

MINUTES
BOONE COUNTY FISCAL COURT
Boone County Administration Building
Fiscal Courtroom (1st Floor)
Burlington, Kentucky
July 28, 2020
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 Jesse A. Brewer 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 A. Brewer, Commissioner, District 3
Robert Neace, County Attorney

Staff: Jeffrey S. Earlywine, County Administrator/Deputy Judge/Executive
Matthew H. Webster, Assistant County Administrator
Robert Franxman, County Engineer
Benjamin T. Reece, Treasurer
Lori Zombek, Director of Human Resources
Sharon Burcham, Fiscal Court Clerk
Maj. Gary Peace, Sheriff Department

ITEM II.

APPROVAL OF MINUTES

A. Judge Moore presented the Minutes from the July 14th, 2020 Fiscal Court Meeting for approval. Commissioner Flaig moved, seconded by Commissioner Kenner, to approve the Minutes from the July 14th, 2020 Fiscal Court Meeting, with no changes or corrections. Judge Moore called for a vote on the motion, ALL PRESENT VOTING - AYE 4-0.

ITEM III.

PRESENTATIONS

A. Judge Moore introduced William DuVall, a student from Ryle High School to present his Eagle Scout project to the Court. William's presentation highlighted the disability and homelessness of Veterans. His project was building a wheelchair ramp at the home of a Veteran. Judge Moore thanked him for his presentation and the work he is doing.

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 JERRID EVANS TO THE FULL-TIME POSITION OF PUBLIC SERVICES LABORER FOR THE PUBLIC WORKS DEPARTMENT. Lori Zombek, Director of Human Resources, stated this candidate has general labor experience and equipment operation experience. 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.

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 APPROVING AN AMENDMENT TO THE JOB DESCRIPTION FOR THE POSITION OF COMMUNICATIONS AND COMMUNITY AFFAIRS MANAGER WITHIN THE JUDGE/EXECUTIVE DEPARTMENT. Jeff Earlywine, County Administrator, explained the duties for this position have increased and communication has become an important part of this title. 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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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, KENTUCKY APPROVING, WITH CONDITIONS, THE REQUEST OF LEE RICKEY (APPLICANT) FOR PAUL F. MICHELS TRUST C/O CATHERINE MICHELS (OWNER) FOR A ZONING MAP AMENDMENT, SUCH ZONING MAP AMENDMENT BEING A ZONE CHANGE FROM COMMERCIAL ONE (C-1) TO COMMERCIAL SERVICES (C-3), AND TWO DIMENSIONAL VARIANCES FOR A 2.752 ACRE TRACT LOCATED ON THE NORTHWEST CORNER OF THE PLEASANT VALLEY ROAD/HAINES DRIVE INTERSECTION AND ACROSS PLEASANT VALLEY ROAD FROM THE INTERSECTION WITH LENDALE DRIVE (8495 PLEASANT VALLEY ROAD), BOONE COUNTY, KENTUCKY. Kevin Wall, Zoning Administrator, presented slides of the project. He stated it was a unanimous approval by the Commission with two variances. Discussion and questions followed by Court members. Judge Moore stated the Second Reading will be held August 25th.

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, KENTUCKY, PROVIDING FOR A CREDIT OF ITS OCCUPATIONAL LICENSE FEE FOR NEW EMPLOYEES AS PART OF AN ECONOMIC DEVELOPMENT PROJECT BY WABCO USA LLC. UNDER THE KENTUCKY BUSINESS INVESTMENT PROGRAM (KRS 154.32-010–KRS 154.32-100). Jeff Earlywine, County Administrator, explained this is not an expansion; new equipment is being installed, 123 new jobs at \$39/hr. salary with benefits. They are asking for a 50% credit of Occupational License fees for a 10 year period. Commissioner Flaig asked a question, Jeff Earlywine responded. Judge Moore stated the Second Reading will be held August 25th.

C. Judge Moore asked The Fiscal Court Clerk to read into the record the First Reading of Item V. C: AN ORDINANCE RELATING TO THE BOONE COUNTY FISCAL COURT, KENTUCKY, AMENDING ORDINANCE NO. 2019-17, ENACTED ON JULY 23, 2019, AND AMENDED ON NOVEMBER 26, 2019, RELATING TO THE USE OF GOLF CARTS ON CERTAIN DESIGNATED COUNTY STREETS AND ROADWAYS. Matthew Webster, Assistant County Administrator, stated this change is to allow the use of golf carts after dark to comply with the new State law change. Questions were asked by Commissioner Brewer and Commissioner Flaig, Matthew Webster responded. Judge Moore stated the Second Reading will be held August 25th.

D. Judge Moore asked The Fiscal Court Clerk to read into the record the Second Reading of Item V. D: AN ORDINANCE RELATING TO THE BOONE COUNTY FISCAL COURT, KENTUCKY, AMENDING ITS CODE OF ORDINANCES AND SPECIFICALLY SECTION 95.40 OF CHAPTER 95, TO REFLECT THE CORRECT REFERENCE TO THE KENTUCKY ADMINISTRATIVE REGULATION AND LOCATION OF THE DEPARTMENT OF HOUSING, BUILDINGS AND CONSTRUCTION. Matthew Webster, Assistant County Administrator, stated this is a clean-up item of an inaccurate reference to a regulation and an address correction. Commissioner Flaig moved, seconded by Commissioner Kenner, to approve the Ordinance. Judge Moore called for a vote on the motion, ALL PRESENT VOTING - AYE 4-0.

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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, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF AARON ELLIS TO THE PARKING VIOLATION AND 911 DWELLING UNIT SERVICE FEE HEARING BOARD. Judge Moore stated Aaron is the Chairman of this Board. Commissioner Brewer 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 VI. B: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE RE-APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF DAVID DELBELLO TO THE NORTHERN KENTUCKY CONVENTION AND VISITORS BUREAU BOARD OF COMMISSIONERS. Judge Moore stated Mr. DelBello's first term was filling a vacancy, this is his first full term. He is President of the Florence Y'All baseball team. 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 VI. C: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF JIM LOKESAK TO THE NORTHERN KENTUCKY CONVENTION AND VISITORS BUREAU BOARD OF COMMISSIONERS. Judge Moore stated Mr. Lokesak is CFO of Skyline Restaurants here in Northern Kentucky. 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

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 GRANTING A PERMANENT UTILITY EASEMENT FOR OVERHEAD UTILITIES TO DUKE ENERGY ON BEHALF OF BOONE COUNTY, KENTUCKY. Jeff Earlywine, County Administrator, stated this project is on Aero Parkway, it is an overhead utility line that requires a 100 foot easement. The appraisal value is \$50,018.00. Commissioner Brewer asked a question, Jeff Earlywine 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

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 AWARDDING THE BID TO MERKEL LAWN CARE COMPANY, INC., AS THE PRIMARY PROVIDER FOR RIGHT OF WAY MOWING ALONG COUNTY AND STATE ROADWAYS. Rob Franxman, County Engineer, explained this is the annual bid for ROW mowing, the County has had a long successful relationship with this vendor. 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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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 AWARDING THE BID FOR PROGRAM MANAGEMENT SERVICES TO ASSIST THE COUNTY IN PLANNING, MONITORING AND MANAGING THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FOR THE BRIGHTON RECOVERY KENTUCKY CENTER TO ATKINS-ELROD & ASSOCIATES. Matthew Webster, Assistant County Administrator, stated this provides the management of the CDBG for the Brighton Recovery Center. The bidder met all requirements and has provided this service for 13 years. There is no cost to the County for this service. 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

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 APPROVING CHANGE ORDER #1 IN THE AMOUNT OF \$24,642.00 RELATING TO ITEMS NECESSARY DURING CONSTRUCTION OF THE LITTON LANE SIDEWALK PROJECT WITH ADLETA CONSTRUCTION. Rob Franxman, County Engineer, explained the sidewalk is complete but has 3 conditions that need to be addressed, a 300 foot extension of the sidewalk, a fire hydrant extension and a handrail on a retaining wall. Judge Moore asked about the expense, Rob replied the County is responsible for these additional items. Commissioner Brewer asked a question, Rob Franxman responded. 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.

FISCAL MATTERS

A. Judge Moore presented the Invoice Reports dated July 28th, 2020 and pre-paid Invoice Reports dated July 15th and July 17th, 2020. Commissioner Brewer moved, seconded by Commissioner Flaig, 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 Reports dated July 28th, 2020 and pre-paid Golf Invoice Reports dated July 17th, 2020. Commissioner Kenner moved, seconded by Commissioner Brewer, 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 Monthly Financial Report and Inter-Fund Transfer/Court Order for June, 2020. Commissioner Brewer moved, seconded by Commissioner Kenner, to approve the Monthly Financial Report and Inter-Fund Transfer/Court Order for June, 2020. Judge Moore called for a vote on the motion, ALL PRESENT VOTING - AYE 4-0.

ITEM IX.

OLD BUSINESS

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

ITEM X.

NEW BUSINESS

A. Judge Moore asked if there was any New Business to come before the Court. Commissioner Brewer asked Rob Franxman to look into the STOP signs that are posted on Mt. Zion on the multi-use paths.

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Jeff Earlywine, County Administrator, announced that today the new digital radio system went live. Judge Moore asked Major Peace from the Sheriff's office for any comment. Major Peace stated the coverage and clarity is amazing.

Commissioner Kenner announced that Judge Moore was sworn in as President of NACo this week and offered his congratulations. Judge Moore stated it is an honor.

ANNOUNCEMENTS:

Judge Moore announced that the Senior Picnic is postponed until 2021.

There will be a dedication of the Burlington Commons Plaza, Thursday, July 30th at 4:00 PM. The public is invited.

ITEM XI.

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, August 11th, 2020 at **8:30 AM.**

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 July 28th, 2020.


Fiscal Court Clerk

Date: 11 Aug 2020