

A regular meeting of the Board of Commissioners of the City of Henderson, Kentucky, was held on Tuesday, August 11, 2009, beginning at 5:30 p.m., prevailing time, in the third floor Assembly Room located in the Municipal Center at 222 First Street, Henderson, Kentucky

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INVOCATION was given by Reverend Todd Linn, PhD, First Baptist Church, followed by Mayor Thomas E. Davis leading the assemblage in the recitation of the Pledge of Allegiance to our American Flag.

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There were present Mayor Thomas E. Davis presiding:

PRESENT: Commissioner Robert Pruitt  
Commissioner Mike Farmer  
Commissioner Robert M. Mills

ABSENT Commissioner Jim White

ALSO IN ATTENDANCE INCLUDED:

Mr. Russell R. Sights, City Manager  
Mr. Steve Gray, Acting City Attorney  
Mrs. Carolyn Williams, City Clerk  
Mr. Frank Boyett, *The Gleaner*

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RECOGNITION OF VISITORS: Mayor Davis extended a cordial welcome to the visitors in attendance.

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PROCLAMATION: "Ronald McDonald House Day"

MAYOR DAVIS proclaimed August 14, 2009, as "Ronald McDonald House Day" in Henderson, Kentucky, and stated that he was looking forward to the opening of another Ronald McDonald House in the tri-state area later this year.

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PRESENTATION:

MAYOR DAVIS expressed appreciation to Roberta Kinney, School Crossing Guard, for her 50 years of service and dedication to the City.

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APPROVAL OF CONSENT AGENDA:

MAYOR DAVIS directed Carolyn Williams, City Clerk, to read the following items included on the Consent Agenda:

Minutes: July 28, 2009, Regular Meeting

Resolution: Resolution No. 68-09 Authorizing Acceptance of Grant from the Justice and Public Safety Cabinet Under the Justice Assistance Grant (JAG) and Law Enforcement Service Fee (LSF) Grant Program in the Amount of \$4,418.00

Resolution No. 69-09 Authorizing Acceptance of Grant from COPS Hiring Recovery Program (CHRP) in the Amount of \$567, 588.00.

MOTION by Commissioner Pruitt, seconded by Commissioner Farmer, to approve the items on the Consent Agenda as enumerated by the City Clerk.

The vote was called. On roll call, the vote stood:

Commissioner Pruitt----- Aye:  
 Commissioner White ----- Absent:  
 Commissioner Farmer ----- Aye:  
 Commissioner Mills ----- Aye:  
 Mayor Davis ----- Aye:

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ORDINANCE NO. 14-09: SECOND READING

ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF HENDERSON FOR PROPERTY LOCATED AT 425 RAY STREET FROM RESIDENTIAL-3 TO RESIDENTIAL-4 WITH A DEVELOPMENT PLAN (BLD Properties, LLC Owner, containing approximately 10,500 square feet)

On second reading of the Ordinance, it was moved by Commissioner Mills, seconded by Commissioner Pruitt, that the Ordinance be adopted.

The vote was called. On roll call, the vote stood:

Commissioner Pruitt----- Aye:  
 Commissioner White ----- Absent:  
 Commissioner Farmer ----- Aye:  
 Commissioner Mills ----- Aye:  
 Mayor Davis ----- Aye:

WHEREUPON Mayor Davis declared the Ordinance adopted, affixed his signature ant the date thereto and ordered that he same be recorded.

/s/ Thomas E. Davis  
 Thomas E. Davis, Mayor  
 August 11, 2009

ATTEST:  
Carolyn Williams, City Clerk

ORDINANCE NO. 15-09: FIRST READING

ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF HENDERSON FOR PROPERTY LOCATED AT 2466 GREEN RIVER ROAD FROM RESIDENTIAL-2 TO RESIDENTIAL-4 WITH A DEVELOPMENT PLAN (Earl Brandon, Owner, containing approximately 2,0936 acres)

On first reading of the Ordinance, it was moved by Commissioner Pruitt, seconded by Commissioner Mills, that the Ordinance be adopted.

DISCUSSION WAS HELD. VERBATIM DISCUSSION IS ON TAPE OF THIS MEETING.

The vote was called. On roll call, the vote stood:

Commissioner Pruitt----- Aye:  
 Commissioner White ----- Absent:  
 Commissioner Farmer ----- Aye:  
 Commissioner Mills ----- Aye:  
 Mayor Davis ----- Aye:

WHEREUPON Mayor Davis declared the Ordinance adopted on its first reading and ordered that it be presented for a second reading at a meeting of the Board of Commissioners.

CITY MANAGER'S REPORT:

MR. RUSSELL R. SIGHTS, CITY MANAGER, asked the City Clerk read the following letter into the record:

**City Commission Memorandum  
09-143**

August 6, 2009

TO: Mayor Tom Davis and the Board of Commissioners  
FROM: Russell R. Sights, City Manager *RS* | *ME*  
SUBJECT: City Manager's Report

I. Cemetery Records Data Entry Funding Request  
Commission Direction Requested.

Enclosed you will find a request from Emily Gilliam, Parks and Recreation Director, concerning the remaining funding needed to complete the transfer of the cemetery records from paper cards to electronic records. Funding of the temporary position for the person performing this work is scheduled to end September 4, 2009. Records have been moved to electronic format on 2,714 lots and all mausoleum units. There are 912 lots remaining that have not been updated.

I am requesting permission to extend this project thru December 31, 2009, at a cost not to exceed \$9,750. It might be necessary to have an appropriation amendment at the end of the year for this expense, but we know of approximately \$6,000 in capital expense savings already in the year to date numbers. With additional reductions, we may or may not be able to stay within the budget.

Based on this information, your approval is requested.

cc: Emily Gilliam

MOTION by Commissioner Farmer, seconded by Commissioner Mills, to extend this project thru December 31, 2009, at a cost not to exceed \$9,750.

The vote was called. On roll call, the vote stood:

Commissioner Pruitt----- Aye:  
 Commissioner White ----- Absent:  
 Commissioner Farmer ----- Aye:  
 Commissioner Mills ----- Aye:  
 Mayor Davis ----- Aye:

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MR. SIGHTS continued by stating that the August Work Session was originally scheduled for further discussion on the storm water plan and the City’s objectives. This information is not complete at this time so Mr. Sights asked the Board if they wished to have the work session on any other issue. Without objection, the Board decided to cancel the regular August Work Session.

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COMMISSIONER’S REPORT:

COMMISSIONER PRUITT expressed his appreciation for the placement of speed bumps and a mirror near the drive-thru window.

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COMMISSIONER FARMER: asked Mr. Bruce Shipley, HWU General Manager, what date the new downtown water line was scheduled for completion.

MR. SHIPLEY replied that the company had a total of 120 days or October 1, 2009. Commissioner Farmer and Mr. Shipley agreed that both had doubts that this project could be completed by October 1<sup>st</sup>.

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MAYOR DAVIS noted that the Governor will be in town tomorrow to announce a new technology industry planning to locate near the airport here in Henderson County.

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APPOINTMENT:

MOTION by Commissioner Mills, seconded by Commissioner Pruitt, and recommended by Mayor Davis, that Mr. Nibby Priest be appointed as a citizen nominee to the Bike Committee.

The vote was called. On roll call, the vote stood:

Commissioner Pruitt----- Aye:  
 Commissioner White ----- Absent:  
 Commissioner Farmer ----- Aye:  
 Commissioner Mills ----- Aye:  
 Mayor Davis ----- Aye:

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MAYOR DAVIS announced that Mr. Scott Miller turned in his resignation on the HMP&L board effective August 31, 2009.

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MEETING ADJOURN:

MOTION by Commissioner Farmer, seconded by Commissioner Mills, to adjourn the meeting.

The vote was called. On roll call, the vote stood:

Commissioner Pruitt----- Aye:  
 Commissioner White ----- Absent:  
 Commissioner Farmer ----- Aye:

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August 11, 2009

Commissioner Mills ----- Aye:  
Mayor Davis ----- Aye:

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WHEREUPON: Mayor Davis declared the meeting adjourned at approximately 6:03 p.m.

ATTEST:

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Thomas E. Davis, Mayor  
August 25, 2009

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Carolyn Williams, City Clerk