

**Minutes of the January 18, 2018  
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 Pledge of Allegiance to the Flag.

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The 2017 Christmas at Panther Creek Park checks were presented to the following non-profit agencies each for \$1,241 for volunteering during the event:

- Saint Benedict's Homeless Shelter for men
- Sorgho Elementary PTO
- New Beginnings Sexual Assault
- The Arc of Owensboro
- Knights of Columbus - Bishop Soenneker Council

All agencies present expressed sincere appreciation for this fundraising opportunity.

Parks Director Ross Leigh noted, the 2017 event received more visitors and collected more money than any other year in the event's 13 year history.

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Minutes of the January 4 & 11, 2018 meetings 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.

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**By a motion of Commissioner Wathen, 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 Castlen,** the court considered for approval Second Amendment Agreement for Services with Edumedics, LLC.  
**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 apply for the Kentucky Ambulance Block Grant FY 18/19 for \$20,000 on behalf of Yellow Ambulance.  
**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 Koger,** the court considered for approval Annual Lease Agreements for the Daviess County Playground Association with the Diocese of Owensboro and Daviess County Public Schools, including the annual Concession Leases for East Daviess County Little League and Babe Ruth.

As playground associations often request approvals to upgrade or renovate portions of their fields, Judge Mattingly stated, "Commissioner Wathen and I think it might be useful to include such requests in a third party agreement." Currently the agreements are between the school system and the court; leaving out the playground associations.

Claud Porter stated, "I think there is a provision in the lease with the schools that we would notify them or get their permission before any modifications are made relative to the ball fields."

Judge Mattingly stated, "My concern is what if the "third party" playground associations modify, without permission, the field(s) and in doing so causes a drainage issue for the school? In this situation, the third party, unless there is a third party lease agreement, would not be not liable for damages, we would." He suggested that a third party lease with the playground associations are drafted and approved to protect the county from unnecessary liability.

As liaison to the county parks, Commissioner Wathen stated, "Also, there is somewhat of a gray area between modifying and maintaining the fields. One could say that when you add dirt to a field in order to restore it for play, that would be considered maintaining, not modifying. I think a part of this is that we just need to define these two terms to ensure clarity."

Judge Mattingly recommended further discussion take place with the parks director, Mr. Porter, and Commissioner Wathen.

**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 **Award Bid No. 42-2017:** Hydraulic Rescue Tool System to High Tech Rescue for the Genesis full set without exceptions and exercising the option mentioned below for \$23,369.26.

Purchasing Agent Jordan Johnson stated, "Two bids from High Tech Rescue were received, one of which had no exceptions. It should be noted that an option exists to use the pump casing of the set to be replaced to lower the bid price from \$26,614.56 to \$23,369.26. This option has been exercised in the past with upgraded sets, has no bearing on functionality or warranty, and is highly recommended."

**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 **Advertise Bid No. 04-2018:** Shared Path Project - Hospital Campus to 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.**

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**By a motion of Commissioner Wathen, seconded by Commissioner Castlen,** the court considered for approval Advertise for Seasonal Employees in the Department of Parks and Recreation.

**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 Hire Ronald Bartlett as a Public Works Mechanic, effective upon successful completion of pre-employment testing.

**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 Hire Kimberly S. Hardison as an Animal Control Officer, effective upon successful completion of pre-employment testing.

**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 the **Second Reading of 01-2018** – An Ordinance Authorizing the Establishment of Assessment Warrants for the Masonville Area.

**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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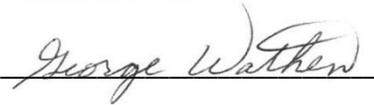
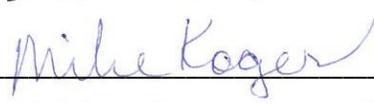
**Comments:**

Court members expressed sincere appreciation towards the Daviess County Road Crews for their hard work during the recent winter precipitation events.

County Engineer Mark Brasher thanked the court for supporting the tireless efforts of the road crews. Mr. Brasher updated the court on current salt storage levels and presented information regarding the pre-treatment and treatment of roads during extremely low temperatures and ice and snow events.

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

Judge/Executive:  Commissioner: 

Commissioner:  Commissioner: 

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 1<sup>st</sup> day of February 2018.

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Jennifer C. Warren, Daviess County Fiscal Court Clerk