

Mason County Fiscal Court
Regular Session
August 13, 2019
9:00 a.m.

Judge/Executive Joseph Pfeffer called the meeting to order. Present were Commissioner Joseph McKay (District 1), Commissioner Chris O'Hearn (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, County Treasurer Kim Muse, Jailer Lisa Yeary, Joe Brown and Todd Leonard.

Judge/Executive Pfeffer welcomed Samantha Wilson to the meeting. Ms. Wilson was recently hired at the Mason County Health Department.

Approval of Minutes

Motion made by Commissioner McKay and seconded by Commissioner Day to approve the minutes from the July 9 regular meeting as presented.

Commissioner McKay – Yes
Commissioner O'Hearn – Yes
Commissioner Day - Yes
Judge/Executive Pfeffer – Yes

Road Department

Motion made by Commissioner McKay, seconded by Commissioner O'Hearn to accept the July report as presented by Road Supervisor Joe Brown and attached hereto.

Commissioner McKay – Yes
Commissioner O'Hearn - Yes
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

Animal Shelter

Motion made by Commissioner Day, seconded by Commissioner McKay to accept the July report as presented by Deputy Judge/Executive Richard Newberry and attached hereto.

Commissioner McKay – Yes
Commissioner O'Hearn – Yes
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

Sheriff's Report

Motion by Commissioner O'Hearn and seconded by Commissioner Day to accept the Monthly Tax Disbursement Report for July totaling \$865.49, as presented by Sheriff Patrick Boggs and attached hereto.

Commissioner McKay – Yes
Commissioner O'Hearn – Yes
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

The Monthly Vehicle Report for June was submitted for review.

Landfill Report

Motion by Commissioner Day, seconded by Commissioner O'Hearn to accept the July report as submitted by Todd Leonard and attached hereto.

Commissioner McKay – Yes
Commissioner O'Hearn – Yes
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

Recycling Center Report

Motion by Commissioner O'Hearn, seconded by Commissioner McKay to accept the July report as submitted by Randy Hamm, presented by Todd Leonard and attached hereto.

Commissioner McKay – Yes
Commissioner O'Hearn – Yes
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

Solid Waste Report

Judge/Executive Pfeffer reported several nuisance cases are proceeding through the court system.

Todd Leonard added the GPS tracking system used at the landfill will be installed in some vehicles used at the Detention Center. The installation is free under the existing contract.

Detention Center

Motion made by Commissioner Day, seconded by Commissioner O'Hearn to accept the July report as presented by Jailer Lisa Kern-Yearly and attached hereto.

Commissioner McKay – Yes

Commissioner O'Hearn – Yes

Commissioner Day – Yes

Judge/Executive Pfeffer – Yes

Jailer Yearly asked the court to suspend discussion of the Memorandum of Understanding with Comprehend, Incorporated until a future meeting date.

Southern Health Partners is the on-site inmate healthcare provider at the Detention Center. The Health Services Agreement, which is renewed on a yearly basis, was presented to the court for its consideration. Two changes had been made to last year's contract. The first change was a 2.5% increase in the county's base compensation fee. The second change was the implementation of a \$25,000.00 annual cap on Southern Health Partner's responsibility for routine prescription medications. Any amounts in excess of \$25,000.00 will be the responsibility of the county.

Motion made by Commissioner McKay, seconded by Commissioner Day to authorize Judge/Executive Pfeffer to enter into the Health Services Agreement with Southern Health Partners with the 2.5 % increase and the implementation of the \$25,000.00 annual cap on routine prescription medications. The term of the contract is July 1, 2019 through June 30, 2020.

Commissioner McKay – Yes

Commissioner O'Hearn – Yes

Commissioner Day – Yes

Judge/Executive Pfeffer – Yes

Jailer Yearly told members of the court that an individual had asked her for permission to use a metal detector on the Detention Center property in search of artifacts. County Attorney Estill explained Jailer Yearly could not give permission for the individual to use the metal detector on the county property because whatever would be found is county property and could not be kept by the individual.

Judge/Executive introduced Alexa Colemire with the Mason County Public Library. Ms. Colemire presented the tax rates for 2019 as 6.7 cents per \$100 for both real estate and personal property. These are the same rates as last year.

Motion made by Commissioner Day, seconded by Commissioner McKay to accept the 2019 tax rates for the Mason County Public Library as presented.

Commissioner McKay – Yes

Commissioner O'Hearn – Yes

Commissioner Day – Yes

Judge/Executive Pfeffer – Yes

Treasurer's Report

Motion made by Commissioner McKay, seconded by Commissioner Day to authorize the payment of claims, including additional claims totaling \$100,153.40, as presented and attached hereto.

Commissioner McKay – Yes
Commissioner O'Hearn – Yes
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

County Treasurer Muse asked the court to authorize payment of an additional claim, payable to Richard Newberry in the amount of \$87.10 for reimbursement of supplies for the Animal Shelter.

Commissioner McKay – Yes
Commissioner O'Hearn – Yes
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

Motion made by Commissioner McKay, seconded by Commissioner O'Hearn to approve the Financial Statement as of July 31, 2019, as presented and attached hereto.

Commissioner McKay – Yes
Commissioner O'Hearn – Yes
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

Ordinance 19-03 – Administrative Code Amendment – 2nd Reading

The ordinance was read in summary by County Attorney Estill. The Administrative Code was amended to be consistent with amendments to KRS 424.260 pertaining to procurement; to require all employees who operate commercial vehicles to undergo a medical exam prior to employment and annually thereafter; and to adopt a sick time donation policy.

Motion made by Commissioner Day, seconded by Commissioner McKay to adopt Ordinance 19-03, with amendments to the Administrative Code as read in summary by County Attorney Estill.

Commissioner McKay – Yes
Commissioner O'Hearn – Yes
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

Ordinance 19-04 – Budget Amendment – 1st Reading

The ordinance was read in summary by County Treasurer Muse. This was the first reading of the ordinance. No action was taken.

Kentucky Waste Tire Collection Event

The Kentucky Waste Tire Collection Event will be held in Mason County on October 3, 4 and 5. Tires will be collected in the area located behind Phoenix warehouse. This event is not for commercial businesses.

Motion made by Commissioner O'Hearn, seconded by Commissioner Day authorizing Judge/Executive Pfeffer to host the event as directed in the agreement attached hereto.

Commissioner McKay – Yes
Commissioner O'Hearn – Yes
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

Community Development Block Grant

Mason County Fiscal Court received a Community Development Block Grant in the amount of \$508,000.00 on behalf of Patientech. Of that amount, \$484,000.00 will be used to purchase equipment and the remaining \$24,000.00 will be paid to the Buffalo Trace Area Development District for administrative costs. This is a federal grant.

Motion made by Commissioner McKay, seconded by Commissioner O'Hearn to accept the Community Development Block Grant in the amount of \$508,000.00 and authorize Judge/Executive Pfeffer to sign and execute all documentation pertaining to the award letter and grant agreement after approval from County Attorney Estill.

Commissioner McKay – Yes
Commissioner O'Hearn – Yes
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

Motion made by Commissioner Day, seconded by Commissioner O'Hearn authorizing Judge/Executive Pfeffer to sign a clearinghouse letter of assurance, confirming that any comments received from state agencies in regards to environmental clearance or any other permitting aspects or requirements of the project, by any other agency such as Transportation Cabinet or Division of Water, will be followed according to the comments received in the letter.

Commissioner McKay – Yes
Commissioner O'Hearn – Yes
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

Resolution 19-27 (originally erroneously numbered 19-33) State Procurement Standards

Motion made by Commissioner O'Hearn, seconded by Commissioner McKay, to adopt Resolution 19-33, as to this project only.

Commissioner McKay – Yes
Commissioner O'Hearn – Yes
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

Resolution 19-28 – Implementation Title VI

Motion made by Commissioner Day, seconded by Commissioner McKay to adopt Resolution 19-28, authorizing the county to adopt the state agency's Title VI Implementation Plan in regards to the Civil Rights Act of 1964.

Commissioner McKay – Yes
Commissioner O'Hearn – Yes
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

Correction to Resolution 19-33

Motion made by Commissioner O'Hearn, seconded by Commissioner McKay to amend Resolution 19-33 to be properly numbered as 19-27.

Commissioner McKay – Yes
Commissioner O'Hearn – Yes
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

Motion made by Commissioner Day, seconded by Commissioner O'Hearn to adopt the non-discrimination policy requirements of 24 CFR, part 8 based on handicapped and federally-assisted programs and activities and approval to advertise as such in *The Ledger Independent*, as to this project only.

Commissioner McKay – Yes
Commissioner O'Hearn – Yes
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

County Attorney Estill advised the county already has a grievance procedure in its administrative code and asked that the county's procedure be submitted in lieu of adopting the grievance procedure provided.

The grant requires adoption of Fair Housing Standards as well as State Analysis. County Attorney Estill explained the fiscal court had already adopted both of these in 2014 when working on the senior housing project. Fiscal court will submit both of these as part of the grant requirement.

Resolution 19-29 – Adoption of Affirmative Action Plan

Motion made by Commissioner McKay, seconded by Commissioner O'Hearn to adopt Resolution 19-29, in which the fiscal court adopts the Affirmation Active Plan, Section 3, pertaining to this project only.

Commissioner McKay – Yes
Commissioner O'Hearn – Yes
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

County Attorney said the fiscal court had already adopted a residential anti-displacement relocation plan in its Senior Housing Project.

Resolution 19-30 – Distribution of Funds

Motion made by Commissioner Day, seconded by Commissioner O'Hearn to adopt Resolution 19-30, authorizing the county treasurer to distribute CDGB funds for such project within five days of receipt of funds and authorize Judge/Executive Pfeffer and appropriated persons to execute any and all documents necessary related to such projects.

Commissioner McKay – Yes
Commissioner O'Hearn – Yes
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

Certification as to Drug-Free Workplace Requirements

Motion made by Commissioner O'Hearn, seconded by Commissioner McKay to adopt the certification of a drug-free workplace, as to this project only.

Commissioner McKay – Yes
Commissioner O'Hearn – Yes
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

Final Environmental Review

Motion made by Commission Day, seconded by Commissioner O'Hearn, to authorize Judge/Executive Pfeffer to sign the final environmental review and clearance documents and to advertise such notices in the newspaper, as required by the Department for Local Government.

Commissioner McKay – Yes
Commissioner O'Hearn – Yes
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

Administration Contract

Motion made by Commissioner Day, seconded by Commissioner McKay to approve the administrative services agreement with the Buffalo Trace Area Development District as administrator of the grant, with administrative fees totaling \$24,000.00, and authorize Judge/Executive Pfeffer to execute the agreement with the district.

Commissioner McKay – Yes
Commissioner O’Hearn – Yes
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

Resolution 19-31 – Revolving loan fund board

Motion made by Commissioner Day, seconded by Commissioner O’Hearn, to allow the Judge/Executive Pfeffer to form a loan fund board comprised of one fiscal court member and two member from the Industrial Development Board.

Commissioner McKay – Yes
Commissioner O’Hearn – Yes
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

Resolution 19-34 - Relocation and Antidisplacement Plan

Motion made by Commissioner McKay, seconded by Commissioner O’Hearn to accept the plan with amendment for the plan to pertain solely to the Patientech project.

Commissioner McKay – Yes
Commissioner O’Hearn – Yes
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

Renewal of Lease PR04828 – Unified Prosecutorial System

Motion made by Commissioner O’Hearn and seconded by Commissioner Day to renew the annual lease agreement in the amount of \$11,022.00 with the Unified Prosecutorial System for the rental of the office space for the Commonwealth Attorney’s Office in the Mason County Judicial Building.

Commissioner McKay – Yes
Commissioner O’Hearn – Yes
Commissioner Day - Yes
Judge/Executive Pfeffer – Yes

Surplus Property

No Surplus Property Report for the month of August.

Permit Report

The Permit Report for May was submitted for review and is attached hereto

Other

Maysville Fire Chief Kevin Doyle submitted the July EMS report for review. The report is attached hereto.

Limestone Cycling Tour

The 11th Annual Limestone Cycling Tour will be held on September 7, 2019. There are 4 routes available ranging from 25 miles to 100 miles. This is a charity bike ride, with proceeds going to the Zachary Ruble Memorial Scholarship Fund.

In support of the race, motion was made by Commissioner Day and seconded by Commissioner McKay authorizing Judge/Executive Pfeffer and the Mason County Road Department to close Ross Lane for the duration of the event as a safety measure for the cyclists.

Commissioner McKay – Yes
Commissioner O'Hearn – Yes
Commissioner Day - Yes
Judge/Executive Pfeffer – Yes

Resolution 19-32 – Levy and Adoption of 2019 Tax Rates for Mason County

Motion made by Commissioner Day, seconded by Commissioner McKay to adopt the following tax rates for 2019 for Mason County:

Real Estate	22.9 cents per \$100
Tangible Personal	22.7 cents per \$100
Motor Vehicles & Watercraft	16.0 cents per \$100
Inventory in Transit	0.0 cents per \$100
Tobacco in Storage	1.5 cents per \$100
Aircraft	22.7 cents per \$100,

as well as accept and/or acknowledge the tax rates submitted by special districts as presented and attached hereto.

Commissioner McKay – Yes
Commissioner O'Hearn – Yes
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

Having no further business, motion made by Commissioner McKay, seconded by Commissioner O'Hearn to adjourn.

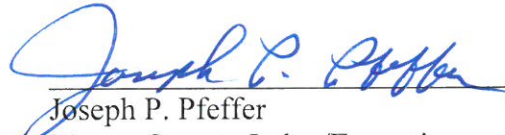
Commissioner McKay – Yes
Commissioner O'Hearn – Yes
Commissioner Day – Yes
Judge/Executive Pfeffer – Yes

The next fiscal court meeting will be Tuesday, September 10, 2019 at 9:00 a.m.

Respectfully submitted on this the 13th day of August 2019:



Stephanie G. Schumacher
Fiscal Court Clerk
Approved for Review:



Joseph P. Pfeffer
Mason County Judge/Executive