

**Minutes of the October 6, 2022, PUBLIC HEARING and Daviess County Fiscal Court Meeting
Held at the Daviess County, Kentucky Courthouse
Present elected court officials: Judge/Executive Al Mattingly and
County Commissioners George Wathen, Charlie Castlen, and Mike Koger.**

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.

Judge Mattingly opened a GRADD hosted public hearing regarding the CDBG Owensboro Regional Recovery (ORR) Closeout Documents and CDBG Application for the upcoming Fiscal Year.

Commissioner Wathen: With inflation increasing, does ORR anticipate needing more than their usual annual request of \$200,000?

Judge Mattingly: They do a good job advocating for their mission and fundraising.

Tom Lovett from GRADD: The application that we were asked for was to apply for \$200,000. If that needs to go up, they may apply for more. I don't know that they would get it, but they can ask.

No public comments were received and said hearing closed.

Judge Mattingly opened the regular meeting of the Daviess County Fiscal Court.

Judge Mattingly proclaimed October 11, 2022 as Women in Agriculture Day.

By a motion of Commissioner Wathen, seconded by Commissioner Castlen, the court considered for approval; Minutes of the September 15, 2022 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 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.

By a motion of Commissioner Wathen, seconded by Commissioner Koger, the court considered for approval; Fund Transfers.

County Treasurer Jim Hendrix: There are two fund transfers. Both are transferring funds from the solid waste operating fund to the solid waste construction fund. One is dated September 16th and is for \$70,000. The other is dated October 6th and is for \$730,000. These are budgeted and normal expenditures. The majority of it is for the new cell liner purchase and installation.

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; Distribution of HB 202 Grants.

Judge Mattingly: This is always a fun time when we get to give out some money. It's particularly fun when it doesn't come from the pockets of Daviess County taxpayers, but from those who come into our community to take part in the arts organizations. This is the result of excess hotel and motel tax. This money has a specific use and purpose as designated by the KRS so tonight it's our privilege to distribute some of these funds for very worthy projects that were submitted. The following will receive grants, which total \$358,000:

1. RiverPark Center: Security system - \$63,000
2. Bluegrass Museum: Jerry Garcia/Grateful Dead Bluegrass Roots exhibit - \$75,000
3. Art Museum: Smith House exterior restoration - \$70,000
4. Theatre Workshop: Lighting & security upgrades & off-site program support - \$50,000
5. Museum of Science & History: A-Amazing Airway exhibit & exhibit upgrades - \$50,000
6. Owensboro Symphony: Summer Salute 2023 Sponsorship (free concert) & other free, off-site programs - \$50,000

All agencies were represented and expressed sincere appreciation for the court's distribution.

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; Owensboro Regional Recovery (ORR) CDBG Closeout Documents.

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 19-2022**, ORR CDBG Application, and any other related documents.

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; Litter Abatement Program (Trash for Cash) 2023 Grant Agreement.

Mr. Smith: This is an annual Grant that funds our Trash for Cash program. We will know the amount of money we will receive in December. That's when the state looks at how much they've collected as part of the \$1.75 fee for every ton of trash that comes to our landfill. Typically, the amount is about \$60,000. We will be accepting applications through Thanksgiving for non-profits looking to earn some extra money and, if selected, they, in return, will help clean up county roadways. Typically, participating organizations can earn as much as \$600.

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; Updated 2022-2023 County Road Resurfacing List, as recommended.

Judge Mattingly: In the past, we were doing 30-35 miles of road. The cost of blacktop has gone up. We asked the County Engineer to bring us a list of roads that would have been within the state (LGEA) budget and we took that as far as it would go, but I also told him to prepare a list of roads that we would pave if we thought, once we had done the original list, we had enough money. This is that list.

County Engineer Mark Brasher read the following recommended 2022-2023 Roadway Resurfacing List, which includes a total of 26.194 miles.

Road	Begin Location	End Location	(miles)	FUNDING
<u>East District = 10.718 Miles</u>				
Woodlands Subdivision	KY 54	ALL CO. STREETS	0.908	DCFC
Barclay Avenue	Summit Drive	#1661	0.123	DCFC
Daniels Lane	KY 144	Hayden Road	1.288	KYTC FLEX
Wrights Landing Rd	US 60	KY 2830	0.441	DCFC
Brent Gray Trace	Thruston Dermont Rd	Cul-de-sac	0.152	DCFC
Grandview Rd	KY 334	Upper River Road	2.131	DCFC
Iceland Road	Iceland Spur	Cul-de-sac	0.701	DCFC
Free Silver Rd	KY 144	Pence Rd	1.326	DCFC
Alsop Lane	4th Street	Railroad Tracks	0.421	DCFC
Fox Chase Subdivision	Hayden Rd	ALL CO. STREETS	0.501	DCFC
Rummage Rd	KY 764	County Line	0.646	DCFC
Nannie Bell Loop	Jones Rd	KY 144	0.849	DCFC
Pleasant Valley Rd	Thruston Dermont Rd	Substation	1.231	DCFC
<u>Central District = 6.147 Miles</u>				
Nalley Rd	KY 140	Greenbriar Rd	1.549	DCFC
Burton Rd	KY 298	US 231	2.215	DCFC
Sands Rd	US 431	Browns Valley Red Hill Rd	0.251	DCFC
Fields Rd South	Red Hill - Maxwell Rd	Greenbriar Rd	1.534	DCFC

Old Livermore Rd South	W. Harmons Ferry Rd	End of Pavement	0.276	DCFC
Sharp Rd	US 431	End of Pavement	0.322	DCFC

West District = 9.329 Miles

W. 5th Street Rd	Worthington Rd	City Limits	0.814	DCFC
Laketown Rd	Keene Rd	County Line	3.157	KYTC FLEX
Windy Hollow Rd	KY 1514	Lonesome Pine Trail	0.601	DCFC
Windy Hollow Road	Old Highway 81	#4325	0.706	DCFC
Fern Hill Woods Subdivision	Medley Rd	ALL COUNTY STREETS	0.744	DCFC
Old Highway 81	KY 81 (South)	KY 81 (North)	1.184	DCFC
Boswell Rd	KY 456	Curdsville - Deleware Rd	0.458	DCFC
Lyddane Bridge Rd	KY 56	Lee Rudy Rd	1.187	DCFC
Lee Rudy Rd	Worthington Rd	Dead End	0.478	DCFC

EAST DISTRICT (46%)= 45%
CENTRAL DISTRICT (20%)= 21%
WEST DISTRICT (34%)= 34%

Judge Mattingly: That's roughly nine additional miles and roughly \$500,000.

Mr. Brasher: After doing the resurfacing up to this point, it actually totals around \$600,000. We were able to bring it in \$100,000 under.

Judge Mattingly: Have we completed all of our other paving?

Mr. Brasher: I believe we still have three roads remaining, but they should be paved in this calendar year.

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; Contract with Weaver Consultants for Notice of Preparation Intent for New Residual Landfill.

Mr. Smith: We have about five years of life left on our current CD&D landfill space. We are working towards constructing a new cell. This notice of intent is another part of a multi-phase process to complete this project.

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; Daviess County Fiscal Court Rate Schedule.

Assistant County Treasurer Jordan Johnson: This is the rate schedule that we update annually for goods and services offered by Daviess County Fiscal Court that are subject to sales tax. There are only two changes from last year's schedule. In light of our latest and final additions of target throwers to the Gun Club, we now offer a Super Sporting Event for \$20.00 per round. Additionally, Pickleball Courts can be reserved for tournaments at \$5.00 per court, per hour. All other rates remain the same.

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; Declare Surplus Inventory and Include Scheduled Items in the 2022 Auction Listing.

Mr. Johnson: A surplus auction is scheduled for October 26, with the majority of the items presented in this listing. Items on this list that aren't included in the auction will either be scrapped, sold via sealed bid, or repurposed. As we have done in prior years, Daviess County Fiscal Court will conduct the auction in-house. I recommend declaring all scheduled items as surplus inventory and to dispose of them by method of surplus auction, sale for scrap, or disposal as garbage in accordance with the Daviess County Administrative Code and Kentucky State Law.

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; Award the following, as recommended:

Mr. Johnson:

Bid No. 2223-18: Sprinkler Head Replacement Project (Parks)

This bid is to replace and level two hundred and twenty-four (224) sprinkler heads for eight (8) soccer fields at Horse Fork Creek Park. We received four (4) bids, ranging from \$27,580 to \$34,477, and recommend award to the lowest and best evaluated bid submitted by Sprinklers Plus for \$27,580. This is a budgeted project. There were no exceptions, and I recommend approval. (We included an alternate price for 6" sprinkler heads as opposed to 4", however, after review, Public Works recommends going with the 4".)

RFQ-2223-24: Trap & Skeet Targets (Gun Club)

This quote is for the provision of 1,209 cases of trap and skeet targets for the Daviess County Gun Club. We received four (4) responsive quotes, ranging from \$17,904.51 to \$19,027.95, and recommend pursuing the low quote submitted by CAC Associates for \$17,904.51. This is a standard budgeted restock of targets for the Gun Club. We have ordered from this vendor in the past, the cost will be recouped by shooting fees. There were no exceptions to our solicitation, and I recommend approval.

Bid No. 2223-20: Panther Creek Park Lighting Project (Parks)

This bid is to provide and install LED sports lighting for three (3) ball fields at Panther Creek Park. We received three (3) bids, ranging from \$673,000 to \$765,180, and recommend award to the lowest and best evaluated bid submitted by Norman King Electric for \$673,000. You will note this recommendation

exercises bid option 1, which extends the 10 year required warranty to 25 years at a cost of \$13,000. This is a budgeted project. There were no exceptions, and I recommend approval.

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; Reject **Bid No. 2223-19**: Yellow Creek Park Tree Removal & Trimming Project (Parks).

Mr. Johnson: This bid was for a large scope project of trimming and removing trees at Yellow Creek Park. The bids received were far outside of the expected range, so we are recommending rejection of all bids. After reviewing this with Public Works management, we believe the Road Department can address the majority of the project in-house over the next several months, narrowing the project scope for review in the next budget. No part of this project is particularly time sensitive, so we see no issues with proceeding this way. I recommend rejection.

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

Judge Mattingly: Before we read the following ordinances, I would like to give both sides of the issue 5 minutes to state their case.

By request of Commissioner Castlen, the court took a brief recess and then continued with the meeting.

Charlie Kamuf, representing Gary Boswell: I think the evidence is overwhelming to support Planning and Zoning's ruling on this rezoning. Regarding the staff report, Mr. Howard was asked, as compared to what's taking place, the rules and regulations and the comprehensive plan has to be flexible - there's a long line of cases that state that the comprehensive plan is a guide, not a straight jacket. Today, we rely on the wisdom and expertise of the OMPC and their finding of fact that they made was comprehensive and I think covers nearly everything. The vote was 7 to 1. That's very impressive especially in the light of the staff report. All 7 who voted in favor were county appointees. Why would you appoint outstanding citizens to the OMPC then second guess them without justification? The reason for the OMPC is for them to use their discretion. The appointees are knowledgeable and well respected. In this case, the most comprehensive findings a fact that I've seen was made by Manuel Ball. He said, "but I do think if it's done I'm going to make a motion and I do think it's done properly that duplexes can integrate well within the community. I think a couple of other examples I use hobo woods I use Countryside", but he threw in a couple of other ones, Landsdown and in the Bluegrass Commons, which is on Barron Drive and is a 100 acre development and you can't discern the difference between a duplex and a single family dwelling. In other words, what the board specifically did was they found that duplexes would blend well with single-family dwellings. Mr. Ball then stated, "I guess it all be said and done to the fact that this property set so many years undeveloped I think it would be good for the community to rezone the property." Meaning that this property is unique. You won't find any property that's been platted in Daviess County since 1963 that's undeveloped. You understand there were really four findings of fact by the staff report. Two of them in favor and two not so. He (Mr. Ball) then stated, "The proposal is not a logical expansion, but it will integrate well with the community." He specifically found that the proposed rezoning would work well in a single family neighborhood. Since the property has not been developed since the mid 1960's,

the proposed infill development offer a variety of housing types, which is concurred by the comprehensive plan. Melissa Evans, in the staff report, she said, in answer to the question about the staff report, "It's not uncommon for the OMPC to still vote in favor of rezoning when the recommendations suggest otherwise. Applicants can present facts and information beyond what is taken in consideration by the staff given more information that they had at the hearing.

Mary Baldwin: When we bought our homes, we bought into a single family neighborhood. That's what we were looking for - a quiet, nice place to raise our kids with other nice, well-kept homes. We all anticipated that at some point the woods would be developed and replaced with single-family homes. This subdivision was chartered as single family homes and not multiple family dwellings and because of this we had no fear that this would be changed. We have no desire to see our subdivision undergo such radical changes that would come with the introduction of the duplexes. We are aware that Mr. Boswell purchased this property to make profit on his investment. We understand this. This is just business to him. We do not believe we personally should have our lifestyle destroyed for the extra profits Mr. Boswell would get from building duplexes as opposed to single-family homes. These duplexes would cause radical changes to our neighborhood. Mr. Kamuf said that they would be integrated. They're not going to be integrated. They're going to be stuck at the end. These duplexes will cause radical changes as I've said. They will cause our property values to decrease over time. With the addition of 72 families, there will be an increase in noise and in traffic. The more people you pack into a small area, the greater their occurrence of crime. Everybody has been counting two cars per family, but I believe a more realistic number would be three, which would total 216 cars as very few people don't have company. Mr. Boswell said he would address the parking issue in his lease. I do not believe Mr. Boswell has the time to be able to oversee the property. There is a need for more housing in Owensboro, but this can be accomplished by building single-family homes. Owensboro needs people to put down roots and make our city grow. Renters are transient. These are some of the reasons the decision by the OMPC to change the zoning should be overturned. Also, there was the inaccurate and misleading information given to OMPC by Mr. Boswell that came to light at our last meeting. The main thing I want you all to consider is that our subdivision was chartered for single-family homes and we'd like you to help us keep it that way.

By a motion of Commissioner Wathen, seconded by Commissioner Koger, the court considered for approval; **Second Reading of KOC 921.678 (2022) 09-2022** - An Ordinance Amending a Zoning Classification Set Forth in the County Zoning Ordinance of February 5, 2004 Regarding 5008-5120 Cambridge Drive.

Commissioner Koger made a motion to **Amend** the above motion (which was to approve the **Second Reading of KOC 921.678 (2022) 09-2022**), **to Deny or Overrule** the Planning Commission's recommended zoning change to the subject properties **based on the following findings of fact:**

- Zoning is not in compliance with the Comprehensive Plan
- Zoning is not a logical expansion of multi-family
- Zoning to multi-family is not major street oriented
- Current single family residential zoning is appropriate

Commissioner Castlen seconded the motion to amend. Judge Mattingly called for a vote on the Amendment to the **Second Reading of KOC 921.678 (2022) 09-2022**, which Denies or Overrules the Planning Commission's recommended zoning change to the subject properties based on the aforementioned findings of fact.

The vote was called and with all present members voting in favor, said amendment was approved.

Judge Mattingly then called for a vote on the Amended **Second Reading of KOC 921.678 (2022) 09-2022**, which, denies or overrules the Planning Commission's recommended zoning change to the subject properties based on the following findings of fact:

- Zoning is not in compliance with the Comprehensive Plan
- Zoning is not a logical expansion of multi-family
- Zoning to multi-family is not major street oriented
- Current single family residential zoning is appropriate

The vote was called and with all present members voting in favor of the Second Reading of KOC 921.678 (2022) 09-2022, as Amended, said motion was approved.

By a motion of Commissioner Koger, seconded by Commissioner Castlen, the court considered for approval; **Second Reading of KOC 921.679 (2022) 10-2022** - An Ordinance Amending a Zoning Classification Set Forth in the County Zoning Ordinance of February 5, 2004 Regarding 5007-5123 Cambridge Drive and 5030-5114 Sturbridge Place.

Commissioner Wathen made a motion to **Amend** the above motion (which was to approve the **Second Reading of KOC 921.679 (2022) 10-2022**), **to Deny or Overrule** the Planning Commission's recommended zoning change to the subject properties **based on the following findings of fact:**

- Zoning is not in compliance with the Comprehensive Plan
- Zoning is not a logical expansion of multi-family
- Zoning to multi-family is not major street oriented
- Current single family residential zoning is appropriate

Commissioner Castlen seconded the motion to amend. Judge Mattingly called for a vote on the Amendment to the **Second Reading of KOC 921.679 (2022) 10-2022**, which Denies or Overrules the Planning Commission's recommended zoning change to the subject properties based on the aforementioned findings of fact.

The vote was called and with all present members voting in favor, said amendment was approved.

Judge Mattingly then called for a vote on the Amended **Second Reading of KOC 921.679 (2022) 10-2022**, which, denies or overrules the Planning Commission's recommended zoning change to the subject properties based on the following findings of fact:

- Zoning is not in compliance with the Comprehensive Plan
- Zoning is not a logical expansion of multi-family
- Zoning to multi-family is not major street oriented
- Current single family residential zoning is appropriate

The vote was called and with all present members voting in favor of the Second Reading of KOC 921.679 (2022) 10-2022, as Amended, said motion was approved.

By a motion of Commissioner Wathen, seconded by Commissioner Castlen, the court considered for approval the **Second Reading of KOC 921.680 (2022) 11-2022** - An Ordinance Amending a Zoning Classification Set Forth in the County Zoning Ordinance of February 5, 2004 Regarding 1859, 1863, 1903 and 1907 Sturbridge Place.

Commissioner Castlen made a motion to **Amend** the above motion (which was to approve the **Second Reading of 921.680 (2022) 11-2022**), **to Deny or Overrule** the Planning Commission's recommended zoning change to the subject properties **based on the following findings of fact:**

- Zoning is not in compliance with the Comprehensive Plan

- Zoning is not a logical expansion of multi-family
- Zoning to multi-family is not major street oriented
- Current single family residential zoning is appropriate

Commissioner Wathen seconded the motion to amend. Judge Mattingly called for a vote on the Amendment to the **Second Reading of 921.680 (2022) 11-2022**, which Denies or Overrules the Planning Commission’s recommended zoning change to the subject properties based on the aforementioned findings of fact.

The vote was called and with all present members voting in favor, said amendment was approved.

Judge Mattingly then called for a vote on the Amended **Second Reading of 921.680 (2022) 11-2022**, which, denies or overrules the Planning Commission’s recommended zoning change to the subject properties based on the following findings of fact:

- Zoning is not in compliance with the Comprehensive Plan
- Zoning is not a logical expansion of multi-family
- Zoning to multi-family is not major street oriented
- Current single family residential zoning is appropriate

The vote was called and with all present members voting in favor of the Second Reading of 921.680 (2022) 11-2022, as Amended, said motion was approved.

County Attorney Claud Porter read in summary the **First Reading of KOC 150.14 (2022) 12-2022** – An Ordinance Repealing And Replacing KOC 150.12 Relating To A Special Transient Room Tax For The Sole Purpose Of Meeting The Operating Expenses Of A Convention Center.

Comments:

Attorney Porter: We have an ordinance now that was entered quite some time ago. The statute was changed, effective January 1, 2023, that permits the court to increase the numbers and types of units and businesses from which we can collect the room tax. The ordinance allows us to collect from other kinds of facilities like Airbnb’s and campgrounds. We had attempted to do that without changing the ordinance, but got some push back so this will allow the court to collect from and note to them that we have changed the ordinance.

Judge Mattingly: Generally, that explanation pertains to the other two First Readings, correct?

Attorney Porter: The 2% one, we are just amending that ordinance rather than repealing and replacing. On that one, we are simply amending it because it includes the bond and we did not want to disturb any of the language concerning the bond. The amendment relates to the revenue portion only.

Commissioner Wathen: I find it kind of interesting that the city enacted this same exact ordinance on top of this one. So, this is for the meeting of the operating expenses of the convention center. What happens if the convention center makes money outside of the city collecting 1% and county collecting 1%?

Treasurer Hendrix: I think the way that the law is written is that you are allowed to use the 1% to offset the expenses of the convention center. I don't think there's any provision for the other side.

Judge Mattingly: I would say that's probably going to be a while. No offense to anyone. I think that the Treasurer is absolutely correct. It is to offset operating expenses. If you off set an expense, it doesn't come out of your revenue stream. You just make more money and have more money to do things that are needed like maintenance and that kind of stuff.

County Attorney Claud Porter read in summary the **First Reading of KOC B.52 (2022) 13-2022** - An Ordinance Of The County Of Daviess, Kentucky Amending KOC B.48 (2012) Which Authorized The Issuance Of General Obligation Refunding Bonds, Series 2012B (Transient Room Tax Supported Project) In Aggregate Principal Amount \$1,910,000 To Reflect The Additional Revenue Sources Authorized In KRS 91A.390.

Comments:

Judge Mattingly: We heard the County Attorney's explanation. We are amending that ordinance. We can't change it because back in 2012, we refinanced the bond that was being paid off by the 2% and Bond Council gets real squirrely when you start changing ordinances. This is not a new \$1.9 million bond issue. As you saw, it references the 2012 \$1.9 million bond issue and we are amending it to bring it into compliance where we can collect from those other revenues.

County Attorney Porter: We are amending Section 8 to include the provision that permits the court to tax rooms authorized by motor courts, motels, hotels, inns, and the likes, including accommodations by persons who broker, record, coordinate, or otherwise arrange for a rental of those accommodations.

County Attorney Claud Porter read in summary the **First Reading of KOC 150.15 (2022) 14-2022** - An Ordinance relating to the Owensboro-Daviess Convention and Visitors Bureau and Transient Room Tax (As Amended by KOC 150.1/R.2 and KOC 150.4 and KOC 150.12).

Comments:

County Attorney Porter: This is repealing and replacing the 3% tax that funds the Convention and Visitors Bureau and again all we are doing, as it seemed easier and more effective, at least administratively, is to have all of the ordinances done at the same time so that when someone later on, either the Treasurer or anyone else, looks at it, all of those ordinances are in the same place. All of them will be listed together in the Order Book in the same place, and it's easier to find them. If adopted, the court will replace the revenue stream with and to include all of those additional corporations such as motor courts, motels, hotels, and anyone who brokers or arranges those kinds of operations, which would include things like Airbnb and other arrangements like that.

Treasurer Hendrix: The reason the state changed this and the reason we are changing this is because these entities, in the past, weren't specifically named and absolutely refused to pay this tax. This has been a national issue. Many states have already made the change. In fact, Mr. Johnson sent a letter about four or five years ago where we apprised the clearinghouse that handles most of their Airbnb's that they owed the tax. They sent us a rather unfriendly letter back and let us know they weren't paying the tax. There was little we could do short of an expensive court case. Now that Kentucky has changed this, we are doing the same. They already know they're going to be taxed. The owners of those facilities have already received letters warning them they'll have to start paying the tax.

Commissioner Castlen: Were those letters sent from the State Revenue Cabinet?

Treasurer Hendrix: From the clearinghouse – the people that collect the money for them.

Commissioner Wathen: This doesn't affect the duplicate 3% tax that the city has, right?

Judge Mattingly: This doesn't touch it. They passed that tax after the KRS was amended and passed in Frankfort so they didn't have to do anything to theirs.

No other business was brought before the Daviess County Fiscal Court.

No public comments were received.

Comments by Daviess County Fiscal Court:

Commissioner Wathen commended the citizens for getting involved with the rezoning appeals. Over the years, I've been asked if citizens really can make an impact on rezoning appeals. When there are 35 and 36 appeals on each rezoning, such as in this case, when citizens show up and take part in the process, and present their case well, it shows that citizens can indeed make an impact.

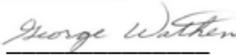
Commissioner Wathen announced that Daviess County received the GRADD County of the Year Award for all of the different things we did at Horse Fork Creek Park with regard to making the park accessible to all, especially those with special needs.

Judge Mattingly: John Clouse sent a letter to the court expressing his appreciation for the opportunity to serve as Daviess County EMA Deputy Director.

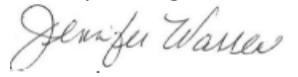
Without objection, Judge/Executive Mattingly adjourned the meeting.

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 20, 2022.



Jennifer Warren
Daviess County Fiscal Court Clerk