

**REGULAR SESSION**  
**of the Daviess County Fiscal Court**  
**held at the Courthouse in the City of Owensboro,**  
**County of Daviess, Commonwealth of Kentucky**  
**on this 9<sup>th</sup> day of January 2014**  
**Present were Judge/Executive Al Mattingly and**  
**County Commissioners Jim Lambert,**  
**George Wathen and Charlie Castlen**

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**DOCUMENTS RELATED TO TODAY'S DISCUSSION**  
**ARE FILED IN JANUARY 9, 2014 FISCAL COURT FILE**

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

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The court recognized Paul Nave as a Certified Emergency Number Professional. Many accolades and praises were bestowed on Mr. Nave for his professionalism and upstanding character not only by the court, but also by his peers.

Commissioner Lambert noted that only three individuals in the state of Kentucky hold the title of Certified Emergency Number Professional.

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The Daviess County Public Library Fees/Fines, effective December 1, 2013 were presented to the court.

Commissioner Castlen noted that there are no changes in fees/fines from the prior year. He noted that due to requirements regarding House Bill No. 1, relating to special districts, he proposed at the prior library board meeting that he thought it would be cleaner if they simply presented all of their charges to the court. That way they know they are covered, as far as meeting the requirements.

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Minutes of the December 19, 2013 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 Lambert, seconded by Commissioner Castlen, the court considered approval of 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 Lambert, the court considered for approval Fund Transfers from the Solid Waste Operating Fund and General Fund to the Solid Waste Debt Service Fund – 2017, Solid Waste Debt Service Fund – 2014, Solid Waste**

Construction/Capital Replacement Fund, Bond Fund – Downtown Renovation, Jail Fund, and Road Fund.

**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 Lambert,** the court considered for approval Daviess County Clerk's 2014 Budget.

Clerk Osborne stated, "We turned over approximately \$6,500 more to the court this year than we did last year, and we ended the year with about a \$70,000 surplus. This 2014 budget reflects a 2% merit increase for the employees, and it reflects a request to purchase a 2014 Ford Transit Connect van."

**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 Daviess County Sheriff's 2014 Budget.

The Sheriff noted that numerous raises and a 1.5% COLA are reflected in his 2014 budget. Also in his budget includes the replacement of several patrol vehicles along with equipping them with MDT's. Additionally he will be purchasing a transport van and updating the K-9 equipment in a vehicle.

**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 Lambert,** the court considered for approval to Amend the Salary Schedule to include Veterinary Technician and approve said job description.

David Smith stated, "Recently an employee left the animal shelter. In looking at how the shelter was organized, we did a survey of other animal shelters that are of similar size in Kentucky. We felt it would be wise to upgrade that position from just a regular service technician that mainly did maintenance around the facility to a veterinary technician position that would, while still handling maintenance issues, also be able to handle the pets and be more qualified to handle the pets. In addition, this person would have the ability to euthanize animals. Currently only the animal control officers are doing that and Ashley. So having someone else in addition to them and Ashley would free them up to do other things. We had a long meeting, and we all felt that this was the best way to proceed in filling the vacant position."

Commissioner Wathen agreed with Mr. Smith. He stated, "This gives us more flexibility and the difference in salary is not that great so we are going to be fine. I think it is a good strategic move."

Animal Control Director Ashley Clark stated, "It will help with efficiency and with the animals in light of our limited staff."

**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 Lambert, seconded by Commissioner Wathen,** the court considered for approval the Lake Forest Subdivision, Unit No. 33, Surety Reduction for Storm Sewers.

Commissioner Castlen asked, "When we look at specific requests like this, do we look at other places where this particular developer might not be where they should be through the passage of time, or whether or not we are protected with the bonds on something that maybe has been on the table for a long time, or does everyone have to stand alone?"

County Engineer Mark Brasher stated, "Typically, each development, each unit stands alone. We are in the process with the City of Owensboro in regards to public improvements in regards to getting surety on a 2-year rotating basis. This means every 2-years we would put our hands on the surety and up it or lower it depending on the rate to ensure that we do not get way behind."

Commissioner Castlen asked, "As of today, our policy is each one stands alone?"

Mr. Brasher stated, "Each one stands alone to a certain extent. If there is an existing unit – multiple units and they are asking for release out of multiple units – just because they are asking for a release of storm water, if it is on the same bond, we make sure that everything that is attached to that bond has the current rate. So if that bond addresses sidewalk and they still have not done the asphalt paving, we will release the sidewalk, but we will check the asphalt and if that price has increased they will have to up that part so there may be a net for the surety."

**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 Lambert, seconded by Commissioner Wathen,** the court considered for approval the Whispering Meadows Subdivision, Surety Release, Reduction and/or Increase for Sections 1 – 3.

**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 Replace a Drive Motor on a Landfill Excavator.

Judge Mattingly asked, "Why are we going to spend an extra \$1,000 when we could have gotten a rebuilt one for \$8,995?"

Mr. Smith stated, "The difference is a 1-year warranty versus a 90-day warranty. The mechanics at the landfill would rather have a new motor than a re-built one."

**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 John Fentress (01-2014) to the **DC-SWEEP**, *west appointee* (Amy Fogle-Stiff served 1 term) - TERM: 1/1/2014 – 1/1/2017.

**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 Lambert, seconded by Commissioner Wathen,** the court considered for approval to appoint Karen Lain (02-2014) to the **DC-SWEEP**, *east appointee* (Gerald Wedding served 1 term) - TERM: 1/1/2014 – 1/1/2017.

**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 Lambert, seconded by Commissioner Castlen,** the court considered for approval to appoint Mark Irby (03-2014) to the **DC-SWEEP**, *ex-officio member* (Served 1 term) - TERM: 1/1/2014 – 1/1/2017.

**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 Donna Nolan (04-2014) to the **Owensboro Daviess County Drug and Alcohol Steering Committee** (Replacing Greg Black who served a partial term) - TERM: 1/1/2014 – 9/1/2014.

**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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**Comments:**

Commissioner Lambert asked the county engineer about Kelly Cemetery Road Bridge and Ray Road Bridge.

Mr. Brasher stated, "Concerning Kelly Cemetery, the county attorney's office has just handed me some documents for construction easements to replace that bridge. Hopefully within the next week or two I can get those signed and brought to this court for approval. The engineering firm that we have hired hopefully next week will submit to me their final design on the bridge. Once I have that design and a cost estimate, I will be submitting to Frankfort for some funding that they allow the counties for bridge replacement. The intent is to have Kelly Cemetery Road Bridge budgeted for next fiscal year and completed early summer. In regard to Ray Road Bridge, the Highway Department has a little bit of work to do to finish up that project. They anticipate completion in the spring. However, the bridge is already open and operating.

Judge Mattingly stated, "The Grand Opening of the Convention Center is being held January 31.

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

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Al Mattingly  
Daviess County Judge/Executive