

**Minutes of the January 14, 2021
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**

Today's meeting was limited to essential personnel, but made publically available via the Daviness Co. Fiscal Court's Facebook live page, where public questions/comments could be posted, or by contacting 270-929-1010 (voice/text).

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

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

By a motion of Commissioner Castlen, seconded by Commissioner Wathen, the court considered for approval; Daviness County Sheriff's Office 2021 Budget.

County Treasurer Jim Hendrix: This budget is \$6,307,282, and includes \$4,972,682 for salaries and benefits. The Sheriff had some excess money he rolled over into this year's budget, which made their contribution to the court lower. I've reviewed this budget and have found the normal amount of typical capital expenditures, primarily car replacements. I don't see anything out of the ordinary.

Judge Mattingly: They are on a calendar year, as opposed to the county's budget, which runs on a fiscal year. They are allowed to run in excess or deficit with the state, and then true up at the end of the year, which is why you see the revenue swings like you see occasionally.

The Sheriff's Office was commended for their work. Commissioner Wathen added, "The Sheriff's Department is one of the reasons that we have such a fine community. I'd just like to publicly thank him for that."

Judge Mattingly: They have great deputies, and responsibly use every dollar to its fullest.

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

By a motion of Commissioner Koger, seconded by Commissioner Castlen, the court considered for approval; Daviness County Clerk's Office 2021 Budget.

Mr. Hendrix: This budget totals \$2,239,230, and includes \$1,869,230 for salaries and benefits. There is a new, one-time, capital expenditure of about \$150,000 to renovate and increase storage in a records room.

Last year, the state approved the addition of a new \$10 fee, which generated about \$196,000, so they are actually not even spending the whole amount for that project.

Judge Mattingly: The Clerk's Office did a great job with the 2020 elections. They worked hard to find available precincts, and to get ballots out, returned, and counted, making sure they were good and true ballots. Thanks went out to the clerk's office as they worked extremely hard to make sure that they were open and able to provide the election services.

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

By a motion of Commissioner Koger, seconded by Commissioner Castlen, the court considered for approval; Minutes of the December 17, 2020 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; MOA regarding 9-1-1 Operations NCIC/LINK Terminal Access with Daviess County Public Schools Special Law Enforcement Agency and City of Owensboro Police Department.

The Daviess County Sheriff's Office has been used to provide security to the Daviess County Public Schools (DCPS). Within the last year, DCPS decided to provide their own security and created the Daviess County Public Schools Police Force.

County Attorney Claud Porter: This agreement grants the DCPS access to both local and National Crime Information System through the 911 system and makes them a special law enforcement agency.

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

By a motion of Commissioner Wathen, seconded by Commissioner Koger, the court considered for approval; First Addendum to Coal Combustion Residuals Management Services Agreement with Owensboro Municipal Utilities.

David Smith: We signed a contract agreement with OMU about 5-years ago to handle their coal combustion residuals, which is what is left over after they burn coal. They had hoped to be done by this point, but it turns out that the original discussions were just from their stock that they were creating, but now we are taking it from their sediment ponds. These ponds were full and OMU wanted them emptied during their plant shutting down period. Those ponds were a bit deeper than anticipated and OMU asked

the court to extended the agreement for a year, even though they feel it will be completed within the next 6 months. The first load of coal combustion residuals was received was in December 2016, and since then we have received over a quarter of a million tons, but this is a very good way to dispose of it. The other system they have used some is back filling coal strip pits, but we have a contained landfill so it doesn't leach into groundwater.

Judge Mattingly: The initial contract was for a minimum of 125,000 delivered tons. They were going to pay that amount regardless of if they brought 50 tons, they still paid for 125,000. As of December 29, 2020, they had delivered 268,801 tons for a total bill of \$4,233,898. That is about 2 times what was originally discussed in net tons as well as revenue. This allow both parties to benefit. It is a steady stream of cash that helps us continue to do the things we need to do out there on a cash basis without the need to borrow a lot of money.

Mr. Smith noted that this will minimally effect the landfill's current piles and arrives as partially dried out sludge.

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

By a motion of Commissioner Koger, seconded by Commissioner Castlen, the court considered for approval; **Resolution 01-2021**: Subdivision Street Lighting District for Whispering Meadows, Section 5, Unit 1.

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; **Resolution 02-2021**: Designation of Applicant's Agent.

Mr. Hendrix: This authorizes the County Judge/Executive to sign as the Daviess County Fiscal Court's "Designated Applicant" and submit all necessary documents related to a generator grant.

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

By a motion of Commissioner Wathen, seconded by Commissioner Koger, the court considered for approval; **Resolution 03-2021**: Subdivision Street Lighting District for Saddle Pointe, Unit 1.

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; Award the following Bids:

Assistant County Treasurer Jordan Johnson:

56-2020: Property Maintenance Services to Castlen Lawn Service for \$29 per hour.

Daviess County Fiscal Court received three (3) bids for the provision of mowing services for properties in violation of Daviess County Ordinance KOC 1-2016 for the Solid Waste Department. Castlen Lawn Service is the lowest and best evaluated bid, having no exceptions to the bid specifications. It is our recommendation to award Bid No. 56-2020 to Castlen Lawn Service for \$29.00 per hour for the contract period extending from January 1, 2021 to December 31, 2021.

Commissioner Castlen noted being a relative to the owner of this lawn service, albeit distant, and asked the County Attorney if he should abstain from voting on this item. County Attorney Porter said that he can see no reason to abstain.

57-2020: Two (2) New 5th Wheel Road Tractors to Vovac Truck Sales & Service, Inc. for \$214,500.

Mr. Johnson: One of our two oldest semis in the fleet was severely damaged not too long ago, putting it out of operation. Instead of pursuing repairs on the damaged unit, which was deemed financially unviable, fleet maintenance and solid waste management recommended ordering replacement units now and utilize a backup in the interim, while we await delivery.

Daviess County Fiscal Court received four (4) bids for the provision of two (2) new 5th wheel road tractors for the Grimes Avenue Transfer Station. Vovac Truck Sales & Service, Inc. is the lowest and best evaluated bid, having no exceptions to the bid specifications. It is our recommendation to award Bid No. 57-2020 to Vovac Truck Sales & Service, Inc. for the two (2) 2022 Mack Anthem units exercising the trade-in option in the total net amount of \$214,500. County shall trade-in (VIN#: 1M1AW02Y19N007979) a 2009 Mack CH613 Tractor.

58-2020: Bulk 12 Gauge Shotgun Ammunition to Indian Creek Shooting Center for \$55,500.

Daviess County Fiscal Court received three (3) bids for the provision of bulk 12 gauge shotgun ammunition for the Daviess County Gun Club. Indian Creek Shooting Center is the lowest and best evaluated bid, having minor specification exceptions, which, due to the National ammunition shortage, included an uncertain delivery date, as was the case with all bidders. It is our recommendation to award Bid No. 58-2020 to Indian Creek Shooting Center exercising Bid Option 1 in the amount of \$55,500.

Mr. Johnson: The bid called for 128,000 shotgun shells and this bidder provided us the option to purchase an additional 128,000. With all combined, this would account for a little more than a year's supply of ammunition.

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; Reappoint Scott Kuegel [#1.2.21](#) (\$1.5T) to the Daviess Co. Water District Board (1-year term) Term ending 1/1/2022.

All currently appointed West and Southeast Water Districts Board members shall serve a one-year term ending 1/1/2022 on the newly consolidated Daviess County Water District Board.

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; Appoint Amy Lilly #12.6.20 (Sim Davenport S1T) to the Green River Area Council on Aging Term: 12/31/2020 – 12/31/2023.

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

No other business or public comments were brought before the Daviess County Fiscal Court.

Comments by Daviess County Fiscal Court:

Judge Mattingly reminded all of the Special Wet/Dry Election on Feb. 2, 2021, in the Masonville Precinct.

On January 1, 2021, Judge Mattingly signed and delivered a Proclamation declaring January 2021 as National Volunteer Blood Donor Month and January 5, 2021 as National Volunteer Blood Donor Day in Daviess County.

Judge Mattingly offered condolences to the family of former employee Kenny Boarman who recently passed away.

Judge Mattingly hopes to reopen the court meetings to public attendees at the end of this quarter. He asked that everyone have patience with regard to the COVID-19 vaccinations. He explained, between the federal and state governments, they are trying to get this vaccine out as fast as possible. There are still a lot of unknowns and encouraged people to visit [KENTUCKYCOVID19.gov](https://kentuckyCOVID19.gov). Here, he said, people will find a significant amount of information relating to the virus and vaccinations. As recently reported, Judge Mattingly noted that COVID-19-related deaths in Daviess County have reached 113. Currently, there are 1,800 active cases of which, Daviess County Health Department Director Clay Horton believes the actual number to be about 5 times that number. Weekly, Kentucky is receiving about 52,000 vaccine doses. Statewide, there are 1,400 organizations poised to distribute the vaccine.

Judge Mattingly reminded all that Monday is MLK, Jr. Day.

Without objection, Judge/Executive Mattingly adjourned the meeting.