

A regular meeting of the Board of Commissioners of the City of Henderson, Kentucky, was held on Tuesday, November 10, 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.

INVOCATION was given by Reverend Orbley Ramsey., followed by Mayor Thomas E. Davis leading the assemblage in the recitation of the Pledge of Allegiance to our American Flag.

There were present Mayor Thomas E. Davis presiding:

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

ALSO IN ATTENDANCE INCLUDED:

Mr. Russell R. Sights, City Manager
Mr. Joe Ternes, City Attorney
Mrs. Carolyn Williams, City Clerk
Mr. Frank Boyett, *The Gleaner*

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

PROCLAMATION: "PANCREATIC CANCER AWARENESS MONTH"

MAYOR DAVIS proclaimed the month of November 2009 as "Pancreatic Cancer Awareness Month" and urged all citizens to support Pancreatic Cancer Action Network and its and its volunteers.

APPROVAL OF CONSENT AGENDA:

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

Minutes: October 27, 2009, Regular Meeting

Resolutions: Resolution No. 86-09 Authorizing Mayor to Submit Letters on Behalf of City in Support of Businesses Applying for Incentives Under Kentucky Business Investment (KBI) Program

Resolution No. 87-09 Authorizing Acceptance of Reimbursement Grant from Commercial Mobile Radio Services (CMRS) in the Amount of \$55,573 for the Purchase of Positron Viper Telephone System

Resolution No. 88-09 Authorizing Purchase of Playground Equipment from Bluegrass Recreational Products, Louisville, Kentucky, for the State Contract Price of \$49,933.90

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

ORDINANCE NO. 17-09: SECOND READING

ORDINANCE ANNEXING CERTAIN UNINCORPORATED TERRITORY TO THE CITY OF HENDERSON, KENTUCKY, BEING LOCATED IN HENDERSON COUNTY ON THE NORTH SIDE OF KENTUCKY HIGHWAY 351; AND IS BOUNDED TO THE WEST BY THE CHIMNEY HILL SUBDIVISION; BOUNDED TO THE EAST BY THE HODGE FAMILY TRUST PROPERTY AND BY THE HENDERSON COUNTY COOPERATIVE EXTENSION SERVICE PROPERTY; AND IS BOUNDED TO THE NORTH BY THE RUDY-HUBER TRUST PROPERTY, CONTAINING 44.727 ACRES, MORE OR LESS, OWNED BY CITY OF HENDERSON

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

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

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

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

/s/ Thomas E. Davis
 Thomas E. Davis, Mayor
 November 10, 2009

RESOLUTION NO. 89-09 ESTABLISHING FEES FOR CART RENTAL AT MUNICIPAL GOLF COURSE

MOTION by Commissioner Farmer, seconded by Commissioner White, to adopt the resolution approving the resolution establishing fees for cart rental at Municipal Golf Course.

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

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

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

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

/s/ Thomas E. Davis
Thomas E. Davis, Mayor
November 10, 2009

ATTEST:
Carolyn Williams, City Clerk

COMMISSIONER’S REPORTS:

COMMISSIONER PRUITT stated that he was concerned by the backed up traffic at our customer drive-thru window on certain days of the month.

MR. RUSSELL R. SIGHTS, CITY MANAGER, replied that staff would check the dates and times of this occurrence and return with details for the Board of Commissioners.

EXECUTIVE SESSION: REAL PROPERTY AND LITIGATION

MOTION by Commissioner Farmer, seconded by Commissioner White, and pursuant to provisions of KRS 61.810(1)(b) that the Board of Commissioners go into Executive Session for the purpose of deliberations on the future acquisition or sale of real property located off the east side of north Green Street in an area between Fifth Street and Kimsey Lane as well as possible sale of property located on U. S. Highway 60 east. Also pursuant to provisions of KRS 61.810(1)(c) for the purpose of discussions of proposed or pending litigation against or on behalf of a public agency.

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

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

MEETING RECONVENE:

MOTION by Commissioner White, seconded by Commissioner Farmer, the Board of Commissioners reconvened in regular session.

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

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

MEETING ADJOURN:

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

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

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

WHEREUPON: Mayor Davis declared the meeting adjourned at approximately 7:10 p.m.

ATTEST:

Thomas E. Davis, Mayor
November 24, 2009

Carolyn Williams, City Clerk