

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 5<sup>th</sup> day of February 2013  
Present were Judge/Executive Al Mattingly,  
County Commissioners Jim Lambert,  
George Wathen and Charlie Castlen

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DOCUMENTS RELATED TO TODAY'S DISCUSSION  
ARE FILED IN FEBRUARY 5, 2013 FISCAL COURT FILE

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Judge/Executive Al Mattingly opened the meeting in prayer and led the court in the Pledge of Allegiance to the flag.

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The Ohio County Water and Green River Area Development Districts' 2013 Budgets were presented to the court.

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Minutes of the January 24, 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 Lambert, seconded by Commissioner Castlen, the court considered for approval to Advertise for Bid No. 04-2013 for the Daviess County Detention Center Roof Replacement.**

Purchasing Agent Dale Boyle stated, "I have had several meetings with Jailer Osborne and his staff. Due to the continual and recurring leaks, he is requesting a new roof. There are approximately 30 to 40 air conditioning units on top of that roof and everywhere the roof is intersected they incur leaks. It is a constant maintenance problem."

Judge Mattingly stated, "And it started quite soon after the jail was constructed, if I remember."

Mr. Boyle stated, "The roof that was put on was, according to the experts that we have had on that roof, not done like it should have been done."

Judge Mattingly stated, "And some of the people we have talked to, we talked to them about looking at repairing or patching, but that cost was going to be..."

Mr. Boyle stated, "About \$90,000 just for repairs and patching with only a 2-year warranty."

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 Contract with D-C Elevator Company for Annual Safety Testing for the Daviess County Courthouse.

County Engineer Mark Brasher stated, "The courthouse elevator is required to be tested annually. This is the same company that has been doing the testing for the last several years. There is no change in pricing."

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 Second Reading of **KOC 620.45 (2013)** An Ordinance Relating to the Discontinuance of a Portion of Rockport Ferry 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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Comments:

Judge Mattingly stated, "During a prior meeting, you gave me authorization to seek and sign a contract for architectural services regarding a new way to go into the drivers license bureau to renew your license. In contacting several architects, the county engineer brought a proposal to me. One of the things that we did after some discussion, we visited with the Circuit Court Clerk Susan Tierney and looked at another way – another entrance on the east side of the Judicial Center requiring us to cut an opening into the building's outside wall. In getting a contractor to give us just estimates, not based on any drawings, he came back with a price that was substantially higher than the original proposal. So, what I am going to do is go ahead and sign an agreement with RBS Design Group to come up with a set of plans for the proposed re-work of the Judicial Center so that people will be able to get into the drivers license bureau and renew their license. The cost of the professional fees was \$6,500. Hopefully, once we have the drawings in-hand we can put those drawings out for bids."

Commissioner Wathen stated, "So, which side of the building are you going to have the architect...?"

Judge Mattingly stated, "The original side. The west side. If you recall, the original proposal was on the Allen Street side."

Commissioner Wathen asked if estimates were obtained for both proposals. Judge Mattingly said yes.

Commissioner Lambert stated, "Judge, who makes the final determination? I know we do not have the price, we have not seen the plans. But in the event that we do not like the plans or do not like the price, is it the circuit clerk's call or is it the courts call?"

Judge Mattingly stated, "It is the court's call."

Commissioner Lambert stated, "I think there are less concerns than there used to be. I have been over there and have talked to the ladies that work in that department. I think still the public would surely like to see that come here (to the courthouse). I do not know if that is still

possible or not, but I at least have an interest in pursuing that function being over here. I know that requires some remodeling over here, but that area is not... Does anybody know how many square feet they currently have? It is not many. I just want to not give up at this point on the ability to bring that back here."

Judge Mattingly stated, "I am going to hazard to guess that the location would be the circuit court clerk's call, not this court. The expenditure of funds would be this court's call. So, if we receive a price back that we do not like then that would require the approval of the court. I cannot just sign the order. It would be her call on the location and our call on the expenditure of funds."

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

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Al Mattingly  
Daviness County Judge/Executive