

MINUTES
BOONE COUNTY FISCAL COURT
Boone County Administration Building
Fiscal Courtroom (1st Floor)
Burlington, Kentucky
November 21, 2017
5:30 P.M.

ITEM I.

CALL TO ORDER

- A. Judge Gary W. Moore Called to Order the meeting of the Boone County Fiscal Court.
- B. Commissioner Charlie Walton presented the Invocation and the Pledge to the Flag.

Present: Gary W. Moore, County Judge/Executive
Cathy H. Flaig, Commissioner, District 1
Charles E. Kenner, Commissioner, District 2
Charlie Walton, Commissioner, District 3
Robert Neace, County Attorney

Staff: Jeffrey S. Earlywine, County Administrator/Deputy Judge/Executive
Scott Pennington, County Engineer
Benjamin T. Reece, Treasurer
Lori Zombek, Director of Human Resources
Maj. Tom Scheben, Sheriff Department
Sharon Burcham, Fiscal Court Clerk

ITEM II.

APPROVAL OF MINUTES

A. Judge Moore presented the Minutes from the November 7, 2017 Fiscal Court Meeting for approval. Commissioner Walton moved, seconded by Commissioner Flaig, to approve the Minutes from the November 7, 2017 Fiscal Court Meeting, with no changes. Judge Moore called for a vote on the motion, MOTION PASSED AYE 4-0.

ITEM III.

PRESENTATIONS

A. Judge Moore introduced Pat Gutzeit, who is the retired Circuit Court Clerk for Boone County. Pat made a presentation for her program "Boone County is a great place to Live, Work and Raise a Family" that she and Bob Green are promoting. She stated she is proud to call Boone County her home stating the people and organizations make Boone County a great place to live. It involves collaboration, cooperation and commitment from everyone. Pat presented shirts and hats with the logo on them to the Fiscal Court members and Department Heads explaining they are not for sale, they must be earned. A slide show was presented of various departments of Boone County Fiscal Court. Judge Moore thanked Pat and Bob Green for all of the groups and organizations they are recognizing.

ITEM IV.

PERSONNEL MATTERS

A. Judge Moore asked the Fiscal Court Clerk to read into the record Item IV. A: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF YOLANDA REIS, TO THE POSITION OF FULL TIME DISPATCHER FOR THE PSCC DEPARTMENT. Lori Zombek, Director of Human Resources, commented this candidate has over 20 years' experience and by using the lateral pay policy we were able to attract this talent. Commissioner Flaig moved, seconded by Commissioner Kenner, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

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B. Judge Moore asked the Fiscal Court Clerk to read into the record Item IV. B: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF TAYLOR ESTES TO THE PART-TIME POSITION OF FIELD SERVICES ASSISTANT AT THE BOONE COUNTY ANIMAL CARE AND CONTROL CENTER. Lori Zombek, Director of Human Resources, commented this is a vacant position and is a newly created job description. Commissioner Kenner moved, seconded by Commissioner Walton, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

C. Judge Moore asked the Fiscal Court Clerk to read into the record Item IV. C: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF DAVID BLACK TO THE SEASONAL POSITION OF PUBLIC SERVICES FOR THE PUBLIC WORKS DEPARTMENT. Lori Zombek, Director of Human Resources, commented this position will also be involved in snow removal. Commissioner Flaig moved, seconded by Commissioner Kenner, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

D. Judge Moore asked the Fiscal Court Clerk to read into the record Item IV. D: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE OF HAYDEN BLOOM TO THE SEASONAL POSITION OF COUNSELOR FOR THE 21ST CENTURY GRANT PROGRAM FOR THE BOONE COUNTY PARKS DEPARTMENT. Lori Zombek, Director of Human Resources, commented this is a vacant position that is paid with Grant money, is seasonal with no benefits. Commissioner Walton moved, seconded by Commissioner Kenner, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

ITEM V.

ORDINANCES

A. Judge Moore asked the Fiscal Court Clerk to read into the record the First Reading of Item V. A: AN ORDINANCE RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING A REQUEST OF CREDIT OF AN OCCUPATIONAL LICENSE FEE FOR NEW EMPLOYEES AS PART OF AN ECONOMIC DEVELOPMENT PROJECT BY TICONA POLYMERS, INC. UNDER THE KENTUCKY BUSINESS INVESTMENT PROGRAM. Jeff Earlywine, County Administrator, explained this company is located along the Dixie Highway corridor. It is a global company that produces high-tech products for the automotive industry. They have invested \$25M in capital for expansion and equipment with ten (10) new jobs with \$68K annual wages. They will receive a 50% credit to their Occupational License fee. Commissioner Flaig asked a question pertaining to the items they manufacture, Jeff Earlywine responded, car parts to make automobiles stronger and lighter. Judge Moore asked if there were any other questions and announced the Second Reading of this Ordinance will be December 19th.

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B. Judge Moore asked the Fiscal Court Clerk to read into the record the First Reading of Item V. B: AN ORDINANCE RELATING TO THE BOONE COUNTY FISCAL COURT AMENDING ORDINANCE 14-01, ADOPTED ON JANUARY 7, 2014 AND AMENDED WITH ORDINANCE 2017-18, ADOPTED ON OCTOBER 3, 2017, ESTABLISHING REGULATIONS FOR THE CONTROL AND LICENSING OF ALCOHOLIC BEVERAGES BY AMENDING THE HOURS WHEN SALES OF DISTILLED SPIRITS DRINK LICENSES AND RETAIL MALT BEVERAGE DRINK LICENSES ARE PERMITTED. Jeff Earlywine, County Administrator, explained this issue happens every 7th year when Sunday is New Years' Eve. The City of Florence changed their Ordinance to allow sales until 2:30 AM on New Years' Eve and we want to level the playing field for all businesses. This is just an amendment for extended hours on a holiday. Judge Moore commented other cities and Counties have made the change and we want to be consistent. Commissioner Flaig asked when other cities and Counties were changing. Jeff Earlywine responded. Judge Moore asked if there were any more questions and announced the Second Reading would be December 19th.

C. Judge Moore asked the Fiscal Court Clerk to read into the record the Second Reading of Item V. C: AN ORDINANCE RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING, WITH CONDITIONS, A REQUEST OF FLORENCE BAPTIST CHURCH (OWNER) FOR A ZONING MAP AMENDMENT, SUCH ZONING MAP AMENDMENT BEING A ZONE CHANGE FROM SUBURBAN RESIDENTIAL ONE (SR-1) TO PUBLIC FACILITIES (PF) FOR A 66.72 ACRE SITE LOCATED AT 642 MT. ZION ROAD, BOONE COUNTY, KENTUCKY. Judge Moore explained the Church will be operating a school on the church property. Judge Moore asked if there were any questions and called for a vote on the Ordinance, Commissioner Kenner moved, seconded by Commissioner Flaig, to approve the Ordinance. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

ITEM VI.

JUDGE'S REPORT

A. Judge Moore asked the Fiscal Court Clerk to read into the record Item VI. A: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE RE-APPOINTMENT OF COUNTY JUDGE/EXECUTIVE GARY W. MOORE AND COMMISSIONER CATHY H. FLAIG, TO THE OHIO-KENTUCKY-INDIANA (OKI) REGIONAL COUNCIL OF GOVERNMENTS BOARD OF TRUSTEES. Judge Moore explained this Board is over 100 members strong with 8 counties contributing. Commissioner Walton moved, seconded by Commissioner Kenner, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0. County Attorney Bob Neace confirmed the vote could be all 4 members of the Court voting.

B. Judge Moore asked the Fiscal Court Clerk to read into the record Item VI. B: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE RE-APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF MICHAEL KLAHR AND SCOTT MADDOX TO THE CENTRAL PARK ARBORETUM ADVISORY COUNCIL. Judge Moore commented Mike Klahr is now retired and Scott Maddox works at Maddox Landscaping. Commissioner Kenner moved, seconded by Commissioner Flaig, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

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C. Judge Moore asked the Fiscal Court Clerk to read into the record Item VI. C: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE RE-APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF CAROLINE WELTZER AND DEANNA DRAGAN TO THE TAX ADVISORY BOARD FOR MENTAL HEALTH. Judge Moore explained the County has three funding Boards and this one is for Mental Health. Deanna Dragan was appointed last time to fill an unexpired term and Carolyn Weltzer has served. Commissioner Flaig moved, seconded by Commissioner Walton, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

D. Judge Moore asked the Fiscal Court Clerk to read into the record Item VI. D: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE RE-APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF ROBERT SCHWENKE TO THE BOONE COUNTY PLANNING COMMISSION. Judge Moore commented that Planning Commission is a joint agency covering the County and the cities with 15 members. The County has 6 appointments to the Board. Mr. Schwenke is Chairman of the Long Range Planning. Commissioner Walton moved, seconded by Commissioner Kenner, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

ITEM VII.

ADMINISTRATIVE MATTERS

A. Judge Moore asked the Fiscal Court Clerk to read into the record Item VII. A: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING GARY W. MOORE, COUNTY JUDGE/EXECUTIVE TO EXECUTE A MEMORANDUM OF AGREEMENT BETWEEN THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET AND THE BOONE COUNTY FISCAL COURT FOR THE FUNDING OF THE CONSTRUCTION PHASE OF THE VETERAN'S WAY PROJECT IN BOONE COUNTY. Jeff Earlywine, County Administrator, explained this is the official document form the Cabinet to release the funds awarded for this project. Judge Moore explained the location of the Veteran's Way project and how it will improve the intersection on Rt 18 and add a multi-use path. Commissioner Flaig asked how many lanes and if the Veteran's Memorial would be moved. Judge Moore responded, the Memorial will be moved. Commissioner Flaig moved, seconded by Commissioner Walton, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

B. Judge Moore asked the Fiscal Court Clerk to read into the record Item VII. B: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AWARDED THE BID FOR THE VETERAN'S WAY EXTENSION PROJECT TO LAWRENCE CONSTRUCTION AND LEASING, INC., IN THE AMOUNT OF \$2,077,331.83. Scott Pennington, County Engineer, explained this project went out to bid with 6 bidders responding. Lawrence Construction was the low bidder; they are a Boone County company. Judge Moore commented the work around the IHM School will be staged around the school year. Jeff Earlywine explained how this project is listed on the budget with grant money and a 20% match stating it is a fully funded project. Commissioner Flaig asked when this project started, Judge Moore commented about 6 years ago. Commissioner Kenner moved, seconded by Commissioner Flaig, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

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C. Judge Moore asked the Fiscal Court Clerk to read into the record Item VII. C: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING GARY W. MOORE, COUNTY JUDGE/EXECUTIVE TO EXECUTE A MEMORANDUM OF AGREEMENT BETWEEN THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET AND THE BOONE COUNTY FISCAL COURT FOR THE FUNDING OF THE DESIGN WORK FOR THE LIMABURG INTERSECTION IMPROVEMENTS CMAQ PROJECT IN BOONE COUNTY. Judge Moore explained this is the Agreement to sign to fund the design work for a project at Limaburg and Rt 18 to add turning lanes. Scott Pennington, County Engineer, commented this is a small project to extend the turn lanes. Judge Moore stated, with federal funds. Commissioner Walton moved, seconded by Commissioner Flaig, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

D. Judge Moore asked the Fiscal Court Clerk to read into the record Item VII. D: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AWARDED THE CONTRACT FOR CAMP ERNST ROAD SOUTHBOUND LEFT TURN LANE AT LONGBRANCH ROAD PROJECT TO AECOM IN THE AMOUNT OF \$51,901.00 FOR ENGINEERING SERVICES, PHASE 1 DESIGN. Judge Moore explained this project will provide improvement for traffic flow at Cooper High School. Scott Pennington, County Engineer, commented it covers the right-of-way acquisition process. Commissioner Kenner moved, seconded by Commissioner Walton, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

E. Judge Moore asked the Fiscal Court Clerk to read into the record Item VII. E: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT DECLARING FIVE (5) VEHICLES AND ONE (1) UTILITY CAP AS SURPLUS PROPERTY FOR THE PUBLIC WORKS DEPARTMENT. Jeff Earlywine, County Administrator, stated in an effort to manage our assets, we want to surplus the older model Crown Vic automobiles. Judge Moore added the items can be found on our website at GovDeals.com. Commissioner Flaig moved, seconded by Commissioner Kenner, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

F. Judge Moore asked the Fiscal Court Clerk to read into the record Item VII. F: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AWARDED THE BID FOR A PRESSURE TANK TO OPERATE THE IRRIGATION SYSTEM AT BOONE LINKS GOLF COURSE TO MID-OHIO ELECTRIC COMPANY AT THE BID PRICE OF \$67,634.16. Matthew Webster, Assistant County Administrator, explained this project started 2 years ago with a 5 year capital plan. This is a budget item. Commissioner Walton moved, seconded by Commissioner Flaig, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

ITEM VIII.

FISCAL MATTERS

A. Judge Moore presented the Invoice Report dated November 21st, 2017 and pre-paid Invoice Reports dated November 9th and November 16th, 2017 and stated the Reports can be found on OpenGov.com. Commissioner Kenner moved, seconded by Commissioner Walton to approve the Invoice Reports. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

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B. Judge Moore presented the Golf Invoice Report dated November 21st, 2017 and pre-paid Golf Invoice Report dated November 9th, 2017. Commissioner Walton moved, seconded by Commissioner Flaig to approve the Golf Invoice Reports. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0

C. Judge Moore presented the Treasurer's Interfund Transfer Report ending October 31st, 2017. Commissioner Kenner moved, seconded by Commissioner Walton to approve the Treasurer's Interfund Transfer Report. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0

D. Judge Moore presented the FY2018 1st Quarter Budget Report. Jeff Earlywine, County Administrator explained property taxes have not been posted for 1st quarter. Payroll tax is down due to software problems not posting correctly. The money is in a lockbox and immediately posted however the new software is not displaying correctly. Jeff stated we are where we need to be financially at this time. Commissioner Flaig moved, seconded by Commissioner Kenner to approve the FY2018 1st Quarter Budget Report. 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. None presented. Judge Moore commented this is where the Public may present any business to the Court.

ITEM XI

ADJOURNMENT

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

ANNOUNCEMENTS:

The next Court meeting will be held Tuesday, December 5th but at 8:30 AM instead of the evening time.

Friday, December 1st – Tree Lighting Ceremony, Administration Building, 6:00 PM.

Thursday & Friday, November 23rd & 24th – All County Offices will be closed.

Judge Moore wished everyone a Happy Thanksgiving.

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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 during the Boone County Fiscal Court meeting of November 21, 2017.



Fiscal Court Clerk

Date: 12-5-17