

**Minutes of the August 17, 2017  
PUBLIC HEARING and  
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**

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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 with a prayer and the Pledge of Allegiance to the Flag.

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A **Public Hearing** was held to discuss the possible discontinuance of a portion of Old Wayne Bridge Road.

**Comments:**

With no comments being received, said hearing closed.

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**By a motion of Commissioner Wathen, seconded by Commissioner Castlen,** the court considered for approval **Resolution No. 15-2017** – relating to the Daviness County Public Health District imposing the Special ad valorem tax increase of ½ cent per \$100 valuation.

The Daviness County Public Health District (DCPHD) is a special taxing district charged with providing public health. The DCPHD has not increased their tax rate in a number of years, but now deems it necessary to impose a ½ cent tax increase, making the new rate 4.0 cents. This resolution is brought before the court today to recognize the DCPHD's new tax rate and to administratively impose said rate. It should be noted, the Daviness County Fiscal Court does not set this rate.

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

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Judge Mattingly presented the Women's Equality Day Proclamation. Judy Adams received and thanked court for the recognition.

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County Treasurer Jim Hendrix presented the Treasurer's Report for month ended July 2017.

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Minutes of the August 3, 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.

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**By a motion of Commissioner Koger, seconded by Commissioner Castlen,** 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.**

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**By a motion of Commissioner Castlen, seconded by Commissioner Wathen,** the court considered for approval to Contract with Magnum Welding to Repair the Transfer Station Trailer Floor.

**Without further discussion, Judge/Executive Mattingly called for a vote on the motion.**

**All members of the court voted in favor; motion passed.**

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**By a motion of Commissioner Castlen, seconded by Commissioner Wathen,** the court considered for approval an MOA with Saint Benedict's Homeless Shelter regarding White Flag Events.

Saint Benedict's Homeless Shelter has agreed to take over operating and hosting responsibilities for White Flag events, as defined by the Homeless Council of the Ohio Valley's White Flag Event policy, for our community for a minimum of 5 years. In turn, the county agrees to contribute an amount not to exceed \$9,000 to assist in the purchase and installation of a Fire Suppression System extension at Saint Benedict's Homeless Shelter. To cover the annual costs of operating this emergency weather-related shelter, beginning this November, the City of Owensboro will pay Saint Benedict's \$250 per event, not to exceed \$5,500. Each year following, the city and county shall split the operating costs at the same rate of \$250 per event, not to exceed \$5,500 in

a fiscal year. The City of Owensboro will sign a similar agreement with Saint Benedict's regarding their financial commitment to this arrangement.

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

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**By a motion of Commissioner Castlen, seconded by Commissioner Wathen,** the court considered for approval to Apply for the Justice Assistance Grant (JAG) for Tasers and related equipment.

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

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**By a motion of Commissioner Castlen, seconded by Commissioner Wathen,** the court considered for approval an Interlocal Agreement with the City of Owensboro regarding the 2017 JAG.

Sheriff's Deputy Nick Roby noted, "During odd years, Owensboro Police Department applies for this grant and during even years, Daviess County Sheriff's Office applies. This is a year for the Sheriff's Office to apply and I recommend approval of this Interlocal Agreement."

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

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**By a motion of Commissioner Castlen, seconded by Commissioner Wathen,** the court considered for approval the Report of Viewers regarding the Discontinuance of a portion of "Old" Wayne Bridge Road and to pay Viewers.

The report stated that on August 9, 2017, the appointed viewers visited the site and agree that no public inconvenience would result from the decision to discontinue the road (as described in "Exhibit A"). The report recommended the court discontinue the described road.

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

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**By a motion of Commissioner Koger, seconded by Commissioner Castlen,** the court considered for approval to Award the following Bids:

- **Bid No. 26-2017:** Asphalt Sealing & Crack Filling to Precision Asphalt Sealing.
- **Bid No. 27-2017:** Panther Creek Park Lighting Project to Norman King Electric, Inc. for Option 1 (Metal Halide Solution).
- **Bid No. 29-2017:** One (1) New Manure Spreader to H&R Agri-Power, Inc. for the 2017 New Holland 195.
- **Bid No. 30-2017:** One (1) New 15' No-Till Grain Drill to H&R Agri-Power, Inc. for the 2017 Great Plains 1510 CPH.

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**By a motion of Commissioner Koger, seconded by Commissioner Castlen,** the court considered for approval to accept the Retirement Resignation of Assistant Fire Chief Stephen Fuqua effective, August 31, 2017.

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The **First Reading of KOC 620.47 (2017); 9-2017** - An Ordinance Relating to the Discontinuance of a Portion of "Old" Wayne Bridge Road was read into record.

**Comments:**

No comments received.

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The **First Reading of KOC A.93 (2017); 10-2017** - An Ordinance Relating to the Adoption of the 2017 Daviess County Tax Rates was read into record.

**Comments:**

Judge Mattingly noted that although the county did not raise taxes, there may be a slight increase in revenues due to reassessed and increased property values in a quarter of the county.

Commissioner Wathen stated, "I am proud of the fact that we are not changing rates. This is due largely to the diligent efforts by county employees to keep spending low while maintaining the highest levels of service to the people of Daviess County. I feel that by running the county much like a business, we are able to accomplish this balance."

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**Comments:**

Dr. Thomas Sabetta, Jr. spoke as a local citizen and on behalf of "saveourartheritage.org". He discouraged the court from considering the removal of the Confederate Soldier from the courthouse lawn. He asked, "What is the insurance policy if our Confederate Soldier statue were to be defaced or even clandestinely removed as recently happened in another town? This question is somewhat rhetorical as I am certain there is some type of insurance. Three reasons

why it should not be removed: it's against our first amendment rights, it violates the freedom of assembly, and it is arts censorship. I suggest the court install a Union Soldier on the lawn to more accurately represent the history of the civil war."

Judge Mattingly appreciates Dr. Sabetta's comments.

Mayor Greg Beyke requested financial assistance to replace a bridge in the Whitesville City Park. The original old bridge became severely dilapidated and was removed. The residents of Whitesville have repeatedly urged the commission to replace the bridge. Mayor Beyke said a grant application was approved for \$16,000+. This grant is a 50/50 match and again, requests the court's financial aid to help replace the bridge.

Judge Mattingly asked, "Have you considered a public fundraiser?"

Mayor Beyke said he is in the process of personally hosting one in October.

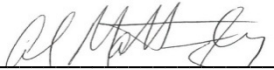
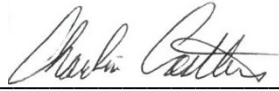
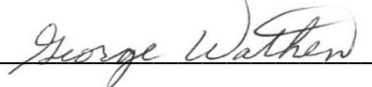
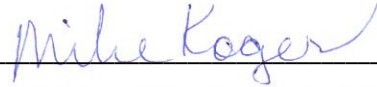
Judge Mattingly would like to discuss this project with the Mayor for additional information.

Judge Mattingly recognized the following September Employee Anniversaries:

- Assistant Parks Director Kandace Sturgeon – 10 years
- Solid Waste Truck Driver Ricky White – 10 years
- Daviess County Fiscal Court Clerk Jenni Warren – 20 years

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**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 7<sup>th</sup> day of September 2017.

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Jennifer C. Warren, Daviess County Fiscal Court Clerk