There were no items to discuss in the executive session.

REGULAR SESSION:

ADJOURNMENT

7. Adjourn

Council Member Gina Juarez made a motion to adjourn at 6:13 p.m., duly seconded by Council Member Melissa Morton. The vote was unanimous.

ATTEST:

APPROVED:

Cheryl Jimerson, City Secretary

John Fullen, Mayor



City Council

Agenda Item # 2.

SUBJECT: Consideration and possible action upon street closures on the new route for the Juneteenth Parade and event at Yates Park June 15, 2024 starting at 10:30 a.m. (Taylor/Ybarra)

MEETING DATE: May 21, 2024

DEPARTMENT: Police Department

CONTACT: Chad Taylor, Sonny Ybarra, Fire Chief

RECOMMENDED CITY COUNCIL ACTION: Staff recommends Council support this event and approve the request with the condition that the parade route and festival location be contingent upon conditions at the time of the festival, and that changes in either location be made at the discretion of the Chief of Police.

ITEM SUMMARY: This committee is requesting support from the City to hold a festival at Yates Park, and a parade for a celebration of Juneteenth.

BACKGROUND INFORMATION: This festival and parade event have been held in years past, and this is an annual continuation of the festival.

SPECIAL CONSIDERATIONS: In the past the Police Department has participated in the event by providing an officer to be stationed at Yates Park during the festival, and using on-duty personnel (police and fire) for escort and traffic direction purposes during the parade at 10:30AM.

SUPPORTING MATERIALS:

1. Juneteenth Parade Event Map
2. Juneteenth Parade Event Request



CITY OF HENDERSON

REQUEST FOR ITEM TO BE PLACED ON CITY COUNCIL AGENDA
FOR FESTIVALS, PARADES, WALK-A-THONS, AND FUND RAISERS

Event Title: Juneteenth Parade

Contact Person for Event: Carey W. Brown

Telephone Number for Contact Person: 903-646-3747

Type of Event: Parade

Date(s) of Event: June 15, 2024

Time(s) of Event: 10:30 A.M.

Proposed Route, if applicable: 300 W. Main (City Hall)

East on Main to N. Marshall - North on MLK (Webster)

East on MLK to Broadway

South on Broadway to Dallas street

West on Dalls ST. to Dobbs St end at Yates Park parking lot

(Enclose Map for Verification)

Proposed Street Closures, if applicable:

Recommendation from the Police Department

(Enclose Map for Verification)

Proposed Electrical Requirements, if applicable:

None

Proposed Service Personnel Needs (i.e. Police, Fire, Street):

Possibly Streets, Fire and Police

NOTE: Request must be submitted to the City Secretary's Office at least 30 days prior to event for approval by the City Council. Contact or representative must be present at Council Meeting to answer any questions which may arise.



City Council

Agenda Item # 3.

SUBJECT: Consideration and possible action upon the official dedication and certificate of acceptance from Management and Training Corporation (MTC) on the closing of Industrial Drive for the West Fraser project. (Abercrombie)

MEETING DATE: May 21, 2024

DEPARTMENT: Administration

CONTACT:

RECOMMENDED CITY COUNCIL ACTION: Approve official dedication and certification of acceptance from MTC

ITEM SUMMARY: The West Fraser project (closing of Industrial Dr.) initiated MTC to provide a small section of their property for the culdesac needed.

BACKGROUND INFORMATION:

SPECIAL CONSIDERATIONS:

SUPPORTING MATERIALS:

1. Dedication of Property - MTC
2. Owners Dedication - East Texas (part 1) - signed MTC

OFFICIAL DEDICATION AND
CERTIFICATE OF ACCEPTANCE

This is to certify that the interest and real property conveyed by this dedication instrument the ____ day of May, 2024, from Management & Training Corporation to the CITY OF HENDERSON, has been duly accepted subject to all terms and conditions contained therein, and the City Council has consented to recordation of such dedication instrument by its duly authorized officer.

Dated:_____

APPROVED:

Mayor

ATTEST: _

City Secretary

AFTER EXECUTION BY GRANTOR, PLEASE RETURN ORIGINAL TO:

CITY OF HENDERSON
C/o City Engineer
300 West Main Street
Henderson, TX 75652
Phone: 903-657-6551
Fax: 903-392-0435

AFTER RECORDING, PLEASE RETURN ORIGINAL TO:

CITY OF HENDERSON
C/o City Secretary
300 West Main Street
Henderson, TX 75652
Phone: 903-657-6551
Fax: 903-392-0435

Private Street Dedication

OWNER'S DEDICATION

NOW THEREFORE, KNOW ALL MEN BY THESE PRESENTS:

That Management & Training Corporation, acting by and through its duly authorized agent, Dan Marquardt, does hereby adopt this plat, designating the herein described property **in Exhibit "A"** to the City of Henderson, Rusk County, Texas, and do hereby dedicate, in fee simple, to the public use forever any floodway management areas shown thereon, and do hereby reserve the street(s) shown thereon as private. Streets to be deeded, in fee simple to the City of Henderson. The easements shown thereon are hereby reserved for the purposes indicated. The private streets, utility and fire lane easements shall be open to the public, fire and police units, garbage and rubbish collection agencies, and all public and private utilities for each particular use. The maintenance of paving on the private streets is the responsibility of the City of Henderson. The maintenance of paving on the utility and fire lane easements is the responsibility of the City of Henderson. No buildings, fences, trees, shrubs, or other improvements or growths shall be constructed, reconstructed, or placed upon, over or across the easements as shown. Said easements being hereby reserved for the mutual use and accommodation of all public utilities using or desiring to use same. All, and any public utility shall have the right to remove and keep removed all or parts of any building, fences, trees, shrubs, or other improvements or growths which in any way may endanger or interfere with the construction, maintenance or efficiency of its respective system on the easements, and all public utilities shall at all times have the full right of ingress and egress to or from the said easements for the purpose of constructing, reconstructing, inspecting, patrolling, maintaining and adding to or removing all or parts of its respective systems without the necessity at any time of procuring the permission of anyone. (Any public utility shall have the right of ingress and egress to private property for the purpose of reading meters and any maintenance or service required or ordinarily performed by that utility). In the event that the City of Henderson, Texas decides to close Industrial Drive adjoining the west boundary of the Management & Training Corporation (MTC) property, the east half of the right-of-way for Industrial Drive shall revert to the ownership of said MTC.

Water main and wastewater easements shall also include additional area of working space for construction and maintenance of the systems. Additional easement area is also conveyed for installation and maintenance of manholes, cleanouts, fire hydrants, water services and wastewater services from the main to the curb or pavement line, and description of such additional easements herein granted shall be determined by their location as installed.

This plat approved subject to all platting ordinances, rules, regulations, and resolutions of the City of Henderson.

WITNESS, my hand at Henderson, Texas, this the 1st day of April , 2024.

By: 

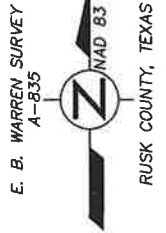
Dan Marquardt
President, Management & Training Corporation
(Printed name of authorized signature)
(Corporate title of authorized agent)

NOTES

- VOLUME AND PAGE REFERENCES SHOWN HEREON ARE TO THE DEED RECORDS OF RUSK COUNTY, TEXAS (DRRC), THE LAND RECORDS OF RUSK COUNTY, TEXAS (LRRC), OR THE OFFICIAL PUBLIC RECORDS OF RUSK COUNTY, TEXAS (OPRR).
- DIRECTIONAL CONTROL BASED UPON GPS DATA CONVERTED TO THE TEXAS COORDINATE SYSTEM OF 1927, NORTH CENTRAL ZONE.
- LINEAR DIMENSIONS ARE IN U.S. SURVEY FEET UNLESS OTHERWISE NOTED.
- SEE LEGAL DESCRIPTION DATED 3/3/23.
- DENOTES 5/8" IRON ROD, SET, (IRS) UNLESS OTHERWISE NOTED.
- DENOTES 1/2" IRON ROD, FOUND, (IRF) UNLESS OTHERWISE NOTED.
- EVERY DOCUMENT OF RECORD REVIEWED AND CONSIDERED AS A PART OF THIS SURVEY IS NOTED HEREON. ONLY THE DOCUMENTS NOTED HEREON WERE SUPPLIED THE SURVEYOR. NO ABSTRACT OF TITLE, NOR TITLE COMMITMENT, NOR RESULTS OF TITLE SEARCHES WERE FURNISHED THE SURVEYOR. THERE MAY EXIST OTHER DOCUMENTS OF RECORD THAT WOULD AFFECT THESE PARCELS.
- EXISTING UTILITIES SHOWN ARE APPROXIMATE LOCATION GENERATED FROM PREVIOUS MAPS AND SURVEY DATA. NO GUARANTEE IS GIVEN OR IMPLIED BY DDM SURVEYING INC. AS TO THE EXACT LOCATION OR IF ALL UNDERGROUND UTILITIES HAVE BEEN LOCATED.



Scale - 1"=50'



LEGEND

DEED LINE	---
FENCE CHAIN LINK	○
ROADWAY	---
OVERHEAD WIRE	---
ABSTRACT	OW



I, D. Dwayne Miley, Registered Professional Land Surveyor, Rusk County, Texas, do hereby certify that this plat represents the results of a survey completed on the ground under my supervision in March 2023.

[Signature]
D. Dwayne Miley, R.P.L.S. No. 4164

Curve Table

Curve #	Arc Distance	Central Angle	Radius	Chord Bearing	Chord Distance
C1	174.99'	167°06'04"	60.00	S04° 50' 30"W	119.24'
C2	49.23'	070°30'52"	40.00	S43° 27' 06"E	46.18'

A Survey for West Fraser Wood Products, Inc. Henderson, TX

Sabine Oil & Gas
centerline of a 30 foot
wide Right-Of-Way Agreement
Volume 3716 Page 15
OPRR

MANAGEMENT & TRAINING CORPORATION
CALLED 41.18 ACRES
VOLUME 2637 PAGE 76
OPRR

0.157 of an Acre.
6,846.58 Sq. Ft.

Marked this line
with metal 'T' post

SET METAL 'T' POST
FOUND 1/2" IR @
SWC 41.18 Acres
S 09° 15' 08" E 24.9'

Railroad Easement & ROW
called 4.9078 acres
Volume 1097 Page 800
DRRC

WEST FRASER WOOD PRODUCTS, INC.
WEST FRASER SUBDIVISION
BLOCK 526 LOT 1A
VOLUME 3570 PAGE 226
OPRR

DDM Surveying, Inc. P.O. Box 895 Henderson, Texas (903) 657-6229, Fax (903) 657-8117

Firm Reg. No. 10045900

DATE: 3/3/23

DRAWN: ddm

DWG. NO. CUL-DE-SAC-ROW

Page 1 of 2



Exhibit "A"

DDM, Surveying, Inc.

March 3, 2023
Management & Training Corporation
0.157 of an acre

0.157 of an acre being out of a called 41.18 acres tract as conveyed to the Management & Training Corporation by the Henderson Economic Development Corporation in a Special Warranty Deed date March 23, 2006 and recorded in Volume 2637 Page 76 of the Official Public Records of Rusk County, Texas (OPRRC), situated in the E. B. Warren Survey A-835 adjacent to the existing right-of-way of Industrial Drive within the corporate limits of the City of Henderson and being more particularly described by metes and bounds as follows:

BEGINNING at a metal "T" post set in the eastern right-of-way line of said Industrial Drive as described in a Volume 673 Page 242 of the Deed Records of Rusk County, Texas (DRRC), common with the West boundary line of said 41.18 acres tract, whence bears an existing $\frac{1}{2}$ " iron rod, found marking the Southwest corner of said 41.18 acres South $09^{\circ} 15' 08''$ East a distance of 24.9 feet;

THENCE with the Eastern right-of-way line of said Industrial Drive common with the West boundary line of said 41.18 acres tract as follows:

North $09^{\circ} 15' 08''$ West a distance of 112.77 feet, and

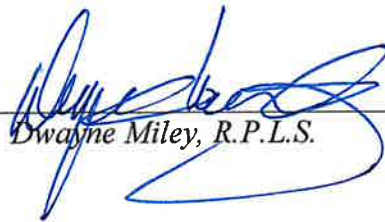
North $04^{\circ} 57' 49''$ West a distance of 41.19 feet to a metal "T" post, set in same

THENCE with a line marked by metal "T" post along a curve to the along left, having a radius of 40.00 feet, 49.23 feet along said curve, having a chord direction of South $43^{\circ} 27' 06''$ East and a chord length of 46.18 feet to a metal "T" post;

THENCE with a line marked by metal "T" post, along a curve to the right, having a radius of 60.00 feet, 174.99 feet along said curve, having a chord direction of South $04^{\circ} 50' 30''$ West and a chord length of 119.24 feet to the BEGINNING CONTAINING 0.157 of an acre.

I, D. Dwayne Miley, Registered Professional Land Surveyor, No. 4164-Texas, do hereby certify that this description represents the results of a survey completed on the ground under my supervision in February 2023. See plat dated 3/3/2023.




Dwayne Miley, R.P.L.S.

F:\2018\20180411 - West Fraser-0.157uc.dotx



City Council

Agenda Item # 4.

SUBJECT: Consideration and possible action upon allowing Mike Adams to have a fireworks show at the request of HISD at the 2024 Graduation Class Ceremony. (Ybarra)

MEETING DATE: May 21, 2024

DEPARTMENT: Fire Department

CONTACT: Sonny Ybarra, Fire Chief

RECOMMENDED CITY COUNCIL ACTION:
ITEM SUMMARY:

BACKGROUND INFORMATION:

SPECIAL CONSIDERATIONS:

SUPPORTING MATERIALS:

1. MPA Fireworks

Texas State Fire Marshal's Office Site Inspection Certification (required)

1. Permit holder information

Permit holder name MPA Fireworks LLC/ Charles M. Adams

Address P.O. Box 125

City Whitehouse State Tx ZIP 75791 County Smith

Phone (required) (903) 431-3137

2. Display information

Date of display 5-23-24 Time 2015

Date of alternate display N/A Time N/A

3. Location of display and/or alternate display. If no exact location, please describe the location.

501 Richardson, Henderson, TX 75654

4. As the fire prevention officer, I approve of the display site and have reviewed the site diagram.

☐ Yes ☐ No

5. I approve of the location and manner for storage of display fireworks before and during the display.

☐ Yes ☐ No

6. I approve of the potential landing area for fireworks debris.

☐ Yes ☐ No

7. The display is to be conducted in compliance with the Texas Occupations Code, Regulation of Fireworks and Fireworks Display, and the Fireworks Rules.

☐ Yes ☐ No

8. My approval is subject to the following conditions. List conditions, if applicable, or indicate "None."

9. As the fire prevention officer, I have inspected the display site(s) to determine whether this proposed display is of a nature or in a location that could be hazardous to property or dangerous to any person. This form is my notice to the Texas State Fire Marshal of the results of the inspection as required by the Texas Occupations Code, Section 2154.206.

Fire prevention officer:

Print name _____ Title _____

Signature _____ Date _____

Department _____ Email _____

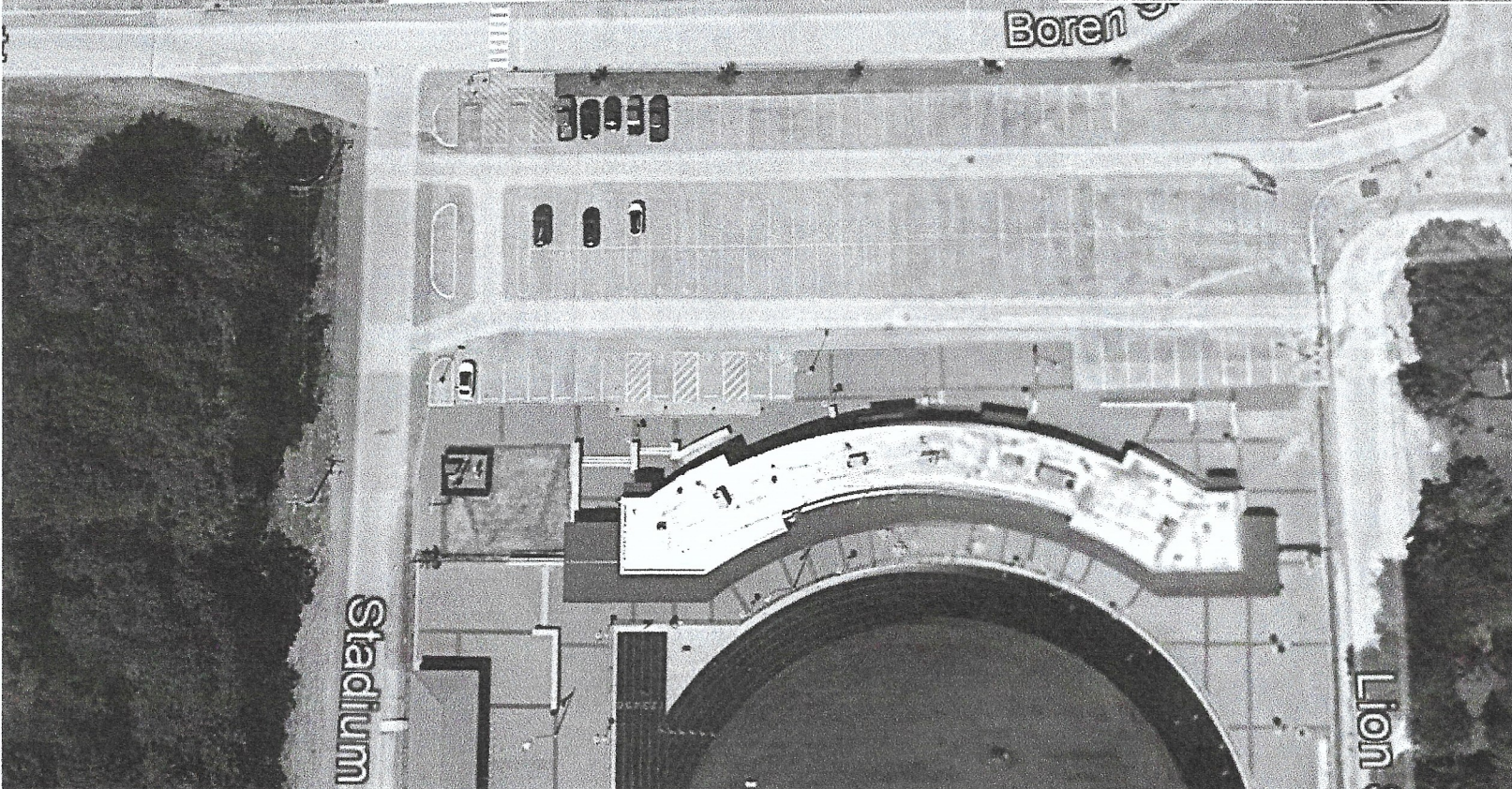
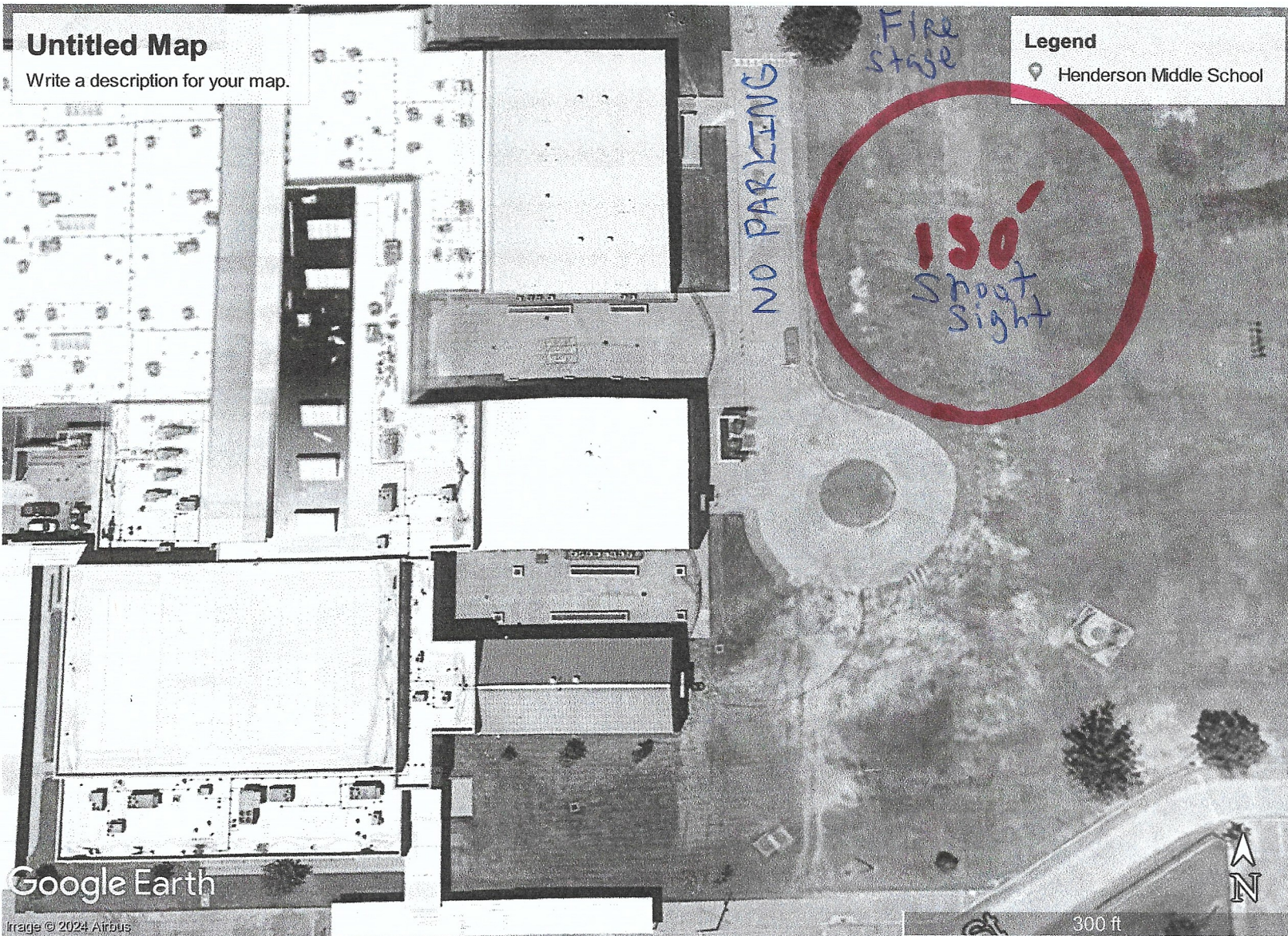
Phone _____ Cell _____

Untitled Map

Write a description for your map.

Legend

📍 Henderson Middle School





CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

4/30/2024

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER
Ryder Rosacker McCue & Huston (MGD by Hull & Company)
509 W Koenig St
Grand Island NE 68801

CONTACT
NAME: Kristy Wolfe
PHONE (A/C, No, Ext): 308-382-2330 FAX (A/C, No): 308-382-7109
E-MAIL
ADDRESS: kwolfe@ryderinsurance.com

INSURED
MPA Fireworks LLC
MPA Fireworks
PO Box 125
Whitehouse TX 75791

INSURER(S) AFFORDING COVERAGE	NAIC #
INSURER A: SCOTTSDALE INS CO	41297
INSURER B:	
INSURER C:	
INSURER D:	
INSURER E:	
INSURER F:	

COVERAGES**CERTIFICATE NUMBER:** 192257753**REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSR	WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY ☒ COMMERCIAL GENERAL LIABILITY CLAIMS-MADE ☒ OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: ☒ POLICY ☐ PRO-JECT ☐ LOC			CPS4056729	1/1/2024	1/1/2025	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000
	AUTOMOBILE LIABILITY ☐ ANY AUTO ☐ ALL OWNED AUTOS ☐ HIRED AUTOS ☐ SCHEDULED AUTOS ☐ NON-OWNED AUTOS						COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	UMBRELLA LIAB EXCESS LIAB DED ☐ RETENTION \$ ☐ OCCUR ☐ CLAIMS-MADE ☐						EACH OCCURRENCE \$ AGGREGATE \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below Y/N ☐ N/A						WC STATUTORY LIMITS ☐ OTH-ER ☐ E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

Regarding the General Liability coverage, Waiver of Subrogation applies to the entities listed below per attached form CG 24 04 when required by written agreement.
Regarding the General Liability coverage, Blanket Additional Insured applies to the entities listed below per attached form GLS-150s when required by written agreement.
Regarding the General Liability coverage, Primary and Non-Contributory coverage applies to the entities listed below per attached form CG 20 01 when required by written agreement.
Additional Insured: Henderson ISD; City of Henderson
Date: May 23, 2024/ alternate May 24, 2024

CERTIFICATE HOLDER**CANCELLATION**

Henderson ISD
501 Richardson
Henderson TX 75654

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

© 1988-2010 ACORD CORPORATION. All rights reserved.



City Council

Agenda Item # 5.

SUBJECT: Consideration and possible action upon renaming Emma Street to Roquemore Street authorizing an ordinance to be put in place for the name change. (Jimerson)

MEETING DATE: May 21, 2024

DEPARTMENT: City Secretary

CONTACT: Cheryl Jimerson

RECOMMENDED CITY COUNCIL ACTION: Staff recommends approval

ITEM SUMMARY: Sherrill Thomas contacted me about how to change the name of a street.

I explained the first thing to do is contact the Historical Society to see if there was any significance to the name of the street.

Second, I would need a petition with the signatures of each person that lives on the street stating they approve of the name change.

Lastly, approval from the City Council authorizes this office to go forward with an ordinance to officially change the name of the street.

BACKGROUND INFORMATION: Happy birthday to Mrs. Opal Preston Roquemore, born April 22, 1923 she has been blessed to turn 101 years old. She has been apart of Henderson TX all her life never leaving after her parents died, she married and raised her only son on the very street she grew up on where she presently lives. Her whole life is a miracle as a baby she was found in the fireplace but no one could tell her how she got there she says " people don't know I'm a mystery " I was taken in by my mothers sister who raised me, I didn't have a name so there was a white lady who said give her my name so that's how I got my name. My husband and I along with our son worshipped at Wesley Chapel Methodist Church where I also attended with my parents over 100yrs.

Even though her husband only son and parents are know longer here she loves to talk about all the good times bad times,good food and all the people she has known most who are deceased. She remembers how they were the only people on the block with a television so the neighbors would come over and watch sports and boxing and I would feed them. Yes I'm the only one left on my street and I could tell you about every last family that lived on this street, working at the Boys and Girls Club and the UT Health hospital living a 101 years is only a miracle from God and being in my right mind is only God. My motto is " when you help others you will be blessed " She has lived to see her son and husband serve in the army and make it home, so many people come and go and the world changing. But she is glad to say for 101 years she has lived in the same place and served the town of Henderson.

SPECIAL CONSIDERATIONS: None

SUPPORTING MATERIALS:

1. Emma St Name Change Request

Petition to Change Street Name

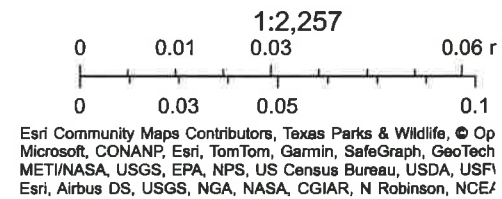
Petition Summary	Renameing a street is a unquite way to honor Citizens			
Action petitioned for:	We, the undersigned, are urging our leaders of the City of Henderson to change Emma Street to Roquemore Street to honor this family for more than 100 years of service and residency.			
Date	Printed Name	Signature	Address	Phone Number
5/4/24	Chris HAWKINS	Chris Hawkins	611 West Rusik Mount Enterprise, TX	430-280-9655
5/4/24	Jean Burst	Jean Burst	805 Redbud St Henderson Texas 75652	903-649-3092
5/4/24	Thomas Burst	Thomas Burst	805 Redbud St. Henderson Texas 75652	903-649-1912

Emma Street Parcels



5/3/2024, 9:00:14 AM

- Address Points
- City Boundaries
- Rusk County Parcels



US 70 US 25

Wilson Street

Emma Street

Redbud Street

0 100 200 Feet

Map data © OpenStreetMap contributors, Microsoft, F...

Property addresses visible on the map:

- Wilson Street: 16690, 5871, 16573, 31431, 31418, 5625, 19513, 16435, 32094, 24337, 32559, 32528, 32524
- Emma Street: 2613, 1837, 1839, 14910, 6055, 32705, 14304, 14297, 14298, 14299, 17467, 14300, 14301, 14302, 15256, 15684
- Redbud Street: 22795, 34364, 17863, 14285, 14287, 14286, 19353, 33551, 15997, 27033, 24956, 15528, 15529

●

14286

LT 11 BLK 161 T K BENNETT SUR

CORNER OF EMMA & REDBUD

SEE PARCEL 19353

01230-00380-000000-0000000

REAL

REAL

C1R - RURAL VACANT LOTS

0.6436

●

R62762

BURST THOMAS & JEAN

Care of

805 Redbud St Henderson TX 75652 6143

1.000000

Exemptions

Show Map 

Parcel ID# 5

Legal Description

Additional Legal Information

Additional Legal Information 2

Additional Legal Information 3

Geographic ID

Description

Agent

Category Code

Total Acres

OWNER

Owner ID

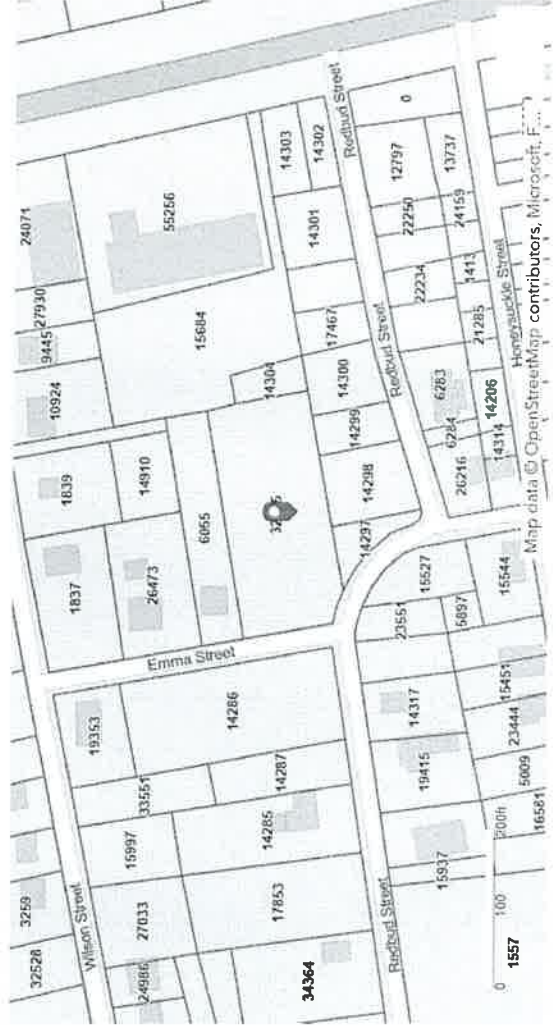
Name _____

Care of

Mailing Address

% Ownership

Exemptions

Show Map 

★

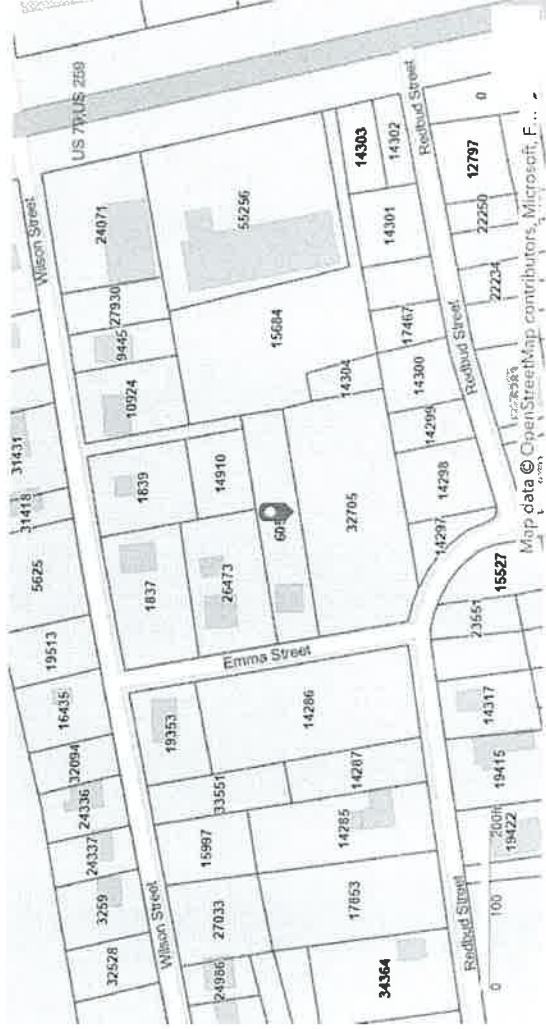
Parcel ID	6055
Legal Description	N 60 LT 4 BLK 355A T BENNETT
Additional Legal Information	
Additional Legal Information 2	
Additional Legal Information 3	CLARENCE DEC D 8/24/02
Geographic ID	01270-00150-00000-000000
Description	REAL
Agent	
Category Code	A1 - SINGLE FAMILY RESID
Total Acres	0.3444

OWNER

Owner ID	R37938
Name	HAWKINS CLARENCE ESTATE
Care of	C/O CHRISTOPHER L HAWKINS
Mailing Address	611 W RUST ST # T MOUNT ENTERPRISE TX 75681 7593
% Ownership	1.000000

Exemptions

Show Map





City Council

Agenda Item # 6.

SUBJECT: Consideration and possible action on a Stokes and Associates agreement to furnish engineering services for street contract #24.
(Brown/Holland)

MEETING DATE: May 21, 2024

DEPARTMENT: Administration

CONTACT:

RECOMMENDED CITY COUNCIL ACTION:
ITEM SUMMARY:

BACKGROUND INFORMATION:

SPECIAL CONSIDERATIONS:

SUPPORTING MATERIALS:

1. 2024 Master Street Program Work Order

**EXHIBIT A
TO
MASTER AGREEMENT
TO FURNISH ENGINEERING SERVICES TO
CITY OF HENDERSON, TEXAS**

2024 MASTER STREET IMPROVEMENTS PROGRAM

Work Order #010-2419

The work described below shall be completed in accordance with the Master Agreement to Furnish Engineering Services to the City of Henderson, dated April 29, 2008.

SCOPE OF WORK

The Engineer has met with the Owner and determined the Scope of Work and the services to be rendered prior to preparation of this Work Order. The general description of the work shall be to prepare the engineering plans and specifications for the 2024 Master Street Improvements Program of which is more particularly described as follows:

BASE BID

STREET	FROM	TO
St. Paul	Jacksonville Dr.	US Hwy 79 S
Lewis	MLK Jr.	End
Neal	Bell	Lewis
Buford	North Marshall	End
MLK Jr.	US 259 South	US Hwy 79 N
Gray	Elm	West Main
Thomas	McMurray	Slaydon
Shawnee	South Evenside	Briarwood
Briarwood	South Evenside	Foley
McMurray	South Evenside	End
Slaydon	South Evenside	Briarwood
Alberta	US Hwy 79 S	Jacksonville Dr.
Alberta	Jacksonville Dr.	Kaynell

ADDITIVE ALTERNATE

Sports Complex	US 259 South	FM 3310
----------------	--------------	---------

The list above represents a catalogue of streets that are included in the 2024 Master Street Improvements Program. Each street will be designed and bid to determine its individual costs along with determining the Project Base Bid total value. It is possible one or more streets may be deleted to comply with the funds allocated for this Project. Likewise, if the Base Bid value is under the fund allocation, the Sports Complex roadway may added to this list.

I. PRELIMINARY DESIGN

1. The Engineer shall obtain copies of any plans, reports, permits or other pertinent information relating to the Project from the Owner.
2. The Engineer shall perform field measurements in accordance with the Scope of Work above to determine the bid units and limits of the work.
3. The Owner shall provide personnel and equipment necessary to assist Engineer in locating and exposing existing utility covers associated with the Scope of Work above.
4. The Engineer shall conduct a 90% plan review of each bid packet with the Owner's staff prior to bidding.

II. FINAL DESIGN PLANS, SPECIFICATIONS & BID DOCUMENTS

1. The Engineer shall prepare the final design plans incorporating the results of all mutually agreed changes requested by the Owner.
2. The Engineer shall prepare the final specifications for the Project which shall include the detailed descriptions of the various items to be incorporated into the project along with the bid documents and construction contract.
3. The Engineer shall provide the Owner with the bid advertisement, assist with plan/specification copies for contractors, prepare any necessary addenda and provide a tabulated summary of the bids received. The Engineer shall also review the bids and prepare a written recommendation to the Owner.
4. The Engineer shall assist the Owner with contract award.

III. CONSTRUCTION ENGINEERING

1. The Engineer shall assist the Owner in conducting a pre-construction conference with the selected Contractor detailing the various aspects of the Project and contract requirements.
2. The Engineer shall review any material submitted by the Contractor in accordance with the technical specification that is to be incorporated into the Project.
3. The Engineer shall review and recommend monthly pay requests submitted by the Contractor. Each pay request shall be forwarded to the Owner for payment.
4. The Engineer shall make periodic inspections of the work, typically at least once per week, to verify that the Project is being constructed in accordance with the plans, specifications and contract documents.
5. The Engineer shall prepare any Change Order that affects the Project. Change Orders that alter the Scope of Work shall be considered as additional work and the Engineer shall be compensated at the hourly rate specified in the Master Agreement. All change orders shall be approved by the Owner prior to issuance to the contractor.
6. The Engineer shall assist the Owner with final inspection and Project closeout.

IV. PERIOD OF PERFORMANCE

It is estimated the design work set forth in Sections I and II above can be completed within 90 days from approval of this work order.

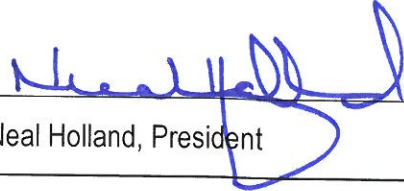
V. COMPENSATION

The Engineer shall be compensated a fixed-fee amount of one hundred fifteen thousand dollars (\$115,000) for services rendered and in accordance with the Scope of Work above.

Payment shall be made monthly by the Owner in accordance with requests made by the Engineer as defined in the Master Agreement.

VI. SIGNATURES

IN WITNESS WHEREOF, the Parties execute below:

CITY OF HENDERSON, TEXAS	STOKES & ASSOCIATES, INC.
Honorable John W. Fullen, Mayor	 Neal Holland, President

Dated this 21st day of May, 2024



City Council

Agenda Item # 7.

SUBJECT: Consideration and possible action upon possible public utility infrastructure upgrade or replacement related to street contract #24.(Holland/Boyd)

MEETING DATE: May 21, 2024

DEPARTMENT: Public Utilities

CONTACT: Randy Boyd, Public Utilities Director

RECOMMENDED CITY COUNCIL ACTION: Staff recommends Council approve the Master Agreement with Stokes and Associates on replacing water lines on the next street contract.

ITEM SUMMARY: the Master agreement spells out all work to be done on the water distribution system on the next street contract.

BACKGROUND INFORMATION:

SPECIAL CONSIDERATIONS:

SUPPORTING MATERIALS:

1. Exhibit A - 2024 Utility Imp WO 010-2420

EXHIBIT A
TO
MASTER AGREEMENT
TO FURNISH ENGINEERING SERVICES TO
CITY OF HENDERSON, TEXAS

WORK ORDER NO. 010-2420
2024 UTILITY IMPROVEMENTS
(Affiliated with the 2024 Master Street Improvements Program)

The work described below shall be completed in accordance with the Master Agreement to Furnish Engineering Services to the City of Henderson, dated April 29, 2008.

I. SCOPE OF WORK

The ENGINEER has met with the OWNER and determined the Scope of Work and the services to be rendered prior to preparation of this Work Order. The general description of the work shall be to prepare the engineering plans, specifications and contract documents necessary for the construction of the 2024 Utility Improvements at the following locations:

1. Buford Lane – replace the existing water main from North Marshall Street to the end.
2. Lewis Street - replace the existing water main from MLK to the end.
3. Neal Street - replace the existing water main from Lewis Street to Bell Street.
4. St. Paul Street - replace the existing water main from Jacksonville Drive to US Hwy 79.

II. PRELIMINARY DESIGN

1. The OWNER shall provide to ENGINEER, copies of any plans, reports, permits or other pertinent information that is relevant to the project.
2. The ENGINEER shall coordinate with OWNER in locating the existing utility infrastructure associated with the project. The OWNER shall provide personnel and equipment as necessary to assist ENGINEER in locating and exposing existing utilities associated with the Scope of Work.
3. The ENGINEER shall perform the necessary fieldwork to establish the line and grade of the proposed water improvements. It has not been determined if easement acquisition will be required for this project. If required, all survey and document preparation associated with easements shall be paid for separately by the OWNER.
4. The ENGINEER shall prepare the preliminary construction plans in accordance with the Scope of Work listed above.
5. The ENGINEER shall review the preliminary plans with the OWNER's representative.

III. FINAL DESIGN

1. The ENGINEER shall prepare the final design plans incorporating the results of all mutually agreed changes.
2. The ENGINEER shall prepare the construction contract documents including bid proposal and final design specifications that shall include the detailed descriptions of the various items to be incorporated into the project.
3. The ENGINEER shall provide the OWNER with the bid advertisement, assist with plan and specification copies for contractors, prepare any necessary addenda and provide a tabulated summary of the bids received. The ENGINEER shall also review the bids and prepare a written recommendation to the OWNER for award of the construction contract.
4. The ENGINEER shall assist the OWNER with award of the construction contract and issuance of a "Notice to Proceed".

IV. CONSTRUCTION ENGINEERING

1. The ENGINEER shall assist the OWNER in conducting a pre-construction conference with the contractor.
2. The ENGINEER shall review and approve any material submitted by the contractor that is to be incorporated into the project.
3. The ENGINEER shall make periodic inspections of the work, typically at least once per week, to verify that the Project is generally being constructed in accordance with the plans, specifications and contract documents and shall rely on City personnel to perform day to day inspection activities.
4. The ENGINEER shall review and recommend to OWNER all monthly payment requests submitted by the contractor. These pay requests shall be forwarded to the OWNER for review and payment.
5. The ENGINEER shall prepare any Change Order that affects the project. Change Orders that alter the Scope of Work shall be considered additional work and the ENGINEER shall be compensated at his hourly rate negotiated at the time of the change. Change Orders shall be approved by the OWNER prior to issuance.
6. The ENGINEER shall assist the OWNER with final inspection of the project.
7. The ENGINEER shall prepare and deliver to the OWNER "Record Drawings" of the completed project.

V. PERIOD OF PERFORMANCE

It is estimated the design work set forth in Sections II and III above can be completed within 60 days from approval of this work order.

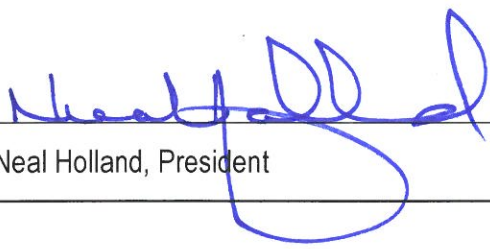
VI. COMPENSATION

The ENGINEER shall be compensated a fixed-fee amount of forty three thousand seven hundred fifty (\$43,750) for services rendered and in accordance with the Scope of Work above.

Payment shall be made monthly by the OWNER in accordance with requests made by the ENGINEER as defined in the Master Agreement.

VII. SIGNATURES

IN WITNESS WHEREOF, the Parties execute below:

CITY OF HENDERSON, TEXAS	STOKES & ASSOCIATES, INC.
Honorable John W. Fullen, Mayor	 Neal Holland, President

Dated this 21st day of May 2024.



City Council

Agenda Item # 8.

SUBJECT: Consideration and possible action upon a Preliminary Major Plat for 7 acres to be cut out of a 381.36 acre tract known as the Wylie Farm. (Williams)

MEETING DATE: May 21, 2024

DEPARTMENT: Planning and Zoning & Board of Adjustments

CONTACT: Dennis Williams, P & Z Administrator

RECOMMENDED CITY COUNCIL ACTION: Staff recommends approval of the preliminary Major Plat of the Wylie Farm.

ITEM SUMMARY: Christus Mother Frances have plans in place to build an Emergency Center on the property. There are future plans to expand this facility into a hospital.

BACKGROUND INFORMATION:

SPECIAL CONSIDERATIONS:

SUPPORTING MATERIALS:

1. Wiley B2401001 PRELIM PLAT-Model

KNOW ALL MEN BY THESE PRESENTS, THAT WE, DAVID WYLIE, KATHRYN WYLIE DEASON, AND MARY WYLIE McGEE, AS MANAGERS OF WYLIE FAMILY LAND INTERESTS, LLC, THE GENERAL PARTNER OF BILL AND MONNIE WYLIE LAND PARTNERS, LTD, DO HEREBY ADOPT THIS PLAT FOR SUBDIVISION BEING A PART OF TWO TRACTS 1) A CALLED 88.44 ACRE TRACT DESCRIBED AS "ITEM B" AND 2) A CALLED 143.5 ACRE TRACT DESCRIBED AS "ITEM E", BOTH TRACTS DESCRIBED IN DEED FROM KATHY WYLIE DEASON, ET AL TO BILL AND MONNIE MEYER HEIRS PARTNERSHIP NO. 2 DATED JANUARY 1, 2001 AND RECORDED IN VOLUME 2252, PAGE 730 OF THE OFFICIAL PUBLIC RECORDS OF RUSK COUNTY, TEXAS, THE PROPERTY SHOWN HEREON TO BE KNOWN AS "WYLIE FARM SUBDIVISION". NOTHING IN THIS DOCUMENT SHALL BE CONSTRUED AS A DEDICATION OF THE "UNNAMED STREET" FOR PUBLIC USE. THE FUTURE DEDICATION OF RIGHT-OF-WAY SHALL BE GOVERNED BY THE DEVELOPMENT AGREEMENT WHICH IS EXHIBIT "F" TO THE PURCHASE AND SALE AGREEMENT BETWEEN CHRISTUS GOOD SHEPHERD MEDICAL CENTER AND BILL AND MONNIE WYLIE LAND PARTNERS, LTD. DATED FEBRUARY 2, 2024. IT FURTHER CERTIFIES THAT ALL TAXES ARE PAID AND NO DELINQUENT TAXES EXIST ON THIS PROPERTY,

SUBSCRIBED AND SWORN TO BEFORE ME THIS:

THE _____ DAY OF _____ 2024.

NOTARY PUBLIC IN AND FOR RUSK COUNTY, TEXAS

SUBSCRIBED AND SWORN TO BEFORE ME THIS:

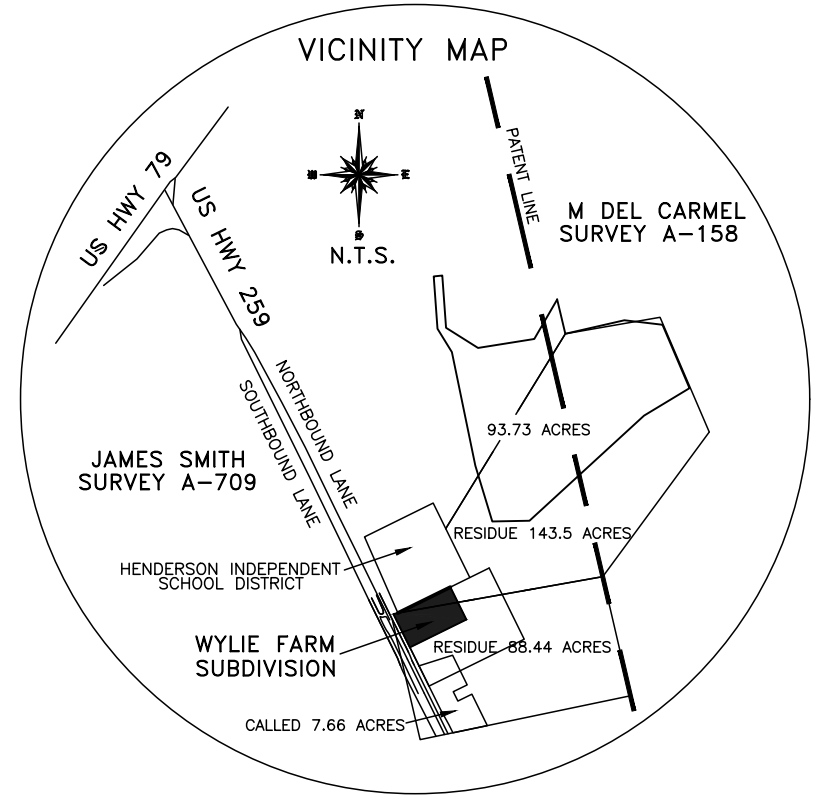
THE _____ DAY OF _____ 2024.

NOTARY PUBLIC IN AND FOR RUSK COUNTY, TEXAS

SUBSCRIBED AND SWORN TO BEFORE ME THIS:

THE _____ DAY OF _____ 2024.

NOTARY PUBLIC IN AND FOR RUSK COUNTY, TEXAS



CERTIFICATE OF CITY MANAGER

I hereby certify that all requirements of the "Subdivision Ordinance and Zoning Ordinance" concerning submission and approval of information and data to the City Manager required for Final Plat approval, have been complied with for the hereon referenced subdivision.

City Manager

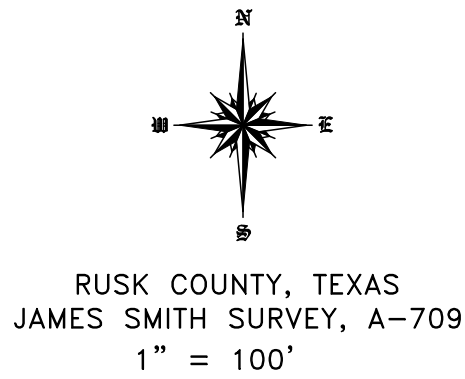
Date

APPROVED AND ACCEPTED BY THE CITY COUNCIL OF HENDERSON, TEXAS on this _____ day of _____ 2024.

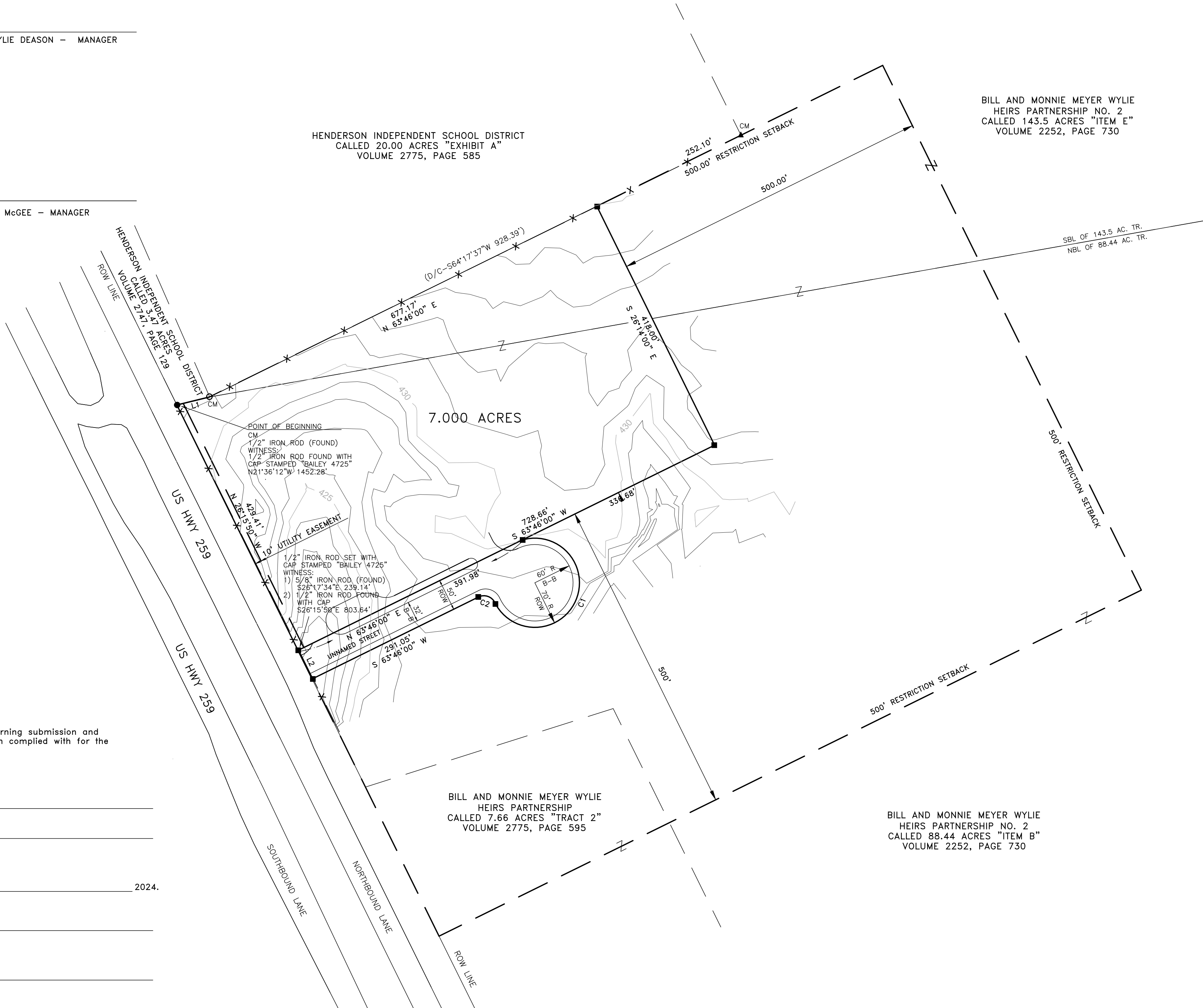
Mayor

ATTEST:

City Secretary



LEGEND	
CM	= CONTROLLING MONUMENT
D/C	= DEED CALL
E	= OVERHEAD ELECTRIC
X	= FENCE
ROW	= RIGHT-OF-WAY
○	= STEEL SPIKE SET @ 1/2" IRON ROD WITH CAP STAMPED "BAILEY 4725" (FOUND BENT)
▲	= 1/2" IRON ROD FOUND WITH CAP STAMPED "LEMLEY"
■	= 1/2" IRON ROD SET WITH CAP STAMPED "BAILEY 4725"
B-B	= BACK OF CURB



LEGAL DESCRIPTION

ALL THAT CERTAIN 7.000 ACRE TRACT OR PARCEL OF LAND SITUATED IN THE JAMES SMITH SURVEY, A-709, RUSK COUNTY, TEXAS AND BEING A PART OF TWO TRACTS 1) A CALLED 88.44 ACRE TRACT DESCRIBED AS "ITEM B" IN DEED FROM KATHY WYLIE DEASON, ET AL TO BILL AND MONNIE MEYER WYLIE HEIRS OF PARTNERSHIP NO. 2 DATED JANUARY 1, 2001 AND RECORDED IN VOLUME 2252, PAGE 730 OF THE OFFICIAL PUBLIC RECORDS OF RUSK COUNTY, TEXAS, SAID 88.44 ACRE TRACT ALSO DESCRIBED IN DEED FROM J.O. MONTGOMERY TO W.E. WYLIE DATED APRIL 20, 1938 AND RECORDED IN VOLUME 320, PAGE 16 OF THE DEED RECORDS OF RUSK COUNTY, TEXAS AND 2) A CALLED 143.5 ACRE TRACT DESCRIBED AS "ITEM E" IN SAID VOLUME 2252, PAGE 730, SAID 143.5 ACRE TRACT ALSO DESCRIBED IN DEED FROM J.L. CHAPMAN TO W.E. WYLIE DATED FEBRUARY 7, 1924 AND RECORDED IN VOLUME 123, PAGE 67 OF SAID DEED RECORDS; SAID 7.000 ACRE TRACT MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A 1/2 IRON ROD FOUND ON THE EAST RIGHT-OF-WAY (ROW) LINE OF US HWY 259 AT THE SWC OF A CALLED 3.47 ACRE TRACT DESCRIBED IN DEED FROM TIMOTHY GARY ASHMORE, ET AL TO HENDERSON INDEPENDENT SCHOOL DISTRICT DATED MAY 18, 2007 AND RECORDED IN VOLUME 2747, PAGE 129 OF SAID OFFICIAL PUBLIC RECORDS FROM WHICH A 1/2 INCH IRON ROD FOUND WITH CAP STAMPED "BAILEY 4725" BEARS N 21° 36' 12" W 1452.28 FEET;

THENCE N 76° 12' 32" E, ALONG THE SBL OF SAID 3.47 ACRE TRACT, 52.96 FEET TO A STEEL SPIKE SET AT THE BASE OF A 1/2 INCH IRON WITH CAP STAMPED "BAILEY 4725" FOUND BENT AT THE SEC OF SAID 3.47 ACRE TRACT, SAME BEING THE SWC OF A CALLED 20.00 ACRE TRACT DESCRIBED AS "EXHIBIT A" IN DEED FROM BILL AND MONNIE MEYER WYLIE HEIRS PARTNERSHIP TO HENDERSON INDEPENDENT SCHOOL DISTRICT DATED AUGUST 31, 2007 AND RECORDED IN VOLUME 2775, PAGE 585 OF SAID OFFICIAL PUBLIC RECORDS;

THENCE N 63° 46' 00" E, ALONG THE SBL OF SAID 20.00 ACRE TRACT, 677.17 FEET TO A 1/2 INCH IRON SET WITH CAP STAMPED "BAILEY 4725" FROM WHICH A 1/2 INCH IRON ROD FOUND WITH CAP STAMPED "LEMLEY" BEARS N 63° 46' 00" E 252.10 FEET;

THENCE ACROSS SAID 143.5 ACRE TRACT AND SAID 88.44 ACRE TRACT AS FOLLOWS:

S 26° 14' 00" E 418.00 FEET TO A 1/2 INCH IRON ROD SET WITH CAP STAMPED "BAILEY 4725" AND;

S 63° 46' 00" W 728.66 FEET TO A 1/2 INCH IRON ROD SET WITH CAP STAMPED "BAILEY 4725" ON THE EAST ROW LINE OF US HWY 259 FROM WHICH A 5/8 INCH IRON ROD (FOUND) BEARS S 28° 17' 34" E 239.14 FEET AND A 1/2 INCH IRON ROD FOUND WITH CAP BEARS S 26° 15' 50" E 803.64 FEET;

THENCE N 26° 15' 50" W, ALONG THE EAST ROW LINE OF US HWY 259, 429.41 FEET TO THE PLACE OF BEGINNING CONTAINING 7.000 ACRES OF LAND.

-o-o-

GENERAL NOTES

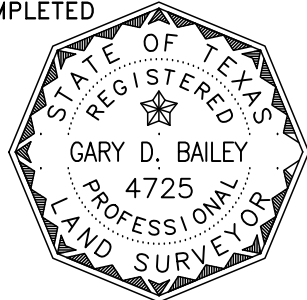
- VOLUME AND PAGE REFERENCES SHOWN HEREON ARE TO THE DEED RECORDS, LAND RECORDS AND OFFICIAL PUBLIC RECORDS OF RUSK COUNTY, TEXAS.
- REFERENCES CITED HEREON ARE TO RECORD INSTRUMENTS DEFINING THE LOCATION OF ADJOINING BOUNDARIES AND THE NAMES APPEARING WITH SUCH DO NOT NECESSARILY REFLECT OWNERSHIP.
- BEARINGS SHOWN HEREON ARE RELATED TO GRID NORTH, NORTH CENTRAL ZONE OF THE OF THE TEXAS STATE PLANE COORDINATE SYSTEM AS DETERMINED BY GPS OBSERVATION MADE ON SITE.
- NO MATERIAL DISCREPANCIES IN BOUNDARY FOUND BETWEEN THE VARIOUS DEED DESCRIPTIONS.
- LINEAR DIMENSIONS ARE IN FEET (HORIZONTAL) UNLESS OTHERWISE NOTED.
- SUBJECT PROPERTY LIES IN ZONE X (AREA OF MINIMAL FLOOD HAZARD) ACCORDING TO THE FLOOD INSURANCE RATE MAP BY FEMA - COMMUNITY PANEL NUMBER 48401C0220C (EFFECTIVE DATE: SEPTEMBER 29, 2010).
- NOTE: SELLING A PORTION OF THIS ADDITION BY METES AND BOUNDS IS A VIOLATION OF CITY ORDINANCE AND STATE LAW AND IS SUBJECT TO FINES AND WITHHOLDINGS OF UTILITIES AND BUILDING PERMITS.

SURVEYOR'S CERTIFICATION

I, GARY D. BAILEY, REGISTERED PROFESSIONAL LAND SURVEYOR, HENDERSON, TEXAS, DO HEREBY CERTIFY THAT THE FOREGOING FIELD NOTES REPRESENT THE RESULTS OF A SURVEY COMPLETED ON THE GROUND UNDER MY DIRECTION AND SUPERVISION FEBRUARY 28, 2024.

"PRELIMINARY, THIS DOCUMENT SHALL NOT BE RECORDED FOR ANY PURPOSE AND SHALL NOT BE USED OR VIEWED OR RELIED UPON AS A FINAL SURVEY DOCUMENT".

GARY D. BAILEY
STATE OF TEXAS R.P.L.S. No. 4725
TEXAS LICENSED SURVEYING FIRM REGISTRATION NUMBER: 101148-00



DEVELOPER: WYLIE FAMILY LAND INTERESTS LLC - P.O. BOX 697, HENDERSON, TEXAS (903) 649-1675
ENGINEER: STOKES & ASSOCIATES, INC. - 205 S. MARSHALL STREET, HENDERSON, TEXAS (903) 657-7558
SURVEYOR: C.R. DANIELS & ASSOCIATES - 604 S. MARSHALL STREET, HENDERSON, TEXAS (903) 657-4416

LINE	BEARING	DISTANCE
L1	N 76°12'32" E	52.96'
L2	N 26°14'00" W	500.00'

CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C1	70.00'	317.88'	107.10'	S 23°33'19" W	260°11'04"
C2	119.15'	130.07'	27.08'	N 71°14'00" W	90°00'00"

C.R. DANIELS & ASSOCIATES
P.O. BOX 2291
HENDERSON, TEXAS 75653
OFFICE (903) 657-4416 FAX (903) 655-0198
REGISTRATION NUMBER: 101148-00

SITE DATA TABLE

PROJECT BOUNDARY AREA:	30,920 SQ. FEET OR 7.000 ACRES
ADDRESS:	US HWY 259 S. HENDERSON, TEXAS
	CITY OF HENDERSON ZONING ORDINANCE
ZONING:	INSTITUTIONAL (IS) DISTRICT - CITY OF HENDERSON ZONING ORDINANCE
SETBACK LINES:	MINIMUM FRONT: 35 FEET, MINIMUM SIDE: 15 FEET, MINIMUM REAR: 20 FEET

CHRISTUS GOOD SHEPHERD MEDICAL CENTER

PRELIMINARY PLAT FOR WYLIE FARM SUBDIVISION

PROJECT NUMBER: B2401001
DRAWN BY: DKB
CHECKED BY: GDB
REVISIONS:
SHEET 1 OF 1



City Council

Agenda Item # 9.

SUBJECT: Open the second public hearing on the City of Henderson proposed annexation of Texas Department of Transportation (TXDOT) Right of Way (ROW) into the city limits including parts of Loop 571, State Highway 323 and FM 2276. (Jimerson)

MEETING DATE: May 21, 2024

DEPARTMENT: City Secretary

CONTACT: Cheryl Jimerson

RECOMMENDED CITY COUNCIL ACTION: Open a second public hearing as required by law.

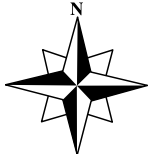
ITEM SUMMARY:

BACKGROUND INFORMATION:

SPECIAL CONSIDERATIONS:

SUPPORTING MATERIALS:

1. 20240109-LEGAL
2. 20240109-PLAT



DDM Surveying, Inc.

February 7, 2024
City of Henderson
2024 Annexation
42.298 Acres

42.298 acres being a portion of (1) Loop 571 right-of-way as shown the PLANS OF PROPOSED RIGHT OF WAY PROJECT LOOP 571 RW 8010-2-28, (2) right-of-way of Texas Farm to Market No. 2276 (FM 2276) and (3) right of way of Texas State Highway No. 323 (SH 323), situated in the J.S. Cook Survey A-192, the J. S. Whiteman Survey A-847, and the J. Sory Survey A-736 and being more particularly described by metes an bounds as follows:

BEGINNING at an existing TxDOT right-of-way monument, being 110 feet right of and perpendicular distance from Engineer's Centerline Station 34+00 of said Loop 571: said right-of-way monument having a Texas State Plane NCZ NAD83 coordinate value of Northing 6,771,703.48 feet and an Easting of 3,107,294.02 feet;

THENCE with the Eastern right-of-way line of said Loop 571 as follows:

South 68° 30' 40" East a distance of 208.70 feet to an existing TxDOT right-of-way monument, and
South 22° 15' 54" East a distance of 259.56 feet to an existing TxDOT right-of-way monument, and
South 72° 44' 05" West a distance of 179.91 feet to an existing TxDOT right-of-way monument, and
South 21° 38' 27" West a distance of 100.00 feet to an existing TxDOT right-of-way monument, and
South 27° 14' 45" West a distance of 614.32 feet, and
South 08° 49' 22" West a distance of 126.08 feet to an existing TxDOT right-of-way monument, and
South 23° 26' 26" West a distance of 171.69 feet, and
South 19° 56' 34" West a distance of 205.50 feet to an existing TxDOT right-of-way monument, and
South 43° 06' 39" West a distance of 146.03 feet to an existing TxDOT right-of-way monument, and
South 28° 00' 00" West a distance of 462.62 feet to an existing TxDOT right-of-way monument, and;
South 21° 44' 12" West a distance of 100.40 feet to an existing TxDOT right-of-way monument, and
South 27° 54' 10" West a distance of 300.00 feet to an existing TxDOT right-of-way monument, and
South 08° 06' 43" East a distance of 236.15 feet to an existing TxDOT right-of-way monument, and
South 66° 41' 23" West, crossing Rusk County Road No. 203 (CR 203), a distance of 79.55 feet to an existing TxDOT right-of-way monument, and
North 85° 24' 54" West a distance of 120.05 feet to an existing TxDOT right-of-way monument, and
South 27° 50' 20" West a distance of 1099.46 feet to an existing TxDOT right-of-way monument, and
South 19° 22' 19" West a distance of 202.24 feet, and
South 33° 36' 48" West a distance of 301.50 feet, and
South 27° 54' 10" West a distance of 234.23 feet, and
South 62° 05' 50" East a distance of 340.00 feet to an existing TxDOT right-of-way monument, found in the North right-of-way of said SH 323, and
South 16° 23' 07" West, crossing said SH 323, a distance of 100.17 feet to an existing TxDOT right-of-way monument, and
South 71° 39' 23" West a distance of 188.23 feet to an existing TxDOT right-of-way monument, and
North 76° 16' 17" West a distance of 219.34 feet to an existing TxDOT right-of-way monument, and
North 78° 55' 19" West a distance of 279.58 feet to an existing TxDOT right-of-way monument, and
North 07° 11' 17" East a distance of 113.89 feet to an existing TxDOT right-of-way monument, found in the South right-of-way line of said SH 323;

THENCE with the Southern right-of-way line of said SH 323 as follows:

North 76° 15' 45" West a distance of 466.30 feet, and
North 76° 11' 46" West a distance of 884.77 feet, and
North 76° 09' 48" West a distance of 311.50 feet, and
North 72° 53' 11" West a distance of 569.50 feet, and
North 70° 39' 22" West a distance of 2181.53 feet to a corner in same;

THENCE North 19° 20' 38" East, across said SH 323, a distance of 100.00 feet to an existing ½" iron rod, w/cap "DDM SURVEY BOUNDARY"

THENCE with the Northern right-of-way line of said SH 323 as follows:

South 70° 39' 22" East, at a distance of 738.46 feet an existing ½" iron rod, w/cap "DDM SURVEY BOUNDARY", at a distance of 1452.33 feet an existing ½" iron rod, w/cap "DDM SURVEY BOUNDARY" and at total distance of 2178.57 feet to an ½" iron rod, w/cap "DDM SURVEY BOUNDARY", found at the intersection of same with the West right-of-way line of Endeavor Drive, and

South 72° 52' 56" East a distance of 568.58 feet to an existing ½" iron rod, w/cap "DDM SURVEY BOUNDARY", and

South 76° 11' 39" East a distance of 307.60 feet to an existing ½" iron rod, w/cap "DDM SURVEY BOUNDARY", and

South 76° 11' 46" East a distance of 882.89 feet to an existing ½" iron rod, w/cap "DDM SURVEY BOUNDARY", and

South 76° 14' 11" East a distance of 551.56 feet to an existing ½" iron rod, w/cap "DDM SURVEY BOUNDARY" set at a disturbed TxDOT right-of-way monument and being in the Western right-of-way line of said Loop 571;

THENCE with the Western right-of-way line of said Loop 571 as follows:

*North 60° 24' 39" East a distance of 93.12 feet to an existing TxDOT right-of-way monument, and
North 27° 57' 28" East a distance of 199.66 feet to an existing TxDOT right-of-way monument, and
North 04° 51' 49" East a distance of 216.02 feet to an existing TxDOT right-of-way monument, and
North 24° 51' 12" East a distance of 101.26 feet to an existing TxDOT right-of-way monument, and
North 39° 17' 01" East a distance of 408.17 feet to an existing TxDOT right-of-way monument, and
North 27° 57' 56" East a distance of 300.44 feet to a broken an existing TxDOT right-of-way monument, and*

North 29° 30' 31" East a distance of 400.31 feet to an existing ½" iron rod, set w/cap "DDM SURVEY BOUNDARY", and

*North 27° 48' 33" East a distance of 449.32 feet to an existing TxDOT right-of-way monument, and
North 07° 30' 48" West a distance of 274.75 feet to an existing ½" iron rod, set w/cap "DDM SURVEY BOUNDARY" being in southern right-of-way of line said FM 2276*

THENCE with the Southern right-of-way line of said Fm 2276 as follows

along a curve to the left, having a radius of 1176.11 feet, 333.36 feet along said curve having a chord direction of North 34° 33' 28" West and a chord length of 332.25 feet an existing ½" iron rod, set w/cap "DDM SURVEY BOUNDARY", and

North 39° 48' 16" West a distance of 918.74 feet to an existing mag nail, found at the intersection of same with the Southern right-of-way line of said Endeavor Drive, and

North 39° 48' 17" West a distance of 114.18 feet to an existing ½" iron rod, found at the intersection of same with the Southern right-of-way line of said Endeavor Drive, and

North 39° 28' 41" West a distance of 672.66 feet to an existing ½" iron rod w/cap "DDM SURVEY BOUNDARY", found in same;

THENCE North 50° 31' 19" East, across said FM 2276, a distance of 80.00 feet;

THENCE with the Northern right-of-way line of said FM 2276 as follows:

South 39° 28' 41" East a distance of 672.43 feet, and

South 39° 48' 17" East a distance of 113.95 feet, and

South 39° 48' 17" East a distance of 918.74 feet, and

along a curve to the right, having a radius of 1247.91 feet, 297.07 feet along said curve having a chord direction of South 35° 20' 24" East and a chord length of 296.37 feet to an existing TxDOT right-of-way monument, found in the Western right-of-way line of said Loop 571

THENCE with the Western right-of-way lines of said Loop 571 as follows:

*South 74° 44' 45" East a distance of 147.45 feet to an existing TxDOT right-of-way monument, and
North 28° 16' 25" East a distance of 100.27 feet to an existing TxDOT right-of-way monument, and
North 36° 08' 03" East a distance of 100.88 feet to an existing TxDOT right-of-way monument, and
North 28° 16' 03" East a distance of 294.87 feet to an existing TxDOT right-of-way monument, and
North 18° 59' 07" East a distance of 169.51 feet to an existing TxDOT right-of-way monument, and
North 31° 24' 12" East a distance of 242.16 feet to an existing TxDOT right-of-way monument, and
North 23° 32' 35" East a distance of 374.22 feet to an existing TxDOT right-of-way monument, and
North 16° 08' 20" East a distance of 312.50 feet to an existing TxDOT right-of-way monument, and*

*North 21° 37' 09" East a distance of 100.32 feet to an existing TxDOT right-of-way monument, and
North 30° 20' 18" East a distance of 100.65 feet to an existing TxDOT right-of-way monument, and
North 21° 46' 42" East a distance of 279.84 feet to an existing TxDOT right-of-way monument, and
North 08° 35' 16" East a distance of 172.89 feet to an existing TxDOT right-of-way monument, and
North 65° 22' 58" East a distance of 71.53 feet to the BEGINNING CONTAINING 42.298 acres.*

*All bearings and coordinates are based on the Texas State Plane Coordinate System NORTH AMERICA
DATUM 1983, NORTH CENTRAL ZONE.*

*I hereby certify that this legal description and the accompanying plat of even date represents the facts
found during the course of an actual survey made on the ground under my supervision in February, 2024.*

Dwayne Miley, R.P.L.S. No. 4164

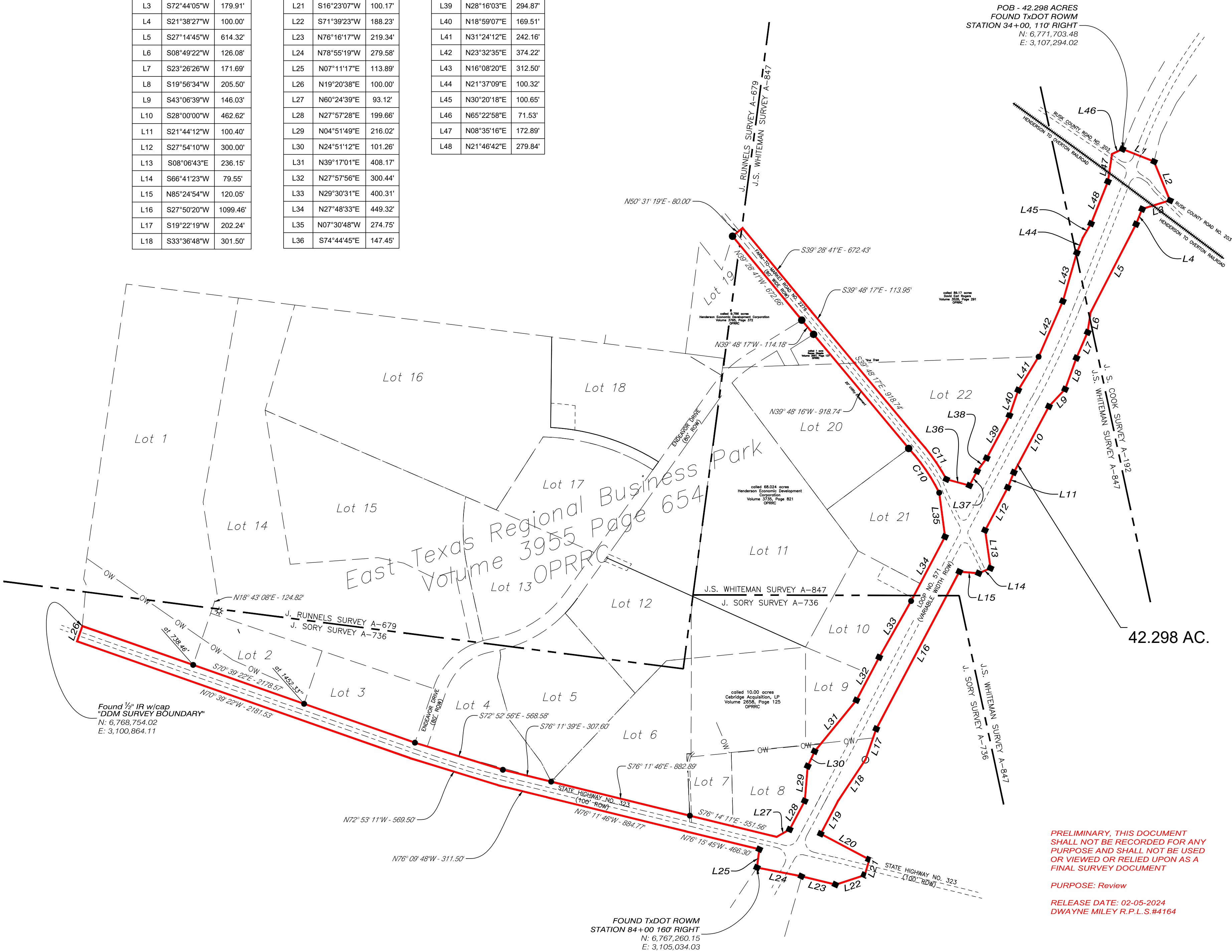
F:\2024\20240109 - Henderson Annexation\42.298AC.docx

Line Table		
Line #	Direction	Length
L1	S68°30'40"E	208.70'
L2	S22°15'54"E	259.56'
L3	S72°44'05"W	179.91'
L4	S21°38'27"W	100.00'
L5	S27°14'45"W	614.32'
L6	S08°49'22"W	126.08'
L7	S23°26'26"W	171.69'
L8	S19°56'34"W	205.50'
L9	S43°06'39"W	146.03'
L10	S28°00'00"W	462.62'
L11	S21°44'12"W	100.40'
L12	S27°54'10"W	300.00'
L13	S08°06'43"E	236.15'
L14	S66°41'23"W	79.55'
L15	N85°24'54"W	120.05'
L16	S27°50'20"W	1099.46'
L17	S19°22'19"W	202.24'
L18	S33°36'48"W	301.50'

Line Table		
Line #	Direction	Length
L19	S27°54'10"W	234.23'
L20	S62°05'50"E	340.00'
L21	S16°23'07"W	100.17'
L22	S71°39'23"W	188.23'
L23	N76°16'17"W	219.34'
L24	N78°55'19"W	279.58'
L25	N07°11'17"E	113.89'
L26	N19°20'38"E	100.00'
L27	N60°24'39"E	93.12'
L28	N27°57'28"E	199.66'
L29	N04°51'49"E	216.02'
L30	N24°51'12"E	101.26'
L31	N39°17'01"E	408.17'
L32	N27°57'56"E	300.44'
L33	N29°30'31"E	400.31'
L34	N27°48'33"E	449.32'
L35	N07°30'48"W	274.75'
L36	S74°44'45"E	147.45'

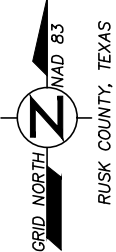
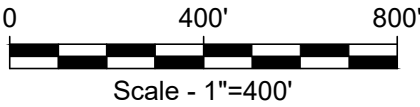
Line Table		
Line #	Direction	Length
L37	N28°16'25"E	100.27'
L38	N36°08'03"E	100.88'
L39	N28°16'03"E	294.87'
L40	N18°59'07"E	169.51'
L41	N31°24'12"E	242.16'
L42	N23°32'35"E	374.22'
L43	N16°08'20"E	312.50'
L44	N21°37'09"E	100.32'
L45	N30°20'18"E	100.65'
L46	N65°22'58"E	71.53'
L47	N08°35'16"E	172.89'
L48	N21°46'42"E	279.84'

Curve Table					
Curve #	Arc Distance	Central Angle	Radius	Chord Bearing	Chord Distance
C10	333.36'	016°14'25"	1176.11	N34°33'28"W	332.25'
C11	297.07'	013°38'22"	1247.91	S35°20'24"E	296.37'



POB - 42.298 ACRES
FOUND TxDOT ROWM
STATION 34+00, 110' RIGHT
N: 6,771,703.48
E: 3,107,294.02

- Notes:
- VOLUME AND PAGE REFERENCES SHOWN HEREON ARE TO THE DEED RECORDS OF RUSK COUNTY, TEXAS (OPRR), THE OFFICIAL PUBLIC RECORDS OF RUSK COUNTY, TEXAS (OPRR), OR THE LAND RECORDS OF RUSK COUNTY, TEXAS (LRRO).
 - DIRECTIONAL CONTROL BASED UPON GPS DATA CONVERTED TO THE TEXAS COORDINATE SYSTEM OF 1983, NORTH CENTRAL ZONE.
 - LINEAR DIMENSIONS ARE IN U.S. SURVEY FEET UNLESS OTHERWISE NOTED.
 - SEE LEGAL DESCRIPTION DATED 2/7/24.
 - DENOTES 1/2" IRON ROD, SET, (IRS) UNLESS OTHERWISE NOTED.
 - DENOTES 1/2" IRON ROD, FOUND, (IRF) UNLESS OTHERWISE NOTED.
 - DENOTES TxDOT ROW MARKER FOUND, (TxDOT)
 - EVERY DOCUMENT OF RECORD REVIEWED AND CONSIDERED AS A PART OF THIS SURVEY IS NOTED HEREON. ONLY THE DOCUMENTS NOTED HEREON WERE SUPPLIED TO THE SURVEYOR. NO ABSTRACT OF TITLE, NOR TITLE COMMITMENT, NOR RESULTS OF TITLE SEARCHES WERE FURNISHED TO THE SURVEYOR. THERE MAY EXIST OTHER DOCUMENTS OF RECORD THAT WOULD AFFECT THESE PARCELS.
 - EXISTING UTILITIES SHOWN ARE APPROXIMATE LOCATION GENERATED FROM PREVIOUS MAPS AND SURVEY DATA. NO GUARANTEE IS GIVEN OR IMPLIED BY DDM SURVEYING INC. AS TO THE EXACT LOCATION OR IF ALL UNDERGROUND UTILITIES HAVE BEEN LOCATED.



LEGEND

PROPERTY LINE	---	---	---
WIRE FENCE	---	---	---
ROADWAY	---	---	---
OVERHEAD ELEC	---	---	---

SURVEYOR'S CERTIFICATION

I, Dwayne Miley, Registered Professional Land Surveyor, Rusk County, Texas, do hereby certify that this plat represents the results of a survey completed on the ground under my supervision in February 2024.

Dwayne Miley R.P.L.S. No. 4164

DDM Surveying, Inc.
121 N Van Buren
Henderson, Tx 75653
903.657.6229
903.657.8117
www.DDMSurveying.com
FIRM# 10045900

A SURVEY FOR:

City of Henderson
300 West Main
Henderson, Texas

DRAWN: DDM

CHECKED: VOSS

DATE: 01-30-2024

REVISION:

PROJECT NAME: 2024 Annexation Loop 571

DRAWING TITLE: Boundary Survey

ABSTRACT: noted as shown heron

COUNTY: RUSK

SHEET NO: 3 of 3

DRAWING NO: 20240109.dwg

PRELIMINARY, THIS DOCUMENT SHALL NOT BE RECORDED FOR ANY PURPOSE AND SHALL NOT BE USED OR VIEWED OR RELIED UPON AS A FINAL SURVEY DOCUMENT

PURPOSE: Review

RELEASE DATE: 02-05-2024
DWAYNE MILEY R.P.L.S.#4164



City Council

Agenda Item # 10.

SUBJECT: Consideration and possible action upon closing the public hearing.

MEETING DATE: May 21, 2024

DEPARTMENT: City Secretary

CONTACT: Cheryl Jimerson

RECOMMENDED CITY COUNCIL ACTION: Close a scnd public hearing as required by law.

ITEM SUMMARY:

BACKGROUND INFORMATION:

SPECIAL CONSIDERATIONS:

SUPPORTING MATERIALS: None



City Council

Agenda Item # 11.

SUBJECT: Consideration upon the first reading of Ordinance 2024-05-01 on the proposed annexation for parts of TXDOT ROW on Loop 571, State Highway 323 and FM 2276. (Jimerson)

MEETING DATE: May 21, 2024

DEPARTMENT: City Secretary

CONTACT:

RECOMMENDED CITY COUNCIL ACTION:
ITEM SUMMARY:

BACKGROUND INFORMATION:

SPECIAL CONSIDERATIONS:

SUPPORTING MATERIALS:

1. Ordinance 2024-05-01 TxDOT ROW

ORDINANCE ANNEXING TERRITORY 2024-05-01

AN ORDINANCE ANNEXING THE HEREINAFTER DESCRIBED TERRITORY TO THE CITY OF HENDERSON, RUSK COUNTY, TEXAS, AND EXTENDING THE BOUNDARY LIMITS OF SAID CITY SO AS TO INCLUDE SAID HEREINAFTER DESCRIBED PROPERTY WITHIN SAID CITY LIMITS, AND GRANTING TO ALL THE INHABITANTS OF SAID PROPERTY ALL THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING SAID INHABITANTS BY ALL OF THE ACTS, ORDINANCES, RESOLUTIONS, AND REGULATIONS OF SAID CITY; AND ADOPTING A SERVICE PLAN OR AGREEMENT.

WHEREAS, the City of Henderson has requested annexation into the city limits and that a certain tract of land Right of Way be annexed to be a part of the territory of the City of Henderson as further described in the March 6, 2024 Letter attached as Exhibit "A"; and

WHEREAS, the Texas Local Government Code, Section 43.0671 authorizes the annexation of an area of the municipality on request of all said area land owners requesting annexation into the City of Henderson, Rusk County, Texas, an incorporated city, authorizes the annexation of territory, subject to the laws of this state; and

WHEREAS, the City Council finds it to be in the best interests of the City of Henderson, Texas, to grow industry, increase property and sales tax and create jobs of its people that said property be annexed into the territorial limits of the City of Henderson, Texas.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HENDERSON, TEXAS:

Section 1: The following described land and territory lying adjacent to and adjoining the present boundaries of the city of Henderson Texas, is hereby added and annexed to the City of Henderson, Texas, and said territory hereinafter described shall be included within the boundary limits of the City of Henderson, Texas and the present boundary limits of such City, at the various points contiguous to the areas hereafter described , are altered and amended so as to included said area within the corporate limits of the City of Henderson, Texas, to wit:

South 68° 30'40" East a distance of 208.70 feet to an existing TxDOT right-of-

way monument, and

South 22° 15' 54" East a distance of 259.56 feet to an existing TxDOT right-of-way monument, and

South 72° 44' 05" West a distance of 179.91 feet to an existing TxDOT right-of-way monument, and

South 21° 38' 27" West a distance of 100.00 feet to an existing TxDOT right-of-way monument, and

South 27° 14' 45" West a distance of 614.32 feet, and

South 08° 49' 22" West a distance of 126.08 feet to an existing TxDOT right-of-way monument, and
South 23° 26' 26" West a distance of 171.69 feet, and
South 19° 56' 34" West a distance of 205.50 feet to an existing TxDOT right-of-way monument, and
South 43° 06' 39" West a distance of 146.03 feet to an existing TxDOT right-of-way monument, and
South 28° 00' 00" West a distance of 462.62 feet to an existing TxDOT right-of-way monument, and;
South 21° 44' 12" West a distance of 100.40 feet to an existing TxDOT right-of-way monument, and
South 27° 54' 10" West a distance of 300.00 feet to an existing TxDOT right-of-way monument, and
South 08° 06' 43" East a distance of 236.15 feet to an existing TxDOT right-of-way monument, and
South 66° 41' 23" West, crossing Rusk County Road No. 203 (CR 203) a distance of 79.55 feet to an existing TxDOT right-of-way monument, and

North 85° 24' 54" West a distance of 120.05 feet to an existing TxDOT right-of-way monument, and
South 27° 50' 20" West a distance of 1099.46 feet to an existing TxDOT right-of-way monument, and
South 19° 22' 19" West a distance of 202.24 feet, and
South 33° 36' 48" West a distance of 301.50 feet, and
South 27° 54' 10" West a distance of 234.23 feet, and
South 62° 05' 50" East a distance of 340.00 feet to an existing TxDOT right-of-way monument, found in the North right-of-way of said SH 323, and
South 16° 23' 07" West, crossing said SH 323, a distance of 100.17 feet to an existing TxDOT right-of-way monument, and
South 71° 39' 23" West a distance of 188.23 feet to an existing TxDOT right-of-way monument, and
North 76° 16' 17" West a distance of 219.34 feet to an existing TxDOT right-of-way monument, and
North 78° 55' 19" West a distance of 279.58 feet to an existing TxDOT right-of-way monument, and
North 07° 11' 17" East a distance of 113.89 feet to an existing TxDOT right-of-way monument, found in the South right-of-way line of said SH 323;

THENCE with the Southern right-of-way line of said SH 323 as follows:

North 76° 15' 45" West a distance of 466.30 feet, and
North 76° 11' 46" West a distance of 884.77 feet, and
North 76° 09' 48" West a distance of 311.50 feet, and
North 72° 53' 11" West a distance of 569.50 feet, and
North 70° 39' 22" West a distance of 2181.53 feet to a corner in same;

THENCE North 19° 20' 38" East, across said SH 323, a distance of 100.00 feet to an existing ½" iron rod, w/cap "DDM SURVEY BOUNDARY"

THENCE with the Northern right-of-way line of said SH 323 as follows:

South 70° 39' 22" East, at a distance of 738.46 feet an existing ½" iron rod, w/cap "DDM SURVEY BOUNDARY", at a distance of 1452.33 feet an existing ½" iron rod, w/cap "DDM SURVEY BOUNDARY" and at total distance of 2178.57 feet to an ½" iron rod, w/cap "DDM SURVEY BOUNDARY", found at the intersection of same with the West right-of-way line of Endeavor Drive, and

South 72° 52' 56" East a distance of 568.58 feet to an existing ½" iron rod, w/cap "DDM SURVEY BOUNDARY", and

South 76° 11' 39" East a distance of 307.60 feet to an existing ½" iron rod, w/cap "DDM SURVEY BOUNDARY", and

South 76° 11' 46" East a distance of 882.89 feet to an existing ½" iron rod, w/cap "DDM SURVEY BOUNDARY", and

South 76° 14' 11" East a distance of 551.56 feet to an existing ½" iron rod, w/cap "DDM SURVEY BOUNDARY" set at a disturbed TxDOT right-of-way monument and being in the Western right-of-way line of said Loop 571;

THENCE with the Western right-of-way line of said Loop 571 as follows:

North 60° 24' 39" East a distance of 93.12 feet to an existing TxDOT right-of-way monument, and

North 27° 57' 28" East a distance of 199.66 feet to an existing TxDOT right-of-way monument, and

North 04° 51' 49" East a distance of 216.02 feet to an existing TxDOT right-of-way monument, and

North 24° 51' 12" East a distance of 101.26 feet to an existing TxDOT right-of-way monument, and

North 39° 17' 01" East a distance of 408.17 feet to an existing TxDOT right-of-way monument, and

North 27° 57' 56" East a distance of 300.44 feet to a broken an existing TxDOT right-of-way monument, and

North 29° 30' 31" East a distance of 400.31 feet to an existing ½" iron rod, set w/cap "DDM SURVEY BOUNDARY", and

North 27° 48' 33" East a distance of 449.32 feet to an existing TxDOT right-of-way monument, and

North 07° 30' 48" West a distance of 274.75 feet to an existing ½" iron rod, set w/cap "DDM SURVEY BOUNDARY" being in southern right-of-way of line said FM 2276

THENCE with the Southern right-of-way line of said Fm 2276 as follows:

along a curve to the left, having a radius of 1176.11 feet, 333.36 feet along said curve having a chord direction of North 34° 33' 28" West and a chord length of 332.25 feet an existing ½" iron rod, set w/cap "DDM SURVEY BOUNDARY", and

North 39° 48' 16" West a distance of 918.74 feet to an existing mag nail, found at the intersection of same with the Southern right-of-way line of said Endeavor Drive, and

North 39° 48' 17" West a distance of 114.18 feet to an existing ½" iron rod, found at the intersection of same with the Southern right-of-way line of said Endeavor Drive, and

North 39° 28' 41" West a distance of 672.66 feet to an existing ½" iron rod w/cap "DDM SURVEY BOUNDARY", found in same;

THENCE North 50° 31' 19" East, across said FM 2276, a distance of 80.00 feet;

THENCE with the Northern right-of-way line of said FM 2276 as follows:

South 39° 28' 41" East a distance of 672.43 feet, and

South 39° 48' 17" East a distance of 113.95 feet, and

South 39° 48' 17" East a distance of 918.74 feet, and

along a curve to the right, having a radius of 1247.91 feet, 297.07 feet along said curve having a chord direction of South 35° 20' 24" East and a chord length of 296.37 feet to an existing TxDOT right-of-way monument, found in the Western right-of-way line of said Loop 571

THENCE with the Western right-of-way lines of said Loop 571 as follows:

South 74° 44' 45" East a distance of 147.45 feet to an existing TxDOT right-of-way monument, and

North 28° 16' 25" East a distance of 100.27 feet to an existing TxDOT right-of-way monument, and

North 36° 08' 03" East a distance of 100.88 feet to an existing TxDOT right-of-way monument, and

North 28° 16' 03" East a distance of 294.87 feet to an existing TxDOT right-of-way monument, and

North 18° 59' 07" East a distance of 169.51 feet to an existing TxDOT right-of-way monument, and

North 31° 24' 12" East a distance of 242.16 feet to an existing TxDOT right-of-way monument, and

North 23° 32' 35" East a distance of 374.22 feet to an existing TxDOT right-of-way monument, and

North 16° 08' 20" East a distance of 312.50 feet to an existing TxDOT right-of-way monument, and

North 21° 37' 09" East a distance of 100.32 feet to an existing TxDOT right-of-way monument, and

*North 30° 20' 18" East a distance of 100.65 feet to an existing TxDOT right-of-way monument, and
North 21° 46' 42" East a distance of 279.84 feet to an existing TxDOT right-of-way monument, and
North 08° 35' 16" East a distance of 172.89 feet to an existing TxDOT right-of-way monument, and
North 65° 22' 58" East a distance of 71.53 feet to the BEGINNING CONTAINING 42.298 acres.*

Section 2: The above described territory and the area so annexed shall be a part of the City of Henderson, Texas, and the inhabitants thereof; if any, shall be entitled to all of the rights and privileges of all the citizens of the City of Henderson, Texas, and shall be bound by the acts, ordinances, resolutions and regulations of the City of Henderson, Texas.

Section 3: The following described territory shall be zoned "Low Intensity Industrial" (I1)

Section 4: Be it further ordained that should any particular territory herein annexed be declared null and void for any reason, said determination shall not affect the remaining territories herein annexed.

Section 5: The provisions of this ordinance shall be severable. If the provision of this ordinance is held invalid, such invalidity shall not affect other provisions of application of the ordinance which can be given effect without the invalid provision or application.

Section 6: All ordinances or parts of ordinances in conflict herewith are hereby expressly repealed.

Section 7: This ordinance shall take full effect and force upon passage by the City Council of the City of Henderson, Texas.

The City Secretary is hereby directed to file with the County Clerk of Rusk, Texas, a certified copy of this ordinance.

PASSED by an affirmative vote of all members of the City Council on this the _____ day of _____, 2024.

APPROVED:

Mayor

ATTEST: _____

City Secretary

City of Henderson
300 W. Main Street
Henderson, Texas 75652-3099



Telephone: (903) 657-6551
Email:
Jabercrombie@henderson.tx.us
Cjimerson@henderson.tx.us
www.henderson.tx.us

March 6, 2024

RE: Annexation of Property

Ladies and Gentlemen,

The purpose of this letter is to notify you that your Right of Way (ROW) property will be included in a proposed annexation by the City of Henderson. Rusk County Appraisal District records show that you own property in the area. Under State Law, the city may annex the area after following certain notice and hearing procedures contained in Chapter 43 of the Texas Local Government Code.

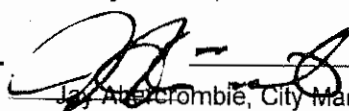
State Law establishes the procedure the City must follow to annex the area. City staff will prepare a proposed service plan describing the services the City will provide in the area upon annexation. The City Council will then hold public hearings to discuss the annexation and the service plan. The hearings will be held at the Municipal Services Complex located at 300. W. Main Street at 6:00 p.m. on March 19th, 2024, and on April 2nd, 2024.

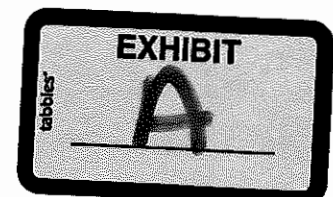
Corrected public hearing dates May 9 and May 21, 2024

After the public hearings and adoption of the final reading of Ordinance 2024-03-01 at the April 16th Council meeting, the city will likely annex the property.

If you have any questions concerning the annexation process, we encourage you to contact City Manager Jay Abercrombie or City Secretary Cheryl Jimerson at 905-657-6551. If you no longer own property in the area, we would appreciate it if you would contact Cheryl Jimerson so that we can provide this notice to the current owner.

Sincerely Yours,


Jay Abercrombie, City Manager





DDM Surveying, Inc.

February 7, 2024
City of Henderson
2024 Annexation
42.298 Acres

42.298 acres being a portion of (1) Loop 571 right-of-way as shown the PLANS OF PROPOSED RIGHT OF WAY PROJECT LOOP 571 RW 8010-2-28, (2) right-of-way of Texas Farm to Market No. 2276 (FM 2276) and (3) right of way of Texas State Highway No. 323 (SH 323), situated in the J.S. Cook Survey A-192, the J. S. Whiteman Survey A-847, and the J. Sory Survey A-736 and being more particularly described by metes and bounds as follows:

BEGINNING at an existing TxDOT right-of-way monument, being 110 feet right of and perpendicular distance from Engineer's Centerline Station 34+00 of said Loop 571: said right-of-way monument having a Texas State Plane NCZ NAD83 coordinate value of Northing 6,771,703.48 feet and an Easting of 3,107,294.02 feet;

THENCE with the Eastern right-of-way line of said Loop 571 as follows:

South 68° 30' 40" East a distance of 208.70 feet to an existing TxDOT right-of-way monument, and
South 22° 15' 54" East a distance of 259.56 feet to an existing TxDOT right-of-way monument, and
South 72° 44' 05" West a distance of 179.91 feet to an existing TxDOT right-of-way monument, and
South 21° 38' 27" West a distance of 100.00 feet to an existing TxDOT right-of-way monument, and
South 27° 14' 45" West a distance of 614.32 feet, and
South 08° 49' 22" West a distance of 126.08 feet to an existing TxDOT right-of-way monument, and
South 23° 26' 26" West a distance of 171.69 feet, and
South 19° 56' 34" West a distance of 205.50 feet to an existing TxDOT right-of-way monument, and
South 43° 06' 39" West a distance of 146.03 feet to an existing TxDOT right-of-way monument, and
South 28° 00' 00" West a distance of 462.62 feet to an existing TxDOT right-of-way monument, and;
South 21° 44' 12" West a distance of 100.40 feet to an existing TxDOT right-of-way monument, and
South 27° 54' 10" West a distance of 300.00 feet to an existing TxDOT right-of-way monument, and
South 08° 06' 43" East a distance of 236.15 feet to an existing TxDOT right-of-way monument, and
South 66° 41' 23" West, crossing Rusk County Road No. 203 (CR 203), a distance of 79.55 feet to an existing TxDOT right-of-way monument, and
North 85° 24' 54" West a distance of 120.05 feet to an existing TxDOT right-of-way monument, and
South 27° 50' 20" West a distance of 1099.46 feet to an existing TxDOT right-of-way monument, and
South 19° 22' 19" West a distance of 202.24 feet, and
South 33° 36' 48" West a distance of 301.50 feet, and
South 27° 54' 10" West a distance of 234.23 feet, and
South 62° 05' 50" East a distance of 340.00 feet to an existing TxDOT right-of-way monument, found in the North right-of-way of said SH 323, and
South 16° 23' 07" West, crossing said SH 323, a distance of 100.17 feet to an existing TxDOT right-of-way monument, and
South 71° 39' 23" West a distance of 188.23 feet to an existing TxDOT right-of-way monument, and
North 76° 16' 17" West a distance of 219.34 feet to an existing TxDOT right-of-way monument, and
North 78° 55' 19" West a distance of 279.58 feet to an existing TxDOT right-of-way monument, and
North 07° 11' 17" East a distance of 113.89 feet to an existing TxDOT right-of-way monument, found in the South right-of-way line of said SH 323;

THENCE with the Southern right-of-way line of said SH 323 as follows:

North 76° 15' 45" West a distance of 466.30 feet, and
North 76° 11' 46" West a distance of 884.77 feet, and
North 76° 09' 48" West a distance of 311.50 feet, and
North 72° 53' 11" West a distance of 569.50 feet, and
North 70° 39' 22" West a distance of 2181.53 feet to a corner in same;

THENCE North 19° 20' 38" East, across said SH 323, a distance of 100.00 feet to an existing ½" iron rod, w/cap "DDM SURVEY BOUNDARY"

THENCE with the Northern right-of-way line of said SH 323 as follows:

South 70° 39' 22" East, at a distance of 738.46 feet an existing ½" iron rod, w/cap "DDM SURVEY BOUNDARY", at a distance of 1452.33 feet an existing ½" iron rod, w/cap "DDM SURVEY BOUNDARY" and at total distance of 2178.57 feet to an ½" iron rod, w/cap "DDM SURVEY BOUNDARY", found at the intersection of same with the West right-of-way line of Endeavor Drive, and
South 72° 52' 56" East a distance of 568.58 feet to an existing ½" iron rod, w/cap "DDM SURVEY BOUNDARY", and
South 76° 11' 39" East a distance of 307.60 feet to an existing ½" iron rod, w/cap "DDM SURVEY BOUNDARY", and
South 76° 11' 46" East a distance of 882.89 feet to an existing ½" iron rod, w/cap "DDM SURVEY BOUNDARY", and
South 76° 14' 11" East a distance of 551.56 feet to an existing ½" iron rod, w/cap "DDM SURVEY BOUNDARY" set at a disturbed TxDOT right-of-way monument and being in the Western right-of-way line of said Loop 571;

THENCE with the Western right-of-way line of said Loop 571 as follows:

North 60° 24' 39" East a distance of 93.12 feet to an existing TxDOT right-of-way monument, and
North 27° 57' 28" East a distance of 199.66 feet to an existing TxDOT right-of-way monument, and
North 04° 51' 49" East a distance of 216.02 feet to an existing TxDOT right-of-way monument, and
North 24° 51' 12" East a distance of 101.26 feet to an existing TxDOT right-of-way monument, and
North 39° 17' 01" East a distance of 408.17 feet to an existing TxDOT right-of-way monument, and
North 27° 57' 56" East a distance of 300.44 feet to a broken an existing TxDOT right-of-way monument, and
North 29° 30' 31" East a distance of 400.31 feet to an existing ½" iron rod, set w/cap "DDM SURVEY BOUNDARY", and
North 27° 48' 33" East a distance of 449.32 feet to an existing TxDOT right-of-way monument, and
North 07° 30' 48" West a distance of 274.75 feet to an existing ½" iron rod, set w/cap "DDM SURVEY BOUNDARY" being in southern right-of-way of line said FM 2276

THENCE with the Southern right-of-way line of said Fm 2276 as follows

along a curve to the left, having a radius of 1176.11 feet, 333.36 feet along said curve having a chord direction of North 34° 33' 28" West and a chord length of 332.25 feet an existing ½" iron rod, set w/cap "DDM SURVEY BOUNDARY", and
North 39° 48' 16" West a distance of 918.74 feet to an existing mag nail, found at the intersection of same with the Southern right-of-way line of said Endeavor Drive, and
North 39° 48' 17" West a distance of 114.18 feet to an existing ½" iron rod, found at the intersection of same with the Southern right-of-way line of said Endeavor Drive, and
North 39° 28' 41" West a distance of 672.66 feet to an existing ½" iron rod w/cap "DDM SURVEY BOUNDARY", found in same;

THENCE North 50° 31' 19" East, across said FM 2276, a distance of 80.00 feet;

THENCE with the Northern right-of-way line of said FM 2276 as follows:

South 39° 28' 41" East a distance of 672.43 feet, and
South 39° 48' 17" East a distance of 113.95 feet, and
South 39° 48' 17" East a distance of 918.74 feet, and
along a curve to the right, having a radius of 1247.91 feet, 297.07 feet along said curve having a chord direction of South 35° 20' 24" East and a chord length of 296.37 feet to an existing TxDOT right-of-way monument, found in the Western right-of-way line of said Loop 571

THENCE with the Western right-of-way lines of said Loop 571 as follows:

South 74° 44' 45" East a distance of 147.45 feet to an existing TxDOT right-of-way monument, and
North 28° 16' 25" East a distance of 100.27 feet to an existing TxDOT right-of-way monument, and
North 36° 08' 03" East a distance of 100.88 feet to an existing TxDOT right-of-way monument, and
North 28° 16' 03" East a distance of 294.87 feet to an existing TxDOT right-of-way monument, and
North 18° 59' 07" East a distance of 169.51 feet to an existing TxDOT right-of-way monument, and
North 31° 24' 12" East a distance of 242.16 feet to an existing TxDOT right-of-way monument, and
North 23° 32' 35" East a distance of 374.22 feet to an existing TxDOT right-of-way monument, and
North 16° 08' 20" East a distance of 312.50 feet to an existing TxDOT right-of-way monument, and

*North 21° 37' 09" East a distance of 100.32 feet to an existing TxDOT right-of-way monument, and
North 30° 20' 18" East a distance of 100.65 feet to an existing TxDOT right-of-way monument, and
North 21° 46' 42" East a distance of 279.84 feet to an existing TxDOT right-of-way monument, and
North 08° 35' 16" East a distance of 172.89 feet to an existing TxDOT right-of-way monument, and
North 65° 22' 58" East a distance of 71.53 feet to the BEGINNING CONTAINING 42.298 acres.*

*All bearings and coordinates are based on the Texas State Plane Coordinate System NORTH AMERICA
DATUM 1983, NORTH CENTRAL ZONE.*

*I hereby certify that this legal description and the accompanying plat of even date represents the facts
found during the course of an actual survey made on the ground under my supervision in February, 2024.*

Dwayne Miley, R.P.L.S. No. 4164

F:\2024\20240109 - Henderson Annexation\42.298AC.docx



City Council

Agenda Item # 12.

SUBJECT: Open the second public hearing on the City of Henderson proposed voluntary annexation of the Jim Allen Estate on Loop 571 and FM 2276 now owned and submitted by HEDCO. (Jimerson)

MEETING DATE: May 21, 2024

DEPARTMENT: City Secretary

CONTACT: Cheryl Jimerson

RECOMMENDED CITY COUNCIL ACTION: Open a public hearing as required by law.

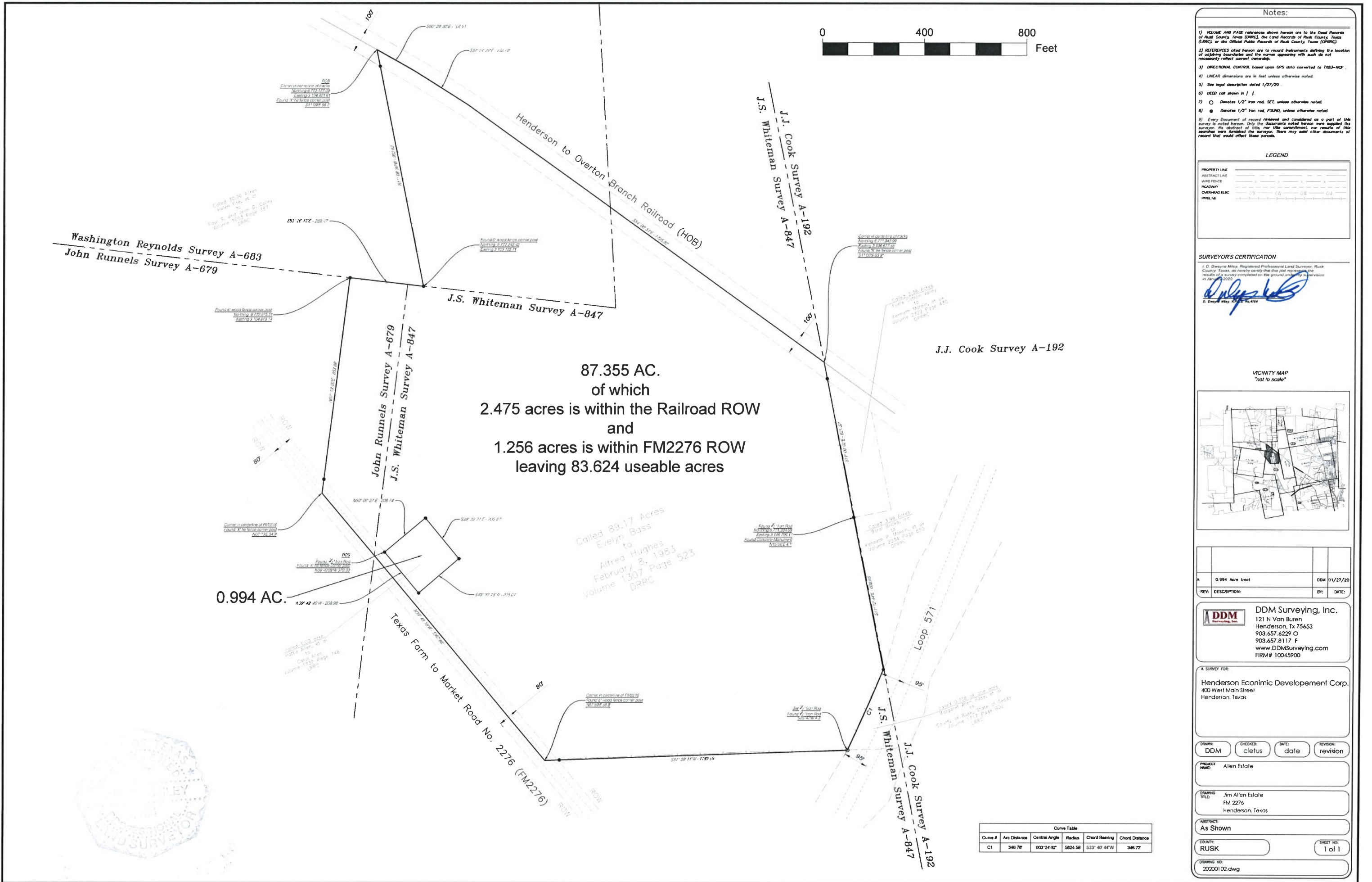
ITEM SUMMARY: HEDCO has submitted an application to annex the East Texas Regional Business Park into the city limits.

BACKGROUND INFORMATION:

SPECIAL CONSIDERATIONS:

SUPPORTING MATERIALS:

1. Jim Allen Estate Survey Updated to show the 994 Acre parcel owned by Carole Allen Hickman (002)





City Council

Agenda Item # 13.

SUBJECT: Consideration and possible action upon closing the public hearing.

MEETING DATE: May 21, 2024

DEPARTMENT: City Secretary

CONTACT: Cheryl Jimerson

RECOMMENDED CITY COUNCIL ACTION: Closing a public hearing as required by law

ITEM SUMMARY:

BACKGROUND INFORMATION:

SPECIAL CONSIDERATIONS:

SUPPORTING MATERIALS: None



City Council

Agenda Item # 14.

SUBJECT: Consideration upon the first reading of Ordinance 2024-05-02 on the proposed annexation of the Jim Allen Estate owned by HEDCO located on the corner of Loop 571 and FM 2276. (Jimerson)

MEETING DATE: May 21, 2024

DEPARTMENT: City Secretary

CONTACT:

RECOMMENDED CITY COUNCIL ACTION:
ITEM SUMMARY:

BACKGROUND INFORMATION:

SPECIAL CONSIDERATIONS:

SUPPORTING MATERIALS:

1. Ordinance 2024-05-02 Jim Allen Est. FINAL ORD complete with survey attached

ORDINANCE ANNEXING TERRITORY 2024-05-02

AN ORDINANCE ANNEXING THE HEREINAFTER DESCRIBED TERRITORY TO THE CITY OF HENDERSON, RUSK COUNTY, TEXAS, AND EXTENDING THE BOUNDARY LIMITS OF SAID CITY SO AS TO INCLUDE SAID HEREINAFTER DESCRIBED PROPERTY WITHIN SAID CITY LIMITS, AND GRANTING TO ALL THE INHABITANTS OF SAID PROPERTY ALL THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING SAID INHABITANTS BY ALL OF THE ACTS, ORDINANCES, RESOLUTIONS, AND REGULATIONS OF SAID CITY; AND ADOPTING A SERVICE PLAN OR AGREEMENT.

WHEREAS, the Jim Allen Estates have requested voluntary annexation to the city of Henderson and that a certain tract of land be annexed to be a part of the territory of the City of Henderson as further described in the Voluntary Annexation Procedure set forth in Exhibit "A"; and

WHEREAS, the Texas Local Government Code, Section 43.0671 authorizes the annexation of an area of the municipality on request of all said area land owners requesting annexation into the City of Henderson, Rusk County, Texas, an incorporated city, authorizes the annexation of territory, subject to the laws of this state; and

WHEREAS, the sole owner of the territory sought to be annexed by their voluntary request, Exhibit "A" and Exhibit "B"; and

WHEREAS, the City Council finds that all City services, including police protection, fire protection, water and trash pickup are readily available for the entire territory to be annexed. Wastewater and sewer shall be provided as soon as practical; and

WHEREAS, the City Council finds it to be in the best interests of the City of Henderson, Texas, to grow industry, increase property and sales tax and create jobs of its people that said property be annexed into the territorial limits of the City of Henderson, Texas.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HENDERSON, TEXAS:

Section 1: The following described land and territory lying adjacent to and adjoining the present boundaries of the city of Henderson Texas, is hereby added and annexed to the City of Henderson, Texas, and said territory hereinafter described shall be included within the boundary limits of the City of Henderson, Texas and shall be zoned "General Industrial" (I2) and the present boundary limits of such City, at the various points contiguous to the areas hereafter described , are altered and amended so as to included said area within the corporate limits of the City of Henderson, Texas, to wit:

0.994 acre being out of a called 89.17 acres conveyed to Alfred Hughes by Evelyn Allen dated February 8, 1983 and recorded in Volume 1307 Page 523 of the Deed Records of Rusk County, Texas (DRRC) and being all of a called 1.00 acre conveyed to Carol Allen by Hattie Allen, et al and recorded in Volume 1732 Page 746 of the

Land Records of Rusk County, Texas (LRRC), situated in the JS. Whiteman Survey A-847 on Texas Farm to Market Road No. 2276 (FM2276) and being more particularly described by metes and bounds as follows:

BEGINNING at a ½" iron rod, found marking the West corner of said 1.00 acre, whence bears an existing "X" tie fence corner post, found in the West boundary line of said 89.17 acres North 39° 40' 28" West a distance of 372.33 feet;

THENCE with the Northwest boundary line of said 1.00 acre North 50° 06' 27" East a distance of 208.74 feet to a ½" iron rod, found marking the North corner of same;

THENCE with the Northeast boundary line of said 1.00 acre South 39° 36' 27" East a distance of 206.81 feet to a ½" iron rod, found marking the East corner of same;

THENCE Southeast boundary line of said 1.00 acre South 49° 30' 25" West a distance of 208.01 feet to a ½" iron rod found marking the South corner of same and being in the North right-of way line of said FM2276, 40 feet from the centerline of same;

THENCE with the Southwest boundary line of said 1.00 acre common with the North right-of way of said FM2276, 40 feet from and parallel to the centerline of same, North 39° 48' 46" West a distance of 208.98 feet to the BEGINNING and CONTAINING 0.994 of an acre.

Please further refer to Exhibit "B" attached hereto.

Section 2: The above described territory and the area so annexed shall be a part of the City of Henderson, Texas, and the inhabitants thereof; if any, shall be entitled to all of the rights and privileges of all the citizens of the City of Henderson, Texas, and shall be bound by the acts, ordinances, resolutions and regulations of the City of Henderson, Texas.

Section 3: The following described territory shall be zoned "General Industrial" (I2).

Section 4: The property owners of the territory annexed hereby shall be entitled to City services as more fully described in the attached Annexation Service Plan as Exhibit "C" immediately upon final passage of this ordinance.

Section 5: Be it further ordained that should any particular territory herein annexed be declared null and void for any reason, said determination shall not affect the remaining territories herein annexed.

Section 6: The provisions of this ordinance shall be severable. If the provision of this ordinance is held invalid, such invalidity shall not affect other provisions of application of the ordinance which can be given effect without the invalid provision or application.

Section 7: All ordinances or parts of ordinances in conflict herewith are hereby expressly repealed.

Section 8: This ordinance shall take full effect and force upon passage by the City Council of the City of Henderson, Texas.

The City Secretary is hereby directed to file with the County Clerk of Rusk, Texas, a certified copy of this ordinance.

PASSED by an affirmative vote of all members of the City Council on this the _____ day of _____, 2024.

APPROVED:

Mayor

ATTEST: _

City Secretary



Planning and Development

City of Henderson 300 W. Main Henderson, Texas 75652 Phone: 903.657.6551 ext. 102 Fax: 903.657.7327

VOLUNTARY ANNEXATION APPLICATION

Project Information:

Project Type (circle one) Residential or Commercial Total Acres 87.355 and .995

Project Address (Location) Loop 571 and FM 2276

Legal Description HEDCO Allen Estate

Project Name HEDCO Allen Estate

Purpose of Annexation City Services

Existing Use Undeveloped # Existing Lots 2 # Existing Units 0

Proposed Use Business Park # Proposed Lots # Proposed Units

Applicant Information:

Applicant/Company Henderson Economic Development Corporation

Address 300 W. Main Street

City Henderson State Texas

Phone 903-392-0447 Fax Email john@hendersonedc.com

Property Owner HEDCO

Address same

City State

Phone Fax Email

Key Contact/Agent John Clary

Address same

City State

Phone Fax Email

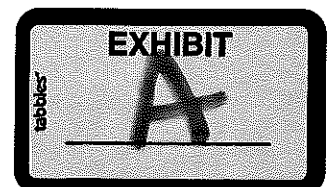
1 Is petition being initiated by owner(s) or majority of registered voters in area of request? 0 If
No, what is the status of the applicant? 0

2 Estimated population of the area in request: 0, Adults: 0, Children: 0

3 Number of registered voters in area in request: 0

4 What zoning district is being requested, if any, under separate application?

5 Low Impact Industrial I-1
What is the purpose of the annexation? To help manage/control the development of property





Planning and Development

City of Henderson 300 W. Main Henderson, Texas 75652 Phone: 903.657.6551 ext. 102 Fax: 903.657.7327

VOLUNTARY ANNEXATION APPLICATION

(page 2)

TO: THE MAYOR AND GOVERNING BODY OF THE CITY OF HENDERSON, TEXAS:

The undersigned does hereby petition for annexation of .87.355 and .994 acres located at in the extraterritorial jurisdiction of the City of Henderson, Texas. The property is more particularly described in the attached survey description and shown on the attached map. The undersigned also certifies that the required information concerning the land and its inhabitants is reasonably accurate and assumes responsibility for the completion of said information prior to scheduled action on the request of the City of Henderson.

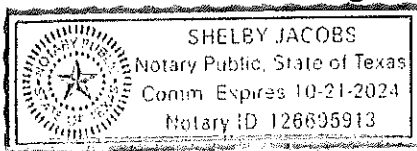
Signature of Owner: John W. Clary

Before me, the undersigned authority, on this day personally appeared John W. Clary, known to me by the person whose name is subscribed to the above and foregoing instrument, and acknowledged to me that they executed the same for the purposes and

consideration expressed and, in the capacity, therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE on this the 17th day of April, 2024.

Notary Public: Shelby Jacobs



For Departmental Use Only

Project #: 20240502

Total Fees: None

Payment Method: None

Submittal Date: April 1, 2024

Accepted By: Cheryl Johnson

City Council Date: May 9, May 21
and June 18, 2024



DDM, Surveying, Inc.

January 30, 2020

HEDCO

Allen Estate

0.994 acre being out of a called 89.17 acres conveyed to Alfred Hughes by Evelyn Allen dated February 8, 1983 and recorded in Volume 1307 Page 523 of the Deed Records of Rusk County, Texas (DRRC) and being all of a called 1.00 acre conveyed to Carol Allen by Hattie Allen, et al and recorded in Volume 1732 Page 746 of the Land Records of Rusk County, Texas (LRRC), situated in the J.S. Whiteman Survey A-847 on Texas Farm to Market Road No. 2276 (FM2276) and being more particularly described by metes and bounds as follows:

BEGINNING at a ½" iron rod, found marking the West corner of said 1.00 acre, whence bears an existing "X" tie fence corner post, found in the West boundary line of said 89.17 acres North 39° 40' 28" West a distance of 372.33 feet;

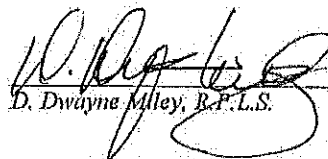
THENCE with the Northwest boundary line of said 1.00 acre North 50° 06' 27" East a distance of 208.74 feet to a ½" iron rod, found marking the North corner of same;

THENCE with the Northeast boundary line of said 1.00 acre South 39° 36' 27" East a distance of 206.81 feet to a ½" iron rod, found marking the East corner of same;

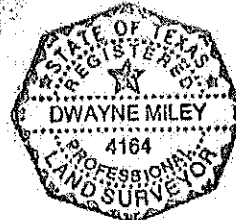
THENCE Southeast boundary line of said 1.00 acre South 49° 30' 25" West a distance of 208.01 feet to a ½" iron rod, found marking the South corner of same and being in the North right-of-way line of said FM2276, 40 feet from the centerline of same;

THENCE with the Southwest boundary line of said 1.00 acre common with the North right-of-way of said FM2276, 40 feet from and parallel to the centerline of same, North 39° 48' 46" West a distance of 208.98 feet to the BEGINNING and CONTAINING 0.994 of an acre.

I, D. Dwayne Miley, Registered Professional Land Surveyor, No. 4164-Texas, do hereby certify that this description represents the results of a survey completed on the ground under my supervision in January 2020. See plat dated 1/30/2020.


D. Dwayne Miley, R.P.L.S.

D:\2020\20200102 - HEDCO Allen Est. 90act-89.17-1.00 ac.docx



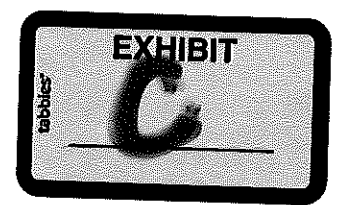


EXHIBIT "B"

CITY OF HENDERSON ANNEXATION SERVICE PLAN HEDCO 87.355 and .995 ACRE TRACTS

INTRODUCTION

This service plan has been prepared in accordance with V.T.C.A., Local Government Code, Section 43.056 and 43.0561 for the **HEDCO, 87.355 and .995 acre tracts**, as described in the field notes attached to the **HEDCO, 87.355 and .995 acre tracts Annexing Ordinance 2024-05-02 as Exhibit "A"**. The Council finds that the property is annexed pursuant to Section 43.0671 Local Government Code on application of property owner (**Exhibit "1"**). Municipal facilities and services to the annexed area described Municipal Water, Solid Waste, Fire and Police Services will be provided or made available on behalf of the City at the following levels and in accordance with the following schedule:

POLICE PROTECTION

Patrolling, responses to calls, and other police services will be provided on the effective date of the annexation at the same level as provided throughout the city by the Henderson Police Department. The City of Henderson has a Municipal Court that is a Municipal Court of Record and of competent jurisdiction to handle Class C Misdemeanors.

FIRE PROTECTION AND FIRE PREVENTION

Fire protection and fire prevention services will be provided on the effective date of the annexation on the same basis and at the same level as provided throughout the City. The Henderson Fire Department is in Henderson, Texas.

UT HEALTH EMERGENCY MEDICAL SERVICES

Emergency medical services will be provided on the effective date of the annexation on the same basis and at the same level as provided throughout the City by the UT HEALTH EMERGENCY MEDICAL SERVICES (EMS). The EMS station is located at 500 W. Main Street Henderson, Texas 75652.

SOLID WASTE COLLECTION AND DISPOSAL

Solid waste collection and disposal services will be provided at the same level as provided throughout the city by the contracted company as specified by the City of Henderson Code of Ordinances.

WATER SERVICE

Operation and maintenance of water facilities that are contiguous to the city of Henderson's CCN and within this Annexation Service Plan will be provided by the Henderson Utility Department on the effective date of the annexation on the same basis and at the same level as provided throughout the City with comparable topography, land use and population density in accordance with existing Ordinances, including Ordinances governing subdivisions in effect on the date of annexation which require a developer to install water lines.

MAINTENANCE OF ROADS AND STREETS

The City of Henderson maintains the city streets within the city. Existing State highways within the city are maintained by the State of Texas.

PARKS PLAYGROUNDS AND RECREATION

The City of Henderson owns several City Park's that is free to all residents and that can be used for picnics, recreation and so forth. The City rents the park facility for special events upon proper application made at the Civic Center Offices located at 1500 Lake Forest Parkway. A golf course (privately owned), disc golf and tennis courts are located within the city and are free to use.

LIBRARY SERVICE

The City of Henderson has a public library located within the city known as the Rusk County Library. The library is a separate independent entity and is not operated by City but provides Library services throughout the City located at 106 E. Main Street, Henderson, Texas 75654.

STREET LIGHTING

Street lighting is available within the city and is available through AEP Electric. The City of Henderson does not provide street lighting.

ELECTRICAL SERVICES

Electrical power service is available in the city and is provided within the City by AEP Electric.

NATURAL GAS SERVICES

Natural gas service is available in the city and is provided by Center Point Energy Company.

OTHER SERVICES

Other services that may be provided by the City such as planning and zoning, code enforcement, animal control, library, park and recreation, court, and general administration will be made available on the effective date of the annexation on the same basis and at the same level as provided throughout the City. Construction permits are issued by the City. Costs are determined by a Master Fee Schedule. The city uses the most recently adopted international building code for mechanical, fire, building, plumbing and miscellaneous other items. The city uses the International Electric Code for electrical work. Wastewater rules are the version of those published by the Texas commission on Environmental Quality. Site plan recommendation is performed by the Henderson the Planning and Zoning Commission final approval/disapproval by City Council.

CAPITAL IMPROVEMENTS

Construction of other capital improvements shall be considered by the City in the future as the need dictates on the same basis as such capital improvements are considered throughout the City in accordance with existing Ordinances of the City of Henderson, including Ordinances governing subdivisions in effect on the date of

annexation which require a developer to install or construct such capital improvements including but not limited to roads, streets, water, and sewer lines.

UNIFORM LEVEL OF SERVICES MAY NOT BE REQUIRED

Nothing in this plan shall require the City to provide a uniform level of full municipal services to each area of the City, including the annexed area, if different characteristics of topography, land use, and population density are considered a sufficient basis for providing different levels of service. Funding capital improvement and infrastructure necessary to provide municipal services to the property shall be subject to and in accordance with the existing Ordinances of the City of Henderson in effect on the date of annexation including those which require that a developer install or construct such capital improvements to the property.

TERM

This service plan shall be valid for a term of ten (10) years.

AMENDMENTS

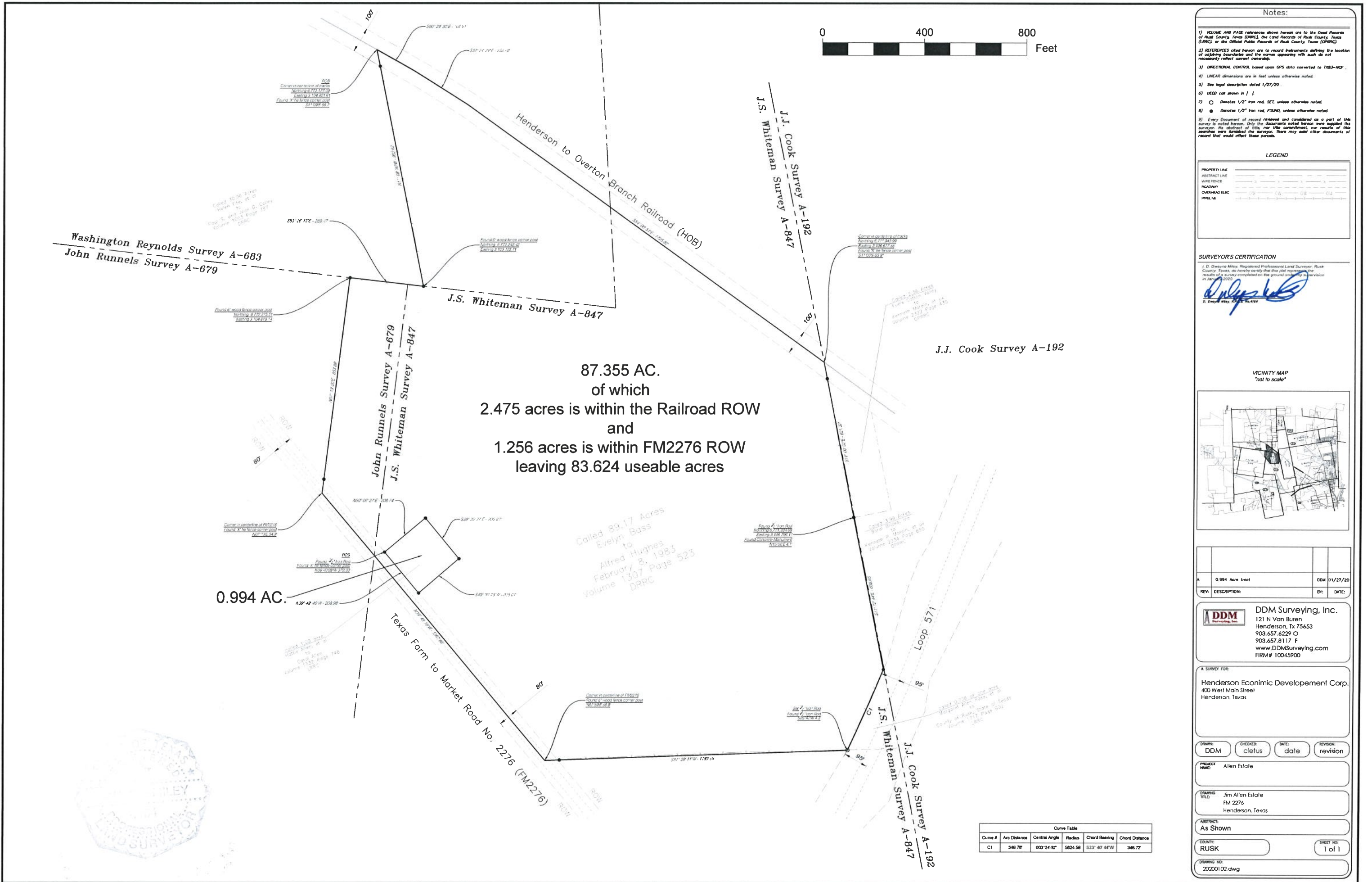
The plan shall not be amended unless public hearings are held in accordance with the applicable sections of the Local Government Code.

Adopted by City Council on the _____ day of _____, 2023.

John (Buzz) Fullen, Mayor

Attest:

Cheryl Jimerson, City Secretary



87.355 AC.
of which
2.475 acres is within the Railroad ROW
and
1.256 acres is within FM2276 ROW
leaving 83.624 useable acres

0.994 AC.

Curve Table				
Curve #	Arc Distance	Central Angle	Radius	Chord Bearing
C1	346.78'	003°24'40"	5824.56'	S23°40'44"W
				348.72'

Notes:

- 1) VOLUME AND PAGE references shown herein are to the Deed Records of Rusk County, Texas (DDRC), the Land Records of Rusk County, Texas (LARC), or the Official Public Records of Rusk County, Texas (OPARC).
- 2) REFERENCES cited herein are to record instruments defining the location of adjoining boundaries and the names appearing with such do not necessarily reflect current ownership.
- 3) DIRECTIONAL CONTROL based upon GPS data converted to NAD83-NGS.
- 4) LINEAR dimensions are in feet unless otherwise noted.
- 5) See legal description dated 1/27/20.
- 6) DEED call shown in [] .
- 7) ○ Denotes 1/2" iron rod, SET, unless otherwise noted.
- 8) ● Denotes 1/2" iron rod, FOUND, unless otherwise noted.
- 9) Every Document of record reviewed and considered as a part of this survey is noted herein. Only the documents noted herein were supplied the surveyor. He abstracts of title, nor title commitment, nor results of title searches were furnished the surveyor. There may exist other documents of record that would affect these parcels.

LEGEND

PROPERTY LINE
ABSTRACT LINE
WIRE FENCE
ROADWAY
OVERHEAD ELEC
PIPELINE

SURVEYOR'S CERTIFICATION

J. D. Desjarlais, Registered Professional Land Surveyor, Rusk County, Texas, do hereby certify that the plat represents the results of a survey completed on the ground in accordance with the laws of the State of Texas in January 2020.

[Signature]
J. D. Desjarlais, RLS #16,4194

VICINITY MAP
"not to scale"

A	0.994 Acres Tract	DDM	01/27/20
REV.	DESCRIPTION:	BY:	DATE:

DDM Surveying, Inc.
121 N Van Buren
Henderson, Tx 75653
903.657.6229 O
903.657.8117 F
www.DDMSurveying.com
FIRM# 10045900

A SURVEY FOR:

Henderson Economic Development Corp.
400 West Main Street
Henderson, Texas

DRAWN: DDM
CHECKED: cletus
DATE: date
REVISION: revision

PROJECT NAME: Allen Estate

DRAWING TITLE: Jim Allen Estate
FM 2276
Henderson, Texas

ABSTRACT: As Shown

COUNTY: RUSK

DRAWING NO: 20200102.dwg

SHEET NO: 1 of 1



City Council

Agenda Item # 15.

SUBJECT: Open the second public hearing on the City of Henderson proposed voluntary annexation of an application for the East Texas Regional Business Park located on the corners of Loop 571, State Highway 323 and FM 2276 owned by HEDCO. (Jimerson)

MEETING DATE: May 21, 2024

DEPARTMENT: City Secretary

CONTACT:

RECOMMENDED CITY COUNCIL ACTION:
ITEM SUMMARY:

BACKGROUND INFORMATION:

SPECIAL CONSIDERATIONS:

SUPPORTING MATERIALS:

1. Business Park Checklist
2. East Texas Regional Business Park Survey

Petition to Annex into the City of Henderson Checklist
East Texas Regional Business Park (HEDCO)

- Send the petitioner the procedure and application form, Service Plan and Development Agreement.
 - Need survey and field notes.
 - Date forms were sent March 21, 2024
- Received application and forms.
 - Date received April 16, 2024
- Send information to the City Attorney to create an ordinance.
- Place on Council Agenda April 16, 2024
- Council members set two public hearing dates by Resolution.
 - 1st public hearing May 9, 2024 Special Meeting
 - 2nd public hearing May 21, 2024 Reg Meeting
- Send written notice to School District or other entity that provides services including ROW that may be incorporated (TXDOT, Railroad, County)
- Publish in paper 20th to 11th day before public hearing.
 - Public Notice must be on Website.
 - Date of first publication April 28, 2024
 - Date of second publication May 5, 2024
 - Date filed at Court House _____



City Council

Agenda Item # 16.

SUBJECT: Consideration and possible action upon closing the public hearing.

MEETING DATE: May 21, 2024

DEPARTMENT: City Secretary

CONTACT:

RECOMMENDED CITY COUNCIL ACTION:
ITEM SUMMARY:

BACKGROUND INFORMATION:

SPECIAL CONSIDERATIONS:

SUPPORTING MATERIALS: None



City Council

Agenda Item # 17.

SUBJECT: Consideration upon the first reading of Ordinance 2024-05-03 on the proposed annexation of the East Texas Regional Business Park owned by HEDCO located on the corner of loop 571 and between State Highway 323 and FM 2276. (Jimerson)

MEETING DATE: May 21, 2024

DEPARTMENT: City Secretary

CONTACT:

RECOMMENDED CITY COUNCIL ACTION:
ITEM SUMMARY:

BACKGROUND INFORMATION:

SPECIAL CONSIDERATIONS:

SUPPORTING MATERIALS:

1. Ordinance 2024-05-03 ETx Reg. Bus. Park FINAL

ORDINANCE ANNEXING TERRITORY 2024-05-03

AN ORDINANCE ANNEXING THE HEREINAFTER DESCRIBED TERRITORY TO THE CITY OF HENDERSON, RUSK COUNTY, TEXAS, AND EXTENDING THE BOUNDARY LIMITS OF SAID CITY SO AS TO INCLUDE SAID HEREINAFTER DESCRIBED PROPERTY WITHIN SAID CITY LIMITS, AND GRANTING TO ALL THE INHABITANTS OF SAID PROPERTY ALL THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING SAID INHABITANTS BY ALL OF THE ACTS, ORDINANCES, RESOLUTIONS, AND REGULATIONS OF SAID CITY; AND ADOPTING A SERVICE PLAN OR AGREEMENT.

WHEREAS, the Henderson Economic Development Corporation ("HEDCO") has requested voluntary annexation to the city of Henderson and that a certain tract of land be annexed to be a part of the territory of the City of Henderson as further described in the Voluntary Annexation Procedure set forth in Exhibit "A"; and

WHEREAS, the Texas Local Government Code, Section 43.0671 authorizes the annexation of an area of the municipality on request of all said area land owners requesting annexation into the City of Henderson, Rusk County, Texas, an incorporated city, authorizes the annexation of territory, subject to the laws of this state; and

WHEREAS, the sole owner of the territory sought to be annexed by their voluntary request, Exhibit "A" and Exhibit "B"; and

WHEREAS, the City Council finds that all City services, including police protection, fire protection, water and trash pickup are readily available for the entire territory to be annexed. Wastewater and sewer shall be provided as soon as practical; and

WHEREAS, the City Council finds it to be in the best interests of the City of Henderson, Texas, to grow industry, increase property and sales tax and create jobs of its people that said property be annexed into the territorial limits of the City of Henderson, Texas.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HENDERSON, TEXAS:

Section 1: The attached Exhibit B described land and territory lying adjacent to and adjoining the present boundaries of the city of Henderson Texas, is hereby added and annexed to the City of Henderson, Texas, and said territory hereinafter described shall be included within the boundary limits of the City of Henderson, Texas and shall be zoned "Plan Development" (PD).

Please further refer to Exhibit "B" attached hereto.

Section 2: The above described territory and the area so annexed shall be a part of the City of Henderson, Texas, and the inhabitants thereof; if any, shall be entitled to all of the rights and privileges of all the citizens of the City of Henderson, Texas, and shall be bound by the acts, ordinances, resolutions and regulations of the City of Henderson, Texas.

Section 3: The following described territory shall be zoned Planned Development District (PD).

Section 4: The property owners of the territory annexed hereby shall be entitled to City services as more fully described in the attached Annexation Service Plan as Exhibit "C" immediately upon final passage of this ordinance.

Section 5: Be it further ordained that should any particular territory herein annexed be declared null and void for any reason, said determination shall not affect the remaining territories herein annexed.

Section 6: The provisions of this ordinance shall be severable. If the provision of this ordinance is held invalid, such invalidity shall not affect other provisions of application of the ordinance which can be given effect without the invalid provision or application.

Section 7: All ordinances or parts of ordinances in conflict herewith are hereby expressly repealed.

Section 8: This ordinance shall take full effect and force upon passage by the City Council of the City of Henderson, Texas.

The City Secretary is hereby directed to file with the County Clerk of Rusk, Texas, a certified copy of this ordinance.

PASSED by an affirmative vote of all members of the City Council on this the _____ day of _____, 2024.

APPROVED:

Mayor

ATTEST: _

City Secretary



Planning and Development

City of Henderson 300 W. Main Henderson, Texas 75652
Phone: 903.657.6551 ext. 102 Fax: 903.657.7327

VOLUNTARY ANNEXATION APPLICATION

Project Information:

Project Type (Place "X" on one) ☐ Residential ☒ Commercial Total Acres 303.20
Project Address (Location) Loop 571 @ SH 323
Legal Description AB 679-736 J Runnels - J Sany Surveys
Project Name East Texas Regional Business Park
Purpose of Annexation To help manage/control the development
Existing Use Farming/Ranching # Existing Lots 1 # Existing Units
Proposed Use Business Park # Proposed Lots 17 or more # Proposed Units

Applicant Information:

Applicant/Company Henderson Economic Development Corporation
Address 300 W. Main Street
City Henderson State TX
Phone 903-392-0447 Fax Email john@hendersonedc.com
Property Owner Henderson Economic Development Corporation
Address 300 W. Main Street
City Henderson State TX
Phone 903-392-0447 Fax N/A Email john@hendersonedc.com
Key Contact/Agent John Clary
Address Same as above
City State
Phone Fax Email

1. Is petition being initiated by owner(s) or majority of registered voters in area of request? Yes If No, what is the status of the applicant?
2. Estimated population of the area in request: 0 Adults: 0 Children: 0
3. Number of registered voters in area in request: 0
4. What zoning district is being requested, if any, under separate application? Low Impact Industrial I1
5. What is the purpose of the annexation? To help manage/control the development of the property





Planning and Development

City of Henderson 300 W. Main Henderson, Texas 75652
Phone: 903.657.6551 ext. 102 Fax: 903.657.7327

VOLUNTARY ANNEXATION APPLICATION

(page 2)

TO: THE MAYOR AND GOVERNING BODY OF THE CITY OF HENDERSON, TEXAS:

The undersigned does hereby petition for annexation of 303.20 acres located at in the extraterritorial jurisdiction of the City of Henderson, Texas. The property is more particularly described in the attached survey description and shown on the attached map. The undersigned also certifies that the required information concerning the land and its inhabitants is reasonably accurate and assumes responsibility for the completion of said information prior to scheduled action on the request of the City of Henderson.

Signature of Owner:

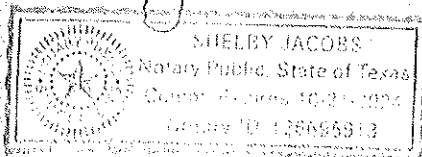
John W. Clary

Before me, the undersigned authority, on this day personally appeared John W. Clary, known to me by the person whose name is subscribed to the above and foregoing instrument, and acknowledged to me that they executed the same for the purposes and consideration expressed and, in the capacity, therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE on this the 17th day of April, 20 24.

Notary Public:

Shelby Jacobs



For Departmental Use Only

Project #: 20240503

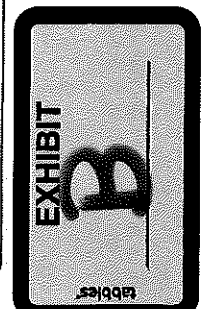
Total Fees: None

Payment Method: None

Submittal Date: April 1, 2024

Accepted By: Cheryl D. Smith

City Council Date: May 9, May 21
and June 18, 2024



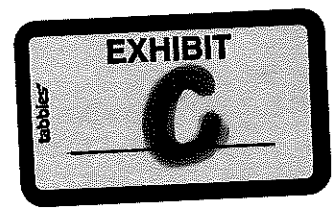


EXHIBIT "B"

CITY OF HENDERSON ANNEXATION SERVICE PLAN HEDCO 303.20 ACRE TRACT

INTRODUCTION

This service plan has been prepared in accordance with V.T.C.A., Local Government Code, Section 43.056 and 43.0561 for the **HEDCO, 303.20 acre tract**, as described in the field notes attached to the **HEDCO, 303.20 acre tract Annexing Ordinance 2024-05-03** as Exhibit "A". The Council finds that the property is annexed pursuant to Section 43.0671 Local Government Code on application of property owner (**Exhibit "1"**). Municipal facilities and services to the annexed area described Municipal Water, Solid Waste, Fire and Police Services will be provided or made available on behalf of the City at the following levels and in accordance with the following schedule:

POLICE PROTECTION

Patrolling, responses to calls, and other police services will be provided on the effective date of the annexation at the same level as provided throughout the city by the Henderson Police Department. The City of Henderson has a Municipal Court that is a Municipal Court of Record and of competent jurisdiction to handle Class C Misdemeanors.

FIRE PROTECTION AND FIRE PREVENTION

Fire protection and fire prevention services will be provided on the effective date of the annexation on the same basis and at the same level as provided throughout the City. The Henderson Fire Department is in Henderson, Texas.

UT HEALTH EMERGENCY MEDICAL SERVICES

Emergency medical services will be provided on the effective date of the annexation on the same basis and at the same level as provided throughout the City by the UT HEALTH EMERGENCY MEDICAL SERVICES (EMS). The EMS station is located at 500 W. Main Street Henderson, Texas 75652.

SOLID WASTE COLLECTION AND DISPOSAL

Solid waste collection and disposal services will be provided at the same level as provided throughout the city by the contracted company as specified by the City of Henderson Code of Ordinances.

WATER SERVICE

Operation and maintenance of water facilities that are contiguous to the city of Henderson's CCN and within this Annexation Service Plan will be provided by the Henderson Utility Department on the effective date of the annexation on the same basis and at the same level as provided throughout the City with comparable topography, land use and population density in accordance with existing Ordinances, including Ordinances governing subdivisions in effect on the date of annexation which require a developer to install water a lines.

MAINTENANCE OF ROADS AND STREETS

The City of Henderson maintains the city streets within the city. Existing State highways within the city are maintained by the State of Texas.

PARKS PLAYGROUNDS AND RECREATION

The City of Henderson owns several City Park's that is free to all residents and that can be used for picnics, recreation and so forth. The City rents the park facility for special events upon proper application made at the Civic Center Offices located at 1500 Lake Forest Parkway. A golf course (privately owned), disc golf and tennis courts are located within the city and are free to use.

LIBRARY SERVICE

The City of Henderson has a public library located within the city known as the Rusk County Library. The library is a separate independent entity and is not operated by City but provides Library services throughout the City located at 106 E. Main Street, Henderson, Texas 75654.

STREET LIGHTING

Street lighting is available within the city and is available through AEP Electric. The City of Henderson does not provide street lighting.

ELECTRICAL SERVICES

Electrical power service is available in the city and is provided within the City by AEP Electric.

NATURAL GAS SERVICES

Natural gas service is available in the city and is provided by Center Point Energy Company.

OTHER SERVICES

Other services that may be provided by the City such as planning and zoning, code enforcement, animal control, library, park and recreation, court, and general administration will be made available on the effective date of the annexation on the same basis and at the same level as provided throughout the City. Construction permits are issued by the City. Costs are determined by a Master Fee Schedule. The city uses the most recently adopted international building code for mechanical, fire, building, plumbing and miscellaneous other items. The city uses the International Electric Code for electrical work. Wastewater rules are the version of those published by the Texas commission on Environmental Quality. Site plan recommendation is performed by the Henderson the Planning and Zoning Commission final approval/disapproval by City Council.

CAPITAL IMPROVEMENTS

Construction of other capital improvements shall be considered by the City in the future as the need dictates on the same basis as such capital improvements are considered throughout the City in accordance with existing Ordinances of the City of Henderson, including Ordinances governing subdivisions in effect on the date of annexation which require a developer to install or construct such capital improvements

including but not limited to roads, streets, water, and sewer lines.

UNIFORM LEVEL OF SERVICES MAY NOT BE REQUIRED

Nothing in this plan shall require the City to provide a uniform level of full municipal services to each area of the City, including the annexed area, if different characteristics of topography, land use, and population density are considered a sufficient basis for providing different levels of service. Funding capital improvement and infrastructure necessary to provide municipal services to the property shall be subject to and in accordance with the existing Ordinances of the City of Henderson in effect on the date of annexation including those which require that a developer install or construct such capital improvements to the property.

TERM

This service plan shall be valid for a term of ten (10) years.

AMENDMENTS

The plan shall not be amended unless public hearings are held in accordance with the applicable sections of the Local Government Code.

Adopted by City Council on the ____ day of _____, 2023.

John (Buzz) Fullen, Mayor

Attest:

Cheryl Jimerson, City Secretary



City Council

Agenda Item # 18.

SUBJECT: Consideration upon the first reading of Ordinance 2024-05-04 amending chapter 4 of the Code of Ordinances enforcing Sex Offenders residency restrictions. (Taylor)

MEETING DATE: May 21, 2024

DEPARTMENT: Police Department

CONTACT: Chad Taylor

RECOMMENDED CITY COUNCIL ACTION: Approval of the ordinance

ITEM SUMMARY: There were changes the City Attorney needed to make. We plan on having it by Monday.

BACKGROUND INFORMATION:

SPECIAL CONSIDERATIONS:

SUPPORTING MATERIALS: None



City Council

Agenda Item # 19.

SUBJECT: Consideration upon a recommendation from the Planning and Zoning Commission and first reading of Ordinance 2024-05-05 changing the zoning from R1 a Residential Zone, to IS an Institutional Zone for the Rusk County Emergency Services District located at 1515 Whippoorwill. (Williams)

MEETING DATE: May 21, 2024

DEPARTMENT: Community Development

CONTACT: Dennis Williams, P & Z Administrator

RECOMMENDED CITY COUNCIL ACTION: Approval of a zoning change

ITEM SUMMARY: Rusk county ESD submitted an application to change the zoning designation of 1515 Whippoorwill Street from an (R1) Low Density Residential to an (IS) Institutional.

BACKGROUND INFORMATION: Rusk County ESD bought this property and renovated the building to be used by the 16 fire departments that serve Rusk County as a training and meeting facility.

SPECIAL CONSIDERATIONS: The City Attorney received this late and will have it ready by the Council Meeting for consideration.

SUPPORTING MATERIALS:

1. 1515 Whippoorwill - ESD mailing addresses
2. 1515 Whippoorwill public hearing notice

addr1	addr2	addr3	addr4	addr5	addr6	addr7	addr8	pagecount
Rusk Coun	Po Box 191	Henderson TX		75653				2
Hudson Wil	4344 US H	Henderson TX		75652-2228				2
Rettig Byro	PO Box 81	Hallsville TX		75650				2
Gipson Billy	1415 N Eve	Henderson TX		75652-5423				2
Lowe Tract	Po Box 637	Henderson TX		75653-0637				2
Vallier Bart	1601 Gray	Henderson TX		75652-5455				2
Kidd Jerry I	1519 Gray	Henderson TX		75652				2
Freeney Ly	707 Wilson	Henderson TX		75652				2
Villarreal A	3723 SH 1	Gilmer TX		75644				2
Canenguez	1521 Gray	Henderson TX		75652-5453				2
Sadler's Sn	C/O Horne	1 Hormel P Austin		MN	55912			2
Sanchez J	3006 SH 4	Henderson TX		75652				2

weight	postage	custom1	custom2	custom3	custom4	custom5	custom6	custom7
1	0.63							
1	0.63							
1	0.63							
1	0.63							
1	0.63							
1	0.63							
1	0.63							
1	0.63							
1	0.63							
1	0.63							
1	0.63							
1	0.63							
1	0.63							

custom8	custom9	custom10	retrefnum	notificationemail
			1515	Whip; dwilliams@henderson.tx.us
			1515	Whip; dwilliams@henderson.tx.us
			1515	Whip; dwilliams@henderson.tx.us
			1515	Whip; dwilliams@henderson.tx.us
			1515	Whip; dwilliams@henderson.tx.us
			1515	Whip; dwilliams@henderson.tx.us
			1515	Whip; dwilliams@henderson.tx.us
			1515	Whip; dwilliams@henderson.tx.us
			1515	Whip; dwilliams@henderson.tx.us
			1515	Whip; dwilliams@henderson.tx.us
			1515	Whip; dwilliams@henderson.tx.us

Notice of Public Hearing

Notice is hereby given that a Public Hearing to consider an application submitted to the Planning and Zoning Commission

for the following purpose:

Consider a Preliminary Plat for property in the City of Henderson ETJ. The property is described as:

AB 709 J SMITH/M

DEL CARMEL

WYLIE FARM

Residents who are interested are hereby notified that the application will be presented to the Planning and Zoning Commission of the City of Henderson, Texas, at 9:00 a.m. on May 20th, 2024 at Henderson City Hall, 300 West Main, Henderson, Texas.

If you have any questions, please contact the Community Development Department at 903-392-0786.

`gv4



City Council

Agenda Item # 20.

SUBJECT: Consideration and possible action upon a minor plat request submitted by Gerardo and Nancy Deleon to subdivide 1500 Price Street into two lots. (Williams)

MEETING DATE: May 21, 2024

DEPARTMENT: Community Development

CONTACT: Dennis Williams, P & Z Administrator

RECOMMENDED CITY COUNCIL ACTION: Approval of a minor plat subdividing 1500 Price Street

ITEM SUMMARY: We are not sure how many years ago this could have taken place, but there are two primary structures on one lot. The one known as 1500 Price Street has a buyer and the only way that could have happened was for the city to have them get it surveyed and split into two lots.

BACKGROUND INFORMATION:

SPECIAL CONSIDERATIONS:

SUPPORTING MATERIALS:

1. 1500 Price Minor Plat Application and Tax Certificate
2. Summer Place Replat Map
3. 1500 Price Street Arial View

CITY OF HENDERSON

MINOR PLAT APPLICATION

APPLICANT NAME: Gerardo DeLeon, Nancy DeLeon

MAILING ADDRESS: 1380 Millville Dr Henderson TX 78052

PHONE NO: (903) 392-1452 OTHER (903) 646-2795

LOCATION OF PROPERTY: Lot 1, Block 473

1500 Price Street Henderson, TX 75654

PROPERTY DESCRIPTION (attach certified tax certificates from Appraisal District):

Lot 1, Block 473 of Summer Place Subdivision

PURPOSE FOR REQUEST (be specific): Replat of Lot 1, Block 473

District# _____ District Representative: _____

ZONING CLASSIFICATION: _____

PROPERTY IS IMPROVED: ☒ Y / ☐ N

WATER AND SEWER AVAILABLE: ☒ Y / ☐ N

*** PLAT APPROVAL DOES NOT NECESSITATE APPROVAL FROM TXDOT
FOR DRIVEWAY ACCESS ON STATE MAINTAINED HIGHWAY ***

Gerardo DeLeon, Nancy DeLeon

(Print Name)

Gerardo DeLeon, Nancy DeLeon

SIGNATURE

5/17/24

DATE

Council Meeting for plat depends on date Application is received

Application fee of \$50.00 must be submitted with the application

Two 8 1/2 x 14 plats and Three (3) 24x36 plats with Surveyor and property owner signatures required

TAX CERTIFICATE

Please remit payment to:
Rusk County Tax Office
Nesha Partin
202 North Main Street
Henderson, TX 75653-0988
Phone: 903-657-0315

Fee: 10.00

Certificate Number: 42849

This is to certify that, after a careful check of the tax records of this office, the following delinquent taxes, penalties, interest and any known costs and expenses as provided by Tax Code Section 33.48 are due on the described property for the following taxing unit(s):

Owner Interest: 1.000000
Owner: R86090
DELEON GERARDO & NANCY M
1500 PRICE ST
HENDERSON TX 75654

Parcel ID/Seq: 41652/1
Account #: 02738-00473-00001-000000
Legals: LT 1 BLK 473 SUMMER PLACE SUB

Suit: No
Acres: 0.623
Land Value: \$ 10000
Pers Value: \$ 0
Imp Value: \$ 251970
Ag/Timber: \$ 0
HS Code: H
Cat Code: A1
MTG/Loan: 108 -

Property 1500 PRICE
Address: HENDERSON TX 75654
MH Label:
MH Serial:

Abst/Subdiv:
Block: Lot:

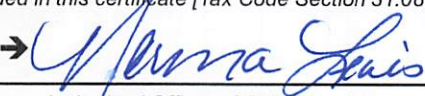
Year	Entity	Value	Original Tax	Tax Due	Discount	Penalty/ Interest	Total Due
2023	05 - RUSK COUNTY	209,580	\$972.48	\$0.00	\$0.00	\$0.00	\$0.00
2023	05R - SPEC RD	206,580	\$103.07	\$0.00	\$0.00	\$0.00	\$0.00
2023	22 - CITY OF HENDERSON	209,580	\$881.91	\$0.00	\$0.00	\$0.00	\$0.00
2023	22IS - CITY OF HENDERSON I&S	209,580	\$253.38	\$0.00	\$0.00	\$0.00	\$0.00
2023	46 - HENDERSON I.S.D. M&O	109,580	\$766.29	\$0.00	\$0.00	\$0.00	\$0.00
2023	46IS - HENDERSON I.S.D. I&S	109,580	\$252.03	\$0.00	\$0.00	\$0.00	\$0.00
2023	66 - RUSK CO GROUNDWATER CONSV	209,580	\$9.57	\$0.00	\$0.00	\$0.00	\$0.00
Totals:			\$3,238.73	\$0.00	\$0.00	\$0.00	\$0.00

Parcel Total: \$3,238.73 \$0.00 \$0.00 \$0.00 \$0.00

PAID HISTORY (CURRENT TAX YEAR) 2023

Jurisdiction	Tax	Discount	Penalty	Other Payment	Total Amount	Cod	Ref Number	Posting Date
05	\$972.48	\$0.00	0.00	\$0.00	\$972.48		642627	12/01/2023
05R	\$103.07	\$0.00	0.00	\$0.00	\$103.07		642627	12/01/2023
22	\$881.91	\$0.00	0.00	\$0.00	\$881.91		642627	12/01/2023
22IS	\$253.38	\$0.00	0.00	\$0.00	\$253.38		642627	12/01/2023
46	\$766.29	\$0.00	0.00	\$0.00	\$766.29		642627	12/01/2023
46IS	\$252.03	\$0.00	0.00	\$0.00	\$252.03		642627	12/01/2023
66	\$9.57	\$0.00	0.00	\$0.00	\$9.57		642627	12/01/2023
\$3,238.73		\$0.00	\$0.00	\$0.00	\$3,238.73			

If applicable, the above-described property has / is receiving special appraisal based on its use, and additional rollback taxes may become due based on the provisions of the special appraisal (Comptroller Rule 9.3040) or property omitted from the appraisal roll as described under Tax Code Section 25.21 is not included in this certificate [Tax Code Section 31.08(b)].

sign here → 
Authorized Officer of Collecting Office

05/16/2024
Date of Tax Certificate

Issued By: Norma Lewis

Issued To: nancy deleon

Issued Date: 5/16/2024 3:14:07PM

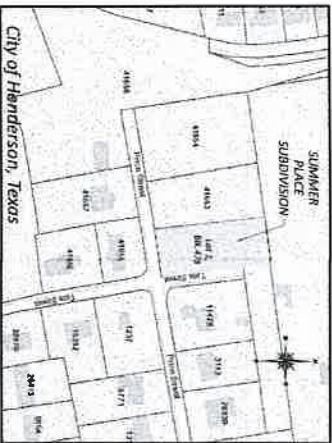
DPIYRMO: 202405

Pursuant to Tax Code Section 31.08, if a person transfers property accompanied by a tax certificate that erroneously indicates that no delinquent taxes, penalties or interest are due a taxing unit on the property or that fails to include property because of its omission from an appraisal roll, the taxing unit's tax lien on the property is extinguished and the purchaser of the property is absolved of liability to the taxing unit for delinquent taxes, penalties or interest on the property or for taxes based on omitted property. The person who was liable for the tax for the year the tax was imposed or the property was omitted remains personally liable for the tax and for any penalties or interest.

A tax certificate issued through fraud of collusion is void.

JAMES SMITH SURVEY, A-709

NOTE: Bearing Orientation Based on Ave. RTK GPS Coordinates (NAD83), NCG(4202).



CITY OF HENDERSON, Texas
CITY OF HENDERSON
DELEON SUBDIVISION LOCATOR MAP
NTS

GENERAL NOTES

"All buildings to be constructed in this subdivision shall be placed at an elevation that is a minimum of six (6) inches above the top of the curb fronting the lot to prohibit storm waters from entering the building.

Subject Property is not located in a FEMA Flood Area as per FEMA INSURANCE RATE MAP PANEL 48401C0220C B effective date September 29, 2010.

This subdivision Zone: R1
Minimum Setback Lines: Front 35' Rear: 20'
Side Interior: 10'

NOTE: Selling a portion of this subdivision by metes and bounds is a violation of City Ordinance and State law and is subject to fines and withholding of utilities and building permits.

KNOW ALL MEN BY THESE PRESENTS, that we, Gerardo Deleon and Nancy M. Deleon are the owners of Lot 1, Block 473, City of Henderson, Texas, and we do adopt this plan for the replat of Lot 1, Block 473 of the Summer Place Subdivision (Original Plat Vol.1373, Pg.225).

All taxes are paid and no delinquent taxes exist on this property.

SUBSCRIBED AND SWORN BEFORE ME THIS

THE 17th DAY OF May, 2024.
Gerardo Deleon
Notary Public in and for Rusk County, Texas.
THE 17th DAY OF May, 2024.

SUBSCRIBED AND SWORN BEFORE ME THIS

THE 17th DAY OF May, 2024
Nancy M. Deleon
Notary Public in and for Rusk County, Texas.
THE DAY OF May, 2023.



ZONE: R1
Front - 35'
Side - 10'
Rear - 20'



Jimmy L. Gray to
Gerardo Deleon
and Nancy Deleon
Owners:
Lot 1, Blk. 473
Summer Place
Subdivision
WD Vol.3765,
Pg.22



CERTIFICATE OF CITY MANAGER
I hereby certify that all requirements of the "SUBDIVISION ORDINANCE and ZONING ORDINANCE" concerning submission and approval of Final Plat approval have been complied with for the of information and date to the City Manager required for Final Plat have been complied with for the hereon referenced subdivision

City Manager

Date

APPROVED AND ACCEPTED BY THE CITY COUNCIL OF HENDERSON, TEXAS on this the ____ day of ____, 2024.

Mayor

Date

ATTEST: City Secretary

CERTIFICATE:
I, Roy L. Lemley, Registered Professional Land Surveyor no.3677, hereby certify that the above plat correctly represents the results of a survey on the ground by me and is true and correct to the best of my knowledge and belief.
Witness my hand and seal this the 17th day of May, 2024.

Roy L. Lemley - Registered Professional Land Surveyor
No.3677
2510 Ramblewood, Henderson, Texas 75652
Office: 903-722-4149 FIRM No.101103-00
Email:roy@roylemleysurveyor.com

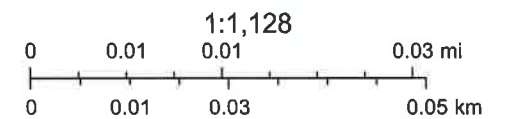
A REPLAT of LOT 1, BLOCK 473
SUMMER PLACE SUBDIVISION
Plat - Vol.1373, Pg.225
JAMES SMITH SURVEY, A-709
CITY OF HENDERSON, RUSK COUNTY, TEXAS
Scale: 1"=50'
May 17, 2024

Rusk CAD



5/16/2024, 12:50:43 PM

 Parcels



Maxar, Microsoft, Esri, HERE, Garmin, IPC



City Council

Agenda Item # 21.

SUBJECT: Consideration and possible action on a contract for auditing services with Gollob, Morgan, Peddy, CPA for the fiscal year ending September 30, 2024. (Arnall)

MEETING DATE: May 21, 2024

DEPARTMENT: Finance

CONTACT: Karen Arnall, Finance Director

RECOMMENDED CITY COUNCIL ACTION: Staff recommends Council to approve the 2024 Engagement Letter that will secure auditing services from Gollob, Morgan, Peddy, CPA for the fiscal year ending September 30, 2024.

ITEM SUMMARY: The city is required annually to have a Certified Public Accountant perform an audit of the books and accounts of all records and transactions by the administration of the City. Kevin Cashion, CPA, partner with Gollob, Morgan, and Peddy, has presented the proposal which includes an estimated cost of \$42,000.

BACKGROUND INFORMATION: Gollob, Morgan and Peddy, CPA is a full-service Tyler CPA firm established in 1982. They have a Government Audit Division with a staff that is certified to prepare Government Audits and does so for several East Texas Cities and County agencies.

SPECIAL CONSIDERATIONS:

SUPPORTING MATERIALS:

1. Henderson 9-30-24 Engagement Letter for Audit Services
2. Henderson AU-C 260 Communication Letter for Planning (9-30-24)

May 5, 2024

Honorable City Council
City of Henderson
400 W. Main
Henderson, Texas

The following represents our understanding of the services we will provide the City of Henderson (the City):

You have requested that we audit the governmental activities, the business-type activities, the aggregate discretely presented component units, each major fund, and the aggregate remaining fund information of the City of Henderson, as of September 30, 2024, and for the year then ended and the related notes to the financial statements, which collectively comprise the City's basic financial statements as listed in the table of contents. We are pleased to confirm our acceptance and our understanding of this audit engagement by means of this letter. Our audit will be conducted with the objective of our expressing an opinion on each opinion unit applicable to those basic financial statements.

In addition, we will audit the City's compliance over major federal award programs for the period ended September 30, 2023. We are pleased to confirm our acceptance and our understanding of this audit engagement by means of this letter. Our audits will be conducted with the objectives of our expressing an opinion on each opinion unit and an opinion on compliance regarding the City's major federal award programs. The objectives of our audit of the financial statements are to obtain reasonable assurance about whether the financial statements as a whole are free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes our opinion. Reasonable assurance is a high level of assurance but is not absolute assurance and therefore is not a guarantee that an audit conducted in accordance with auditing standards generally accepted in the United States of America (GAAS) and in accordance with Government Auditing Standards, will always detect a material misstatement when it exists. Misstatements, including omissions, can arise from fraud or error and are considered material if there is a substantial likelihood that, individually or in the aggregate, they would influence the judgment made by a reasonable user based on the financial statements.

The objectives of our audit are to obtain reasonable assurance about whether the financial statements as a whole are free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes our opinion. Reasonable assurance is a high level of assurance but is not absolute assurance and therefore is not a guarantee that an audit conducted in accordance with auditing standards generally accepted in the United States of America (GAAS) and in accordance with Government Auditing Standards, will always detect a material misstatement when it exists. Misstatements, including omissions, can arise from fraud or error and are considered material if there is a substantial likelihood that, individually or in the aggregate, they would influence the judgment made by a reasonable user based on the financial statements.

Accounting principles generally accepted in the United States of America (U.S.GAAP), as promulgated by the Governmental Accounting Standards Board (GASB) require that management's discussion and analysis (MD&A), and Changes in Net Pension Liability and Related Ratios, be presented to supplement the City of Henderson's basic financial statements. Such information, although not a part of the basic financial statements, is required by the GASB who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. As part of our engagement, we will apply certain limited procedures to the required supplementary information (RSI) in accordance with auditing standards generally accepted in the United States of America, (U.S. GAAS). These limited procedures will consist primarily of inquiries of management regarding their methods of measurement and presentation, and comparing the information for consistency with management's responses to our inquiries. We will not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any form of assurance on the RSI. The following RSI is required by U.S. GAAP. This RSI will be subjected to certain limited procedures, but will not be audited:

- 1) Management's Discussion and Analysis
- 2) Schedule of Net Changes in Net Pension Liability and Related Ratios
- 3) Schedule of Pension Contributions and Related Notes

Gollob Morgan Peddy PC
1001 ESE Loop 323, Suite 300, Tyler, TX 75701
Tel 903-534-0088 Fax 903-581-3915 www.gmpcpa.com

Members American Institute of Certified Public Accountants and Private Companies Practice Section

member of

CPAmerica^{International}
Member  **Crowe Global**TM

- 4) Schedule of Changes in OPEB Liability and Related Ratios – Supplemental Death Benefits Plan
- 5) Schedule of Changes in OPEB Liability and Related Ratios – Health Plan

Supplementary information other than RSI will accompany the City's basic financial statements. We will subject the following supplementary information to the auditing procedures applied in our audit of the basic financial statements and perform certain additional procedures, including comparing and reconciling the supplementary information to the underlying accounting and other records used to prepare the basic financial statements or to the basic financial statements themselves, and additional procedures in accordance with auditing standards generally accepted in the United States of America. We intend to provide an opinion on the following supplementary information in relation to the basic financial statements as a whole:

- 1) Combining Financial Statements – Nonmajor Governmental Funds
- 2) Combining Financial Statements – Special Revenue Funds
- 3) Combining Financial Statements – Capital Projects Funds
- 4) Detailed Schedule of Revenues and Expenditures – Budget and Actual (Non-GAAP Budget Basis) – Water and Sewer Fund

Schedule of Expenditures of Federal Awards

We will subject the schedule of expenditures of federal awards to the auditing procedures applied in our audit of the basic financial statements and certain additional procedures, including comparing and reconciling the schedule to the underlying accounting and other records used to prepare the financial statements or to the financial statements themselves, and additional procedures in accordance with auditing standards generally accepted in the United States of America. We intend to provide an opinion on whether the schedule of expenditures of federal awards is presented fairly in all material respects in relation to the financial statements as a whole.

Data Collection Form

Prior to the completion of our engagement, we will complete the sections of the Data Collection Form that are our responsibility. The form will summarize our audit findings, amounts and conclusions. It is management's responsibility to submit a reporting package including financial statements, schedule of expenditure of federal awards, summary schedule of prior audit findings and corrective action plan along with the Data Collection Form to the federal audit clearinghouse. The financial reporting package must be text searchable, unencrypted, and unlocked. Otherwise, the reporting package will not be accepted by the federal audit clearinghouse. We will assist you in the electronic submission and certification. You may request from us copies of our report for you to include with the reporting package submitted to pass-through entities.

The Data Collection Form is required to be submitted within the *earlier* of 30 days after receipt of our auditors' reports or nine months after the end of the audit period, unless specifically waived by a federal cognizant or oversight agency for audits. Data Collection Forms submitted untimely are one of the factors in assessing programs at a higher risk.

Auditor Responsibilities

We will conduct our audits in accordance GAAS, the standards applicable to financial audits contained in Government Auditing Standards, issued by the Comptroller General of the United States of America; the audit requirements of Title 2 U.S. Code of Federal Regulations (CFR) Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards (Uniform Guidance). As part of an audit in accordance with GAAS and in accordance with Government Auditing Standards, we exercise professional judgment and maintain professional skepticism throughout the audit. We also:

- Identify and assess the risks of material misstatement of the financial statements, whether due to fraud or error, design and perform audit procedures responsive to those risks, and obtain audit evidence that is sufficient and appropriate to provide a basis for our opinion. The risk of not detecting a material misstatement resulting from fraud is higher than for

Auditor Responsibilities (continued)

one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control.

- Obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. However, we will communicate to you in writing concerning any significant deficiencies or material weaknesses in internal control relevant to the audit of the financial statements that we have identified during the audit.
- Evaluate the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluate the overall presentation of the financial statements, including the disclosures, and whether the financial statements represent the underlying transactions and events in a manner that achieves fair presentation.
- Conclude, based on the audit evidence obtained, whether there are conditions or events, considered in the aggregate, that raise substantial doubt about the City's ability to continue as a going concern for a reasonable period of time.

Because of the inherent limitations of an audit, together with the inherent limitations of internal control, an unavoidable risk that some material misstatements may not be detected exists, even though the audit is properly planned and performed in accordance with GAAS and in accordance with Government Auditing Standards.

Our responsibility as auditors is limited to the period covered by our audit and does not extend to any other periods.

Audit of Major Program Compliance

Our audit of the City's major federal award program(s) compliance will be conducted in accordance with the requirements of the Single Audit Act, as amended; and the provisions of the Uniform Guidance; and will include tests of accounting records, a determination of major programs in accordance with the Uniform Guidance, and other procedures we consider necessary to enable us to express such an opinion on major federal award program compliance and to render the required reports. We cannot provide assurance that an unmodified opinion on compliance will be expressed. Circumstances may arise in which it is necessary for us to modify our opinion or withdraw from the engagement.

The Uniform Guidance requires that we also plan and perform the audit to obtain reasonable assurance about whether material noncompliance with applicable laws and regulations, the provisions of contracts and grant agreements applicable to major federal award programs, and the applicable compliance requirements occurred, whether due to fraud or error, and express an opinion on the City's compliance based on the audit. Reasonable assurance is a high level of assurance but is not absolute assurance and therefore is not a guarantee that an audit conducted in accordance with GAAS, Government Auditing Standards, and the Uniform Guidance will always detect material noncompliance when it exists. The risk of not detecting material noncompliance resulting from fraud is higher than for that resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control. Noncompliance with the compliance requirements is considered material if there is a substantial likelihood that, individually or in the aggregate, it would influence the judgment made by a reasonable user of the report on compliance about the City's compliance with the requirements of the federal programs as a whole.

As part of a compliance audit in accordance with GAAS and in accordance with Government Auditing Standards, we exercise professional judgment and maintain professional skepticism throughout the audit. We also identify and assess the risks of material noncompliance, whether due to fraud or error, and design and perform audit procedures responsive to those risks.

Audit of Major Program Compliance (continued)

Our procedures will consist of determining major federal programs and, performing the applicable procedures described in the U.S. Office of Management and Budget OMB Compliance Supplement for the types of compliance requirements that could have a direct and material effect on each of the City's major programs, and performing such other procedures as we considers necessary in the circumstances. The purpose of those procedures will be to express an opinion on the City's compliance with requirements applicable to each of its major programs in our report on compliance issued pursuant to the Uniform Guidance.

Also, as required by the Uniform Guidance, we will obtain an understanding of the City's internal control over compliance relevant to the audit in order to design and perform tests of controls to evaluate the effectiveness of the design and operation of controls that we consider relevant to preventing or detecting material noncompliance with compliance requirements applicable to each of the City's major federal award programs. Our tests will be less in scope than would be necessary to render an opinion on these controls and, accordingly, no opinion will be expressed in our report. However, we will communicate to you, regarding, among other matters, the planned scope and timing of the audit and any significant deficiencies and material weaknesses in internal control over compliance that we have identified during the audit.

We will issue a report on compliance that will include an opinion or disclaimer of opinion regarding the City's major federal award programs, and a report on internal controls over compliance that will report any significant deficiencies and material weaknesses identified; however, such report will not express an opinion on internal control.

Compliance with Laws and Regulations

As previously discussed, as part of obtaining reasonable assurance about whether the basic financial statements are free of material misstatement, we will perform tests of the City of Henderson's compliance with the provisions of applicable laws, regulations, contracts and agreements. However, the objective of our audit will not be to provide an opinion on overall compliance and we will not express such an opinion.

Management Responsibilities

Our audit will be conducted on the basis that management and those charged with governance acknowledge and understand that they have responsibility:

- a. For the preparation and fair presentation of the basic financial statements in accordance with accounting principles generally accepted in the United States of America;
- b. For identifying, in its accounts, all federal awards received and expended during the period and the federal programs under which they were received;
- c. For maintaining records that adequately identify the source and application of funds for federally funded activities;
- d. For preparing the schedule of expenditures of federal awards (including notes and noncash assistance received) in accordance with the Uniform Guidance;
- e. For designing, implementing, and maintaining effective internal control over federal awards that provides reasonable assurance that the City is managing federal awards in compliance with federal statutes, regulations, and the terms and conditions of the federal awards;
- f. For designing, implementing, and maintaining effective internal control over federal awards that provides reasonable assurance that the City is managing federal awards in compliance with federal statutes, regulations, and the terms and conditions of the federal awards;
- g. For taking prompt action when instances of noncompliance are identified;
- h. For addressing the findings and recommendations of auditors, for establishing and maintaining a process to track the status of such findings and recommendations and taking corrective action on reported audit findings from prior periods and preparing a summary schedule of prior audit findings;
- i. For following up and taking corrective action on current year audit findings and preparing a corrective action plan for such findings;

Management Responsibilities (continued)

- j. For submitting the reporting package and data collection form to the appropriate parties;
- k. For making the auditor aware of any significant contractor relationships where the contractor is responsible for program compliance;
- l. For the design, implementation and maintenance of internal control relevant to the preparation and fair presentation of basic financial statements that are free from material misstatement, whether due to error, fraudulent financial reporting, misappropriation of assets or violations of laws, governmental regulations, grant agreements, or contractual agreements; and
- m. To provide us with:
 - i. Access to all information of which management is aware that is relevant to the preparation and fair presentation of the basic financial statements and relevant to federal awards such as records, documentation and other matters;
 - ii. Additional information that we may request from management for the purpose of the audit; and
 - iii. Unrestricted access to persons within the entity from whom we determine it necessary to obtain audit evidence.
- n. For including the auditors' report in any document containing basic financial statements that indicates that such basic financial statements have been audited by the entity's auditor;
- o. For identifying and ensuring that the entity complies with the laws and regulations applicable to its activities;
- p. For adjusting the basic financial statements to correct material misstatements and confirming to us in the management representation letter that the effects of any uncorrected misstatements aggregated by us during the current engagement and pertaining to the current year period(s) under audit are immaterial, both individually and in the aggregate, to the basic financial statements as a whole; and
- q. For acceptance of nonattest services, including identifying the proper party to oversee nonattest work;
- r. For maintaining adequate records, selecting and applying accounting principles, and safeguarding assets;
- s. For informing us of any known or suspected fraud affecting the entity involving management, employees with significant role in internal control and others where fraud could have a material effect on the financials or compliance; and
- t. For the accuracy and completeness of all information provided.

With regard to the supplementary information referred to above, you acknowledge and understand your responsibility: (a) for the preparation of the supplementary information in accordance with the applicable criteria; (b) to provide us with the appropriate written representations regarding supplementary information; (c) to include our report on the supplementary information in any document that contains the supplementary information and that indicates that we have reported on such supplementary information; and (d) to present the supplementary information with the audited basic financial statements, or if the supplementary information will not be presented with the audited basic financial statements, to make the audited basic financial statements readily available to the intended users of the supplementary information no later than the date of issuance by you of the supplementary information and our report thereon.

As part of our audit process, we will request from management and, when appropriate, those charged with governance, written confirmation concerning representations made to us in connection with the audit.

Non-Attest Services

With respect to any non-attest services we perform,

At the end of the year, we agree to perform the following:

- Propose adjusting or correcting journal entries to be reviewed and approved by the City's management.

Non-Attest Services (continued)

- Prepare the basic financial statements and related notes as identified on page one of this letter as well as the RSI and supplementary information.
- Consult with the City on implantation of new GASB Standards, such as GASB Statement No. 101.

We will not assume management responsibilities on behalf of the City. However, we will provide advice and recommendations to assist management of the City in performing its responsibilities.

The City's management is responsible for (a) making all management decisions and performing all management functions; (b) assigning a competent individual to oversee the services; (c) evaluating the adequacy of the services performed; (d) evaluating and accepting responsibility for the results of the services performed; and (e) establishing and maintaining internal controls, including monitoring ongoing activities.

Our responsibilities and limitations of the non-attest services are as follows:

- We will perform the services in accordance with applicable professional standards
- The non-attest services are limited to the those identified above. Our firm, in its sole professional judgment, reserves the right to refuse to do any procedure or take any action that could be construed as making management decisions or assuming management responsibilities, including determining account coding and approving journal entries.

Reporting

We will issue a written report upon completion of our audit of the City of Henderson's basic financial statements. Our report will be addressed to the governing body of the City of Henderson. We cannot provide assurance that unmodified opinions will be expressed. Circumstances may arise in which it is necessary for us to modify our opinions, add an emphasis-of-matter or other-matter paragraph(s), or withdraw from the engagement.

In accordance with the requirements of Government Auditing Standards, we will also issue a written report describing the scope of our testing over internal control over financial reporting and over compliance with laws, regulations, and provisions of grants and contracts, including the results of that testing. However, providing an opinion on internal control and compliance will not be an objective of the audit and, therefore, no such opinion will be expressed.

Engagement Administration, Fees and Other

We understand that your employees will prepare all confirmations we request and will locate any document or support for any other transactions we select for testing.

We will provide copies of our reports to the City of Henderson; however, management is responsible for distribution of the reports and the basic financial statements. Unless restricted by law or regulation, or containing privileged and confidential information, copies of our reports are to be made available for public inspection. If you intend to publish or otherwise reproduce the basic financial statements and make reference to our firm, you agree to provide us with printers' proofs or masters for our review and approval before printing. You also agree to provide us with a copy of the final reproduced material for our approval before it is distributed.

During the course of the engagement, we may communicate with you or your personnel via fax or e-mail, and you should be aware that communication in those mediums contains a risk of misdirected or intercepted communications.

The audit documentation for this engagement is the property of Gollob Morgan Peddy PC and constitutes confidential information. However, pursuant to authority given by law or regulation, we may be requested to make certain audit documentation available to federal agencies or its designee, a federal agency providing direct or indirect funding, or the U.S. Government Accountability Office for purposes of a quality review of the audit, to resolve audit findings, or to carry out oversight responsibilities. We will notify you of any such request. If requested, access to such audit

Gollob Morgan Peddy PC
1001 ESE Loop 323, Suite 300, Tyler, TX 75701
Tel 903-534-0088 Fax 903-581-3915 www.gmpcpa.com

Members American Institute of Certified Public Accountants and Private Companies Practice Section

member of

CPAmerica International
Member  **Crowe Global**™

Engagement Administration, Fees and Other (continued)

documentation will be provided under the supervision of Gollob Morgan Peddy PC personnel. Furthermore, upon request, we may provide copies of selected audit documentation to the aforementioned parties. These parties may intend, or decide, to distribute the copies or information contained therein to others, including other governmental agencies.

The audit documentation for this engagement will be retained for a minimum of five years after the report release date or for any additional period requested by certain federal agencies. If we are aware that a federal awarding agency, pass through entity, or auditee is contesting an audit finding, we will contact the party(ies) contesting the audit finding for guidance prior to destroying the audit documentation.

We expect to begin our audit as soon as mutually convenient and to issue our reports within the timeline previously mentioned above. Kevin R. Cashion, CPA, is the engagement partner and is responsible for supervising the engagement and signing the reports or authorizing another individual to sign them. Our fee for these services will be at our standard hourly rates plus out-of-pocket costs (such as report reproduction, word processing, postage, travel, copies, telephone, etc.). Our standard hourly rates vary according to the degree of responsibility involved and the experience level of the personnel assigned to your audit. Based on our previous engagements, the fee should approximate \$42,000 for the financial audit and \$7,500 for compliance testing and reporting under the Uniform Guidance as mentioned in this letter. Our services will be invoiced monthly as the audit work progresses. Payment of our services will be due within 30 days of each invoice date. A finance charge of 6% simple interest, calculated at 0.5% per month, will be assessed on any unpaid balance after deduction of current payments made within thirty days of the date of billing. In accordance with our firm policies, work may be suspended if your account becomes 45 days or more overdue and may not be resumed until your account is paid in full. If we elect to terminate our services for nonpayment, our engagement will be deemed to have been completed upon written notification of termination, even if we have not completed our report. You will be obligated to compensate us for all time expended and to reimburse us for all out-of-pocket costs through the date of termination.

The above fee is based on anticipated cooperation from your personnel and the assumption that unexpected circumstances will not be encountered during the audit. If significant additional time is necessary, we will discuss it with you and arrive at a new fee estimate before we incur the additional costs.

During the course of the audit, we may observe opportunities for economy in, or improved controls over, your operations. We will bring such matters to the attention of the appropriate level of management, either orally or in writing.

You agree to inform us of facts that may affect the basic financial statements of which you may become aware during the period from the date of the auditor's report to the date the financial statements are issued

At the conclusion of our audit engagement, we will communicate to the City Council the following significant findings from the audit:

- Our view about the qualitative aspects of the entity's significant accounting practices;
- Significant difficulties, if any, encountered during the audit;
- Uncorrected misstatements, other than those we believe are trivial, if any;
- Disagreements with management, if any;
- Other findings or issues, if any, arising from the audit that are, in our professional judgment, significant and relevant to those charged with governance regarding their oversight of the financial reporting process;
- Material, corrected misstatements that were brought to the attention of management as a result of our audit procedures;
- Representations we requested from management;
- Management's consultations with other accountants, if any; and
- Significant issues, if any, arising from the audit that were discussed, or the subject of correspondence, with management.

Engagement Administration, Fees and Other (continued)

In accordance with the requirements of *Government Auditing Standards*, we have attached a copy of our latest external peer review report of our firm for your consideration and files.

Please sign and return the attached copy of this letter to indicate your acknowledgment of, and agreement with, the arrangements for our audit of the financial statements including our respective responsibilities.

We appreciate the opportunity to be your financial statement auditors and look forward to working with you and your staff.

Sincerely,

GOLLOB MORGAN PEDDY PC

Kevin Cashion

Kevin R. Cashion, CPA

RESPONSE:

This letter correctly sets forth the understanding of the City of Henderson.

By: _____

Title: _____

Date: _____

Report on the Firm's System of Quality Control

December 20, 2021

To the Shareholders of Gollob Morgan Peddy, PC
and the Peer Review Committee of the TSCPA

We have reviewed the system of quality control for the accounting and auditing practice of Gollob Morgan Peddy, PC (the firm) in effect for the year ended June 30, 2021. Our peer review was conducted in accordance with the Standards for Performing and Reporting on Peer Reviews established by the Peer Review Board of the American Institute of Certified Public Accountants (Standards).

A summary of the nature, objectives, scope, limitations of, and the procedures performed in a System Review as described in the Standards may be found at www.aicpa.org/prsummary. The summary also includes an explanation of how engagements identified as not performed or reported in conformity with applicable professional standards, if any, are evaluated by a peer reviewer to determine a peer review rating.

Firm's Responsibility

The firm is responsible for designing a system of quality control and complying with it to provide the firm with reasonable assurance of performing and reporting in conformity with applicable professional standards in all material respects. The firm is also responsible for evaluating actions to promptly remediate engagements deemed as not performed or reported in conformity with professional standards, when appropriate, and for remediating weaknesses in its system of quality control, if any.

Peer Reviewer's Responsibility

Our responsibility is to express an opinion on the design of the system of quality control and the firm's compliance therewith based on our review.

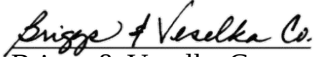
Required Selections and Considerations

Engagements selected for review included an engagement performed under *Government Auditing Standards*, including a compliance audits under the Single Audit Act and audits of employee benefit plans.

As a part of our peer review, we considered reviews by regulatory entities as communicated by the firm, if applicable, in determining the nature and extent of our procedures.

Opinion

In our opinion, the system of quality control for the accounting and auditing practice of Gollob Morgan Peddy, PC in effect for the year ended June 30, 2021, has been suitably designed and complied with to provide the firm with reasonable assurance of performing and reporting in conformity with applicable professional standards in all material respects. Firms can receive a rating of *pass*, *pass with deficiency(ies)* or *fail*. Gollob Morgan Peddy, PC has received a peer review rating of *pass*.


Briggs & Veselka Co.
Austin, Texas

May 5, 2024

To the City Council
City of Henderson, Texas

This letter is provided in connection with our engagement to audit the financial statements of City of Henderson, Texas as of and for the year ended September 30, 2024. Professional standards require that we communicate with you certain items including our responsibilities with regard to the financial statement audit and the planned scope and timing of our audit.

Our Responsibilities

As stated in our engagement letter dated May 5, 2024, we are responsible for conducting our audit in accordance with auditing standards generally accepted in the United States of America and with Government Auditing Standards of the Comptroller General of the United States of America, for the purpose of forming and expressing an opinion about whether the financial statements that have been prepared by management, with your oversight, are prepared, in all material respects, in accordance with accounting principles generally accepted in the United States of America. Our audit does not relieve you or management of your respective responsibilities.

Our responsibility for supplementary information required by the Government Accounting Standards Board, and included in the document containing the audited financial statements and our report thereon includes only the information identified in our report. We have no responsibility for determining whether the required supplementary information is properly stated.

Our responsibility as it relates to additional supplementary information is to evaluate its presentation for the purpose of forming and expressing an opinion as to whether the information is fairly stated in all material respects in relation to the financial statements as a whole.

Planned Scope of the Audit

Our audit will include examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements; therefore, our audit will involve judgment about the number of transactions to be examined and the areas to be tested. Our audit is designed to provide reasonable, but not absolute, assurance about whether the financial statements as a whole are free of material misstatement, whether due to error, fraudulent financial reporting, misappropriation of assets, or violations of laws or governmental regulations. Because of this concept of reasonable assurance and because we will not examine all transactions, there is a risk that material misstatements may exist and not be detected by us.

Our audit will include obtaining an understanding of the entity and its environment, including its internal control, sufficient to assess the risks of material misstatement of the financial statements and as a basis for designing the nature, timing, and extent of further audit procedures. However, we will communicate to you at the conclusion of our audit, significant matters that are relevant to your responsibilities in overseeing the financial reporting process, including any material weaknesses, significant deficiencies, and violation of laws or regulations that come to our attention. We will also communicate to you:

- Any violation of laws or regulations that come to our attention;
- Our views relating to qualitative aspects of the entity's significant accounting practices, including accounting policies, accounting estimates, and financial statement disclosures;
- Significant difficulties, if any, encountered during the audit;
- Disagreements with management, if any, encountered during the audit;
- Significant unusual transactions, if any;
- The potential effects of uncorrected misstatements on future-period financial statements; and

- Other significant matters that are relevant to your responsibilities in overseeing the financial reporting process.

We expect to begin our audit as soon as convenient for management after year-end and issue our report 30 days after the end of field work. We will schedule a time that is mutually convenient during August or September 2024 to conduct interim field work.

This information is intended solely for the information and use of the City of Henderson, Texas and is not intended to be and should not be used by anyone other than these specified parties.

Respectfully,

Gollob Morgan Peddy PC

Certified Public Accountants
Tyler, Texas



HENDERSON FIRE DEPARTMENT

401 West Main St.
Henderson, Texas 75654
903-657-6551

Rusty Chote, Fire Chief
Sonny Ybarra, Deputy Fire Chief

MONTHLY REPORT FOR APRIL 2024

<u>TYPE OF CALL</u>	<u>CITY</u>	<u>COUNTY</u>
<i>OTHER FIRES (Industrial/other)</i>	1	0
<i>STRUCTURE FIRES</i>	0	0
<i>VEHICLE FIRES</i>	0	0
<i>GRASS FIRES</i>	0	3
<i>ELECTRICAL FIRES</i>	0	0
<i>COOKING FIRES (KITCHEN)</i>	0	0
<i>POWER LINES</i>	7	1
<i>SMOKE CHECKS</i>	1	0
<i>ACCIDENTS (JAWS)</i>	0	2
<i>MVC'S (No Extrication)</i>	3	4
<i>AIRCRAFT STAND-BY</i>	0	0
<i>FUEL SPILLS/GAS LEAKS</i>	2	0
<i>RESCUE</i>	0	0
<i>MEDICAL CALLS</i>	22	6
<i>ALARM MALFUNCTIONS</i>	0	0
<i>FALSE ALARMS</i>	7	0
<i>DISPATCHED AND CANCELED ENROUTE</i>	2	3
<i>UNAUTHORIZED BURNING</i>	3	1
<i>CONTROL BURN (COUNTY ONLY)</i>	0	0
<i>ASSIST OTHER DEPARTMENTS</i>	1	6
<i>MISCELLANEOUS CALLS/PUBLIC SERVICE</i>	18	15
TOTAL	67	41
MILEAGE	203.2	366.6
MANHOURS	135	80
TOTAL CALLS		108
TOTAL MILEAGE		569.8
TOTAL MANHOURS		215
TRAINING	Paid 76 Vol 24	Total 100
INSPECTIONS		83
FIRE PREVENTION PROGRAMS		0
PUBLIC RELATIONS EVENTS		7
HYDRANT MAINTENANCE		124
WATER USAGE		1,450



HENDERSON FIRE DEPARTMENT



April 2nd, Chief Sonny Ybarra and Assistant Chief Jeff Stoddard attended the Annual NE Fire Chiefs Meeting held in Hallsville. This meeting covered the latest TCFP meeting set for the year, some upcoming house bills covered in Austin, compliance changes that possibly will be approved for up coming year, up coming classes for Fire Chiefs, Officers, and Firefighters around the state.

April 5th, Brookdale had a First Responder Breakfast Drive -Thru to show their appreciation. It was appreciated by all those that attended.

April 13th, C-shift attended Sadler's Employee Picnic to have a fire truck there for the kids to tour and climb in. A good time was had by all.

April 19th, C-shift attended the "Special Stars Family Fun Night" held at the Henderson ISD Stadium. This event is designed for children with disabilities, offering a safe and welcoming space where everyone shines. A great time was had by all of the firefighters.

April 2024

Call Log

- Fire Calls: 80
- Medical Calls: 28
- Total Calls: 108
- Inspections: 83
- Hydrants: 124

April 16-18th, Henderson Firefighters instructed a fire extinguisher class for Sadler Smokehouse employees. Firefighters instructed a hands-on class for the employees that had Sadler employees extinguishing a small fire in a burn pan. HFD and Sadlers have had several training classes in the past including this fire extinguisher class, confined space rescue class for HFD and hazmat training for both Sadlers and HFD. This partnership has assisted both Sadlers and HFD.



April 23rd, Chief Sonny Ybarra, Assistant Chief Jeff Stoddard along with A-shift attended the Christus ground breaking next to Wylie schools. We were requested to set up a landing zone for the helicopter and help welcome them to our city.

April 2024

April 26th, Volunteer Firefighter Alan Russell , Firefighter Chris Jones, Chief Sonny Ybarra, Assistant Chief Jeff Stoddard and A-shift fried fish, fries and hushpuppies at the City Employee Crawfish Boil & Fish Fry at the city warehouse. This event started a few years ago and has been a positive event for the city employees. All city employees are invited to the event and it's one of the times yearly that most employees are together for some fellowship.

April 28th, First Baptist Church brought a coffee truck to Central Station for Fire and Police personnel to show their appreciation for First Serve Sunday. Coffee is always welcome at the Fire House and appreciated by those who partook.

In April, 2024, Firefighter Caleb Pike achieved his TCFP certification as a Inspector and is in the process of attaining his Plans Examiner as well. Training is a vital part of the fire department and encouraged consistently.





UTHealth East Texas

City of Henderson

April 2024

Emergency Calls Compliance

Compliance
94.3%

Calls
123

Late
7

Run# - 35064 – Priority 1 – Stroke
Total Response Time – 14 minutes 23 seconds

Delay due to post to post moves.

Run# - 41919 – Priority 1 – Inter-facility
Total Response Time – 11 minutes – 26 seconds

Delay due to long out of chute time.

Run# - 35119 – Priority 2 – Fall
Total Response Time – 10 minutes 04 seconds

Delay due to long out of chute.

Run# - 35441 – Priority 2 – Traumatic Injury
Total Response Time – 11 minutes 06 seconds

Delay due to long out of chute.

Run# - 38038 – Priority 2 – Seizure

Total Response Time – 09 minutes – 15 seconds

Delay due to long out of chute.

Run# - 38564 – Priority 2 – Unconscious

Total Response Time – 18 minutes 08 seconds

Delay due to post to post moves.

Run# - 40041 – Priority 2 – Diabetic Problem

Total Response Time – 24 minutes 17 seconds

Multiple calls in the city.

Memo



To: Jay Abercrombie, City Manager

From: Chad Taylor, Chief of Police

cc: Cheryl Jimerson, City Secretary

Date: May 2, 2024

Re: Henderson Police Department Monthly Report



Attached to this memo please find the monthly activity report from the Police Department for April.

The Henderson Police Department participated in several community events during April. We were able to interact and visit with our citizens at our Coffee with Cops at Whataburger. We attended the Mid-Morning Coffee at Origin Bank, and were able to celebrate Ribbon Cuttings for multiple businesses in our city.

Officer initiated calls for service were up significantly this month compared to last year as was the overall call volume.

April 2, 2024— Sgt. Charles Helton and Lt. Finley at Boomers Ribbon Cutting.



April 4, 2024 – Chief Chad Taylor with Sgt. Charles Helton and Lt. Jarrod Finley at the Ribbon Cutting for Poke Me Tattoo & Piercing.



April 5, 2024 – Sgt. Charles Helton and Stacey Strong at the Grab and Go Breakfast hosted by Autumn Leaves Nursing Home.



April 11, 2024 – Chief Chad Taylor and several other officers attended the Mid-Morning Coffee hosted by Origin Bank.



April 12, 2024 – Detective Dooley and a student at Northside during playtime.



April 12, 2024 – Charles Helton and Stacey Strong at the Ribbon Cutting for A Momma's Love.



April 17, 2024 – Detective Dooley taking time out of her hectic day to spend time with her students.



April 23, 2024 – Sgt. Charles Helton at the Groundbreaking for Christus Hospital.



April 25, 2024 – Chief Chad Taylor, Sgt. Charles Helton and several other officers at Coffee with Cops at Whataburger.



	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Jan	Feb	Mar	April	May	June	July	Aug	
				2022									2023					
CALLS FOR SERVICE	878	1176	1160	1139	988	1001	1037	1030	975	991	970	1092	1047	1077	1102	1133	1150	1180
OFFICER INITIATED CFS	209	486	484	414	388	289	362	295	321	299	371	364	331	304	362	424	432	514
DISPATCHED CFS	669	690	676	725	600	712	675	735	654	692	599	728	716	773	740	709	718	666
TRAFFIC CITATIONS	90	59	53	58	71	51	58	48	25	42	53	94	29	74	64	73	117	96
WRITTEN WARNINGS	425	286	274	182	234	168	240	152	185	187	231	241	134	185	170	225	224	285
ARREST	33	23	31	35	21	31	38	35	25	30	31	31	28	27	38	23	37	38
ACCIDENTS	17	21	28	29	21	37	19	44	35	50	35	39	41	39	46	37	28	30
DWI ARREST	1	4	3	0	2	1	2	3	2	3	1	1	1	0	1	2	1	2
(included above)																		
INCIDENT REPORTS																		
SENT TO CID	191	226	230	181	204	231	229	249	212	247	179	240	204	233	280	212	206	191
ASSIGNED	191	226	230	181	204	231	229	249	212	247	179	240	204	233	280	212	206	191
SUSPENDED	70	75	86	98	78	53	126	90	71	86	59	120	141	59	141	117	174	110
CLEARED	112	95	109	56	145	135	121	112	80	84	55	111	102	89	70	127	107	105
BURGLARY	1	5	5	2	19	15	7	14	17	14	3	7	10	23	15	13	6	13
ROBBERY	1	1	4	0	0	0	0	1	3	0	0	2	1	1	0	1	2	1
ASSAULT	12	10	31	22	19	32	28	27	31	26	15	41	29	32	28	21	31	27
POCS / POM*	2	3	3	4	2	0	3	0	1	2	3	2	2	1	2	1	6	8
SEXUAL ASSAULT	2	1	1	0	0	0	4	0	0	0	2	0	3	2	3	1	1	1

* Includes marijuana, cocaine, etc.

Oct	Nov	Dec	Jan	Feb	Mar	April
			2024			
1057	1019	1218	1033	974	996	1134
460	454	591	393	435	435	418
597	565	627	640	539	561	716
133	152	104	80	78	74	106
178	182	324	244	262	263	245
31	22	42	19	28	34	31
35	21	35	45	23	35	39
0	2	5	2	2	2	1
202	148	197	176	148	159	218
202	148	197	176	148	159	218
72	90	91	85	63	63	87
95	77	103	102	73	74	123
12	10	6	1	10	9	6
2	2	0	0	0	0	4
26	18	26	29	24	23	22
4	5	2	2	5	4	0
0	1	0	0	2	1	3

**Compatibility Report for Copy of Jan 2022 Monthly Report -
.xls
Run on 02/02/2022 16:35**

If the workbook is saved in an earlier file format or opened in an earlier version of Microsoft Excel, the listed features will not be available.

Minor loss of fidelity

**# of
occurrences** **Version**

Some cells or styles in this workbook contain formatting that is not supported by the selected file format. These formats will be converted to the closest format available.	17	Excel 97-2003
--	----	---------------



Henderson Police Department

800 Lake Forest Parkway
Henderson, Texas 75652
Phone: 903-657-3512 Fax: 903-657-3345

Integrity ° Respect ° Accountability ° Courage ° Professionalism ° Dedication ° Service

05/01/2024

To: City Council
From: Chad Taylor, Chief
Ref: Training Report

Training report for the month of April

Total number of officers with license certification **3**

Total number of officers moved from basic to intermediate – 0

Total number of officers moved to advanced – 0

Total number of officers moved to master- 0

Total number of officers in the cadet program- **1**

Total number of Telecommunicators with a temporary license – 0

Total number of Telecommunicators moved from temporary license to basic-0

Total number of Telecommunicators moved from basic to intermediate-0

Total number of Telecommunicators moved from advance to master-0

Total Proficiency level moves - 0

Approximate hours of training hours for the month of March-**316.55**

Information provided by Sgt. Charles Helton – Training/Community Outreach Coordinator



Henderson Police Department

800 Lake Forest Parkway

Henderson, Texas 75652

Phone: 903-657-3512 Fax: 903-657-3345

Integrity ° Respect ° Accountability ° Courage ° Professionalism ° Dedication ° Service

APRIL 2024 Open Record Report

Request	ORR Received	ORR Completed	ORR Open
OAG Rulings	0	0	0
ORR US Gov.	5	5	0
ORR State Gov.	9	9	0
ORR Local Gov.	2	2	0
ORR Subpoena	1	1	0
ORR Civilian	18	18	0
ORR Attorney	6	6	0
CR-3 Crash Reports	25	25	0
Total Requests	65	65	0

Information provided by Stacey Strong – Records Administrator

REV 2023/SJS



Henderson Police Department

800 Lake Forest Parkway

Henderson, Texas 75652

Phone: 903-657-3512 Fax: 903-657-3345

Integrity ° Respect ° Accountability ° Courage ° Professionalism ° Dedication ° Service

APRIL 2024 ORR Revenue

Description	Qty	Unit price	Discount	Total
Crash Reports	13	\$5.00		\$65.00
Crash Reports	4	\$6.00		\$24.00
ORR Attorney	1	\$58.50		\$58.50
ORR Civilian	2	\$10.30/\$51.00		\$61.30
LexisNexis	0	0		\$0
Total				\$ 208.8

Information provided by Stacey Strong – Records Administrator

REV 2023/SJS

Balance Sheet

Henderson PD Records

Apr-24

Balance summary	
No. 6746 H2401408 Ck# 1275 March 2024	\$6.00
No. 6747 Ck# 2500295061 Lexis Nexis March 2024	\$5.00
No. 6748 CK# 2501677311 Lexis Nexis March 2024	\$5.00
No. 6750 Cash H2402529	\$6.00
Carried over from March 2024	\$22.00
No. 6751 Cash H2402387	\$6.00
No. 6752 Cash H2402342	\$10.30
No. 6753 Cash H2402731	\$6.00
No. 6754 Ck# 2290526965 Lexis Nexis	\$5.00
No. 6755 Ck# 2519671261 Lexis Nexis	\$5.00
No. 6756 Ck# 2512810861 Lexis Nexis	\$5.00
No. 6757 Ck# 2515981362 Lexis Nexis	\$5.00
No. 6758 Ck# 02522605811 Lexis Nexis	\$5.00
No. 6759 Ck# 110596 Yellow Dog Reporting	\$6.00
Turned into Sara 4/16/2024	\$75.30
No. 6760 Cash H2403174	\$6.00
No. 6761 Cash Lytrenda Smith multiple cases	\$51.00
No. 6762 CK# 48040H2305405	\$58.50
No. 6763 Ck# 2533257011 Lexis Nexis	\$5.00
No. 6764 Ck# 2532428311 Lexis Nexis	\$5.00
No. 6765 Ck# 2534110861 Lexis Nexis	\$5.00
No. 6766 Ck# 2537067121 Lexis Nexis	\$5.00
No. 6767 Ck# 2528290712 Lexis Nexis	\$5.00
No. 6768 Ck# 2529657311 Lexis Nexis	\$5.00
No. 6769 Ck# 114044010 Metropolitan Reporting Bureau	\$5.00
No. 6770 CK# 251233361 Lexis Nexis	\$5.00

Turned into Sara 4/29/2024	\$155.50
No. 6771	
No. 6772	
No. 6773	
No. 6774	
No. 6775	
No. 6776	
Balance	\$230.80

Information Provided by Stacey Strong - Records Administrator

Open Records Report

4-1-2024 to 4-31-2024

DATE(S)	Record Requestor	HOURS	Charges
3/27/24	ORR H2402342 No. 6752	0.17	10.3
4/1/24	ORR DFPS H2402837	0.00	Completed
4/2/24	ORR Farm Bureau H2311336	0.00	Completed
4/2/24	ORR H2311338 TX Farm Bureau		Billed/19.50
4/2/24	Plaza St. Partners wrong Jurisdiction	0.25	Completed
4/3/24	ORR H2402663	0.00	Completed
4/4/24	CR3 H2402387 No. 6751	0.00	6.00
4/4/24	ORR Mont Belvieu PD	0.00	Completed
4/5/24	ORR R. Williams No Records	0.00	Completed
4/5/24	ORR H2312182	0.00	Completed
4/8/24	ORR FBINICS J. McCune	0.00	Completed
4/8/24	ORR H2401798	0.00	Completed
4/9/24	ORR Attorney Wrong Jurisdiction	0.00	Completed
4/9/24	CR3 H2402920 No. 6753	0.00	6.00

DATE(S)	Record Requestor	HOURS	Charges
4/9/24	ORR C. Craft Wrong Jurisdiction	0.00	Completed
4/9/24	ORR H2403070	0.00	Completed
4/10/24	ORR L. Vespeman Wrong Jurisdiction	0.00	Completed
4/10/24	CR3 Wrong Jurisd. LN No. 6757	0.00	5.00 Completed
4/10/24	ORR H2403070	0.00	Completed
4/10/24	ORR Z. Al-Sayed Law Wrong Jurisdiction	0.00	Completed
4/10/24	CR3 H2402722 NO. 6756	0.00	5.00 Completed
4/10/24	CR3 L. Johnson No. 6754	0.00	5.00 Completed
4/10/24	CR3 H2401888 No. 6755	0.00	5.00 Completed
4/11/24	CR3 H2402920	0.00	Completed
4/12/24	ORR DFPS H2306585	0.00	Completed
4/12/24	ORR TX US Courts Probation B.Neely	0.00	Completed
4/12/24	ORR 202005174	0.00	Completed
4/12/24	CR3 H2402920 No. 6758	0.00	5.00 Completed
4/15/24	CR3 H2402731 No. 6759	0.00	6.00 Completed
4/15/24	ORR SUBPOENA 202200638 202200663	8.00	Billed/152.00
4/15/24	ORR DFPS H2403061		Completed
4/15/24	ORR A Curry		Completed
4/15/24	CR3 H2403143 Not Ready		Completed
4/16/24	ORR D. Stewart Law No Records		Completed
4/16/24	ORR DFPS H2402493		Completed
4/17/24	ORR H2403388 US Probation		Completed
4/17/24	ORR H2210961		Completed
4/17/24	ORR US Army J. House		Completed
4/17/24	CR3 H2403174 No. 6760		6.00 Completed
4/17/24	ORR 201503622		Completed

DATE(S)	Record Requestor	HOURS	Charges
4/18/24	ORR Quinlan Partners Wrong Jurisdiction		Completed
4/18/24	ORR H2403450		Completed
4/18/24	CR3 Lily Cage Not Ready		Completed
4/18/24	ORR US Probation McManus No Record		Completed
4/19/24	Det Lemlin Address Check		Completed
4/19/24	ORR US Probation L. Cooper		Completed
4/19/24	CR3 J. Barrera Gave Info		Completed
4/19/24	CR3 Clemmie Landon		Completed
4/22/24	CR3 H2403223 Blue Form		Completed
4/22/24	CR3 H2403375 No. 6763		5.00
4/22/24	CR3 H2403365 No. 6764		5.00
4/22/24	CR3 H2403232 No. 6765		5.00
4/22/24	CR3 Wrong Jurisd. No. 6766		5.00
4/22/24	CR3 Wrong Jurisd No. 6767		5.00
4/22/24	CR3 H2403253 No. 6768		5.00
4/22/24	CR3 H2402644 No. 6769		5.00
4/22/24	ORR DFPS H2400010		Completed
4/22/24	ORR Lytenda Smith Multiple No. 6761		51.00
4/23/24	ORR Phenix from 7/2023 H2305405 No. 6762	0.00	58.50
4/24/24	CR3 Keith Miller Not Ready	0.00	Completed
4/24/24	ORR Parker Firm Case Settled	0.00	Completed
4/25/24	ORR RC Probation H2402445	0.00	Completed
4/26/24	ORR DFPS H2311973 and 2 other cases	0.00	Completed
4/26/24	CR3 C. Guevara Need more Info	0.00	Completed
4/29/24	CR3 H2402387No. 6770 Frontier	0.00	5.00
4/30/24	ORR DFPS H2403795	0.00	Completed

DATE(S) Record Requestor

HOURS Charges

4/30/24	ORR H.Metcalf No Record	0.00	Completed
		0.00	
		0.00	
		0.00	
		0.00	
		0.00	
		0.00	
		0.00	
		0.00	
		0.00	
		0.00	
		0.00	

Denotes Billed Cases

Denotes Payment Received

Denotes Active cases

Denotes Wrong Jurisdiction

Denotes Pending cases

Denotes OAG Ruling

Denotes requestor didn't respond in 61 days no longer a request

Denotes old cases not answered by S. Woods

INFORMATION PROVIDED BY STACEY STRONG - RECORDS ADMINISTRATOR

Henderson Animal Center and Protection

Monthly Report

Month of: April

Year: 2024

Inside City Limits

Number of Dogs:	3	Year to Date:	39
Number of Cats:	23	Year to Date:	71
Number of Others:	10	Year to Date:	10
TOTAL Number of Animals:	36	Year to Date:	120

ACOPU

Number of Dogs:	28	Year to Date:	92
Number of Cats:	6	Year to Date:	59
Number of Others:	18	Year to Date:	36
TOTAL Number of Animals:	52	Year to Date:	187

Outside City Limits

Number of Dogs:	5	Year to Date:	36
Number of Cats:	6	Year to Date:	19
Number of Others:	1	Year to Date:	13
TOTAL Number of Animals:	12	Year to Date:	68

Rusk County Sheriff's Department

Number of Dogs:	0	Year to Date:	0
Number of Cats:	0	Year to Date:	0
Number of Others:	0	Year to Date:	0
TOTAL Number of Animals:	0	Year to Date:	0

City of Overton

Number of Dogs:	0	Year to Date:	0
Number of Cats:	0	Year to Date:	1
Number of Others:	0	Year to Date:	0
TOTAL Number of Animals:	0	Year to Date:	1

City of Tatum

Number of Dogs:	0	Year to Date:	0
Number of Cats:	0	Year to Date:	0
Number of Others:	0	Year to Date:	0
TOTAL Number of Animals:	0	Year to Date:	0

City of New London

Number of Dogs:	0	Year to Date:	0
Number of Cats:	0	Year to Date:	0
Number of Others:	0	Year to Date:	0
TOTAL Number of Animals:	0	Year to Date:	0

TOTAL of Animals Received

Number of Dogs:	36	Year to Date:	167
Number of Cats:	35	Year to Date:	149
Number of Others:	29	Year to Date:	59
TOTAL this Month:	100	Year to Date:	375

Animals Reclaimed

Number of Dogs:	8	Year to Date:	38
Number of Cats:	0	Year to Date:	6
Number of Others:	0	Year to Date:	0
TOTAL this Month:	8	Year to Date:	44

Animals Adopted

Number of Dogs:	14	Year to Date:	101
Number of Cats:	21	Year to Date:	150
Number of Others:	20	Year to Date:	33
TOTAL this Month:	55	Year to Date:	284

<i>Monthly Adoption Breakdown:</i>	<i>Dogs Adopted:</i>	10	<i>Dogs Rescued:</i>	4
	<i>Cats Adopted:</i>	1	<i>Cats Rescued:</i>	20
	<i>Others Adopted:</i>	0	<i>Others Rescued:</i>	20

Animals Euthanized

Number of Dogs:	8	Year to Date:	19
Number of Cats:	3	Year to Date:	4
Number of Others:	1	Year to Date:	1
TOTAL this Month:	12	Year to Date:	24

<i>Monthly Euthanasia Breakdown</i>	<i>Sick:</i>	<i>Injured:</i>	<i>Aggressive:</i>
<i>Dogs:</i>	0	1	7
<i>Cats:</i>	3	0	0
<i>Other: (Non-Wildlife)</i>	0	1	0

<u>Animals Held for Rabies Quarantine:</u>	0	Year to Date:	15
<u>Animals Tested for Rabies:</u>	1	Year to Date:	5
<u>Animal Complaints Received:</u>	574+	Year to Date:	4,161+
<u>Deceased on Arrival (disposal):</u>	9	Year to Date:	34
<u>Died in Care:</u>	0	Year to Date:	3

Animal Protection Activity

Warnings Issued:	20	Year to Date:	134
Citations:	20	Year to Date:	41
Calls for Service during hours:	93	Year to Date:	498
Calls for Service after hours:	3	Year to Date:	10
Seizures:	0	Year to Date:	1
Wildlife Euthanasia (sick or injured):	1	Year to Date:	2
Wildlife Release:	3	Year to Date:	10
Traps Set:	27	Year to Date:	173

CITY WAITING LIST:

TOTAL ADDED this Month:	10	Total to Date:	458
--------------------------------	-----------	-----------------------	------------

COUNTY WAITING LIST:

TOTAL ADDED this Month:	97	Total to Date:	3,568
--------------------------------	-----------	-----------------------	--------------

TOTAL ANIMALS ADDED TO WAITING LIST:

TOTAL ADDED this Month:	107	Total added to list to Date:	4,026
--------------------------------	------------	-------------------------------------	--------------



Animal Center and Protection

Activity Report

April 2024



National Dog Bite Prevention Week April 7-13

Think this picture is cute?

Look closely.



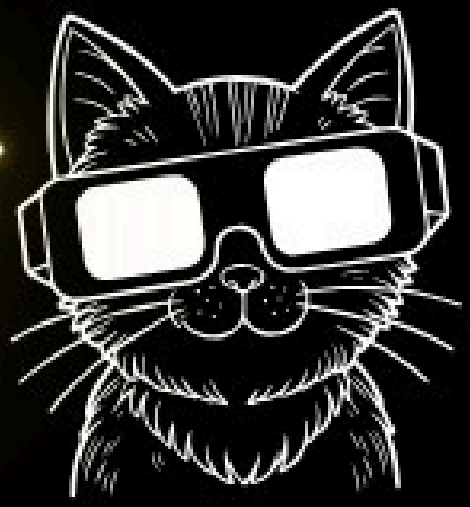
We educated the public on ways to prevent dog bites, shared tips on body language reading, how to protect you and your family, steps to take if you are bitten, and why they bite.

We had an adoption special on the day of the eclipse and the staff put on their glasses and enjoyed the show!



Eclipse ^{of the} Heart

adoption special



POWER OUTAGE



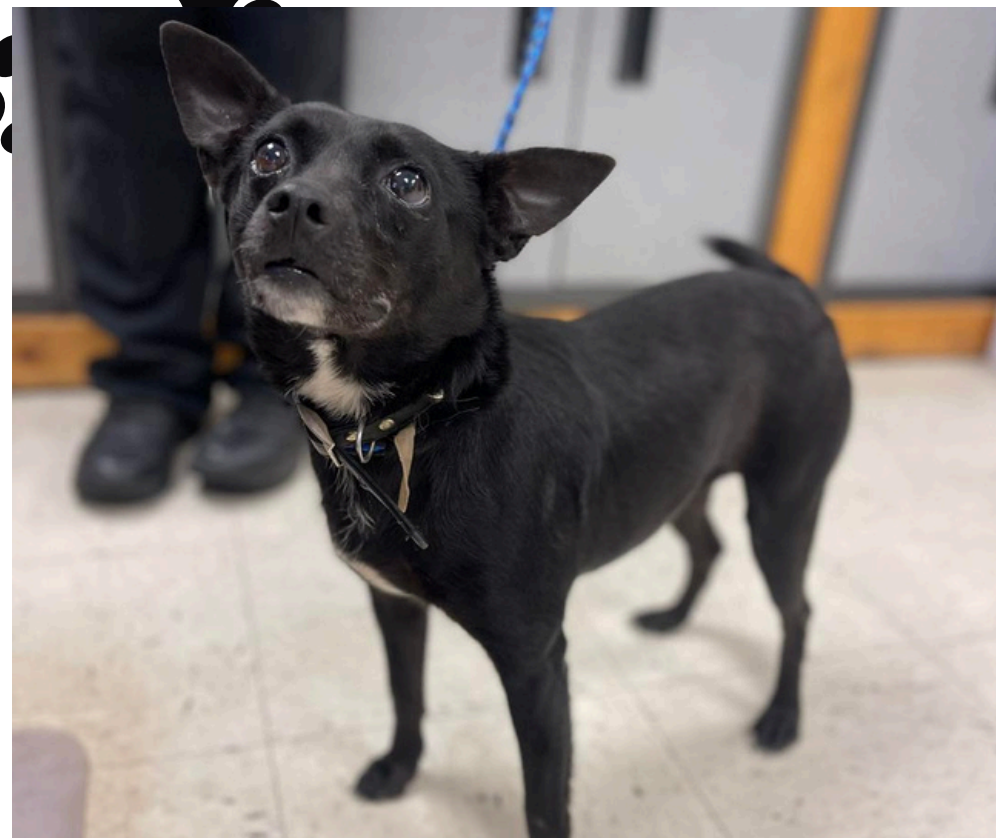
With the nasty weather following the eclipse, we lost power for a couple days and had to function with limited resources in the office. While we are grateful our generator kept the animals comfortable, or office staff was glad to have the electricity back on!



Our APOs have been busy as trapping and stray patrolling/pickup continue in full force.

Reclaims

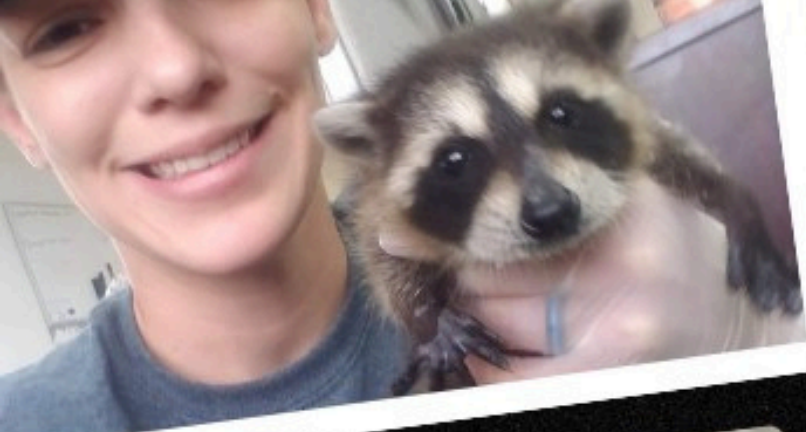
We have been able to get 8 dogs back home to their owners this month.





*Animal
Care and
Control
Appreciation
Week
April 14-20*

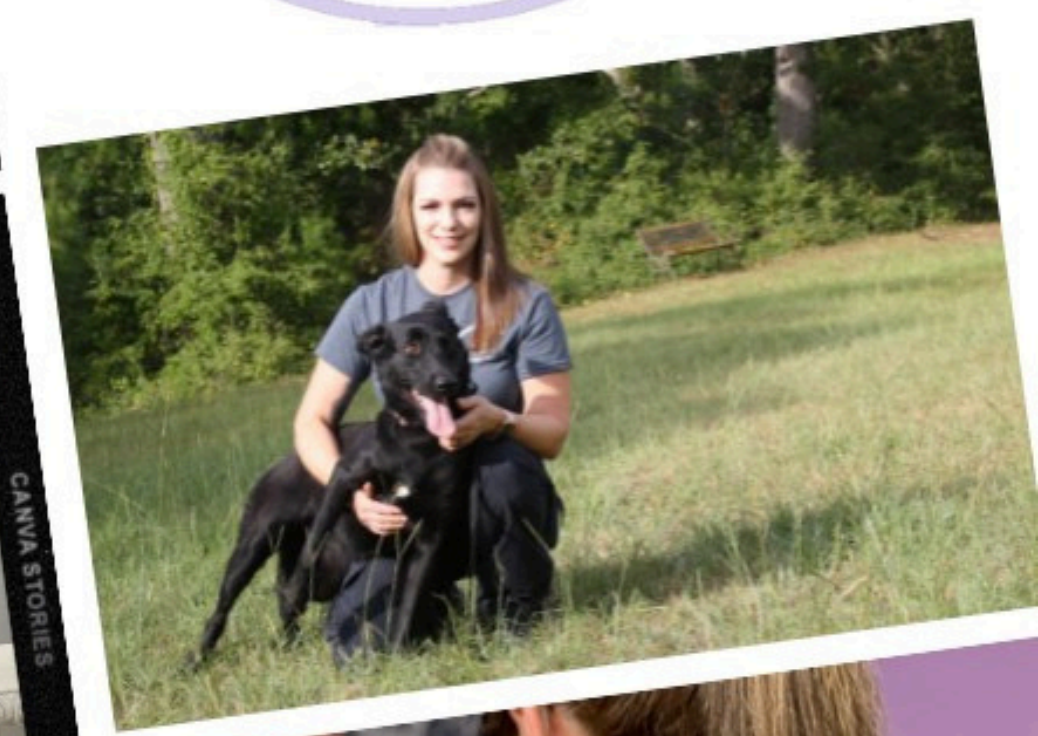
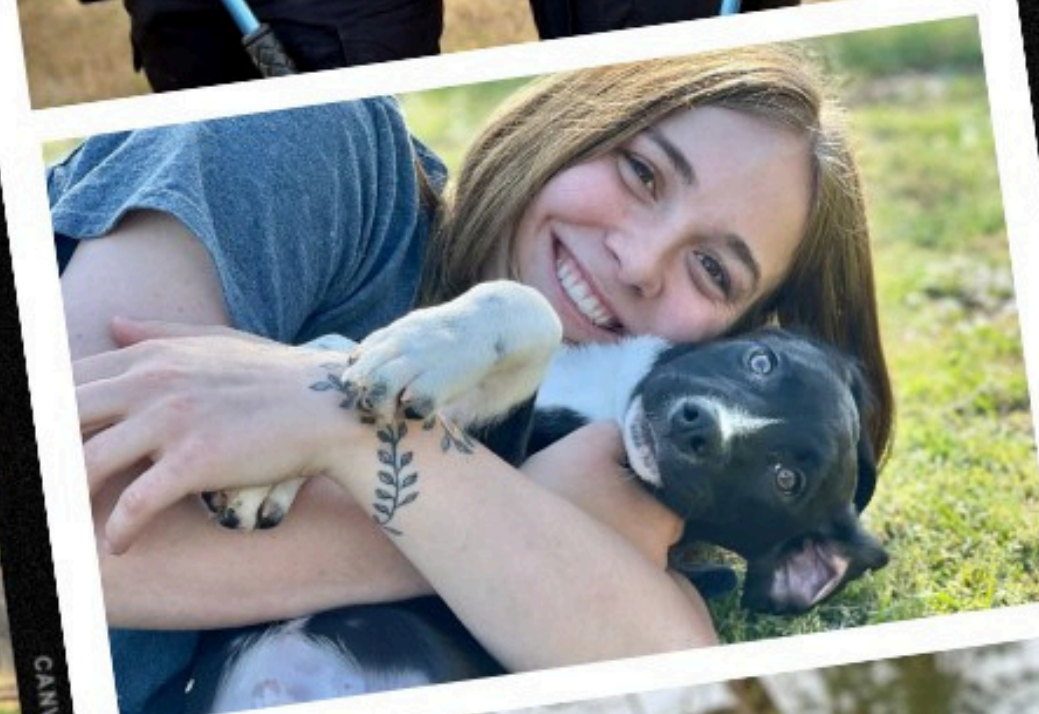
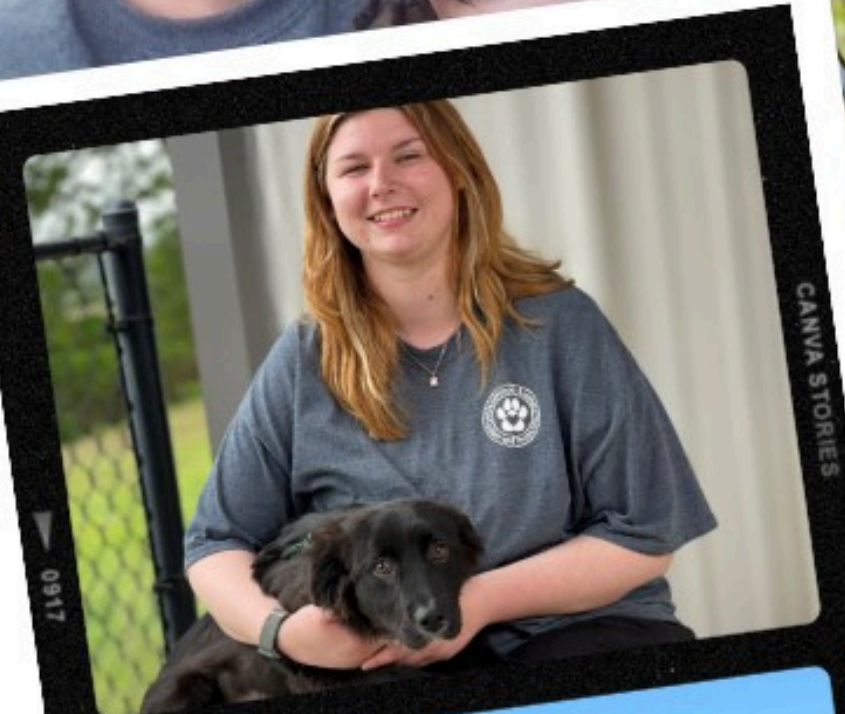




"We are the voice
of the voiceless"

Animal Care and Control Appreciation week

Help us celebrate the amazing staff that
gives their all for the animals and our
community.





















Our newest APO received some training and our others brushed up on their handling skills thanks to Kerry with Texas Exotic Animals







To: Jay Abercrombie, City Manager
From: Kirk Kimbrell, Director of Public
Services

April 2024 Public Services Monthly Report



- The city is partnering with Keep Henderson Beautiful to build an all-inclusive playground at Yates Park. This playground is rooted in a holistic approach to child development, addressing physical, social-emotional, sensory, cognitive, and communication needs. We've completed the design process and are currently fund-raising.
- Keep Henderson Beautiful won their 4th Governor's Community Achievement Award and are currently in the planning phase of beautification work on the traffic star and along HWY 79.
- Continually updating GIS mapping throughout the city.
- Public Services supervisors are currently attending leadership training provided by Express Pros Personnel.
- Clearing property on the West side of Lake Forest Park for development.

Maintenance Work:

April 1st – 6th, 2024

- Street & Utility crews – Patch potholes throughout town, installed ceiling grid, mirrors, sink, and handrails at City Hall, poured 2 concrete bench slabs at the Civic Center, graded ditch at 220 Christian Dr, hotmix asphalt repair on Taylor St, clean Public Services Warehouse.
- Parks and Recreation – Mow parks, cemeteries, and city-owned properties, spray selective and non-selective herbicide, trimmed low hanging limbs at Lakewood Cemetery, leveled graves and headstones at Lakewood Cemetery, clean, service, and repairs on vehicles, mulched flower beds at Lake Forest Park with pecan shells.
- Buildings and Grounds Maintenance – Installed new closet door at the Animal Shelter, GIS data entry, attend meeting for inclusive playground, repaired door at the Civic Center, install new dryer vent at the Animal Shelter, installed air condition drain line at the Animal Shelter, installed receptacle covers at City Hall, installed surveillance camera at Yates Park

April 7th –13th, 2024

- Street & Utility Crews – Clean up storm debris throughout town, installed 2 new benches at the Civic Center, remodel at City Hall, fill erosion at 209 Village.
- Parks and Recreation - Mow parks, cemeteries, and city-owned properties, spray selective and non-selective herbicide, update/convert cemetery records to GIS, put banners out for City-Wide Cleanup, set up for monthly downtown shopping events, work with other Public Service crews to clean up storm debris.
- Buildings and Ground Maintenance – Create rendering for Pickleball Courts at Fair Park, repaired electrical issues at Southside Wastewater Treatment Plant, work with other Public Service crews to clean up storm debris, repaired influent pump at Southside Wastewater Treatment Plant, ran electrical wiring and installed a hand dryer at the Animal Shelter, repaired Fair Park splash pad manifold.

April 14th – 20th, 2024

- Street & Utility Crews – Installed driveway culvert at 1420 Hubbard St, camera inspection of storm drain on Collins, poured 1 concrete bench pad at Fair Park, hotmix asphalt repairs on Briarwood, Young, South High, and Mill, assist sewer plant with brush removal after storms, patched potholes throughout town.
- Parks and Recreation - Mow parks, cemeteries, and city-owned properties, sprayed selective and non-selective herbicides on City maintained properties, update/convert cemetery records to GIS, re-stripe City Hall, Animal Shelter, and Public Service Warehouse parking lot, repaired wooden handicap bridge at the Sports Complex, mulched Lake Forest Park flower beds with pecan shells, spread grass seeds at Yates Park, and fertilized City Hall lawn.
- Buildings and Grounds Maintenance – Built a ladder rack for maintenance truck, resolved air conditioner leak over the Civic Center reception room, replaced lighting timer on Sports Complex basketball court, installed stop

sign on Choctaw @ Biloxi, contacted contractor about potential Verabank Plaza sound upgrades, repaired splash pads for May 1st start up, met with supplier about dog park lights.

April 22nd– 30th, 2024

- Street & Utility Crews – Hotmix asphalt repairs on West Elk, South High, Van Buren, and Industrial, repaired concrete curb in front of library, drainage work on the corner of Jackson @ Christian, patched potholes throughout town.
- Parks and Recreation - Mow parks, cemeteries, and city-owned properties, spray selective and non-selective herbicide, update/convert cemetery records to GIS, pick up fallen tree limbs and debris at parks and cemeteries after storms.
- Buildings and Grounds Maintenance – Repaired splash pads for May 1st start up, installed replacement light fixtures at the Animal Shelter, met with lighting contractor about new Christmas lights for Downtown, cleaned shop in preparation city-wide for crawfish boil, pressure washed pocket park restrooms, training on new utility line locator.



To: City of Henderson Council Members
Jay Abercrombie, City Manager

From: Karen Arnall, Finance Director

Subject: Monthly Report

Date: May 16, 2024

- Investment Report for Mar 2024-see attached report
- Hotel-Motel Occupancy Tax for Mar 2024-see attached report

Water/Sewer/Garbage Billing Recap Month Ending 3/31/2024

Type of service	Amount Billed	Consumption Billed	Count	
Garbage	\$ 171,789.19	-	5,425	-
Sales tax on garbage	\$ 12,851.97	-		-
Sewer Charges	\$ 190,349.95	32,849,088	4,436	-
Water Charges	\$ 243,834.90	60,276,788	4,774	
Sprinkler	\$ 9,470.99	1,177,500	364	-
Penalty	\$ 9,470.99	-	805	-
Water Taps	\$ 600.00	-	1	-
Sewer Taps	-	-	-	-
Service Chg/Back Flow	\$ 309.00	-	3	
Total Billing	\$ 635,701.24	94,303,376	15,808	

**INVESTMENT SUMMARY REPORT
OCTOBER 1, 2023-MARCH 31, 2024**

FUND	AMOUNT							INT		
	INVESTED	Oct	Nov	Dec	Jan	Feb	Mar	TOTAL	RECEIVED	Y-T-D
	OCT 1,2023	Change	Change	Change	Change	Change	Change	INVESTED	IN MAR	INTEREST
GENERAL FUND	752,144	-457,808.00	12,844.00	-119,255.00	-24,312.00	1,653,969.00	-1,417,209.00	400,373	11,281	43,044
GF-RESTRICTED	66,498	0.00	0.00	504.00	0.00	0.00	0.00	67,002		
GF-MIN. RESERVE	1,200,000	0.00	0.00	0.00	0.00	0.00	0.00	1,800,000		
GF-MISC A/R	210,000	0.00	0.00	0.00	0.00	0.00	0.00	210,000		
GENERAL -DEBT	401,293	4,296.00	-141,439.00	365,767.00	309,515.00	358,865.00	-86,501.00	1,211,796	4,257	11,933
GENERAL CONSTR.	81,846	-13,207.00	25,186.00	-54,833.00	5,040.00	63,474.00	-54,497.00	53,009	344	992
EQUIPMENT REPL	521,017	1,029.00	-267,290.00	974.00	-27,114.00	944.00	124,063.00	353,623	1,349	6,222
STREET & DRAINAGE	6,442	2,060,915.00	-8,248.00	4,203.00	5,452.00	-1,389.00	-27,503.00	2,039,872	9,238	50,883
CEMETERY FUND	71,017	436.00	235.00	837.00	638.00	813.00	832.00	74,808	243	658
ANIMAL SHELTER	45,555	114.00	486.00	2,279.00	-153.00	415.00	356.00	49,052	156	378
W/S FUND	139,143	-82,397.00	105,742.00	-150,675.00	292,092.00	838,885.00	-868,986.00	293,804	4,583	19,623
W/S MIN.RESERVE	800,000	0.00	0.00	0.00	0.00	0.00	0.00	800,000		
W/S- DEBT SERVICE	21,774	12.00	12.00	12.00	12.00	49,012.00	-19,932.00	50,902		
W/S-RESTRICTED	106,592	0.00	0.00	1,631.00	0.00	0.00	0.00	108,223		
W/S CONSTR.	78,737	-33,058.00	32.00	4,034.00	34.00	-22,930.00	91.00	26,940	90	344
MAIN STREET	12,966	-1,255.00	-308.00	-3,051.00	-8.00	15,981.00	-2,207.00	22,118	76	124
TOURISM	229,928	896.00	-12,126.00	-2,532.00	-15,653.00	-12,151.00	-2,013.00	186,349	643	1,623
CIVIC CENTER	83	0.00	0.00	0.00	0.00	0.00	0.00	83	1	1
INSURANCE RESERVE	11,471	4.00	4.00	5.00	4.00	34.00	37.00	11,559	37	87
2018 BOND SERIES	832,011	2,423.00	-118,628.00	2,492.00	2,494.00	-41,920.00	1,823.00	680,695	2,873	15,450
TOTALS	5,588,517	1,502,400.00	-403,498.00	52,392.00	548,041.00	2,904,002.00	-2,351,646.00	8,440,208.00	35,172	151,362

This report is in compliance with our investment strategies as approved by council and the Public Investment Act.

Director of Finance, Karen Arnall

City Manager, Jay Abercrombie

**Hotel-Motel Occupancy Tax
Monthly Reporting for
March 2024**

DATE RECEIVED	TAX FOR MONTH	HOTEL NAME	TAXABLE MONTHLY RECEIPTS	7% TAX	1% RETAINER	AMOUNT PAID
4/16/2024	Mar	Baymont Inn	96,892.69	6,782.49	67.82	6,714.67
4/6/2024	Mar	Budget Inn (Sawan LLC)	28,506.91	1,995.48	19.95	1,975.53
4/18/2024	Mar	Economy Inn	9,653.20	675.72	6.76	668.96
4/1/2024	Mar	Holiday inn Express(Jayani Investments)	188,496.00	13,194.72	131.95	13,062.77
4/1/2024	Mar	Woodlawn Hills (Patel & Sons LTD)	43,225.00	3,025.75	30.26	2,995.49
4/10/2024	Mar	Motel 6	85,028.43	5,951.99	59.52	5,892.47
		Totals	451,802.23	31,626.16	316.26	31,309.89

CIVIC CENTER/PAVILION MONTHLY REPORT

APRIL

2024

CIVIC CENTER

Rental

Entire Hall	5	Boys & Girls Club, Mendez Wedding Renewal, City Health Fair, Montoya, HISD Banquet
1/3 Hall	4	Sanders Fam Reunion, Delgado, Bowman Oil, Ten East Texas
2/3 Hall	1	Provalus Party
Reception Room	7	Fam \$ Graduation, Renaissance Club, Gossett, Brown Baby Shower, Padilla, Main St Board Meeting, Ebner
Board Room	5	Body Shop Wellness (x3), Women's Forum, Breed
TOTAL	22	

PAVILIONS

Rental

Yates Park	3	1st Bapt., Hays, Northsid
Fair Park	5	Lane, Bessette, Roquemore, Whitaker, Jordan
Lake Forest-Lion	4	Luna, Davis, Mitchell, Edmondson,
Lake Forest-Mann	3	Hill, 1st Bapt., Gearhardt,
Lake Forest-Azalea	3	Peacock, Weaver, Dulin
Lake Forest-Gazebo		
Lake Forest-Plaza	2	Armstrong, HHS Band,
TOTAL	20	



HISD Excellence Banquet