

Mason County Fiscal Court
Regular Session
September 13, 2016
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), Deputy Judge/Executive Richard Newberry, County Attorney John Estill, and County Treasurer Kim Muse.

Judge/Executive Pfeffer introduced Bill Marshall to members of the court. Mr. Marshall was recently appointed to serve on the Board of Adjustments.

Motion by Commissioner Day and seconded by Commissioner Walters to approve the minutes from the August 9th regular meeting as presented.

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

Motion by Commissioner Walters and seconded by Commissioner Day to approve the minutes from the August 26th special meeting as presented.

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

Maysville Fire Chief Kevin Doyle, who is also the acting chief of the Washington Volunteer Fire Department, and Fernleaf-Highland Volunteer Fire Chief Mike Lucas spoke to members of the court about the merging of the Washington Volunteer Fire Department with the Fernleaf-Highland Fire Department. Both departments will continue to operate out of their same stations with their same equipment. Members of each community will see no difference in coverage by each department. One of the benefits of merging the two departments is to help with active department membership numbers, which have been declining. As part of the agreement, the city of Maysville will continue to own the Washington Volunteer Fire Department building and lease it to the department for the next three years at a cost of \$1 per year. After three years, the city will donate the building to the department and at that time, the county will pay the insurance on the building.

Motion made by Commissioner Walters and seconded by Commissioner Day to approve a donation in the amount of \$300 to be used for fire school training to be held at Maysville Community and Technical College on October 21-23.

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

Robert Roe spoke to fiscal court members advocating for keeping ‘Maysville’ in the name of the local college, Maysville Community and Technical College.

Motion made by Commissioner McKay and seconded by Commissioner Walters to adopt **Resolution 16-20**, which supports retaining “Maysville” in the name of Maysville Community and Technical College.

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

Road Department

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

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

Motion made by Commissioner McKay and seconded by Commissioner Day to approve the purchase of an International Workstar 4x2 Cab and Chassis for \$132,806.00 under the master agreement state contract pricing.

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

Motion by Commissioner Day and seconded by Commissioner McKay to proceed with specs on the 550 series type truck and advertise for bids.

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

Motion by Commissioner McKay and seconded by Commissioner Day to approve the purchase of a 2008 Ford F250 truck which will replace the road foreman's current truck, and approval for the treasurer to pay,

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

Animal Shelter

Motion by Commissioner Day and seconded by Commissioner McKay to accept the August 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 Walters and seconded by Commissioner Day to accept the Monthly Tax Disbursements Report for August in the amount of \$297,075.80 as submitted by Sheriff Patrick Boggs, presented by Judge/Executive Pfeffer and attached hereto.

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

Sheriff Boggs submitted the Monthly Vehicle Report for August for review and is attached hereto.

County Attorney Estill explained the Good Samaritan bill to members of the court. He said the bill is fairly limited and only provides immunity from prosecution to an individual who calls on behalf of another person who has overdosed, tells the truth about what has happened and stays with the person until help arrives. The purpose of the bill is for people to receive medical treatment and not be afraid to call the police.

Landfill

Motion made by Commissioner Walters and seconded by Commissioner McKay to accept the August report as submitted by Todd Leonard, presented by Judge/Executive Pfeffer and attached hereto.

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

Recycling

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

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

Solid Waste

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

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

Mr. Robert Kidd, a resident of May's Lick, discussed his concerns with fiscal court about a neighboring property in which a tree fell on the house in 2014. To date, nothing has been done by the property owner to clean up the damage. Mr. Kidd says the value of his property has decreased due to the condition of this adjacent property and yet his real estate taxes have remained the same. Fiscal Court discussed attaining proposals to demolish the structure. Steve estimated this demolition to be done by early November.

In other business, Steve explained to members of the court that the truck in use at the recycling center has approximately 300,000 miles and repairs to replace tires and rods are estimated to cost \$3,500. Steve asked fiscal court to consider purchasing a new truck to replace the current truck. Steve submitted a proposal for a ¾ ton truck, with less than 100,000 miles, and four wheel drive. He estimated the truck to cost less than \$16,000.

Motion by Commissioner Day and seconded by Commissioner McKay to approve the purchase of a truck, not to exceed \$16,000, and approval for the treasurer to pay.

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

Detention Center

Motion made by Commissioner Day and seconded by Commissioner McKay to accept the detention center report for August as presented by Jailer Lisa O’Hearn and attached hereto.

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

Surplus Property

Motion made by Commissioner Walters and seconded by Commissioner McKay to approve the August surplus list attached hereto.

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

Treasurer’s report

Motion by Commissioner McKay and seconded by Commissioner Walters to pay all claims, including additional claims totaling \$25,026.58, as presented by Treasurer Kim Muse and attached hereto.

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

Motion made by Commissioner Walters and seconded by Commissioner McKay to approve the Financial Statement as of August 31, 2016, as presented by Treasurer Kim Muse and attached hereto.

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

New Business

Resolution 16-17 – Interlocal Cooperative Agreement for Energy Services

Motion made by Commissioner Walters and seconded by Commissioner McKay to adopt **Resolution 16-17**, which adopts the Interlocal Cooperation Agreement between Mason Fiscal Court and the City of Maysville for Energy Services.

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

Motion made by Commissioner Day and seconded by Commissioner McKay to appoint Commissioner Walters to the Maysville Mason County Energy Savings Committee to serve as the county representative on the committee.

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

Resolution 16-18 – Approval and/or Acceptance of School Tax Rates

Motion made by Commissioner Walters and seconded by Commissioner McKay to adopt Resolution 16-18, which accepts the school tax rates as presented.

Commissioner McKay – Yes
Commissioner Walters – No
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

Commissioner Walters pointed out this is the fifth year in a row the school district has raised the tax rate.

Motion made by Commissioner Day and seconded by Commissioner McKay to rescind the previous motion.

Commissioner McKay – Yes
Commissioner Walters – No
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

Motion made by Commissioner Day and seconded by Commissioner McKay to strike the wording “approves” and substitute the word “accepts” in the motion.

Commissioner McKay – Yes
Commissioner Walters – No
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

Resolution 16-19 – County Road Aid Cooperative Program Contract

Motion by Commissioner McKay and seconded by Commissioner Day to adopt **Resolution 16-19**, approving the agreement between Mason County Fiscal Court and Department of Rural and Municipal Aid for the fiscal year beginning July 1, 2016. Mason County will receive \$757,331.50, an increase of \$10,746.34 over last year.

Commissioner McKay – Yes
Commissioner Walters – No
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

Motion by Commissioner Day and seconded by Commissioner McKay to reappoint Danny Collins and Ed Johnson to the Mason County Board of Adjustment.

Commissioner McKay – Yes
Commissioner Walters – No
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

Motion by Commissioner Walters and seconded by Commissioner McKay to reappoint Albert Faris and Luanne Mattingly to the Mason County Cemetery Board.

Commissioner McKay – Yes
Commissioner Walters – No
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

Motion by Commissioner Walters and seconded by Commissioner McKay to appoint Tom Woosley to the Maysville-Mason County Port Authority to fill the unexpired term of Bob Drake. The term expires May 31, 2017.

Commissioner McKay – Yes
Commissioner Walters – No
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

The permit report for August was submitted for review and attached hereto.

Old Business

County Attorney Estill discussed the Administrative Code with fiscal court. He said he will incorporate the changes given to him by Commissioner Walters and will distribute updated copies of the administrative code to members of the court for review.

County Attorney Estill told fiscal court that a public hearing for a rezoning request was held by the Joint Planning Commission on September 7, 2016, for a proposed drive-thru convenience store on the AA highway and Water Tower Road. The Joint Planning Commission adopted findings of fact and recommendation that the request be denied. Within 90 days, fiscal court will hold a hearing and review the recommendation and either reject the findings or adopt the findings. A meeting date will be scheduled for the hearing.

Commissioner Day commended Deputy Judge/Executive Newberry and his committee on the great work done on the Mason County booth at the Kentucky State Fair.

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

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

The next fiscal court meeting will be Tuesday, October 11, 2016 at 9:00 a.m.

Respectfully submitted on this the 13th day of September 2016:

Stephanie G. Schumacher
Fiscal Court Clerk

Approved for Review:

Joseph P. Pfeffer
Mason County Judge/Executive