

**Minutes of the July 12, 2017
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**

**DOCUMENTS RELATED TO TODAY'S DISCUSSIONS
ARE FILED IN THE CORRESPONDING FISCAL COURT FILE**

The meeting opened with a prayer and the Pledge of Allegiance to the Flag.

Judge Mattingly proclaimed July 20-28, 2018 as Dust Bowl week.

Jim Askins presented information regarding a public/private Kentucky Wire Projects partnership. As noted by Mr. Askins, this project intends to create infrastructure to make high-speed internet possible for all Kentuckians. The state is installing the large "backbone" line and allowing internet providers the ability to connect to it to provide their customers with high-speed internet. The state is only providing the infrastructure and will not be a direct service provider to the end user. The state will reserve half of the fiber lines (144 strands) within the infrastructure for state uses and the other 144 strands will be available for open access use. He added, this project consists of 3,400 miles of line and has an estimated completion date of 2020. Daviness County will have 20 local connection sites.

Judge Mattingly asked how confident Mr. Askins is with the state's legislative support for this project?"

Mr. Askins stated, "The funding is there, our confidence is high, and we are going full steam ahead. We expect to complete this \$400 million project on time. If they ended the project now, they would pay \$500 million to get out of the contract."

Minutes of the June 21 and 26, 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.

**By a motion of Commissioner Koger, seconded by Commissioner Wathen, 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.**

**By a motion of Commissioner Castlen, seconded by Commissioner Wathen, the court considered for approval; 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 Castlen, seconded by Commissioner Wathen, the court considered for approval; Sheriff's 2017 County Tax Settlement and Quietus.

As noted, for 2017, the Sheriff's Department collected 99.39% of taxes billed totaling \$59.6 million.

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; County Clerk's Claim for Calculations of Motor Vehicle and Boat Bills 2018.

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; Apply for a \$20,000 Pet Smart's Spay/Neuter Grant.

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 Wathen, the court considered for approval; County Road Aid Agreement and Resolution 10-2018 regarding the same.

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 Wathen, the court considered for approval; MOA with St. Benedict's Homeless Shelter Regarding White Flag Events.

Last year, the court approved a similar MOA with St. Benedict's. However, since the prior winter included a much higher than normal number of qualifying events, Judge Mattingly is asking to change the MOA to include:

1. Over the next five (5) years, the County shall pay to St. Benedict's a rate of One Hundred and Twenty-Five Dollars (\$125.00) per each White Flag event, not to exceed forty (40) events in any one (1) winter season, defined as November 1 through March 31.
2. St. Benedict's shall notify both the County and the City of Owensboro upon reaching thirty (30) White Flag events for any one (1) winter season.

Judge Mattingly's intent is to include an event cap and notifications so the court and the City of Owensboro may have the opportunity to further discuss this critical issue.

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; AmeriCorps Host Agency Agreements benefiting EMA and the Homeless Council of the Ohio Valley.

No changes have been made to the prior year's agreement.

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; KYTC Master Agreement regarding Gobler Ford Road Repair.

County Engineer Mark Brasher explained, a portion of this road has cracked and the asphalt has slid. In order to repair the road, specifically designed rods will need to be inserted and the road corrected. This Master Agreement is with GeoStabilization International for \$84,750.

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; Contract with Weaver Consultants Group for Quality Control and Assurance on installation of Landfill gas collection system expansion.

This group will monitor the system installation process.

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; Report of Viewers regarding a portion of Pleasant Valley Road and Old Lee Rudy Road.

County Engineer Mark Brasher read the viewer's reports, which explained, no public inconvenience would occur if the above roads were discontinued.

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 Koger, the court considered for approval; Pay Viewers (Portion of Pleasant Valley Road & Old Lee Rudy Road).

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 Wathen, the court considered for approval; Revised Fiscal Court Rate and Fee Schedule.

Purchasing Agent Jordon Johnson stated, "Daviness County Fiscal Court offers a variety of services/goods to the public for recreation and public health/sanitation. The rates of these services are reviewed regularly and are adjusted accordingly. Kentucky HB 366 has made several services offered by Daviness County Fiscal Court subject to sales and use tax. The affected services have the tax built into the new proposed rate."

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 Wathen, the court considered for approval; Circuit Court Clerk Voice/Data Cabling Project at the Judicial Center and to award the quoted project to Phantom Electric for \$6,150.

Mr. Jonson noted, the Administrative Offices of the Courts has reviewed and approved this project and will fully reimburse the court.

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

Before the following motions, Judge Mattingly excused himself from the courtroom, due to a possible conflict of interest.

By a motion of Commissioner Koger, seconded by Commissioner Wathen, the court considered for approval; Award **Bid No. 14-2018**: Horse Fork Creek Spray Park Concrete Pad Project (Parks) to Nealen Excavating for \$84,000.

Without further discussion, COMMISSIONER CASTLEN called for a vote on the motion. All PRESENT members of the court voted in favor; motion passed.

Following the above actions, Judge Mattingly returned to the courtroom.

By a motion of Commissioner Castlen, seconded by Commissioner Wathen, the court considered for approval; Advertise the following:

- **Bid No. 17-2018**: Judicial Center Window Seal Replacement (Maintenance)
- **Bid No. 18-2018**: Courthouse Grounds Lighting Replacement (Maintenance)
- **Bid No. 19-2018**: Snow Plow Equipment (Road)
- **Bid No. 20-2018**: One (1) New 3/4 Ton 4X4 Pickup Truck (Road)
- **Bid No. 21-2018**: One (1) New Single Axle Dump Truck (Road)
- **Bid No. 22-2018**: One (1) New Tandem Dump Truck (Road)

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; Hire Cody Garst as a Firefighter/EMT effective July 2, 2018.

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; Hire William Garris as a temporary Solid Waste Heavy Equipment Operator effective July 5, 2018.

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 Koger, the court considered for approval; Hire Michael Roe and Christina Wathen as seasonal/part-time interns in the Administrative Dept. 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 Commissioner Wathen as he abstained; motion passed.

County Attorney Claud Porter presented in summary the following:

- **First Reading of KOC 620.48 (2018); 3-2018** - An Ordinance Relating to the Discontinuance of a Portion of Pleasant Valley Road.
- **First Reading of KOC 620.49 (2018); 4-2018** - An Ordinance Relating to the Discontinuance of Old Lee Rudy Road.

Comments:

No comments received.

Judge Mattingly recognized the July Employee Anniversary of Purchasing & Accounting Specialist Jordan Johnson – 5 years.

Comments by Daviess County Fiscal Court:

- Final July 2018 court meeting is rescheduled for [July 24th at 10:00 am](#)
- A Public Meeting discussing Wyndcrest Drive is set for July 24th at 5:30 pm

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 24th day of July 2018.

Jennifer C. Warren, Daviess County Fiscal Court Clerk