

MINUTES
BOONE COUNTY FISCAL COURT
Boone County Administration Building
Fiscal Courtroom (1st Floor)
Burlington, Kentucky
Tuesday, September 19th, 2023
8:30 A.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

Members of the Staff and Other Officials Present:

Matthew H. Webster, County Administrator/Deputy Judge/Executive
Matt Dowling, Deputy County Administrator
Robert Franxman, County Engineer/Assistant County Administrator
Robert Notton, County Treasurer/Finance Director
Lori Zombek, Director of Human Resources
Jordan Dallas Turner, County Attorney
William Knoebel, Assistant County Attorney
Col. Les Hill, 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 September 5th, 2023, for approval. Commissioner Hand asked questions about Item V. B, Judge Moore answered. Commissioner Brewer moved, seconded by Commissioner Flaig, to approve the Minutes from the September 5th, 2023, meeting. Judge Moore called for a vote on the motion, MOTION PASSES (4-0).

ITEM III.

PRESENTATIONS

- A. Boone County Public Libraries Update - Carrie Herrmann, Boone County Public Library Executive Director. Carrie Herrmann presented via PowerPoint. She reported on the tax rates, grants, and strategic plan. The tax rates were lowered from 2022 to 2023 and \$1,254,000 in grants was requested for FY24, of which 10% will be received. Judge Moore added comments. Commissioners Flaig, Hand, Brewer and Judge Moore asked questions, Carrie Herrmann answered. Discussions ensued. Bob Cicero, from the audience asked questions, Carrie Herrmann answered.

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 ANGEL HAMMOCK TO THE TELECOMMUNICATION POSITION (DISPATCHER) FOR THE PUBLIC SAFETY COMMUNICATION CENTER. Lori Zombek presented the candidate, she has call center experience. We are currently short five (5) dispatchers, we have two (2) in process with thirty (30) new applications. Commissioner Hand moved, seconded by Commissioner Brewer, to

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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, KENTUCKY RECOMMENDING APPROVAL, WITH CONDITIONS, FOR A REQUEST OF SL 1020 PETERSBURG ROAD LLC, PER HOLDEN SABATO (APPLICANT/OWNER) FOR: (1) A ZONING MAP AMENDMENT FROM COMMERCIAL TWO (C-2) TO INDUSTRIAL ONE (I-1) AND A CHANGE OF CONCEPT DEVELOPMENT PLAN WITHIN AN EXISTING INDUSTRIAL ONE (I-1) DISTRICT; AND (2) A VARIANCE SUBJECT TO A CONDITION REDUCING THE CORNER SIDE YARD SETBACK FROM FIFTY (50) FEET TO TWENTY-EIGHT (28) FEET, FOR AN APPROXIMATE 6.46 ACRE AREA LOCATED AT 1020 PETERSBURG ROAD, BOONE COUNTY, KENTUCKY. Judge Moore stated there have been no changes since the First Reading. He asked if there was anyone in opposition that would like to speak, there was none. Commissioner Flaig moved, seconded by Commissioner Brewer, to approve the ordinance. 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 Second Reading of AN ORDINANCE OF THE BOONE COUNTY FISCAL COURT REPEALING IN ITS ENTIRETY ORDINANCE 2021-37 ENACTED ON DECEMBER 21, 2021, AND ADOPTING IN ITS PLACE AN ORDINANCE APPROVING THE GRANTING OF LOCAL INCENTIVES TO SETCO SALES COMPANY AND ANY SUBSEQUENT ASSIGNEES OR APPROVED AFFILIATES THEREOF PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 32. Matthew Webster pointed out there was one typo in the fifth (5th) Whereas, "Council" was changed to "Court". Judge Moore asked if there was anyone in the audience that would like to comment, there was none. 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 APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF JOEL ROSE TO FILL A VACANCY AS AN ALTERNATE TO THE BOONE COUNTY BUILDING INSPECTOR APPEALS BOARD. Judge Moore commented that the board meets as needed. 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 AWARDED THE BID FOR THE PORTER ROAD WIDENING PROJECT TO RIEGLER BLACKTOP. Judge Moore commented we have a rural roads fund for these road projects, Porter Road is at the top due to the width, two (2) cars are unable to pass at the same time. The improvements will make it minimum standard. There will not be any private property impacted, the only impact will be on the county right of way. Rob Franxman stated in December 2022 the court approved road projects on Porter Road, Eads Road and Woolper Road. The criteria was evaluated based on data. All the work will be within

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the county right of way, the work will be flexible to make it as less intrusive as possible. The bid is significantly lower. The road will also be striped to help lower the speed. Judge Moore added comments. Wayne & Janice Ryan, from the audience spoke, Rob Franxman added comments. Commissioner Flaig asked a question, Rob Franxman and Judge Moore answered. Travis Reid from the audience asked questions, Rob Franxman answered. Commissioners Hand and Flaig asked questions, Rob Franxman answered. Judge Moore added comments. Discussion ensued. 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).

- B. Judge Moore asked the Fiscal Court Clerk to read into the record, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AWARDDING THE BID FOR THE SUPPLY OF ROCK SALT MATERIAL FOR FISCAL YEAR 2023-2024 SNOW SEASON TO CARGILL INC. AS PRIMARY AWARDEE AND COMPASS MINERALS AS SECONDARY AWARDEE. Rob Franxman reported on the KACo reverse auction. Commissioner Flaig asked a question, Rob Franxman 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).
- C. Judge Moore asked the Fiscal Court Clerk to read into the record A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT REJECTING RESPONSES TO THE INVITATION TO BID BCFY24-03, BCFY24-04 AND BCFY24-05. Rob Franxman reported on the truck bids. The only bid received did not include the truck, only the uplift. Judge Moore asked a question, Rob Franxman 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).
- D. Judge Moore asked the Fiscal Court Clerk to read into the record, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING A CONGESTION MITIGATION AND AIR QUALITY (CMAQ) GRANT AGREEMENT WITH KYTC FOR THE SOUTHPARK DRIVE PROJECT. Judge Moore stated these are federal dollars. Rob Franxman added this will be provided for the design phase. Commissioner Hand asked questions, Matthew Webster and Rob Franxman 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).
- E. Judge Moore read into the record, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT RENEWING AND AUTHORIZING AN AGREEMENT WITH THE WELCOME HOUSE OF NORTHERN KENTUCKY TO ADMINISTER THE BOONE COUNTY COLD WEATHER SHELTERING EMERGENCY PLAN FOR THE 2023-2024 WINTER SEASON. Laura Pleiman reported on the homelessness needs during winter weather. Commissioner Flaig asked a question, Laura Pleiman answered. Commissioner Hand asked a question, Judge Moore answered. Laura Pleiman and Judge Moore added comments. Commissioners Flaig and Hand asked questions, Laura Pleiman answered. Judge Moore 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).

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- F. Judge Moore asked the Fiscal Court Clerk to read into the record, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE UNAUDITED 2022 DISTRICT TAX SETTLEMENTS FOR ALL SPECIAL DISTRICTS FROM APRIL 16, 2021, THROUGH APRIL 15, 2022, FOR THE SHERIFF'S DEPARTMENT. Matthew Webster reported that this is an annual item we see each year. The Kentucky Department of Revenue approved, once the Fiscal Court approves the Sheriff's Department can move forward to close out the year. Commissioners Flaig and Hand asked questions, Matthew Webster answered. Col. Les Hill 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).

ITEM VIII.

FISCAL MATTERS

- A. Commissioner Brewer moved, seconded by Commissioner Flaig to approve Invoice and Golf Invoice Reports dated September 19th, 2023. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0).
- B. Commissioner Brewer moved, seconded by Commissioner Hand to approve Pre-Paid Invoice Report dated September 14th and September 7th, 2023. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0).
- C. Commissioner Flaig moved, seconded by Commissioner Hand, to approve Fiscal Court Order #6 – A Fiscal Court Order authorizing transfers in the amount of \$35,000.00, within the adopted Fiscal Year 2023-2024 Budget. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0).
- D. Judge Moore read a Resolution tabled from the September 5 meeting. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT ACKNOWLEDGING THE COMPLETION AND ACCEPTANCE OF THE FY 2021 AUDIT REPORT. Commissioner Hand moved, seconded by Commissioner Flaig to remove item from the table. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0). 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 IX.

OLD BUSINESS

- A. Parks Department Capital Project Update – Matthew Webster and David Whitehouse. Matthew Webster updated the court on the project. David Whitehouse has been working with the architects, the current building is not compatible with many deficiencies. This item will allow us to move forward with the next step. David Whitehouse, Commissioner Brewer, and Judge Moore added comments. Matthew Webster added the next step will be the design work. Commissioners Flaig and Brewer added comments. Judge Moore asked if there was any other Old Business to come before the Court, there was none.

ITEM X.

NEW BUSINESS

- A. Judge Moore asked if there was any New Business to come before the Court, Travis Reid from the audience spoke about the Frogtown Road project. Judge Moore and Rob Franxman added comments. Commissioner Hand asked questions, Rob Franxman and Judge Moore answered.

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Discussions ensued. Judge Moore asked if there was any other New Business to come before the Court, there was none.

ITEM XI.

ADJOURNMENT

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

SPECIAL CAUCUS MEETING – Wednesday, October 4, 2023 @ 8:30 A.M.

NEXT FISCAL COURT MEETING – Tuesday, October 10, 2023 @ 5:30 P.M.

Announcements:

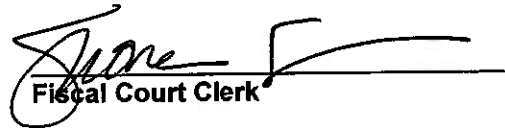
Judge Moore announced the last Comprehensive Plan Goals and Objectives Public Meetings is tonight at the Union Fire House at 6pm.

A Caucus Meeting will be held on Wednesday, October 4, 2023 @ 8:30 A.M. in the Fiscal Courtroom.

A Community Garage Sale will be held on Saturday, October 7 from 8am-1pm.

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 September 19th, 2023.


Fiscal Court Clerk

Date: 10/10/23