

Mason County Fiscal Court
Regular Session
August 9, 2022
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, Road Department Supervisor Joe Brown, Sheriff Patrick Boggs, Jailer Lisa Kern-Yearly, County Treasurer Kim Muse, Landfill Supervisor Todd Leonard and Solid Waste Supervisor Shane Taylor.

Introduction of Guests

Judge/Executive McNeill introduced Carla Clement who was present on behalf of the Filthy 5K. Ms. Clement said this was the 9th year for the annual event. However, this year event is going to be named the "Unfilthy" 5K and a course of inflatables would be set up. The event will be on September 17 at 9 a.m. and is geared for family fun. All proceeds will benefit the program A League of Their Own, which provides opportunities to children with autism. Ms. Clement asked for the court's consideration of a donation as had been done in previous years.

Motion made by Commissioner Day, seconded by Commissioner McKay to approve the donation of \$1,000.00 to the Unfilthy 5K scheduled to be held on September 17.

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

Approval of Minutes

Motion made by Commissioner McKay and seconded by Commissioner O'Hearn to approve the minutes from the July 12 regular meeting as presented.

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

Motion made by Commissioner O'Hearn and seconded by Commissioner Day to approve the minutes from the August 3 special meeting as presented.

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

Road Department

Motion made by Commissioner O'Hearn, seconded by Commissioner Day 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 McNeill – Yes

Supervisor Brown explained a 2011 model is the newest truck presently at the road department. There are ten dump trucks total; however, two are currently not working and two others are being used for parts.

Animal Shelter

Motion made by Commissioner O'Hearn, seconded by Commissioner Day to accept the July report as submitted by Walter Bill Howell and attached hereto.

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

Sheriff's Report

Sheriff Boggs said there was not a Monthly Tax Report this month. The Monthly Vehicle Report was submitted for review. Sheriff Boggs also submitted a surplus list of four vehicles that will be sold at auction on August 20. He also included on the surplus list nine Safariland Model 7365-832 holsters that will be sold to the Maysville Police Department.

Motion by Commissioner McKay, seconded by Commissioner O'Hearn to accept the surplus list as presented by Sheriff Boggs and attached hereto.

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

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 McNeill – Yes

Recycling Center Report

Motion by Commissioner O'Hearn, seconded by Commissioner Day to accept the July 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 July report as presented by Chris Carpenter and attached hereto.

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

Public Hearing - Solid Waste 5 Year Plan - 9:30 a.m.

Motion by Commissioner O'Hearn, seconded by Commissioner Day close the fiscal court meeting and enter into the public hearing for the Solid Waste 5 Year Plan.

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

Judge/Executive McNeill called for public comments on the Solid Waste 5 Year Plan. Having heard no public comments, motion made by Commissioner O'Hearn, seconded by Commissioner McKay to close the public hearing.

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

Motion by Commissioner McKay, seconded by Commissioner O'Hearn to return to the fiscal court meeting.

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

Resolution 22-20 - Solid Waste 5 Year Plan

Motion by Commissioner Day, seconded by Commissioner O'Hearn to adopt Resolution 22-20, whereby the Mason County Fiscal Court adopts the Mason County Solid Waste Management Plan 2023-2027 Update and supports its action plan, implementation plan and associated activities.

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

Property Abatement and Illegal Dumping Report

Motion by Commissioner O'Hearn, seconded by Commissioner McKay to accept the July report as presented by Solid Waste Enforcement Officer Shane Taylor and attached hereto.

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

Commissioner O'Hearn commended Solid Waste Enforcement Office Taylor on his well-written and organized report.

Garbage Collection Report

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

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

Detention Center Report

Motion made by Commissioner O'Hearn, seconded by Commissioner Day 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 McNeill – Yes

Previous to the fiscal court meeting, Jailer Yearly had given members of the court the updated policies and procedures manual for the Mason County Detention Center for 2022 for review. Motion made by Commissioner Day, seconded by Commissioner O'Hearn to accept the 2022 Mason County Detention Center Policies and Procedures for 2022 as presented and attached hereto.

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

Treasurer's Report

Motion made by Commissioner McKay, seconded by Commissioner Day to authorize the payment of claims, including additional claims totaling \$45,347.36, 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 July 31, 2022, 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 McKay to approve budget transfers in the amount of \$52,287.00.

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

EMS Report

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

Permit Report

The Permit Report for July was submitted for review and is attached hereto.

New Business

Resolution 22-18 - Fair Housing Resolution

Motion by Commissioner O'Hearn, seconded by Commissioner McKay to adopt Resolution 22-18, which adopts a Fair Housing Policy for Mason County. This resolution was done in conjunction with the senior housing project currently underway.

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

Section 3 Action Plan Update

Motion by Commissioner Day, seconded by Commissioner O'Hearn to adopt the Section 3 Action Plan in which Mason County Fiscal Court agrees to implement specific affirmative action steps directed at increasing opportunities for training and employment for lower income residents of the project area. This is done in conjunction with the senior housing project.

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

Flags for Veterans

Motion by Commissioner Day, seconded by Commissioner O'Hearn approving \$1,000.00 payable to the VFW for the purchase of flags for veterans who have passed away.

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

Old Business

Closed Session

Pursuant to KRS 61.810, Exceptions to open meetings (n) meeting of any selection committee, evaluation committee, or other similar group established under KRS Chapter 45A or 56 or other state or local law, to select a successful bidder for award of a state contract.

Motion made by Commissioner O'Hearn, seconded by Commissioner McKay to enter into closed session.

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

Members of the court entered closed session at 9:53 a.m.

Members of the court met in closed session to discuss and evaluate submitted proposals for the design, construction and operation of a broadband services network to unserved, underserved and unreliably served areas of the county.

Motion made by Commissioner Day, seconded by Commissioner O'Hearn to leave the closed session and return to the fiscal court meeting.

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

Members of court resumed public session at 10:54 a.m.

Judge/Executive McNeill announced the fiscal court meeting was back in session and that no action had been taken by the court during the closed session.

Resolution 22-21 - Broadband Internet Services

Motion made by Commissioner O'Hearn, seconded by Commissioner Day to accept the CTC Technology and Energy recommendation to partner with Charter Spectrum and to direct Judge/Executive McNeill to engage in negotiations with Spectrum, along with city officials, to develop a contract with Spectrum to provide broadband internet services to the citizens of Mason County.

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

Judge/Executive McNeill had no board appointments to announce. In other news, a school from Mason County Schools will be traveling to Eastern Kentucky to deliver much needed items after the recent flooding. Also, Sheriff Boggs will host his annual golf scramble on August 20, 2022, at Laurel Oaks Golf Course, with proceeds being divided between the Kentucky Sheriffs Girls and Boys Ranch and the survivors of the Floyd County shootings.

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

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

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

Respectfully submitted on this the 9th day of August 2022:



Stephanie G. Schumacher
Fiscal Court Clerk

Approved for Review:



Owen J. McNeill
Mason County Judge/Executive