

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 2nd day of July 2015
Present were Judge/Executive Al Mattingly and
County Commissioners Mike Koger,
George Wathen and Charlie Castlen

DOCUMENTS RELATED TO TODAY'S DISCUSSION
ARE FILED IN JULY 2, 2015 FISCAL COURT FILE

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

Treasurer Jim Hendrix presented the Treasurer's Report for May 2015.

Minutes of the June 16, 2015 meeting were submitted to fiscal court members for review prior to today's meeting and on a motion of Commissioner Koger, seconded by Commissioner Castlen with all the Court concurring said Minutes were approved and signed.

By a motion of Commissioner Koger, 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.

By a motion of Commissioner Wathen, seconded by Commissioner Koger, the court considered for approval **Resolution No. 11-2015** – Federal Procurement Policy and the Legally Binding Agreement relating to the Owensboro Regional Recovery 2015/2016 CDBG.

Treasurer Jim Hendrix stated this is a required resolution whenever federal funds under the Community Development Block Grant; a procurement policy ensuring the funds are used appropriately their guidelines. Treasurer recommends approval.

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 Castlen, seconded by Commissioner Wathen, the court considered for approval the Masonville CDBG Project 14-046 Procurement Code, Masonville Cost Overrun **Resolution No. 12-2015**, Professional Service **Resolution No. 13-2015**, Masonville Contract for Professional Services Part I and Part II, **Resolution No. 14-2015 and Agreement** approving cooperation between Daviess County Fiscal Court and Regional Water Resource Agency relating to implementation of the Community Development Block Grant Public Facilities Program and Procurement Code **Resolution 15-2015**.

Treasurer Jim Hendrix noted that GRADD will administer this grant and RWRA will be doing the work and the bids.

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 Castlen, seconded by Commissioner Wathen, the court considered for approval the Expanded Jurisdiction Agreement and Authorization for the Judge/Executive to sign said agreement.

Judge Mattingly emphasized that this is an agreement between Daviess County Fiscal Court, City of Owensboro, OMPC, with the Department of Housing, Building and Construction. It allows us to enforce building codes, HVAC and electrical codes. We review plans locally. Page 3 states the list of what we are not authorized to enforce such as Institutional buildings, Facilities required to be licensed by Cabinet of Health and Family Services, state owned or state leased buildings. These all come through the Department of Housing, Building and Construction. This is just giving me permission to sign an agreement that we have executed in the past with Department of Housing, Building and Construction.

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 Koger, the court considered for approval to Purchase a Scag Mower and a Landpride Finishing Mower for the Parks Department.

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 Bond Release for Woodland Ridge, Unit No. 4, Streets.

Mark Brasher County Engineer stated the developer has requested the release of surety for the asphalt surface. That work has been inspected by my office and approved. County Engineer requested release.

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 to Reject **Bid No. 05-2015:** New Full Size Pickup Truck.

Jordan Johnson, Purchasing Agent stated when opening the bids in December 2011, the vendor indicated a delivery date of 2 months. We have yet to receive said vehicle. This is a formal rejection of that bid. We will re-bid.

Judge Mattingly asked if a performance bond is required.

Mr. Johnson said no.

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 Advertise for the following **Bids:**

- **Bid No. 30-2015:** HVAC Service & Maintenance; CH, JC & OC
- **Bid No. 31-2015:** Two (2) New 2015/16 Full Size Pickup Trucks; AC
- **Bid No. 32-2015:** One (1) New 2015/16 Crew Cab Truck; EMA
- **Bid No. 33-2015:** One (1) Powerscreen; LF
- **Bid No. 34-2015:** One (1) New Excavator; LF
- **Bid No. 35-2015:** One (1) New or Used ³/₄ Ton Pickup w/ Utility Bed; TS
- **Bid No. 36-2015:** One (1) New Tandem Dump Truck; RD

Jordan Johnson explained that **Bid No. 30-2015** was bought out in the middle of the contract. This is a local bid to refresh our service rates. **Bid No. 31-2015** are replacement trucks. **Bid No. 32-2015** is a replacement vehicle for the one that was donated to the court by the Department of Homeland Security. **Bid Nos. 33 thru 36-2015** are planned, budgeted replacement items.

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 to Appointment Joe Elliot (35-2014) to the **Southeast Water District Board** (Served 7+ terms) TERM: 6/1/2015 – 6/1/2019

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

The court heard the **First Reading of KOC 530.13 (2015)** – An Ordinance Amending KOC 530.13 (2011) - An Ordinance Establishing Official Speed Limits for Roads Located Within Daviess County, Kentucky.

Comments:

Mark Brasher County Engineer stated, "Section A: 15 mph for alleys, 25 mph internal subdivision streets, 35 mph for business or residential districts, and 55 mph for all other county roads. Section B: lists the changes and addition to county roads."

By a motion of Commissioner Wathen, seconded by Commissioner Koger, the court considered for approval of the **Second Reading of KOC 630.1 (2015)** - An Ordinance Establishing Water Quality and Quantity Policies Relating to Stormwater Runoff.

Comments:

Mark Brasher explained that this cleans up language to make it more understandable. It does not change the intent of the ordinance.

Regarding page 2, Commissioner Castlen asked if someone doesn't want to do that, do they pay a fee?

County Engineer said that is an acknowledgment of Chapter 14 of public improvement specifications, which is a requirement of water quality Phase 2. Potentially, they can pay money.

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

Public Comment:

Samuel P. Saur of 8401 Saur Lane indicated there are dead trees along Saur Lane. Mr. Saur asks Fiscal Court to help resolve the hazard of falling trees and limbs.

Judge recommended and County Engineer agreed to follow up by inspecting the troubled area.

Larry Conder expressed his gratitude and recognized the organizations involved in this year's ROMP Festival.

Ross Leigh Parks Director said that ROMP 2015 was a success. Multiple countries were represented, as well as 34 states. We hosted over 25,000 people, which is a 21% increase. There were 36 acts and 57 hours of music. Mr. Leigh thanked the Road, Sheriff, and Landfill for their assistance.

Judge Mattingly stated there were minimal complaints and Commissioner Koger noted receiving positive comments.

Comments by Daviess County Fiscal Court

Commissioner Castlen encouraged the community to take advantage of Smart 911. He spoke of the advantages of using this emergency tool and noted that the Smart 911 utilizes information such as pre-existing medical conditions, home address, and emergency contacts.

Commissioner Castlen noted the next Property Maintenance Ordinance Review Committee meeting to be held July 14 at 6 p.m. and it is an open meeting.

Judge Mattingly expressed condolences to the family of Mike Riney. He also thanked the public for their condolences in the recent passing of his brother Dennis.

Judge Mattingly spoke about the unveiling of the statue on the courthouse lawn earlier in the afternoon and invited all to the Bicentennial celebration combined with the City of Owensboro this coming Saturday.

Judge Mattingly announced that Free Silver Road is open but not finished.

Judge Mattingly announced the Daviess County Fiscal Court July 2015 Employee Anniversaries:

- Stephen Clouse, Solid Waste Heavy Equipment Operator – 20 years
- Mary Moss, Administration, Administrative Assistant – 20 years
- Karla Riney, Engineering Administrative Assistant – 20 years

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

Al Mattingly
Daviess County Judge/Executive