

MINUTES
BOONE COUNTY FISCAL COURT
Boone County Administration Building
Fiscal Courtroom (1st Floor)
Burlington, Kentucky
Tuesday, March 7th, 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. Judge Gary W. Moore 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
Jordan Dallas Turner, County Attorney
William Knoebel, Assistant County Attorney

Members of the Staff Present:

Jeffrey S. Earlywine, County Administrator/Deputy Judge/Executive
Matthew H. Webster, Assistant County Administrator
Robert Franxman, County Engineer
Robert Notton, County Treasurer/Finance Director
Lori Zombek, Director of Human Resources
Gary Peace, Major, Sheriff's Department
Shona Schulkers, Fiscal Court Clerk

ITEM II.

APPROVAL OF MINUTES

- A. Judge Moore presented the Minutes from the Fiscal Court Meeting of February 21st, 2023, for approval. Commissioner Flaig moved, seconded by Commissioner Hand to approve the Minutes from the February 21st, 2023, meeting. Judge Moore called for a vote on the motion, MOTION PASSES (4-0).

Judge Moore called Tom Breidenstein, Attorney to the podium to present late information regarding his client, Jake's Farm Real Estate Development Company. (Item V. A) Tom introduced his team in the audience and stated that they re-evaluated the mix and density of their proposed project, based on the comments and feedback during the public meeting process. As of today, they realized this was too significant of a change and it would need to be vetted in a public hearing process. They have decided to withdraw their application and will reapply with the new plan with a reduced number of dwelling units. Judge Moore commented the recommendation from the Planning Commission was for denial by a 9-4 vote. He asked for a motion accepting the withdraw for the Jake's Farm proposal. Commissioner Flaig moved, seconded by Commissioner Brewer, to accept the withdraw. Judge Moore asked if there was any discussion about the withdraw. Citizens Sherry Wright, Bill Walczak, Sheila Scalf, and Diana Sipple asked questions, Judge Moore answered. Commissioner Hand questioned why we are voting on the developers withdraw of the application. Jeff Earlywine and Commissioner added comments. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0).

ITEM III.

PRESENTATIONS

- A. Missy Rittinger, Coroner's Update. The Coroner's office has been working on assessment and are now starting to address some issues discovered. They have added a web page offering statistics, staff, and release of information, and have created a Facebook page. They have been working on educational opportunities and policy development and new preparations for disasters. The Northern Kentucky Medical Examiner's office will re-open in the next few years

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at Northern Kentucky University, and all autopsys will be performed locally again, which will save money. Commissioners Hand and Flaig asked questions, Missy Rittinger answered. Judge Moore added comments.

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 APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF PAUL STEPHENSON TO THE CHIEF BUILDING INSPECTOR POSITION IN THE BUILDING DEPARTMENT. Matthew Webster reported this position is available due to Jerry Noran's retirement at the end of February. Lori Zombek commented that Paul is a Level III Inspector and has completed the Emerging Leaders Program. Commissioner Hand asked a question, Lori Zombek answered. Matthew Webster asked a question, Paul Stephenson answered. Commissioner Hand 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 APPOINTMENTS, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF SEASONAL NEW HIRES AT THE BOONE COUNTY GOLF COURSES. 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).
- C. Judge Moore asked the Fiscal Court Clerk to read into the record, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENTS, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF NEW AND RETURNING SEASONAL STAFF FOR THE BOONE COUNTY PARKS DEPARTMENT. Commissioner Hand 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. ***Request withdrawn – No First Reading***
AN ORDINANCE OF THE BOONE COUNTY FISCAL COURT, KENTUCKY DENYING A REQUEST OF JAKE'S FARM REAL ESTATE DEVELOPMENT COMPANY, LLC (APPLICANT) FOR JAKE'S FARM REAL ESTATE DEVELOPMENT COMPANY, LLC (OWNER) FOR A ZONING MAP AMENDMENT FROM AGRICULTURAL ESTATE (A-2) TO SUBURBAN RESIDENTIAL ONE/PLANNED DEVELOPMENT (SR-1/PD) FOR AN APPROXIMATE 34.84 ACRE AREA LOCATED AT THE SOUTHEAST CORNER OF THE INTERSECTION OF RICHWOOD ROAD WITH SCHMIDT LANE, INCLUDING THE PROPERTIES AT 731, 733, 735 RICHWOOD ROAD AND THE PROPERTIES HAVING PARCEL IDENTIFICATION NUMBERS (PIDN) OF 065.01-02-001.00 AND 065.01-02-007.00, BOONE COUNTY, KENTUCKY.

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 APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF TROY FRYMAN TO FILL THE VACANT

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POSITION FOR THE AVIATION NOISE ABATEMENT COMMITTEE. 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, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE STRATEGIC PLAN SUMMARY DOCUMENT CONTAINING A VISION STATEMENT, GOALS AND OBJECTIVES FROM THE FISCAL COURT STRATEGIC PLANNING SESSION. Jeff Earlywine reported on the conclusions and take away's from the meeting. Priority goals and objectives were identified during the meeting. Commissioner Hand and Judge Moore added comments. 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).
- B. Judge Moore asked the Fiscal Court Clerk to read into the record, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE EXTENSION OF THE CODERED/NEXT SERVICES AGREEMENT FOR THE MASS ALERT AND NOTIFICATION SYSTEM FOR THE PERIOD OF ONE (1) YEAR. Mark Ihrig, Emergency Management Director reported that we partner with Kenton County to share in the cost, there is a modest increase from last year's cost of \$30,595.32 to \$33,226.52, our portion for renewal is \$16,613.26. The program is "opt in", residents of the county must enroll. Commissioner Hand and Jeff Earlywine asked a question, Mark Ihrig answered. 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).
- C. Judge Moore asked the Fiscal Court Clerk to read into the record, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AWARDING THE BID FOR SIDEWALK CONSTRUCTION SERVICES ALONG OLD NORTH BEND ROAD FROM BRITT DRIVE TO KY 237 TO NEYRA PAVING. Rob Franxman reported we received 8 bids for a 1,200-foot section that will complete the entirety of the sidewalk on North Bend Road. The design work was completed by Public Works without an outside company. The total cost is \$86,436.23. Commissioner Hand and Judge Moore asked a question, Rob Franxman answered. Jeff Earlywine added comments. 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).

ITEM VIII.

FISCAL MATTERS

- A. Commissioner Flaig moved, seconded by Commissioner Brewer to approve Invoice and Golf Invoice Report dated March 7th, 2023. Commissioner Hand asked questions, Jeff Earlywine, Rob Notton and Matthew answered. 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 Reports dated March 2nd and February 23rd, 2023. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0).

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- C. Commissioner Brewer moved, seconded by Commissioner Flaig to approve Fiscal Court Order #18 – A Fiscal Court Order authorizing transfers in the amount of \$141,643.05, within the adopted Fiscal Year 2022-2023 Budget. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0).
- D. Commissioner Hand moved, seconded by Commissioner Brewer to approve Inter-Fund Transfer Report for February 2023. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0).
- E. Commissioner Hand moved, seconded by Commissioner Brewer to accept the Monthly Financial Report for the seventh month period ending January 31st, 2023. 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, Commissioner Hand asked about the status of the Graves Road renaming, Judge Moore answered.

ITEM X.

NEW BUSINESS

- A. Judge Moore asked if there was any New Business to come before the Court, Commissioner Hand asked about the 225th County Anniversary, Judge Moore answered.

ITEM XI.

ADJOURNMENT

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


NEXT FISCAL COURT MEETING – Tuesday, March 21st, 2023 @ 5:30 P.M.

Announcements:

None

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 March 7th, 2023.



Fiscal Court Clerk

Date: 3/23/23