

CITY OF HENDERSON – RECORD BOOK

Record of Minutes of _____ *A Special Called* _____ *Meeting on* _____ July 17, 2018

A special called meeting of the Board of Commissioners of the City of Henderson, Kentucky, was held on Tuesday, July 17, 2017, at 5:00 p.m., prevailing time, in the third floor Assembly Room located in the Municipal Center Building at 222 First Street, Henderson, Kentucky.

There were present Mayor Steve Austin presiding:

PRESENT:

Commissioner Patti Bugg
 Commissioner Robert N. Pruitt, Sr.
 Commissioner Bradley S. Staton
 Commissioner Austin P. Vowels

ALSO PRESENT:

Mr. William L. “Buzzy” Newman, Jr., City Manager
 Mrs. Dawn Kelsey, City Attorney
 Mrs. Jennifer Latimer, Acting City Clerk
 Mrs. Donna Stinnett, Community Relations Manager/Public Information Officer
 Mr. Robert Gunter, Finance Director
 Mrs. Connie Galloway, Human Resource Director
 Mr. Chris Heimgartner, HMPL General Manager
 Mr. Randal Redding, HMPL Attorney
 Mr. Doug White, *the Gleaner*
 Channel 44 News

EXECUTIVE SESSION: Purchase and/or Sale Real Property and Pending Litigation

MOTION by Commissioner Bugg, seconded by Commissioner Staton, to go into Executive Session pursuant to KRS 61.810 (1) (b) for the purpose of deliberation on the possible future purchase of real estate located in the vicinity of Highway 60 and Wathen Lane, in that publicity would likely affect the value of the property to be acquired for public use. Also, pursuant to KRS 61.810 (1) (c) for the purpose of discussion of pending litigation against the City of Henderson and Henderson Municipal Power and Light by Big Rivers Electric Corporation with possible action.

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

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

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

MEETING RECONVENED:

MOTION by Commissioner Pruitt, seconded by Commissioner Bugg, the Board of Commissioners reconvened in regular session.

CITY OF HENDERSON – RECORD BOOK

Record of Minutes of A Special Called Meeting on July 17, 2018

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

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

WHEREUPON, Mayor Austin reconvened the Board into regular session.

RESOLUTION NO. 39-18:

RESOLUTION AUTHORIZING CHRIS HEIMGARTNER, GENERAL MANAGER OF HENDERSON MUNICIPAL POWER & LIGHT, AND STEVE AUSTIN, THE MAYOR OF THE CITY OF HENDERSON, TO NEGOTIATE WITH BIG RIVERS ELECTRIC CORPORATION AND TO TAKE ANY AND ALL ACTION NECESSARY TO PROTECT THE CITY’S AND HMP&L’S INTERESTS RELATED TO THE RETIREMENT, DISCONTINUANCE AND/OR DECOMMISSIONING OF HENDERSON STATION TWO AND ITS FACILITY, INCLUDING NEGOTIATING AND ENTERING INTO A CAPACITY AND ENERGY SUPPLY CONTRACT WITH BIG RIVERS ELECTRIC CORPORATION [BREC]

MOTION by Commissioner Vowels, seconded by Commissioner Staton, to adopt the resolution authorizing HMP&L’s General Manager, Chris Heimgartner, and Mayor Austin to negotiate with Big Rivers Electric Corporation and to take any and all action necessary to protect the City’s and HMP&L’s interests related to the retirement, discontinuance and/or decommissioning of Henderson Station Two and its facility, including negotiating and entering into a capacity and energy supply contract with Big Rivers Electric Corporation.

COMMISSIONER PRUITT indicated that it was his belief that our Utility Board, HMPL staff, as well as this legislative body let the people of Henderson down during negotiations with Big Rivers over the sale of excess power from the plant over the years of the contract. He stated that those funds could have been used to revamp Station Two equipment so that the citizens would be in control of their own destiny.

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

- Commissioner Bugg ----- Aye:
- Commissioner Vowels ----- Aye:
- Commissioner Staton ----- Aye:
- Commissioner Pruitt ----- Nay:
- 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
July 17, 2018

ATTEST:
Maree Collins, City Clerk _____

REVIEW AND DISCUSSION OF THE POLICE CHIEF ADVISORY COMMITTEE:

WILLIAM L. “BUZZY” NEWMAN, JR. reported that he received feedback from members of the Henderson Police department as well as a representative from the Fraternity of Police regarding the fact that only one representative from the police department was on the Police Chief Advisory Committee. He stated that upon reflection and review of the composition of former Police Chief Advisory Committees, it is his recommendation to add one additional supervisory HPD officer to the Police Chief Advisory Committee.

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MOTION by Commissioner Bugg, seconded by Commissioner Staton, to add one supervisory HPD officer to the Police Chief Advisory Committee upon recommendation of the City Manager.

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

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

WHEREUPON, Mayor Austin declared the motion approved.

MEETING ADJOURN:

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

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

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

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

ATTEST:

Steve Austin, Mayor
August 14, 2018

Maree Collins, City Clerk