

CITY OF HENDERSON – RECORD BOOK

Record of Minutes of A Regular Meeting on January 25, 2022

A meeting of the Board of Commissioners of the City of Henderson, Kentucky, was held on Tuesday, January 25, 2022, 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 as the result of the state of emergency declared by the President of the United States, the Governor of Kentucky, and the Mayor of the city of Henderson due to the global COVID-19 pandemic, and in accordance with recommended and mandated precautions related to COVID-19 per the Kentucky Attorney General Opinion 20-05. The meeting was conducted in accordance with KRS 61.826 and SB150.

There were present Mayor Steve Austin presiding:

PRESENT:

Commissioner Bradley S. Staton
Commissioner Rodney Thomas
Commissioner Austin P. Vowels

ABSENT:

Commissioner Robert N. Pruitt, Sr.

ALSO PRESENT:

Mr. William L. “Buzzy” Newman, Jr., City Manager (via Zoom Panelist)
Ms. 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 and Recreation Director
Mr. Scott Foreman, Fire Chief
Ms. Jordan Webb, Emergency Communications Director (via Zoom Panelist)
Mr. Cory Agnew, HFD Driver/Engineer
Mr. Elijah Wright, HFD Firefighter
Mr. Isaac Damrath, HDF Firefighter-in-Training
Mr. Mark Doepel, Emergency Communications Officer
Mr. Ray Nix, Code Administrator
Mr. Sam Lingerfelt, Safety and Training Coordinator
Mrs. Donna Madden, Administrative Secretary
Mrs. Cindy Weiner, HFD Administrative Secretary
Mr. David Wright, Network Administrator II
Mr. Bill Raleigh, IT Support Specialist
Mr. Tom Williams, Henderson Water Utility General Manager
Mr. Mark Franklin, Dinsmore & Shohl LLP (via Zoom)
Mr. Kevin Patton, *the Gleaner*

PRESENTATION: “Recognition of Emergency Services Personnel”

SCOTT FOREMAN, Fire Chief, indicated that on January 12th the 9-1-1 Center received multiple calls reporting a structure fire, and then the Center received a very unusual call, from someone actually trapped in the basement of the burning building. Chief Foreman detailed how his department responded and how the communications officer handled getting valuable information on the person’s location and kept him talking and calm. Henderson is now part of a good statistic – one where the right equipment and personnel were ready and trained for to become one of the few statistics of survival.

JORDAN WEBB, Emergency Communications Director, thanked Mark for his dedication and professionalism indicating that he is always ready when a call comes in. She also praised all the responding agencies for the teamwork shown.

CITY OF HENDERSON – RECORD BOOK

Record of Minutes of A Regular Meeting on January 25, 2022

MAYOR AUSTIN, presented Certificates of Appreciation and CHIEF FOREMAN, presented the Henderson Fire Department Lifesaving Medal to CORY AGNEW, Driver/Engineer who was Acting Lieutenant on scene, ELIJAH WRIGHT, Firefighter who was Acting Driver/Engineer, and administered lifesaving first aid on scene, ISAAC DAMRATH, Firefighter-in-Training, and MARK DOEPEL, Emergency Communications Officer, for their actions that led to this successful rescue.

ORDINANCE NO. 01-22: SECOND READ

ORDINANCE AMENDING ARTICLE X-SIGNS AND OUTDOOR ADVERTISING DISPLAYS, EXHIBIT A-CITY OF HENDERSON SIGN ORDINANCE ZONING CHART

ORDINANCE AMENDING ARTICLE X-SIGNS AND OUTDOOR ADVERTISING DISPLAYS, EXHIBIT A-CITY OF HENDERSON SIGN ORDINANCE ZONING CHART, OF APPENDIX A-ZONING OF THE CODE OF ORDINANCES OF THE CITY OF HENDERSON

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

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

Commissioner Staton ---- Aye:
Commissioner Thomas--- Aye:
Commissioner Vowels --- Aye:
Commissioner Pruitt ----- Absent:
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
January 25, 2022

ATTEST:

Maree Collins, CKMC, City Clerk _____

ORDINANCE NO. 02-22: SECOND READ

ORDINANCE REPEALING THE EMPLOYEE MANUAL FROM ORDINANCES OF THE CITY OF HENDERSON

ORDINANCE REPEALING THE EMPLOYEE MANUAL FROM ORDINANCES OF THE CITY OF HENDERSON IN PREPARATION OF BEING ADOPTED AS A MUNICIPAL ORDER

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

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

Commissioner Staton ---- Aye:
Commissioner Thomas--- Aye:
Commissioner Vowels --- Aye:
Commissioner Pruitt ----- Absent:
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
January 25, 2022

ATTEST:

Maree Collins, CKMC, City Clerk _____

CITY OF HENDERSON – RECORD BOOK

Record of Minutes of A Regular Meeting on January 25, 2022

ORDINANCE NO. 03-22: SECOND READ

ORDINANCE ADOPTING UPDATED CHAPTERS OF THE HENDERSON CITY-COUNTY COMPREHENSIVE PLAN

ORDINANCE ADOPTING UPDATED CHAPTER TWO-POPULATION DATA & DEMOGRAPHICS, AND CHAPTER THREE-ECONOMIC DATA & DEMOGRAPHICS, OF THE HENDERSON CITY-COUNTY COMPREHENSIVE PLAN

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

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

- Commissioner Staton ---- Aye:
- Commissioner Thomas--- Aye:
- Commissioner Vowels --- Aye:
- Commissioner Pruitt ----- Absent:
- 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
January 25, 2022

ATTEST:

Maree Collins, CKMC, City Clerk _____

ORDINANCE NO. 04-22: FIRST READ

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE CITY OF HENDERSON, KENTUCKY, AUTHORIZING THE ISSUANCE OF \$320,000,000 AGGREGATE MAXIMUM PRINCIPAL AMOUNT OF ITS EXEMPT FACILITIES REVENUE BONDS (PRATT PAPER (KY), LLC PROJECT), SERIES 2022A AND B; AUTHORIZING THE PROCEEDS OF THE SERIES 2022 BONDS TO BE MADE AVAILABLE TO PRATT PAPER (KY), LLC, A DELAWARE LIMITED LIABILITY COMPANY, FOR THE PURPOSE OF FINANCING THE ACQUISITION, CONSTRUCTION, INSTALLATION, AND EQUIPPING OF AN INDUSTRIAL BUILDING; APPROVING THE SALE OF THE SERIES 2022 BONDS TO BOFA SECURITIES, INC., AS THE PURCHASER THEREOF; APPROVING AND AUTHORIZING THE EXECUTION AND DELIVERY OF ONE OR MORE LEASE AGREEMENTS, AN INDENTURE OF TRUST, ONE OR MORE BOND PURCHASE AGREEMENTS, A PILOT AGREEMENT, AND OTHER RELATED DOCUMENTS; APPROVING A PRELIMINARY OFFICIAL STATEMENT AND AN OFFICIAL STATEMENT; AND AUTHORIZING FURTHER ACTION BY CITY OFFICIALS AND DIRECTING THEM TO TAKE ALL NECESSARY ACTION TO EFFECTUATE THE INTENT AND PURPOSE OF THIS ORDINANCE

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

DAWN KELSEY, City Attorney, gave a brief overview of the bond issuance and introduced Bond Counsel, Mark Franklin.

MARK FRANKLIN, Bond Counsel with Dinsmore Shohl, LLP, explained that the bonds have two purposes – property tax abatement and payments in lieu of taxes to agencies other than the City and the County for the first twenty years - thereafter all agencies will receive property tax payments. Bonds will be sold on the public market and will be tax exempt under federal statutes to finance the project. He explained that because of federal bond volume cap limitations, two series, A and B will be issued, both will be tax exempt.

CITY OF HENDERSON – RECORD BOOK

Record of Minutes of A Regular Meeting on January 25, 2022

It was reiterated that the issuance of these bonds does not affect the City’s ability to issue bonds or its bond rating, and a public hearing is scheduled for next meeting before second reading of this ordinance, in compliance with federal guidelines.

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

- Commissioner Staton ---- Aye:
- Commissioner Thomas--- Aye:
- Commissioner Vowels --- Aye:
- Commissioner Pruitt ----- Absent:
- Mayor Austin ----- Aye:

WHEREUPON, Mayor Austin 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. 03-22:

MUNICIPAL ORDER ADOPTING THE CITY OF HENDERSON EMPLOYEE MANUAL

MOTION by Commissioner Staton, seconded by Commissioner Vowels, to adopt the City of Henderson employee manual.

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

- Commissioner Staton ---- Aye:
- Commissioner Thomas--- Aye:
- Commissioner Vowels --- Aye:
- Commissioner Pruitt ----- Absent:
- 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
January 25, 2022

ATTEST:

Maree Collins, CKMC, City Clerk_____

RESOLUTION NO. 01-22:

RESOLUTION APPROVING LETTER OF NO OBJECTION TO NATIONAL PARK SERVICE REGARDING THE SUBMISSION OF AN HISTORIC PRESERVATION CERTIFICATION APPLICATION BY THE HENDERSON BOYS & GIRLS CLUB FOR THE PURPOSE OF REHABILITATION OF PROPERTY LOCATED AT 735 NORTH ELM STREET AND AUTHORIZING MAYOR TO SIGN LETTER ON BEHALF OF THE CITY

MOTION by Commissioner Staton, seconded by Commissioner Thomas, approving the letter of no objection to the National Park Service regarding the submission of an historic preservation certification application by the Henderson Boys & Girls Club for the purpose of rehabilitation of property located at 735 North Elm Street.

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

- Commissioner Staton ---- Aye:
- Commissioner Thomas -- Aye:
- Commissioner Vowels --- Aye:
- Commissioner Pruitt ----- Absent:
- Mayor Austin ----- Aye:

CITY OF HENDERSON – RECORD BOOK

Record of Minutes of _____ *A Regular* _____ *Meeting on* _____ January 25, 2022

WITHOUT OBJECTION, Mayor Austin declared the Meeting adjourned at approximately 3:30 p.m.

ATTEST:

Steve Austin, Mayor
October 25, 2022

Maree Collins, CKMC
City Clerk