

OWENSBORO BOARD OF COMMISSIONERS
Regular Called Meeting
August 15, 2023 5:00 PM
Owensboro City Hall
101 E. 4th Street
Owensboro, Kentucky

1. CALL TO ORDER - Mayor Tom Watson

2. ROLL CALL – Beth Davis, City Clerk

Present:

Mayor Tom Watson

Mayor Pro Tem Mark Castlen

Commissioner Sharon NeSmith

Commissioner Bob Glenn

Commissioner Pam Smith-Wright

3. INVOCATION & PLEDGE – Mayor Pro Tem Mark Castlen

4. PRESENTATIONS

4.A. Retirement Recognitions – Mayor Watson recognized Robin Miller, Personnel Department (27 years) and Chris Millay, Street Department (15 years), on their upcoming retirements.

5. BUSINESS

5.A. Minutes dated August 1 and August 8, 2023 were unanimously approved by motion of Mayor Watson and a second from Commissioner Glenn.

5.B. The following board appointments were unanimously approved by motion of Mayor Watson and a second from Commissioner Smith-Wright:

- **Audubon-Bon Harbor Area Neighborhood Alliance** – Appoint Barbara Clites to a two-year term effective August 15, 2023
- **Alliance for a Drug-Free Owensboro and Daviess County** – Reappoint Rosemary Conder and Carl Lewis as a joint city-county appointment to a three-year term effective September 3, 2023
- **Owensboro Health Board of Directors** – Reappoint Gavin Roberts to a three-year term effective November 1, 2023

6. ORDINANCES - 2nd READING

6.A. ORDINANCE 19-2023 entitled AN ORDINANCE APPROVING AND ADOPTING TEXT AMENDMENTS TO APPENDIX F, ARTICLES 3, 8, 10 AND 17 OF THE OWENSBORO METROPOLITAN ZONING ORDINANCE FOR THE CITIES OF OWENSBORO AND WHITESVILLE, AND DAVIESS COUNTY was unanimously approved by a roll call vote on second reading by motion of Mayor Watson and a second from Mayor Pro Tem Castlen.

The Owensboro Metropolitan Planning Commission met in regular session on July 13, 2023 and proposed amendments to the text of the Zoning Ordinance for the Cities of Owensboro and Whitesville, and Daviess County regarding revisions to Articles 3, 8, 10 and 17. The amendments are attached for consideration.

7. ORDINANCES - 1st READING

7.A. Ordinance 20-2023 entitled AN ORDINANCE AMENDING CHAPTER 2, ARTICLE II, SECTION 2-16 OF THE OWENSBORO MUNICIPAL CODE TO UPDATE THE MEETING SCHEDULE OF THE OWENSBORO BOARD OF COMMISSIONERS, was introduced and publicly read on first reading.

The change will eliminate the noon work session on the second Tuesday of the month and move the 5:00 p.m. meeting on the third Tuesday of the month to 4:00 p.m. City Manager Pagan explained that potential meeting time changes were discussed at an earlier work session. This Ordinance is a result of the discussions. The first monthly meeting is unchanged, and remains at 5:00 pm on the first Tuesday of each month. The work session on the second Tuesday will be removed, and the meeting on the third Tuesday of each month will be moved up one hour to begin at 4:00 pm. This meeting, on the third Tuesday, will begin with traditional work session type items, before moving on to business items. The Board of Commissioners have had a few of the hybrid meetings in the past because of scheduling issues, and they worked well. This was the preferred choice of the options discussed at the July work session.

7.B. Ordinance 21-2023 entitled AN ORDINANCE AMENDING THE ANNUAL BUDGET FOR THE FISCAL YEAR BEGINNING JULY 1, 2023 AND ENDING JUNE 30, 2024, AND AMENDING ORDINANCE 13-2023 TO REVISE BEGINNING FUND BALANCES, CARRYOVER APPROPRIATIONS FOR ALL OUTSTANDING ENCUMBRANCES, CAPITAL PROJECTS AND RE-BUDGET FUNDS, was introduced and publicly read on first reading.

Budget amendment to revise beginning fund balances, carryover appropriations for all outstanding encumbrances, capital projects and re-budget funds. City Manager Pagan explained the ordinance is for the typical carry-over budget amendment. It accounts for projects in progress that were not finished by the end of the previous fiscal year on June 30. It also provides updated balances for the various funds based on actual performance last year instead of the estimates used when the current budget was drafted. One new

item of note: the amendment includes a new appropriation of \$92,500 to the airport for a grant match for a taxiway rehabilitation project. The airport submitted this item during the budget process, but we missed it. It would have been included in the initial budget had we seen it.

8. MUNICIPAL ORDERS

8.A. Municipal Order 30-2023 entitled A MUNICIPAL ORDER AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A MEMORANDUM OF AGREEMENT BY AND BETWEEN THE CITY OF OWENSBORO AND DAVIESS COUNTY, UNDER THE TERMS OF WHICH DAVIESS COUNTY WILL APPLY FOR THE EDWARD BYRNE JUSTICE ASSISTANCE GRANT (JAG) FUNDS IN 2023 AND SUBSEQUENT ODD NUMBERED YEARS AND THE CITY OF OWENSBORO WILL APPLY FOR THE JAG FUNDS IN 2024 AND SUBSEQUENT EVEN NUMBERED YEARS, was unanimously approved on one reading by motion of Mayor Watson and a second by Commissioner Smith-Wright.

In 2005, the City and Daviess County began to operate with the understanding that the agencies will alternate the annual filing of applications for the Edward Byrne Memorial Justice Assistance (JAG) program for possible funding to purchase equipment for their individual departments. The City of Owensboro and Daviess County now wish to reduce their understanding to a written agreement by which the County will apply for JAG funds in 2023 and subsequent odd numbered years, and the City will apply for JAG funds in 2024 and subsequent even numbered years. City Manager Pagan stated the Order approve an agreement with Daviess County for the 2023 Edward Byrne Justice Assistance Grant, for which the City and County alternate applications each year. The Order also includes an updated agreement better recognizing how the City and County alternate years, with the City applying in even numbered years and the County applying in odd numbered years.

9. CITY MANAGER ITEMS

9.A. The Financial Report for the period ending June 30, 2023 and the summary for the 2022-23 fiscal year was presented by Angela Waninger, Director of Finance and Support Services (attached). After brief discussion, motion was made by Mayor Watson and seconded by Commissioner Smith-Wright to file the financial report for audit; motion carried unanimously.

9.B. The following personnel appointment was unanimously approved by motion of Mayor Watson and second by Mayor Pro Tem Castlen:

- **Whitney L. Brown** – Regular, full-time, non-civil service appointment to Senior Accountant with the Finance Department, effective August 28, 2023

9.C. City Manager Comments – City Manager Pagan introduced the City's new I.T. Director, Jeff Bell. Mr. Bell came from the City of Madisonville where he was their I.T.

Director for fourteen (14) years. City Manager Pagan also recognized City Clerk Beth Davis for recently earning the designation of Certified Municipal Clerk through the International Institute of Municipal Clerks.

10. COMMUNICATIONS FROM ELECTED OFFICIALS

Members of the Commission discussed the events they recently attended.

Commissioner Smith-Wright mentioned her “Give a Hand, Pay It Forward Owensboro” campaign that is ending August 19. She also mentioned the Freedom Walk that will take place on September 11 for all first responders. The walk will be from Fire Station #1 to the Courthouse beginning at 11:00 a.m.

Mayor Pro Tem mentioned the influx of homeless people coming into the City, stating that Owensboro may be too welcoming for the individuals. He mentioned the disarray in the parks due to the homeless population.

Commissioner Glenn made a request to recognize former Commissioner Larry Maglinger somewhere near the Overlook. He discussed wrong-way driving, trash in the street and vaping concerns. He requested to add vaping to the smoking ordinance.

Commissioner NeSmith stated the English Park area is being considered as a location to host movies on the river and other programming to bring the community back to the park.

Mayor Watson announced Clay Horton, Green River District Health Department, will be attending a future meeting to discuss vaping.

11. OPEN PUBLIC FORUM

Rafe Buckner (728 Sycamore) Chair of Northwest NAB, discussed the homeless issue in his alliance and invited those interested in discussing it further to attend the next Northwest NAB meeting on August 22.

12. CLOSED SESSION

12.A. Motion was made by Mayor Watson and seconded by Commissioner Glenn to enter into closed session under KRS 61.810(1)(k) in which federal or state law specifically require meetings to be conducted in privacy; motion carried unanimously.

13. Motion was made by Mayor Watson and seconded by Commissioner Smith-Wright to return to open session.

14. ADJOURNMENT

There being no further business to discuss, the meeting adjourned at 6:02 p.m. by motion of Mayor Watson and a second by Commissioner Glenn.

Thomas H. Watson, Mayor

ATTEST:

Beth Davis, City Clerk