

**Minutes of the June 1, 2017
Daviness County Fiscal Court Meeting
Held at the Daviness County, Kentucky Courthouse**

**Present elected court officials included
Judge/Executive Al Mattingly and County Commissioners Mike Koger,
George Wathen and Charlie Castlen**

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

Commissioner Wathen opened the meeting in prayer and led the court in the Pledge of Allegiance to the flag.

Minutes of the May 23, 2017 meeting were submitted to fiscal court members for review prior to today's meeting and on a motion of Commissioner Castlen, seconded by Commissioner Wathen with all the Court concurring said Minutes were approved and signed.

By a motion of Commissioner Castlen, seconded by Commissioner Koger, the court considered for approval all Claims for all Departments.

Without further discussion, Judge/Executive Mattingly called for a vote on the motion. All members of the court voted in favor; motion passed.

By a motion of Commissioner Koger, seconded by Commissioner Castlen, the court considered for approval of Budget Transfers for FY Ending June 30, 2017.

Without further discussion, Judge/Executive Mattingly called for a vote on the motion. All members of the court voted in favor; motion passed.

By a motion of Commissioner Wathen, seconded by Commissioner Castlen, the court considered for approval of the Salary Schedule effective 7/1/2017.

County Treasurer Jim Hendrix stated, "This is being modified to reflect the Cost Of Living Allowance (COLA) increase of 2%.

Without further discussion, Judge/Executive Mattingly called for a vote on the motion. All members of the court voted in favor; motion passed.

By a motion of Commissioner Koger, seconded by Commissioner Castlen, the court considered for approval to Contract with the DC Board of Education for Parochial School Student Transportation.

Without further discussion, Judge/Executive Mattingly called for a vote on the motion. All members of the court voted in favor; motion passed.

By a motion of Commissioner Koger, seconded by Commissioner Wathen, the court considered for approval to Appoint Richard Stallings to the **Daviess County Drainage Commission** - TERM: 06/02/2017 – 06/02/2020.

Without further discussion, Judge/Executive Mattingly called for a vote on the motion. All members of the court voted in favor; motion passed.

By a motion of Commissioner Wathen, seconded by Commissioner Castlen, the court considered for approval **Second Reading of KOC 921.671 (2017); 6-2017** - An Ordinance Amending Text in Articles 3, 7, 8 and 14 of the Owensboro Metropolitan Zoning Ordinance.

Comments:

Judge Mattingly stated, "Resulting from questions raised during the prior court meeting, Commissioner Wathen and I met with OMPC Executive Director Brain Howard and ironed out all concerns regarding this ordinance. As you recall, we amended this ordinance and removed Article 5. The issues relative to that article will be addressed and a second proposal will come before this court at a later date."

Without further discussion, Judge/Executive Mattingly called for a vote on the motion. All members of the court voted in favor; motion passed.

By a motion of Commissioner Koger, seconded by Judge/Executive Mattingly, the court considered for approval **Second Reading of KOC 411.2 (2017); 5-2017** - An Ordinance Amending KOC 411.1 (2013); Section 8, Article I, Section 3-8 of the Code of Ordinances of the County of Daviess to Expand the Sale of Alcoholic Beverages on Sundays and adding Section 9 Requiring Responsible Beverage Service Training.

Comments:

Many of the same comments were expressed as were expressed during the first reading of this ordinance.

Judge Mattingly added that this ordinance also incorporates server training, which he believes is a positive move as it has never been required in Daviess County.

Judge Mattingly recognized the fact that Owensboro City Mayor Tom Watson opposed the city's recent ordinance regarding this issue on grounds that he believed it should be a countywide ordinance, not a city ordinance. He stated, "And I agree, but unfortunately the city decided to move very quickly on this and did not consult the members of this legislative body."

Commissioner Wathen will reluctantly vote in favor of this ordinance on grounds that without this county ordinance, the city's ordinance puts county businesses at a competitive disadvantage. He stated, "I am disappointed in the city decision to proceed on such important county-wide issue without a discussion with this court. If they had done research on this, they too would have found that it does not necessarily benefit businesses. This decision removes a long time tradition of what we are to do on Sunday's and what we are not to do on Sunday's."

Commissioner Castlen echoed Commissioner Wathen's comments, including being disappointed with the city for moving ahead with their ordinance without consulting this court. He stated, "I think if we had been able to talk about this with them, they too would have seen that the need was absent with regard to expanded alcohol sales in Owensboro-Daviess County."

Steve Moreland opposed the passage of this ordinance. He believes that alcoholism is already a problem in our community and making alcohol available an extra day will only increase the issue. He believes this decision will hurt the community economically and morally. He stated, "Your arrogant thinking here will only lead to an increase in domestic violence crimes, DUI's, and

drunkenness. He quoted the Bible, Proverbs 20:1, "Wine is a mocker, strong drink is raging: and whosoever is deceived thereby is not wise."


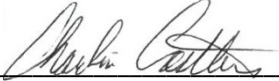
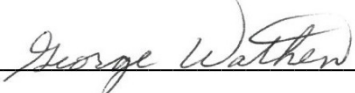

Judge Mattingly thanked him for his comments and called for a vote on the motion. **All members of the court voted in favor; motion passed.**

Comments:

A local family has generously agreed to donate one of Daviess County's oldest homes, an 1820's log cabin to the county. This donation comes with an attached 150+ year old frame house and possibly a log barn. The county will pay to remove and reinstall the structures for public display at Yellow Creek Park's Pioneer Village. The family is pleased that many will have an opportunity to visit these old historic structures.

The next court meeting will be 6/22/17 at 5:00 pm and a Special Meeting is set for 6/29/17 at 10:00 am.

**Without objection, Judge/Executive Mattingly adjourned the meeting.
SO ORDERED THAT COURT STAND ADJOURNED.**

Judge/Executive:  Commissioner: 
Commissioner:  Commissioner: 

I, duly appointed Clerk of the Daviess County Fiscal Court, do hereby certify that the above Minutes for the corresponding Order Book were approved by the members of the Daviess County Fiscal Court at the regular session of said Court on this 22nd day of June 2017.

Jennifer C. Warren, Daviess County Fiscal Court Clerk