

**MINUTES**  
**BOONE COUNTY FISCAL COURT**  
**Boone County Administration Building**  
**Fiscal Courtroom (1<sup>st</sup> Floor)**  
**Burlington, Kentucky**  
**October 12, 2021**  
**8:30 A.M.**

**ITEM I.**

**CALL TO ORDER**

- A. Judge Gary W. Moore called to order the meeting of the Boone County Fiscal Court.
- B. Commissioner Cathy Flaig presented the Invocation and the Pledge to the Flag.

Members of the Court Present:

Gary W. Moore, County Judge/Executive  
Cathy H. Flaig, Commissioner, District 1  
Charles E. Kenner, Commissioner, District 2  
Jesse A. Brewer, Commissioner, District 3  
Robert D. Neace, County Attorney

Members of the Staff Present:

Jeffrey S. Earlywine, County Administrator/Deputy Judge/Executive  
Mathew H. Webster, Assistant County Administrator  
Benjamin T. Reece, Finance Director  
Lori Zombek, Human Resources Director  
Co. Les Hill, Sheriff's Department  
Shona Schulkers, Fiscal Court Clerk

**ITEM II.**

**APPROVAL OF MINUTES**

Judge Moore presented the Minutes from the Fiscal Court Meeting of September 26th, 2021 for approval. Commissioner Kenner moved, seconded by Commissioner Brewer, to approve the Minutes from the meeting September 28, 2021. Judge Moore called for a vote on the motion, MOTION PASSES (4-0).

**ITEM III.**

**PRESENTATIONS**

Mr. Louis Kelly, Boone County Commonwealth Attorney presented on the Rocket Docket program, which is the collaborative effort to process appropriate cases more swiftly through the judicial system, creating cost savings and more quickly identifying defendants appropriate for drug treatment. It was created to respond to the opioid addiction crisis. Charges typically addressed by Rocket Docket are: Simple Possessions, Drug Paraphernalia, DUIs and Public Intoxication.

**ITEM IV.**

**PERSONNEL MATTERS**

- A. Judge Moore asked the Fiscal Court Clerk to read into the record, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF TYLER KING TO THE POSITION OF LABORER FOR THE PUBLIC WORKS DEPARTMENT. Lori commented that Tyler comes to us from the NKY Water District. Commissioner Flaig moved, seconded by Commissioner Brewer, 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, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF JOHNNY MOORE TO THE POSITION OF SOLID WASTE SERVICES RECYCLING TECHNICIAN POSITION FOR THE PUBLIC WORKS DEPARTMENT. Lori commented that Johnny comes to us from the airport. 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.

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- C. Judge Moore asked the Fiscal Court Clerk to read into the record, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF MICHAEL MARTIN TO THE POSITION OF PUBLIC SERVICES SUPERVISOR FOR THE PUBLIC WORKS DEPARTMENT. Lori commented, this position became available due to the retirement of David Neff after 27 years, at the end of the month. Michael was in attendance at meeting. Jeff commented that this is a key position for the county. Commissioner Flaig moved, seconded by Commissioner Brewer, 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, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE APPOINTMENT OF MICHAEL D. SCHWARTZ AS ZONING ADMINISTRATOR FOR THE UNINCORPORATED AREA OF BOONE COUNTY. Jeff commented, this position became available due to the retirement of Kevin Wall at the end of September. Commissioner Brewer moved, seconded by Commissioner Kenner, 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, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, THE REHIRE OF SEASONAL EMPLOYEES, MARK ROGERS AND KELSEY BROOKOVER FOR MAINTENANCE, AND A RATE CHANGE FOR HUNTER SPROLES FOR THE PARKS DEPARTMENT. Lori commented we hire a few seasonal employees for the winter season. Commissioner Brewer moved, seconded by Commissioner Flaig, to approve the resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

Judge Moore commented on the retirements within the last weeks and months, he wanted to thank them for what they have done for the county and for the Fiscal Court.

**ITEM V.**

**ORDINANCES**

Judge Moore asked the Fiscal Court Clerk to read into the record the Second Reading of AN ORDINANCE RELATING TO THE BOONE COUNTY FISCAL COURT, KENTUCKY, AMENDING ORDINANCE NO. 2019-17, ENACTED ON JULY 23, 2019, ORDINANCE NO. 2010-19 AMENDED ON AUGUST 25, 2020, AND ORDINANCE NO. 2021-06 AMENDED ON JANUARY 26, 2021 RELATING TO THE USE OF GOLF CARTS ON CERTAIN DESIGNATED COUNTY STREETS AND ROADWAYS IN THE RIVERS POINTE SUBDIVISION. Commissioner Flaig moved, seconded by Commissioner Brewer to adopt the ordinance. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

Judge Moore commented that as new streets were being developed, they would be added to the Ordinance. This subdivision is becoming a golf cart community, like some others in the county.

Matthew Webster commented that 3 additional roads, Brenden Court, Cosolar Drive and Windsong Way, were added to the Ordinance. All roads approved are on the website.

Commissioner Flaig asked how many miles, Matthew Webster will provide that information.

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**ITEM VI.**

**JUDGE'S REPORT**

None at this time.

**ITEM VII.**

**ADMINISTRATIVE MATTERS**

- A. Judge Moore asked the Fiscal Court Clerk to read into the record, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING AND APPROVING CERTAIN ACTIONS IN CONNECTION WITH THE COMMUNITY DEVELOPMENT BLOCK GRANT CORONA VIRUS (CDBG-CV) UTILITY RELIEF PROGRAM. Laura Pleiman commented that federal dollars are being used to help families pay for utilities through Community Action Commission. They will receive \$250 each month for 6 months, total of \$1,500 per family. Money will be paid directly to providers and not given to individual renter or homeowner. Commissioner Kenner moved, seconded by Commissioner Brewer, 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, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING AND DIRECTING GARY W. MOORE, COUNTY JUDGE/EXECUTIVE TO SUBMIT TO THE KENTUCKY DEPARTMENT FOR LOCAL GOVERNMENT AN APPLICATION FOR \$200,000 IN RECOVER KENTUCKY COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING FOR THE RECOVERY KENTUCKY PROJECT IN BOONE COUNTY. Matthew Webster commented this is an annual event that the court does. Mr. Dennis Elrod will submit the application to the state. Commissioner Flaig moved, seconded by Commissioner Brewer, 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, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING AND ACCEPTING THE PROPOSAL FOR NOT-FOR-PROFIT AGENT SERVICES FOR THE UNSHELTERED INDIVIDUALS RFP RECEIVED FROM WELCOME HOUSE OF NORTHERN KENTUCKY TO IMPLEMENT THE BOONE COUNTY COLD WEATHER SHELTERING EMERGENCY PLAN FOR THE 2021-2022 WINTER SEASON. Matthew Webster commented this was developed by the Homelessness Task Force also providing food and medical care. Judge Moore said there are other churches and non-profit agencies that provide cold weather sheltering as well. 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, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AWARDDING A BID FOR DESIGN SERVICES FOR THE KY 18 SIDEWALK PROJECT TO AECOM AT A TOTAL FEE OF \$99,903. Jeff said this is a federal grant and construction funding will be available in 2023. Commissioner Kenner moved, seconded by Commissioner Brewer, 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, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE REDEMPTION OF ALL OUTSTANDING COUNTY OF BOONE, KENTUCKY GENERAL OBLIGATION REFUNDING BONDS, SERIES 2015; AUTHORIZING THE PAYMENT OF THE REDEMPTION PRICE AND RELATED COSTS; AUTHORIZING DOCUMENTS NECESSARY TO EFFECTUATE SUCH REDEMPTION. Jeff Earlywine said the staff has spent a lot of time conducting public meetings,

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reaching out to neighborhoods with letters. Survey is still be conducted and the final report will be brought before the court in 2 weeks, October 26, 2021. The court will discontinue the \$25 surcharge. The County's Financial Advisor, Dwight Salsbury reviewed Bond report. Commissioner Kenner moved, seconded by Commissioner Brewer, 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, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AWARDING THE BID TO REPLACE THE BACKBONE SWITCHING INFRASTRUCTURE FOR BOONE COUNTY TO EMERGE IT SOLUTIONS FOR THE BID PRICE OF \$60,279.76. Jason Gamble commented there will be no noticeable differences. 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.

**ITEM VIII.**

**FISCAL MATTERS**

- A. Commissioner Brewer moved, seconded by Commissioner Kenner, to approve Invoice Report dated October 12<sup>th</sup>, 2021, and Pre-paid Invoice Reports dated September 30<sup>th</sup>, 2021 and October 7<sup>th</sup>, 2021. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0).
- B. Commissioner Flaig moved, seconded by Commissioner Brewer to approve Golf Invoice Report dated October 12<sup>th</sup>, 2021, and Pre-Paid Invoice Reports dated September 30<sup>th</sup>, 2021 and October 7<sup>th</sup>, 2021. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0).
- C. Commissioner Kenner moved, seconded by Commissioner Flaig to approve Monthly Treasurer's, Inter-fund Transfers and financial statements for the months ending July 31 and August 31, 2021. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0).

**ITEM IX.**

**OLD BUSINESS**

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

**ITEM X.**

**NEW BUSINESS**

Judge Moore asked if there was any New Business to come before the Court. Debbie Brock, a resident living on River Road in Hebron wanted to bring attention regarding semi-trucks coming down that the Route 20 hill onto River Road. She said there are already 3 signs posted before the hill. She said the trucks are getting stuck and holding up traffic, along with the size of the trucks, it's causing damage to the guardrails. She is requesting help from the county to discuss with the state. She suggested flashing lights at these signs to make it more noticeable for the drivers. Judge Moore commented that he could discuss with the state at their quarterly meetings. He said they do have the right to use state roads.

Judge Moore called for an Executive Session with Jeff Earlywine, Bob Neace, Commissioner Flaig, Commissioner Kenner and Commissioner Brewer to discuss a personnel matter pursuant to KRS 61.810 1F. Commissioner Flaig moved, seconded by Commissioner Kenner. ALL PRESENT VOTING - AYE 4-0.

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Judge Moore called to reconvene Open Session at 11:00 A.M. There will be no action from the Executive Session. Commissioner Flaig moved, seconded by Commissioner Kenner. ALL PRESENT VOTING - AYE 4-0.

**ITEM XI.**

**ADJOURNMENT**

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

**NEXT FISCAL COURT MEETING – Tuesday, October 26th, 2021 at 5:30pm**

**A Meeting of the Boone County Public Properties Corporation**

- A. Judge Gary W. Moore called to order the meeting of the Boone County Public Properties Corporation.
- B. Request to convey real estate owned by the corporation. Request for the sale of the property at the Maplewood site, which will be the venue for the Head Start Facility. Closing and transferring of property will happen in the next few weeks.
- C. Judge Moore asked the Fiscal Court Clerk to read into the record, A RESOLUTION RELATING TO THE BOONE COUNTY PUBLIC PROPERTIES CORPORATION AUTHORIZING THE CONVEYANCE AND SALE OF A 1.379 ACRE PARCEL TO SUPPORT THE SALE AND TRANSFER OF REAL PROPERTY KNOWN AS THE MAPLEWOOD HEAD START FACILITY. Commissioner Brewer 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 called for adjournment of the Public Properties Corporation Meeting Commissioner Brewer moved, seconded by Commissioner Kenner, to adjourn the meeting, ALL PRESENT VOTING AYE (4-0).

**CLERK CERTIFICATION**

**The Fiscal Court Clerk does hereby certify that this is a true and accurate record of the actions taken during the Boone County fiscal Court meeting of October 12th, 2021.**

Date: \_\_\_\_\_

10/27/21

  
Fiscal Court Clerk