

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 7th day of August 2014
Present were Judge/Executive Al Mattingly and
County Commissioners Jim Lambert,
George Wathen and Charlie Castlen

DOCUMENTS RELATED TO TODAY'S DISCUSSION
ARE FILED IN AUGUST 7, 2014 FISCAL COURT FILE

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

The Report of the Audit for Daviess County Fiscal Court for the Fiscal Year Ended June 30, 2013 was presented.

The court discussed a Petition by Royal Summit Subdivision regarding the county accepting roads in to the Road, Bridge, and Street System.

County Engineer Mark Brasher stated, "The residents of part of the Royal Summit Estates and Summit Crossing have petitioned Daviess County Fiscal Court to take in several streets that are presently private. I have reviewed the streets and there are several deficiencies. We have had some discussion with the developer in regards to their responsibility of getting these streets up to standard. I believe they have and I have a document here from their engineer where they have committed to these repairs. I believe at this point, we need to send this petition to planning and zoning where they will review it and report back to us."

Commissioner Castlen asked, "Is it their intent to bring it up to standards before we take it into the county system?"

Mr. Brasher agreed.

Commissioner Castlen asked, "I assume if we accepted it in, contingent on their doing the repairs, then we would have a bond prior to..."

Mr. Brasher stated, "There would not be a bond because we would just not accept it in unless it is done to our satisfaction."

Commissioner Lambert stated, "This is something that we have been working on for quite a period of time."

Commissioner Wathen stated, "I noticed that when you look through the petition there are some land owners who did not sign the petition. Is that a problem?"

County Attorney Claud Porter stated, "If you notice there are two sets of documents and some of those are ones where some did not sign and some signed on the other."

Commissioner Wathen asked, "Who is going to be responsible to do the repairs?"

Mr. Brasher stated, "It would not be fiscal court. It would be the developer and if the developer does not then it would be up to the property owners."

Commissioner Wathen asked, "Does this include all of the drainage or just the roads?"

Mr. Brasher stated, "What we are looking at is taking over the roads and the drainage apparatus that is directly underneath the roads – curb to curb drainage."

Minutes of the July 31, 2014 meeting were submitted to fiscal court members for review prior to today's meeting and on a motion of Commissioner Lambert, seconded by Commissioner Wathen with all the Court concurring said Minutes were approved and signed.

By a motion of Commissioner Castlen, seconded by Commissioner Wathen, 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 Castlen, seconded by Commissioner Wathen, the court considered for approval the Fund Transfers.

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 Lambert, the court considered for approval the Treasurer's Settlement for Fiscal Year Ended June 30, 2014.

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 Lambert, seconded by Commissioner Wathen, the court considered for approval to Purchase new carpet for the Sheriff's Department offices from Carpets Unlimited.

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 Lambert, seconded by Commissioner Wathen, the court considered for approval the Contract for Professional Engineering Services with HRG Surveying and Engineering for Shared Use Path from Owensboro Health Regional Hospital - Daniels Lane.

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 the Surety Bond Release for Millers Mill Plaza, Unit 2.

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

By a motion of Commissioner Wathen, seconded by Commissioner Castlen, the court considered for approval the Amended Environmental Covenant relating to property at 2000 East Parrish Avenue.

Attorney Porter stated, "They want to change it and add environmental development in that area. They have received state approval and now need approval from the court to make those changes. I have reviewed those and see no problem."

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 Lambert, the court considered for approval to Award **Bid No. 15-2014**: Wood Grinding & Disposal Services to O'Bryan Grain Farms, Inc. for \$23,800 at a unit rate of \$14.00 per ton.

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 Lambert, seconded by Commissioner Castlen, the court considered for approval to Award **Bid No. 17-2014**: Janitorial Services for the Courthouse, Landfill, Judicial Center, and Operations Center office buildings to Frantz Building Services for \$9,000 per month.

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 Lambert, seconded by Commissioner Castlen, the court considered for approval to Advertise **Bid No. 18-2014**: Stanley Fire Station Roof Replacement.

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 Lambert, the court considered for approval to Advertise **Bid No. 19-2014**: Tire Repair & Maintenance Services.

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 Lambert, seconded by Commissioner Wathen, the court considered for approval of the County Request and Agreement for Waste Tire Grant Funding for 2014-2015.

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 Lambert, seconded by Commissioner Wathen, the court considered for approval to Hire Jeffrey S. Martin as a Service Technician in the Department of Public Works effective August 18, 2014, contingent upon successful completion of pre-employment screenings.

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 Lambert, seconded by Commissioner Castlen, the court considered for approval to Hire Luke Riney as a seasonal grounds maintenance employee at Yellow Creek Park effective upon successful completion of pre-employment screenings.

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

Comments by the public:

Don Keller with Misty Meadow Winery stated, "The General Assembly has recently passed legislation to permit Sunday sales at licensed small farm wineries. I ask the court to consider amending the local ordinance to include that as well."

Comments by Daviess County Fiscal Court:

Judge Mattingly recognized Daviess County Fiscal Court August 2014 Employee Anniversaries:

- Marisa Blades, Animal Control Animal Control Coordinator – 5 years
- Phil Hodskins, Fire Department Engineer – 15 years
- Jeremy Smith, Fire Department Lieutenant – 15 years

Commissioner Lambert stated, "I would like to recognize Debra Seymour for her work regarding the petition by Royal Summit Subdivision."

Without objection, Judge/Executive Mattingly adjourned the meeting.

SO ORDERED THAT COURT STAND ADJOURNED.

Al Mattingly
Daviess County Judge/Executive