

OWENSBORO BOARD OF COMMISSIONERS

Regular Meeting
March 5, 2019 5:00 PM
Owensboro City Hall
101 E. 4th Street
Owensboro, Kentucky

1. CALL TO ORDER - Mayor Tom Watson

2. ROLL CALL – Steve Lynn, City Attorney

Present:

Mayor Tom Watson
Mayor Pro Tem Larry Maglinger
Commissioner Pam Smith-Wright
Commissioner Larry Conder
Commissioner Jeff Sanford

3. INVOCATION & PLEDGE – Mayor Pro Tem Larry Maglinger

4. PRESENTATIONS

4.A. Katie Bouchard Day Proclamation was accepted by Ms. Bouchard.

4.B. Colorectal Cancer Awareness Month Proclamation will be mailed.

5. BUSINESS

5.A. Minutes dated February 19, 2019 were unanimously approved upon motion of Mayor Watson with a second by Commissioner Smith-Wright.

5.B. The following board appointments were approved 5-0 upon motion by Commissioner Smith-Wright with a second by Commissioner Sanford:

- **Housing Authority Board** – Reappoint Adrian Frazier to a four-year term expiring March 20, 2023.
- **Audubon-Bon Harbor Neighborhood Alliance** – Reappoint Bryant Bell to a two-year term expiring March 7, 2021.
- **Apollo Area Neighborhood Alliance** – Reappoint Peggy Kutsor to a two-year term expiring March 7, 2021.
- **Shifley-York Neighborhood Alliance** – Reappoint Debbi Barker and Miranda Barker to a term expiring July 16, 2021.

6. ORDINANCES - 2nd READING

6.A. Ordinance 1-2019 entitled AN ORDINANCE REVISING THE CITY OF OWENSBORO EMPLOYEE HANDBOOK POLICY 319 MAINTAINING OUR DRUG AND ALCOHOL TESTING POLICIES AND PROCEDURES IN ACCORDANCE WITH APPLICABLE LAW, was approved 5-0 on second reading upon motion of Mayor Watson and a second by Commissioner Conder.

Technical revision of Drug and Alcohol testing in Policy 319 in the Employee Handbook is necessary to meet the Department of Transportation's (DOT) random drug and alcohol testing rates found in 49 C.F.R. 655.45, which became effective January 1, 2019. The change means that annually, at least half of the Owensboro Transit System's employees must be randomly tested for drugs. The policy revision consists of creating a separate Random Testing Pool (1A) containing only Federal Transit Administration (FTA) regulated employees (Transit) to ensure that at least fifty percent (50%) of those are tested annually. Random Testing Pool (1B) will include all other DOT regulated employees.

7. ORDINANCES - 1st READING

7.A. Ordinance 2-2019 entitled AN ORDINANCE ADOPTING THE DAVIESS COUNTY FISCAL COURT COUNTY-WIDE ANIMAL CONTROL ORDINANCE, KOC 1010.6 (2013), was introduced and publicly read on first reading.

The City has authorized the creation of a dog park. Therefore, the City wishes to adopt by reference the amended Daviess County Animal Control Ordinance, KOC 1010.6 (2013), but specifically retain the provisions in Article I of Chapter 4 and Article I, Section 19-6 of Chapter 19 of the Owensboro Municipal Code. City Manager Pagan explained that while updating ordinances for language to create a dog park within a city park, the City wishes to adopt the County's most current animal control ordinance, with a few exceptions, as noted.

7.B. Ordinance 3-2019 entitled AN ORDINANCE AMENDING CHAPTER 19, ARTICLE I, SECTION 19-6 OF THE OWENSBORO MUNICIPAL CODE TO ADDRESS THE PHYSICAL CONTROL OF DOGS WITHIN THE NEW DOG PARK, was introduced and publicly read on first reading.

The City has authorized the creation of a dog park, therefore, the City parks ordinance is being updated to accommodate an off leash area within a city park. City Manager Pagan explained that with the creation of a dog park within Legion Park, the ordinance needed to be amended to allow an off leash area within a designated dog park, and other minor updating.

8. MUNICIPAL ORDERS - NONE

9. CITY MANAGER ITEMS

9.A. The following personnel appointments were approved 5-0 upon motion of Mayor Watson and a second by Commissioner Conder.

PROBATIONARY STATUS:

- **Joshua Michaels** – Probationary, full-time, non-civil service, promotional appointment to Public Works Driver/Sanitation with the Public Works Department, effective March 18, 2019

REGULAR STATUS:

- **Pamela Canary** – Regular, full-time, non-civil service appointment to Transit Manager with the Public Works Department, effective March 5, 2019
- **Felicia Wimsatt** – Regular, full-time non-civil service appointment to Administrative Aide with the Finance and Support Services Department, effective March 12, 2019

9.B. City Manager Comments

City Manager Pagan announced a new interactive map available on the City's website which allows citizens to enter an address to view their Neighborhood Alliance, leaf pick-up and toter service day, City boundary, and the TIF boundaries for downtown and Gateway Commons/Highway 54.

10. COMMUNICATIONS FROM ELECTED OFFICIALS

Communications were heard from the elected officials.

Commissioner Sanford congratulated the Owensboro High School boys' basketball team which recently won the Third Region tournament. OHS has been to the state tournament more than any school in the State. He also referenced the Owensboro-Daviess County Convention and Visitors Bureau new promotional video.

Mayor Watson mentioned the recent opportunity to participate in a ten-year old girls "Make-A-Wish" event, along with Independence Bank and Malcolm Bryant (Hampton Inn), to shop at Target and Best Buy in Owensboro. Mayor Watson also mentioned his participation in Jeff Rhinerson's 50th live show at WBKR.

11. OPEN PUBLIC FORUM - None

12. ADJOURNMENT

There being no further business to discuss, the meeting adjourned at 5:25 p.m. upon motion of Commissioner Smith-Wright and a second from Commissioner Sanford.

Thomas H. Watson, Mayor

ATTEST:

Beth Cecil, City Clerk