

OWENSBORO BOARD OF COMMISSIONERS
Regular Called Meeting
May 02, 2023 5:00 PM
Owensboro City Hall
101 E. 4th Street
Owensboro, Kentucky

1. CALL TO ORDER - Mayor Tom Watson

2. ROLL CALL - Acting City Clerk Adrienne Carrico

Present:

Mayor Tom Watson

Mayor Pro Tem Mark Castlen

Commissioner Bob Glenn

Commissioner Pam Smith-Wright

3. INVOCATION & PLEDGE - Mayor Tom Watson started the meeting with a moment of silence in honor of Commissioner Larry Maglinger who passed away on April 24, 2023.

4. BUSINESS

4.A. Minutes dated April 18, 2023 were unanimously approved by motion of Commissioner Smith-Wright and a second from Commissioner Glenn.

4.B. The following board appointments were unanimously approved by motion of Mayor Pro Tem Castlen and a second from Commissioner Glenn:

- **Owensboro-Daviess County Building Code Appeals Board** – Reappoint Ben Clark Jr. to a four-year term effective May 7, 2023
- **Owensboro Historic Preservation Board** – Reappoint Ed Allen and Aaron Kizer to a three-year term effective May 18, 2023

5. ORDINANCES - 2nd READING - None

6. ORDINANCES - 1st READING

6.A. Ordinance 12-2023 entitled AN ORDINANCE RENUMBERING CHAPTER 19, ARTICLE II, SECTIONS 19-41 TO 19-55 OF THE OWENSBORO MUNICIPAL CODE, ENTITLED “SPECIAL EVENTS ORDINANCE” TO CHAPTER 23.5, SECTIONS 23.5-1 TO 23.5-15; AND MAKING VARIOUS AMENDMENTS TO THE SPECIAL EVENTS ORDINANCE INCLUDING AMENDING THE MEMBERSHIP AND MEETINGS OF THE SPECIAL EVENTS COMMITTEE, was introduced and publicly read on first reading.

Chapter 19, Article II, Sections 19-41 to 19-55, inclusive, of the Owensboro Municipal Code is the “Special Events Ordinance”, and is included under Chapter 19 entitled, “Parks

and Recreation”. Special Events are managed by the Public Events Department and not the Parks & Recreation Department. In order to prevent confusion, the Special Events Ordinance should be separated from ordinances concerning Parks & Recreation. Various changes need to be made to the Special Events Ordinance including identifying membership of the Special Events Committee by department, making meetings of the Special Events Committee internal since all members are City employees, and exempting from the Special Events Ordinance events to be held at the Owensboro Indoor Sports Facility. City Manager Pagan explained the impetus for the change is to move all Public Events regulations out of the Parks ordinance and into a new standalone section specific for Special Events. The City has a Special Events Committee with members from various departments that review event permits for considerations such as traffic, street closures, public safety, and sanitation. Because all members of the events committee are city staff, the committee is an internal working committee. Finally, the Ordinance adds the Indoor Sports Facility currently in design to the list of locations exempt from Special Events permits so it’s treated the same as similar facilities, such as the Convention Center, Riverpark Center, and Fisher Park.

7. MUNICIPAL ORDERS

7.A. Municipal Order 21-2023 entitled A MUNICIPAL ORDER AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN APPLICATION FOR A FY 2023 STATE HOMELAND SECURITY GRANT THROUGH THE KENTUCKY OFFICE OF HOMELAND SECURITY IN THE AMOUNT OF \$269,220.00, THE PROCEEDS OF WHICH WILL BE UTILIZED BY THE OWENSBORO POLICE DEPARTMENT TO PURCHASE A TACTICAL MULTIPURPOSE RESPONSE AND RESCUE VEHICLE, FOR WHICH NO MATCH IS REQUIRED, was read for approval on one reading and unanimously approved by motion of Mayor Pro Tem Castlen and a second from Commissioner Smith-Wright.

The Owensboro Police Department is requesting to apply for grant funds in the amount of \$269,220.00 through the State Homeland Security Grant that may be awarded by the Kentucky Office of Homeland Security, for which no match is required. The funds will be used to purchase a tactical multipurpose Response and Rescue Vehicle which will increase our cooperative efforts with other area first responders, improving our ability to respond to terrorist attacks, natural disasters or other mass casualty events.

7.B. Municipal Order 22-2023 entitled A MUNICIPAL ORDER APPROVING THE 2023-2024 ANNUAL ACTION PLAN FOR COMMUNITY DEVELOPMENT BLOCK GRANT AND HOME INVESTMENT PARTNERSHIP FUNDS, PREPARED BY THE COMMUNITY DEVELOPMENT DEPARTMENT AND AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE SAME, was read for approval on one reading and unanimously approved by motion of Commissioner Glenn and a second from Commissioner Smith-Wright.

The Citizens Advisory Committee has recommended that the Owensboro Board of Commissioners accept the 2023-2024 Annual Action Plan for Community Development Block Grant and HOME Funds in order to continue to address the need for housing and community development in the community. City Manager Pagan explained that the

Annual Action Plan is a document mandated by the U.S. Department of Housing and Urban Development (HUD) that outlines local affordable housing and community development needs and identifies strategies for addressing them. The plan identifies activities that the City expects to undertake through direct action or through the provision of funding to other entities. Upon approval, the plan will be submitted to HUD.

8. CITY MANAGER ITEMS

8.A. The following personnel appointments were unanimously approved by motion of Commissioner Smith-Wright and second by Mayor Pro Tem Castlen.

NEW HIRE/PROBATIONARY STATUS:

- **Hunter B. Ragan** – Probationary, full-time, non-civil service, promotional appointment to Sanitation Manager with the Public Works Sanitation Department, effective May 7, 2023
- **Terry D. Seaton** – Probationary, full-time, non-civil service, promotional appointment to Crew Leader with the Public Works Street/Sign Shop Department, effective May 7, 2023
- **Landon R. Upton** – Probationary, full-time, non-civil service, promotional appointment to Crew Leader with the Public Work Street Department, effective May 7, 2023

REGULAR STATUS:

- **Joseph L. Baize** – Regular, full-time, non-civil service appointment to Police Officer with the Police Department, effective May 8, 2023
- **John D. Berry** – Regular, full-time, non-civil service appointment to Construction Inspector with the Public Works Engineering Department, effective May 8, 2023
- **Tony Hernandez** – Regular, full-time, non-civil service appointment to Refuse Truck Driver with the Public Works Sanitation Department, effective May 9, 2023

8.B. City Manager Comments – City Manager Pagan provided an update on the vacancy within the Owensboro Board of Commissioners, as a result of the unexpected passing of Commissioner Maglinger. Applications are being accepted from those interested in serving in this capacity until 5:00 p.m. on Thursday, May 11. A special called meeting will take place on May 16 at 6:00 p.m., during which the Owensboro Board of Commissioners will consider applicants and select a new Commissioner.

It was previously announced that the new Commissioner would serve the remainder of the current term, which ends December 31, 2024. City Attorney Mark Pfeifer explained that due to an error in the Kentucky League of Cities 2023 City Officials Legal Handbook, it was determined that the new Commissioner selected by the Board of Commissioners on May 16 will serve through the end of 2023, with a special election in November [2023]

to determine who will serve the second and final year of the term in 2024. City Manager Pagan has begun reaching out to the applicants that have previously submitted their application.

City Manager Pagan announced that the City Auction will take place on Thursday, May 4, and encouraged community members to attend.

9. COMMUNICATIONS FROM ELECTED OFFICIALS

Commissioner Smith-Wright expressed gratitude, not only for herself, but also on behalf of Commissioner Maglinger's family for the City's response to Larry's passing. Mayor Watson, Mayor Pro Tem Castlen, and Commissioner Glenn praised Commissioner Smith-Wright for her heartfelt contributions to his celebration of life service.

Mayor Watson discussed the meetings and events he and other elected officials attended since the last Commission meeting.

10. OPEN PUBLIC FORUM

Charles Hayden (1751 Pawnee Place) spoke and referenced the widows of the Police & Firefighters' Pension Fund.

11. ADJOURNMENT

There being no further business to discuss, the meeting adjourned at 5:23 p.m. by motion of Commissioner Smith-Wright and a second by Commissioner Glenn.

Thomas H. Watson, Mayor

ATTEST:

Beth Davis, City Clerk