

MINUTES
BOONE COUNTY FISCAL COURT
Boone County Administration Building
Fiscal Courtroom (1st Floor)
Burlington, Kentucky
September 1, 2015
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 Cathy H. Flaig presented the Invocation and the Pledge to the Flag.

Judge Moore announced that BCYC (Boone County Youth Cabinet) is in the audience and welcomed them.

Present: Gary W. Moore, County Judge/Executive
Cathy Flaig, Commissioner, District 1
Charles E. Kenner, Commissioner, District 2
Charlie Walton, Commissioner, District 3
Gwen Vice, Assistant County Attorney

Staff: Jeffrey S. Earlywine, County Administrator/Deputy Judge/Executive
Lisa Buerkley, Assistant County Administrator
Ben Reece, Finance Director
Scott Pennington, County Engineer
Maj. Mike Hall, Sheriff Department
Daphne Kornblum, in place of Fiscal Court Clerk

ITEM II.

APPROVAL OF MINUTES

A. Commissioner Kenner moved, seconded by Commissioner Walton, to approve the Minutes from the meeting of August 18, 2015. Judge Moore called for a vote on the motion, MOTION PASSED 4-0.

ITEM III.

PRESENTATIONS

A. SPGE House Bill 1 Presentations:
1. UK Extension District/Boone County Cooperative Extension – Mr. Jerry Brown affirmed no changes on tax rates for 2015. Commissioner Walton asked questions/Commissioner Flaig asked questions. Judge Moore and Mr. Jerry Brown responded. Mr. Bob Cicero from the audience asked a question regarding surplus; Mr. Jerry Brown responded. John Walton from the Extension Board was introduced by Judge Moore. Commissioner Charlie Walton made comments showing appreciation for the Extension District. Commissioner Charles Kenner made comments. Judge Moore asked a question regarding the Farmer's Market hours. Mr. Jerry Brown responded. Mr. John Walton expressed his appreciation to Fiscal Court for support of the Boone County Fair.

ITEM IV.

PERSONNEL MATTERS

A. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-150. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE APPOINTMENT OF COLLEEN BRAY, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, TO THE POSITION OF ANIMAL CARE SERGEANT AT THE BOONE COUNTY ANIMAL SHELTER. Lisa Buerkley, Assistant County Administrator made comments. Commissioner Flaig asked a question regarding the Sergeant position. Lisa Buerkley, Assistant County Administrator responded. Commissioner Flaig moved, seconded by Commissioner Walton, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 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 an Ordinance – AN ORDINANCE OF THE BOONE COUNTY FISCAL COURT, KENTUCKY, RELATING TO THE REPEAL AND RE-ADOPTION OF THE COUNTY'S CODE OF ETHICS POLICY FOR THE COUNTY OF BOONE, KENTUCKY. Jeff Earlywine, County Administrator made comments. Judge Moore made comments. Commissioner Flaig made comments. Second reading will be October 6, 2015.

B. Judge Moore asked the Fiscal Court Clerk to read into the record the first reading of an Ordinance - AN ORDINANCE TO AMEND ORDINANCE NO. 14-19 OF 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 DHL EXPRESS (USA), INC. UNDER THE KENTUCKY BUSINESS INVESTMENT PROGRAM (KRS 154.32-010–KRS 154.32-100). Judge Moore made comments. Jeff Earlywine, County Administrator made comments. Second reading will be October 6, 2015.

C. Judge Moore asked the Fiscal Court Clerk to read into the record the second reading of Ordinance 15-14. AN ORDINANCE RELATING TO THE BOONE COUNTY FISCAL COURT ENACTING AND ADOPTING A SUPPLEMENT TO THE CODE OF ORDINANCES FOR THE COUNTY OF BOONE, KENTUCKY. Judge Moore made comments. Commissioner Walton moved, seconded by Commissioner Kenner, to approve the Ordinance. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

ITEM VI.

JUDGE'S REPORT

A. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-151. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, RE-APPOINTING JEFFREY GODERWIS AND KATHY PORTER TO THE PARKING VIOLATION HEARING BOARD. Judge Moore made comments. Commissioner Kenner moved, seconded by Commissioner Flaig, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

B. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-152. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, RE-APPOINTING PAT RAVERTY AND LOUIS KELLY TO THE NORTHERN KENTUCKY AREA DEVELOPMENT DISTRICT BOARD OF DIRECTORS. Judge Moore made comments. Commissioner Walton moved, seconded by Commissioner Flaig, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

ITEM VII.

ADMINISTRATIVE MATTERS

A. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-153. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT OF A VIEWING COMMITTEE, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, REGARDING THE CLOSING OF AN UNNAMED RIGHT-OF-WAY ON THE EAST SIDE OF RADNOR LANE NEAR THE INTERSECTION WITH CANTERING HILLS WAY (ACROSS THE STREET FROM 605 AND 609 RADNOR LANE) IN BOONE COUNTY, KENTUCKY. Judge Moore made comments. Scott Pennington, County Engineer commented. Commissioner Flaig commented. Judge Moore asked a question to which Scott Pennington, County Engineer responded. Commissioner Flaig moved, seconded by Commissioner Kenner, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

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B. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-154. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPROVAL OF A MASTER INTERLOCAL COOPERATION AGREEMENT FOR INFRASTRUCTURE PROJECTS, PROGRAMS OR POLICIES WITH SANITATION DISTRICT 1 OF BOONE, CAMPBELL AND KENTON COUNTIES. Jeff Earlywine, County Administrator explained. Commissioner Flaig asked a question regarding time frame of project. Jeff Earlywine, County Administrator responded. Judge Moore commented. Jim Foltz, a citizen from Petersburg Road from the audience asked a question to which Judge Moore responded. Commissioner Flaig moved, seconded by Commissioner Walton, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

C. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-155. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPROVAL OF AN AMENDMENT TO THE FOREIGN TRADE ZONE COMPENSATION AGREEMENT WITH GE AVIATION. Judge Moore commented. Jeff Earlywine, County Administrator, explained. Commissioner Walton asked a question regarding GE products and sales. Jeff Earlywine, County Administrator and Judge Moore responded. Commissioner Flaig made a motion to table the Resolution. There was no second. Commissioner Kenner made a motion to approve the Resolution, Commissioner Walton seconded. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 3-1. Commissioner Flaig voted no.

D. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-156. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT OF A PUBLIC SAFETY/FIRST RESPONDER STEERING COMMITTEE, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, TO PARTICIPATE IN AN EVALUATION AND STUDY OF THE COUNTY'S PUBLIC SAFETY COMMUNICATION SYSTEM. Judge Moore made comments along with Jeff Earlywine, County Administrator. Commissioner Flaig moved, seconded by Commissioner Walton, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

E. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-157. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE COUNTY'S PARTICIPATION IN A WATERSHED ANALYSIS ON AN AREA KNOWN AS THE UPPER WOOLPER CREEK DETENTION BASIN BY STRAND ASSOCIATES, INC. Scott Pennington, County Engineer explained. Judge Moore made comments. Commissioner Kenner moved, seconded by Commissioner Flaig, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

F. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-158. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE SHERIFF'S TAX SETTLEMENT AUDIT FOR ALL SPECIAL DISTRICTS FROM JANUARY 1, 2015 THROUGH APRIL 15, 2015. Ben Reece, Finance Director explained. Commissioner Walton moved, seconded by Commissioner Flaig, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

G. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-159. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE RENEWAL AND EXTENSION OF A LEASE AGREEMENT WITH C&B MARINE, LLC FOR REAL PROPERTY OWNED BY THE COUNTY. Jeff Earlywine, County Administrator, commented this is a 5 acre parcel. Judge Moore commented. Commissioner Flaig stated she is not voting due to conflict of interest with C&B Marine. Commissioner Walton moved, seconded by Commissioner Kenner, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 3-0. Commissioner Flaig abstained from voting.

H. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-160. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE WIDENING AND RECONSTRUCTION OF WORLDWIDE BOULEVARD AND KY 237 NORTH BEND ROAD DESIGNATED AS ITEM NUMBER 6-415 IN THE CURRENT HIGHWAY PLAN. Scott Pennington, County Engineer explained. Commissioner Flaig asked a question. Scott Pennington, County Engineer and Judge Moore responded. Judge Moore asked a question to which Scott Pennington, County Engineer responded. Commissioner Flaig moved, seconded by Commissioner Walton, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

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I. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-161. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE KENTUCKY TRANSPORTATION CABINET TO RECONSTRUCT KY 237, LISTED IN THE CURRENT HIGHWAY PLAN AS ITEM NUMBER 6-8001.21 FROM VALLEY VIEW DRIVE TO ROGERS LANE IN BOONE COUNTY, KENTUCKY. Scott Pennington, County Engineer, explained. Judge Moore commented. Nathan Conner from Ryle High School of the BCYC asked a question regarding authority to vote on Fiscal Court matters. Judge Moore responded. Commissioner Walton moved, seconded by Commissioner Flaig, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

J. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-162. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AWARDING THE BID FOR A 2015 ALL-WHEEL DRIVE COMPACT SUV FOR THE BUILDING INSPECTION DEPARTMENT TO GLENN FORD-LINCOLN. Lisa Buerkley, Assistant County Administrator explained. Commissioner Kenner moved, seconded by Commissioner Flaig, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

ITEM VIII.

FISCAL MATTERS

A. Judge Moore presented the Invoice Report. Commissioner Walton moved, seconded by Commissioner Kenner to approve Invoice Report dated 09-01-2015 and pre-paid invoice reports dated (8-20-2015, 8-21, 2015 & 8-27-2015). Judge Moore and Commissioner Flaig made comments. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

B. Judge Moore presented the Golf Invoice Report. Commissioner Flaig moved, seconded by Commissioner Walton to approve the Golf Course Invoice Report dated 9-01-2015 and pre-paid invoice reports dated 8-20-2015 & 8-27-2015. Judge Moore made comments. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

ITEM IX.

OLD BUSINESS

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

ITEM X.

NEW BUSINESS

Judge Moore asked if there was any New Business before the Court. Commissioner Flaig shared the passing of Henry Nunn of Burlington. Judge Moore announced the Senior Citizen's Picnic that will be held on Wednesday, September 9th.

ITEM XI.

ADJOURNMENT

Judge Moore announced the next meeting of the Court will be Tuesday, September 15, 2015 at 5:30 pm.

CLERK CERTIFICATION

I, Sharon Burcham, having been appointed to the office of Fiscal Court Clerk, do hereby certify that this is a true and accurate record of the actions taken by the Boone County Fiscal Court at the meeting of September 1, 2015.



Fiscal Court Clerk

Date: 16 September 2015