

A regular meeting of the Board of Commissioners of the City of Henderson, Kentucky, was held on Tuesday, September 22, 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 Dr. Beth Macke, St. Paul's Episcopal Church, 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 Robert M. Mills

ABSENT: Commissioner Jim White

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: "FAMILY DAY-A-DAY TO EAT DINNER WITH YOU'RE YOUR CHILDREN"

MAYOR DAVIS proclaimed the fourth Monday of every September as "Family Day – A Day to Eat Dinner with your Children" and urge all citizens to recognize and participate in its observance.

PROCLAMATION: "PUBLIC NATURAL GAS WEEK"

MAYOR DAVIS proclaimed the week of October 4-10, 2009, as "Public Natural Gas Week" in order to honor Henderson Municipal Gas for its contributions to the community.

PRESENTATION: 25-YEAR SERVICE AWARD

MAYOR DAVIS expressed appreciation to E. Earl Brandon, Deputy Police Chief, for his years of service and dedication to the City.

APPROVAL OF CONSENT AGENDA:

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

Minutes: September 8, 2009, Regular Meeting

MOTION by Commissioner Farmer, seconded by Commissioner Mills, 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:

ORDINANCE NO. 16-09: SECOND READING

ORDINANCE OF THE CITY OF HENDERSON, KENTUCKY, PROVIDING FOR THE LEVY AND COLLECTION OF AD VALOREM TAXES FOR THE FISCAL YEAR BEGINNING JULY 1, 2009, AND PROVIDING FOR THE TIME OF PAYMENT FOR SUCH TAXES, PENALTY, INTEREST, AND DISCOUNT

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 Pruitt----- Aye:
 Commissioner White ----- Absent:
 Commissioner Farmer ----- Aye:
 Commissioner Mills ----- 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
 September 22, 2009

ATTEST:
 Carolyn Williams, City Clerk

COMMISSIONER’S REPORTS:

COMMISSIONER MILLS explained that he attended the first Henderson Bicycle Advisory Committee meeting earlier today. He continued by stating that the City has studied various bike path plans in the past; one being a 2004 report prepared by John S. Talbert as well as a 2003 plan titled *Greater Henderson Bicycle and Pedestrian Plan*. Commissioner Mills requested city staff to go back and study these plans and return with recommendations for the Board of Commissioners to consider.

REAPPOINTMENT: BD. OF APPEALS (HOUSING & BUILDING)
MIKE VICKERS – TERM TO EXPIRE JUNE 22, 2013

MOTION by Commissioner Mills, seconded by Commissioner Farmer, upon recommendation of Mayor Thomas E. Davis, to reappoint Mike Vickers to a four-year term on the Board of Appeals (Housing & Building). Said term to expire June 22, 2013.

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:

REAPPOINTMENT: MUNICIPAL HOUSING COMMISSION
HOLLY VINCENT, REPUBLICATION – TERM TO EXPIRE SEPTEMBER 30, 2013

MOTION by Commissioner Pruitt, seconded by Commissioner Mills, upon recommendation of Mayor Thomas E. Davis, to reappoint Holly Vincent to a four-year term on the Municipal Housing Commission. Said term to expire September 30, 2013.

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:

REAPPOINTMENT: PARKS & RECREATION COMMISSION
K. T. WILLIAMS – TERM TO EXPIRE SEPTEMBER 14, 2013

MOTION by Commissioner Farmer, seconded by Commissioner Pruitt, upon recommendation of Mayor Thomas E. Davis, to reappoint K. T. Williams to a four-year term on the Parks & Recreation Commission. Said term to expire September 14, 2013.

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:

EXECUTIVE SESSION: REAL PROPERTY

MOTION by Commissioner Farmer, seconded by Commissioner Mills, pursuant to the provisions of KRS 61.810(1)(b) that the Board of Commissioners go into Executive Session for the purpose of deliberation on the possibility of the City’s 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 and for the purpose of discussions of proposed or pending litigation against or on behalf of the City pursuant to KRS 61.810(1)(c) as well as discussions which might lead to the appointment, discipline, or dismissal of an individual member pursuant to KRS 61.810(1)(f).

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:

MEETING RECONVENE:

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

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:

RESOLUTION NO. 75-09:

RESOLUTION INCREASING SALARY OF ASSISTANT CITY MANAGER EFFECTIVE AS OF OCTOBER 1, 2009

MOTION by Commissioner Farmer, seconded by Commissioner Mills, to adopt the resolution that the salary to be paid Mr. William L. "Buzzy" Newman for his services as Assistant City Manager be increased to \$90,000.00 effective as of October 1, 2009.

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

Commissioner Pruitt-----	Nay:
Commissioner White -----	Absent:
Commissioner Farmer -----	Aye:
Commissioner Mills -----	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
September 22, 2009

ATTEST:
Carolyn Williams, City Clerk

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

WHEREUPON: Mayor Davis declared the meeting adjourned at approximately 7:40 p.m.

Thomas E. Davis, Mayor
October 13, 2009

ATTEST:

Carolyn Williams, City Clerk