

**Minutes of the September 17, 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**

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

Today's meeting was open to essential personnel only, but made available to the public via the Daviness County Fiscal Court's Facebook live page. Through the media, citizens were notified that public comments shall be available on the same Facebook page or by submitting them to 270-929-1010 (voice/text).

The meeting opened in Prayer and the Pledge of Allegiance to the Flag.

Judge Mattingly Proclaimed September 17 - 23, 2020 as Constitution Week.

Treasurer Hendrix presented the Treasurer's Report for August 2020.

Treasurer Hendrix: Total cash balance is \$39,332,126 and the General Fund balance is \$16,060,335. We are at the beginning of our new fiscal year, but everything is going as we anticipated thus far. This is just a report.

By a motion of Commissioner Koger, seconded by Commissioner Castlen, the court considered for approval; Minutes of the September 3, 2020, Daviness County Fiscal Court Meeting.

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

By a motion of Commissioner Castlen, seconded by Commissioner Koger, 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.

By a motion of Commissioner Wathen, seconded by Commissioner Castlen, the court considered for approval; **Resolution 23-2020** and Agreement regarding Rural Secondary Roads (Flex Funds).

County Engineer Mark Brasher: This is a standard annual agreement that we get with the highway department and is in regards to what we call the flex funds. We submitted our roads a couple of months ago and they are reflected in this agreement. I recommend approval.

Judge Mattingly: These are the funds that fiscal court decided to keep and instead of using them on state rural secondary roads, we will use them on our county roads.

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

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

- **RFQ 11-2020:** Trailer Floor Repair to Magnum Welding, Inc.

Assistant County Treasurer Jordan Johnson: Daviess County Fiscal Court received three (3) responsive quotes for removing/repairing floor slats, and replacing bearings and start blocks for Unit #180: a 2017 East Unloader walking floor trailer. Magnum Welding, Inc. is the lowest and best evaluated quote received, having no exceptions to the specifications. It is our recommendation to pursue the lowest and best evaluated quote submitted by Magnum Welding, Inc. in the amount of \$13,802.39.

- **Bid No. 33-2020:** Schertzinger Building Renovation to Danco Construction

Mr. Johnson: Daviess County Fiscal Court received four (4) bids for the renovation of specified areas of the Schertzinger Building. Danco Construction is the lowest and best evaluated bid, having no exceptions to the bid specifications. It is our recommendation to award Bid No. 33-2020 to Danco Construction in the amount of \$45,000.00.

Judge Mattingly: Jordan, I hope you emphasized with the bidder that we do not accept and will not look favorably upon any additions.

- **Bid No. 40-2020:** Two (2) New Walking Floor Trailers to VoMac Truck Sales

Mr. Johnson: These 2 new walking floor trailers shall replace the 2 current units, which will be trade-ins with this bid. Without exception, it is recommended that award be given to the best evaluated bid submitted by Vomack Truck Sales for 2 units for \$145,600. The low bid had several exceptions outside of what the county deems acceptable including a fifth wheel plate assembly that we've had trouble with in the past and a lack of a local service location. For these reasons, we believe the \$7,600 differential to the next lowest bid is justified.

Commissioner Castlen: You mentioned the fifth wheel that we've had problems with... Did we specify that we didn't want that one?

Mr. Johnson: Yes, we specified a hulk bolted fifth wheel or fifth plate assembly.

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

By a motion of Commissioner Koger, seconded by Commissioner Wathen, the court considered for approval; Surety Bond Release for Paradise Landing, Unit 5.

Mr. Brasher: Yes, the developer has requested the final release of surety for paradise landing, which is for the streets and sidewalks. My office has reviewed the public infrastructure and recommend approval of that release.

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

By a motion of Commissioner Castlen, seconded by Commissioner Wathen, the court considered for approval; **Second Reading of 11-2020; KOC A.99 (2020)** - An Ordinance Relating to the Adoption of the 2020 Daviess County Tax Rates

Comments:

Mr. Hendrix: Last meeting, I read into record a summary of this ordinance. To summarize, the court must adopt its tax rates every year and this, on the real property, it dropped from 13.5 cents per 100 to 13.4 because the court decided to take the compensating rate. Tangible personal property was allowed to be about 17.57 under the calculation that we use. However, the court has decided to leave the tangible personal property rate alone at the current rate of 16.37.

Judge Mattingly: Without factoring in new properties, the compensating rate is the rate that is needed to achieve approximately the same revenue that we received last year. With the increase in current property rates, in order to achieve this, we lower the rate by a tenth of one percent.

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

By a motion of Commissioner Castlen, seconded by Commissioner Koger, the court considered for approval; **Second Reading of 12-2020; KOC 220.33 (2020)** - An Ordinance Relating to a Proposed Increase of the Occupational and Net Profits License Fees by Person and Business Entities Conducting Business, Occupations, and Professions within Daviess County, Kentucky, as Amended by KOC 220.18 (2004), KOC 220.19 (2005), KOC 220.17 (2006), KOC 220.20 (2006), and KOC 220.32 (2019).

Comments:

Mr. Hendrix: This ordinance revises the existing ordinance on the books. That ordinance that's currently exists increase the rate from 0.35 to 0.70 effective January 1, 2020 and would also increase that rate from 0.70 to 1.00 or 1 percent effective January 1, 2021. This ordinance delays that increase for a full year. So the 2nd phase of the increase will not take place until January 1, 2022.

Judge Mattingly: Commissioners, I think we have talked about this before. We understand the financial impact that COVID-19 has had on our community and after reviewing the county's fiscal status, we have decided to push any increase for another year. This too will impact on net profits tax. I think that you

guys have done a good job working with the various departments that you are liaison to. I think the County Treasurer and staff has done a good job and we're going to be able to manage through and still deliver all the goods and services to the public that we should be giving them and I think delaying a year is the proper thing to do.

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

Treasurer Hendrix presented the **First Reading of 13-2020; KOC A.98.01 (2020)** – Budget Amendment #1.

Comments:

Treasurer Hendrix: As a reminder, *Budget Transfers* do not increase the budget, but *Budget Amendments* do. In this instance, it won't affect cash net, but it does affect the receipts and expenses. Without this, we would not be able to balance the budget. I'm revising the budget and filing this amendment primarily for three unbudgeted items:

- Mental Health grant
- CARES Act funding
- Road Department receipts from reimbursements originally scheduled for FY 2020

Treasurer Hendrix: The bottom line is that there is no cash impact here nor are we spending more than was planned.

Judge Mattingly: The CARES Act funding, we didn't think we were going to qualify for it, but found out that we were. All it did was help boost up the cash position that we have.

Treasurer Hendrix: The guidance that was issued by the Treasury and then backed up by DLG from about four different presentations that very ones of us set through. The way the guidance came out with the front line workers is these salaries... We already knew the PP&E and stuff would either be eligible through this program or through the FEMA reimbursement. That was not an issue. However, there were questions about the salaries, but the guidance that has been issued states that these are eligible and we have clearly identified what the items were when we filed. We have every ounce of support documentation that they poured through to make sure that the expense was accurately reported and adequately supported and they approved it.

Comments:

None received.

Comments:

Commissioner Castlen: I know we don't set Halloween's Trick-or-Treating times, but people are bringing it up and wanting some direction.

Judge Mattingly: With COVID-19 still causing illnesses and deaths, I am looking for guidance from the health department. I think we will have Halloween's Trick-or-Treating, I just don't know that the traditional door-to-door activities will be advisable. We still have some time before deciding.

Judge Mattingly: Representative Suzanne Miles and I had a very nice conversation recently, which may be viewed on the county's Facebook page, regarding the Real ID local office.

Judge Mattingly: Court meetings will remain open to essential personnel only through the end of this year. If the governor lifts the current ban, we can revisit this decision. I suspect that when we open it back up it, we will be limited to a certain number of folks initially.

Judge Mattingly: The monument relocation committee's first meeting is set for 4:00 pm, on Wednesday, September 23. It will be available on the county's Facebook live page. Citizen comments may be sent to the publiccomments@daviessky.org or mailed to the fiscal court office. Letters received at the courthouse have been and will be forwarded to that committee.

Judge Mattingly: Reminder that in the next few weeks, the court will host a free paper shredding event and a household hazardous waste event.


Without objection, Judge/Executive Mattingly adjourned the meeting.

SO ORDERED THAT COURT STAND ADJOURNED.

Judge-Executive Al Mattingly  Commissioner Charlie Castlen 

Commissioner Mike Koger  Commissioner George Wathen 

I, duly appointed Daviess County Fiscal Court Clerk Jennifer Warren, hereby certify that the above corresponding Order Book minutes were approved by the court on October 1, 2020.



Jennifer Warren
Daviess County Fiscal Court Clerk