

**Minutes of the December 15, 2022 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 proclaimed December 15, 2022 as The Bill of Rights Day.

Treasurer Jim Hendrix presented the Treasurer's Report for November 2022.

Treasurer Hendrix presented the Fiscal Year 2022 Final Audit Report, which he noted included no material weaknesses nor significant deficiencies.

By a motion of Commissioner Koger, seconded by Commissioner Wathen, the court considered for approval; Minutes of the December 1, 2022 Court Meeting.

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; 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 Castlen, seconded by Commissioner Wathen, the court considered for approval; Lease Agreement with the City of Owensboro for Parking Garage Spaces.

Assistant County Treasurer Jordan Johnson: These Owensboro Parking Garage spaces are used for parking by Judicial Center employees. The agreement is for 3-years and includes 42 spaces at a rate of \$40 per space, per month. This cost is fully reimbursed by the Administrative Office of the Court's.

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 **Bid No. 2223-39**: Four (4) Physio-Control Lifepak 15 Units (Fire Rescue) to Stryker Corp.

Mr. Johnson: We received one bid and recommend award to the only bid submitted by Stryker Corp. for \$108,363.48. These units will replace four existing units as reflected on the evaluation report. This amount is under the original budgeted amount and the exceptions were minor. 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 Castlen, the court considered for approval; Surety Bond Release (Excess Weight Permit) Kelly Cemetery Road.

County Engineer Mark Brasher: This will release damage and surety bonds for the excess weight permit for Kelly Cemetery Road and I recommend approval.

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; Hire Christopher Taylor as Road Department Utility Laborer Eff. upon successful completion of pre-employment screening.

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; Hire Shelby Howard as Animal Control Veterinary Technician Eff. upon successful completion of pre-employment screening.

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; Reappoint Lewis Jean (S2T) to the OMPC Board of Adjustment (4-Yr. Term) Eff. 12/31/22.

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 Lewis Jean (S3T) to the OMPC (4-Yr. Term) Eff. 12/31/22.

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; Appoint Jordan Johnson (Jim Hendrix, per Office as County Treasurer) to the DC ASAP Board Eff. 1/1/23.

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; Appoint Jordan Johnson (Jim Hendrix S2.5T) to the Industrial Development Authority Board Partial Term: 1/1/2023 - 4/29/23.

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; Reappoint Mark Brasher (S3T) to the Transportation Advisory Commission (4-Yr. Term) Eff. 1/1/23.

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; Reappoint David Smith as DC ADA Admin. (Judge/Executive Appointee 4-Yr./Term in Office) Eff. 1/1/23.

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; Reappoint David Smith as DC Alcohol Beverage Admin. (Judge/Executive Appointee/4-Yr. Term in Office) Eff. 1/1/23.

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; Reappoint Gary Murphy (S1T), Mark Irby (S4T), and Jim West (S3T) to DC-SWEEP (3-Yr. Term) Eff. 1/1/23.

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; Owensboro Health, Inc. Amended Articles of Incorporation.

Judge Mattingly: The hospital has acquired businesses outside of Daviess County and those communities wish to have an someone locally serve on their board. As the current hospital board structure does not

allow for that, bylaw changes have been proposed, which include, but are not limited to an increase in the number of board members from 14 to 16.

Current Structure:

- 4 community members
- 3 medical staff members
- 3 members appointed by the county
- 3 members appointed by the city
- 1 member jointly appointed by city/co.

New Proposed Structure:

- 4 community members, of which 1 may be from outside of Daviess Co.
- 4 medical staff members, of which 2 may be hospital employees
- 4 members appointed by the county
- 4 members appointed by the city

Judge Mattingly: Other changes are not “material” changes and deal with internal hospital operations.

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; Owensboro Health, Inc. Amended By-Laws.

Judge Mattingly: The Articles of Incorporation are mirrored in the bylaw changes and there's nothing different.

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; Backup Ambulance Service Provider and Financial Service Subsidy Agreement with Daviess County, Owensboro Health, Inc. and the City of Owensboro.

Judge Mattingly: This is a 3-year agreement and includes an annual subsidy of \$150,000 for which the hospital has agreed to pay. The hospital also agrees to provide the county with a backup ambulance service. Once this agreement fully executed, local governments must expedite the creation of a contingency plan to secure an alternate ambulance service to prevent the community emergency caused by Yellow Ambulance Service, years ago, when they pulled out from being our local provider, only giving us six months to secure a new contract and ambulance service provider.

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

Other business to be brought before the Daviess County Fiscal Court:

By a motion of Commissioner Castlen, seconded by Commissioner Wathen, the court considered for approval; Rename the Daviess County Gun Club to the Mattingly Target Shooting Range at Pup Creek Park.

Commissioner Castlen: This is in recognition of Judge Mattingly’s service to Daviess County.

Commissioner Wathen: The Park Board strongly supports this decision.

Judge Mattingly thanked the Parks Board, Commission, and those attending the meeting tonight.

The vote was called and with all present members voting in favor, except for Judge Mattingly as he opposed, said motion passed.

Comments:

Kentucky State Representatives DJ Johnson and Suzanne Miles presented Judge Mattingly, and Commissioners Wathen and Koger with Kentucky State Citations of Appreciation for their service to Daviess County.

Noah Clayton thanked the court for their financial assistance in getting the local tennis facility built.

On behalf of the Museum of Science and History Board of Directors and staff, Ed Allen thanked the court for this year's, much needed, special allocations to the museum.

Sarah Hemingway of the Marilyn and William Young Charitable Foundation thanked the court for supporting the COVID-19 fund for non-profits.

Jailer Art Maglinger thanked the court for leading the community through challenging times and their dedicated service.

Commissioner Koger thanked his family for their support, which allowed him to serve. He thanked the county staff for their work and other court members for a job well done.

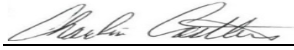
Commissioner Wathen thanked his family, his wife, and fellow court members to whom he has shared the past 2 and 3 terms. He mentioned the court's accomplishments: We adopted a drainage master drainage plan and utilized that plan to help control flooding throughout the county. We created a Safety Committee and implemented safety procedures that improved employee safety so dramatically that our insurance provider KACo recognized us in their annual report as a leading example for other Kentucky counties. We improved both the Animal Control and Road Department's facilities and operations. We asphalted over 350 miles and overhauled the structure of our county parks. We changed the landfill operations and it now pays for itself, saving taxpayers a lot of money. We can guarantee a long life for the landfill with the purchase of an additional 200 acres of land. We reduced the debt from \$44 million to less than \$9 million. We helped OCTC open their new Phase II Technical Center. Most importantly, we are passing on an organization of outstanding employees and an organization that is good and sound for the future. I'm proud of the effort and the results of this team.

Commissioner Castlen: It's been a pleasure serving with this court and Treasurer Hendrix. I am looking forward to the future. I feel honored to be able to work with the Daviess County employees and can assure you, we get good service for the dollars we pay each one of them.

County Attorney Porter thanked his wife Karen for her support during his time in office.

Judge Mattingly recommended to Commissioner Castlen that he discover what gifts people have to offer and use those gifts to support his efforts. He suggested to find something to laugh about every day, which would help his mood when coming home to his family each night. He also encouraged forbearance because the reason to serve is to do good for the community. He thanked the commissioners for serving and providing good government. He also thanked the citizens for allowing him to serve as Daviess County Judge-Executive.


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



Judge-Executive Charlie Castlen



Commissioner Janie Marksberry




Commissioner Christopher Castlen



Commissioner Larry Conder

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 January 5, 2023.



Jennifer Warren
Daviess County Fiscal Court Clerk