

Minutes of the October 19, 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

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

The meeting opened in Prayer and the Pledge of Allegiance to the Flag by Commissioner Larry Conder

1. Consideration for Presentation:

A. Treasurer's Report for September 2023.

County Treasurer Johnson: As of September 30, 2023, the total cash balance is \$68,736,834 for all funds. The General Fund balance is \$28,707,400 (minus operating reserve and restricted funds, cash for general fund operations is \$19,893,236).

2. Consideration for Approval:

A. By a motion of Commissioner Castlen, seconded by Commissioner Marksberry, the court considered for approval; **Minutes of the October 5, 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 Castlen, 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 Marksberry, seconded by Commissioner Conder, the court considered for approval; **Lease Agreement with Western Kentucky Raptor Center.**

Parks Director Ross Leigh: Informed the court that the Western Kentucky Raptor Center is a non-profit dedicated to the rehabilitation of injured and orphaned birds of prey. The lease is only one year as it would benefit the birds to be relocated to a private sight on Jones Road which is owned by the Western Kentucky Raptor Center. They will have that one year to move all of the birds from Yellow Creek Park to the Jones Road sight.

Commissioner Conder: Verified that the birdhouses will be removed from Yellow Creek Park by the Western Kentucky Raptor Center. The empty space left behind will be seeded with grass. He also mentioned that Yellow Creek Park will have extended hours beginning November 1, 2023. The park will close at 7:00 p.m. rather than 5:00 p.m. to allow people to play Pickleball at the Pickleball courts in the month of November.

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

D. By a motion of Commissioner Conder, seconded by Commissioner Castlen, the court considered for approval; **Second Reading of KOC 910.7 (2023) 11-2023 – An Ordinance Relating to Goals and Objectives of the Comprehensive Plan.**

County Attorney Burlaw: He reviewed the “whereas” clauses that the ordinance addresses.

Melissa Evans with OMPC: Explained that the amendments were proposed by Daviess County Fiscal Court. The amendments are minor and remove negative wording making it to be more positive. She explains that the City of Whitesville has already approved the goals and objectives. The City of Owensboro’s approval is still pending.

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 Conder, the court considered for approval; **Memorandum of Agreement with the City of Owensboro and Daniel Pitino Shelter for the 2023/2024 White Flag Events.**

County Treasurer Johnson: Informed the court that this agreement is between Daviess County Fiscal Court and the City of Owensboro. The annual agreement is to provide shelter to individuals needing safe, secure, and hospitable temporary overnight accommodations during severe cold weather. The Daniel Pitino Shelter is the entity providing on-site security and management during a white flag event. The City and County share the cost of a staff member to manage. The Daviess County Emergency Management Agency will coordinate transportation on the weekends, and provide specified supplies for the event. EMA, legal, and himself reviewed the agreement and he recommended approval.

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

F. By a motion of Commissioner Conder, seconded by Commissioner Marksberry, the court considered for approval; **Award RFQ 2324-28: Five (5) Sets of Turnout Gear (Fire Rescue).**

County Treasurer Johnson: This quote is for the Daviess County Fire Department. These are budgeted replacements to meet national standards. He recommended pursuing the lowest and best-evaluated quote submitted by **Atlantic Emergency Solutions** in the amount of \$17,377.10.

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

G. By a motion of Commissioner Marksberry, seconded by Commissioner Castlen, the court considered for approval; **Purchase One (1) Narcotic Canine Unit & Handler Training Course (Sheriff).**

County Treasurer Johnson: This quote is for the Daviess County Sheriff’s Office. He recommended pursuing the best-evaluated quote submitted by Cedar Creek Kennels, Inc. in the amount of \$18,500. Cedar Creek Kennels, Inc. is a highly recommended and known vendor and is utilized by a majority of law enforcement agencies in the region that have K-9 units. This is a certified professional service, sufficient funds are available for the expense, and he saw no issues with the request. 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 Marksberry, the court considered for approval; **Re-appoint Nathan Berry (S.5T) to the Owensboro Health, Inc. Board (3-year term.) effective 11/1/2023 through 10/31/2026.**

Judge/Executive Castlen: Pointed out that the agenda said (S.5T) when he actually completed the remainder of an unexpired term.

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

I. By a motion of Commissioner Castlen, seconded by Judge/Executive Castlen, the court considered for approval; **Re-appoint Tom Lilly (S.5T) to the Owensboro Health, Inc. Board (3-year term.) effective 11/1/2023 through 10/31/2026.**

Judge/Executive Castlen: Pointed out that the agenda said (S.5T) when it was just a partial term of a newly created board position.

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

3. Consideration for Discussion:

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

B. No Public Comments were made.

C. Comments by Daviess County Fiscal Court.

Commissioner Conder: Announced that this year is the First Annual Harvest Festival at the Daviess County Fair Grounds. Saturday, October 21st is from 10:00 a.m. to 6:00 p.m. and Sunday, October 22nd is from 12:00 p.m. to 6:00 p.m. Parking will be \$5.00 which will be going to a charity. He and his wife attended a seminar in Richmond with the Rich Harwood Institute.

Commissioner Marksberry: Mentioned that the dog fence has been installed at the Animal Shelter. Expressed her concern about the flooding issues near Panther Creek Park.

Judge/Executive Castlen: Informed the community that he has been searching for a solution to the flooding issue by Panther Creek Park. For hundreds of years, the flooding issue has been a problem. He will continue to work towards a solution. He asked the public to be careful on Halloween and watch for children trick-or-treating.

4. Consideration for Approval:

A. Enter into **Closed Session per KRS 61.810 (1)(b):**

- **KRS 61.810 (1)(b)** Deliberations on the future acquisition or sale of real property by a public agency, but only when publicity would be likely to affect the value of a specific piece of property to be acquired for public use or sold by a public agency.
 - No action is expected to be taken on **KRS 61.810 (1)(b)**

By a motion of Commissioner Conder, seconded by Commissioner Marksberry, the court went into a closed session.

5. Adjournment

Without objection, Judge/Executive Castlen adjourned the meeting.

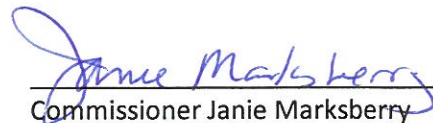
SO ORDERED THAT COURT STAND ADJOURNED.



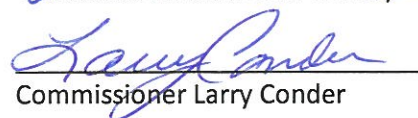
Judge-Executive Charlie Castlen



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 November 2, 2023.

A handwritten signature in blue ink, appearing to read "B. Hagan", is written over a horizontal line.

Brooke M. Hagan
Daviess County Fiscal Court Clerk