

# CITY OF HENDERSON – RECORD BOOK

Record of Minutes of           A Regular           Meeting on           July 11, 2023          

A meeting of the Board of Commissioners of the City of Henderson, Kentucky, was held on Tuesday, July 11, 2023, at 4:20 p.m., prevailing time, (immediately following the special called disciplinary hearing) 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 Robert N. Pruitt, Sr.  
 Commissioner Nicholas E. Whitt (Via Zoom Panelist)  
 Commissioner Austin P. Vowels  
 Commissioner Rodney Thomas

ALSO PRESENT:

Mr. William L. “Buzzy” Newman, Jr., City Manager  
 Mrs. Dawn Kelsey, City Attorney  
 Ms. Maree Collins, City Clerk  
 Mrs. Holli Blanford, Public Information Officer  
 Mrs. Connie Galloway, Human Resources Director  
 Mr. Sean McKinney, Police Chief  
 Mr. Travis Owens, Assistant IT Director  
 Mr. Victor Carson, IT Network Administrator I  
 Mr. Wesley Gower, IT Programmer Analyst  
 Mrs. Monessa Brooks Bard  
 Mrs. Kristie Randolph  
 Mr. Briscoe Edwards, Police Officer

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APPROVAL OF CONSENT AGENDA:

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

<u>Minutes:</u>	June 13, 2023, Regular Meeting June 22, 2023 Called Work Session/Inner City Improvement Plan Progress Reports
<u>Resolutions:</u>	Res. 35 -23: Resolution Increasing Salary of City Manager By Two Percent (2%) Effective July 1, 2023
	Res. 36 -23: Resolution Approving Agreement With the Henderson City-County Airport Board Allocating \$172,230.00 for Airport Services and Authorizing Mayor to Execute Agreement
	Res. 37 -23: Resolution Approving Agreement With the Henderson, Kentucky Chamber of Commerce, Downtown Henderson Partnership Committee Allocating \$46,000.00 for Services in Support of Downtown Henderson and Authorizing Mayor to Execute Agreement
	Res. 38 -23: Resolution Approving Agreement With Henderson Economic Development Allocating \$60,000.00 for Services and Authorizing Mayor to Execute Agreement
	Res. 39 -23: Resolution Authorizing Funding for Henderson-Henderson County Planning Commission in the Amount of \$416,371.00

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Res. 40 -23: Resolution Authorizing Funding for City-County Human Rights Commission in the Amount of \$42,949.00

Res. 41 -23: Resolution Approving Community Development Block Grant Subrecipient Agreement With the Father Bradley Shelter for Women and Children, Inc. (SWC)

Res. 42 -23: Resolution Approving Agreement and Statement of Affiliation Between the Henderson City/County Rescue Squad, Inc., the City of Henderson, the County Of Henderson, and Henderson Emergency Management

Res. 43 -23: Resolution Approving a Second Addendum to the Interlocal Agreement Between Daviess County Fiscal Court and the City of Henderson for Solid Waste Disposal

Res. 44 -23: Resolution Approving Memorandum of Understanding Between the City of Henderson and The Kentucky Transportation Cabinet, Department of Highways, Including a Temporary Easement, for the Ky 812 Bridge Project at North Fork Canoe Creek

MOTION by Commissioner Pruitt, 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 Pruitt ----- Aye:      Commissioner Vowels --- Aye:  
Commissioner Whitt ----- Aye:      Commissioner Thomas --- Aye:  
Mayor Staton ----- Aye:

WHEREUPON, Mayor Staton declared the consent agenda items approved.

    /s/ Bradley S. Staton      
Bradley S. Staton, Mayor  
July 11, 2023

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

MAYOR STATON recused himself from voting on this item and requested that MAYOR PRO TEM VOWELS take over Mayoral duties as he excused himself from the dais.

RESOLUTION NO. 45-23:

RESOLUTION APPROVING MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND HENDERSON TOURIST COMMISSION REGARDING PERSONNEL FOR THE HENDERSON WELCOME CENTER GALLERY 101

MOTION by Commissioner Thomas, seconded by Commissioner Pruitt, to approve the Memorandum of Understanding with the Henderson Tourist Commission for Fiscal Year 2024 funding of personnel for the Henderson Welcome Center Gallery 101.

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

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

WHEREUPON, Mayor Staton declared the consent agenda items approved.

    /s/ Bradley S. Staton      
Bradley S. Staton, Mayor  
July 11, 2023

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

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CITY MANAGER’S REPORT: “Rezoning #1146 – 307 Center Street”

WILLIAM L. “BUZZY” NEWMAN, Jr., City Manager, reported that the Planning Commission has acted upon the request for rezoning for the property located at 307 Center Street, containing approximately 1.25 acres from Medium Density Residential District (R-2) to Central Business District (CBD) for the purpose of consolidation, after conducting public hearings and producing findings of fact at the called July 5, 2023, meeting. The Zoning Map Amendments shall become final on Thursday, July 27, 2023, unless an aggrieved party or the Board of Commissioners files written notice with the Planning Commission within the allotted twenty-one-day time period to have the Board of Commissioners make the final decision. The deadline for filing written notice is July 26, 2023.

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WILLIAM L. “BUZZY” NEWMAN, Jr., City Manager, reported that the City had received notification from Manuel Ball, Jagoe Homes VP of Land, requesting a 90-day extension on the land purchase contract due to complications causing delays in the design phase of the project. The delays are in part due to drainage issues and new U.S. Army Corp of Engineers Regulations that have not been clarified at this time.

MOTION by Commissioner Thomas, seconded by Commissioner Vowels, to approve the 90-day extension of the land purchase contract due in part to drainage issues and new U.S. Army Corp of Engineers Regulations that have not been clarified at this time.

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

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

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CITY ATTORNEY’S REPORT: “Zoning Ordinance Review – Distilleries”

DAWN KELSEY, City Attorney, reported the City had received a request from the developers of the proposed business to be located at the current HMPL site to add the definition of Distillery and to add Distilleries as a Conditional Uses in the Central Business District.

MOTION by Commissioner Thomas, seconded by Commissioner Pruitt to forward the proposed ordinance changes to the Planning Commission to conduct a public hearing and make recommendation.

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

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

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EXECUTIVE SESSION: “Personnel”

MOTION by Commissioner Thomas, seconded by Commissioner Vowels, that the Board of Commissioners go into Executive Session pursuant to the provisions of KRS 61.810(1)(f) for the purpose of discussion which might lead to the dismissal of an individual employee.

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

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

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

MEETING RECONVENED:

MOTION by Commissioner Pruitt, seconded by Commissioner Thomas, that the Board of Commissioners reconvene into regular session.

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

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

WHEREUPON, Mayor Staton reconvened the Board into regular session.

RESOLUTION NO. 47-23:

RESOLUTION TERMINATING EMPLOYMENT CONTRACT OF HEATH COX BY MUTUAL AGREEMENT

MOTION by Commissioner Thomas, seconded by Commissioner Pruitt, to approve the termination of the Employment Contract of Heath Cox by Mutual Agreement – Separation and Waiver Agreement to be presented at a future meeting.

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

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

WHEREUPON, Mayor Staton declared the consent agenda items approved.

    /s/ Bradley S. Staton      
Bradley S. Staton, Mayor  
July 11, 2023

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

MEETING ADJOURN:

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

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

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

WITHOUT OBJECTION, Mayor Staton declared the Meeting adjourned at approximately 4:52 p.m.

ATTEST: \_\_\_\_\_  
Bradley S. Staton, Mayor  
July 25, 2023

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Maree Collins, CKMC  
City Clerk