

**MINUTES**  
**BOONE COUNTY FISCAL COURT**  
**Boone County Administration Building**  
**Fiscal Courtroom (1<sup>st</sup> Floor)**  
**Burlington, Kentucky**  
**May 8, 2018**  
**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 Charles E. Kenner 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  
Matthew H. Webster, Assistant County Administrator  
Scott Pennington, County Engineer  
Benjamin T. Reece, Treasurer  
Lori Zombek, Director of Human Resources  
Maj. Dave Stallsworth, Sheriff Department  
Sharon Burcham, Fiscal Court Clerk

**ITEM II.**

**APPROVAL OF MINUTES**

A. Judge Moore presented the Minutes from the April 24, 2018 Fiscal Court Meeting for approval. Commissioner Kenner moved, seconded by Commissioner Walton, to approve the Minutes from the April 24, 2018 Fiscal Court Meeting, with no changes. Judge Moore called for a vote on the motion, MOTION PASSED AYE 4-0.

**ITEM III.**

**PRESENTATIONS**

Judge Moore stated the Conservation Board is comprised of elected officials and the Board elects the officers. He introduced Kristin Scott, Chairman of the Conservation District Board. Ms. Scott presented the requested FY2019 Budget. Ms. Scott presented three items, the budget, an annual plan, and a long-range plan. They are planning on making the education leader a full-time position and adding family medical care. Judge Moore asked if there were any questions from the Court, Commissioner Kenner thanked Ms. Scott for all the work they do.

Judge Moore presented a Proclamation to Jerry Noran, Chief Building Officer for Building Safety Month, to Scott Pennington, County Engineer for National Public Works Week and to Mr. Keith Richards, VP of Kentucky Motorcycle Association for Motorcycle Safety Month.

**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 KELLY POHLMAN AS A SEASONAL EMPLOYEE AT THE ARBORETUM FOR THE BOONE COUNTY PARKS DEPARTMENT. Lori Zombek, Director of Human Resources, stated this is our first seasonal intern for the Arboretum. 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.

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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 SEASONAL NEW HIRES AND SEASONAL RE-HIRES FOR THE BOONE COUNTY PARKS DEPARTMENT. Lori Zombek, Director of Human Resources, stated these are seasonal positions. 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.

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 LENA YORK TO THE FULL-TIME POSITION OF TELECOMMUNICATOR FOR THE PSCC DEPARTMENT. Lori Zombek, Director of Human Resources, stated this is for a dispatcher position, this person has years of experience. 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 IV. D: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF HANNAH MOREHEAD AND CAITLYN SUTTER AS SEASONAL NEW HIRES FOR CONCESSIONS AT THE BOONE COUNTY GOLF COURSES. Lori Zombek, Director of Human Resources, stated this is for seasonal work. 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 IV. E: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF KENNY CROOKER AND CHRIS KNAPMEYER TO THE SEASONAL POSITION OF PUBLIC SERVICES FOR THE PUBLIC WORKS DEPARTMENT. Lori Zombek, Director of Human Resources, stated these are familiar names and we appreciate their experience. 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 V.**

**ORDINANCES**

A. Judge Moore stated there are no Ordinances to be presented.

**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 APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF CHAD EHA TO FILL THE UNEXPIRED TERM OF JASON BOWLING ON THE BURLINGTON FIRE PROTECTION DISTRICT BOARD AS A FIREFIGHTER APPOINTEE. Judge Moore stated this is a firefighter appointed position that is open and Mr. Eha will run for the seat at the end of June. 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.

**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 MAKING APPLICATION FOR REIMBURSEMENT OF COUNTY FUNDS UTILIZED FOR THE TRANSPORTATION OF NON-PUBLIC SCHOOL STUDENTS DURING THE SCHOOL YEAR OF 2017-2018. Benjamin Reece, County Treasurer stated the Contract to approve was in your packet. The \$605,000 is in the budget. Judge More stated we received 100% return last year and explained this is for transportation of the non-public school students. Schools cannot receive the money directly from the State; the County is a pass through. 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 VII. B: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING AN AGREEMENT WITH THE BOONE COUNTY COOPERATIVE EXTENSION DISTRICT FOR THE PURPOSE OF PROVIDING MAINTENANCE OF THE BOONE COUNTY ARBORETUM AT CENTRAL PARK. Judge Moore explained this is an Agreement to maintain the Arboretum. 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.

C. Judge Moore asked the Fiscal Court Clerk to read into the record Item VII. C: A RESOLUTION OF THE BOONE COUNTY FISCAL COURT AGREEING TO THE GUIDEFORM RESIDENTIAL ANTIDISPLACEMENT PLAN UNDER SECTION 104(d) OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED FOR THE EVERGREEN-RIDGEVIEW SEWER PROJECT (CDBG 17-041). Commissioner Walton stated he is abstaining from voting on the next five Resolutions that deal with the Ridgeview/Evergreen Sewer project due to his family owning property in the area. Judge Moore explained this Resolution deals with the project of removing septic tanks in the Ridgeview/Evergreen area. Jeff Earlywine, County Administrator, added the County is obligated to execute this for the Community Development Block Grant. Judge Moore said the County received a \$1M CDBG to help cover the costs of the project. Commissioner Kenner moved, seconded by Commissioner Flaig, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 3-0; with 1 recusal by Commissioner Walton.

D. Judge Moore asked the Fiscal Court Clerk to read into the record Item VII. D: A RESOLUTION ACKNOWLEDGING RECEIPT OF STATE CLEARINGHOUSE FOR THE EVERGREEN-RIDGEVIEW SEWER PROJECT AND COMMITTING THE BOONE COUNTY FISCAL COURT TO FOLLOW ALL COMMENTS SO RECEIVED IN THE IMPLEMENTATION OF THIS PROJECT. Commissioner Flaig moved, seconded by Commissioner Kenner, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 3-0; with 1 recusal by Commissioner Walton.

E. Judge Moore asked the Fiscal Court Clerk to read into the record Item VII. E: A RESOLUTION OF THE BOONE COUNTY FISCAL COURT COMMITTING THE FISCAL COURT TO FUND ALL PROJECT COST OVERRUNS FOR THE EVERGREEN-RIDGEVIEW SEWER PROJECT (CDBG 17-041). Commissioner Flaig asked a question, Judge Moore responded. Commissioner Kenner moved, seconded by Commissioner Flaig, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 3-0; with 1 recusal by Commissioner Walton.

F. Judge Moore asked the Fiscal Court Clerk to read into the record Item VII. F: A RESOLUTION OF THE BOONE COUNTY FISCAL COURT ADOPTING A FAIR HOUSING POLICY FOR THE EVERGREEN-RIDGEVIEW SEWER PROJECT (CDBG 17-041). Judge Moore stated this is a requirement when using federal money for a project. Commissioner Flaig moved, seconded by Commissioner Kenner, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 3-0; with 1 recusal by Commissioner Walton.

G. Judge Moore asked the Fiscal Court Clerk to read into the record Item VII. G: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING A PROFESSIONAL SERVICES CONTRACT WITH STRAND ASSOCIATES, INC., IN THE AMOUNT OF \$82,000.00 FOR ENGINEERING AND DESIGN SERVICES FOR THE EVERGREEN/RIDGEVIEW SEWER PROJECT. Jeff Earlywine, County Administrator, explained this is one of our preferred engineering firms. We had 5 submissions for this project. Commissioner Kenner moved, seconded by Commissioner Flaig, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 3-0; with 1 recusal by Commissioner Walton.

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H. Judge Moore asked the Fiscal Court Clerk to read into the record Item VII. H: A RESOLUTION OF THE BOONE COUNTY FISCAL COURT AWARDING THE BID FOR FOURTEEN (14) NEW SUV PATROL VEHICLES FOR THE SHERIFF'S DEPARTMENT AT A TOTAL BID PRICE OF \$422,954.00 AND FIVE (5) SUV ADMINISTRATIVE VEHICLES AT A TOTAL BID PRICE OF \$151,395.00 TO GILLIE HYDE FORD. Judge Moore stated we wanted to meet a deadline for ordering these vehicles for next year's budget. Jeff Earlywine, County Administrator, explained there were six bidders, the original bidder, Crossroads Ford, admitted a mistake in their bid and we rejected their bid. We have gone to the next low bidder for the 21 vehicles. The additional School Resource Officers will receive the older vehicles. 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.

I. Judge Moore asked the Fiscal Court Clerk to read into the record Item VII. I: A RESOLUTION OF THE BOONE COUNTY FISCAL COURT AWARDING THE BID FOR A NEW SUV K-9 VEHICLE FOR THE SHERIFF'S DEPARTMENT AT A BID PRICE OF \$30,769.00 AND A NEW SUV UNMARKED PATROL VEHICLE FOR THE SHERIFF'S DEPARTMENT AT A BID PRICE OF \$35,281.00 TO NELSON AUTO CENTER. 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.

J. Judge Moore asked the Fiscal Court Clerk to read into the record Item VII. J: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT ADOPTING AND APPROVING THE EXECUTION OF A COUNTY ROAD AID CO-OP PROGRAM CONTRACT BETWEEN THE FISCAL COURT AND THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET, DEPARTMENT OF RURAL AND MUNICIPAL AID, FOR THE FISCAL YEAR BEGINNING JULY 1, 2018, AS PROVIDED IN THE KENTUCKY REVISED STATUTES AND ACCEPTING ALL ROADS AND STREETS REFERRED TO THEREIN AS BEING A PART OF THE COUNTY ROAD SYSTEM. Judge Moore stated this is an annual item that allows the County to get Funds from the Kentucky Transportation Department. Commissioner Flaig asked a question, Judge Moore responded. 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.

**ITEM VIII.**

**FISCAL MATTERS**

A. Judge Moore presented the Invoice Report dated May 8<sup>th</sup>, 2018 and pre-paid Invoice Reports dated April 26<sup>th</sup> and May 3<sup>rd</sup>, 2018. 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.

B. Judge Moore presented the Golf Invoice Report dated May 8<sup>th</sup>, 2018 and pre-paid Golf Invoice Reports dated April 26<sup>th</sup> and May 3<sup>rd</sup>, 2018. Commissioner Flaig moved, seconded by Commissioner Kenner to approve the Golf Invoice Reports. 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. Jeff Earlywine, County Administrator, explained that the mowing contract that was awarded in a previous meeting has been changed. The top 2 bidders underestimated their bid and are not able to deliver. We want to thank David Whitehouse and the Parks Staff for mowing. We contacted the other bidders and they have agreed to step in. A Resolution will be presented at our next Court meeting.

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**ITEM X.**

**NEW BUSINESS**

Judge Moore shared that a meeting had been held with the residents of Tiburon Drive and the Staff to discuss the speed humps on Tiburon. A traffic study was completed and reported to the residents. Judge Moore asked if there was anyone in the audience that wanted to speak on this matter. Mr. and Mrs. Jerry Knochelmann asked that adjustments be made to the speed humps and adjust the number of signs in the area. They stated there is a safety issue on Tiburon; residents on Tiburon are not opposed to the speed humps they would like to keep them. Judge Moore stated there could be some compromise. Commissioner Walton stated safety is the key and thanked Mr. and Mr. Knochelmann for attending. Judge Moore advised that the Traffic Safety Committee and County Engineer followed the standards and guidelines. The Committee would be meeting later this week. Judge Moore asked if there was any other New Business to come before the Court.

**ANNOUNCEMENTS:**

Judge Moore announced there will be an award program for the Historic Preservation Committee at the Ferguson Center this Thursday.

May 17<sup>th</sup> will be a Budget Workshop at 5:30.

The next Fiscal Court meeting will be May 29<sup>th</sup> at 5:30 P.M. and another workshop on the Budget.

June 12<sup>th</sup> will be the First Reading of the Budget.

Judge Moore asked Scott Pennington to give an update on the Veteran's Way project. Judge Moore advised the back portion of the project will be completed first then when school is out the front portion will be completed. The construction will not interfere with the IHM Festival.

The Ferry at Rabbit Hash has all permits and approvals from the County; the next step is the Army Corp of Engineers.

**ITEM XI**

**ADJOURNMENT**

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.

**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 May 8<sup>th</sup>, 2018.

  
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Fiscal Court Clerk

Date: 30 May 2018