



AGENDA

- 1. CALL TO ORDER BY MAYOR KEVIN COTTON**
- 2. PLEDGE OF ALLEGIANCE**
- 3. INVOCATION**
- 4. ROLL CALL**
- 5. APPROVAL OF MINUTES**
 - A. Minutes of August 4, 2025
- 6. APPROVAL OF BILLS AND PAYROLL**
 - A. Bills and Payroll
- 7. DEPARTMENT REPORTS**
 - A. Fire Department Report
- 8. NEW BUSINESS**
 - A. First Reading Ordinances
 - A. An Ordinance amending Chapter 96 of the Code of Ordinances of the City of Madisonville (Relating to Property and Tangible Tax)
 - B. Second Reading of Ordinances
 - A. An Ordinance amending Chapter 92.03 of the City of Madisonville Code of Ordinances relating to certain conditions declared a nuisance.
 - B. An Ordinance amending Chapter 37 of the City of Madisonville Code of Ordinances relating to boards, commissions and authorities
 - C. An Ordinance amending Chapter 156 of the City of Madisonville Code of Ordinances relating to appeals from the board of adjustments and action by city council on zoning map amendments
 - C. Closed Session pursuant to KRS 61.810(c) Discussion of proposed or pending litigation against or on behalf of the public agency
- 9. ADJOURNMENT**



MINUTES

1. **CALL TO ORDER BY MAYOR KEVIN COTTON**

2. **PLEDGE OF ALLEGIANCE**

3. **INVOCATION**

Frank Stevenson

4. **ROLL CALL**

Present: Council Member Misty Cavanaugh, City Council Member Marvin Hightower, Council Member Adam Townsend, City Council Member Larry Noffsinger, Council Member Frank Stevenson, City Council Member Glenda Wade

Absent:

5. **APPROVAL OF MINUTES**

A. Minutes of July 21, 2025

RESULT: Approval of the July 21, 2025 minutes

MOVER: City Council Member Larry Noffsinger

SECONDER: Council Member Adam Townsend

AYES: Misty Cavanaugh, Marvin Hightower, Adam Townsend, Larry Noffsinger, Frank Stevenson, Glenda Wade

NOES: None

ABSTAIN: None

B. Minutes of Special Called Meeting on July 25, 2025

RESULT: Approval of July 25, 2025 Special Called meeting minutes

MOVER: City Council Member Larry Noffsinger

SECONDER: Council Member Frank Stevenson

AYES: Misty Cavanaugh, Marvin Hightower, Adam Townsend, Larry Noffsinger, Frank Stevenson, Glenda Wade

NOES: None

ABSTAIN: None

6. **APPROVAL OF BILLS AND PAYROLL**

A. Bills and Payroll

RESULT: Approval of bills and payroll
MOVER: Council Member Frank Stevenson
SECONDER: City Council Member Larry Noffsinger
AYES: Misty Cavanaugh, Marvin Hightower, Adam Townsend, Larry Noffsinger, Frank Stevenson, Glenda Wade
NOES: None
ABSTAIN: None

7. DEPARTMENT REPORTS

- A. Zoning Report - June & July
Presented by Mandy Todd
B. Business License Report

8. COUNCIL COMMITTEE REPORTS

- A. Discussion of Tourism Advisory Board Report

RESULT: Motion to allocate \$25,000 to the Madisonville Salutes Event
MOVER: Council Member Adam Townsend
SECONDER: City Council Member Larry Noffsinger
AYES: Misty Cavanaugh, Marvin Hightower, Adam Townsend, Larry Noffsinger, Frank Stevenson, Glenda Wade
NOES: None
ABSTAIN: None

RESULT: Motion to allocate up to \$500,000 to the 2026 4th Fest and Praise in the Park
MOVER: Council Member Adam Townsend
SECONDER: City Council Member Frank Stevenson
AYES: Marvin Hightower, Adam Townsend, Larry Noffsinger, Frank Stevenson, Glenda Wade
NOES: Misty Cavanaugh
ABSTAIN: None

RESULT: Motion to allocate up to \$25,000 for 2026 fireworks
MOVER: Council Member Adam Townsend
SECONDER: City Council Member Larry Noffsinger
AYES: Misty Cavanaugh, Marvin Hightower, Adam Townsend, Larry Noffsinger, Frank Stevenson, Glenda Wade
NOES: None
ABSTAIN: None

RESULT: Motion to allocate up to \$440,000 to purchase property at 1701 Forefar Lane, Madisonville, KY
MOVER: Council Member Adam Townsend
SECONDER: City Council Member Frank Stevenson
AYES: Misty Cavanaugh, Marvin Hightower, Larry Noffsinger, Frank Stevenson, Glenda Wade
NOES: Adam Townsend
ABSTAIN: None

9. NEW BUSINESS

A. Second Reading of Ordinances

- A. An Ordinance amending the classification and compensation plan as approved in Ordinance 2025-6

RESULT: Approval of amendment to the classification and compensation plan as approved in Ordinance 2025-6
MOVER: City Council Member Marvin Hightower
SECONDER: Council Member Adam Townsend
AYES: Misty Cavanaugh, Marvin Hightower, Adam Townsend, Larry Noffsinger, Frank Stevenson, Glenda Wade
NOES: None
ABSTAIN: None

B. First Reading Ordinances

- A. Ordinance amending Chapter 92.03 relating to certain conditions declared a nuisance

Second reading will be held on August 18, 2025.

- B. Ordinance amending Chapter 37 relating to boards, commissions and authorities

Second reading will be held on August 18, 2025.

- C. Ordinance amending Chapter 156 relating to appeals from the board of adjustments and action by City Council on Zoning Map Amendments

Second reading will be held on August 18, 2025.

C. Resolutions

- A. Resolution of City of Madisonville for filing of a funding application and appointing Mayor Kevin Cotton as Official Project Representative of Kentucky Water and Wastewater Assistance for Troubled or Economically Restrained Systems

RESULT: Motion for City of Madisonville to file a funding application and appoint Mayor Kevin Cotton as Official Project Representative of Kentucky Water and Wastewater Assistance for Troubled or Economically Restrained Systems

MOVER: City Council Member Larry Noffsinger
SECONDER: Council Member Frank Stevenson
AYES: Misty Cavanaugh, Marvin Hightower, Adam Townsend, Larry Noffsinger, Frank Stevenson, Glenda Wade
NOES: None
ABSTAIN: None

- B. Resolution to enter into a Statewide Emergency Mutual Aid and Assistance Agreement

RESULT: Motion to enter into a Statewide Emergency Mutual Aid and Assistance Agreement
MOVER: City Council Member Marvin Hightower
SECONDER: Council Member Adam Townsend
AYES: Misty Cavanaugh, Marvin Hightower, Adam Townsend, Larry Noffsinger, Frank Stevenson, Glenda Wade
NOES: None
ABSTAIN: None

- C. Resolution authorizing the Mayor to sign special warranty deed, termination of lease and all necessary paperwork for Land O' Frost

RESULT: Motion to authorize the Mayor to sign special warranty deed, termination of lease and all necessary paperwork for Land O' Frost
MOVER: Council Member Adam Townsend
SECONDER: City Council Member Larry Noffsinger
AYES: Misty Cavanaugh, Marvin Hightower, Adam Townsend, Larry Noffsinger, Frank Stevenson, Glenda Wade
NOES: None
ABSTAIN: None

- D. Resolution authorizing Mayor Kevin Cotton to Sign all necessary paperwork for Delta Regional Authority Grant

RESULT: Motion to approve the resolution to accept Delta Regional Authority Grant
MOVER: Council Member Frank Stevenson
SECONDER: City Council Member Larry Noffsinger
AYES: Misty Cavanaugh, Marvin Hightower, Adam Townsend, Larry Noffsinger, Frank Stevenson, Glenda Wade
NOES: None
ABSTAIN: None

RESULT: Motion to designate and appoint Mayor Kevin Cotton to perform all duties and administration of said award
MOVER: Council Member Adam Townsend
SECONDER: City Council Member Larry Noffsinger
AYES: Misty Cavanaugh, Marvin Hightower, Adam Townsend, Larry Noffsinger, Frank Stevenson, Glenda Wade

NOES: None
ABSTAIN: None

RESULT: Motion to provide an additional amount of \$334,400 from the Kentucky Cabinet for Economic Development grant
MOVER: Council Member Frank Stevenson
SECONDER: City Council Member Adam Twonsend
AYES: Misty Cavanaugh, Marvin Hightower, Adam Townsend, Larry Noffsinger, Frank Stevenson, Glenda Wade
NOES: None
ABSTAIN: None

RESULT: Motion that in the event of administration change, the new mayor shall continue to have such authority under this resolution
MOVER: Council Member Larry Noffsinger
SECONDER: City Council Member Marvin Hightower
AYES: Misty Cavanaugh, Marvin Hightower, Adam Townsend, Larry Noffsinger, Frank Stevenson, Glenda Wade
NOES: None
ABSTAIN: None

- E. Resolution authorizing Mayor Kevin Cotton to sign all necessary paperwork for the Kentucky Cabinet for Economic Development Grant

RESULT: Motion to authorize Mayor Kevin Cotton to sign all necessary paperwork for the Kentucky Cabinet for Economic Development Grant
MOVER: Council Member Frank Stevenson
SECONDER: City Council Member Larry Noffsinger
AYES: Misty Cavanaugh, Marvin Hightower, Adam Townsend, Larry Noffsinger, Frank Stevenson, Glenda Wade
NOES: None
ABSTAIN: None

- F. Resolution to surplus equipment of Transportation Department

RESULT: Motion to surplus equipment of Transportation Department
MOVER: Council Member Adam Townsend
SECONDER: City Council Member Marvin Hightower
AYES: Misty Cavanaugh, Marvin Hightower, Adam Townsend, Larry Noffsinger, Frank Stevenson, Glenda Wade
NOES: None
ABSTAIN: None

- G. Resolution to declare sanitation department vehicles and equipment as surplus property

RESULT: Motion to declare sanitation department vehicles and equipment as surplus property

MOVER: City Council Member Larry Noffsinger
SECONDER: City Council Member Marvin Hightower
AYES: Misty Cavanaugh, Marvin Hightower, Adam Townsend, Larry Noffsinger, Frank Stevenson, Glenda Wade
NOES: None
ABSTAIN: None

D. Item for Discussion

- A. Permission for utility connection outside city limits: Water service for 431 Osborne Lane, Madisonville, Kentucky

RESULT: Approval of water service at 431 Osborne Lane, Madisonville, Kentucky
MOVER: City Council Member Larry Noffsinger
SECONDER: City Council Member Glenda Wade
AYES: Misty Cavanaugh, Marvin Hightower, Adam Townsend, Larry Noffsinger, Frank Stevenson, Glenda Wade
NOES: None
ABSTAIN: None

E. Closed Session pursuant to KRS 61.810(c) Discussion of proposed or pending litigation against or on behalf of the public agency

RESULT: Motion to go into closed session
MOVER: Council Member Frank Stevenson
SECONDER: City Council Member Adam Townsend
AYES: Misty Cavanaugh, Marvin Hightower, Adam Townsend, Larry Noffsinger, Frank Stevenson, Glenda Wade
NOES: None
ABSTAIN: None

RESULT: Motion to come out of closed session
MOVER: Council Member Frank Stevenson
SECONDER: City Council Member Marvin Hightower
AYES: Misty Cavanaugh, Marvin Hightower, Adam Townsend, Larry Noffsinger, Frank Stevenson, Glenda Wade
NOES: None
ABSTAIN: None

10. ADJOURNMENT

RESULT: Adjourn
MOVER: Council Member Adam Townsend
SECONDER: City Council Member Larry Noffsinger
AYES: Misty Cavanaugh, Marvin Hightower, Adam Townsend, Larry Noffsinger, Frank Stevenson, Glenda Wade
NOES: None

ABSTAIN: None

	A	B	C	E
1			Bills and Payroll for Council Meeting 08/18/25	
2	Co#		Fund Name	
3	100		General Fund 08/01/25	\$ 210,007.29
4			08/08/25	\$ 245,654.66
5				
6				
7			Total General Fund	\$ 455,661.95
8	190		Sanitation 08/01/25	\$ 20,248.33
9			08/08/25	\$ 100,499.80
10				
11				
12			Total Sanitation	\$ 120,748.13
13	195		Maintenance 08/01/25	
14				
15				
16				
17			TOTAL MAINTENANCE	\$ -
18	200		Electric/Utility Office 08/01/25	\$ 100,600.39
19			08/08/25	\$ 8,763.35
20				
21				
22			Total Electric/Utility Office	\$ 109,363.74
23	210		Water and Filter 08/01/25	\$ 233,217.73
24			08/08/25	\$ 92,795.31
25				
26				
27			Total Water Filter	\$ 326,013.04
28	210		Waste Water Collection and Treatment 08/01/25	\$ 827,814.22
29			08/08/25	\$ 136,574.97
30				
31				
32			Total Wastewater Collection and Treatment	\$ 964,389.19
33				
34	Co#	Dept #	Department Name	Amount
35	100	Various	Governmental	\$ 60,605
36	100	2100	Police	\$ 216,478
37	100	2300	Fire	\$ 180,293
38	100	3300	Transportation	\$ 33,509
39	100	5000	Cemetery	\$ 3,451
40	100	7000	Park	\$ 31,101
41	190	3100	Sanitation	\$ 50,321
42		3200	Maintenance Garage	\$ 9,014
43	200	1000/4500	Light Fund	\$ 99,122
44	200	2000	Wastewater Treatment	\$ 21,919
45	200	2001	Wastewater Collection	\$ 38,728
46	200	4700/4600	Water and Filter	\$ 65,896
47			Total Payroll	\$ 810,437
48			Number of Employees Paid August 15, 2025	
49			See next page	

CMP	DEPT	NAME	DATE	TOTAL	FULL	PART
100	1100	ELECTED OFFICIALS	8/15/25	7	1	6
100	1200	ADMINISTRATION	8/15/25	9	8	1
100	1400	FINANCE	8/15/25	7	6	1
100	1500	CITY CLERK	8/15/25	2	2	
100	1600	AIRPORT	8/15/25	6	5	1
100	1700	ZONING	8/15/25	2	2	
100	1800	HUMAN RESOURCES	8/15/25	4	4	
100	2100	POLICE DEPT-MADISONVILLE	8/15/25	58	52	6
100	2150	POLICE FICA	8/15/25	5	3	2
100	2151	DISPATCH	8/15/25	16	16	
100	2200	ALCOHOLIC BEVERAGE CONTROL	8/15/25	1	1	
100	2300	FIRE DEPT-MADISONVILLE	8/15/25	67	67	
100	2350	FIRE FICA/NON HAZARDOUS	8/15/25	1	1	
100	2400	RESTAURANT TAX	8/15/25	1	1	
100	3300	TRANSPORTATION DEPT	8/15/25	19	18	1
100	5000	CEMETERY DEPARTMENT	8/15/25	2	2	
100	7000	PARK DEPARTMENT	8/15/25	21	12	9
100	7100	POOL EMPLOYEES	8/15/25	10		10
100	7200	MAHR PARK	8/15/25	11	6	5
190	3100	SANITATION DEPARTMENT	8/15/25	28	28	
190	3200	MAINTENANCE SHOP	8/15/25	4	4	
200	1000	UTILITY OFFICE	8/15/25	14	14	
200	4500	LIGHT DISTRIBUTION DEPT	8/15/25	21	21	
210	2000	WASTEWATER TREATMENT	8/15/25	9	9	
210	2001	WASTEWATER COLLECTION	8/15/25	19	19	
210	2002	ENGINEERING & STORMWATER	8/15/25	7	5	2
211	4600	FILTER DEPARTMENT	8/15/25	12	12	
211	4700	WATER DEPARTMENT	8/15/25	19	19	
		Totals		382	338	44

CMP	DEPT	NAME	REGULAR	OVERTIME	SPC-OVT	TOTAL
100	1100	ELECTED OFFICIALS	7,221.20	.00	.00	7,221.20
100	1200	ADMINISTRATION	22,089.57	380.57	.00	22,470.14
100	1400	FINANCE	17,454.94	68.85	.00	17,523.79
100	1500	CITY CLERK	4,487.63	37.08	.00	4,524.71
100	1700	ZONING	4,309.46	.00	.00	4,309.46
100	1900	CITY ENGINEER	.00	.00	.00	.00
100	2200	ALCOHOLIC BEVERAGE	2,433.85	.00	.00	2,433.85
100	2400	RESTAURANT TAX	2,121.79	.00	.00	2,121.79
		Total Government	60,118.44	486.50	.00	60,604.94
100	2100	POLICE DEPT-MADISO	168,879.38	38,348.38	.00	207,227.76
100	2150	POLICE FICA	8,174.63	1,075.94	.00	9,250.57
		Total Police	177,054.01	39,424.32	.00	216,478.33
100	2300	FIRE DEPT-MADISONV	124,798.98	49,548.82	4,444.07	178,791.87
100	2350	FIRE FICA/NON HAZA	1,500.80	.00	.00	1,500.80
		Total Fire	126,299.78	49,548.82	4,444.07	180,292.67
100	2400	RESTAURANT TAX	.00	.00	.00	.00
		Total Restaurant T	.00	.00	.00	.00
100	3300	TRANSPORTATION DEP	32,517.99	991.02	.00	33,509.01
		Total Transportati	32,517.99	991.02	.00	33,509.01
100	5000	CEMETERY DEPARTMEN	3,357.60	92.94	.00	3,450.54
		Total Cemetery	3,357.60	92.94	.00	3,450.54
100	7000	PARK DEPARTMENT	24,429.13	1,905.57	.00	26,334.70
100	7100	POOL EMPLOYEES	4,765.98	.00	.00	4,765.98
		Total Park	29,195.11	1,905.57	.00	31,100.68
190	3100	SANITATION DEPARTM	49,391.02	929.85	.00	50,320.87
		Total Sanitation	49,391.02	929.85	.00	50,320.87
190	3200	MAINTENANCE SHOP	8,226.32	787.86	.00	9,014.18
195	3200	MAINTENANCE GARAGE	.00	.00	.00	.00
		Total Maintenance	8,226.32	787.86	.00	9,014.18
200	1000	UTILITY OFFICE	26,650.00	354.33	.00	27,004.33
200	1001	METER READING	.00	.00	.00	.00
200	4500	LIGHT DISTRIBUTION	71,203.79	914.22	.00	72,118.01
		Total Utility Offi	97,853.79	1,268.55	.00	99,122.34
210	2000	WASTEWATER TREATME	21,144.14	774.90	.00	21,919.04
210	2001	WASTEWATER COLLECT	37,269.99	1,457.92	.00	38,727.91
		Total Wastewater T	58,414.13	2,232.82	.00	60,646.95
211	4600	FILTER DEPARTMENT	22,758.90	2,085.17	.00	24,844.07
211	4700	WATER DEPARTMENT	35,683.02	5,369.03	.00	41,052.05
		Total Water	58,441.92	7,454.20	.00	65,896.12
330	6000	MADISONVILLE SPORT	.00	.00	.00	.00
		Total Sports Comp	.00	.00	.00	.00
		Grand Totals	700,870.11	105,122.45	4,444.07	810,436.63

CMP	DEPT	NAME	REGULAR	OVERTIME	SPC-OVT	TOTAL
100	1100	ELECTED OFFICIALS	.00	.00	.00	.00
100	1200	ADMINISTRATION	150.66	16.75	.00	167.41
100	1400	FINANCE	229.25	2.00	.00	231.25
100	1500	CITY CLERK	80.00	1.50	.00	81.50
100	1700	ZONING	70.00	.00	.00	70.00
100	1900	CITY ENGINEER	.00	.00	.00	.00
100	2200	ALCOHOLIC BEVERAGE	.00	.00	.00	.00
100	2400	RESTAURANT TAX	.00	.00	.00	.00
		Total Government	529.91	20.25	.00	550.16
100	2100	POLICE DEPT-MADISO	4,548.13	790.25	.00	5,338.38
100	2150	POLICE FICA	343.00	29.00	.00	372.00
		Total Police	4,891.13	819.25	.00	5,710.38
100	2300	FIRE DEPT-MADISONV	5,158.00	1,909.50	148.25	7,215.75
100	2350	FIRE FICA/NON HAZA	80.00	.00	.00	80.00
		Total Fire	5,238.00	1,909.50	148.25	7,295.75
100	2400	RESTAURANT TAX	.00	.00	.00	.00
		Total Restaurant T	.00	.00	.00	.00
100	3300	TRANSPORTATION DEP	1,422.25	35.75	.00	1,458.00
		Total Transportati	1,422.25	35.75	.00	1,458.00
100	5000	CEMETERY DEPARTMEN	82.71	4.00	.00	86.71
		Total Cemetery	82.71	4.00	.00	86.71
100	7000	PARK DEPARTMENT	1,060.50	78.75	.00	1,139.25
100	7100	POOL EMPLOYEES	438.25	.00	.00	438.25
		Total Park	1,498.75	78.75	.00	1,577.50
190	3100	SANITATION DEPARTM	2,174.25	30.50	.00	2,204.75
		Total Sanitation	2,174.25	30.50	.00	2,204.75
190	3200	MAINTENANCE SHOP	325.50	21.75	.00	347.25
195	3200	MAINTENANCE GARAGE	.00	.00	.00	.00
		Total Maintenance	325.50	21.75	.00	347.25
200	1000	UTILITY OFFICE	806.08	12.50	.00	818.58
200	1001	METER READING	.00	.00	.00	.00
200	4500	LIGHT DISTRIBUTION	1,637.83	15.00	.00	1,652.83
		Total Utility Offi	2,443.91	27.50	.00	2,471.41
210	2000	WASTEWATER TREATME	689.50	20.00	.00	709.50
210	2001	WASTEWATER COLLECT	1,385.85	48.25	.00	1,434.10
		Total Wastewater T	2,075.35	68.25	.00	2,143.60
211	4600	FILTER DEPARTMENT	884.78	55.75	.00	940.53
211	4700	WATER DEPARTMENT	1,377.44	151.75	.00	1,529.19
		Total Water	2,262.22	207.50	.00	2,469.72
330	6000	MADISONVILLE SPORT	.00	.00	.00	.00
		Total Sports Comp	.00	.00	.00	.00
		Grand Totals	22,943.98	3,223.00	148.25	26,315.23

Madisonville Fire Department

Monthly Report

July 2025

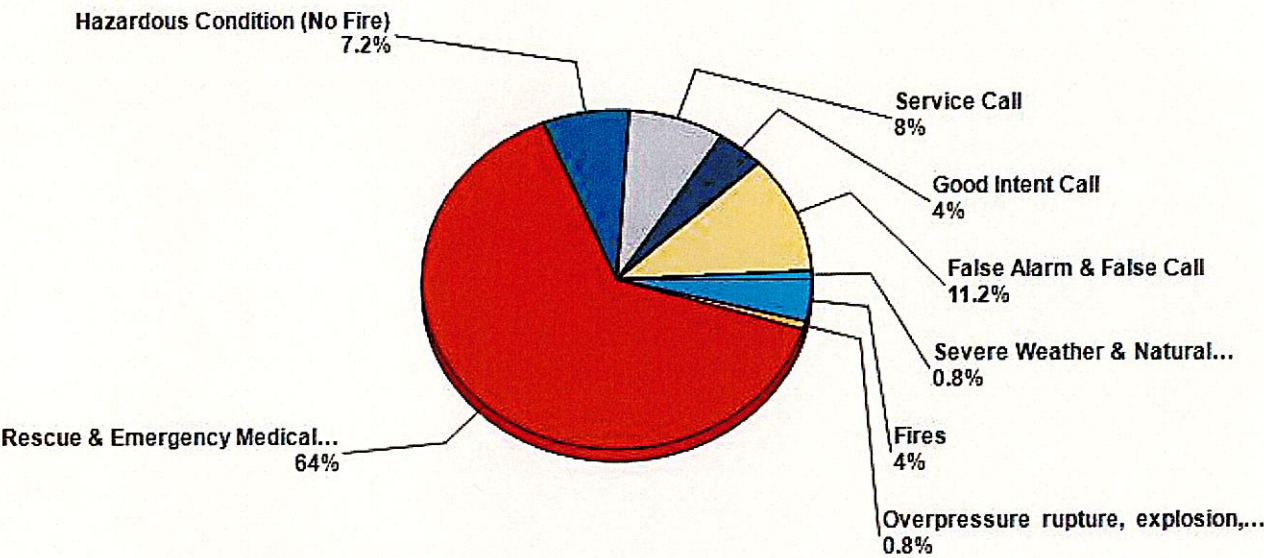


INCIDENT TYPE	# INCIDENTS	
MEDICAL	80	
FIRE	45	
TOTAL	125	
# OVERLAPPING	% OVERLAPPING	
23	18.4	
PRE-INCIDENT VALUE	LOSSES	
\$327,000.00	\$21,000.00	
DISPATCH TO RESPONDING (AVG: 1 min 55 sec)		
	MEDICAL	FIRE
Station #1	1 min 50 sec	2 min 17 sec
Station #2	1 min 53 sec	1 min 33 sec
Station #3	1 min 30 sec	2 min 24 sec
Station #4	1 min 52 sec	1 min 53 sec
DISPATCH TO ARRIVAL (AVG: 5 min 5 sec)		
	MEDICAL	FIRE
Station #1	5 min 04 sec	4 min 27 sec
Station #2	4 min 52 sec	3 min 26 sec
Station #3	4 min 59 sec	5 min 52sec
Station #4	6 min 23 sec	6 min 24 sec
AVERAGE TIME ON SCENE	Monthly Training Hours	
21 min 19 sec	1,448 hrs	
INSPECTIONS		
Pre-Incident Inspections	51	
Fire Prevention Inspections	12	
Code Enforcement Cases	346	
COMMUNITY OUTREACH		
Community Programs	22	
Smoke Alarms Issued	2	
Adult Contacts	3,820	
Child Contacts	746	

Madisonville Fire Department

Incident Breakdown by Type

July 2025



MAJOR INCIDENT TYPE	# INCIDENTS	% of TOTAL
Fires	5	4.00%
Overpressure rupture, explosion, overhear - no fire	1	0.80%
Rescue & Emergency Medical Service	80	64.00%
Hazardous Condition (No Fire)	9	7.20%
Service Call	10	8.00%
Good Intent Call	5	4.00%
False Alarm & False Call	14	11.20%
Severe Weather & Natural Disaster	1	0.80%
TOTAL	125	100.00%

Madisonville Fire Department

Incident Breakdown by Type

July 2025



INCIDENT TYPE	# INCIDENTS	% of TOTAL
111 - Building fire	2	1.6%
113 - Cooking fire, confined to container	1	0.8%
118 - Trash or rubbish fire, contained	1	0.8%
160 - Special outside fire, other	1	0.8%
200 - Overpressure rupture, explosion, overheat other	1	0.8%
311 - Medical assist, assist EMS crew	69	55.2%
322 - Motor vehicle accident with injuries	7	5.6%
324 - Motor vehicle accident with no injuries.	2	1.6%
350 - Extrication, rescue, other	1	0.8%
351 - Extrication of victim(s) from building/structure	1	0.8%
412 - Gas leak (natural gas or LPG)	2	1.6%
413 - Oil or other combustible liquid spill	1	0.8%
423 - Refrigeration leak	1	0.8%
424 - Carbon monoxide incident	1	0.8%
440 - Electrical wiring/equipment problem, other	2	1.6%
462 - Aircraft standby	2	1.6%
512 - Ring or jewelry removal	1	0.8%
554 - Assist invalid	7	5.6%
561 - Unauthorized burning	2	1.6%
611 - Dispatched & cancelled en route	3	2.4%
622 - No incident found on arrival at dispatch address	1	0.8%
631 - Authorized controlled burning	1	0.8%
700 - False alarm or false call, other	1	0.8%
731 - Sprinkler activation due to malfunction	1	0.8%
733 - Smoke detector activation due to malfunction	1	0.8%
735 - Alarm system sounded due to malfunction	2	1.6%
736 - CO detector activation due to malfunction	2	1.6%
743 - Smoke detector activation, no fire - unintentional	2	1.6%
744 - Detector activation, no fire - unintentional	3	2.4%
745 - Alarm system activation, no fire - unintentional	2	1.6%
814 - Lightning strike (no fire)	1	0.8%
TOTAL INCIDENTS:	125	100%

Madisonville Fire Department

Pre-Incident Surveys

July 2025



ID	NAME	ADDRESS	ACTION DATE
1	Alkire Properties	438 E Broadway ST	07/01/2025
2	Behavior Resources Inc	16 Court ST	07/02/2025
3	BG Nutrition	1028 N Main ST	07/14/2025
4	Blades	231 N Main ST	07/02/2025
5	Captain D's	1065 N Main ST	07/04/2025
6	Center Street Custom Wheels and Tire Accessories	751 E Center ST	07/02/2025
7	Christ the King School	1500 Kingsway DR	07/01/2025
8	Cole and Durham Insurance	1075 N Main ST	07/01/2025
9	Cute Nails & Spa	233 Madison Square DR	07/02/2025
10	D&G Traders Flea Market	8 Park AVE	07/08/2025
11	Department of Vocational Rehabilitation	1071 Thornberry DR	07/02/2025
12	Dollar General	1140 N Main ST	07/04/2025
13	E&L Pets	107 Madison Square DR	07/01/2025
14	E-Cig Source	50 Pritchett AVE	07/02/2025
15	Elk Creek Manor Apartments (Office/Laundry)	150 Hickory DR	07/14/2025
16	Father and Son Liquors (Bassett)	36 Bassett AVE	07/02/2025
17	First Assembly of God	3406 Hanson RD	07/02/2025
18	First Baptist Church	246 N Main ST	07/14/2025
19	First Line Fire Extinguisher	1503 W Noel AVE	07/14/2025
20	First Presbyterian Church	260 W McLaughlin AVE	07/01/2025
21	First United Bank	1080 N Main ST	07/01/2025
22	Franklin Financial Group	329 N Main ST	07/14/2025
23	Franklin, Gordon, and Hobgood Attorneys at Law	23 Court ST	07/15/2025
24	Fresenius	1020 Waterfall CT	07/14/2025
25	Golden Glaze	67 N Franklin ST	07/14/2025
26	Grapevine Elementary School	1150 Hayes AVE	07/02/2025
27	High Tech Powesports	3355 Hanson RD	07/01/2025
28	Ideal Corporate	4470 Hanson RD	07/01/2025
29	Innovation Station	38 W Arch ST	07/14/2025
30	Jesse Stuart Elementary School	1710 Anton RD	07/04/2025
31	KD Permanent Cosmetics	54 S Main ST	07/14/2025
32	Little Bethel Baptist	445 Thompson AVE	07/01/2025
33	Lowe's	550 Island Ford RD	07/02/2025
34	Madisonville Church of Christ	1035 N Main ST	07/01/2025
35	Madisonville Fire Dept, Station #2	99 E McLaughlin AVE	07/14/2025
36	Madisonville North Hopkins High School	4515 Hanson RD	07/14/2025
37	Madisonville Sand & Gravel	510 McCoy AVE	07/14/2025
38	National Home Furnishing	1111 S Main ST	07/02/2025
39	NO OCCUPANCY	24 N Main ST	07/01/2025
40	Rent One	749 E Center ST	07/02/2025
41	Service Radiator	75 Dempsey ST	07/15/2025
42	Spirit Shoppe II	875 S Main STS	07/01/2025
43	Stinnett Properties	1300 S Main ST	07/01/2025
44	Swaggy P's	818 S Main ST	07/14/2025

Madisonville Fire Department Pre-Incident Surveys July 2025

[illegible]

Madisonville Fire Department

Community Events

June 2025



Public Relations			
Madisonville Country Club	6/8/2025	Community Event	PRP golf scramble
Madisonville City Park	06/14/2025	Community Event	Paw Run 5k race
Madisonville Fire Department Station	06/17/2025	Car Seat Inspection	Install and Inspect Car Seat
Madisonville Fire Department Station	06/17/2025	Car Seat Inspection	Install and Inspect Car Seat
Festus Clayborn Park	06/19/2025	Public Relations Presence	Juneteenth event
Festus Claybon Park	06/19/2025	Public Relations Presence	Juneteenth Celebration Festus Claybon Park
3600 Hanson Rd	06/25/2025	Public Relations Presence	Christian Assembly Annual Fireworks Show
MFD Station 1	06/26/2025	Station Tour	Station 1 Truck Tour
Public Education			
1365 South Main Suite A	06/26/2025	Public Education	Show Truck for Warrior Academy

Ordinance 2025-13

AN ORDINANCE AMENDING CHAPTER 96 OF THE CODE OF ORDINANCES OF THE CITY OF MADISONVILLE (RELATING TO PROPERTY TAX)

Be It Ordained by the City of Madisonville, Kentucky as follows:

§96.01 PROPERTY TO BE ASSESSED AND TAX LEVIED ANNUALLY.

All real and personal property within the corporate limits of the City subject to tax for the City purposes shall be assessed each year as provided by law and ad valorem taxes shall be levied thereon for city purposes.

§96.02 EFFECT ON EXISTING ORDINANCES.

Nothing in this ordinance shall be deemed to affect the validity of any annual tax levy ordinance or any ordinance levying a specific tax and all such ordinances shall remain in full force and effect under their respective terms and conditions.

§96.03 ADOPTING HOPKINS COUNTY ASSESSMENT.

The City does hereby adopt, approve, and elect to use the annual assessment of property prepared for Hopkins County for property situated within the corporate limits of the City as the basis of the ad valorem tax levied herein. The City Clerk shall notify the Commonwealth of Kentucky, Department of Revenue, and the Property Valuation Administrator of Hopkins County, Kentucky, immediately upon election of the City to adopt said assessment. Each year the City shall appropriate and pay to the office of the Hopkins County Property Valuation Administrator a sum for the use of said assessment as prescribed by law.

§96.04 ASSESSMENT DATE.

Pursuant to KRS 132.285, the assessment date for the City shall conform to the assessment date of Hopkins County, the time for levying the city tax rate, fiscal year, and any other dates that will enable the effective adoption of the county assessment, notwithstanding any statutory provisions to the contrary, are hereby designated to conform with the appropriate dates prescribed for the County by statute.

§96.05 DUE AND DELINQUENCY DATES.

(A) All taxes hereunder shall be due and payable on or before November 30, 2025 [2024]. A discount of two percent (2%) shall be allowed on each tax bill for general purposes, if paid on or before October 31, 2025 [2024]. Those tax bills remaining unpaid after November 30, 2025 [2024] shall be declared "Delinquent" and shall bear interest at a rate of twelve percent (12%) per annum, until paid.

(B) In addition, thereto, a penalty of ten percent (10%) of the amount of tax for general assessment shall be added to said bill and collected, being the penalty for nonpayment when due.

§96.06 TAX STATEMENT.

Each year the Finance Director of the City shall prepare and mail a tax statement to each taxpayer at his last known address.

§96.07 FINANCE DIRECTOR TO COLLECT TAXES.

(A) Except as provided herein, all ad valorem taxes levied by the City shall be collected by the Finance Director of the City in the manner and upon the terms prescribed by law.

(B) When the bill has been declared delinquent, the Finance Director shall then proceed with the Collection of the delinquent tax bills, penalty and interest as provided herein, and to enforce the payment of same by distraint or levy and sale of property as provided by law. The Finance Director will also report to the Council monthly the progress made in collecting delinquent taxes during the previous month.

(C) All ad valorem taxes levied against motor vehicles and/or watercraft may be collected by the Clerk of the Hopkins County Court. If such taxes are so collected, the City shall pay to the Clerk such sum as provided by law.

§96.08 AD VALOREM TAX RATES FOR 2025 [2024].

The ad valorem rates for 2025 [2024] shall be as follows:

(A) The tax rate for real estate shall be \$.115 [-.108] for each one hundred dollars (\$100.00) of assessed valuation;

(B) The tax rate for motor vehicles and/or watercraft shall be \$.15 for each one hundred dollars (\$100.00) of assessed valuation.

(C) The tax rate for all other tangible personal property shall be \$.1669 [-.4449] for each one hundred dollars (\$100.00) of assessed valuation; and

§96.09 USE OF REVENUE

All monies derived herein shall be deposited in the General Fund of the City and shall be used and expended in defraying current, general, and incidental expenses of the City.

The foregoing Ordinance is read and presented to a regular meeting of the City Council of Madisonville Kentucky for first reading on the 19th day of August, 2024 and the second reading on the 3rd day of September, 2024.

Upon vote being taken thereon, the votes were cast as follows:

August 15, 2025

Ms. Diana Phillips, Finance Supervisor
City of Madisonville
PO Box 705
Madisonville, KY 42431

Dear Ms. Phillips:

Please see the following data concerning your city's property tax rate calculations. Review the enclosed information and give me a call if you have any questions. Please note the following:

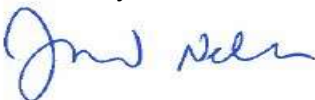
	<u>RATE</u> (per \$100 of valuation)	<u>Real</u> Property Tax Rate	Corresponding <u>Personal</u> Property Tax Rate
<i>The Compensating rate, by definition, is the tax rate, if adopted, that will generate as much revenue as you received during the previous year.</i>	Compensating	<u>.1100</u>	<u>.1596</u>
You may adopt any real property tax rate up to and including the compensating rate <u>or</u> the substitute rate (which becomes the compensating rate if current year revenue is less than previous year revenue) without holding a public hearing or publishing a notice.	Substitute	<u>.1150</u>	<u>.1669</u>
<u>Any tax rate adopted that exceeds the compensating rate or the substitute rate and is less than or equal to the 4% rate (Rate II) requires two public notices and one public hearing before adoption.</u>	4%	<u>.1190</u>	<u>.1727</u>
<u>*Retaining 2024 Rate – No Changes</u>		<u>.1080</u>	<u>.1449</u>

If you choose to adopt a rate higher than the 4% rate, please note that along with the two public notices and public hearing requirements, any tax rate adopted that exceeds the 4% rate is subject to a petition for recall and notice of this fact must be published after adoption of the rate.

Your Personal Property Tax rate should be set to produce the same percentage increase in revenue as received in the Real Property category as provided for by KRS 132.029.

If you or any of your city's officials have any questions, please don't hesitate to give me a call.

Sincerely,



Jared Nelson
Projects Coordinator, PEADD

Enclosures



City
Tax Rate Calculations Workbook
Real

City Name: City of Madisonville

1	2024 Actual Tax Rate (per \$100) Real Property	.1080
2	2024 Actual Tax Rate (per \$100) Personal Property	.1449
3	2024 Total Property Subject to Rate (A)	\$1,450,088,160
4	2024 Real Property Subject to Rate (col 1, F, H)	\$1,288,321,912
5	2025 Total Property Subject to Rate (E)	\$1,418,130,296
6	2025 Real Property Subject to Rate (col 3, F, H)	\$1,270,627,562
7	2025 New Property (KRS 132.010) (Net new PVA + PS)	0
8	2024 Personal Property Subject to Rate (Col 1, G, I, J)	\$161,766,248
9	2025 Personal Property Subject to Rate (Col 3, G, I J)	\$147,502,734

I. Compensating Rate for 2024 (KRS 132.010(6)):

$$\frac{\$1,288,321,912}{4} \div 100 \times \frac{.1080}{1} \text{ is } \$1,391,388 \text{ A (2024 Real Property Revenue)}$$
$$\frac{\$1,391,388}{A} \div \frac{\$1,270,627,562}{6 \text{ minus } 7} \times 100 = \frac{.110}{\text{Rate I (round up)}}$$

0.109503973

Check for minimum revenue limit on compensating rate for 2024 (KRS 132.010 6)):

$$\frac{\$1,418,130,296}{5} \div 100 \times \frac{.110}{\text{Rate I}} \text{ is } \$1,559,943 \text{ Total 2024 Revenue}$$
$$\frac{\$1,288,321,912}{4} \div 100 \times \frac{.108}{1} \text{ is } \$1,391,388 \text{ 2023 Revenue (R.E.)}$$
$$\frac{\$161,766,248}{8} \div 100 \times \frac{.145}{2} \text{ is } \$234,399 \text{ 2023 Revenue (P.P.)}$$

Difference - sub if negative:	-\$65,844		
Grand Total 2023 Revenue			\$1,625,787

$$\frac{\$1,625,787}{\text{Total 2023 Revenue}} \div \frac{\$1,418,130,296}{5} \times 100 = \frac{.115}{\text{Substitute for Rate I (Round Up)}}$$

0.114642989

II: Rate allowing 4% Increase in Revenue from real property (KRS 132.023(3)):

$$\frac{\$1,270,627,562}{6 \text{ minus } 7} \div 100 \times \frac{.115}{\text{Rate I or sub rate}} \text{ is } \$1,461,222 \text{ B}$$
$$\frac{\$1,461,222}{B} \times 1.04 \div \frac{\$1,270,627,562}{6 \text{ minus } 7} \times 100 \text{ is } \frac{.119}{\text{Rate II (Round Down)}}$$

.1196000000

Motor Vehicle	&	Watercraft	
	X		/100=
MV & Watercraft Total		MV & Watercraft Rate	Revenue Produced

MV & Watercraft rates must be submitted to the Revenue Cabinet by October 1 (maximum rate is the rate that could have been levied in 1983)

City
Tax Rate Calculations Workbook
Personal Property - Based on Compensating Tax Rate

City Name: City of Madisonville

1	2024 Actual Tax Rate (per \$100) Real Property	<u>.1080</u>
2	2024 Actual Tax Rate (per \$100) Personal Property	<u>.1449</u>
3	2025 Actual Tax Rate (per \$100) Real Property	<u>0.11</u>
4	2024 Real Property Subject to Rate (col 1, F, H)	<u>\$1,288,321,912</u>
5	2025 Real Property Subject to Rate (col 3, F, G, H, I, J)	<u>\$1,270,627,562</u>
6	2024 Personal Property Subject to Rate (Col 1, G, I, J)	<u>\$161,766,248</u>
7	2025 Personal Property Subject to Rate (Col 3, G, I, J)	<u>\$147,502,734</u>

I. Stage One:

<u>\$1,270,627,562</u>	/ 100 X	<u>.1100</u>	is	<u>\$1,397,690</u>
5		3		A 2024 RE Revenue
<u>\$1,288,321,912</u>	/ 100 X	<u>0.1080</u>	is	<u>\$1,391,388</u>
4		1		B 2023 RE Revenue
<u>\$1,397,690</u>	minus	<u>\$1,391,388</u>	is	<u>\$6,303</u>
A		B		C (Revenue increase over prior year)
<u>\$6,303</u>	/	<u>\$1,391,388</u>		<u>0.0045</u>
C		B		D (Revenue % increase over prior year)

2. Stage Two:

<u>\$147,502,734</u>	/ 100 X	<u>0.1100</u>	is	<u>\$162,253</u>
7		3		E 2024 PP Revenue
<u>\$161,766,248</u>	/ 100 X	<u>0.1449</u>	is	<u>\$234,399</u>
6		2		F 2023 PP Revenue
<u>\$162,253</u>	minus	<u>\$234,399</u>	is	<u>-\$72,146</u>
E		F		G (Revenue increase over prior year)
<u>-\$72,146</u>	/	<u>\$234,399</u>	is	<u>-0.3078</u>
G		F		H (Revenue % increase over prior year)

3. Stage Three:

Option 1:

If	<u>-0.3077923</u>	is = to or greater than	<u>0.004529761</u>
	H		D
The maximum personal tax rate for 2024 is			<u>0.1100</u>
			3

Option 2:

If	<u>-0.31</u>	is less than	<u>0.0045298</u>		
	H		D		
Option 2 may be utilized.					
	<u>\$234,399</u>	x	<u>1.0045298</u>	is	<u>\$235,461</u>
	F		D = +1.0		J (2024 Revenue \$ Max PP)
	<u>\$235,461</u>	/	<u>\$147,502,734</u>	x 100=	<u>0.1596</u>
	J		7		Maximum 2024 PP Rate

The city may levy a rate less than the real property tax rate.



City
Tax Rate Calculations Workbook
Personal Property - Based on Substitute Tax Rate

City Name: City of Madisonville

1	2024 Actual Tax Rate (per \$100) Real Property	<u>.1080</u>
2	2024 Actual Tax Rate (per \$100) Personal Property	<u>.1449</u>
3	2025 Actual Tax Rate (per \$100) Real Property	<u>0.115</u>
4	2024 Real Property Subject to Rate (col 1, F, H)	<u>\$1,288,321,912</u>
5	2025 Real Property Subject to Rate (col 3, F, G, H, I, J)	<u>\$1,270,627,562</u>
6	2024 Personal Property Subject to Rate (Col 1, G, I, J)	<u>\$161,766,248</u>
7	2025 Personal Property Subject to Rate (Col 3, G, I, J)	<u>\$147,502,734</u>

I. Stage One:

$\frac{\$1,270,627,562}{5} \div 100 \times \frac{.1150}{3}$	is	$\frac{\$1,461,222}{A \text{ 2024 RE Revenue}}$
$\frac{\$1,288,321,912}{4} \div 100 \times \frac{0.1080}{1}$	is	$\frac{\$1,391,388}{B \text{ 2023 RE Revenue}}$
$\frac{\$1,461,222}{A} \text{ minus } \frac{\$1,391,388}{B}$	is	$\frac{\$69,834}{C \text{ (Revenue increase over prior year)}}$
$\frac{\$69,834}{C} \div \frac{\$1,391,388}{B}$		$\frac{0.0501902}{D \text{ (Revenue \% increase over prior year)}}$

2. Stage Two:

$\frac{\$147,502,734}{7} \div 100 \times \frac{0.1150}{3}$	is	$\frac{\$169,628}{E \text{ 2024 PP Revenue}}$
$\frac{\$161,766,248}{6} \div 100 \times \frac{0.1449}{2}$	is	$\frac{\$234,399}{F \text{ 2023 PP Revenue}}$
$\frac{\$169,628}{E} \text{ minus } \frac{\$234,399}{F}$	is	$\frac{-\$64,771}{G \text{ (Revenue increase over prior year)}}$
$\frac{-\$64,771}{G} \div \frac{\$234,399}{F}$	is	$\frac{-0.2763283}{H \text{ (Revenue \% increase over prior year)}}$

3. Stage Three:

Option 1:

If $\frac{-0.2763283}{H}$ is = to or greater than $\frac{0.0501902}{D}$	
The maximum personal tax rate for 2024 is $\frac{0.1150}{3}$	

Option 2:

If $\frac{-0.2763283}{H}$ is less than $\frac{0.0501902}{D}$	
Option 2 may be utilized.	
$\frac{\$234,399}{F} \times \frac{1.0501902}{D = +1.0}$	is $\frac{\$246,164}{J \text{ (2024 Revenue \$ Max PP)}}$
$\frac{\$246,164}{J} \div \frac{\$147,502,734}{7} \times 100 =$	$\frac{0.1669}{\text{Maximum 2024 PP Rate}}$

The city may levy a rate less than the real property tax rate.



City
Tax Rate Calculations Workbook
Personal Property - Based on 4% Increase Tax Rate

City Name: City of Madisonville

1	2024 Actual Tax Rate (per \$100) Real Property	<u>.1080</u>
2	2024 Actual Tax Rate (per \$100) Personal Property	<u>.1449</u>
3	2025 Actual Tax Rate (per \$100) Real Property	<u>0.119</u>
4	2024 Real Property Subject to Rate (col 1, F, H)	<u>\$1,288,321,912</u>
5	2025 Real Property Subject to Rate (col 3, F, G, H, I, J)	<u>\$1,270,627,562</u>
6	2024 Personal Property Subject to Rate (Col 1, G, I, J)	<u>\$161,766,248</u>
7	2025 Personal Property Subject to Rate (Col 3, G, I, J)	<u>\$147,502,734</u>

I. Stage One:

$\frac{\$1,270,627,562}{5} \div 100 \times \frac{.1190}{3}$	is	$\frac{\$1,512,047}{A \text{ 2024 RE Revenue}}$
$\frac{\$1,288,321,912}{4} \div 100 \times \frac{0.1080}{1}$	is	$\frac{\$1,391,388}{B \text{ 2023 RE Revenue}}$
$\frac{\$1,512,047}{A} \text{ minus } \frac{\$1,391,388}{B}$	is	$\frac{\$120,659}{C \text{ (Revenue increase over prior year)}}$
$\frac{\$120,659}{C} \div \frac{\$1,391,388}{B}$		$\frac{0.0867186}{D \text{ (Revenue \% increase over prior year)}}$

2. Stage Two:

$\frac{\$147,502,734}{7} \div 100 \times \frac{0.1190}{3}$	is	$\frac{\$175,528}{E \text{ 2024 PP Revenue}}$
$\frac{\$161,766,248}{6} \div 100 \times \frac{0.1449}{2}$	is	$\frac{\$234,399}{F \text{ 2023 PP Revenue}}$
$\frac{\$175,528}{E} \text{ minus } \frac{\$234,399}{F}$	is	$\frac{-\$58,871}{G \text{ (Revenue increase over prior year)}}$
$\frac{-\$58,871}{G} \div \frac{\$234,399}{F}$	is	$\frac{-0.2511571}{H \text{ (Revenue \% increase over prior year)}}$

3. Stage Three:

Option 1:

If $\frac{-0.2511571}{H}$ is = to or greater than	$\frac{0.0867186}{D}$
The maximum personal tax rate for 2024 is	$\frac{0.1190}{3}$

Option 2:

If $\frac{-0.2511571}{H}$ is less than	$\frac{0.0867186}{D}$
Option 2 may be utilized.	
$\frac{\$234,399}{F} \times \frac{1.0867186}{D = +1.0}$	is $\frac{\$254,726}{J \text{ (2024 Revenue \$ Max PP)}}$
$\frac{\$254,726}{J} \div \frac{\$147,502,734}{7} \times 100 =$	$\frac{0.1727}{\text{Maximum 2024 PP Rate}}$

The city may levy a rate less than the real property tax rate.

City
Tax Rate Calculations Workbook
Personal Property - Manually Entered Tax Rate

City Name: City of Madisonville

1	2024 Actual Tax Rate (per \$100) Real Property	<u>.1080</u>
2	2024 Actual Tax Rate (per \$100) Personal Property	<u>.1449</u>
3	2025 Actual Tax Rate (per\$100) Real Property	<u>0.108</u>
4	2024 Real Property Subject to Rate (col 1, F, H)	<u>\$1,288,321,912</u>
5	2025 Real Property Subject to Rate (col 3, F,G,H,I,J)	<u>\$1,270,627,562</u>
6	2024 Personal Property Subject to Rate (Col 1, G, I, J)	<u>\$161,766,248</u>
7	2025 Personal Property Subject to Rate (Col 3, G, I J)	<u>\$147,502,734</u>

I. Stage One:

$\frac{\$1,270,627,562}{5} / 100 \times$	$\frac{0.1080}{3}$	is	$\frac{\$1,372,278}{A \text{ 2024 RE Revenue}}$
$\frac{\$1,288,321,912}{4} / 100 \times$	$\frac{0.1080}{1}$	is	$\frac{\$1,391,388}{B \text{ 2023 RE Revenue}}$
$\frac{\$1,372,278}{A}$	minus $\frac{\$1,391,388}{B}$	is	$\frac{-\$19,110}{C \text{ (Revenue increase over prior year)}}$
$\frac{-\$19,110}{C}$	$/ \frac{\$1,391,388}{B}$		$\frac{-0.0137344}{D \text{ (Revenue \% increase over prior year)}}$

2. Stage Two:

$\frac{\$147,502,734}{7} / 100 \times$	$\frac{0.108}{3}$	is	$\frac{\$159,303}{E \text{ 2024 PP Revenue}}$
$\frac{\$161,766,248}{6} / 100 \times$	$\frac{0.1449}{2}$	is	$\frac{\$234,399}{F \text{ 2023 PP Revenue}}$
$\frac{\$159,303}{E}$	minus $\frac{\$234,399}{F}$	is	$\frac{-\$75,096}{G \text{ (Revenue increase over prior year)}}$
$\frac{-\$75,096}{G}$	$/ \frac{\$234,399}{F}$	is	$\frac{-0.3203778}{H \text{ (Revenue \% increase over prior year)}}$

3. Stage Three:

Option 1:

If $\frac{-0.3203778}{H}$	is = to or greater than	$\frac{-0.0137344}{D}$
The maximum personal tax rate for 2024 is		$\frac{0.1080}{3}$

Option 2:

If $\frac{-0.3203778}{H}$	is less than	$\frac{-0.0137344}{D}$
Option 2 may be utilized.		
$\frac{\$234,399}{F}$	x $\frac{98.6266\%}{D = +1.0}$	is $\frac{231179.9558}{J \text{ (2024 Revenue \$ Max PP)}}$
$\frac{231179.9558}{J}$	$/ \frac{\$147,502,734}{7} \times 100 =$	$\frac{0.1567}{\text{Maximum 2024 PP Rate}}$

The city may levy a rate less than the real property tax rate.

**City of Madisonville
Ordinance 2025-10**

**AN ORDINANCE AMENDING CHAPTER 92.03 OF THE
CITY OF MADISONVILLE CODE OF ORDINANCES RELATING TO
CERTAIN CONDITIONS DECLARED A NUISANCE**

§ 92.03 CERTAIN CONDITIONS DECLARED A NUISANCE is hereby amended to add the following language:

(N) Stagnant Water. Any water that is allowed to collect and lie stagnant in which mosquitoes breed, or are likely to breed. Any such premises or vacant lot is declared a nuisance and dangerous to the health of the people. The collections of water referred to herein shall be held to be those contained in ditches, ponds, pools, excavations, holes, depressions, open cesspools, privy vaults, fountains, cisterns, tanks, shallow wells, barrels, troughs, except horse troughs in frequent use, eaves, gutters, flat roofs, birdbaths, swimming pools of all types, tires, urns, urn cans, boxes, bottles, tubs, buckets, or other similar containers.

(O) Clutter. An accumulation of new or salvaged construction materials, salvaged metal, aluminum, plastic products, wooden or plastic pallets, tools (working or nonworking), auto parts, furniture (in disrepair), appliances, televisions, broken toys, clothing, inoperable lawn mowers, motorcycles or all-terrain vehicles, shopping carts, bicycles in disrepair or scattered around on the subject property, or any other like materials accumulated in a disorderly, unsightly manner.

All other terms and conditions shall remain the same.

ORDINANCE 2025-11

First Reading Summary

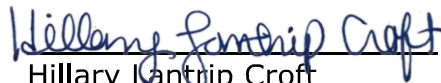
Prepared pursuant to KRS 83A.060(4)

This ordinance amends Chapter 37 of the City of Madisonville Code of Ordinances to establish a Code Enforcement Board pursuant to Kentucky Revised Statutes. The Board will provide a streamlined process for enforcing civil violations of city ordinances related to public nuisances and property maintenance, including tall grass, debris, and unsafe structures.

The ordinance outlines the Board's structure, appointment of members, enforcement authority, and procedures for issuing notices of violation, citations, hearings, and appeals. It also authorizes the city to abate certain violations and recover costs through liens.

The goal is to improve enforcement efficiency, enhance property standards, and ensure due process for property owners while maintaining community health and safety.

Prepared and approved by:

A handwritten signature in blue ink, reading "Hillary Lantip Croft", written over a horizontal line.

Hillary Lantip Croft
City Attorney
City of Madisonville, Kentucky
Date: 07/31/2025

**City of Madisonville
Ordinance 2025-11**

**AN ORDINANCE AMENDING CHAPTER 37 OF THE CITY OF MADISONVILLE
CODE OF ORDINANCES RELATING TO BOARDS, COMMISSIONS AND
AUTHORITIES**

CHAPTER 37.11: CODE ENFORCEMENT BOARD

Section

- 37.12 Definitions
- 37.13 Code Enforcement Board; establishment and members
- 37.14 Scope of Enforcement Authority
- 37.15 Enforcement powers
- 37.16 Appointment of members; term of office; vacancies; removal from office; oath; training
- 37.17 Organization of Board; meetings; quorum
- 37.18 Conflict of interest
- 37.19 Powers of the Code Enforcement Board
- 37.20 Enforcement proceedings
- 37.21 Hearing; notice; and final order
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§ 37.12 DEFINITIONS.

The definitions set forth in KRS 65.8805 and KRS 65.8840 are incorporated herein by reference as though fully set forth, and public nuisance conditions as defined in § 92.03 of the Madisonville Code of Ordinances shall also serve as guidance for enforcement purposes.

§ 37.13 CODE ENFORCEMENT BOARD; ESTABLISHMENT AND MEMBERS.

There is hereby created pursuant to KRS 65.8801 to KRS 65.8839, a Code Enforcement Board which shall be composed of five (5) members, all of whom shall be residents of the city for a period of at least one (1) year prior to the creation of the board and shall reside there throughout the term in office.

§ 37.14 SCOPE OF ENFORCEMENT AUTHORITY.

The Code Enforcement Board shall have authority to adjudicate violations of the City of Madisonville Code of Ordinances related to public nuisances and property maintenance, including but not limited to Chapter 92 (Nuisances) and all ordinances adopting or enforcing property maintenance standards such as the International Property Maintenance Code.

§ 37.15 ENFORCEMENT POWERS.

(A) The Code Enforcement Board shall have the power to issue remedial orders and impose civil fines as a method of enforcing city ordinances when a violation of the ordinance has been classified as a civil offense.

(B) The Code Enforcement Board shall not have the authority to enforce any ordinance the violation of which constitutes a criminal offense under any provision of the Kentucky Revised Statutes, including specifically, any provision of the Kentucky Penal Code and any moving motor vehicle offense.

§ 37.16 APPOINTMENT OF MEMBERS; TERM OF OFFICE; VACANCIES; REMOVAL FROM OFFICE; OATH; TRAINING AND COMPENSATION.

(A) Appointment. Members of the Code Enforcement Board shall be appointed by the executive authority of the city, subject to the approval of the legislative body.

(B) Term of office.

(1) Initial appointments. The initial appointment to the Code Enforcement Board shall be as follows:

(a) Two (2) members of the board shall be appointed for a term of one (1) year;

(b) Two (2) members of the board shall be appointed for a term of two (2) years;
and

(c) One (1) member of the board shall be appointed for a term of three (3) years.

(2) All subsequent appointments shall be for a term of three (3) years. A member may be reappointed, subject to the approval of the legislative body.

(D) Vacancies. Any vacancy on the Code Enforcement Board shall be filled by the executive authority, subject to approval of the legislative body within sixty (60) days of the vacancy. If the vacancy is not filled within that time period, the remaining board

members shall fill the vacancy. A vacancy shall be filled for the remainder of the unexpired term.

(E) Removal from office. A board member may be removed from office by the executive authority for misconduct, inefficiency, or willful neglect of duty. The executive authority shall submit a written statement to the member and the legislative body setting forth the reasons for removal. The member so removed shall have the right of appeal to the Hopkins Circuit Court.

(F) Oath. All members of the Code Enforcement Board must, before entering upon the duties of their office, take the oath of office prescribed by Section 228 of the Kentucky Constitution.

(G) Members disallowed to hold other positions with the city. No member of the board shall hold any elected or nonelected office, paid or unpaid, or any position of employment with the city.

(H) Members of the code enforcement board shall be reimbursed for actional expenses and compensated in the amount of \$150.00 for chairman of the board and \$75.00 for each board member per meeting.

§ 37.17 ORGANIZATION OF BOARD; MEETINGS; QUORUM.

(A) Chair. The Code Enforcement Board shall annually elect a chair from among its members. The chair shall be the presiding officer and a full voting member of the board. If the chair is not present, the board shall select one of its members to preside in place of and exercise the powers of the chair.

(B) Meetings. Meetings of the Board shall be held as necessary on the fourth Monday at 5:30 p.m. at City Hall, 67 North Main Street, Madisonville, Kentucky to enforce all civil offenses established by the Madisonville Code of Ordinances. Meetings other than those regularly scheduled shall be special meetings or emergency meetings held in accordance with the requirements of the Kentucky Open Meetings Act.

(C) Open meetings. All meetings and hearings of the board shall be held in accordance with the requirements of KRS 65.8815(5) and the Kentucky Open Meetings Act.

(D) Quorum. The presence of at least a majority of the Code Enforcement Board's entire membership and/or alternate membership shall constitute a quorum. The affirmative vote of a majority of a quorum of the board shall be necessary for any official action to be taken.

(E) Minutes. Minutes shall be kept for all proceedings of the board and the vote of each member on any issue decided by the board shall be recorded in the minutes.

(F) Clerical and administrative assistance. The city shall provide clerical and administrative personnel as reasonably required by its Code Enforcement Board for the proper conduct of its duties.

§ 37.18 CONFLICT OF INTEREST.

Any member of the board who has any direct or indirect financial or personal interest in any matter to be decided shall disclose the nature of the interest and shall disqualify himself from voting on the matter in which he has an interest and shall not be counted for purposes of establishing a quorum.

§ 37.19 POWERS OF THE CODE ENFORCEMENT BOARD.

The Code Enforcement and Nuisance Board shall have the following powers and duties:

(A) To adopt rules and regulations to govern its operations and the conduct of its hearings.

(B) To conduct hearings to determine if there has been a violation of an ordinance over which it has jurisdiction.

(C) To subpoena alleged violators, witnesses and evidence to its hearings. Subpoenas issued by the Code Enforcement Board may be served by any Code Enforcement Officer.

(D) To take testimony under oath. The chair shall have the authority to administer oaths for the purpose of taking testimony.

(E) To make findings of fact and issue orders necessary to remedy any violation of a city ordinance or code provision which the board is authorized to enforce, specifically including, but not limited to:

(1) *Abatement of violation.* If the owner of property in violation of any city ordinance enforced under this subchapter fails to properly cure or remedy the violation within the time prescribed in the notice of violation or within the time given by this subchapter following the entry of an order by the Code Enforcement Board, whichever is later, then the city, in its discretion and without obligation, may enter upon the real estate and take such action as it deems appropriate to cure the violation and abate the nuisance. Such action may include, but not be limited to, the cutting or removing of grass and weeds which exceed 12 inches in height, the removal of trash, debris, garbage, commercial refuse, building material, waste, junk, litter, overgrowth vegetation, dead and deteriorated trees and other matter constituting a violation;

(2) *Assertion of lien.* The city shall have the right to assert a lien against the real estate for the reasonable value of labor, materials, and equipment used in remedying the situation, together with all civil penalties, together with all attorneys' fees, costs, and expenses incurred by the city as a result of enforcing any ordinance and the lien. The affidavit of the Code Enforcement Officer shall constitute prima facie evidence of the amount of the lien and the regularity of the proceedings pursuant to the ordinance, and shall be recorded in the Office of the County Clerk. The lien shall be notice to all persons from the time of its recording and shall bear interest thereafter at the rate of 12% per annum until paid. The lien created shall be superior to and have priority over all other liens, except state, county, school board and city taxes, and may be enforced by judicial proceedings. In addition to enforcement of the lien described above, the owners of real estate upon which a lien has been attached pursuant to this subchapter shall be

jointly and severally liable for the amount of the lien, including all interest, civil penalties, attorneys' fees incurred by the city, expenses of litigation, court costs, and other charges, and the city may bring a civil action against any owners and shall have the remedies as provided for the recovery of a debt owed.

(3) *Other remedies.* Nothing contained herein shall prohibit the city from pursuing any other remedy available, including, without limitation, applying for injunctive relief or correcting the violation itself, after notice, as provided in this chapter or any ordinance.

(F) To impose civil fines, as authorized, on any person found to have violated an ordinance over which the board has jurisdiction.

§ 37.20 ENFORCEMENT PROCEEDINGS.

The following requirements shall govern all enforcement proceedings before the Board:

(A) Enforcement proceedings before the Code Enforcement and Nuisance Board shall only be initiated by the issuance of a citation by a Code Enforcement Officer.

(B) Except as provided in division (C) below, if a Code Enforcement Officer reasonably believes, based on his or her personal observation or investigation, that a person has violated a city ordinance, he or she shall issue a notice of violation to the offender allowing the offender a specified period of time to remedy or abate the violation without fine. If the offender fails or refuses to remedy the violation within the time specified, the Code Enforcement Officer is authorized to issue a citation.

(C) Nothing in this chapter shall prohibit the city from taking immediate action to remedy a violation of its ordinances when there is reason to believe that the violation presents a serious threat to the public health, safety, and welfare, or if in the absence of immediate action, the effects of the violation will be irreparable or irreversible.

(D) The Code Enforcement Officer may issue the citation by:

(1) Personal service to the alleged violator;

(2) Leaving a copy of the citation with any person eighteen (18) years of age or older, who is on the premises, if the alleged violator is not on the premises at the time the citation is issued;

(3) Mailing a copy of the citation by regular, first-class mail to the owner of record and the alleged violator; or

(3) Posting a copy of the citation in a conspicuous place on the premises and mailing a copy of the citation by regular, first class mail to the owner of record of the property, if no one is on the premises at the time the citation is issued.

(E) The citation issued by the Code Enforcement Officer shall contain the following information:

(1) The date and time of issuance;

- _____ (2) The name and address of the person to whom the citation is issued;
- _____ (3) The date and time the offense was committed;
- _____ (4) The facts constituting the offense;
- _____ (5) The section of the code or the number of the ordinance violated;
- _____ (6) The name of the Code Enforcement Officer;
- _____ (7) The civil fine that will be imposed for the violation if the person does not contest the citation;
- _____ (8) The maximum civil fine that may be imposed if the person elects to contest the citation;
- _____ (9) The procedure for the person to follow in order to pay the civil fine or to contest the citation; and
- _____ (10) A statement that if the person fails to pay the civil fine set forth in the citation or contest the citation, within the time allowed: (a) the person shall be deemed to have waived the right to a hearing before the Code Enforcement Board to contest the citation; (b) the determination that a violation committed shall be final; and (c) deemed to have waived the right to appeal the final order to the District Court.

_____ (F) After issuing a citation to an alleged violator, the Code Enforcement Officer shall notify the Code Enforcement Board by delivering the citation to City Clerk/Treasurer.

_____ (G) (1) The person to whom the citation is issued shall respond to the citation within seven days of the date of issuance by either paying the civil fine or requesting, in writing, a hearing before the Board to contest the citation. If the person fails to respond to the citation within seven days, the person shall be deemed to have waived the right to a hearing or appeal and the determination that a violation was committed shall be considered final. In this event, the citation as issued shall be deemed a final order determining that the violation was committed and imposing the civil fine as set forth in the citation, and the person shall be deemed to have waived the right to appeal the final order to District Court.

_____ (2) Notice of a final order shall be provided to the cited violator by regular first class mail, certified mail, return receipt requested, personal delivery, or by leaving the notice at the person's usual place of residence with any individual residing therein who is eighteen (18) years of age or older and who is informed of the contents of the notice.

_____ (H) If the alleged violator does not contest the citation within the time prescribed, the Board shall enter a final order determining that the violation was committed and impose the civil fine set forth in the citation. A copy of the final order shall be served on the person guilty of the violation.

§ 37.21 HEARING; NOTICE; AND FINAL ORDER.

(A) Scheduling of hearings. When a hearing has been requested, the Code Enforcement Board or its administrative staff shall schedule a hearing.

(B) Notice. Not less than seven (7) days before the date of the hearing, the board shall notify the requester of the date, time, and place of the hearing. The notice may be given by certified mail, return receipt requested; by personal delivery; or by leaving the notice at the person's usual place of residence with any individual residing therein who is eighteen years (18) of age or older and who is informed of the contents of the notice.

(C) (1) Failure to appear at hearing. Any person requesting a hearing who fails to appear at the time and place set for the hearing shall be deemed to have waived the right to a hearing to contest the citation, and the determination that a violation was committed shall be final. In this event, the citation as issued shall be deemed a final order determining the violation was committed and imposing the civil fine set forth in the citation, and the alleged violator shall be deemed to have waived the right to appeal the final order to District Court.

(2) Notice of a final order shall be provided to the cited violator by regular first class mail; certified mail, return receipt requested; personal delivery, or by leaving the notice at the person's usual place of residence with any individual residing therein who is eighteen (18) years of age or older and who is informed of the contents of the notice.

(D) Testimony. All testimony shall be taken under oath and recorded. Testimony shall be taken from the Code Enforcement Officer, the alleged violator, and any witnesses to the violation offered by the Code Enforcement Officer or alleged violator. Formal rules of evidence shall not apply, but fundamental due process shall be observed and shall govern the proceedings.

(E) Findings of fact and final determination. The Code Enforcement Board shall, based on the evidence, determine whether a violation was committed. If the Board determines that no violation was committed, an order dismissing the citation shall be entered. If the board determines that a violation was committed, the Board shall issue an order upholding the citation and either imposing a fine up to the maximum authorized by this or another ordinance, or requiring the offender to remedy a continuing violation within a specified time, or both.

(F) Final orders to be written.

(1) Every final order of the Code Enforcement Board shall be reduced to writing, which shall include the findings and conclusions of the board and the date the order was issued. A copy shall be furnished to the person named in the citation. If the person named in the citation is not present when the final order is issued, the order shall be delivered to that person by certified mail, return receipt requested; by personal delivery; or by leaving a copy of the order at the person's usual place of residence with any individual residing therein who is eighteen (18) years of age or older and who is informed of the contents of the order.

§ 37.22 PRESENTATION OF CASES.

Each case before The Code Enforcement Board shall be presented by an attorney selected by the city, a Code Enforcement Officer for the city, or by a member of the city's administrative staff. The city attorney may either be counsel to the Code Enforcement Board or may present cases before the Code Enforcement Board, but shall in no case serve in both capacities.

§ 37.23 APPEALS; FINAL JUDGMENT.

(A) Appeal. An appeal from any final order of the Code Enforcement Board may be made to the Hopkins County District Court within thirty (30) days of the date the order is issued. The appeal shall be initiated by the filing of a complaint and a copy of the board's order in the same manner as any civil action under the Kentucky Rules of Civil Procedure. The appeal shall be tried de novo. A judgment of the district court may be appealed to the Hopkins Circuit Court in accordance with the Kentucky Rules of Civil Procedure.

(B) Final judgment. If no appeal from a final order of the board is filed within the time period set in division (A) above, the board's order shall be deemed final for all purposes.

§37.24 FINES; LIENS; CHARGES AND FEES.

Violations of ordinances that are enforced by the city code enforcement board shall be subject to the following schedule of civil fines:

(A) If a citation for a violation of an ordinance is not contested by the person charged with the violation, the penalties set forth in this subsection shall apply:

<u>Violation</u>	<u>1st Offense</u>	<u>2nd Offense</u>	<u>3rd Offense</u>
<u>Animals</u>	<u>\$50.00 plus expenses</u>	<u>\$100.00 plus expenses</u>	<u>\$150.00 plus expenses</u>
<u>Mowing</u>	<u>\$50.00 plus mowing expenses</u>	<u>\$100.00 plus mowing expenses</u>	<u>\$150.00 plus mowing expenses</u>
<u>Garbage, commercial refuse</u>	<u>\$50.00 plus expenses</u>	<u>\$100.00 plus expenses</u>	<u>\$150.00 plus expenses</u>
<u>Unsafe & Unfit Structure Code</u>	<u>\$100.00 plus expenses</u>	<u>\$150.00 plus expenses</u>	<u>\$150.00 plus expenses</u>
<u>Any other nuisance covered under code of ordinances</u>	<u>\$50.00 plus expenses</u>	<u>\$100.00 plus expenses</u>	<u>\$150.00 plus expenses</u>

(b) If the citation is contested and a hearing before the code enforcement board is required, the following maximum penalties may be imposed at the discretion of the code enforcement board:

<u>Violation</u>	<u>1st Offense</u>	<u>2nd Offense</u>	<u>3rd Offense</u>
<u>Animals</u>	<u>\$100.00 plus expenses</u>	<u>\$150.00 plus expenses</u>	<u>\$200.00 plus expenses</u>
<u>Mowing</u>	<u>\$100.00 plus mowing expenses</u>	<u>\$150.00 plus mowing expenses</u>	<u>\$200.00 plus mowing expenses</u>
<u>Garbage, commercial refuse</u>	<u>\$100.00 plus expenses</u>	<u>\$150.00 plus expenses</u>	<u>\$200.00 plus expenses</u>
<u>Unsafe & Unfit Structure Code</u>	<u>\$200.00 plus expenses</u>	<u>\$500.00 plus expenses</u>	<u>\$750.00 plus expenses</u>
<u>Any other nuisance covered under code of ordinances</u>	<u>\$100.00 plus expenses</u>	<u>\$150.00 plus expenses</u>	<u>\$200.00 plus expenses</u>

(B) The city shall possess a lien on property owned by the person found by a non-appealable final order, or by a final judgment of the court, to have committed a violation of a city ordinance. The lien shall be for all civil fines assessed for the violation and for all charges and fees incurred by the city in connection with the enforcement of the ordinance, including abatement costs and attorney's fees. An affidavit of the Code Enforcement Officer shall constitute prima facie evidence of the amount of the lien and regularity of the proceedings pursuant to KRS 65.8801 to 65.8839.

(C) The lien shall be recorded in the office of the County Clerk. The lien shall be notice to all persons from the time of its recording and shall bear interest until paid. The lien shall continue for ten (10) years following the date of the non-appealable final order or final court judgment.

(D) The lien shall take precedence over all other liens, except state, county, school board, and city taxes, and maybe enforced by judicial proceedings, including a foreclosure action.

(E) In addition to the remedy prescribed in division (A) the person found to have committed the violation shall be personally responsible for the amount of all civil fines assessed for the violation and for all charges, fees, attorney's fees, and abatement costs incurred by the city in connection with the enforcement of the ordinance. The city

may bring a civil action against the person and shall have the same remedies as provided for the recovery of a debt.

§ 37.25 LIENHOLDER NOTIFICATION SYSTEM.

The city shall obtain and maintain priority over previously filed liens in accordance with the following provisions:

(A) Individuals and entities, including but not limited to lienholders, may register with the city to receive electronic notification of final orders;

(B) To receive the notification, the registrant shall submit the following information to the City Clerk:

____ (1) Name;

____ (2) Mailing address;

____ (3) Phone number; and

____ (4) Electronic mailing address.

(C) A registrant may use the form provided on the city web site to submit the information required in division (B). It shall be the responsibility of the registrant to maintain and update the required contact information with the city. The city shall inform a registrant of any evidence received that the electronic mailing address is invalid or not functional so that the registrant may provide an updated electronic mailing address.

(D) Once per month, the city shall send electronic mail notification of all final orders since the last date of notification to each party registered pursuant to this section. The notification shall provide an electronic link to the city code enforcement database located on the city web site. The database shall include the following information regarding each final order:

____ (1) The name of the person charged with a violation;

____ (2) The physical address of the premises where the violation occurred;

____ (3) The last known mailing address for the owner of the premises where the violation occurred;

____ (4) A specific description of the citation leading to the final order, including the citation detail set forth in KRS 65.8825(4)(a) to (h), which may be satisfied by including a copy of the full citation;

____ (5) The findings of the final order, including the penalty or penalties imposed by the final order, which may be satisfied by providing a copy of the full final order; and

____ (6) The status of the final order in regards to its ability to be appealed.

(E) If an appeal is filed on a final order pursuant to this chapter, the city shall send electronic mail notification to all registrants.

(F) Within ten (10) days of the issuance of a final order pursuant to this chapter, the city shall update its code enforcement database to reflect the issued final order, and shall post the notification required by division (D) of this section containing an updated link to the code enforcement database on the city web site.

(G) The city shall maintain the records created under this section for ten (10) years following their issuance.

§ 37.26 LIENS.

(A) A lienholder of record who has registered pursuant to § 37.23 may, within forty-five (45) days from the date of issuance of notification under § 37.23 may:

(1) Correct the violation, if it has not already been abated; or

(2) Pay all civil fines assessed for the violation, and all charges and fees incurred by the city in connection with enforcement of the ordinance, including attorney's fees and abatement costs.

(B) Nothing in this section shall prohibit the city from taking immediate action if necessary under § 33.17.

(C) The lien provided by § 37.23 shall not take precedence over previously recorded liens if:

(1) The city failed to comply with the requirements of § 37.23 for notification of the final order; or

(2) A prior lienholder completed the actions listed in division (A).

(D) A lien that does not take precedence over previously recorded liens under division (C) shall, if the final order remains partially unsatisfied, continue to take precedence over all other subsequent liens except liens for state, county, school board and city taxes.

(E) The city may record a lien before the forty-five (45) day period established in division (A) expires. If the lien is fully satisfied prior to the expiration of the forty-five (45) day period, the city shall release the lien in the County Clerk's office where the lien is recorded within fifteen (15) days of satisfaction.

(F) Failure of the city to comply with § 37.23 or this section, or failure of a lien to take precedence over previously filed liens as provided in division (C) of this section, shall not limit or restrict any other remedies the city has against the property of the violator.

§ 37.27 IMMEDIATE ACTION.

Nothing in this ordinance shall prohibit the city from taking immediate action to remedy a violation of its ordinances when there is reason to believe that the violation presents a

serious threat to the public health, safety and welfare or if in the absence of immediate action, the effects of the violation will be irreparable or irreversible.

**City of Madisonville
Ordinance 2025-12**

**AN ORDINANCE AMENDING CHAPTER 156 OF THE
CITY OF MADISONVILLE CODE OF ORDINANCES RELATING TO
APPEALS FROM THE BOARD OF ADJUSTMENTS AND
ACTION BY CITY COUNCIL ON ZONING MAP AMENDMENTS**

§ 156.107 APPEALS FROM THE BOARD OF ADJUSTMENTS.

Any person or entity aggrieved by any decision of the Board of Adjustments and that owns real property within the same zone where the property that is subject of the final action is located may seek relief by a court of record of such decision in the manner provided by the laws of the Commonwealth of Kentucky and particularly by KRS 100.347. Appeal shall be filed within thirty (30) days after final action of the Board of Adjustments.

§ 156.206 ACTION BY CITY COUNCIL ON ZONING MAP AMENDMENTS.

If an aggrieved person or the City Council files a written request that the final decision for a map amendment is to be made by the City Council, the City Council shall have the final decision on the application of the zoning map amendment. The City Council shall make their own findings of fact and conclusions of law by reviewing the record made by the Planning Commission or hold their own trial type hearing giving notice as set forth in KRS Ch. 424, 100.211, and 100.212. Council action must be in accordance with the following:

(A) A vote on a zoning change shall be taken in not more than ninety (90) days after the Planning Commission takes its final action upon the proposed amendment.

(B) It shall take a majority of the entire City Council to override the recommendation of the Planning Commission and it shall take a majority of the entire City Council to adopt a zoning map amendment whenever the Planning Commission forwards the application to the City Council without a recommendation of approval or disapproval due to a tie vote.

(C) Unless a majority of the entire City Council votes to override the Planning Commission's recommendation, such recommendation shall become final and effective and if a recommendation of approval was made by the Planning Commission, the ordinance of the City Council adopting the zoning map amendment shall be deemed to have passed by operation of law.

(D) Any person or entity claiming to be aggrieved by any final action of the legislative body relating to a map amendment and that owns real property within the same zone where the property that is subject of the final action is located shall appeal from the action to the Hopkins County Circuit Court. The appeal shall be taken within thirty (30) days after the final action of the legislative body.