

OWENSBORO BOARD OF COMMISSIONERS
Regular Called Meeting
May 16, 2023 5:00 PM
Owensboro City Hall
101 E. 4th Street
Owensboro, Kentucky

1. CALL TO ORDER - Mayor Tom Watson

2. ROLL CALL - City Clerk Beth Davis

Present:

Mayor Tom Watson

Mayor Pro Tem Mark Castlen

Commissioner Bob Glenn

Commissioner Pam Smith-Wright

3. INVOCATION & PLEDGE – Mayor Pro Tem Mark Castlen

4. PRESENTATIONS

4.A. Mayor Watson recognized the retirement of Sergeant Brandon Sims, Owensboro Police Department, after serving twenty (20) years with the City.

4.B. Joe Welsh, Buildings Manager, accepted the “National Public Works Week” proclamation.

4.C. Mayor Watson presented the “Emergency Medical Services Week” proclamation. Rhonda Bergstrom, Director of Nursing – Emergency Services, James Perras, EMS Program Coordinator (both from Owensboro Health), along with other emergency medical service personnel accepted the proclamation.

4.D. Dr. Wanda Figuero-Peralta accepted the “Mental Health Awareness Month” proclamation. She invited everyone to the ribbon cutting for the Onyx Center (a resident addiction recovery center for men) on May 26.

4.E. Chief Art Ealum presented the annual report for the Owensboro Police Department (attached).

5. BUSINESS

5.A. Minutes dated May 2, 2023 were unanimously approved by motion of Commissioner Smith-Wright and a second from Commissioner Glenn.

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

- **Dugan Best Neighborhood Alliance** – Reappoint Deborah Street to a two-year term effective May 23, 2023
- **City Employees' Pension Board (Closed)** – Appoint Pam Smith-Wright to fill the remainder of an unexpired term which ends December 31, 2024 (Replacing Larry Maglinger)
- **Owensboro Sister Cities and Regions Board** – Reappoint Elaine Wright and Robin Joska to a three-year term effective June 6, 2023

6. ORDINANCES - 2nd 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 unanimously approved by a roll call vote on second reading by motion of Mayor Pro Tem Castlen and a second by Commissioner Glenn.

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.

7. ORDINANCES - 1st READING

7.A. Ordinance 13-2023 entitled AN ORDINANCE ADOPTING AND APPROVING THE ANNUAL BUDGET OF THE CITY OF OWENSBORO, KENTUCKY, FOR THE FISCAL YEAR BEGINNING JULY 1, 2023, AND ENDING JUNE 30, 2024, AND APPROPRIATING THE REVENUES TO THE VARIOUS DEPARTMENTS OF THE CITY AS SET FORTH HEREIN, was introduced and publicly read on first reading.

The estimated revenues and fund balances set forth in the 2023-2024 Budget of the City of Owensboro are hereby appropriated to the various departments of the City of Owensboro for the fiscal year beginning July 1, 2023, and ending June 30, 2024, in the amount of \$154,309,596, inclusive of Internal Service Funds, for the various purposes designated in the 2023-2024 Annual Budget. City Manager Pagan explained there are no changes to the budget that was presented in April at the Work Session. There are no changes to city tax rates, the General Fund is balanced, full implementation of the recent compensation study results are included, as well as a market rate cost of living

adjustment. Investments in infrastructure and public safety remain a priority. The budget includes a record amount of spending for asphalt resurfacing.

8. MUNICIPAL ORDERS

8.A. Municipal Order 23-2023 entitled A MUNICIPAL ORDER AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN APPLICATION FOR THE PATRICK LEAHY BULLETPROOF VEST PARTNERSHIP (BVP) INITIATIVE GRANT ADMINISTERED BY THE BUREAU OF JUSTICE ASSISTANCE DESIGNED TO PROVIDE CRITICAL RESOURCES TO LAW ENFORCEMENT JURISDICTIONS FOR THE PURPOSES OF REIMBURSING THE OWENSBORO POLICE DEPARTMENT FOR FIFTY PERCENT (50%) OF THE TOTAL COST OF \$11,898.46, EXPENDED TO PURCHASE FOURTEEN (14) NEW BULLETPROOF VESTS AND PLATES, THAT AMOUNT BEING \$5,949.23, was read for approval on one reading and unanimously approved by motion of Commissioner Smith-Wright and a second from Commissioner Glenn.

The Owensboro Police Department has fourteen (14) bulletproof vests which will expire and require replacement during the next fiscal year. The City seeks to execute an application for a Patrick Leahy Bulletproof Vest Partnership Initiative Grant administered by the Bureau of Justice Assistance to purchase fourteen (14) vests with a 50% grant reimbursement of \$5,949.23. City Manager Pagan added that the funds for the match are currently budgeted.

8.B. Municipal Order 24-2023 entitled A MUNICIPAL ORDER AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A JOINDER AGREEMENT WITH THE KENTUCKY PUBLIC EMPLOYEES' DEFERRED COMPENSATION AUTHORITY CONTINUING THE CITY'S PARTICIPATION IN THE KENTUCKY EMPLOYEES' 457 DEFERRED COMPENSATION PLAN AND THE KENTUCKY PUBLIC EMPLOYEES' 401(K) DEFERRED COMPENSATION PLAN, 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 Kentucky Public Employees' Deferred Compensation Authority ("KDC") is authorized by statute to administer the Kentucky Employees' 457 Deferred Compensation Plan and the Kentucky Public Employees' 401(k) Deferred Compensation Plan, collectively referred to as ("the Plans"). The City of Owensboro has participated in the Plans and desires to continue its participation in the Plans. In order for the City to continue its participation in the Plans, it must execute the attached Joinder Agreement with KDC. City Manager Pagan explained that state statute creates the Deferred Compensation Authority as the plan administrator for employee benefits, such as the optional 401(k) and 457 programs available to Kentucky public employees, including employees at the City of Owensboro. This agreement, which is essentially a participation agreement, has not been updated since 1997 and the State sent a revised agreement for consideration. The Order adopts the updated agreement between the City and the Deferred Compensation Authority to continue to provide benefits to the employees as has been for many years. This is an optional retirement program fully funded by employee contributions and is not

the County Employee Retirement System, which is the primary retirement plan for city employees.

9. CITY MANAGER ITEMS

9.A. The Financial Report for the period ending April 30, 2023 was presented by Finance and Support Services Director Angela Waninger (presentation attached). After the presentation, a motion was made by Mayor Watson to file the report for audit; the motion was seconded by Mayor Pro Tem Castlen and carried unanimously.

9.B. The following personnel appointments were unanimously approved upon motion by Commissioner Glenn and second by Commissioner Smith-Wright.

NEW HIRE/PROBATIONARY STATUS:

- **Greg A. Bunch** – Probationary, full-time, non-civil service appointment to Mechanic with the Public Works Garage Department, effective May 22, 2023

REGULAR STATUS:

- **Rachel E. Adkins** – Regular, full-time, non-civil service appointment to Maintenance Worker with the Public Works Grounds Department, effective May 22, 2023
- **Ted S. Johnston** – Regular, full-time, non-civil service appointment to Fire Driver/Engineer with the Fire Department, effective May 22, 2023

9.C. City Manager Comments – None

10. COMMUNICATIONS FROM ELECTED OFFICIALS

Members of the Commission discussed the events they recently attended.

11. OPEN PUBLIC FORUM - None

12. ADJOURNMENT

There being no further business to discuss, the meeting adjourned at 5:43 p.m. by motion of Mayor Watson and a second by Commissioner Smith-Wright.

Thomas H. Watson, Mayor

ATTEST:

Beth Davis, City Clerk