

MINUTES
BOONE COUNTY FISCAL COURT
Boone County Administration Building
Fiscal Courtroom (1st Floor)
Burlington, Kentucky
Tuesday, July 11th, 2023
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 Jesse A. Brewer 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
Chet Hand, Commissioner, District 2
Jesse A. Brewer, Commissioner, District 3

Members of the Staff and Other Officials Present:

Jeffrey S. Earlywine, County Administrator/Deputy Judge/Executive
Robert Franxman, County Engineer
Robert Notton, County Treasurer/Finance Director
Lori Zombek, Director of Human Resources
William Knoebel, Assistant County Attorney
Col. Les Hill, Sheriff's Department
Shona Schulkers, Fiscal Court Clerk

Members of the Staff and Other Officials Absent:

Matthew H. Webster, Assistant County Administrator
Jordan Dallas Turner, County Attorney

ITEM II.

APPROVAL OF MINUTES

- A. Judge Moore presented the Minutes from the Fiscal Court Meeting of June 27th, 2023, for approval. Commissioner Hand moved, seconded by Commissioner Brewer to approve the Minutes from the June 27th, 2023, meeting. Judge Moore called for a vote on the motion, MOTION PASSES (4-0).
- B. Judge Moore presented the Minutes from the Special Fiscal Court Meeting of June 30th, 2023, for approval. Commissioner Hand moved, seconded by Commissioner Brewer to approve the Minutes from the June 30th, 2023, meeting. Judge Moore called for a vote on the motion, MOTION PASSES (4-0).

ITEM III.

PRESENTATIONS

- A. Proclamation Presentation to the Parks Department celebrating National Parks and Recreation Month for July was read during New Business.

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 PROMOTION, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF ANDREW LENTZ TO THE ARBORETUM APPRENTICE POSITION FOR THE BOONE COUNTY PARKS DEPARTMENT. Lori Zombek presented the candidate. Commissioner Flaig moved, seconded by Commissioner Hand, 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, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF BRICE LOVELL AND SAMUEL MORENO TO THE TELECOMMUNICATION POSITIONS (DISPATCHER) FOR THE PUBLIC SAFETY COMMUNICATION CENTER. Lori Zombek presented the candidate. Commissioner Hand asked questions, Lori Zombek answered. Commissioner Hand 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, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF THOMAS LOGAN TO THE PUBLIC WORKS DIRECTOR POSITION FOR THE PUBLIC WORKS DEPARTMENT. Rob Franxman presented the candidate. There were 20 applications submitted with three (3) internal candidates and two (2) external candidates interviewed. Commissioner Hand asked questions, Lori Zombek and Thomas Logan answered. Commissioner Flaig moved, seconded by Commissioner Hand, 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, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE PROMOTION, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF BAYLEE MOFFETT TO THE POSITION OF TRUCK DRIVER/EQUIPMENT OPERATOR FOR THE PUBLIC WORKS DEPARTMENT. Lori Zombek presented the candidate. The position is available due to a resignation. Commissioner Hand 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, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPOINTING JASON GEIMAN TO THE VOLUNTEER POSITION OF CAPTAIN FOR THE BOONE COUNTY WATER RESCUE DEPARTMENT. Mark Ihrig, Emergency Management Director presented the candidate, who is currently a Sergeant. He commented the rescue team serves Kenton and Campbell Counties also. Commissioners Hand and Flaig asked questions, Mark Ihrig answered. Jeff Earlywine added comments. 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).

ITEM V.

ORDINANCES

- A. Judge Moore asked the Fiscal Court Clerk to read into the record, a Second Reading of AN ORDINANCE OF THE BOONE COUNTY FISCAL COURT APPROVING A REQUEST, WITH A CONDITION OF THE POINT/ARC OF NORTHERN KENTUCKY (APPLICANT) FOR G. SHARPCO INC. (OWNER) FOR A ZONING MAP AMENDMENT/CHANGE OF CONCEPT DEVELOPMENT PLAN FROM OFFICE TWO (O-2) TO SUBURBAN RESIDENTIAL TWO (SR-2) FOR AN APPROXIMATE 2.37 ACRE PARCEL LOCATED AT 6125 FIRST FINANCIAL DRIVE, BOONE COUNTY, KENTUCKY. Judge Moore commented on the parcel and site. Jeff Earlywine added there have been no changes since the First Reading. Judy Gerding, Charter Member with The Point/Arc of Northern Kentucky spoke and offered a handout on their homes. Commissioner Hand moved, seconded by Commissioner Flaig, to approve the ordinance. 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, a Second Reading of AN ORDINANCE OF THE BOONE COUNTY FISCAL COURT REPEALING AND REPLACING CHAPTER 111 OF THE CODE OF BOONE COUNTY, AMENDING LICENSING REQUIREMENTS AND REGULATIONS FOR SEXUALLY ORIENTED BUSINESSES AND EMPLOYEES WITHIN BOONE COUNTY, KENTUCKY. Jeff Earlywine added there have been no changes since the First Reading. There has only been one (1) request in sixteen (16) years which ultimately didn't follow through. Commissioner Hand asked a question, Jeff Earlywine answered. Commissioner Hand moved, seconded by Commissioner Brewer, 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, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE RE-APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF DEBORAH NEWMAN TO THE POINT PLEASANT FIRE PROTECTION DISTRICT BOARD OF TRUSTEES. Judge Moore presented the candidate. 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, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE RE-APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF DAVID ZIMMER TO THE HEBRON FIRE PROTECTION DISTRICT BOARD OF TRUSTEES. Judge Moore presented the candidate. Commissioner Flaig moved, seconded by Commissioner Hand, 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, 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 presented the candidate. Commissioner Brewer moved, seconded by Commissioner Hand, 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, 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 presented the candidate. Commissioner Hand asked questions, Judge Moore, Jeff Earlywine and Bill Knoebel answered.. Commissioner Brewer moved, seconded by Commissioner Hand, 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, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, TO RENEW AN EXISTING ANNUAL AGREEMENT WITH OHIO-

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KENTUCKY-INDIANA REGIONAL COUNCIL OF GOVERNMENTS (OKI) FOR THE PURPOSE OF PROVIDING FUNDING FOR THAT ORGANIZATION FOR FY 2023-2024. Judge Moore stated this is an annual renewal. The per capita fee is at the same rate and any changes will be due to the population. Federal transportation grants come through OKI. Commissioner Hand asked questions, Judge Moore and Rob Notton answered. Commissioner Flaig added comments. 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).

- B. Judge Moore asked the Fiscal Court Clerk to read into the record, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT DECLARING RECYCLING BINS AS SURPLUS FROM THE PUBLIC WORKS DEPARTMENT. Rob Franxman commented there are 12 bins in disrepair that will be donated to a Public Waste Management program in 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 AYE (4-0).
- C. Judge Moore asked the Fiscal Court Clerk to read into the record, A RESOLUTION OF THE BOONE COUNTY FISCAL COURT APPROVING THE PURCHASE OF TWO (2) 2023 CHEVROLET PICKUP TRUCKS AND ONE (1) 2023 JEEP GRAND CHEROKEE SUV FOR THE PUBLIC WORKS DEPARTMENT FROM BACHMAN AUTO GROUP. Rob Franxman said there have been challenges with purchasing vehicles, these are on the lot and ready for purchase. Commissioners Brewer and Hand asked a question, Rob Franxman answered. Jeff Earlywine added comments. Commissioner Hand moved, seconded by Commissioner Brewer, to approve the resolution with the change. 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, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING A COMPREHENSIVE UPGRADE OF SOFTWARE KNOWN AS LUCITY USED BY THE PUBLIC WORKS DEPARTMENT. Jason Gamble, Information Systems Director commented on the upgrades. The cost will be \$32,000 annually after the initial cost of \$62,000 including one-time fees. Commissioner Hand asked questions. Jason Gamble and Rob Franxman answered. Commissioner Flaig moved, seconded by Commissioner Hand, to approve the resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0).

ITEM VIII.

FISCAL MATTERS

- A. Commissioner Flaig moved, seconded by Commissioner Brewer to approve Invoice and Golf Invoice Reports dated July 11th, 2023. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0).
- B. Commissioner Brewer moved, seconded by Commissioner Flaig to approve Pre-Paid Invoice Report dated July 6th, 2023. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0).
- C. Rob Notton stated these are reappropriations that were allocated last year. Commissioner Flaig moved, seconded by Commissioner Brewer to approve Fiscal Court Order #1 – A Fiscal Court Order authorizing transfers in the amount of \$3,164,344.50, within the adopted Fiscal Year 2023-2024 Budget. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0).

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ITEM IX.

OLD BUSINESS

- A. Judge Moore asked if there was any Old Business to come before the Court, Commissioner Hand asked for an update on adding a link to the Fiscal Court members names on the website so citizens can sign up for legislative updates for their district like the State has. Jeff Earlywine answered this link could be added. Jason Gamble added, we wanted to tie this into the Communications position.
Commissioner Hand asked when the deadline for the public engagement survey is, Jeff Earlywine answered it is valid until removed.

ITEM X.

NEW BUSINESS

- A. Judge Moore asked if there was any New Business to come before the Court, Judge Moore read the Parks Department Proclamation celebrating National Parks and Recreation Month for July.
Commissioner Flaig announced there was near drowning of a 4-year-old boy recently, his cousin, Macy called for help, her mother, Amber administered CPR and he survived. Today is Macy's birthday and she wanted to wish her happy birthday.
Commissioner Brewer asked for a Frogtown Road update, he would also like Rob Franxman to provide another road update on all roads, and to continue this each quarter. Judge Moore answered yes; however, District 6 hasn't had their public meeting for Frogtown Road yet. Rob Franxman added the date has not been set yet but should be sometime this summer.
Judge Moore announced the Richwood Road exit closure begins tonight at 8pm and will continue until Monday at 5am. Judge Moore thinks it's a good idea to have not only updates on road projects, but updates on all projects (water, sewer, substations).
Commissioner Brewer asked if we could stream other people's meetings. Jason Gamble and Jeff Earlywine commented yes.

ITEM XI.

ADJOURNMENT

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

NEXT FISCAL COURT MEETING – Tuesday, July 25th, 2023 @ 5:30 P.M.

Announcements:

CLERK CERTIFICATION

I, Shona Schulkers, 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 July 11th, 2023.



Fiscal Court Clerk

Date: 7/25/23