

**MINUTES OF THE  
HENDERSON CITY COUNCIL**

August 22, 2023

**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 6:10 p.m.

Council members present were Wes Breitenberg, Reggie Weatherton, Henry Pace, Melissa Morton, and Gina Juarez.

Staff members present were City Manager Jay Abercrombie, City Secretary Cheryl Jimerson, City Attorney Joe Shumate, Chief of Police Chad Taylor, Fire Chief Rusty Chote, Director of Operations Davis Brown, Director of Public Services Kirk Kimbrell, Director of Utilities Randy Boyd, Finance Director Karen Arnall, Animal Center Director Charissa Pool, Zoning Coordinator Billy Hughes, Civic Center Manager Stephanie Kimbrell, Executive Leadership Assistant/HR Specialist Hillary Faulkner, and Communications and Marketing Coordinator Phedra Johnson.

**INVOCATION AND PLEDGE OF ALLEGIANCE:**

Mayor Fullen gave the invocation and led the Pledges.

**CITIZENS COMMENTS**

Joe Ray of Gladewater presented the Council with a pamphlet explaining the Pro-Am Challenge that he is promoting along with the Henderson Animal Center to help clear the shelters.

**PRESENTATIONS/ANNOUNCEMENTS**

1. Proclamation declaring a wildfire state of disaster by Governor Abbott

Mayor Fullen initiated the State of Disaster Proclamation that Governor Abbott issued August 11, 2023.

2. National Night out Proclamation

Proclamation will be initiated at the September 12th Council Meeting.

**CONSENT AGENDA**

3. Consideration of possible action upon the minutes of July 25 and August 8, 2023. (Jimerson)

4. Consideration and Possible Action upon HEDCO financials for June 2023 (Clary)

5. Consideration and possible action upon route for Ebenezer Baptist Church 10K, 5K, and 1K Resurrection Run/walk scheduled for March 23, 2024, starting at 7 a.m. (Taylor/Chote)

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

**COUNCIL BUSINESS – REGULAR SESSION**

6. Consideration and possible action upon Resolution 2023-07-03 making emergency repairs to the Central Fire Station Roof, a tabled item from the July 25th meeting. (Holland/Chote)

Mayor Fullen noted the item is not for the roof emergency repair but for the attic emergency repair to Central Fire Station.

Council Member Reggie Weatherton made a motion to approve the emergency repair to the attic, duly seconded by Council Member Henry Pace. The vote was four for and one against.

7. Consideration and possible action upon entering an interlocal agreement for Health Benefits with TX Health Benefits Pool. (Arnall/Abercrombie)

City Manager Jay Abercrombie explained to the Council, that annually, the City reviews bids provided for employee insurance. The City is currently under a contract for Vision, Dental and Life & Disability. With the assistance of McAnally Wilkins Inc., the City renewed the health insurance contract and remained with TML Health, which is now TX Health.

Under this renewal, the total annual cost for health insurance premiums for the city would be \$1,328,832.65.

8. Open a public hearing on the City of Henderson's proposed 2023-24 Budget. (Mayor)

Mayor Fullen opened a public hearing at 6:26 p.m. on the 2023-2024 proposed budget..

9. Motion to close the budget public hearing. (Mayor)

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

10. Consideration and possible action upon taking a record vote for the proposed 2023 property tax rate. (Abercrombie/Jimerson)

Council Member Melissa Morton made a motion to approve the proposed 2023-24 tax rate, duly seconded by Council Member Wes Breitenberg. The vote was unanimous.

11. Consideration and possible action upon the Order of a Municipal Election to be held November 7, 2023. (Jimerson)

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

12. Conduct a Public Hearing on the proposed City of Henderson Property Assessed Clean Energy (PACE) program. (Mayor)

Mayor Fullen opened a public hearing on the PACE program.

13. Motion to close the PACE program public hearing. (Mayor)

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

14. Consideration and possible action on Resolution 2023-08-01 Establishing the City of Henderson PACE program. (Jimerson)

Council Member Melissa Morton made a motion to approve Resolution 2023-08-01, duly seconded by Council Member Wes Breitenberg. The vote was unanimous.

15. Consideration and possible action approving a professional services agreement with Texas PACE Authority to administer the City of Henderson PACE Program. (Jimerson)

Council Member Henry Pace made a motion to approve the professional services agreement with the Texas Pace Authority (PACE) , duly seconded by Council Member Gina Juarez. The vote was unanimous.

16. Consideration and possible action rescinding the Juvenile Curfew Ordinance # 2023-04-04 to comply with HB 1819. (Taylor)

Police Chief Chad Taylor explained to the Council that the Texas House Bill 1819 will make the Curfew Ordinances illegal in the State of Texas and goes into effect on September 1, 2023, asking the Council to rescind Ordinance 2023-04-04.

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

17. Consideration and possible action upon the Civic Center Board re-appointment of five members and one appointment for Civic Center Advisory Board Members (S. Kimbrell)

Council Member Melissa Morton made a motion to approve the reappointments, duly seconded by Council Member Henry Pace. The vote was unanimous.

18. Consideration and possible action upon amending the HEDCO Bylaws. (Clary)

Mayor Fullen announced the HEDCO Bylaws were not ready at this time and asked for a motion to table the item.

Council Member Gina Juarez made a motion to table this item, duly seconded by Council Member Wes Breitenberg. The vote was unanimous.

19. Consideration and possible action upon HEDCO Program of Work for fiscal year 2023-2024.(Clary)

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

20. Consideration and possible action upon HEDCO Budget for fiscal year 2023-2024.(Clary)

Council Member Gina Jurez made a motion to approve the proposed budget, duly seconded by Council Member Henry Pace. The vote was unanimous.

21. Consideration and possible action upon the dedication of Bane Blvd. to the City of Henderson. (Hughes)

Council Member Reggie Weatherton made a motion to approve the dedication of Bane Blvd., duly seconded by Council Member Henry Pace. The vote was unanimous.

#### **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 Sales Tax Revenue June 2023

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

Preservation Minutes

**EXECUTIVE SESSION:**

23. Convene in Executive Session to Consult with the City Attorney discussing real property located in the 1700 Block of HWY 259 South in accordance with Vernon's Texas Government Code Annotated, Chapter 551, Sections 071 and 072.

Mayor Fullen convened into executive session at 6:57 p.m.

**REGULAR SESSION:**

24. Reconvene into Regular Session and take any action necessary as a result of the Closed Session.

Mayor Fullen reconvened into regular session at 7:50 p.m. stating there was no action to take from the executive session.

Council Member Wes Breitenberg wanted to thank all the voters of District One for voting him into office. He thanked the Council and staff for a great two years as a Council Member, then announced his resignation in order to be able to go to work for the City of Henderson.

**ADJOURNMENT**

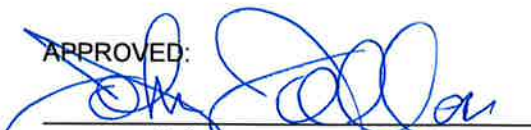
25. Adjourn

Council Member Gina Juarez made a motion to adjourn at 7:51 p.m., duly seconded by Council Member Henry Pace. The vote was unanimous.

ATTEST:

  
Cheryl Jimerson, City Secretary

APPROVED:

  
John Fullen, Mayor