

# CITY OF HENDERSON – RECORD BOOK

Record of Minutes of           A Regular           Meeting on           August 27, 2019          

A meeting of the Board of Commissioners of the City of Henderson, Kentucky, was held on Tuesday, August 27, 2019, at 5:30 p.m., prevailing time, in the third floor Assembly Room located in the Municipal Center Building at 222 First Street, Henderson, Kentucky.

INVOCATION was given by Deacon Earnest Jones, New Jerusalem Missionary 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 X R. Royster, III  
 Commissioner Bradley S. Staton  
 Commissioner Austin P. Vowels

ALSO PRESENT:

Mr. William L. “Buzzy” Newman, Jr., City Manager  
 Mrs. Dawn Kelsey, City Attorney  
 Ms. Maree Collins, City Clerk  
 Mrs. Donna Stinnett, Community Relations Manager/Public Information Officer  
 Mrs. Theresa Richey, Administrative Liaison  
 Mr. Heath Cox, Police Chief  
 Mr. Trace Stevens, Parks, Recreation & Cemeteries Director  
 Mr. Ray Nix, Code Administrator  
 Mr. Robert Gunter, Finance Director  
 Ms. Dawn Winn, Assistant Finance Director  
 Mr. Scott Foreman, Fire Chief  
 Mr. Tom Williams, HWU General Manager  
 Mr. Brian Bishop, Planning Commission Executive Director  
 Mr. Chris Hopgood, Henderson City/County Airport Board  
 Ms. Kendra Gallagher-Strawn, Humane Society  
 Ms. Debbie Edwards, Humane Society  
 Mr. Mike Richardson, Reserve Police Officer

---

PRESENTATION: “Humane Society Quarterly Report”

KENDRA GALLAGHER-STRAWN, Humane Society of Henderson County, introduced the new shelter Executive Director. DEBBIE EDWARDS, Humane Society of Henderson County Executive Director, gave a brief update on happenings at the Humane Society Shelter. There has been an outbreak of Parvo at the shelter as well as New Hope Animal Shelter. Neither shelter will be able to receive any animals during the 14 day quarantine period. Emergency calls will be handled by the Animal Control Officer as normal.

---

APPROVAL OF CONSENT AGENDA:

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

Municipal Order:

47-19: Municipal Order Authorizing Deed of Easement Between Henderson Water and Sewer Commission of the City of Henderson D/B/A Henderson Water Utility (HWU) a Division of the City of Henderson and Mosaic Crop Nutrition, LLC, and Authorizing Mayor to Execute Deed of Easement on Behalf of the City of Henderson

CITY OF HENDERSON – RECORD BOOK

Record of Minutes of \_\_\_\_\_ A Regular \_\_\_\_\_ Meeting on \_\_\_\_\_ August 27, 2019

48-19: Municipal Order Accepting Memorandum of Understanding Between the Henderson County Sheriff’s Office and the City of Henderson Through the Police Department Regarding the Emergency Response Team (ERT)

Resolution: 53-19: Resolution Authorizing Acceptance of Grant in the Amount of \$683,596.00 from the United States Department of Transportation, Federal Aviation Administration, for Runway Extension Project to the Henderson City-County Airport; and Authorizing and Directing Mayor to Execute any Necessary Documents on Behalf of the City of Henderson

Motion by Commissioner Royster, seconded by Commissioner Vowels, to approve the items on the Consent Agenda as presented.

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

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

WHEREUPON, Mayor Austin declared the consent agenda items approved.

/s/ Steve Austin
Steve Austin, Mayor
August 27, 2019

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

ORDINANCE NO. 22-19: SECOND READ
ORDINANCE AMENDING SEWER USE ORDINANCE

AN ORDINANCE AMENDING ARTICLE II, WATER AND SEWER SERVICE, OF CHAPTER 23, UTILITIES, DIVISION 1, GENERALLY, SEC. 23-16.1, DIVISION 2, SEWER USE REGULATIONS, SEC. 23-26, SEC. 23-30 AND SEC. 23-32 OF THE CODE OF ORDINANCES OF THE CITY OF HENDERSON

MOTION by Commissioner Bugg, seconded by Commissioner Royster, that the ordinance be adopted.

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

Commissioner Bugg ----- Aye:
Commissioner Royster -- Aye:
Commissioner Staton ---- Aye:
Commissioner Vowels --- 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
August 27, 2019

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

MAYOR AUSTIN indicated that the next item on the agenda is an ordinance relating to the 9-1-1 fees and that a similar ordinance was approved by Henderson County Fiscal Court earlier today.

# CITY OF HENDERSON – RECORD BOOK

Record of Minutes of \_\_\_\_\_ A Regular \_\_\_\_\_ Meeting on \_\_\_\_\_ August 27, 2019

ORDINANCE NO. 23-19: SECOND READ

ORDINANCE AMENDING CHAPTER 23, UTILITIES, ARTICLE VII. TELEPHONE SERVICE, DIVISION 2, 9-1-1 EMERGENCY TELEPHONE SERVICE, SEC. 23-143 – “9-1-1” FEE ORDINANCES

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

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

Commissioner Bugg ----- Aye:  
 Commissioner Royster -- Aye:  
 Commissioner Staton ---- Aye:  
 Commissioner Vowels --- 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  
 August 27, 2019

ATTEST:

Maree Collins, CKMC, City Clerk \_\_\_\_\_

MAYOR AUSTIN indicated that the next item on the agenda relates to the levy and collection of Ad Valorem taxes and there is no increase in the City property tax rate for the coming year.

ORDINANCE NO. 24-19: SECOND READ

ORDINANCE PROVIDING FOR THE LEVY AND COLLECTION OF AD VALOREM TAXES

AN ORDINANCE OF THE CITY OF HENDERSON, KENTUCKY PROVIDING FOR THE LEVY AND COLLECTION OF AD VALOREM TAXES FOR THE FISCAL YEAR BEGINNING JULY 1, 2019, AND PROVIDING FOR THE TIME OF PAYMENT FOR SUCH TAXES, PENALTY, INTEREST AND DISCOUNT

MOTION by Commissioner Staton, seconded by Commissioner Bugg, that the ordinance be adopted.

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

Commissioner Bugg ----- Aye:  
 Commissioner Royster -- Aye:  
 Commissioner Staton ---- Aye:  
 Commissioner Vowels --- 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  
 August 27, 2019

ATTEST:

Maree Collins, CKMC, City Clerk \_\_\_\_\_

MUNICIPAL ORDER NO. 49-19:

MUNICIPAL ORDER AMENDING MUNICIPAL ORDER NO. 08-19 AUTHORIZING PURCHASE OF FOUR (4) PATROL/PURSUIT VEHICLES (GROUP A) IN THE AMOUNT OF \$134,656.00; AND FOR ONE (1) SEDAN (GROUP B) TO STERNBERG, INC. OF JASPER, INDIANA IN THE AMOUNT OF \$26,566.00 FOR THE POLICE DEPARTMENT

**CITY OF HENDERSON – RECORD BOOK**

Record of Minutes of \_\_\_\_\_ A Regular \_\_\_\_\_ Meeting on \_\_\_\_\_ August 27, 2019

MOTION by Commissioner Staton, seconded by Commissioner Royster, to approve amending Municipal Order 08-19 relating to the purchase of vehicles for the police department.

HEATH COX, Police Chief, reported that one of the vehicles received did not meet specifications as a police pursuit vehicle, however upon discussion with the dealership, and taking into consideration the amount of time to order and receive another vehicle, it was determined that the vehicle would meet specifications of an administration vehicle that is scheduled to be replaced in the next fiscal year budget with a few modifications. The additional equipment would be approximately \$7,600.00 this year and would decrease the requested vehicle budget next year by approximately the same amount.

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

- Commissioner Bugg ----- Aye:
- Commissioner Royster -- Aye:
- Commissioner Staton ---- Aye:
- Commissioner Vowels --- 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  
August 27, 2019

ATTEST:

Maree Collins, CKMC, City Clerk \_\_\_\_\_

COMMISSIONER’S REPORT:

MAYOR AUSTIN reported that there would be no meeting conducted on Tuesday, September 24<sup>th</sup> due to a conflict with the Kentucky League of Cities Conference and Board meetings.

PROCLAMATION: “New Jerusalem Missionary Baptist Church 100<sup>th</sup> Anniversary”

Reverend ROBERT L. WHITLOCK, and members of the congregation of the New Jerusalem Missionary Baptist Church were in attendance to accept the proclamation extending congratulations and best wishes on the church’s 100<sup>th</sup> Anniversary.

MAYOR AUSTIN thanked Reverend Whitlock and the congregation on behalf of the entire Board of Commissioners and the community for all they do for our citizens.

EXECUTIVE SESSION: Litigation and Real Property

MOTION by Commissioner Bugg, seconded by Commissioner Staton, that the Board of Commissioners go into Executive Session pursuant to the provisions of KRS 61.810(1)(C) for the purpose of discussion of pending litigation against the City and pursuant to KRS 61.810(1)(B) for discussion of the potential purchase of real property located in the Highway 351, Airline Road and Adams Lane area.

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

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

**CITY OF HENDERSON – RECORD BOOK**

*Record of Minutes of* \_\_\_\_\_ *A Regular* \_\_\_\_\_ *Meeting on* \_\_\_\_\_ *August 27, 2019*

WHEREUPON, Mayor Austin declared the Board adjourned into Executive Session.

\_\_\_\_\_  
MEETING RECONVENED:

MOTION by Commissioner Vowels, seconded by Commissioner Royster, the Board of Commissioners reconvened into regular session.

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

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

WHEREUPON, Mayor Austin reconvened the Board into regular session.

\_\_\_\_\_  
MEETING ADJOURN:

MOTION by Commissioner Royster, seconded by Commissioner Bugg to adjourn the meeting.

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

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

WITHOUT OBJECTION, Mayor Austin declared the Meeting adjourned at approximately 6:40 p.m.

ATTEST:

\_\_\_\_\_  
Steve Austin, Mayor  
October 8, 2019

\_\_\_\_\_  
Maree Collins, CKMC  
City Clerk