

**Minutes of the October 5, 2023, Daviess County Fiscal Court Meeting**  
**Held at the Daviess County, Kentucky Courthouse**  
**Present elected court officials: Judge/Executive Charlie Castlen and County Commissioners**  
**Janie Marksberry, Christopher Castlen, and Larry Conder**

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**DOCUMENTS RELATED TO TODAY'S DISCUSSIONS ARE FILED IN THE CORRESPONDING FISCAL COURT FILE.**

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The meeting opened in Prayer and the Pledge of Allegiance to the Flag by Commissioner Chris Castlen

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**1. Consideration for Presentation:**

**A.** Proclaim the month of October 2023 as Domestic Violence Awareness Month. Executive Director Andrea Robinson accepted the proclamation. Andrea thanked the court for their support, which helped them continue to serve the community. She recommended wearing purple this month.

**B.** Proclaim October 4, 2023 as TEN-4 Awareness Day. No one was present to accept the proclamation.

**2. Consideration for Approval:**

**A.** By a motion of Commissioner Castlen, seconded by Commissioner Conder, the court considered for approval; **Minutes of the September 19, 2023, Daviess County Fiscal Court Meeting.**  
The vote was called and with all present members voting in favor, **said motion passed.**

**B.** By a motion of Commissioner Conder, seconded by Commissioner Marksberry, the court considered for approval; **All Claims for all Departments.**  
The vote was called and with all present members voting in favor, **said motion passed.**

**C.** By a motion of Commissioner Conder, seconded by Commissioner Marksberry, the court considered for approval; **FY 23/24 AmeriCorps Host Agency Agreement benefitting the Homeless Coalition of Ohio Valley.**

*County Treasurer Johnson:* The agreement is a budgeted expense for the program year September 1, 2023 through August 31, 2024. He recommended approval.

The vote was called and with all present members voting in favor, **said motion passed.**

**D.** By a motion of Commissioner Castlen, seconded by Commissioner Conder, the court considered for approval; **FY 23/24 AmeriCorps Host Agency Agreement benefitting the Daviess County Emergency Management Agency.**

*County Treasurer Johnson:* The agreement is a budgeted expense for the program year September 1, 2023 through August 31, 2024. He recommended approval.

The vote was called and with all present members voting in favor, **said motion passed.**

E. By a motion of Commissioner Castlen, seconded by Commissioner Marksberry, the court considered for approval; **Accept FY23/24 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Award (Sheriff).**

*County Treasurer Johnson:* In August 2023, Fiscal Court approved a Memorandum of Agreement with the City of Owensboro regarding the Edward Byrne Memorial Justice Assistant Grant (JAG) program. The County applies for the funding in odd-numbered years (beginning in 2023) with the City applying for the funding in even-numbered years (beginning in 2024). This year's program award must be accepted by Fiscal Court to authorize the Judge/Executive to sign the related acceptance documents. The program funding totals \$21,674.00. He recommended approval.

The vote was called and with all present members voting in favor, **said motion passed.**

F. By a motion of Commissioner Marksberry, seconded by Commissioner Castlen, the court considered for approval; **Plan Year 2024 Health Insurance Premium Rates.**

*County Treasurer Johnson:* The Fiscal Court's health insurance is with the State of Kentucky Employee's Health Plan (KEHP) and these are health insurance premium rates for plan year 2024 for employees of Daviess County Fiscal Court. The rates require Fiscal Court approval for payroll deduction purposes. He recommended approval.

The vote was called and with all present members voting in favor, **said motion passed.**

G. By a motion of Commissioner Conder, seconded by Commissioner Marksberry, the court considered for approval; **Accept Renewal of City Bid #4230 - Bulk Sodium Chloride (Rock Salt).**

*County Treasurer Johnson:* This is the renewal of the cooperative bid conducted by the City of Owensboro that includes County rates and volumes. Our bid rate is \$91.08 per ton (up 8.76% from last year's rate of \$83.74 per ton). The City of Owensboro has approved their rate increase, and County Engineer Brasher and Road Department Management believe Fiscal Court's increase to be reasonable and within the expected range. He recommended approval.

The vote was called and with all present members voting in favor, **said motion passed.**

H. By a motion of Commissioner Conder, seconded by Commissioner Castlen, the court considered for approval; **Memorandum of Agreement between the City of Owensboro, Kentucky and Daviess County Fiscal Court to retain Carlton Hall Consulting LLC for Strategic Planning Services regarding Opioid Settlement Funds.**

*County Treasurer Johnson:* On January 18, 2023, the Alliance for Drug Free Communities of Owensboro-Daviess County Steering Committee unanimously approved a recommendation of the Resource Planning Sub-Committee to engage in a planning process facilitated by a consultant firm. On July 19, 2023, the Steering Committee requested funding from the City/County in an amount not to exceed \$25,000 to retain Carlton Hall Consulting, LLC (CHC) to facilitate the planning process and produce the opioid remediation plan. The agreement states that the City and County shall each pay \$12,500 of that cost, and will equally divide responsibility for paying any other incidental costs or reimbursable expenses charged by CHC. He recommended approval.

The vote was called and with all present members voting in favor, **said motion passed.**

I. By a motion of Commissioner Marksberry, seconded by Commissioner Conder, the court considered for approval; **Service Agreement between the City of Owensboro, Kentucky, Daviess County, Kentucky and Carlton Hall Consulting, LLC for Strategic Planning Services regarding Opioid Settlement Funds.**

*County Treasurer Johnson:* This is the service agreement between the City, the County, and the consultant firm with the consultant firm's proposal included as Appendix A which is incorporated as part



of the agreement. The service agreement applies all legal and insurance requirements of the City and County to the proposal. He recommended approval.

The vote was called and with all present members voting in favor, **said motion passed.**

J. By a motion of Commissioner Castlen, seconded by Commissioner Conder, the court considered for approval; **Reject Bid No. 2324-20: One (1) New Full Size SUV 4X4 (Engineering).**

*County Treasurer Johnson:* The bids received had major exceptions to the specifications and/or exceeded the amount budgeted for this item. Since an alternative is available that meets all requirements and is within budget, which is presented in the next agenda item, he recommended rejection of all bids.

The vote was called and with all present members voting in favor, **said motion passed.**

K. By a motion of Commissioner Marksberry, seconded by Commissioner Castlen, the court considered for approval; **Award Bid No. 2324-22: One (1) New 1/2 Ton 4WD Crew Cab Pickup Truck (Engineering).**

*County Treasurer Johnson:* Three bids were received and recommended award to the lowest and best-evaluated bid submitted by **BF Evans Ford** for the 2023 Ford 150 unit in the amount of \$50,697.50.

The vote was called and with all present members voting in favor, **said motion passed.**

L. By a motion of Commissioner Castlen, seconded by Judge/Executive Castlen, the court considered for approval; **Award Quote for Additional E-Poll Books to Tenex Software Solutions (Clerk).**

*County Treasurer Johnson:* The quote is for ten (10) additional e-poll books and related equipment in the amount of \$17,190.00 with an additional \$1,350.00 per year in maintenance starting in year 2. It is required for Fiscal Court to make the purchases. If the General Assembly continues to provide funding for such items in FY 24/25, the County will have the option of seeking reimbursement. He recommended approval.

The vote was called and with all present members voting in favor, **said motion passed.**

M. By a motion of Commissioner Castlen, seconded by Commissioner Conder, the court considered for approval; **Award Quote for Election Equipment to Harp Enterprises, Inc (Clerk).**

*County Treasurer Johnson:* This quote is for thirteen (13) additional on-demand ballot printing units and auto ballot kits in the amount of \$86,530.00. If the General Assembly continues to provide funding for such items in FY 24/25, the County will have the option of seeking reimbursement. He recommended approval.

The vote was called and with all present members voting in favor, **said motion passed.**

N. By a motion of Commissioner Castlen, seconded by Commissioner Marksberry, the court considered for approval; **Hire Clinton Reynolds as Service Technician for the Road Department effective October 2, 2023.**

The vote was called and with all present members voting in favor, **said motion passed.**

### **3. Consideration for Discussion:**

**A. First Reading of KOC 910.7 (2023) 11-2023 – An Ordinance Relating to Goals and Objectives of the Comprehensive Plan.**

*Melissa Evans with OMPC:* Highlighted the goals and objectives. Informed the court that this is completed every 5 years.

*Commissioner Marksberry:* Asked questions about section 4.3, section 4.8, and section 4.9.4 to which Melissa answered all of the Commissioner's questions.

*Commissioner Conder:* Asked Melissa about the word “required” being changed to “encouraged”. Melissa explained that it gives more flexibility with potential changes that could come about with the text of the zoning ordinance.

*Senator Gary Boswell:* Reminded everyone that Planning and Zoning staff are required to follow rules that the City and County make.

- He spoke of the need for less restrictive rules related to landscaping.
- He thinks EX zone should revert back to the prior zone after mining ends.
- Rural subdivision regulations should be adopted.
- Businesses should be allowed to have signs off-premise.
- He also believes the comprehensive plan should be reviewed section by section.

**B. No other business was brought before the Daviess County Fiscal Court**

**C. Public Comments**

**D. Comments by Daviess County Fiscal Court**

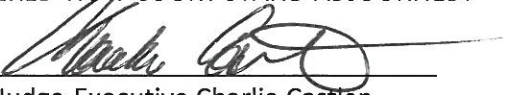
*Commissioner Conder:* Prayed that everyone has a safe Fall Break. He mentioned that he will be out of town with his wife from October 12<sup>th</sup> through the 17<sup>th</sup> to attend a seminar in Richmond with the Rich Hardwood Institute.

*County Judge/Executive Castlen:* Reminded everyone of the free Tox-Away Day on Saturday, October 7, 2023, at the Operations Center.

**4. Adjournment**

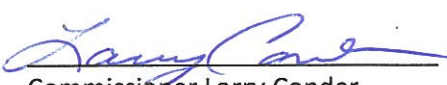
Without objection, Judge/Executive Castlen adjourned the meeting.

SO ORDERED THAT COURT STAND ADJOURNED.

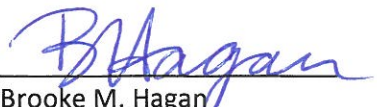
  
Judge-Executive Charlie Castlen

  
Commissioner Christopher Castlen

  
Commissioner Janie Marksberry

  
Commissioner Larry Conder

I, duly appointed Daviess County Fiscal Court Clerk Brooke M. Hagan, hereby certify that the above corresponding Order Book minutes were approved by the court on October 19, 2023.

  
Brooke M. Hagan  
Daviess County Fiscal Court Clerk