

**MINUTES**  
**BOONE COUNTY FISCAL COURT**  
**Boone County Administration Building**  
**Fiscal Courtroom (1<sup>st</sup> Floor)**  
**Burlington, Kentucky**  
**July 21, 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 Charles Kenner presented the Invocation and the Pledge to the Flag.

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

Staff: Jeffrey S. Earlywine, County Administrator/Deputy Judge/Executive  
Lisa Buerkley, Assistant County Administrator  
Ben Reece, Finance Director  
Scott Pennington, County Engineer  
Sharon Burcham, Fiscal Court Clerk

**ITEM II.**

**APPROVAL OF MINUTES**

- A. Commissioner Walton moved, seconded by Commissioner Flaig, to approve the Minutes from the meeting of July 7, 2015. Judge Moore called for a vote on the motion, MOTION PASSED 4-0.

**ITEM III.**

**PRESENTATIONS**

A. Judge Moore explained the process special taxing districts follow according to House Bill 1. He introduced Dr. Lynne Saddler and George Moore, the CFO from the Public Health District. Dr. Saddler shared that the District covers Boone, Kenton, Campbell and Grant counties. Their rate will be the same as last year with no increase in fees. Judge Moore asked Dr. Saddler to explain the change in the Kentucky Statute for Health Districts and what the difference is between the Local Board and the District Board. Dr. Saddler explained the statistics for each county. Commissioner Kenner stated that our Health Board is one of an accredited Health Boards in the United States. Judge Moore asked a question, Dr. Saddler responded. Commissioner Flaig asked if the 1.9 cent per \$100 in Boone was the same in the other counties. Dr. Saddler responded, yes, but each county sets their own rate. Commissioner Flaig asked how many people were on the District Board. Dr. Saddler responded, 32. Commissioner Flaig asked how often they meet. Commissioner Kenner responded, they can call a meeting if needed. Judge Moore thanked Dr. Saddler.

B. Judge Moore introduced Chief Jeff Barlow from the Burlington Fire District. Chief Barlow stated he has been with the Department almost 8 years. We are a very active district with 25 career firemen and 40 volunteer firemen. We are responsible for a very diverse 38 square miles. Our tax rate will not change, the same as last year. Judge Moore asked if there were any questions. Jeff Earlywine, County Administrator asked if there would be any increase in fees? Chief Barlow responded, no. Judge Moore asked if there were any questions from the Court. Commissioner Walton asked about the process of transporting patients into Ohio hospitals. Chief Barlow responded, they follow protocol on all events. Commissioner Walton asked about private ambulance services. Chief Barlow responded. Judge Moore commented on the transport ambulances at the hospitals. Commissioner Flaig asked if Burlington transported to the Veteran's Hospital. Chief Barlow responded, yes. Judge Moore thanked Chief Barlow.

**ITEM IV.**

**PERSONNEL MATTERS**

A. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-128. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE RE-CLASSIFICATION OF SARAH LAFOLLETTE TO A STAFF ACCOUNTANT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, AS A PART-TIME EMPLOYEE IN THE FINANCE DEPARTMENT. Judge Moore asked Ben Reece, County Treasurer, to explain. Ben Reece responded, this is not a new hire. This position was a full time to part time with no vacation, sick leave or health care. The position will be eligible for retirement due to her hours worked each month. Judge Moore commented she is a CPA. Commissioner Walton 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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**ITEM V.**

**ORDINANCES**

A. Judge Moore asked the Fiscal Court Clerk to read into the record the first reading of AN ORDINANCE OF THE COUNTY OF BOONE, KENTUCKY AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION REFUNDING BONDS, SERIES 2015, IN AN AGGREGATE PRINCIPAL AMOUNT OF APPROXIMATELY \$5,090,000 (WHICH AMOUNT MAY BE DECREASED AS NECESSARY) TO REFUND CERTAIN MATURITIES OF THE OUTSTANDING BOONE COUNTY, KENTUCKY GENERAL OBLIGATION PUBLIC PROJECT BONDS, SERIES 2002B AND GENERAL OBLIGATION PUBLIC PROJECT BONDS, SERIES 2006, THE PROCEEDS OF WHICH WERE USED TO FINANCE VARIOUS PUBLIC PROJECTS; APPROVING THE FORM OF BONDS; AUTHORIZING DESIGNATED OFFICERS TO EXECUTE AND DELIVER THE BONDS; PROVIDING FOR THE PAYMENT AND SECURITY OF THE BONDS; CREATING A BOND PAYMENT FUND; AUTHORIZING AN ESCROW TRUST AGREEMENT; MAINTAINING THE HERETOFORE CREATED SINKING FUND; AUTHORIZING ACCEPTANCE OF THE BID OF THE BOND PURCHASER FOR THE PURCHASE OF THE BONDS; AND REPEALING INCONSISTENT ORDINANCES. Judge Moore asked Jeff Earlywine, County Administrator, to explain the Ordinance. Jeff commented this Ordinance covers 2 separate bond issues from 2002 and 2006. It is a saving of money by debt management. Judge Moore commented this is not extending the payoff year. Commissioner Flaig asked a question, Jeff Earlywine responded. Judge Moore stated that the County has an AA+ rating which is the best bond rating of any city/county in the State. The second reading will be August 18<sup>th</sup>.

B. Second Reading – None at this time.

**ITEM VI.**

**JUDGE'S REPORT**

A. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-129. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT OF MARK LOOY BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, TO THE NORTHERN KENTUCKY CONVENTION AND VISITORS BUREAU REPRESENTING THE NORTHERN KENTUCKY CHAMBER OF COMMERCE. Judge Moore explained Mr. Looy works with AIG/the Ark which creates a lot of activity in the community; he lives in the Pleasant Valley community. 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.

B. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-130. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE RE-APPOINTMENT OF SUBHAS PATEL BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, TO THE NORTHERN KENTUCKY CONVENTION AND VISITORS BUREAU REPRESENTING THE NORTHERN KENTUCKY HOTEL LODGING ASSOCIATION. Judge Moore explained this is a re-appointment, Mr. Patel owns many hotels in Boone County. Commissioner Walton moved, seconded by Commissioner Kenner, 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 15-131. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, TO RENEW AN EXISTING ANNUAL AGREEMENT WITH OHIO-KENTUCKY-INDIANA REGIONAL COUNCIL OF GOVERNMENTS (OKI) FOR THE PURPOSE OF PROVIDING FUNDING FOR THAT ORGANIZATION. Judge Moore explained that the OKI region is made up of 8 counties. Commissioner Walton asked if the percentage is the same for all counties. Judge Moore responded, yes, funds are mandated by the Federal Government. Commissioner Walton stated there are a lot of highway priorities in our area, commenting we need to get State officials focused on the I-75 Bridge, move in a more positive manner with the State. Judge Moore responded. Boone County has several projects now, but still have a lot to do. 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.

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B. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-132. 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 REQUEST TO CLOSE A PORTION OF AN UNNAMED RIGHT-OF-WAY OF 189 WEBER LANE IN BOONE COUNTY, KENTUCKY. Scott Pennington, County Engineer, explained this request is for right of way on a short street off Weber Lane. Judge Moore commented this is only to appoint the viewing committee, if closed the owners would own to the center of the road. Commissioner Flaig asked if we mow that section now. Judge Moore commented that this location was in Commissioner Walton's district. 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.

C. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-133. 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 REQUEST TO CLOSE A PORTION OF AN UNNAMED RIGHT-OF-WAY OF THE WEST END OF JEFFERSON STREET IN BOONE COUNTY, KENTUCKY. Scott Pennington, County Engineer, explained this request is from the Bed & Breakfast in Burlington and involves the Fair Board. A notice will be posted in the newspaper and signs have been put up. Judge Moore commented that the property owners requested the closing of the alley. This location is in Commissioner Flaig's district. 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.

D. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-134. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE BID AWARD, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, FOR THE PURCHASE OF MATERIAL AND INSTALLATION OF ALL EQUIPMENT FOR THE NEW CRUISERS AT THE BOONE COUNTY SHERIFF'S DEPARTMENT TO 911 FLEET AND FIRE EQUIPMENT. Lisa Buerkley, Assistant County Administrator, explained this was a bid to contract out all installation of equipment to our new cruisers. It was time to re-bid for parts and installation and 911 Fleet was our best and lowest bid. They are also our current vendor. Commissioner Kenner 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 15-135. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, TO DESIGNATE BEN REECE AS THE APPLICANT'S AGENT FOR THE PURPOSE OF OBTAINING FEDERAL DISASTER ASSISTANCE. Jeff Earlywine, County Administrator, explained this is a request from FEMA for emergency assistance to appoint a person to submit all paperwork in the event of a disaster. Ben Reece has completed the training. Judge Moore commented this is only in the event of a disaster; hopefully we will not need it. Commissioner Flaig asked if the Emergency Management folks were involved. Jeff Earlywine, County Administrator answered, Emergency Management has other responsibilities, the Federal Officials asked for a finance person to handle this aspect. Judge Moore commented that the last training session at the Sheriff's Department, you saw how many people on the team have different roles. Commissioner Flaig asked a question about the paperwork involved. Judge Moore responded we need to capture all the funds we can. 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.

F. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-136. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING GARY W. MOORE, COUNTY JUDGE/EXECUTIVE TO EXECUTE AN AGREEMENT BETWEEN BRIGHTON RECOVERY CENTER LIMITED PARTNERSHIP AND BOONE COUNTY FISCAL COURT. Lisa Buerkley, Assistant County Administrator explained this is an annual allocation for funding. This is our 8<sup>th</sup> year to receive this grant. 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.

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G. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-137. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT ACCEPTING \$250,000 FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) RECOVERY KENTUCKY PROJECT 15-007 AND ACCEPTING THE TERMS AND CONDITIONS THERETO AS SET FORTH BY THE KENTUCKY DEPARTMENT FOR LOCAL GOVERNMENT. Judge Moore commented this is the 2<sup>nd</sup> part of the Grant that Lisa Buerkley mentioned. The State backs the contracts; the County is the pass through. Commissioner Kenner moved, seconded by Commissioner Walton, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

H. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 15-138. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, TO ENTER INTO AN AGREEMENT WITH THE DEPARTMENT OF RURAL AND SECONDARY ROADS, TRANSPORTATION CABINET, REGARDING THE FY16 COUNTY ROAD AID COOPERATIVE AGREEMENT FOR THE COUNTY OF BOONE (THE "COUNTY"). Judge Moore explained, this is an added item on the Agenda. The State called this week and this one agreement was not in the original packet they sent to us of the unincorporated areas. This is for the County portion. 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. Commissioner Walton moved, seconded by Commissioner Flaig to approve Invoice Report dated 07-21-2015 and pre-paid invoice reports dated (7-13, 7-16 & 7-17). Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

B. Commissioner Kenner moved, seconded by Commissioner Flaig to approve Golf Course Invoice Report dated 07-21-2015 and pre-paid invoice reports dated (7-13). 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. Jeff Earlywine, County Administrator asked to update the Court on the purchase of the property with the YMCA. The closing for the acquisition of the private residence will be this Friday. The Lease Agreement will cover a little over 2 acres; 3 acres and the house will belong to the County. We will decide in the future how we will deal with the 3 acres. An Environmental Study was done on the property and passed. Judge Moore asked if there were any questions from the Court.

**ITEM X.** **NEW BUSINESS**

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

**ITEM XI.** **ADJOURNMENT**

Judge Moore announced that the Boone County Fair will be held August 3<sup>rd</sup> through August 8<sup>th</sup>. There will be a Town Hall Meeting Tuesday, July 28<sup>th</sup> at 7:00 at the Lakeside Christian Church hosted by the Hebron Business Association for the Hebron area.

Judge called for adjournment of the Fiscal Court Meeting. Commissioner Kenner moved, seconded by Commissioner Walton, to adjourn the meeting. ALL PRESENT VOTING AYE 4-0.

**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 July 21, 2015.

\_\_\_\_\_  
Fiscal Court Clerk

Date: \_\_\_\_\_