

**Minutes of the June 6, 2019
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.

The court recognized and congratulated the OCHS Girls Indoor Track & Field for their recent State and Outdoor Regional Championship titles.

Minutes of the May 16 and 21, 2019 court 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 Castlen, 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 Koger, seconded by Commissioner Castlen, the court considered for approval; Budget Transfers for Fiscal Year ending June 30, 2019.

County Treasurer Jim Hendrix stated, "Pursuant to our accounting rules and government accounting, we cannot have an expense account where the actual expense exceeds the budgeted amount, and obviously you're not going to be able to predict accurately all the expenses for the year, but you can't over budget them all. We will end up having some over and some under and that is why we have to make budget transfers. Today, I am presenting the largest amounts and the remaining transfers will be presented at both the June 20 and 25 meetings. Budget transfers do not increase the budget. We are simply moving money around within the budget."

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; Annual Contract with DC Board of Education for the 2019-20 Transportation of Non-Public School Students.

Mr. Hendrix stated, "This annual contract is the same as last year's and allows us to contract with the Daviess County Public Schools for the transportation of non-public students. State reimbursement rates are tied to gas prices meaning the court may see a state reimbursement of approximately \$200,000 to \$250,000."

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; MOU with Administrative Office of the Courts (AOC) regarding Kirtley Annex Renovation Project.

Purchasing Agent Jordan Johnson explained, "This renovation project is to make space to accommodate drug court and to relieve congestion in the judicial center. This MOU lays out our responsibilities as well as AOC's financial commitment to reimburse the court \$105,700 for the project."

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; Lease Agreement with AOC for at the Kirtley Annex building space for Drug Court.

Mr. Johnson stated, "This lease is for the space created through the annex renovation for drug court. Administrative Offices of the Courts will pay the county \$9,081 per year for the approximate 1,000 square feet in the annex."

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; Employee Salary Schedule effective July 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.

By a motion of Commissioner Koger, seconded by Commissioner Wathen, the court considered for approval; Special Event (Annual) Rental Agreement with the Bluegrass Music Hall of Fame and Museum for the 15th Annual River of Music Party (ROMP) to be held at Yellow Creek Park.

Judge Mattingly expressed appreciation for the Sheriff's Office and their annual presence, enforcement, and security during this annual event.

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; Contract with Stuart Snow for the Fireworks Display at Panther Creek Park's Independence Bank Fireworks Festival.

Judge Mattingly explained that this \$8,500 agreement will be funded in part by Independence Bank for \$3,500."

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; Parks Special Event Contract with Owensboro Pickle Ball Association for the Tri-State Pickle Festival.

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 11-2019** – Sale of Daviess County Fiscal Court's 1/3 Interest in the 31.081 acres of land in the MidAmerica Airpark to the City of Owensboro and Approval to Transfer Property Deed to same.

Judge Mattingly noted that the MidAmerica AirPark Board was asked by a local developer to sell roughly 30 acres of land within the AirPark for warehousing. The board has approved to sell the acreage for approximately \$1,050,000. This court has ownership of a third of this property. Once the sale is finalized, the court will receive a third of the purchase price. Those dollars will go into the current economic development fund.

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; **Resolution 14-2019** Adopting and Approving the Execution of a MOA with KYTC for Reimbursable Funding to Resurface Various County Roads for \$651,619.

Judge Mattingly stated, "We were not expecting this funding, but are grateful as it will enable us to care for 3 county roads that probably would have had to wait another year. This money can only be spent on the roads specified in the MOA for improvement."

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; **Resolution 15-2019** KY Office of Homeland Security (KOHS) Cyber Security Grant Application for the Daviess County Sheriff's Office.

Major Barry Smith said this \$43,886 non-matching grant will provide training and hardware and software updates to the current outdated system.

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; Daviess County's 2019-20 Roadway Resurfacing List.

Judge Mattingly asked Messenger-Inquirer Reported Jacob Mulliken to include this list in the newspaper.

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; Renew the Following Bids:

- Bid No. 11-2018: Janitorial Services for Admin Facilities (1st)
- Bid No. 12-2018: Janitorial Services for Judicial Center (1st)
- Bid No. 16-2016: County Uniforms (3rd)
- Bid No. 20-2017: Wood Grinding Services (2nd)

- City Bid #3060: Rock Salt - Type 1; Grade 1 (3rd)

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; Award the Following Bids:

- Bid No. 11-2019: Pavement Striping to Reynolds Sealing and Striping.
- Bid No. 12-2019: Ready-Mix Concrete to Yager Materials.
- Bid No. 13-2019: Culvert Pipe to Hagan and Stone Wholesale, Inc.
- Bid No. 14-2019: Crushed Limestone to Yager Materials.
- Bid No. 15-2019: Bulk Delivered Fuels to Valor Oil.
- Bid No. 16-2019: Recycling Services to Dahl and Groezinger.
- Bid No. 17-2019: Tire Repair & Maintenance Services to Best One Tire.
- Bid No. 18-2019: Whitesville Fire Station Roof Replacement to Bruce's Tri-State Roofing.
- Bid No. 19-2019: Horse Fork Creek Park Steel Fence System to Burcor Fencing.

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; Advertise for Road Department Supervisor.

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; Second Reading of KOC A.96 (2019) 10-2019 - Daviess County Fiscal Court 2019/2020 Budget.

Comments:

No comments received.

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 Judge Mattingly, seconded by Commissioner Castlen, the court considered for approval; Second Reading of KOC 220.32 (2019) 11-2019 - An Ordinance Relating to a Proposed Increase of the Occupational and Net Profits License Fees by Persons and Business Entities Conducting Businesses,

Occupations and Professions within the County of Daviess, Kentucky, as Amended by KOC 220.18 (2004), KOC 220.19 (2005), KOC 220.17 (2006) and KOC 220.20 (2006).

Comments:

Mr. Hendrix provided a detailed description of the above proposed ordinance during the May 16, 2019 court meeting. Today, he simply gave a summary of those comments.

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; Appoint to the Ohio County Water District Board: Reid Haire (#16-2019) - Term 6/15/19 – 6/15/2023.

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

Mr. Hendrix read the **First Reading of KOC A.94.01 (2019) 12-2019** - an Ordinance amending the FY 2018/2019 Budget.

Comments:

Mr. Hendrix explained, “Over the past few years, we have held a steady \$4.2 million in the Health Insurance Fund Account. I thought we're going to blow that amount out last year, but then we came in fine during the last couple of weeks. I also thought we were going to make it another year, but recent claims have doubled what has been customary. This means the \$4.2 million is not going to be adequate to get us through this fiscal year. Therefore, I am requesting a \$500,000 budget amendment in order to raise that fund. Suffice it to say, we have had a statistically higher year, particularly in the last 5 months, where you might have a statistical average of 4-5 high claims, we've had more like 9-10. That's normal when you're self-funded. I do not expect to use the full \$500,000, but it will depend on the claims we receive between now and the end of June.”

Commissioner Castlen asked, “Will this precede a fund transfer into the insurance fund?”

Mr. Hendrix answered, “Yes, it will, but only for the amount necessary to cover the fund’s expenses.”

Comments:

Commissioner Wathen noted the openings of the Horse Fork Creek Spray Park and the Pioneer Village Jones Cabin.

Judge Mattingly recently signed **Executive Order 1-2019** establishing a Wet/Dry election date of Tuesday, July 30, 2019, for the Thoroughbred West area; precinct H114.

Judge Mattingly noted attending a recent meeting with 30 Kentucky County Judge/Executives, including 6 from Western Kentucky, Governor Bevin, Speaker Of The House Osborne, Senate President staffers, and Budget Director Chilton. During this meeting, various issues were discussed that negatively affect counties, including the constitutional and statutory regulation solely placed on counties to provide and finance specific services. For counties having incorporated cities, they urged regulatory changes that would place that responsibility more evenly within local governments. Regarding coal severance tax, Judge Mattingly is hopeful that change will be forthcoming during the next General Assembly session.

Judge Mattingly and the court expressed appreciation for the Sheriff's Office and staff as they have worked tirelessly on the recent double shooting homicide in Whitesville.

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 20th day of June 2019.

Jennifer Warren, Daviess County Fiscal Court Clerk

Daviess County Industrial Development Authority

- Jim Hendrix #38-2019
Term: 4/9/19 – 4/9/23