

# CITY OF HENDERSON – RECORD BOOK

Record of Minutes of           A Regular           Meeting on           June 26, 2018          

A meeting of the Board of Commissioners of the City of Henderson, Kentucky, was held on Tuesday, June 26, 2018, at 5:30 p.m., prevailing time, with the primary location of this video teleconference meeting designated as the third floor Assembly Room located in the Municipal Center Building at 222 First Street, Henderson, Kentucky. The meeting was conducted in accordance with KRS 61.826

INVOCATION was given by Reverend Todd Linn, First Baptist Church, followed by recitation of the Pledge of Allegiance to our American Flag.

There were present Mayor Steve Austin presiding:

PRESENT:

Commissioner Patti Bugg  
 Commissioner Robert N. Pruitt, Sr.  
 Commissioner Bradley S. Staton (attending via video teleconferencing)  
 Commissioner Austin P. Vowels

ALSO PRESENT:

Mr. Russell R. Sights, City Manager  
 Mrs. Dawn Kelsey, City Attorney  
 Ms. Maree Collins, City Clerk  
 Mrs. Donna Stinnett, Community Relations Manager/Public Information Officer  
 Mr. Robert Gunter, Finance Director  
 Mr. Trace Stevens, Parks, Recreation & Cemeteries Director  
 Mr. Mark Simmons, Recreation Program Manager  
 Mr. Scott Foreman, Fire Chief  
 Mr. Briscoe Edwards, Police Major  
 Mr. Ray Nix, Code Administrator  
 Mrs. Connie Galloway, Human Resources Director  
 Mr. Brian Williams, Public Works Director  
 Mr. Sam Lingerfelt, Sanitation Superintendent  
 Mrs. Jennifer Latimer, Executive Assistant  
 Mr. David Wright, Network Administrator  
 Mrs. Tammy Willett-Speaks, Community Development Specialist  
 Representatives from World Changers  
 Mr. David Carter & Family  
 Mr. Tom Williams, HWU General Manager  
 Mrs. Claudia Wayne, Planning Commission Assistant Executive Director  
 Ms. Lindsay Locasto, Downtown Henderson Partnership  
 Mr. Benji Marrs, BIM Senior Benefit Strategist  
 Mr. X R. Royster  
 Mrs. Jan Hite  
 Mr. Dan Fritz, Golden Glaze  
 Ms. Lori Sanders, Henderson County Black History Committee  
 Reverend Todd Linn, First Baptist Church  
 Mr. Mike Richardson, Reserve Police Officer  
 Mr. Doug White, *the Gleaner*  
 Eyewitness News Crew

APPEARANCE OF CITIZENS:

DAN FRITZ, owner of Golden Glaze Bakery, explained that he wanted this Board to be aware of an issue he has had with Henderson Water Utility. A few years ago HWU sent out a survey on the disposal of grease and while he did not complete the survey they did respond and explained that they had specialized equipment to dispose of grease and that no grease or oils was disposed of in the sewer system. He and an HWU employee had spoken and a citation was

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issued. Subsequently the citation was rescinded, but still wanted this Board to be aware of how the water department was operating.

MAYOR AUSTIN explained to Mr. Fritz that the Utility employee was mistaken and issued the citation in error and that is why it was rescinded. He further indicated that Mr. Williams was present and would meet with him for further discussion on the matter.

TOM WILLIAMS, Henderson Water Utility General Manager, apologized publicly to Mr. Fritz and assured him that the survey is a part of a mandated program that was adopted by both this Board and the Water and Sewer Commission.

Mr. Fritz agreed to meet with Mr. Williams for further discussion.

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PROCLAMATION: “World Changers Week”

MAYOR AUSTIN thanked representatives from World Changers and the Green Valley Baptist Association on behalf of the City Commission and the entire City for their support and participation in making such a positive change in our community.

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PRESENTATION: “45-Year Service Award”

MAYOR AUSTIN expressed appreciation to Sanitation Worker David Carter for his total of 45 years of service and dedication to the City of Henderson.

DAVID CARTER thanked his family for their support throughout all the years and also thanked his City family for their support and friendship throughout his career.

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PRESENTATION: “Black History Committee, Dust Bowl Fee Waiver Request”

LORI SANDERS, President Henderson County Black History Committee, indicated that a subcommittee had discussed and reviewed ways of reducing expenses and was requesting that gym rental fees for the John F. Kennedy Center be waived for the week of the Dust Bowl, July 9<sup>th</sup> through 14<sup>th</sup>.

TRACE STEVENS, Parks, Recreation and Cemetery Director, explained that the Dust Bowl had reserved the gym for two dates during the week in case of rain, excess heat or over booking of teams; four hours on Wednesday at \$20.00 per hour and six hours on Saturday at \$25.00 per hour.

Motion by Commissioner Vowels, seconded by Commissioner Pruitt, authorizing the waiver of rental fees for the John F. Kennedy Community Center gymnasium during the Dust Bowl event the week of July 9<sup>th</sup> through 14<sup>th</sup>, 2018.

COMMISSIONER VOWELS indicated that this was a really important event for Henderson and he was glad for the City to provide support to the event.

COMMISSIONER PRUITT reported that the Henderson County Black History Committee had been serving our community for over 30 years with various scholarships and holiday dinners and he too was proud to show support for this event.

COMMISSIONER BUGG, thanked the entire Black History Committee for their hard work on this annual event and stated that she has grandsons that have enjoyed the Dust Bowl quite a bit.

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

Commissioner Pruitt ----- Aye:  
 Commissioner Bugg ----- Aye:  
 Commissioner Vowels --- Aye:  
 Commissioner Staton ----- Aye:  
 Mayor Austin ----- Aye:

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## APPROVAL OF CONSENT AGENDA:

MAYOR AUSTIN asked the City Clerk to read the Consent Agenda.

Minutes:       June 12, 2018, Regular Meeting  
                   June 18, 2018 Called Meeting

Resolutions: Resolution 28-18: Resolution Approving Agreement with the Henderson City-County Airport Board Allocating \$141,756.00 for Airport Services and Authorizing Mayor to Execute Agreement

Resolution 29-18: Resolution Approving Agreement with the Downtown Henderson Partnership Allocating \$46,000.00 for Services in Support of Downtown Henderson and Authorizing Mayor to Execute Agreement

Resolution 30-18: Resolution Approving Agreement with Kentucky Network for Development Leadership and Engagement, Inc (Kyndle) Allocating \$60,000.00 for Economic Development Services and Authorizing Mayor to Execute Agreement

Resolution 31-18: Resolution Approving Agreement with the Humane Society of Henderson County, Inc Allocating \$10,083.33 on a Monthly Basis for Animal Control and Shelter Services; and the Mayor is Authorized to Execute Agreement on Behalf of City

Resolution 32-18: Resolution Approving Memorandum of Understanding Between the City and Henderson Tourist Commission Regarding Personnel for the Henderson Welcome Center

Resolution 33-18: Resolution Approving Community Development Block Grant Subrecipient Agreement with the Father Bradley Shelter for Women and Children, Inc (SWC)

Resolution 34-18: Resolution Authorizing Funding for Henderson-Henderson County Planning Commission and Geographic Information System (GIS) in the Amount of \$365,098.50

Resolution 35-18: Resolution Authorizing the Submission of the 2018-2019 CDBG Action Plan to the United States Department of Housing and Urban Development

MOTION by Commissioner Bugg, seconded by Commissioner Pruitt, to approve the items on the Consent Agenda as presented.

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

- Commissioner Pruitt ----- Aye:
Commissioner Bugg ----- Aye:
Commissioner Vowels ----- Aye:
Commissioner Staton ----- Aye:
Mayor Austin ----- Aye:

WHEREUPON, Mayor Austin declared the consent agenda items approved.

/s/ Steve Austin
Steve Austin, Mayor
June 26, 2018

ATTEST:
Maree Collins, City Clerk

ORDINANCE NO. 20-18: SECOND READ
ORDINANCE AMENDING PAY PLAN
ORDINANCE APPROVING AMENDMENT TO PAY PLAN PROVIDING FOR TWO
AND ONE-TENTH PERCENT (2.1%) INCREASE FOR EMPLOYEES EFFECTIVE JULY 1,
2018

MOTION by Commissioner Vowels, seconded by Commissioner Pruitt, that the
ordinance be adopted.

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

- Commissioner Pruitt ----- Aye:
Commissioner Bugg ----- Aye:
Commissioner Vowels ----- Aye:
Commissioner Staton ----- Aye:
Mayor Austin ----- Aye:

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

/s/ Steve Austin
Steve Austin, Mayor
June 26, 2018

ATTEST:
Maree Collins, City Clerk

RESOLUTION NO. 36-18:
RESOLUTION SETTING AMOUNT OF COST-OF-LIVING INCREASE FOR
BOARD OF COMMISSIONERS AT 2.1%

MOTION by Commissioner Pruitt, seconded by Commissioner Staton, to adopt the
resolution setting the amount of the Cost-of-Living increase for the Board of Commissioners at
two and one-tenth percent (2.1%) effective July 1, 2018.

RUSSELL R. SIGHTS, City Manager, reported that when this item previously came
before the Board, he had encouraged approval because it is allowed by state law and that if not
passed the increase can never be recouped for future Commissioners. Salaries need to be kept
somewhat in line with what the responsibilities of elected officials are and not looked at through
a political lens. He explained that a quick calculation resulted in an approximate \$115.00
increase for commissioners and \$189.00 increase for the mayor for the remainder of 2018 with
the July 1st effective date.

COMMISSIONER PRUITT agreed with City Manager Sights and added that he
supported the July 1st effective date. He indicated that these are servant chairs that they sit in and
decisions should be based on what is in your heart and not if it is best for political gain.

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COMMISSIONER VOWELS indicated that the people on this commission work hard and that he was not going to deny that extra compensation even though he would prefer that it not take effect until January.

COMMISSIONER BUGG reported that she has never made a decision while on this Commission with the thought of getting re-elected, it had never crossed her mind. She indicated that she had received some negative comments on the possibility of approving an increase for the Board.

MAYOR AUSTIN stated that everybody knows from the previous conversation that he is in favor of not doing a pay increase for ourselves but I am okay with doing it for future people and so that is the way I will be voting.

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

- Commissioner Pruitt ----- Aye:
- Commissioner Bugg ----- Nay:
- Commissioner Vowels ----- Aye:
- Commissioner Staton ----- Aye:
- Mayor Austin ----- Nay:

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

/s/ Steve Austin  
Steve Austin, Mayor  
June 26, 2018

ATTEST:  
Maree Collins, City Clerk \_\_\_\_\_

RESOLUTION NO. 37-18:

RESOLUTION DECLARING REAL PROPERTY LOCATED AT 805 SECOND STREET, 811 SECOND STREET, 817 SECOND STREET, 819 SECOND STREET, AND 823 SECOND STREET SURPLUS REAL PROPERTY AND AUTHORIZING IT TO BE SOLD BY EVALUATED SEALED BIDS BY THE CITY PURSUANT TO KRS SECTION 82.083

DAWN KELSEY, City Attorney, reported that during budget discussions the Board indicated a desire to move forward with selling property previously purchased for the intent of building a new fire station. Other property was subsequently purchased for the new fire station and this action will declare the Second Street properties as surplus property so that it can be disposed of by sealed evaluated bid to encourage economic development in the Gateway District.

MOTION by Commissioner Bugg, seconded by Commissioner Pruitt, to approve the resolution declaring properties located at 805, 811, 817, 819, and 823 Second Street as surplus and authorizing it be sold by evaluated sealed bid.

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

- Commissioner Pruitt ----- Aye:
- Commissioner Bugg ----- Aye:
- Commissioner Vowels ----- Aye:
- Commissioner Staton ----- Aye:
- Mayor Austin ----- Aye:

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

/s/ Steve Austin  
Steve Austin, Mayor  
June 26, 2018

ATTEST:  
Maree Collins, City Clerk \_\_\_\_\_

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MUNICIPAL ORDER NO. 36-18:

MUNICIPAL ORDER APPROVING THE REFORMED AGREEMENT BETWEEN THE CITY OF HENDERSON AND METHODIST HOSPITAL AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT ON BEHALF OF THE CITY AND APPROVING THE DISSOLUTION OF THE PREVIOUS CONTRACT BETWEEN COMMUNITY METHODIST HOSPITAL AND EDUMEDICS LLC

MOTION by Commissioner Vowels, seconded by Commissioner Bugg, authorizing execution of a reformed Agreement between the City and Methodist Hospital providing clinical services to employees, spouses, and eligible dependents that are covered by the City of Henderson Health Insurance Program; and approving the dissolution of the previous contract between Community Methodist Hospital and Edumedics LLC.

CONNIE GALLOWAY, Human Resources Director, introduced Benji Marrs to report on the details of the contract changes.

BENJI MARRS, BIM Senior Benefit Strategist, reported that the general concept is removing a third party vendor which was a part of the initial Clinic Contract. He explained that the vendor just wasn't a good fit in this instance, but that they work with them on other projects. This contract would go into a direct relationship with Methodist Hospital removing the third party vendor and to City employees everything will look the same. The number of dedicated hours will be reduced by ten hours per week but employees still have full clinic access during regular hours and new coaching opportunities will be included for those with chronic disease management needs. The negotiated rate will encompass dedicated hours and other claims that are incurred at the clinic for one monthly rate with approximately \$78,000.00 per year savings to the City. Employees have the same access in terms of zero co-pay and labs conducted by Methodist Hospital.

COMMISSIONER PRUITT asked what would happen to this Contract if Methodist Hospital were sold or merged with another entity.

DAWN KELSEY, City Attorney, explained that Section 9.6 of the Contract was the Assignment section and requires this Board's approval for any assignment of the Contract.

RUSSELL R. SIGHTS, City Manager, indicated that in his opinion the City of Henderson made a wise decision when BIM was hired as our broker and that Benji does a great job negotiating the very best arrangements and contracts for us on health insurance and clinic administration.

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

- Commissioner Pruitt ----- Aye:
Commissioner Bugg ----- Aye:
Commissioner Vowels ----- Aye:
Commissioner Staton ----- Aye:
Mayor Austin ----- Aye:

WHEREUPON, Mayor Austin declared the municipal order adopted, affixed his signature and the date thereto, and ordered that the same be recorded.

/s/ Steve Austin
Steve Austin, Mayor
June 26, 2018

ATTEST:
Maree Collins, City Clerk

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## CITY MANAGER’S REPORT:

RUSSELL R. SIGHTS, City Manager, reported that he wanted to say thank you to the citizens of Henderson for the support given to him that allowed him to serve as City Manager for a total of 23 years. He stated, ‘thank you to each mayor and commissioner who has supported me, the ones who have done so know who they are and what they did, and to the department heads, staff members and employees who actually get the work done, many thanks. I was on speak up yesterday morning and one of the questions Mr. Busby asked me was if I could name some advisers or mentors who meant the most to me during my career and I named three people. They were James Roby, the first City Manager who gave me the opportunity to be an intern here. The second was Mayor Bill Newman. He was mayor the entire time I was City Manager the first time from 1982 to 1994. And the third person is Max Rhodes, who like me served twice in the City of Owensboro as City Manager. He was like a father to me. He just gave me good advice. I hesitate to single out people, afraid I will overlook someone but I’ve thanked the department heads, the staff, and the employees who get the job done. There are two employees that I am going to recognize tonight. They have been steadfast and unwavering in their dedication to the City and for everything they have done in their capacity that made me look good and that is Maree Collins and Jennifer Latimer.’

He concluded with, “My final thought and charge to our elected officials is to serve our community with enthusiasm, honesty, and integrity. The citizens of Henderson expect no less.”

MAYOR AUSTIN then presented Russell with his City Manager name plate.

## COMMISSIONERS’ REPORT:

COMMISSIONER PRUITT indicated that he met his friend Russell about 20 or 30 years ago on the Hoge Farm deal. He reported that Russell taught him the laws, the bylaws, and the ordinances and gave him so much information on how City government worked.

COMMISSIONER BUGG thanked Russell and also thanked his wife and family. She explained that when one is in service like this to the City then everyone in the family serves right alongside and it is important to thank them too.

COMMISSIONER VOWELS echoed those sentiments and thanked Russell for his service as City Manager. He stated that it was an honor working with him and he was glad that he got that opportunity. He indicated that Russell was a great asset to the City and a benefit to all of the citizens.

COMMISSIONER STATON thanked Russell and indicated that one of the biggest reasons that he wanted to attend this meeting tonight even though he was halfway around the world was to thank Russell. He stated that he has meant a lot to him personally as far as being someone that he has been able to look up to for the last couple of years and that Russell’s service has not gone unnoticed by him as well as the folks in Henderson.

MAYOR AUSTIN thanked Russell for his service to the community, indicating that it has been invaluable.

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BOARD/COMMISSION RE-APPOINTMENT: Code Enforcement Board:

Ms. Lisa O’Nan – Term to Expire June 30, 2021; and  
Mr. Matt Calvert – Term to Expire June 30, 2021

Motion by Commissioner Pruitt, seconded by Commissioner Vowels, upon recommendation of Mayor Steve Austin, to reappoint Ms. Lisa O’Nan and Mr. Matt Calvert to terms of three years on the Code Enforcement Board. Said term to expire June 30, 2021.

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

Commissioner Pruitt ----- Aye:  
Commissioner Bugg ----- Aye:  
Commissioner Vowels ----- Aye:  
Commissioner Staton ----- Aye:  
Mayor Austin ----- Aye:

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BOARD/COMMISSION APPOINTMENT: Henderson Tourist Commission:

Ms. Kristie Staton – Term to Expire June 30, 2021

Motion by Commissioner Vowels, seconded by Commissioner Bugg, upon recommendation of Mayor Steve Austin, to appoint Ms. Kristie Staton to a term of three years on the Henderson Tourist Commission. Said term to expire June 30, 2021.

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

Commissioner Pruitt ----- Aye:  
Commissioner Bugg ----- Aye:  
Commissioner Vowels ----- Aye:  
Commissioner Staton ----- Aye:  
Mayor Austin ----- Aye:

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MEETING ADJOURN:

MOTION by Commissioner Pruitt, seconded by Commissioner Vowels, to adjourn the meeting.

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

Commissioner Pruitt ----- Aye:  
Commissioner Bugg ----- Aye:  
Commissioner Vowels ----- Aye:  
Commissioner Staton ----- Aye:  
Mayor Austin ----- Aye:

WITHOUT OBJECTION, Mayor Austin declared the Meeting adjourned at approximately 6:20 p.m.

ATTEST:

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Maree Collins, City Clerk

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Steve Austin, Mayor  
July 24, 2018