

CITY OF HENDERSON – RECORD BOOK

Record of Minutes of A Regular Meeting on May 23, 2023

A meeting of the Board of Commissioners of the City of Henderson, Kentucky, was held on Tuesday, May 23, 2023, at 3:00 p.m., prevailing time, in the third floor Assembly Room of the Municipal Center, 222 First Street, Henderson, Kentucky, designated as the primary location for this video teleconference meeting allowed under KRS 61.826.

MAYOR STATON led the recitation of the Pledge of Allegiance to our American Flag.

There were present Mayor Bradley S. Staton presiding:

PRESENT:

Commissioner Rodney Thomas
 Commissioner Robert N. Pruitt, Sr.
 Commissioner Nicholas E. Whitt
 Commissioner Austin P. Vowels

ALSO PRESENT:

Mr. William L. “Buzzy” Newman, Jr., City Manager
 Mrs. Dawn Kelsey, City Attorney
 Ms. Maree Collins, City Clerk
 Mr. Heath Cox, Assistant City Manager
 Mrs. Holli Blanford, Public Information Officer
 Mr. Robert Gunter, Finance Director
 Mrs. Connie Galloway, Human Resources Director
 Mr. Sean McKinney, Police Chief
 Mr. Ryan Walenga, Police Major
 Mr. Trace Stevens, Parks, Recreation and Cemeteries Director
 Mr. Nick Mangarella, Acting Fire Chief
 Mr. Greg Nunn, Information Technology Director
 Mr. Bill Raleigh, IT Support Specialist
 Mr. Wesley Gower, IT Programmer Analyst
 Ms. Chasity Bryant, Engineering Intern
 Mr. Bart Boles, Henderson Water Utility General Manager
 Mr. Todd Bowley, Henderson Water Utility Chief Financial Officer
 Mr. Tom Williams, Henderson Water Utility Senior Project Manager
 Mrs. Abby Dixon, Tourist Commission Executive Director
 Ms. Missy Vanderpool, Henderson Economic Development Executive Director
 Ms. Lindsay Locasto, Henderson Chamber of Commerce President
 Ms. Clay Gillham, Henderson Chamber of Commerce
 Mr. Andy Rideout, Friends of Audubon
 Mr. Roy Pullum, Salvation Army Project Chair
 Major Stephen Story, Salvation Army Administrator
 Mr. Dwight Williams
 Mr. Marty Wilson, Police Officer

PRESENTATION: “Salvation Army Request”

MAJOR STEPHEN STORY, Salvation Army, and ROY PULLUM, Salvation Army Program Manager, gave a brief overview of the services provided in our community and requested \$10,000.00 additional funds in support of services provided to those community members in need.

MOTION by Commissioner Pruitt, seconded by Commissioner Thomas, authorizing additional funding for the purpose of providing meals and other services to those in need in the amount of \$10,000.00.

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

Commissioner Thomas --- Aye: Commissioner Whitt ----- Aye:
Commissioner Pruitt ----- Aye: Commissioner Vowels --- Aye:
Mayor Staton ----- Aye:

PRESENTATION: "Henderson Tourist Commission & Friends of Audubon Feasibility Study Request"

ABBY DIXON, Henderson Tourist Commission Executive Director, and ANDY RIDEOUT, Friends of Audubon, gave a brief overview of the Audubon State Park Conference Center Project and requested assistance with funding for a feasibility study relating to the project. The Chamber, Tourist Commission, Economic Development and Fiscal Court have all agreed to support the request for the \$52,000.00 feasibility study for the project. The project includes: replacing the current boathouse with a structure built into the hillside that will accommodate up to 400 people on the open concept second level with additional classroom/conference rooms available on the first level, parking will utilize the existing parking lot area, and an alternate exit from the park out onto Watson Lane.

MOTION by Commissioner Vowels, seconded by Commissioner Thomas, authorizing funding for the purpose of a feasibility study for the Audubon State Park Conference Center Project in the amount of \$15,000.00.

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

Commissioner Thomas --- Aye: Commissioner Whitt ----- Aye:
Commissioner Pruitt ----- Aye: Commissioner Vowels --- Aye:
Mayor Staton ----- Aye:

PRESENTATION: "Downtown Henderson Partnership Requests and Reports"

LINDSAY LOCASTO, Henderson Chamber of Commerce President, reported that for several years the City has given \$2,000.00 per year in support of the fireworks display for the July 4th Event and that this year they are requesting an additional \$9,000.00 due to a sponsorship funding shortfall. The cost of the fireworks display has increased from \$9,000.00 in 2018 to \$16,000.00 for the present year. Currently, \$7,000.00 in sponsorship funds is available.

MOTION by Commissioner Vowels, seconded by Commissioner Thomas, authorizing additional funding for the purpose of support of the fireworks display for the July 4th Celebration in the amount of \$9,000.00.

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

Commissioner Thomas --- Aye: Commissioner Whitt ----- Aye:
Commissioner Pruitt ----- Aye: Commissioner Vowels --- Aye:
Mayor Staton ----- Aye:

CLAY GILLHAM, Downtown Henderson Partnership Events & Communications Coordinator, reported on the re-design and new location for the downtown dog park. The new location is further away from the Riverwalk in a partially shaded area and much smaller. The cost has now been reduced to approximately \$52,000.00 with \$48,000.00 set aside and the remainder to be funded through fund raising events, such as the possible sponsorship of a bench or water fountain or the sale of bricks.

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DISCUSSION WAS HELD relating to the new location; the smaller more manageable size; community feedback; needed infrastructure such as water lines and sidewalks; consideration of Henderson Water Utility’s needs for the location at a future time; and having the City Attorney involved in the necessary documents required to move forward with the project.

LINDSAY LOCASTO, Henderson Chamber of Commerce President, requested that 32 Sunset District banners be placed at the intersections of Second Street with Elm, Main, and Water Streets for the duration of the year until the Christmas decorations are put out. This would leave enough other locations for festival and other banners to be placed throughout the downtown.

ABBY DIXON, Henderson Tourist Commission Executive Director, explained that the Tourist Commission would cover the expense of the banners and their design to brand the Sunset District as a neighborhood community.

DISCUSSION WAS HELD regarding the Entertainment Destination Center application requirements and that it may be necessary to amend the License due to the banners/flags are mentioned in the Licensing process as being posted to alert the opening of the Center; and that the City would need to contact Frankfort for guidance before locating permanent Sunset District banners.

ABBY DIXON, Henderson Tourist Commission Executive Director, reported that the Vision Committee has installed special butterfly lighting in a downtown alleyway near Butler’s Apothecary, Rookies and Rockhouse on the River. The project will also include two murals of butterfly wings with the saying “Discover Your Wings.” The project’s overall intent is to make the alleyway more user friendly for those that utilize the Field & Main parking lot after hours to visit downtown businesses.

PUBLIC HEARING: “Municipal Road Aid Funds and Local Government Economic Assistance (LGEA) Funds for Fiscal Year Commencing July 1, 2023”

MAYOR STATON declared the Public Hearing on Municipal Road Aid funding and Local Government Economic Assistance funding opened and explained that the purpose of the public hearing was to determine the expenditure of Municipal Road Aid and Local Government Economic Assistance funds anticipated to be in the amounts of \$605,190.00 and \$15,000.00 for use for street and road improvements. Included in the budget is a list of the proposed streets and roads to be paved utilizing these funds.

CITY OF HENDERSON, KY PAVING OF STREETS AND ROADS FISCAL 2024			
Branch Name	From	To	Budget
8 TH STREET	NORTH GREEN STREET	NORTH ELM STREET	\$ 28,700
ATKINSON STREET	CLAY STREET	BAILEY STREET	53,800
BITTERSWEET LANE	2 ND STREET	HEATHER LANE	60,100
BURRIS STREET	MEADOW STREET	POND STREET	16,200
COUNTRY DRIVE	RUSSELL DRIVE	MATTINGLY DRIVE	75,800
DIXON STREET	SOUTH MAIN STREET	SOUTH WATER STREET	17,400
MEADOW STREET	DR. MLK JR. AVENUE	HOLIDAY COURT	24,800
NORTH ELM STREET	VILLA DRIVE	LONG JOHN SILVER’S	72,200
PEGGY DRIVE	COUNTRY DRIVE	WILSON DRIVE	31,000
SAND LANE *	SOUTH MAIN STREET	SOUTH GREEN STREET	22,300
SOUTH MAIN STREET*	SAND LANE	McCLAIN AVENUE	62,300
SOUTH WATER STREET	WASHINGTON STREET	DIXON STREET	60,400
CRACK SEAL REPAIRS	N/A	N/A	30,000

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

Commissioner Thomas --- Aye: Commissioner Whitt ----- Aye:
 Commissioner Pruitt ----- Aye: Commissioner Vowels --- Aye:
 Mayor Staton ----- Aye:

WHEREUPON, Mayor Staton 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.

ORDINANCE NO. 09-23: FIRST READ

ORDINANCE AMENDING CHAPTER 17 – *PARKS AND RECREATION* –
 POSSESSION OF ALCOHOLIC BEVERAGES

ORDINANCE AMENDING CHAPTER 17 – *PARKS AND RECREATION*, ARTICLE I
 – *IN GENERAL*, SEC. 17-2 – *POSSESSION OF ALCOHOLIC BEVERAGES PROHIBITED OF*
 THE CODE OF ORDINANCES OF THE CITY OF HENDERSON TO ALLOW ALCOHOL
 IN AUDUBON MILL PARK AND A PORTION OF THE DOC HOSBACH TENNIS
 COMPLEX IN CONJUNCTION WITH THE OPENING OF THE ENTERTAINMENT
 DESTINATION CENTER

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

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

Commissioner Thomas --- Aye: Commissioner Whitt ----- Aye:
 Commissioner Pruitt ----- Aye: Commissioner Vowels --- Aye:
 Mayor Staton ----- Aye:

WHEREUPON, Mayor Staton 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.

ORDINANCE NO. 10-23: FIRST READ

ORDINANCE SETTING THE PAYMENT IN LIEU OF TAX (PILOT) FOR
 HENDERSON MUNICIPAL GAS

ORDINANCE SETTING THE PERCENTAGE OF THE PAYMENT IN LIEU OF TAX
 (PILOT) TO BE PAID BY HENDERSON MUNICIPAL GAS (HMG) TO THE CITY OF
 HENDERSON

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

MAYOR STATON indicated that these PILOT agreements with the three utilities have been discussed for about a year and a-half and has now been finalized and agreed upon by all concerned parties.

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

Commissioner Thomas --- Aye: Commissioner Whitt ----- Aye:
 Commissioner Pruitt ----- Aye: Commissioner Vowels --- Aye:
 Mayor Staton ----- Aye:

WHEREUPON, Mayor Staton 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.

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ORDINANCE NO. 11-23: FIRST READ

ORDINANCE SETTING THE PAYMENT IN LIEU OF TAX (PILOT) FOR HENDERSON WATER AND SEWER COMMISSION

ORDINANCE SETTING THE PERCENTAGE OF THE PAYMENT IN LIEU OF TAX (PILOT) TO BE PAID BY THE HENDERSON WATER AND SEWER COMMISSION D/B/A HENDERSON WATER UTILITY (HWU) TO THE CITY OF HENDERSON

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

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

Commissioner Thomas --- Aye: Commissioner Whitt ----- Aye:
Commissioner Pruitt ----- Aye: Commissioner Vowels --- Aye:
Mayor Staton ----- Aye:

WHEREUPON, Mayor Staton 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.

ORDINANCE NO. 12-23: FIRST READ

ORDINANCE SETTING THE PAYMENT IN LIEU OF TAX (PILOT) FOR THE CITY OF HENDERSON UTILITY COMMISSION

ORDINANCE SETTING THE PERCENTAGE OF THE PAYMENT IN LIEU OF TAX (PILOT) TO BE PAID BY THE CITY OF HENDERSON, KENTUCKY, UTILITY COMMISSION D/B/A HENDERSON MUNICIPAL POWER & LIGHT (HMPL) TO THE CITY OF HENDERSON

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

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

Commissioner Thomas --- Aye: Commissioner Whitt ----- Aye:
Commissioner Pruitt ----- Aye: Commissioner Vowels --- Aye:
Mayor Staton ----- Aye:

WHEREUPON, Mayor Staton 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.

ORDINANCE NO. 13-23: FIRST READ

ORDINANCE ADOPTING HENDERSON WATER UTILITY BUDGET BUDGET AND APPROPRIATION ORDINANCE FOR THE FISCAL YEAR COMMENCING JULY 1, 2023, AND ENDING JUNE 30, 2024, FOR HENDERSON WATER UTILITY OF THE CITY OF HENDERSON, KENTUCKY

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

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

Commissioner Thomas --- Aye: Commissioner Whitt ----- Aye:
Commissioner Pruitt ----- Aye: Commissioner Vowels --- Aye:
Mayor Staton ----- Aye:

WHEREUPON, Mayor Staton 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.

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ORDINANCE NO. 14-23: FIRST READ

ORDINANCE ADOPTING CITY BUDGET AND APPROPRIATION ORDINANCE FOR FISCAL YEAR 2024

BUDGET AND APPROPRIATION ORDINANCE FOR THE FISCAL YEAR COMMENCING JULY 1, 2023, AND ENDING JUNE 30, 2024, FOR THE CITY OF HENDERSON, KENTUCKY

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

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

Commissioner Thomas --- Aye: Commissioner Whitt ----- Aye:
Commissioner Pruitt ----- Aye: Commissioner Vowels --- Aye:
Mayor Staton ----- Aye:

WHEREUPON, Mayor Staton 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.

ORDINANCE NO. 15-23: FIRST READ

ORDINANCE AMENDING JOB CLASSIFICATIONS AND PAY PLAN
ORDINANCE APPROVING AMENDMENT TO JOB CLASSIFICATIONS AND PAY PLAN FOR NON-HAZARDOUS DUTY POSITIONS, FIRE HAZARDOUS DUTY POSITIONS, AND POLICE HAZARDOUS DUTY POSITIONS FOR FISCAL YEAR 2024

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

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

Commissioner Thomas --- Aye: Commissioner Whitt ----- Aye:
Commissioner Pruitt ----- Aye: Commissioner Vowels --- Aye:
Mayor Staton ----- Aye:

WHEREUPON, Mayor Staton 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.

MUNICIPAL ORDER NO. 25-23:

MUNICIPAL ORDER APPROVING ONE- AND ONE-HALF PERCENT (1.5%) COST OF LIVING ADJUSTMENT (COLA) FOR NON-HAZARDOUS DUTY EMPLOYEES, FIRE HAZARDOUS DUTY EMPLOYEES, POLICE HAZARDOUS DUTY EMPLOYEES, AND ELECTED OFFICIALS EFFECTIVE JULY 1, 2023

MOTION by Commissioner Vowels, seconded by Commissioner Pruitt, to adopt the fees and charges for sanitation services.

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

Commissioner Thomas --- Aye: Commissioner Whitt ----- Aye:
Commissioner Pruitt ----- Aye: Commissioner Vowels --- Aye:
Mayor Staton ----- Aye:

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

/s/ Bradley S. Staton
Bradley S. Staton, Mayor
May 23, 2023

ATTEST:
Maree Collins, CKMC, City Clerk _____

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MUNICIPAL ORDER NO. 26-23:

MUNICIPAL ORDER AWARDING PROPOSAL FOR PURCHASE OF A TURNKEY BODY CAMERA AND IN CAR VIDEO SYSTEM FOR THE HENDERSON POLICE DEPARTMENT TO UTILITY ASSOCIATES, INC OF DECATUR, GEORGIA, IN THE AMOUNT OF \$389,200.00

MOTION by Commissioner Thomas, seconded by Commissioner Vowels, to award the contract for purchase of a turnkey body camera and in-car video system for the Police department to Utility Associates, Inc. of Decatur, Georgia, in the amount of \$389,200.00, as submitted pursuant to Request for Proposal 23-17.

MAYOR STATON reported that this is our current provider and that Assistant City Manager Heath Cox and Police Chief Sean McKinney were able to successfully negotiate a lower price than previously expected.

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

Commissioner Thomas --- Aye: Commissioner Whitt ----- Aye:
Commissioner Pruitt ----- Aye: Commissioner Vowels --- Aye:
Mayor Staton ----- Aye:

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

 /s/ Bradley S. Staton
Bradley S. Staton, Mayor
May 23, 2023

ATTEST:
Maree Collins, CKMC, City Clerk _____

CITY MANAGER’S REPORT: “

SEAN MCKINNEY, Police Chief, reviewed a proposed lateral pay incentive for patrol officers transferring from other agencies as a recruitment tool. The proposed plan would include up to \$15,000.00 sign-on incentive for P.O.P.S. certified lateral police officer transferees based on years of service and other basic and advanced trainings.

DISCUSSION WAS HELD relating to the recruitment tools already in use; the dollars the time and money saved by hiring trained officers – approximately \$50,000.00 per officer; and that a request for an incentive for retention would probably be necessary in the near future.

Without objection the details are to be worked out between Chief McKinney, City Manager Buzzy Newman and City Attorney Dawn Kelsey to create a Lateral Transfer Incentive Program for Police Officers to be presented at an upcoming meeting.

WILLIAM L. “BUZZY” NEWMAN, Jr., City Manager, reported that the Triennial Review/Audit has been completed and thanked all those that assisted. He further reported that the Gas department has started on the Wathen Lane utility project and that the Wathen Lane road project is expected to go out for in July with work to begin in August.

COMMISSIONER’S REPORTS:

COMMISSIONER THOMAS reported that last Saturday was a great day with lots of activities throughout the community including Market on Main, Summer Fest, and a riverboat docking.

