

MINUTES
BOONE COUNTY FISCAL COURT
Boone County Administration Building
Fiscal Courtroom (1st Floor)
Burlington, Kentucky
December 2, 2008
5:30 P.M.

Judge Moore opened the floor for discussion.

Commissioner Flaig asked the staff how the updated policy was vetted.

Mr. Curry noted that each department head had the opportunity over the past several months to review the personnel policies and procedures. Curry further noted that many of the changes that have been made have been in large part based off of the recommendations made by senior staff.

At this time Commissioner Moore moved, seconded by Commissioner Flaig, to approve Ordinance 08-19, amending the Boone County Personnel Policies and Procedures for Employees. Judge Moore called for a vote on the motion. MOTION PASSES (4-0).

Second Reading regarding a change in Concept Development Plan requested by Wagstaff.

Judge Moore opened the floor to those present to see if any were in attendance to speak out against this proposed measure.

Seeing none, Judge Moore had the Fiscal Court Clerk Blair Schroeder read into the record Ordinance 08-20, An Ordinance of the Boone County Fiscal Court approving, with conditions, a request of ECE, Inc. (Applicant) for Wagstaff, Inc. (Owner) for A Change in an Approved Concept Development Plan In An Industrial One/ Planned Development (I-1/Pd) Zone for a 14.33 acre site located at 4657 North Bend Road, Boone County, Kentucky.

Mr. Karl Rickler, President of Wagstaff, Inc., gave a brief presentation asking the Court to give an allowance of condition #5. Mr. Rickler noted how Wagstaff would utilize the proposed electronic sign. Stating that the sign would not change with great frequency but rather be used to advertise jobs and potentially even time and temp. Mr. Rickler noted that the sign would not be scrolling in nature and would consist of an amber letter coloring. Mr. Rickler went on to state all of the work that his company does in the community as well as citing the economic benefit that his business brings to the County.

Noting Mr. Rickler's compelling case before the Court, Judge Moore stated that he would agree to amend condition five and then subsequently moved to do so.

Judge Moore noted the conditions of approval as:

1. The building addition to enclose the existing crane yard shall match the materials, colors, and roof shape of the original structure.
2. Any lighting for the parking lot addition shall be oriented to the interior of the parking lot only, and shall use cut-off shields to reduce ambient glare.
3. A defined sidewalk link and crosswalk across the intervening drive shall be provided between the new parking area and the walk at the front of the new (southern) building.
4. A continuous vegetative screen shall be provided along the southern edge of the proposed parking lot. Plantings from Buffer Yard C as outlined in Article 37 of the Boone County Zoning Regulations shall be added where necessary to fill in any gaps between the existing vegetation which is maintained.
- ~~5. The freestanding sign with electronically changeable copy that was requested with this application has been withdrawn from the proposal and is not part of any approval of this~~

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~~application. It is understood that other signage options which are permitted by Article 34 of the zoning regulations may be requested through the normal Sign Permit procedure. The freestanding sign with electronically changeable copy be allowed under the specifications for the by the Boone County Planning Commission in Article 34.~~

At this time Commissioner Flaig seconded Judge Moore's motion to include the revised 5th condition and moved to accept the Ordinance, this motion was seconded by Commissioner Kenner. Judge Moore called for a vote on the Ordinance with the newly revised 5th condition of approval, ALL PRESENT VOTING AYE (4-0).

First Reading, Adopting a Supplement to the Code of Ordinances

First Reading for an ordinance of the Boone County Fiscal Court enacting and adopting a supplement to the Code of Ordinances of the county of Boone, Kentucky.

Second reading for this ordinance was tentatively scheduled for the January 6th meeting.

ITEM VII.

JUDGE'S REPORT

Commissioner Kenner moved, seconded by Commissioner Flaig, to approve Resolution 08-150, A Resolution of the Boone County Fiscal Court approving the action of Gary W. Moore, County Judge/Executive, re-appointing Gary Wilmhoff to the Boone County Sheriff Merit Board. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0). (Exhibit VII A).

Commissioner Flaig moved, seconded by Commissioner Moore, to approve Resolution 08-151, A Resolution of the Boone County Fiscal Court approving the action of Gary W. Moore, County Judge/Executive, re-appointing Keith Noel to the Boone County Sheriff Merit Board. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0). (Exhibit VII A).

Commissioner Kenner moved, seconded by Commissioner Flaig, to approve Resolution 08-152, A Resolution of the Boone County Fiscal Court approving the action of Gary W. Moore, County Judge/Executive, appointing William West to the Verona Fire District. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0). (Exhibit VII A).

ITEM VII.

ADMINISTRATIVE MATTERS

Bid Award for Lease of Golf Carts for County A Courses

Commissioner Kenner moved, seconded by Commissioner Flaig to approve Resolution 08-153 A Resolution of the Boone County Fiscal Court awarding the bid for the lease of golf carts to Century Equipment for the Boone County Golf Courses.

Robin Curry made several remarks to the Court identify the bid process on this particular item. Mr. Curry went on to note that golf cart rental was the second largest revenue stream at the County courses, and that Century's bid was better than many of the deals other courses were getting in the tri-state region.

Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0).

Boone County Tax Board's recommendation of Hilltop Taxi for the Transportation Bid Award

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Human Services Director Kirk Kavanaugh made several remarks regarding the Boone County Tax Board's recommendation requesting Hilltop Taxi be awarded the transportation contracts for both the Senior Center and Medical transportation. Mr. Kavanaugh noted that earlier the County had approved Senior Services of Northern Kentucky for these contracts but that the Tax Board had reserved the right to re-bid the contracts. Kavanaugh cited that upon rebidding the contracts they found that Hilltop offered a better service at a better price.

Commissioner Kenner asked Mr. Kavanaugh about the performance of Senior Services of Northern Kentucky (SSNK) as it related to transportation.

Mr. Kavanaugh noted that there had been some billing issues related to SSNK.

Judge Moore remarked that he liked the competitive bid process and is encouraged by the bid price – noting that this bid reflected a reduced cost due to the reduction of gas prices since the last time this contact was put to bid.

Approval of the Sheriff's Budget, General Term Order, and Annual Order for Calendar year 2009

Sheriff Mike Helmig was present at the meeting to make a brief presentation before the Fiscal Court regarding the 2009 calendar year budget, General Order and Annual Order. During his presentation, Sheriff Helmig remarked that he was aware of the current budget constraints that the County was facing and noted that he has prepared a budget that share in the County's goal of fiscal efficiency. Sheriff Helmig identified the multiple places within his budget in which his department had worked to reduce cost without compromising safety for the residents.

Judge Moore, the three Commissioners' and County Administrator Jeff Earlywine noted the Sheriff's efforts and praised his department's proposal.

Following these remarks, Commissioner Kenner moved, seconded by Commissioner Flaig to approve Resolution 08-155, That Boone County Fiscal Court hereby approves the Sheriff's Budget, General Term Order, and Annual Order for the calendar year 2009. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0).

Adjustment of County Fee Schedule

County Treasurer Lisa Buerkley noted that the adjustment in the proposed fee schedule for seasonal golf membership passes reflects those changes previously proposed to the Court regarding changes in fees at all County Golf Courses.

Commissioner Flaig moved, seconded by Commissioner Moore, to approve Resolution 08-156 of the Boone County Fiscal Court amending the Fiscal Year 2008-2009 Fee Schedule. Judge Moore called for a vote, ALL PRESENT VOTING AYE (4-0).

Declaration of County Owned Real Estate as Surplus Property

Commissioner Flaig moved, seconded by Commissioner Moore, to approve Resolution 08-157 of the Boone County Fiscal Court declaring County owned real estate located at 5698 Idlewild Road as "Surplus Property" and authorizing the staff to solicit bids.

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Administrator Jeff Earlywine gave a brief history of the County's use of the facility located at 5698 Idlewild Road noting that the property had been purchased in 2002 to help aid in storage while construction was taking place at the Public Safety Facility. Now with the renovations complete the County no longer needed to retain this asset. Earlywine further noted that the County would seek a competitive sealed bid process to determine the market and potential sale of the property in question. Upon receiving sealed bids the Fiscal Court will reserve the right to accept or reject any bid submitted for the property in question. Earlywine noted that this resolution was only authorizing staff to seek bids, but that in order for the County to further act on this matter they would then seek support from the Fiscal Court.

Commissioner Flaig asked what the County paid for the property and encouraged the staffs not take anything less than what was initially paid for the property.

Mr. Earlywine said that the County paid \$126,000 in 2002 for the property and cited that that was of course before the affects of the sluggish economy have struck the housing markets.

Judge Moore noted that future discussion regarding price can take place at a later meeting once any bids had been submitted.

Judge Moore called for a vote, ALL PRESENT VOTING AYE (4-0).

ITEM VIII.

OLD BUSINESS

There was no old business before the Court at this meeting.

ITEM IX.

NEW BUSINESS

At this time Mr. Earlywine gave a brief presentation regarding the staff recommendation to furlough county employees for two workdays on December 26, 2008 and January 2, 2009. It was his recommendation that on these days County employees not use vacation or sick time to compensate for the lost hours. Mr. Earlywine noted that this recommendation was not one that he took any pleasure in offering but given the state of the County's budget it made practical sense. Earlywine further remarked that this would result in a savings of approximately \$70,000 to this fiscal year's budget. He went on to state that he had notified senior staff of this recommendation and that all departments understood the difficult nature of the recommendation and was supportive of the policy.

At this time Judge Moore noted that the County's strongest asset was their workforce and that he values their hard work, positive attitude, and dedication, but that this seemed to be a necessary step to help address the County's budget shortfall and hopefully impede any potential loss of jobs.

Commissioner Moore asked if this furlough would affect only hourly county workers or if it would apply to all County employees.

Mr. Earlywine noted that it would apply to everyone, including Judge Moore and the rest of the Fiscal Court.

It was also noted at this time the County Attorney's office, PSCC and the Sheriff's department would also be participating in this measure. Mr. Earlywine did note PSCC and the Sheriff's department would "roll" the two furlough days as to not impact services, and that they would simply see to it that the days took place prior to the end of the fiscal year.

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Mr. Earlywine went on to note that in an effort to prevent employees from feeling the full effect of this policy recommendation in one pay period, the County will reflect the furlough days in the first two pay checks of the 2009 calendar year.

At this time Commissioner Kenner moved, seconded by Commissioner Flaig, to approve Resolution 08-158 A Resolution of the Boone County Fiscal Court closing all county fiscal court offices on Friday, December 26, 2008 and Friday, January 2, 2009 and directing both days to be unpaid furlough days for all county staff. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0).

ITEM X.

FISCAL MATTERS

Commissioner Kenner moved, seconded by Commissioner Flaig, to approve an invoice reports dated 12-2-08, and pre-paid invoice report dated 11-21-08. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0).

Commissioner Moore moved, seconded by Commissioner Flaig, to approve the monthly financial report for the month of October 2008. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0).

ITEM XI.


ADJOURNMENT

Commissioner Moore moved, seconded by Commissioner Kenner, to adjourn the meeting, ALL PRESENT VOTING AYE (4-0).

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CLERK CERTIFICATION

I, Blair Schroeder, 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 December 2, 2008.


Blair G. Schroeder
Fiscal Court Clerk

Date: 12-17-08