

Mason County Fiscal Court
Regular Session
November 15, 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, Sheriff Patrick Boggs, Jailer Lisa Kern-Yearly, County Treasurer Kim Muse, Animal Shelter Supervisor Angela Allison.

In the absence of Mason County Clerk Stephanie G. Schumacher, motion made by Commissioner O'Hearn, seconded by Commissioner Day to appoint Treasurer Kim Muse as action fiscal court clerk for the November meeting.

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

Introduction of Guests

Judge/Executive McNeill explained the Litter Abatement Grant Program for 2022-2023 is now finished. Mason County Fiscal Court received \$19,463.90 in grant monies and disbursed \$19,605.51 to 14 local groups who participated in the program. The groups participating cleaned a total of 126.27 miles of roadway. Of those groups, three cleaned more than 10 miles each and were awarded certificates. Those groups were the Mays Lick Lions Club, which cleaned 25.64 miles, St. Patrick School students, who cleaned 19.5 miles and the Mason County Archery Team, which cleaned 10.74 miles. The court expressed its appreciation to these groups for their hard work.

Approval of Minutes

Motion made by Commissioner Day and seconded by Commissioner O'Hearn to approve the minutes from the October 11 regular meeting as presented.

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

Road Department

Motion made by Commissioner Day, seconded by Commissioner O'Hearn to accept the October report as submitted by Road Supervisor Joe Brown and attached hereto.

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

A bid opening was held for the advertisement of bids for the purchase of a dump truck for use by the Road Department. Only one bid was submitted. K.E. Rose Company submitted a bid for a 2009 International Dump Truck with 29,000 miles at a cost of \$35,500.00. Motion made by Commissioner O'Hearn, seconded by Commissioner Day to accept the bid from K.E. Rose Company as presented for the purchase of a 2009 International Dump Truck for \$35,500.00 and approval for the county treasurer to pay for said purchase.

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

Animal Shelter

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

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

Sheriff's Report

Sheriff Boggs did not present a Monthly Tax Disbursement Report for October as no taxes were collected during the month of October. The Monthly Vehicle Report was submitted for review.

Sheriff Boggs presented the Mason County Sheriff's Department budget for 2023 with receipts totaling \$1,406,576.04 and disbursements totaling \$1,405,231.54, and a balance of \$1,344.50.000 in excess fees. Sheriff Boggs asked that the budget be accepted as a whole.

Motion made by Commissioner O'Hearn and seconded by Commissioner Day to accept the 2023 budget as a whole as presented by Sheriff Boggs and attached hereto.

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

Sheriff Boggs requested members of fiscal court to approve salaries for deputies, assistants, and other employees in his office for 2023, not to exceed \$887,631.54. This amount includes full time salaries and wages, overtime wages, part time salaries and wages, vacation, and sick leave and KLEFPF.

Motion made by Commissioner O'Hearn and seconded by Commissioner McKay to approve salaries for the sheriff's office for 2023 as requested by Sheriff Boggs, not to exceed \$887,631.54.

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

Sheriff Boggs explained to the fiscal court that he is requesting from the state, at 0% interest, an advancement totaling \$395,000.00 to assist with the operation of his department throughout 2023.

Motion made by Commissioner McKay and seconded by Commissioner O'Hearn to approve Sheriff Boggs' request of an advancement in the amount of \$395,000.00 from the state at 0% interest to be used for the operation of his office in 2023.

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

Sheriff Boggs explained to the court he must notify the Mason County Fiscal Court of his intent to request property from federal sources, including federal funds or grants. Currently, the Mason County Sheriff's Department has no controlled property items from the Law Enforcement Support Office. The receipt of property through this program can benefit the community by providing resources and equipment for everyday duties and during emergency disasters. See attached notification and inventory list of items available.

Landfill Report

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

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

Members of the court discussed rate increases at the landfill, with the largest increase being for tires. Motion made by Commissioner Day, seconded by Commissioner O'Hearn, to approve the rate increases for the landfill, contingent upon approval from the Landfill Committee and any approvals required by the Division of Solid Waste within ten days.

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 October 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 McKay, seconded by Commissioner O'Hearn to accept the October report as submitted by Chris Carpenter and attached hereto.

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

Garbage Collection Report

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

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

Property Abatement and Illegal Dumping Report

Motion by Commissioner McKay, seconded by Commissioner O'Hearn to accept the October report as submitted by Shane Taylor and attached hereto.

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

Detention Center Report

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

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

Jailer Yearly told the court she did not receive any bids from the advertisement for bids for a new cargo van for use at the Detention Center. She said she will consider other options.

Treasurer's Report

Motion made by Commissioner Day, seconded by Commissioner McKay to authorize the payment of claims, including additional claims totaling \$171,421.40, 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 to approve the Financial Statement as of October 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 McKay, seconded by Commissioner O'Hearn to approve budget transfers in the amount of \$228,720.00.

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

Ordinance 22-03 – Budget Amendment #1 – 2nd Reading

County Treasurer Muse read in summary **Ordinance 22-03**, which is a Budget Amendment to the Mason County Fiscal Court Budget for Fiscal Year 2022-2023, to include the receipt and disbursement of storage fees from the county clerk's office. Motion made by Commissioner McKay, seconded by Commissioner O'Hearn to adopt **Ordinance 22-03**.

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 October EMS Report for review. The report is attached hereto.

Permit Report

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

New Business

Judge/Executive McNeill said several Mason County citizens have made a request to rename part of Sherman Clarkson Road to Ricky Mefford Drive in honor of former county employee, Ricky Mefford, who passed away earlier this year. Judge/Executive McNeill said he would check how this name change would affect postal services for residents on this road and any action on the matter was tabled until the December meeting.

Resolution 22-23 – CSX Speed Limit

Representatives of CSX Company asked the court to consider an increase in the speed limit from 35 miles per hour (mph) to a speed of up to 50 mph for freight loads and up to 79 mph for passenger loads. Members of the court discussed this request and expressed concern in the safety of the increase in speed as well as the enforcement of it. Motion was made by Commissioner O'Hearn, seconded by McKay to adopt Resolution 22-23, which opposes any increase to the speed limit associated with the railroad freight or passenger trains.

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

Board Appointments

Judge/Executive McNeill announced several recent board appointments. Both George Brady and Kim Mullikin were reappointed to the Western Mason Sanitation District Board with their terms ending on December 31, 2025. Kirby Rosser was appointed to the Maysville-Mason County Joint Planning Commission with the term ending on October 31, 2026.

Old Business

Judge/Executive McNeill spoke about the Frontier Housing Project regarding the repurposing of the property of the old Hayswood Hospital. The Kentucky Gateway Museum has installed the Lafayette Trail Marker which commemorates General Lafayette's visit to Mason County in 1825. The marker will be dedicated on November 16, 2022, at 2:30 p.m. Lastly, the Star-Spangled music event organized and hosted by the Retired Senior Volunteer Program was held last week and honored several veterans.

Communications from Judge/Executive and Commissioners

County Attorney John Estill explained that the fiscal court does not typically pay the cost of the bonds for constables. However, after speaking with members of law enforcement and other officials, he requested that the fiscal court pay the cost of the bonds for both newly elected constables Ben Breslin and Joe Collins, as well as liability insurance for both. Neither will use their powers to arrest anyone, nor will they have lights or signage on any vehicles.

County Attorney Estill also discussed the swearing-in ceremony for elected officials. After speaking to Judge Wood and Circuit Judge-Elect Jeff Schumacher, County Attorney Estill said he would like to set the date of a combined swearing-in ceremony for Friday, December 30, 2022 at 2:30 p.m.

Prior to being sworn into office, Sheriff Boggs's bond must be approved by fiscal court. Therefore, Commissioner McKay made a motion, seconded by Commissioner O'Hearn setting a special meeting at 1:30 p.m. on December 30, 2022, to approve Sheriff Boggs's bond.

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

Also, all elected officials will take office on January 2, 2023, at 12:01 a.m. Motion was made by Commissioner O'Hearn, seconded by Commissioner McKay to hold a special meeting of the fiscal court on January 3, 2023, at 9:00 a.m.

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

Lastly, Judge/Executive McNeill said his office will contact Leo McKay with McKay's Studio about taking pictures at the swearing-in ceremony.


Adjournment

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

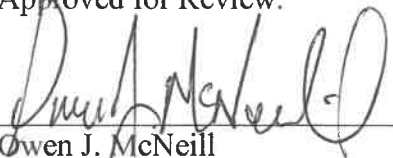
Commissioner McKay – Yes
Commissioner O'Hearn – Yes
Commissioner Day – Yes
Judge/Executive McNeill – Yes

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

Respectfully submitted on this the 15th day of November 2022:


Stephanie G. Schumacher
Fiscal Court Clerk

Approved for Review:


Owen J. McNeill
Mason County Judge/Executive