

MINUTES
BOONE COUNTY FISCAL COURT
Boone County Administration Building
Fiscal Courtroom (1st Floor)
Burlington, Kentucky
May 28, 2019
5:30 P.M.

ITEM I.

CALL TO ORDER

- A. Judge/Executive 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
Jesse Brewer, 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. Gary Peace, Sheriff Department
Sharon Burcham, Fiscal Court Clerk

ITEM II.

A. Judge Moore asked the Fiscal Court Clerk to read into the record the Notice of Public Hearing to Vacate Street Right of Way: To all interested citizens of Boone County, Kentucky; Notice is hereby given that the Boone County Fiscal Court will hold a public hearing on May 28, 2019 at 5:30 PM, prior to the Fiscal Court Meeting, at the Administration Building, 2950 Washington Street, Burlington, Kentucky, 41005, First Floor, Fiscal Court Room. The purpose of the public hearing is to consider an application to vacate a section of street right-of-way from 3018-3028 Third Street in Petersburg (Unincorporated Boone County). All persons having interest in the proposed vacation are invited to appear and provide information and comment. For more information, please contact: Scott D. Pennington, P.E., County Engineer, Boone County Public Works at 859-334-3600. Judge Moore explained the process of road closures. Scott Pennington, County Engineer, gave a report of the findings of the Committee. Commissioner Flaig commented this was a simple request between two houses. Judge Moore advised it was the recommendation of the committee to vacate and close the right-of-way. Each property owner will own to the center of the alley. Judge Moore recognized the persons making the request in the audience. Judge Moore asked if anyone was in attendance that opposed the vacation of the property, no one responded. Next Court meeting will have a Resolution for approval. Commissioner Flaig moved, seconded by Commissioner Kenner, to close the Public Hearing. 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 the Notice of Special Meeting: The Boone County Fiscal Court will hold a public hearing on Tuesday, May 28, 2019, beginning at 5:30 p.m., Boone County Administration Building, Fiscal Court Room, First Floor, 2950 Washington Street, Burlington, Kentucky, for the purpose of hearing comments on the proposed FY 2020 County Budget (All Funds) and the use of the LGEA funds and County Road Aid funds. All interested persons and organizations are hereby notified that a copy of the County's proposed FY 2020 Budget (All Funds) is available for public inspection at the Finance Office in the Boone County Administration Building during normal business hours or on our website www.boonecountyky.org. Any individual requiring a special accommodation to participate in said Public Hearing should contact the County in advance of the hearing at (859) 334-2242. Judge/Executive, Gary W. Moore. Judge Moore opened the Public Hearing explaining the Court had a Workshop to cover the Budget and tonight is the First Reading, Second Reading will be June 25th. Judge Moore asked if the Court had any comments on the budget, none presented. Kristin Scott, Supervisor of the Conservation District stated they are looking forward to working with the Court on the Budget. Judge Moore asked if there were any questions from the Commissioners, none presented. Commissioner Kenner moved, seconded by Commissioner Brewer, to close the Special Meeting. Judge Moore called for a vote on the motion, ALL PRESENT VOTING - AYE 4-0.

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ITEM III.

APPROVAL OF MINUTES

Judge Moore presented the Minutes from the May 14, 2019 Fiscal Court Meeting for approval. Commissioner Brewer moved, seconded by Commissioner Flaig, to approve the Minutes from the May 14, 2019 Fiscal Court Meeting, with no changes or corrections. Judge Moore called for a vote on the motion, ALL PRESENT VOTING - AYE 4-0

ITEM IV.

PRESENTATIONS

A. Judge Moore introduced Mr. Jeff Foster of Blackstone Drive for a presentation. Upon completion of the slides from Mr. Foster Judge Moore asked Scott Pennington to explain the findings of the Traffic Safety Committee. Mr. Gary Woods, a resident of the neighborhood shared data he has gathered. Scott Pennington, County Engineer, explained national standards for speed limits. Commissioner Flaig asked a question pertaining to number of traffic accidents in the area, Scott Pennington responded. Maj. Gary Peace from the Sheriff Department explained variance of speed limits. Mr. Tim Courtney, resident of the area presented statistics of pedestrians vs. vehicle accidents. Matthew Webster, Assistant County Administrator, explained the threshold to determine the need of a turn restriction and authorization of funding. Commissioner Kenner asked what device would be installed, Scott Pennington responded. Judge Moore stated the Traffic Safety Committee will meet and bring a proposal to the Court. Mr. Larry Munninghoff addressed the Court. Judge Moore thanked Mr. Foster for his presentation.

B. Judge Moore introduced Mr. Adam Jones with the Disc Golf Association. Mr. Jones had two requests for the Court for the National Tournament they would be holding at England-Idlewild Park. He asked to allow beer vending and to charge for parking to help fund the tournament. Commissioner Flaig asked the number of players in the tournament, Mr. Jones responded they max out at 164 players. Judge Moore suggested Mr. Jones contact Little Britain Stables to use their facility for beer sales. Jeff Earlywine, County Administrator, explained the restrictions set by Ordinance. David Whitehouse, Director of Parks, explained the set-up of the tournament. Commissioner Flaig asked about sponsors, Mr. Jones responded. The Court denied to take any action regarding this request. Judge Moore thanked Mr. Jones for attending.

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 KRISTIN DORGAN TO THE FULL-TIME POSITION OF TELECOMMUNICATOR FOR THE PSCC DEPARTMENT. Lori Zombek, Director of Human Resources stated this applicant resigned for personal reasons and wants to come back, she is a quality employee. Commissioner Kenner moved, seconded by Commissioner Brewer, 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 IV. B: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE PROMOTION, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF TRENTON EVANS TO THE POSITION OF PUBLIC SERVICES TRUCK DRIVER/OPERATOR FOR THE PUBLIC WORKS DEPARTMENT. Lori Zombek, Director of Human Resources stated this is an open position due to the retirement of Larry Burns. This applicant has been with us for two years. Commissioner Flaig moved, seconded by Commissioner Brewer 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 MASON A. RAMAGE TO THE SEASONAL POSITION OF LABORER FOR THE PUBLIC WORKS DEPARTMENT. Lori Zombek, Director of Human Resources stated this is a seasonal position with no benefits. 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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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 SEASONAL POSITIONS FOR A PROGRAM LEADER, MAINTENANCE STAFF AND A TRAIL STEWARD FOR THE BOONE COUNTY PARKS DEPARTMENT. Lori Zombek, Director of Human Resources stated these are seasonal positions. Commissioner Flaig moved, seconded by Commissioner Brewer 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 AN HOURLY RATE CHANGE FOR SEASONAL EMPLOYEES AT THE BOONE COUNTY GOLF COURSES. Lori Zombek, Director of Human Resources stated we are not meeting the rate to retain seasonal workers. Commissioner Flaig asked a question pertaining to rates at other golf courses, Lori Zombek responded. Commissioner Kenner moved, seconded by Commissioner Brewer 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 IV. F: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF HANNAH SCOTT, MAGGIE TAYLOR AND THOMAS MADISON AS SEASONAL EMPLOYEES FOR THE BOONE COUNTY GOLF COURSES. Lori Zombek, Director of Human Resources stated we are filing our roster for seasonal employees. Commissioner Brewer 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 VI.

ORDINANCES

A. Judge Moore asked the Fiscal Court Clerk to read into the record the First Reading of Item VI. A: First Reading of AN ORDINANCE RELATING TO THE BOONE COUNTY FISCAL COURT, KENTUCKY, PROVIDING FOR A CREDIT OF ITS OCCUPATIONAL LICENSE FEE FOR NEW EMPLOYEES AS PART OF AN ECONOMIC DEVELOPMENT PROJECT BY WHITEHALL INC., UNDER THE KENTUCKY BUSINESS INVESTMENT PROGRAM (KRS 154.32-010–KRS 154.32-100). Jeff Earlywine, County Administrator, explained this is the Klosterman Bakery Company who has been in business for 125 years in the Cincinnati area. In need of expansion, they purchased an existing facility on Litton Lane. They have made a \$40M capital investment and promised 105 new Kentucky jobs. Salaries ranges from \$38,000 - \$62,000. They have exceeded their investment and number of jobs. They will receive a 75% credit on the Occupational License fee. Judge Moore stated the Second Reading will be June 25th, 2019.

B. Judge Moore asked the Fiscal Court Clerk to read into the record the First Reading of Item VI. B: First Reading of AN ORDINANCE RELATING TO THE AMENDMENT OF BOONE COUNTY FISCAL COURT ORDINANCE 100.1, PASSED SEPTEMBER 27, 1994, PREFERENCES TO CERTAIN BUSINESSES AND RECYCLED ITEMS. Jeff Earlywine, County Administrator, explained this is Chapter 38 from our Code of Ordinances. We want to eliminate some language in the Ordinance and update the Code Book. Commissioner Brewer asked a question, Jeff Earlywine responded. Second Reading will be June 25th, 2019.

C. Judge Moore asked the Fiscal Court Clerk to read into the record the First Reading of Item VI. C: First Reading of AN ORDINANCE RELATING TO THE BOONE COUNTY FISCAL COURT, KENTUCKY, OF THE ANNUAL BUDGET AND APPROPRIATIONS FOR FISCAL YEAR 2020. Judge Moore stated this is the First Reading of the FY2020 Budget and asked if there were any comments or questions from the Court, none presented. Second Reading will be June 25th, 2019.

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ITEM VII.

JUDGE'S REPORT

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 THE APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF AARON ANDERSON TO FILL THE UNEXPIRED TERM OF DAVID TURNER ON THE BOONE COUNTY URBAN FORESTRY COMMISSION. Judge Moore commented that Aaron Anderson is owner of Kinman Farms. The Urban Forestry Commission will become much busier due to streetscaping along new sidewalks. 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.

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 THE RE-APPOINTMENT BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF KEVIN BARBIAN AND MIKE MORGAN AS ALTERNATE REPRESENTATIVES TO THE BOONE COUNTY BUILDING INSPECTION APPEALS BOARD. Judge Moore stated this is a re-appointment. Commissioner Kenner moved, seconded by Commissioner Brewer, 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 RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF TOM WIECHMAN TO THE HEBRON FIRE PROTECTION DISTRICT BOARD OF TRUSTEES. Judge Moore advised the previous member requested to not be renewed. Commissioner Kenner moved, seconded by Commissioner Brewer, 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 AUTHORIZING THE RE-APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF DAKOTA “CODY” MOORE TO THE VERONA FIRE PROTECTION DISTRICT BOARD OF TRUSTEES. Judge Moore advised Cody is not related. Commissioner Kenner moved, seconded by Commissioner Brewer, 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 AUTHORIZING THE RE-APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF JOHN PILE TO THE FLORENCE FIRE PROTECTION DISTRICT BOARD OF TRUSTEES. Judge Moore stated this is a re-appointment. Commissioner Brewer 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 AUTHORIZING THE RE-APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF JAMES B. WALTON TO THE BELLEVIEW/McVILLE FIRE PROTECTION DISTRICT BOARD OF TRUSTEES. Judge Moore stated Mr. Walton wished to continue to serve. Commissioner Flaig moved, seconded by Commissioner Brewer, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING – AYE 4-0.

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 AUTHORIZING THE RE-APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE-EXECUTIVE, OF KEITH CAHILL TO THE BURLINGTON FIRE PROTECTION DISTRICT BOARD OF TRUSTEES. Judge Moore stated that Chief Barlow advised this is a great appointment. Commissioner Flaig moved, seconded by Commissioner Brewer, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING – AYE 4-0.

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H. Judge Moore asked the Fiscal Court Clerk to read into the record Item VII. H: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE RE-APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF REBECCA LANCASTER TO THE PETERSBURG FIRE PROTECTION DISTRICT BOARD OF TRUSTEES. Judge Moore stated Ms. Lancaster gives a lot to the Department as a volunteer. 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.

I. Judge Moore asked the Fiscal Court Clerk to read into the record Item VII. I: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE RE-APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF ARTHUR CROWE TO THE POINT PLEASANT FIRE PROTECTION DISTRICT BOARD OF TRUSTEES. Judge Moore stated this person wishes to continue. Commissioner Flaig moved, seconded by Commissioner Brewer, 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 AUTHORIZING THE RE-APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF JIM PARSONS TO THE TRANSIT AUTHORITY OF NORTHERN KENTUCKY (TANK) BOARD. Judge Moore stated Mr. Parsons is the current Chair and wishes to serve another term. 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.

K. Judge Moore asked the Fiscal Court Clerk to read into the record Item VII. K: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE RE-APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF JEFFREY BLANKENSHIP TO THE UNION FIRE PROTECTION DISTRICT BOARD OF TRUSTEES. Judge Moore stated this is Mr. Blankenship's first re-appointment. Commissioner Brewer 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 VIII.

ADMINISTRATIVE MATTERS

A. Judge Moore asked the Fiscal Court Clerk to read into the record Item VIII. A: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING AND CERTIFYING THE ACQUISITION OF RIGHT OF WAY AND CONSTRUCTION EASEMENTS ASSOCIATED WITH THE FROGTOWN ROAD SIDEWALK PROJECT IN THE TOTAL AMOUNT OF \$49,840.00. Scott Pennington, County Engineer, stated this is a capital project of a sidewalk installation. This allows the County to make payments for the right-of-ways and start construction this summer. 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.

ITEM IX.

FISCAL MATTERS

A. Judge Moore presented the Invoice Report dated May 28th, 2019 and a pre-paid Invoice Report dated May 16th, 2019. Commissioner Flaig moved, seconded by Commissioner Brewer 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 28th, 2019 and a pre-paid Golf Invoice Report dated May 16th, 2019 - Commissioner Kenner 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.

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C. Judge Moore presented the Treasurer's Interfund Transfer Report and Monthly Financial Statement for March, 2019. Commissioner Kenner moved, seconded by Commissioner Brewer to approve the Treasurer's Interfund Transfer Report and Monthly Financial Statement for March, 2019. Judge Moore called for a vote on the motion, ALL PRESENT VOTING - AYE 4-0.

D. Jeff Earlywine, County Administrator, presented the FY2019 3rd Quarter Budget Report as presented in the packet. Judge Moore asked if there were any questions. None presented.

ITEM X. **OLD BUSINESS**

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

ITEM XI. **NEW BUSINESS**

Judge Moore asked if there was any New Business to come before the Court. Jeff Earlywine, County Administrator, asked to give a status report on the Plaza project. As the trend is, bids received were high. The Committee will look at every element and report back in two weeks.

ITEM XII. **ADJOURNMENT**

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

NEXT FISCAL COURT MEETING - Tuesday, June 11th, 2019 at 5:30 P.M.

CLERK CERTIFICATION

I, Sharon Burcham, 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 28th, 2019.

Fiscal Court Clerk

Date: _____