

Mason County Fiscal Court  
Regular Session  
April 14, 2015  
9:00 a.m.

The meeting was called to order by Judge/Executive Joseph Pfeffer. Present were Commissioner Joseph McKay (District 1), Commissioner Annette Walters (District 2), Commissioner Phil Day (District 3), County Attorney John Estill, Assistant County Attorney Jackie Sue Wright, Deputy Judge/Executive Richard Newberry, Sheriff Patrick Boggs and County Treasurer Kim Muse.

Judge/Executive Joseph Pfeffer swore in Joseph McKay as County Commissioner for District 1. Commissioner Joseph McKay was appointed by Governor Steven Beshear when a vacancy occurred after former Commissioner Patrick McKay passed away.

Motion by Commissioner Day and seconded by Commissioner Walters to approve State Automobile Mutual Insurance Company as the issuer of the surety bond for Commissioner McKay.

Commissioner Walters – Yes  
Commissioner Day – Yes  
Judge/Executive Pfeffer – Yes

Motion by Commissioner Walters and seconded by Commissioner Day to approve the minutes of the March 10<sup>th</sup> meeting with the grammatical correction in the Detention Center section.

Commissioner McKay – Abstain due to absence from meeting  
Commissioner Walters – Yes  
Commissioner Day – Yes  
Judge/Executive Pfeffer – Yes

Motion by Commissioner Day and seconded by Commissioner Walters to approve the minutes of the March 24<sup>th</sup> meeting as presented.

Commissioner McKay – Abstain due to absence from meeting  
Commissioner Walters – Yes  
Commissioner Day – Yes  
Judge/Executive Pfeffer – Yes

Motion by Commissioner Walters and seconded by Commissioner Day to approve the minutes of the April 1<sup>st</sup> meeting as presented.

Commissioner McKay – Abstain due to absence from meeting  
Commissioner Walters – Yes  
Commissioner Day – Yes  
Judge/Executive Pfeffer – Yes

### **Animal Shelter**

Motion by Commissioner Walters and seconded by Commissioner Day to accept the Animal Shelter report as presented by Roger Mullikin and attached hereto.

Commissioner McKay – Yes  
Commissioner Walters – Yes  
Commissioner Day – Yes  
Judge/Executive Pfeffer – Yes

### **Sheriff's Report**

Motion by Commissioner Day and seconded by Commissioner Walters to accept the Monthly Tax Disbursements report as presented by Sheriff Boggs and attached hereto.

Commissioner McKay – Yes  
Commissioner Walters – Yes  
Commissioner Day – Yes  
Judge/Executive Pfeffer – Yes

Sheriff Boggs presented an Activity Log of the department for the first quarter of 2015 for review by members of Fiscal Court.

Motion by Commissioner Walters and seconded by Commissioner McKay to accept the Monthly Vehicle Report as presented by Sheriff Boggs and attached hereto.

Commissioner McKay – Yes  
Commissioner Walters – Yes  
Commissioner Day – Yes  
Judge/Executive Pfeffer – Yes

Sheriff Boggs asked Fiscal Court to consider purchasing a new cruiser for the Sheriff's Department when working on the budget for 2015-2016.

### **Road Department**

Motion by Commissioner Day and seconded by Commissioner Walters to accept the Road Department report as presented by Road Supervisor Joe Brown and attached hereto.

Commissioner McKay – Yes  
Commissioner Walters – Yes  
Commissioner Day – Yes  
Judge/Executive Pfeffer – Yes

**A. Bid Opening – Strodes Run Road Bridge**

Judge/Executive Pfeffer opened bids received for the replacement of the Strodes Run Road Bridge. The only bid received was from Ron's Concrete. The bid was in the amount of \$89,560 for tearing out the bridge and replacing it with a metal deck bridge. Ron's Concrete is a state approved contractor. Under the 80/20 program with the Kentucky Transportation Cabinet, the county's portion of the expenses will be around \$17,000. Judge/Executive Pfeffer said the county will do some of the work in order to save money.

Motion by Commissioner Day and seconded by Commissioner Walters to accept the bid by Ron's Concrete for the replacement of the Strodes Run Road Bridge.

Commissioner McKay – Yes  
Commissioner Walters – Yes  
Commissioner Day – Yes  
Judge/Executive Pfeffer – Yes

**B. Order 15-06 - Owl Hollow Road**

The gross weight of all vehicles on Owl Hollow Road shall not exceed 10 tons.

**Landfill Report**

Motion by Commissioner Day and seconded by Commissioner Walters to accept the landfill report as presented by Todd Leonard and attached hereto.

Commissioner McKay – Yes  
Commissioner Walters – Yes  
Commissioner Day – Yes  
Judge/Executive Pfeffer – Yes

**Recycling Center Report**

Motion by Commissioner Walters and seconded by Commissioner McKay to accept the Recycling Report as presented by Steve Frodge and attached hereto.

Commissioner McKay – Yes  
Commissioner Walters – Yes  
Commissioner Day – Yes  
Judge/Executive Pfeffer – Yes

## **Solid Waste Report**

Motion by Commissioner Day and seconded by Commissioner Walters to accept the report as presented by Steve Frodge and attached hereto.

Commissioner McKay – Yes  
Commissioner Walters – Yes  
Commissioner Day – Yes  
Judge/Executive Pfeffer – Yes

Steve informed Fiscal Court of the nuisance order issues discussed recently at a meeting with Commissioner Walters, Todd Leonard, Judge/Executive Pfeffer, and County Attorney Estill. County Attorney Estill suggested establishing strategies to address the nuisance issue that would work along with the changes made to the nuisance order at the meeting. Changes to the nuisance order are attached hereto. Steve also discussed used tire dealers and how to monitor these businesses in order to prevent tires from accumulating on property throughout the county. County Attorney Estill will prepare an ordinance to address the tire issue.

Sheriff Boggs discussed an issue of controlled burning in the county. His department had received a call regarding a barn being burned on Pickett Lane. Steve told the court that brush is the only thing that can be legally burned.

## **Detention Center**

Motion by Commissioner Walters and seconded by Commissioner McKay to accept the detention center report as presented by Jailer Lisa O'Hearn and attached hereto.

Commissioner McKay – Yes  
Commissioner Walters – Yes  
Commissioner Day – Yes  
Judge/Executive Pfeffer – Yes

Motion by Commissioner Walters and seconded by Commissioner Day to surplus or destroy items listed in report as presented by Jailer O'Hearn at either the landfill or recycling center. The list of items is attached hereto.

Commissioner McKay – Yes  
Commissioner Walters – Yes  
Commissioner Day – Yes  
Judge/Executive Pfeffer – Yes

Jailer O'Hearn provided a personnel report to Fiscal Court for review and is attached hereto.

Jailer O'Hearn asked for an advertisement to be drafted for specifications for the roof replacement at the jail. These specifications can be used to compare different contractors' bids.

Judge/Executive will meet with Jailer O’Hearn to discuss finding someone to help draft the advertisement. County Attorney Estill suggested contacting David Hord with the City of Maysville for assistance with the draft.

**Mason County Extension Service**

Karen Douglas with the Mason County Extension Service presented the budget for the Extension Service for 2015-2016 and is attached hereto.

**Western Mason Water District**

Maude Teegarden with the Western Mason Water District submitted a report of rates for the Western Mason Water District. The report is attached hereto.

**Treasurer’s Report**

Motion by Commissioner Walters and seconded by Commissioner Day to approve all claims, including additional claims totaling \$7,885.74, as presented by County Treasurer Kim Muse and attached hereto.

Commissioner McKay – Yes  
Commissioner Walters – Yes  
Commissioner Day – Yes  
Judge/Executive Pfeffer – Yes

Motion by Commissioner McKay and seconded by Commissioner Walters to pay non-profit groups under the roadside litter grant as a recurring expense.

Commissioner McKay – Yes  
Commissioner Walters – Yes  
Commissioner Day – Yes  
Judge/Executive Pfeffer - Yes

Motion by Commissioner Walters and seconded by Commissioner Day approving the financial statement as presented by Treasurer Muse and attached hereto.

Commissioner McKay – Yes  
Commissioner Walters – Yes  
Commissioner Day – Yes  
Judge/Executive Pfeffer – Yes

Motion by Commissioner Walters and seconded by Commissioner Day approving the investment journal as presented by Treasurer Muse and attached hereto.

Commissioner McKay – Yes  
Commissioner Walters – Yes  
Commissioner Day – Yes  
Judge/Executive Pfeffer - Yes

Motion by Commissioner Day and seconded by Commissioner McKay approving budget transfers in the amount of \$65,473.00 as requested by Treasurer Muse.

Commissioner McKay – Yes  
Commissioner Walters – Yes  
Commissioner Day – Yes  
Judge/Executive Pfeffer – Yes

### **New Business**

#### **A. Resolution 15-12 – KCTCS Health Fitness Trail Grant**

This resolution authorizes the Judge/Executive to enter into an agreement with the Commonwealth of Kentucky, Department for Local Government, for the Recreational Trails program for the purpose of constructing a fitness trail at the Kentucky Community and Technical College.

Motion by Commissioner Walters and seconded by Commissioner McKay adopting Resolution 15-12.

Commissioner McKay – Yes  
Commissioner Walters – Yes  
Commissioner Day – Yes  
Judge/Executive Pfeffer - Yes

#### **B. Worthington Chapel**

Motion by Commissioner Walters and seconded by Commissioner Day to declare the Worthington Chapel property in Minerva as surplus and to approve Judge/Executive Pfeffer to sign a deed transferring the property to Worthington Chapel Church Inc.

Commissioner McKay – Yes  
Commissioner Walters – Yes  
Commissioner Day – Yes  
Judge/Executive Pfeffer – Yes

#### **C. Judge/Executive Pfeffer reappointed Tom Woosley to the Fleming-Mason Airport Board. His term will expire May 2019.**

D. Judge/Executive Pfeffer reappointed Jackie Sue Wright to the Board of Old Washington Inc.

**E. Order 15-07 – Appointment of Sally Teegarden to Library Board of Trustees**

Motion by Commissioner Day and seconded by Commissioner McKay approving the reappointment of Sally Teegarden to the Mason County Public Library Board of Trustees.

Commissioner McKay – Yes  
Commissioner Walters – Yes  
Commissioner Day – Yes  
Judge/Executive Pfeffer - Yes

**F. Ordinance 15-01 – Second Reading**

Ordinance 15-01 adopts the recommendations of the Mason County Joint Planning Commission and amends the sign regulations at Ordinance 02-07, Chapter 411, to delete certain restrictions on political signs consistent with federal law, and to prohibit electronic signs in certain zones, while regulating such signs where allowed.

Motion by Commissioner McKay and seconded by Commissioner Walters adopting Ordinance 15-01.

Commissioner McKay – Yes  
Commissioner Walters – Yes  
Commissioner Day – Yes  
Judge/Executive Pfeffer – Yes

**Old Business**

Judge/Executive Pfeffer updated the Court on the progress to repair the embankment slip on Lees Creek and Morton Lane. Judge/Executive Pfeffer obtained three quotes for T-Rail that needed to be supplied by the county for the repair. Progress Rail in Cincinnati, Ohio, had the best price. He said if weather permits work would begin at the end of the week or beginning of the following week.

Sheriff Boggs asked the court to consider removing the metal stairway behind the sheriff's department that connects to the upper level that can be used for parking. He would like to seal the rail off. Members of the court discussed possible solutions to securing the upper level.

Having no further business, Commissioner Day made a motion and seconded by Commissioner Walters to adjourn.

Commissioner McKay – Yes  
Commissioner Walters – Yes  
Commissioner Day – Yes  
Judge/Executive Pfeffer – Yes

The next Fiscal Court meeting is scheduled for May 12, 2015 at 9:00 a.m.

Respectfully submitted this 14<sup>th</sup> day of April 2015:

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Stephanie G. Schumacher  
Mason County Clerk

Approved for review:

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Joseph P. Pfeffer  
Mason County Judge/Executive