

Mason County Fiscal Court  
Regular Session  
March 9, 2021  
9:00 a.m.

Judge/Executive Owen McNeill 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 via Zoom, Animal Shelter Supervisor Richard Newberry, Sheriff Patrick Boggs, Jailer Lisa Kern-Yearly via Zoom, County Treasurer Kim Muse, Emergency Management Director Clay Buser, Road Department Supervisor Joe Brown via Zoom and Administrative Assistant Judy Birt.

#### **Approval of Minutes – February 9, 2021**

Motion made by Commissioner Day and seconded by Commissioner O'Hearn to approve the minutes from the February 9 regular meeting as presented.

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

#### **Presentation to Pfeffer Family**

On behalf of fiscal court, Judge/Executive McNeill presented a portrait of former Judge/Executive Joseph P. Pfeffer to his family – wife, Gwen and children, Katherine, Megan and Patrick. Judge/Executive McNeill expressed condolences to the family on his passing as well as gratitude for Judge/Executive Pfeffer's service to our county. A portrait of Judge/Executive Pfeffer will be displayed also in the reception area of the Judge/Executive's office.

#### **Limestone Cycling Tour**

Jay Ruble, with the Limestone Cycling League, spoke to members of the court via Zoom. He said the first cycling ride was held 13 years ago and has grown to almost 600 riders participating each year. The first year Limestone Cycling was invited to be part of the Kentucky Cycling Challenge was 2018 and the group has been invited to participate again this year. . To date, 200 riders have pre-registered for this year's event. The ride is scheduled for September 11, also known as Patriot Day. This year marks the 20-year anniversary of the attacks on the World Trade Center and Pentagon. In honor and memory of the day, the bikers' jerseys are red, white and blue in color. This is a charity bike ride, with proceeds going to both the Hayswood Scholarship Fund and the Limestone Cycling Scholarship at the Maysville Community and Technical College. Mr. Ruble expressed appreciation for the support from the community every year for the cycling event. In support of the race, Commissioner McKay recommended the Mason County Fiscal Court make a monetary donation as it has done in years past. Judge/Executive McNeill said the recommendation would be considered.

### **Road Department**

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

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

Commissioner Day complimented the Road Department for their hard work during the recent ice and snowstorms.

### **Animal Shelter**

Motion made by Commissioner Day, seconded by Commissioner McKay to accept the February report as presented by Richard Newberry and attached hereto.

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

### **Sheriff's Report**

Motion by Commissioner Day and seconded by Commissioner O'Hearn to accept the Monthly Tax Disbursement Report for February totaling \$175,738.09, as presented by Sheriff Patrick Boggs and attached hereto.

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

The Monthly Vehicle Report for February was submitted for review.

### **Landfill Report**

Motion by Commissioner McKay, seconded by Commissioner Day to accept the February report as submitted by Todd Leonard and attached hereto.

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

### **Recycling Center Report**

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

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

### **Solid Waste Report**

Motion by Commissioner Day, seconded by Commissioner O'Hearn to accept the February report as submitted by Arnold Dodge and attached hereto.

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

### **Detention Center**

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

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

Motion made by Commissioner O'Hearn, seconded by Commissioner McKay authorizing Judge/Executive McNeill to enter into an agreement with Rowan County Fiscal Court for the emergency housing, care and custody of inmates at the Mason County Detention Center if needed. The agreement is attached hereto.

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

Jailer Yearly presented the jail budget for fiscal year 2021-2022 for review. No action was taken. The first reading of the budget will be at the April meeting.

## **Treasurer's Report**

Motion made by Commissioner McKay, seconded by Commissioner Day to authorize the payment of claims, including additional claims totaling \$32,223.25, as presented and attached hereto.

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

Motion made by Commissioner Day, seconded by Commissioner O'Hearn to approve the Financial Statement as of February 28, 2021, as presented and attached hereto.

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

Motion made by Commissioner O'Hearn, seconded by Commissioner Day approving Budget Transfers in the amount of \$126,385.00.

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

## **Mason County Public Properties**

Mason County Public Properties did not meet.

## **Resolution 21-04 – Approving Surety Bond for Appointed Judge/Executive**

Motion by Commissioner Day, seconded by Commissioner O'Hearn approving the bond with Western Surety Company for Judge/Executive McNeill, with premium for said bond to be paid from the County's General Fund.

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

**Resolution 21-05 – *Appointment of County Road Supervisor***

Motion by Commissioner Day and seconded by Commissioner McKay to approve Resolution 21-05 to reappoint Joseph Brown as the County Road Supervisor for a two-year term.

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

**Resolution 21-06 – *Rehiring of County Employees***

Motion made by Commissioner McKay, seconded by Commissioner O’Hearn to reappoint and rehire each and every employee of the Mason Fiscal Court, listed in Exhibit A attached hereto, at the wages and salaries established per the Mason Fiscal Court budget for 2020-2021.

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

**Resolution 21-07 – *Designation of Applicant’s Agent***

Motion made by Commissioner O’Hearn, seconded by Commissioner Day to approve Resolution 21-07 regarding the designation of Kim Muse, Mason County Treasurer, as Agent for Mason Fiscal Court to the State and Federal Emergency Management Agency.

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

**Resolution 21-08 – *Order of Succession of the Office of the County/Judge Executive***

Motion made by Commissioner O’Hearn, seconded by Commissioner McKay to adopt Resolution 21-08 pertaining to the line of succession of the Office of County/Judge Executive in the event of an absence or disability in the office as defined in KRS 67.725.

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

**County Clerk Final Settlement for 2020 Fee Account**

County Clerk Stephanie Schumacher presented the 2020 Fee Settlement for the Mason County Clerk's Office. Receipts totaled \$4,581,308.14 and disbursements totaled \$4,393,947.42, leaving excess fees in the amount of \$187,360.72. County Clerk Schumacher presented a check for \$167,000.00 and will pay the remaining balance to the court once the audit has been completed.

Motion made by Commissioner O'Hearn and seconded by Commissioner Day to accept the County Clerk Settlement for 2020 as presented and attached hereto.

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

County Clerk Schumacher also presented to the court a summary of excess fees paid to Mason County Fiscal Court since 2011, which totaled \$1,262,410.45.

**Permit 21-2: Agreement and Permit – East Kentucky Power Cooperation – South Ripley Road**

Motion by Commissioner Day, seconded by Commissioner O'Hearn approving this agreement and permit to East Kentucky Power Cooperative, allowing EKPC to cross South Ripley Road to haul clay and other materials while constructing a new landfill cell at its Spurlock Station. In return, EKPC will plate the roadway and protect against damage, as well as assume responsibility for providing for the safety of the traveling public. Once EKPC finishes hauling material, the road plate will be removed and the road inspected for any damage that may have occurred.

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

### **Surplus Property**

Sheriff Boggs submitted a list of equipment from his office to be surplus, of which, several sidearm holsters are listed. Sheriff Boggs asked if the surplus holsters could be given to those deputies who had purchased their sidearm, when the department bought new weapons.

Motion made by Commissioner O'Hearn, seconded by Commissioner Day allowing Sheriff Boggs to give the surplus holsters to those deputies who had purchased their sidearm when the department upgraded to new weapons.

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

Sheriff Boggs asked that the two lasers listed on the Surplus Property Report be destroyed. Motion made by Commissioner Day, seconded by Commissioner McKay approving the destruction of the two lasers listed on the Surplus Property Report as submitted by Sheriff Boggs and attached hereto.

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

### **Permit Report**

The Permit Report for February was submitted for review and attached hereto.

### **EMS Report**

Fire Chief Kevin Doyle with the Maysville Fire Department submitted the February EMS Report for review. The report is attached hereto.

### **Communication from Judge/Executive and Commissioners**

Commissioner McKay commended Commissioner Day on a job well done while serving as interim County Judge/Executive.

Judge/Executive McNeill thanked the members of the court and all employees of the county who worked hard to keep the county running after the passing of Judge/Executive Pfeffer.

Judge/Executive McNeill announced that there would be 14 new business openings over the next 60 days in Mason County.

Lastly, Bill Shugars was reappointed to the Buffalo Trace Area Development District Board.

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

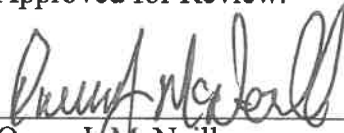
Commissioner McKay – Yes  
Commissioner O’Hearn – Yes  
Commissioner Day – Yes  
Judge/Executive McNeill – Yes

The next fiscal court meeting will be Tuesday, April 13, 2021, at 9:00 a.m.

Respectfully submitted on this the 9<sup>th</sup> day of March 2021:

  
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Stephanie G. Schumacher  
Fiscal Court Clerk

Approved for Review:

  
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Owen J. McNeill  
Mason County Judge/Executive