

**Minutes of the October 5, 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**

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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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Judge Mattingly Proclaimed October 2017 as Domestic Violence Awareness Month. OASIS Executive Director Shelly Nichols received and thanked the court for the proclamation.

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The Daviness County Extension District's 2017 Tax Rates were presented to the court.

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County Treasurer Jim Hendrix presented the Treasurer's Report for August 2017.

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Minutes of the September 21, 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 Koger 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 Koger, seconded by Commissioner Wathen,** the court considered for approval an MOA with the Metalsa Corporation regarding Daviess County Economic Development funds.

The Daviess County Economic Development Advisory Commission recommended an allocation of \$339,000 to Metalsa from the county's economic development fund. This MOA stipulates county funds are contingent upon Metalsa hiring 113 new employees within a certain timeframe.

**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 Wathen, seconded by Commissioner Castlen,** the court considered for approval to Renew Medical, Vision, Dental, and Life Benefits for the Fiscal Court and County Clerk and authorize the County Treasurer to sign any and all related documents.

County Treasurer Jim Hendrix stated, "This is annual benefit renewals. Benefits are unchanged from the prior year."

**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 Wathen,** the court considered for approval to Purchase an Equipment Trailer for the Road Department for \$13,768.  
**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 Wathen, seconded by Commissioner Castlen,** the court considered for approval to Advertise for **Bid No. 37-2017:** Elevator Maintenance Services and **Bid No. 38-2017:** Fuel Monitoring System.

**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 Koger,** the court considered for approval to Promotion, effective 10/8/2017 the following Fire Department

employees: Eric Coleman to *Assistant Chief*, Rondal (Ronnie) Bobo to *Lieutenant*, and Brian Cecil to *Engineer*.

**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 appoint James Kuhlman (33-2017) to the **Daviess County Public Library** (Lewatis McNeal served 1 term)

TERM: 9/13/2017 - 9/13/2021.

**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 Wathen**, the court considered for approval to appoint Susan Montalvo-Gesser (34-2017) to the **Daviess County Public Library** (Polly Reynolds served 2 terms)

TERM: 9/13/2017 - 9/13/2021.

**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 **Second Reading of KOC 621.17 (2017); 11-2017** – An Ordinance Relating to the Daviess County Road, Bridge and Street System.

**Comments:**

No comments received.

**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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The court heard the **First Reading of KOC 910.6 (2017); 12-2017** – An Ordinance Relating to Goals and Objectives of the Comprehensive Plan.

**Comments:**

Judge Mattingly noted that statutorily the Comprehensive Plan must be reviewed and updated at least once, every 5-years.

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The court heard the **First Reading of KOC 520.2 (2017); 13-2017** – An Ordinance of the Daviess County Fiscal Court and the City of Owensboro Jointly Creating a New Section in Article III of the Owensboro Municipal Code Prohibiting the Operation of Golf Carts, Low-Speed Vehicles, or Utility Vehicles on all Public Roadways, Streets, or Highways within Daviess County and the City of Owensboro.

**Comments:**

Judge Mattingly commented that during this past legislative session, an amendment was approved regarding the use of golf carts and like vehicles for package deliveries on roads and streets with posted speed limits of 35mph or less. With the increase in on-line sales, UPS desired this amendment to make package deliveries more efficient. The majority of speed limits within the city meet this regulation and the scenario I fear is one where to get from one adjacent neighborhood to another, the delivery driver must cross busy and highly traveled highways such as 54 resulting in significant traffic hazards. In cases where local bodies wish to disallow this, they may, within 60 days of the state's amendment passage, pass an ordinance rejecting the use of these type of vehicles. Although the Daviess County already prohibits golf carts and related vehicles from using county roads, the county must reject the state's amendment. In the future, if Daviess County desires to allow such vehicles on county roads or neighborhoods, the county may do so, but on the county's terms and regulations.

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**Comments:**

Local resident and member of the newly created "Non-Violent Owensboro" group Sarah Snyder stated, "I encouraged the court to continue the conversation that we are going to treat all citizens equally. I do not think it is appropriate to essentially tell one group that their history is important and we will honor it, but tell another group that their history is irrelevant and to get over it. Both groups should be treated the same."

Judge Mattingly stated, "I absolutely agree with your statement."

Commissioner Wathen recognized Judge Mattingly for being awarded a distinguished regional leader by members of GRADD. GRADD presented the Judge with the Wendell H. Ford Regional Legislative Leadership Award.

Judge Mattingly thanked the commissioner for that announcement. Judge Mattingly was honored to have received the award and as noted that Senator Ford would always present himself as "the boy from Yellow Creek" and I too spent my adolescent years in a home adjacent to Senator Ford's home-place. He stated, "It was a true honor and made especially memorable as Senator Ford's grandson Clay Ford presented me with the award.

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

Judge/Executive: Al Mattingly Commissioner: Charlie Carter

Commissioner: George Wathen Commissioner: Mike Koger

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 5<sup>th</sup> day of October 2017.

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Jennifer C. Warren, Daviess County Fiscal Court Clerk