

**Mason County Fiscal Court
Regular Session
November 10, 2020
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, Deputy Judge/Executive Richard Newberry, County Treasurer Kim Muse, Deputy Sheriff Terry Vice, Emergency Management Director Clay Buser, Landfill Manager Todd Leonard, Economic Development Director Owen McNeill, Administrative Assistant Judy Birt, and Planning and Zoning Administrator George Larger.

APPOINTMENT OF ACTING COURT CLERK

Motion by Commissioner Day, seconded by Commissioner McKay, to appoint Administrative Assistant Judy Birt as the acting Court Clerk.

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

County Attorney Estill reported that Commissioner O'Hearn is participating in the meeting via video conferencing, as allowable in SB150. Commissioner O'Hearn is eligible to vote as if he was attending the meeting in person.

APPROVAL OF MINUTES

October 13, 2020 Regular Meeting

Motion by Commissioner McKay, seconded by Commissioner Day, to approve the minutes from the October 13, 2020 regular meeting.

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

ROAD DEPARTMENT

Motion by Commissioner Day, seconded by Commissioner O'Hearn, to accept the October 2020 report as presented and attached hereto.

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

ANIMAL SHELTER

Motion by Commissioner McKay, seconded by Commissioner Day, to accept the October 2020 report as presented and attached hereto.

Commissioner McKay - Yes
Commissioner O'Hearn - Yes
Commissioner Day - Yes

Judge/Executive Pfeffer - Yes

SHERIFF'S REPORT

Motion by Commissioner Day, seconded by Commissioner McKay, to accept the monthly vehicle report for October 2020 as presented and attached hereto.

Commissioner McKay - Yes

Commissioner O'Hearn - Yes

Commissioner Day - Yes

Judge/Executive Pfeffer - Yes

Judge Pfeffer reported that the Sheriff's office has begun collecting property taxes. Due to the absence of Sheriff Boggs, the 2021 Sheriff's Budget will be presented at the next meeting held by Fiscal Court.

LANDFILL REPORT

Motion by Commissioner Day and seconded by Commissioner O'Hearn to accept the October 2020 report as presented by Todd Leonard and attached hereto.

Commissioner McKay - Yes

Commissioner O'Hearn - Yes

Commissioner Day - Yes

Judge/Executive Pfeffer - Yes

RECYCLING

Motion by Commissioner McKay, and seconded by Commissioner Day, to accept the October 2020 Recycling Report as presented and attached hereto.

Commissioner McKay - Yes

Commissioner O'Hearn - Yes

Commissioner Day - Yes

Judge/Executive Pfeffer - Yes

SOLID WASTE

Motion by Commissioner Day, and second by Commissioner McKay, to accept the October 2020 Solid Waste Report and Roadside Litter Report presented and attached hereto.

Commissioner McKay - Yes

Commissioner O'Hearn - Yes

Commissioner Day - Yes

Judge/Executive Pfeffer - Yes

DETENTION CENTER REPORT

Motion made by Commissioner Day, and seconded by Commissioner O'Hearn, to accept the October 2020 Detention Center Report as presented and attached hereto.

Commissioner McKay - Yes

Commissioner O'Hearn - Yes

Commissioner Day - Yes

Judge/Executive Pfeffer - Yes

TREASURER'S REPORT

Motion by Commissioner McKay, seconded by Commissioner Day, to authorize the payment of claims, including additional claims, totaling \$96,278.17 and attached hereto.

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

Motion by Commissioner Day, seconded by Commissioner McKay, to approve the Financial Statement as of October 31, 2020 as presented and attached hereto.

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

Motion by Commissioner McKay, seconded by Commissioner O'Hearn, to approve Budget Transfers in the amount of \$24,910 as presented and attached hereto.

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

Mason County Public Properties

Mason County Public Properties did not meet.

NEW BUSINESS

Rosenwald School Grant Agreement

Judge Pfeffer reported that the National Trust for Historic Preservation has awarded a Grant to Mason County in the amount of \$50,000 for rehabilitation of the Rosenwald School. The Grant is for 100 percent of the project costs. Motion by Commissioner Day, seconded by Commissioner O'Hearn, to authorize Judge Pfeffer to enter into an Agreement with National Trust for Historic Preservation for the Rosenwald School Rehabilitation Project.

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

Cummins Nature Preserve

Judge Pfeffer reported that the International Paper - Maysville Mill has awarded a Grant to Mason County in the amount of \$5,000 for pond restoration at Cummins Nature Preserve.

Mason County Extension Board Appointments

Motion by Commissioner Day, seconded by Commissioner O'Hearn, to reappoint JoAnn Potts for a three-year term and appoint Bill Marshall for a three-year term on the Mason County Extension Board, with their terms beginning in January 2021 when sworn-in (before 01/15/2021) and ending three years thereafter.

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

Surplus Property

There was no surplus property presented before the meeting.

Judge Pfeffer reported that the Permit and EMS Run Report was provided in the meeting packet.

First Reading of Ordinance 2020-05

George Larger, Planning and Zoning Administrator, provided an overview of the Detox Facility Zoning Text Amendment Proposal. The "detox facility" shall be a conditional use and requires a conditional use permit to be issued by the relevant board of zoning adjustment. New definitions for Sober Living Facility and Residential Care Facility were presented.

County Attorney Estill recommended the first reading of the summary of Ordinance 20-05. He read the summary, which is as follows: "An Ordinance adopting the proposed text amendment relating to the definition of detox facilities, sober living facility, and amending or creating definitions for related terms, and adding detox facilities as a conditional use in certain zoning classifications within the land use charts." The second reading of Ordinance 20-05 will be at the December 15, 2020 meeting.

Discussion of Open Meetings

County Attorney Estill discussed SB 150 as it relates to the state of emergency in response to COVID-19. The Bill alters certain requirements during the COVID crisis. By Ordinance, all regular/special meetings of Fiscal Court be held in the Fiscal Court room in the Mason County Courthouse. This room is not large enough to accommodate the general public in practicing safe distancing and meetings have been live streamed through Facebook. Attorney Estill recommended the Court adopt the current ways of conducting meetings, especially since Mason County is now designated as a Red County: 1) Commissioners and Judge attend live or by video conference; 2) staff are invited to attend live; and, 3) guests/presenters are invited to attend live. **Motion by Commissioner Day, and seconded by Commissioner O'Hearn, to continue with closed meetings to the public and stream live/video conference meetings as allowed in SB150.**

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

OTHER

Emergency Management Director Buser reported that he stands ready to provide any auxiliary medical facilities as needed.

Deputy Judge Newberry reported a Public Hearing for the CDBG Housing Grant was scheduled for November 23, 2020 at 4:00 p.m.

Deputy Judge Newberry reported that the Department of Agriculture did an inspection of the Animal Shelter, which all operations were found to be positive.

Judge Pfeffer reported that the County offices would be closed on Veterans Day, November 11.

Judge Pfeffer reported COVID updates/information is posted on social media sites.

OLD BUSINESS

There was no Old Business to come before the meeting.

COMMUNICATIONS FROM JUDGE/EXECUTIVE AND COMMISSIONERS

Judge Pfeffer reported the following:

- Judge Pfeffer reported that the County offices would be closed on Veterans Day, November 11.

ADJOURNMENT

Motion by Commissioner Day, and seconded by Commissioner McKay, to adjourn the meeting.


Commissioner McKay - Yes

Commissioner O'Hearn - Yes

Commissioner Day - Yes

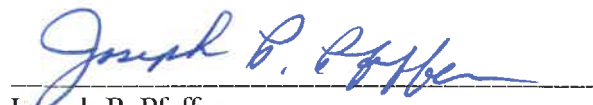
Judge/Executive Pfeffer - Yes

Respectfully submitted on this the 10th day of November 2020:



Judith A. Birt
Acting Mason County Clerk

Approved for Review:



Joseph P. Pfeffer
Mason County Judge/Executive