



**MINUTES**  
**BOONE COUNTY FISCAL COURT**  
**Boone County Administration Building**  
**Fiscal Courtroom (1<sup>st</sup> Floor)**  
**Burlington, Kentucky**  
**December 1, 2015**  
**5:30 P.M.**

Judge Moore announced that the new HR Director was present tonight in the audience. He introduced Lori Zombek to the Court. Her start date will be Monday, December 7<sup>th</sup>.

**ITEM V.**

**ORDINANCES**

Judge Moore announced there were no Ordinances on the Agenda for tonight.

**ITEM VI.**

**JUDGE'S REPORT**

A. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-205. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, RE-APPOINTING MICHAEL KLAHR, GREG AMMON, JOHN B. WALTON AND DAVID WHITEHOUSE TO THE CENTRAL PARK ARBORETUM ADVISORY COUNCIL Judge Moore commented the Court would be approving several appointments at the end of the year. Commissioner Kenner moved, seconded by Commissioner Flaig, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

B. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-206. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, RE-APPOINTING ANDREA WALTON TO THE BULLOCK PEN WATER DISTRICT BOARD. Judge Moore explained this is a re-appointment. Ms. Walton has a military background and is a Civil Engineer. Commissioner Walton moved, seconded by Commissioner Flaig, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0. Commissioner Walton clarified he is not related to any appointments.

C. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-207. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, RE-APPOINTING PAT WINGO, LISA HOFFMANN AND THOMAS SCHIFFER TO THE BOONE COUNTY HISTORIC PRESERVATION REVIEW BOARD. Commissioner Flaig moved, seconded by Commissioner Kenner, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

D. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-208. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, RE-APPOINTING KELLY BOWLIN AND JEREMY KLEIER TO THE NORTHERN KENTUCKY SOLID WASTE MANAGEMENT TECHNICAL ADVISORY COMMITTEE. Commissioner Kenner moved, seconded by Commissioner Walton, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

E. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-209. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, RE-APPOINTING MIKE GIORDANO AND CHARLES CAIN TO THE BOONE COUNTY WATER DISTRICT COMMISSION BOARD. Commissioner Walton moved, seconded by Commissioner Kenner, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

**ITEM VII.**

**ADMINISTRATIVE MATTERS**

A. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-210. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE ACCEPTANCE OF A MEMORANDUM OF UNDERSTANDING PERTAINING TO THE FUNDS OF THE OLD BURLINGTON CEMETERY. Judge Moore asked Benjamin Reece, County Treasurer, to explain. Benjamin Reece, County Treasurer, commented the Court received a Memo in their packet asking the County to maintain these funds of the Old Cemetery on Bullittsville Road in Burlington. Fiscal Court will be the steward of the funds. Judge Moore asked how the funds were managed in the past. Ben Reece, County Treasurer, answered by a Bank but they want us to help in the future.

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Commissioner Flaig asked how much money was involved. Ben Reece, County Treasurer, answered Huntington Bank was the original steward then it went to BB&T Bank, the Fiscal Court would be the Trust Agent. Jeff Earlywine, County Administrator, added the amount is less than \$20,000. Commissioner Flaig asked if the Cemetery is full and who maintains it now. Jeff Earlywine, County Administrator, answered the Cemetery is an older Cemetery and it is full. It has some tree and fencing issues and the Historical Society performs limited maintenance. Judge Moore commented the Fiscal Court was asked to take over as Agent for the funds. Commissioner Flaig commented there are many cemeteries on farms in Boone County. She has been approached by the Petersburg Church about maintaining the cemetery there. Commissioner Kenner moved, seconded by Commissioner Walton, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

B. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-211. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE ISSUANCE OF ITS EDUCATIONAL FACILITIES REVENUE IMPROVEMENT BOND, SERIES 2015 (UNIVERSITY OF THE CUMBERLANDS, INC. PROJECT) IN THE PRINCIPAL AMOUNT OF UP TO \$2,440,000 (THE "BOND"), FOR THE PURPOSE OF FINANCING THE COSTS OF, AND REIMBURSING THE UNIVERSITY OF THE CUMBERLANDS, INC., A KENTUCKY NON-PROFIT CORPORATION QUALIFIED UNDER INTERNAL REVENUE CODE SECTION 501(c)(3) (THE "UNIVERSITY") FOR COSTS ALREADY INCURRED IN CONNECTION WITH, THE ACQUISITION OF A PARCEL OF REAL PROPERTY AND IMPROVEMENTS THEREON LOCATED AT 410 MEIJER DRIVE, FLORENCE, BOONE COUNTY, KENTUCKY 41042, TO BE USED BY THE UNIVERSITY FOR EDUCATIONAL PURPOSES (THE "PROJECT"); PROVIDING FOR A PLEDGE AND ASSIGNMENT OF REVENUES TO THE PAYMENT OF SAID BOND; AUTHORIZING THE EXECUTION AND DELIVERY OF A BOND PURCHASE AND LOAN AGREEMENT; DESIGNATING THE BOND TO BE "BANK QUALIFIED" UNDER SECTION 265 OF THE INTERNAL REVENUE CODE; AND TAKING OTHER RELATED ACTIONS. Judge Moore announced there were representatives here from The University of the Cumberland's, Jana Bailey, CEO and John Egan from Frost, Brown, Todd. The University will be bringing additional educational services to Northern Kentucky. We are not responsible for the debt. Jeff Earlywine, County Administrator, stated the County has access to Bank Qualified bonds – a Public Hearing was held today with no public comments to support or oppose. Mr. John Egan approached the podium and stated the University wants to expand its program offering an Executive MBA program and a Cyber Security program. The Bonds are not a liability to the County. Judge Moore commented how students acquire a degree today are different, many are on-line with some face to face and in-person testing required, which will be the format here. Jeff Earlywine, County Administrator, added the County had its own counsel on retainer and reviewed the Bond documents. Judge Moore thanked the University for attending. Commissioner Flaig moved, seconded by Commissioner Kenner, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

C. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-212. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT, AUTHORIZING THE ANNUAL ADJUSTMENT OF PAYMENT STANDARDS TO BE USED BY THE BOONE COUNTY ASSISTED HOUSING DEPARTMENT FOR THE CALENDAR YEAR 2016. Ruth Tanner, Director of Assisted Housing explained this adjustment is performed each year, reviewing the fair market rents of the amount we approve. Boone County has the highest in the State. Judge Moore commented the voucher is more because the cost of housing is higher. Commissioner Flaig asked how many vouchers Boone County has. Ruth Tanner responded, 1,000 vouchers. Judge Moore added there is still a waiting list. This amount is based on population and living below the poverty level. Commissioner Kenner moved, seconded by Commissioner Walton, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

D. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-213. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING AMENDMENTS TO THE ASSISTED HOUSING ADMINISTRATIVE PLAN. Ruth Tanner, Director of Assisted Housing stated there are several changes; we are challenged with unauthorized occupants and we need to be more efficient. Another change is it takes families longer to obtain housing, now the time frame is 60 days with an additional 60 days requested in writing. We are changing that to 120 days total. Portability is also a challenge. Commissioner Flaig moved, seconded by Commissioner Kenner, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

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E. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-214. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING AND ESTABLISHING UTILITY ALLOWANCE SCHEDULES FOR THE ASSISTED HOUSING DEPARTMENT. Ruth Tanner, Director of Assisted Housing explained this is to establish utility allowance. We are keeping it the same as last year. We confirmed with all utilities that rates would not change. Judge Moore commented the water rate to the customer would not change, just the rate to the wholesale provider. Commissioner Walton moved, seconded by Commissioner Flaig, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

F. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-215. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING A CERTIFIED COPY OF THE SUMMARY PUBLICATION NOTICE FOR THE PROPOSED CODE ENFORCEMENT BOARD ORDINANCE. Jeff Earlywine, County Administrator, explained this is a housekeeping matter relating to the advertisement of the proposed Code Enforcement Ordinance which will be published at a later date. By statute we are required to have the summary publication certified. Judge Moore commented this is not approving the Ordinance, only certifying a copy of the summary. Commissioner Flaig asked if the Ordinance could be amended after the summary. Jeff Earlywine, County Administrator, replies the Ordinance is a work in progress, it can be modified. Judge Moore stated we have not set the date yet for this Ordinance, we only want to certify the Summary, not voting on the Ordinance. Commissioner Flaig moved, seconded by Commissioner Kenner, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

G. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-216. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE BID AWARD FOR A STATIONARY GENERATOR FOR THE BOONE COUNTY JAIL WORK CAMP. Mike Albrecht, Director of Property Maintenance stated any power outage at the jail over 2 hours requires a generator. This request is for the work camp to have a natural gas generator. We received 4 bids and the low bid was from Mayers Electric in the amount of \$59,255. Jeff Earlywine, County Administrator, stated this is not a line item budget appropriation, but was reviewed and discussed with the Jailer and there are adequate funds to make the purchase in fund 97 reserves, our capital improvement fund. Commissioner Flaig asked a question pertaining to the warranty. Mike Albrecht, Property Maintenance Director, clarified. Commissioner Walton moved, seconded by Commissioner Flaig, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

H. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-217. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE BID AWARD FOR A 2016 MEDIUM DUTY DUMP TRUCK IN THE PUBLIC WORKS DEPARTMENT. Scott Pennington, County Engineer, recognized Bill Angel, Fleet supervisor as being present. This is to replace the truck that recently went out of service with a cracked frame. The damage was too extensive to repair. This type of truck is not readily available, and we put out a bid. We received 1 bid and the truck is available for immediate delivery. Judge Moore asked how the price compared to the State bid price. Scott Pennington, County Engineer, responded a quick turnaround was needed in preparation of snow removal and the State bid could not provide that. Jeff Earlywine, County Administrator, added this truck will provide better service than what was on the State bid. The old truck was a 1994 model with 230,000 miles; it gave us 20 years of good service but is beyond repair. We plan to give up a new purchase of another truck to get this replacement. Judge Moore stated the County cannot operate the snow routes without this truck and that is a great service we provide to the citizens. Commissioner Kenner moved, seconded by Commissioner Flaig, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

**ITEM VIII.**

**FISCAL MATTERS**

A. Judge Moore presented the Invoice Report dated December 1<sup>st</sup> and pre-paid Invoice reports dated November 19<sup>th</sup> and November 24<sup>th</sup>. Commissioner Flaig moved, seconded by Commissioner Kenner to approve the Invoice Reports. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

B. Judge Moore presented the Golf Invoice Report dated December 1<sup>st</sup> and pre-paid golf invoices for November 19<sup>th</sup> and November 24<sup>th</sup>. Commissioner Kenner moved, seconded by Commissioner Walton to approve the Golf Course Invoice Reports. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

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C. Jeff Earlywine presented the FY 2016 First Quarter Budget Report. He explained the County is off to a good start for the FY 2016 and provided an overview of revenue and expenditure activity for the budget year. Judge Moore asked if there were any comments from the audience, Mr. Bob Cicero asked if there were any plans to reduce taxes or property taxes for the County. Judge Moore responded, we have talked about this, the County has not increased payroll tax, there are more people working in the County and revenues are good. Commissioner Flaig asked a question about property tax. Judge Moore responded that property taxes are set in August/September. Judge Moore asked if there were any more questions or discussion. No action required.

**ITEM IX.**

**OLD BUSINESS**

Judge Moore asked if there was any Old Business before the Court, none presented.

**ITEM X.**

**NEW BUSINESS**

Judge Moore asked if there was any New Business before the Court. Jeff Earlywine, County Administrator, presented a Staff Report of an overview of County workforce trends and issues. He wanted the Court to understand the trends and challenges involving the workforce as it is today and going forward. Judge Moore asked if there were any questions, this was for information purposes only, nothing to vote on. Judge Moore asked if there was any other New Business to come before the Court, none presented.

**ITEM XI.**

**ADJOURNMENT**


Judge Moore stated the calendar for the new court dates is being completed. As of now the Court dates will remain the first and third Tuesday of each month at 5:30 unless there was a change.

Judge Moore called for adjournment of the Fiscal Court Meeting. Commissioner Kenner moved, seconded by Commissioner Walton, to adjourn the meeting. ALL PRESENT VOTING AYE 4-0.

Next Fiscal Court Meeting – Tuesday, December 15, 2015 @ 5:30pm.

**CLERK CERTIFICATION**

I, Sharon Burcham, having been appointed to the office of Fiscal Court Clerk, do hereby certify that this is a true and accurate record of the actions taken by the Boone County Fiscal Court at the meeting of December 1, 2015.

  
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Fiscal Court Clerk

Date: December 16, 2015