

**Minutes of the May 21, 2020  
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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Judge Mattingly announced that online participants, via Facebook Live, may submit questions or comments via Facebook post and the court will address them as necessary, as tonight's meeting was limited to essential personnel only.

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County Treasurer Jim Hendrix presented the Treasurer's Report for April 2020.

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By a motion of Commissioner Koger, seconded by Commissioner Castlen, the court considered for approval; Minutes of the May 7, 2020, Daviness County Fiscal Court Meeting.  
**The vote was called and with all present members voting in favor, said motion passed.**

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By a motion of Commissioner Castlen, seconded by Commissioner Wathen, the court considered for approval; All Claims for All Departments.  
**The vote was called and with all present members voting in favor, said motion passed.**

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By a motion of Commissioner Koger, seconded by Commissioner Castlen, the court considered for approval; Fund Transfer.  
**The vote was called and with all present members voting in favor, said motion passed.**

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By a motion of Commissioner Wathen, seconded by Commissioner Koger, the court considered for approval; Salary Schedule for FY 2020/2021, which includes a Cost of Living Allocation increase of 2.3%.  
**The vote was called and with all present members voting in favor, said motion passed.**

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By a motion of Commissioner Castlen, seconded by Commissioner Wathen, the court considered for approval; Annual Standing Orders for FY 2020/2021 as follows:

- Pre-approve Certain Recurring Expenses
- Authorize the Judge/Executive to Execute and Submit Court Approved Documents.

**The vote was called and with all present members voting in favor, said motion passed.**

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By a motion of Commissioner Wathen, seconded by Commissioner Castlen, the court considered for approval; Close Out Documents for the 2019/2020 Community Development Block Grant (CDBG) fund for Owensboro Regional Recovery (ORR).

**The vote was called and with all present members voting in favor, said motion passed.**

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By a motion of Commissioner Koger, seconded by Commissioner Wathen, the court considered for approval; **Resolution 16-2020** - 2020/2021 CDBG Application and Agreement for ORR.

**The vote was called and with all present members voting in favor, said motion passed.**

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By a motion of Commissioner Castlen, seconded by Commissioner Wathen, the court considered for approval; Coronavirus Emergency Supplemental Funding (CESF) Program Grant Application for the Sheriff's Office and Detention Center.

Judge Mattingly read an email from Major Barry Smith. The email stated, "I wanted to provide a few details as it relates to the Grant Program on the agenda for today. The application for Coronavirus Emergency Supplemental Funding is for \$58,008. The allocation is in the form of a non-matching grant and continues for two years. The funds will be utilized to prevent, prepare and respond to the current and future issues created by the coronavirus. With the court's approval, our office will be applying and administering funds for the CESF grant. We are partnering with the Daviess County Detention Center to purchase items and in helping for reimbursement of existing and future expenses. Examples of allowable projects and purchases include, but are not limited to, overtime, equipment, supplies and training. We are currently in the final stages of completing the grant application. The deadline for submission is May 29, 2020. If any of you have questions, please feel free to contact me."

**The vote was called and with all present members voting in favor, said motion passed.**

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By a motion of Commissioner Koger, seconded by Commissioner Castlen, the court considered for approval; Annual Waste Tire Grant Application.

**The vote was called and with all present members voting in favor, said motion passed.**

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By a motion of Commissioner Wathen, seconded by Commissioner Koger, the court considered for approval; Report of Viewers regarding the Discontinuance of a portion of Old Ben Ford Road and Approval to pay Viewers.

County Engineer Mark Brasher read into the record the above report which recommended the discontinuance of a portion of Old Ben Ford Road - beginning at KY 1207 and extending in a northeast direction for an approximate distance of 0.148 miles (specifically described in plat book 21 – page 204).

**The vote was called and with all present members voting in favor, except for Commissioner Castlen as he abstained, said motion passed.**

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By a motion of Commissioner Wathen, seconded by Commissioner Koger, the court considered for approval; Report of Viewers regarding the Discontinuance of a portion of a 12 Foot Public Alley Paralleling Church Street Approval to pay Viewers.

County Engineer Mark Brasher read into the record the above report which recommended the proposed discontinuance of a portion of a 12 foot Public Alley right-of-way starting at the railroad property line and extending southerly for a distance of 301.6 feet paralleling Church Street (specifically described in Deed Book 139 – page 345).

**The vote was called and with all present members voting in favor, except for Commissioner Castlen as he abstained, said motion passed.**

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By a motion of Commissioner Wathen, seconded by Commissioner Castlen, the court considered for approval; Hire Richard Spivey as Solid Waste Utility Laborer effective 5/26/2020.

**The vote was called and with all present members voting in favor, said motion passed.**

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By a motion of Commissioner Wathen, seconded by Commissioner Koger, the court considered for approval; Reappoint Richard Stallings #6.1.20 & Jerry Fischer #6.2.20: DC Drainage Commission TERM: 6/02/20 – 6/02/23.

**The vote was called and with all present members voting in favor, said motion passed.**

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By a motion of Commissioner Koger, seconded by Commissioner Castlen, the court considered for approval; Reappoint Mike Edge #6.3.20: DC Economic Dev. Advisory Bd. TERM: 6/19/20 – 6/19/24

**The vote was called and with all present members voting in favor, said motion passed.**

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By a motion of Commissioner Wathen, seconded by Commissioner Castlen, the court considered for approval; Reappoint Christina O'Bryan #6.4.20: Southeast DC Water Bd. TERM: 6/01/20 – 6/01/24

The vote was called and with all present members voting in favor, said motion passed.

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The following readings were read into the record:

- **First Reading of KOC 620.54 (2020); 04-2020** – An Ordinance Relating to the Discontinuance of a Portion of Old Ben Ford Road.

**Comments:**

Commissioner Castlen asked, “This appears to be someone’s driveway. I believe that a single person owns all of the land surrounding this location and was curious, are we wording this in a manner where the farmer cannot close off the access?” This is unique in the fact that normally, there are two different people who own the land – one owns one side of the road meeting at the center point and the other owns the other half. “I want to make sure we are not allowing this driveway access to be discontinued in any way, shape, or form. This would include the current owner as well as future property owners.”

County Attorney Porter stated, “Before the next meeting, I will include within this ordinance the defined meaning of the word “discontinuance” to mean the county shall “discontinue the maintenance” of that portion of road and said road shall remain a public right-of-way.”

- **First Reading of KOC 620.55 (2020); 05-2020** – An Ordinance Relating to the Discontinuance of a Portion of a 12 Foot Public Alley Paralleling Church Street.

**Comments:**

No comments received

- **First Reading of KOC A.98 (2020); 07-2020** - An Ordinance Relating to the Daviess County Budget.

**Comments:**

No comments received

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As in past court meetings, Commissioner Wathen again provided an update on the activities of the COVID-19 Green River Area Response Fund Committee. He stated, “This fund has received community pledges totaling \$731,000, of which \$230,000 has been granted to local agencies.”

Judge Mattingly announced that today, the Highway 81 Bridge structure was again severely damaged, this time by an unknown vehicle. Unfortunately, the structure was so badly damaged, it has been closed. The state will conduct engineering studies to determine its viability. Following that, it will be known whether or not the bridge will be repaired or replaced. Alternative routes will be posted.

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

*Al Mattley*

*Charlie Butts*

Judge/Executive: \_\_\_\_\_ Commissioner: \_\_\_\_\_

Commissioner: *George Wathen* Commissioner: *Mike Koger*

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 June 11, 2020.

*Jennifer Warren*

Jennifer Warren, Daviess County Fiscal Court Clerk