

**MINUTES OF THE  
HENDERSON CITY COUNCIL  
REGULAR RESCHEDULED COUNCIL MEETING**

October 15, 2019

The City Council met on this date at 6:00 p.m. with Mayor John (Buzz) Fullen presiding. Council Members present included Tommy Goode, Michael Searcy, Henry Pace, Melissa Morton and Steve Higginbotham.

Staff members present included City Manager Jay Abercrombie, City Secretary Cheryl Jimerson, City Attorney Joe Shumate, Police Chief Chad Taylor, Deputy Police Chief Randy Hudman, Support Services Lieutenant Brian Bathke, Fire Chief Rusty Chote, Public Services Director Davis Brown, Communications and Marketing Coordinator Letti Goodrich, Animal Center Director Charissa Pool, Finance Director Karen Vaughn, Community Development Manager Billy Hughes, and HEDCO Director John Clary.

**INVOCATION AND PLEDGE OF ALLEGIANCE:** Council Member Tommy Goode gave the Invocation and Council Member Michael Searcy led the Pledge of Allegiance.

**CITIZENS' COMMENTS:**

There were none

**PRESENTATIONS/ANNOUNCEMENTS:**

There were none.

**CONSENT AGENDA:** *Consent Agenda items are considered to be routine in nature and may be acted upon in one motion. Any item requiring additional discussion may be withdrawn from the Consent Agenda by the Mayor, Councilmember or City Manager, and acted upon separately.*

1. Consideration and possible action on the following Minutes: (Jimerson)  
    ❖ September 10, 2019 – Regular Council Meeting
2. Consideration and possible action upon a correction to the 2019-2020 Holiday Calendar for Independence Day. (Jimerson)
3. Consideration and possible action on street closure for Calvary Baptist Church Hallelujah Fest scheduled for October 31, 2019. (Taylor)
4. Consideration and possible action upon street closures for the Syrup Festival to be held downtown November 9, 2019. (Taylor)
5. Consideration and possible action upon street closures for the Fire Department's Public Safety Fun Night on October 31, 2019. (Chote)
6. Consideration and possible action allowing a 30 second Fireworks Show on Veteran's Day November 11, 2019 honoring the Veteran's while the National Anthem is playing at the football game by MPA Fireworks. (Chote)
7. Consideration and possible action upon Resolution No. 19-10-01 for the review and adoption of the City Investment Policy. (Vaughn)
8. Consideration and possible action upon HEDCO Financials for August 2019. (Clary)
9. Consideration and possible action of a proclamation designating October as Domestic Violence Awareness month. (Mayor)

Mayor Fullen introduced the Consent Agenda.

City Secretary Cheryl Jimerson noted a date correction on item 6, it should be October 18 not November 11.

Kelly Hom updated Council on item 9; the statistic of Domestic Violence.

Council Member Tommy Goode made a motion to approve the consent agenda, duly seconded by Council Member Michael Searcy; the motion passed unanimously.

**COUNCIL BUSINESS – REGULAR SESSION:**

10. Consideration and possible action upon awarding the bid for the N. Mill Street new construction. (Brown/Holland)

Council Member Steve Higginbotham made a motion to approve the bid to Lonestar Equipment for \$361,929.00, duly seconded by Council Member Tommy Goode; the motion passed unanimously.

**11. Consideration and possible action upon awarding the bid for the N. Mill Street Grant. (Brown/Holland)**

Council Member Michael Searcy made a motion to approve the bid to Lonestar Equipment for \$521,606.00, duly seconded by Council Member Tommy Goode; the motion passed unanimously.

**12. Consideration and possible action of a minor plat for the HEDCO property located on Frisco Street. (Hughes)**

Council Member Melissa Morton made a motion to approve the minor plat subdividing the property at 1105 Frisco Street, duly seconded by Council Member Henry Pace; the motion passed unanimously.

**13. Consideration and possible action upon Resolution No. 19-10-02 authorizing participation and intervention by CARD in SWEPCO Wind Catcher Project. (Abercrombie)**

Council Member Michael Searcy made a motion to approve Resolution 19-10-02 with a payment to Herrera Law and Associates of \$11, 000 on behalf of the City of Henderson's portion of the Steering Committee of Cities payment, duly seconded by Council Member Steve Higginbotham; the motion passed unanimously.

**14. Consideration and possible action upon Resolution 19-10-03 nominating Board Members to serve RCAD Board of Directors for the 2020-2021 term. (Abercrombie)**

Council Member Tommy Goode made a motion to approve Resolution 19-10-03 nominating Lanita Whitehead, Cliff Harkless and Pat McCrory to serve another term, duly seconded by Council Member Michael Searcy; the motion passed unanimously.

**15. Consideration and possible action upon a recommendation on a bid from the Cemetery Board to clean and restore head stones in Old City Cemetery. (Jimerson)**

Council Member Steve Higginbotham made a motion to approve a recommendation from the Cemetery Board to clean and repair headstones, duly seconded by Council Member Henry Pace; the motion passed unanimously.

**16. Consideration and possible action upon a recommendation from the Cemetery Board for Resolution 19-10-04 revising the Rules and Regulations at Lakewood Cemetery. (Jimerson)**

Council Member Michael Searcy made a motion to table amending the Rules and Regulations to state "The only items allowed in the Lakewood Cemetery will be vases made of granite, marble or stone", duly seconded by Council Member Tommy Goode; the motion passed unanimously.

**17. Consideration and possible action authorizing the City Manager to enter into an Agreement and Utility Service Partners Private Label, d/b/a/ Service Warranties of America. (Abercrombie)**

City Manager Jay Abercrombie stated he did not think the City of Henderson should endorse a private company nor should we allow them to use the City's branding for private use.

Council Member Steve Higginbotham made a motion not to enter into this agreement with Utility Service Partners, duly seconded by Council Member Michael Searcy; the motion passed unanimously.

**DEPARTMENTAL REPORTS:**

**18. 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 Department
- G. Public Utilities
- H. Finance Department
- I. City Secretary
- J. Communications and Marketing
- K. HEDCO
- L. City Attorney

**EXECUTIVE SESSION:**

19. **Executive session to discuss personnel matters related to the Deputy Fire Chief; in accordance with Vernon's Texas Government Code Annotated, Chapter 551, Sections 074.**

Mayor Fullen adjourned into executive session at 6:40 p.m.

20. **Reconvene in open session and, if necessary, consider taking appropriate action as a result of the executive session.**

Mayor Fullen reconvened into regular session at 7:02 p.m.

Council Member Michael Searcy made a motion for the new Deputy Fire Chief to be exempt from section 6.11 of the Personnel Policy; this will allow him to take a company vehicle home where he resides in Smith County, duly seconded by Council Member Henry Pace; the motion passed unanimously.

**ADJOURNMENT:**

21. **Adjourn.**

There being no further business to come before the Council at this time, upon motion by Council Member Henry Pace, duly seconded by Council Member Tommy Goode; with a unanimous vote of the Council, the meeting was adjourned at 7:05 p.m.

APPROVED:

  
Buzz Fullen, Mayor

ATTEST:

  
Cheryl Jimerson, City Secretary