



THE CITY COUNCIL OF THE CITY OF HENDERSON, TEXAS, WILL MEET ON TUESDAY, THE 14<sup>TH</sup> DAY OF APRIL 2020, AT 6:00 P.M., AT CITY HALL, 400 WEST MAIN STREET, FOR THE FOLLOWING PURPOSES:

Due to COVID-19 gathering restrictions, the City of Henderson meetings will be closed for in person visitors. The Public can join the meeting by calling 903-392-0442, meeting ID 802 680 3434, password 585912.

Mayor:

J.W. (Buzz) Fullen

Mayor Pro Tem

Melissa Morton

Council Members:

Tommy Goode

Michael Searcy

Henry Pace

Steve Higginbotham

City Manager:

Jay Abercrombie

**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 NON-AGENDA ITEMS:**

**CITIZEN COMMENTS AGENDA ITEMS:**

**PRESENTATIONS/ANNOUNCEMENTS:**

**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 Any item requiring additional discussion may be withdrawn from the Consent Agenda by the Mayor, Councilmember or City Manager, and acted upon separately.*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)**
  - ❖ March 17, 2020 - Regular Rescheduled Council Meeting
  - ❖ March 17, 2020 - Emergency Council Meeting
2. Consideration and possible action upon HEDCO financials for February 2020. **(Clary)**

**COUNCIL BUSINESS - REGULAR SESSION:**

3. Consideration and possible action upon awarding a contract for Solid Waste and Recycling Services. **(Abercrombie)**
4. Open a Public Hearing to review and readopt a Juvenile Curfew Ordinance. **(Mayor)**
5. Close Public Hearing. **(Mayor)**
6. Consider and possible action upon readopting a Curfew Ordinance No.2020-04-41. **(Abercrombie)**
7. Consideration and possible action amending the Christus Trinity Clinic professional services agreement. **(Abercrombie)**
8. Consideration and possible action on The Declaration of Local Disaster and Public Health Emergency issued March 17, 2020 shall continue in effect until the Henderson City Council terminates its consent to the continuation of this declaration or until this declaration is terminated by order of the Mayor, whichever occurs first. **(Abercrombie)**

**DEPARTMENTAL REPORTS:**

9. 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. Engineer

**EXECUTIVE SESSION:**

There are no items to discuss.

**ADJOURNMENT:**

10. 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 City Hall and on the notice board at the handicap accessible door of the City Hall, Henderson, Texas, on this the 9 of April, 2020.

\_\_\_\_\_  
Cheryl Jimerson  
City Secretary

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

March 17, 2020

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, Public Services Director Davis Brown, Public Utilities Director Randy Boyd, Community Development Manager Billy Hughes and Municipal Judge Rickey Turner.

**INVOCATION AND PLEDGE OF ALLEGIANCE:** One of Henderson's previous Mayor's Foy Brown gave the Invocation and Council Member Tommy Goode led the Pledges.

**CITIZENS' COMMENTS:**

There were none.

**PRESENTATION'S:**

City Manager Jay Abercrombie explained the City Facilities closing to public access. City staff will be present taking payments over the phone and citizens will be able to utilize the night drop box as a drive thru during regular working hours and as a night drop box for after hour payments. Citizens will also be able to make payments online; this will be in place until the Governor and/or CDC announces otherwise.

Kevin Cashion with Gollob Morgan Peddy, PC gave a brief overview of the City's audit for the 2018-2019 Budget. There were no questions from Council on the presentation.

**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)**
  - ❖ February 11, 2020 – Regular Council Meeting
  - ❖ March 5, 2020 – Special Meeting & Workshop
2. Consideration and possible action evaluating the Board members and appointments or re-appointments to the Housing Authority Board of Directors with terms to expire on December 1, 2019. **(Mayor)**
3. Consideration and possible action upon HEDCO financials for January 2020. **(Clary)**
4. Consideration and possible action on Resolution #2020-03-01 for a FY21 Grant application to receive School Resource Officer (SRO) K9 equipment. **(Taylor)**
5. Consideration and possible action on Resolution #2020-03-02 for a FY21 Grant application to receive patrol rifle rated body armor. **(Taylor)**
6. Consideration and possible action for a proclamation declaring the Month of April as Sexual Assault Awareness Month (SAAM). **(Mayor)**

Council Member Steve Higginbotham made to a motion to approve the consent agenda items, duly seconded by Council Member Michael Searcy; vote was unanimous.

**COUNCIL BUSINESS – REGULAR SESSION:**

7. Consideration and possible action upon a Minor Plat subdividing a property located at 1103 East Main Street.  
Community Development Manager Billy Hughes recommended Council approve a minor plat subdividing the property located at 1103 E. Main Street to build a residential structure on the empty lot if approved.  
  
Council Member Michael Searcy made a motion to approve subdividing the property located at 1103 E. Main Street; duly seconded by Council Member Tommy Goode, vote was unanimous.
8. Consideration and possible action for an emergency repair on Well 7.

Public Utilities Director Randy Boyd asked Council to approve an emergency repair on Well #7. Well #7 pumps 480,000 gallons a day which pumps directly into a 1,500,000-gallon storage tank on Van Buren Street that feeds the downtown area and supplies the splash pad at Fair Park. The Henderson/Kilgore pump station on the Sabine River is under reconstruction. The City of Henderson's Reservoir is at a critical level and the Sabine pump station will not be back online for another six weeks.

Council Member Steve Higginbotham made a motion to approve the emergency repair to Well #7; duly seconded by Council Member Michael Searcy, vote was unanimous.

9. Consideration and possible action regarding the HWY 64 Sewer Main Extension. City Manager Jay Abercrombie recommended Council approve the extension of the Sewer Main. Wastewater infrastructure is needed along Hwy 64 west of the "Star" intersection for commercial business opportunities. The new owners of the properties along the south side of Hwy 64 are asking for assistance in providing the infrastructure for wastewater. The proposed infrastructure would be constructed in a manner where a cost share between the property owner and the City is possible. The City can extend a sewer main approximately 600 ft. to a point where the property owner would connect with another 600 ft of the service line. The estimated cost of the City of Henderson's portion of the project is \$48,900. HEDCO has agreed to split the cost of the City's portion for this construction 50/50 as long as HEDCO's 50% portion doesn't exceed \$30,000.

Council Member Melissa Morton made a motion to approve the extension of the Sewer Main; duly seconded by Council Member Henry Pace, vote was unanimous.

#### 10. Departmental Reports

City Secretary Cheryl Jimerson added to the Municipal Court report. She stated stimulus week successfully collected \$30,778.88 in 195 transactions on outstanding citations.

#### EXECUTIVE SESSION:

11. Executive Session to discuss Personnel Matters (Municipal Judge). Consult with attorney in the creation of an Administrative position. Consult with City Attorney discussing litigations; in accordance with Vernon's Texas Government Code Annotated, Chapter 551, Sections 071 and 074. Mayor Fullen adjourned into executive session at 6:31 p.m.
12. 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 7:35 p.m. Council Member Michael Searcy made a motion to make the Municipal Court, a Court of Record and in doing this the Municipal Judge must be an Attorney; he made a motion to appoint James Holmes as the Municipal Judge for a two-year term beginning in April. Duly seconded by Council Member Melissa Morton; vote was unanimous.

#### ADJOURNMENT:

13. Adjourn.

There being no further business to come before the Council at this time, upon a motion by Council Member Melissa Morton, duly seconded by Council Member Henry Pace; with a unanimous vote of the Council, the meeting was adjourned at 7:36 p.m.

APPROVED:

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Buzz Fullen, Mayor

ATTEST:

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Cheryl Jimerson, City Secretary

**MINUTES OF THE  
HENDERSON CITY COUNCIL  
EMERGENCY COUNCIL MEETING**

March 17, 2020

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, Public Services Director Davis Brown, Public Utilities Director Randy Boyd, Community Development Manager Billy Hughes and Municipal Judge Rickey Turner.

**COUNCIL BUSINESS – REGULAR SESSION:**

Mayor Fullen called the meeting to order at 7:36 p.m. stating; he issued a Declaration of Local Disaster and Public Health Emergency Related to Communicable Disease at 5:00 p.m. today. The Mayor has the authority to issue this type of declaration for 7 days at a time. He asked if the Council would consider making a motion extending the declaration until the end of April 2020.

1. Consideration and possible action regarding a Declaration of Local Disaster and Public Health Emergency Related to Communicable Disease.

Council Member Melissa Morton made a motion to extend the disaster declaration to the end of April; duly seconded by Council Member Henry Pace, vote was unanimous.

**ADJOURNMENT:**

2. Adjourn.

There being no further business to come before the Council at this time, upon a motion by Council Member Melissa Morton, duly seconded by Council Member Michael Searcy; with a unanimous vote of the Council, the meeting was adjourned at 7:43 p.m.

APPROVED:

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Buzz Fullen, Mayor

ATTEST:

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Cheryl Jimerson, City Secretary



## **CITY COUNCIL AGENDA ITEM # 2**

**SUBJECT: HEDCO FINANCIALS for FEBRUARY, 2020**

**CITY COUNCIL MEETING DATE: APRIL 14, 2020**

**DEPARTMENT: HEDCO**

**CONTACT: John W. Clary, Executive Director**

**RECOMMENDED CITY COUNCIL ACTION:** Approve HEDCO Financials for FEBRUARY, 2020.

**ITEM SUMMARY:** Sales Tax check for February – \$141,341.95  
Interest Income - \$12,319.54  
Less expenses; leaves a net increase of \$94,062.44

**BACKGROUND INFORMATION:** HEDCO Board approved the FEBRUARY financials on March 17, 2020.

**SPECIAL CONSIDERATION:** None

**FINANCIAL IMPACT:** None

**BOARD OR COMMISSION RECOMMENDATION:** On behalf of the HEDCO Board, I respectfully request approval.

**SUPPORTING MATERIALS:**

Financial Statement for FEBRUARY, 2020; includes Assets & Liabilities and Statement of Activities.

Budget Spread Sheet for FEBRUARY 29, 2020.

Sales Tax History – Average as of end of FEBRUARY, 2020 - \$120,525.00



# CITY COUNCIL AGENDA ITEM #3

**SUBJECT:** Consideration and possible action upon awarding contract for Solid Waste and Recycling Services. (Abercrombie)

**MEETING DATE:** April 14, 2020

**DEPARTMENT:** Administration

**CONTACT:** Jay Abercrombie, City Manager

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## **RECOMMENDED CITY COUNCIL ACTION:**

Staff recommends awarding Republic Services for the Solid Waste and Recycling Services contract.

## **ITEM SUMMARY:**

The City of Henderson contracts with Waste Connections currently for solid waste collection. The current contract ends December 31, 2020. The original contract was for five years and started on October 1, 2010. It was extended for another five years starting October 1, 2015.

After ten years of contracted service by Waste Connections, Staff recommended that Council proceed with due diligence and go out for proposals for the upcoming contract period.

Solid Waste Specialists was hired with Council approval to be our consultant firm for the RFP process. Their firm had the expertise with experience in Municipal Government and experience in Solid Waste Collections that made the process extremely more efficient and transparent with confident results.

The RFP was released to bidders on February 11, 2020 with a Pre-Bid mandatory meeting held on February 18<sup>th</sup>. Four firms attended the Pre-Bid meeting. Submittals were due on March 18, 2020. Two were received: Waste Connections and Republic Services.

- Both Proposals came in at \$15.00 per home with some variance in dumpster and roll-off service pricing.
- Republic offered new carts, new dumpsters and new roll-off containers throughout the City.
- Extended Monthly Service Totals:  
 Waste Connections      \$177,153  
 Republic                      \$176,325

Five-person Committee composed of 3 City and 2 Consultant personnel scored the proposals using a weighted point matrix based on Operational Planning, Manpower, Transition, and Customer Service with 40% of the score based on combined service prices.

Two evaluations were made with the tabulated scores added together to get the totals shown below:

Committee	Waste Connections	Republic
City 1	114	122
City 2	117	126
City 3	136	155
SWS 1	112	115
SWS 2	134	131
<b>Total</b>	<b>613</b>	<b>649</b>

Interviews were performed with both companies to review details in each proposal.

**BOARD OR COMMISSION RECOMMENDATION:** None

**SUPPORTING MATERIALS:** Recommendation from Solid Waste Specialists.





# CITY COUNCIL

## AGENDA ITEM # 4, 5 & 6

**SUBJECT:** Consideration and possible action upon readopting a Juvenile Curfew Ordinance

**MEETING DATE** April 14, 2020

**DEPARTMENT:** Administration

**CONTACT:** Jay Abercrombie, City Manager

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### RECOMMENDED CITY COUNCIL ACTION:

Staff recommends Council readopt a Juvenile Curfew Ordinance

**ITEM SUMMARY:** [Section 370.002 of the Local Government Code](#) requires that after a city adopts a juvenile curfew ordinance, the city must review and readopt the ordinance *every three years*. The statute requires that a city:

1. review the ordinance's effects on the community and on problems the ordinance was intended to remedy;
2. conduct public hearings on the need to continue the ordinance; and
3. abolish, continue, or modify the ordinance.

*A juvenile curfew ordinance expires if a city does not review and readopt it every three years.*

**BACKGROUND INFORMATION:** None

**SPECIAL CONSIDERATIONS:** None

**FINANCIAL IMPACT:** None

**ORDINANCE 2020-04-41**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HENDERSON, TEXAS IMPOSING A CURFEW FROM 12:00 MIDNIGHT UNTIL 6:00 A.M. THE FOLLOWING DAY, SEVEN DAYS A WEEK; PROHIBITING ANY PERSON UNDER SEVENTEEN YEARS OF AGE FROM BEING IN ANY PUBLIC PLACE OR BUSINESS ESTABLISHMENT DURING CURFEW HOURS; PROHIBITING ANY PARENT OR GUARDIAN FROM PERMITTING OR ALLOWING HIS/HER CHILD OR WARD UNDER SEVENTEEN YEARS OF AGE FROM BEING IN ANY PUBLIC PLACE OR BUSINESS ESTABLISHMENT DURING CURFEW HOURS; PROHIBITING ANY OWNER, OPERATOR OR EMPLOYEE OF ANY BUSINESS ESTABLISHMENT FROM ALLOWING ANY PERSON UNDER SEVENTEEN YEARS OF AGE TO REMAIN UPON THE PREMISES OF SUCH ESTABLISHMENT DURING CURFEW HOURS; PROVIDING CERTAIN EXCEPTIONS TO THE FOREGOING PROHIBITIONS; PROVIDING THAT ANY PERSON WHO VIOLATES ANY PROVISION OF THIS ORDINANCE SHALL BE GUILTY OF A MISDEMEANOR PUNISHABLE BY FINE NOT TO EXCEED \$500.00, WITH EACH DAY OR PART OF DAY DURING WHICH A VIOLATION OCCURS OR CONTINUES TO CONSTITUTE A SEPARATE OFFENSE.

WHEREAS, the City Council has determined that there has been an increase in juvenile criminal activities in the City of Henderson; and

WHEREAS, persons under seventeen (17) years of age are particularly susceptible, by their lack of maturity and experience, to participate in unlawful activities and to be victims of older perpetrators of crime; and

WHEREAS, the City Council of the City of Henderson desires to provide for the protection of juveniles from each other and from other persons, for the enforcement of parental control of and responsibility for their children, for the protection of the general public, and for the reduction of the incidence of juvenile criminal activities; and

WHEREAS, this curfew for persons under seventeen (17) years of age will be in the interest of the public health, safety and general welfare, and will help attain the foregoing objectives and diminish the undesirable impact of such conduct on the citizens of the City of

Henderson;

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

**Section 1.** That the findings contained in the preamble to this Ordinance are determined to be true and correct and are hereby adopted as part of this Ordinance.

**Section 2.** That this Ordinance of the City of Henderson, Texas shall read as follows:

**A. Definitions**

1. The following words, terms and phrases, when used in this Ordinance, shall have the meanings ascribed to them in this section, unless the context of their usage clearly indicates another meaning.
  - a) ***Curfew Hours*** means from 12:00 midnight of each day of the week until 6:00 A.M. of the following day.
  - b) ***Direct route*** means the shortest path of travel through a public place to reach a final destination without any detour or stop along the way.
  - c) ***Emergency*** means an unforeseen combination of circumstances or the resulting state that calls for immediate action. It includes, but is not limited to, a fire, natural disaster, automobile accident, or any situation requiring immediate attention to prevent serious bodily injury, loss of life or damage to property.
  - d) ***Establishment*** means any privately owned place of business operated for a profit to which the public is invited, including, but not limited to, any place of amusement or entertainment.
  - e) ***Guardian*** means a court-appointed guardian of the person of a minor, or a public or private agency with whom a minor has been placed by a court.

- f) **Interstate transportation** means transportation between states of the United States or between a state of the United States and foreign country, to which travel through the City of Henderson is merely incidental.
  - g) **Intrastate transportation** means transportation between locations within the State of Texas, to which any travel through the City of Henderson is merely incidental.
  - h) **Juvenile** means any person less than seventeen (17) years of age.
  - i) **Operator** means any individual, firm, association, partnership or corporation operating, managing, or conducting any establishment. The term includes the members or partners of an association or partnership and the officers of a corporation.
  - j) **Parent** means the natural parent, adoptive parent or step-parent of a juvenile.
  - k) **Public place** means any place to which the public or a substantial part of the public has access and includes, but is not limited to, streets, highways, and the common areas of schools, hospitals, apartment houses, office buildings, transport facilities and shops. This term shall include establishments as defined above.
  - l) **Remain** means to linger or stay, or to fail to leave premises when requested to do so by a police officer or the owner, operator or other person in control of the premises.
  - m) **Responsible adult** means an adult who is at least 18 years of age and has been designated in writing by a parent or court-appointed guardian to have care and custody of a juvenile.
1. The provisions of this Ordinance are supplemental and cumulative to all other laws and ordinances applicable in any manner to juveniles.

**B. Offenses**

1. It shall be unlawful for any juvenile to knowingly remain, walk, run, stand, drive or ride about, in or upon

any public place in the city or on the premises of any establishment within the city during curfew hours.

2. It shall be unlawful for a parent or guardian to knowingly permit or by insufficient control allow a juvenile to remain in any public place or on the premises of any establishment within the city during curfew hours. As used in this section, knowingly includes knowledge that a parent or guardian should reasonably be expected to have concerning the whereabouts of a juvenile. It shall be prima facie evidence of a violation of this section if a parent or guardian has no knowledge of their juvenile child's or ward's whereabouts during the hours of curfew established herein.
3. It shall be unlawful for any owner, operator, or employee of an establishment to allow a juvenile to remain upon the premises of the establishment during curfew hours beyond the time necessary to conduct an activity set out immediately herein below.

**C. Defenses**

1. It is a defense to prosecution under Section 2(B) that the juvenile was:
  - a) Accompanied by the juvenile's parent, guardian or responsible adult.
  - b) On an errand at the direction of the juvenile's parent or guardian, without making any unnecessary detour or stop;
  - c) In a motor vehicle involved in intrastate or interstate travel;
  - d) Engaged in lawful employment activity or going to or returning home by a direct route from a lawful employment activity, without any detour or stop;
  - e) Involved in an emergency or on an errand made necessary by an emergency;
  - f) On a sidewalk abutting the juvenile's residence or abutting the residence of a next door neighbor, if the neighbor did not complain to the police department about the juvenile's presence;
  - g) Attending a school, religious or government-sponsored activity supervised by adults or was traveling by direct route to or from a school, religious or government-sponsored activity supervised by adults, without any detour or stop;
  - h) Engaging in, participating in or traveling to or from any event, function, or activity for which Section 2(B) of this Ordinance would contravene the juvenile's rights protected under the United States or Texas Constitutions; or
  - i) Married or had been married or had disabilities of minority removed in accordance with the Texas Family Code.
1. It is a defense to prosecution under Section 2(B.3) Offences that the owner, operator or employee of an establishment promptly notified the police department that a juvenile was

present on the premises of the establishment during curfew hours and the juvenile refused to leave after being asked to leave.

**D. Enforcement**

1. Before taking any enforcement action under this Ordinance, a police officer shall ask the apparent juvenile offender's age and reason for being in the public place. The officer shall not issue a citation or make an arrest under this Ordinance unless the officer reasonably believes that an offense has occurred and that, based on any response by the juvenile and other circumstances, no defense under Section 2(C.I) Defenses is present.
2. Any juvenile violating the provisions of this Ordinance shall be guilty of a Class C misdemeanor and shall be dealt with in accordance with the provisions of Title 3 of the Texas Family Code, which may include prosecution in Municipal Court
3. If a juvenile is found in violation of this Ordinance, the police department shall mail a notice to the parent or guardian of the juvenile informing the parent or guardian of the violation and warning said parent or guardian that a violation of this Ordinance can result in the prosecution of the juvenile and the parent.
4. If a juvenile is found in violation of this Ordinance at an establishment, the police department shall mail a notice to the operator informing the operator of the violation and warning said operator that a violation of this Ordinance can result in the prosecution of the operator.
5. A person who violates a provision of this Ordinance is guilty of a separate offense for each day or part of a day during which the violation is committed, continued or permitted. Each violation of this Ordinance is a Class C misdemeanor that may be punished by the assessment of a maximum fine of \$500.00 per offense.
6. When required by the Texas Family Code, the Municipal Court shall waive its original jurisdiction over a juvenile who violates this Ordinance and shall refer the juvenile to the juvenile court.

**Section 3.** The provisions of this ordinance shall become effective upon its adoption and publication of the caption of this ordinance as provided by law.

**Section 4.** If any provision, section, subsection, sentence, clause or phrase of this ordinance, or the application of same to any person or set of circumstances is for any reason held by a court of competent jurisdiction to be unconstitutional, void or invalid, the validity of the remaining portions of this ordinance or their application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council in adopting this ordinance that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality, voidness or invalidity of any other portion hereof, and all provisions of this ordinance are declared to be severable for that purpose.

**Section 5.** That all ordinances or parts of ordinances in conflict with the provisions of this ordinance is hereby repealed.

**Section 6.** That the intention of the City Council is hereby ordained that the provisions of this ordinance shall become and be a part of the Code of Ordinances of the City of Henderson, Texas, and the sections of this ordinance may be renumbered or re-lettered to accomplish such intention.

**Section 7.** That it is hereby officially found and determined that the meeting at which this ordinance is passed is open to the public as required by law and that public notice of the time, place and purpose of said meeting was given as required.

**Section 8.** That a violation of this ordinance shall be a misdemeanor and the penalty for violating this ordinance shall be as provided for in Section 136.02 of the Code of Ordinances of the City of Henderson, which shall be a maximum fine of \$500, and each day a violation occurs shall be a separate offense.

ADOPTED this the 14 day of April, 2020.

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John W. Fullen, Mayor

ATTEST:

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Cheryl Jimerson, City Secretary



# CITY COUNCIL AGENDA ITEM #7

**SUBJECT:** Consideration and possible action upon **amending** an agreement between Christus Health and the City of Henderson for services. (Abercrombie)

**MEETING DATE:** April 14, 2020

**DEPARTMENT:** Administration

**CONTACT:** Jay Abercrombie, City Manager

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**RECOMMENDED CITY COUNCIL ACTION:**

Staff recommends approval of amending the agreement with Christus Health that was implemented November 18, 2019.

**ITEM SUMMARY:**

The City of Henderson has been contracted with Trinity Mother Frances for an employee's health clinic for several years. This agreement allows for City employees to have a clinic to go to on weekday mornings from 8:00am – 9:00am. No co-pay or insurance is needed. The City agreed to pay an hourly rate for a **physician** to be onsite for employees. **This amendment will allow the employees to see a physician assistant.** This has been a great partnership and an even greater benefit to employees on top of their normal insurance.

This is a one-year contract for services with an option to extend for one more year.

**BOARD OR COMMISSION RECOMMENDATION:** None

**FINANCIAL IMPACT:** \$32,500

**SUPPORTING MATERIALS:** Contract with Christus Health