

MINUTES
BOONE COUNTY FISCAL COURT
Boone County Administration Building
Fiscal Courtroom (1st Floor)
Burlington, Kentucky
December 20, 2016
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.

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

Staff: Jeffrey S. Earlywine, County Administrator/Deputy Judge/Executive
Matthew H. Webster, Assistant County Administrator
Scott Pennington, County Engineer
Lori Zombek, Director of Human Resources
Maj. Bill Mark, Sheriff Department
Sharon Burcham, Fiscal Court Clerk

ITEM II.

APPROVAL OF MINUTES

A. Commissioner Kenner moved, seconded by Commissioner Walton, to approve the Minutes from the December 6, 2016 Fiscal Court Meeting, with no changes. Judge Moore called for a vote on the motion, MOTION PASSED AYE 4-0.

ITEM III.

PRESENTATIONS

A. Judge Moore introduced Kelly Bowlin, Solid Waste Management Supervisor, to present the Calendar Contest for Littering. Kelly stated this is the 15th year of the contest. There were 16 elementary schools that participated and 893 students from grades K-5. Names were announced of the winners of the contest for artwork and slogans. Each student received an award and had their picture taken with Judge Moore and the Commissioners. Kelly thanked the students, teachers and Dr. Poe for participating in this event. Judge Moore congratulated all the students and thanked the Solid Waste Department for a job well done.

ITEM IV.

PERSONNEL MATTERS

A. Judge Moore asked the Fiscal Court Clerk to read into the record Item IV. A: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE PROMOTION OF DANIEL AYLOR, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, TO THE POSITION OF SHIFT SUPERVISOR FOR THE PSCC DEPARTMENT. Lori Zombek, Director of Human Resources stated this is a vacant position that was posted internally. This candidate has eight years of experience with the Department. Commissioner Flaig moved, seconded by Commissioner Walton, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

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B. Judge Moore asked the Fiscal Court Clerk to read into the record Item IV. B: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT OF JESSE MAHONEY, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, TO THE POSITION OF PROPERTY MAINTENANCE TECHICIAN FOR THE PROPERTY MAINTENANCE DEPARTMENT. Lori Zombek, Director of Human Resources stated this is a vacancy due to the filling of the AOC position. This candidate has construction and mechanical experience. Judge Moore stated that Mike Albrecht, Director of Property Maintenance, is present if there are any questions. Commissioner Walton moved, seconded by Commissioner Kenner, 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 Item IV. C: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT OF PAIGE PAINTER AND DANIEL HIGGS, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, AS SEASONAL INTERNS FOR THE BOONE COUNTY PARKS DEPARTMENT. Lori Zombek, Director of Human Resources stated these candidates are preparing for a recreational degree and have applied for the internship. Judge Moore commented David Whitehouse, Director of Parks, is in attendance if there are any questions. Commissioner Kenner moved, seconded by Commissioner Flaig, 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 Item IV. D: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT OF CECELIA SCHUL AND JEFFREY REED, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, AS 21ST CENTURY GRANT PROGRAM COUNSELORS FOR THE BOONE COUNTY PARKS DEPARTMENT. Lori Zombek, Director of Human Resources stated due to a recent turnover we are replacing the counselors. Commissioner Walton asked if they would be employees of the County and receive benefits. Lori Zombek responded they are employees of the County but as seasonal employees they would not receive benefits. Judge Moore asked if there were any other questions. Commissioner Kenner moved, seconded by Commissioner Walton, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

ITEM V.

ORDINANCES

A. Judge Moore announced that Item V. A would need to be tabled as Kenton County Fiscal Court and Campbell County Fiscal Court have some questions relating to the Ordinance language. Judge Moore asked for a Motion to table the Ordinance. Commissioner Flaig moved, seconded by Commissioner Kenner, to table 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 the First Reading of Item V. B: AN ORDINANCE RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE EXECUTION OF A LOCAL DEVELOPMENT AREA AGREEMENT RELATING TO THE ESTABLISHMENT AND IMPLEMENTATION OF A LOCAL DEVELOPMENT AREA TAX INCREMENT FINANCING DISTRICT KNOWN AS THE WALTON KENTUCKY INDUSTRIAL PARK LOCAL DEVELOPMENT AREA WITHIN THE CITY OF WALTON, KENTUCKY. Jeff Earlywine, County Administrator, explained the City of Walton has established a District within the City limits. The area straddles both Kenton and Boone County with most of the property being in Kenton County. With a total of 290 acres, 250 acres are in Kenton County with only 40 acres being in Boone County. They want to convert this area to a TIF District. Judge Moore stated that second reading would be January 17th and more details would be presented. Jeff Earlywine commented the City of Walton does not currently have payroll tax. Commissioner Flaig asked if Kenton County was passing the same

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as Boone County. Jeff Earlywine responded, Yes. Judge Moore stated both counties have agreed. Jeff Earlywine stated Planning Commission for Kenton County also asked to participate. Commissioner Flaig asked if the terms were ten (10) years? Jeff Earlywine responded, terms are for thirty (30) years.

C. Judge Moore asked the Fiscal Court Clerk to read into the record the First Reading of Item V. C: AN ORDINANCE RELATING TO THE BOONE COUNTY FISCAL COURT CREATING A FRANCHISE FOR THE OPERATION AND MAINTENANCE OF A TELECOMMUNICATIONS (NON-CABLE) SYSTEM IN THE COUNTY OF BOONE, KENTUCKY, SETTING FORTH CONDITIONS ACCOMPANYING THE GRANT OF FRANCHISE AND PROVIDING FOR THE REGULATION AND USE OF SAID SYSTEM. Jeff Earlywine, County Administrator, explained this is a new franchise related to telecommunications equipment in the County right-of-way, not cable service. It addresses small cell poles in the right of way. The Court recently approved zoning ordinance text changes to regulate this equipment within the right-of-way area. The County has received multiple requests. The City of Florence is in the process of enacting the same and ours will mirror the City of Florence. Judge Moore asked if there were any questions. None presented.

ITEM VI.

JUDGE'S REPORT

A. None at this time.

ITEM VII.

ADMINISTRATIVE MATTERS

A. Judge Moore asked the Fiscal Court Clerk to read into the record Item VII. A: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING A FIRST ADDENDUM TO JOINT USE AND COST SHARING AGREEMENT WITH THE BOONE COUNTY BOARD OF EDUCATION. Jeff Earlywine, County Administrator, explained this involved the salt dome at Lassing Pointe. There is an encroachment onto the School Board property. The bid had a detention basin at the end of the salt dome so we are amending the Agreement to align with the project. Commissioner Flaig asked if the salt dome was on school property, Jeff Earlywine responded, Yes, our dome is on school property. Commissioner Walton 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 Item VII. B: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT, AUTHORIZING THE ANNUAL ADJUSTMENT OF PAYMENT STANDARDS TO BE USED BY THE BOONE COUNTY ASSISTED HOUSING DEPARTMENT FOR THE CALENDAR YEAR 2017. Judge Moore introduced Ruth Tanner, Director of Assisted Housing, Ruth explained the Federal Agency establishes rents for our area that enables us to be more competitive. Judge Moore asked if it affected the number of vouchers, Ruth Tanner responded, not necessarily, rents in Boone County are high. Commissioner Flaig asked if we are restricted to the number of vouchers. Ruth responded, we have 998 vouchers. Judge Moore stated this is all federal dollars, not local tax dollars. We operate and manage the federal program. Commissioner Flaig moved, seconded by Commissioner Kenner, 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 Item VII. C: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AWARDDING A NON-EXCLUSIVE FRANCHISE TO CHARTER COMMUNICATIONS FOR A TERM OF TEN (10) YEARS FOR A CABLE TELEVISION SYSTEM WITHIN THE CONFINES OF BOONE COUNTY, KENTUCKY. Judge Moore commented this Franchise is ready for final approval. Commissioner Kenner moved, seconded by Commissioner Walton, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

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D. Judge Moore asked the Fiscal Court Clerk to read into the record Item VII. D: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING AN AMENDED MEMORANDUM OF AGREEMENT WITH THE CAMPBELL COUNTY FISCAL COURT, KENTON COUNTY FISCAL COURT AND THOMAS MORE COLLEGE FOR THE NORTHERN KENTUCKY OFFICE OF DRUG CONTROL POLICY. Matthew Webster, Assistant County Administrator, stated this Agreement is for Boone, Kenton and Campbell Counties for the Northern Kentucky Office of Drug Control and Thomas More College. Judge Moore stated the Office could not be at the ADD District for more than one year. Thomas More College has agreed to be the fiscal agent. Commissioner Flaig asked how long the Agreement was for, Matthew Webster responded, they are funded each year by the County. Commissioner Walton asked the amount each County contributed, Matthew responded, Boone County submitted \$40,000 for the Help Line. Commissioner Flaig asked a question to which Matthew Webster responded. Judge Moore stated it also supported the 24 hour help line and we will request update reports. Commissioner Flaig moved, seconded by Commissioner Kenner, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

E. Judge Moore asked the Fiscal Court Clerk to read into the record Item VII. E: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT REJECTING ALL SUBMITTED BIDS FOR A PASSENGER VAN FOR THE SHERIFF'S DEPARTMENT. Jeff Earlywine, County Administrator, explained this bid was for the vehicle to transport inmates and prisoners; we want to reject all bids and rebid after the first of the year. Commissioner Flaig asked next year, Jeff Earlywine, responded next calendar year. Commissioner Walton moved, seconded by Commissioner Flaig, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

F. Judge Moore asked the Fiscal Court Clerk to read into the record Item VII. F: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE 2017 FISCAL COURT OFFICIAL MEETING SCHEDULE. Judge Moore commented normal dates are first and third Tuesday of each month however July's first Tuesday if a holiday so we moved to the second and fourth Tuesday for July and August. Commissioner Walton moved, seconded by Commissioner Kenner, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

ITEM VIII.

FISCAL MATTERS

A. Judge Moore presented the Invoice Report dated December 20th, 2016 and the pre-paid Invoice Report dated December 9th, 2016. Commissioner Kenner moved, seconded by Commissioner Flaig to approve the Invoice Reports. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

B. Judge Moore presented the Golf Invoice Report dated December 20th, 2016 and the pre-paid Golf Invoice Report dated December 9th, 2016. Commissioner Kenner moved, seconded by Commissioner Flaig to approve the Golf Invoice Reports. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

C. Judge Moore presented the Monthly Treasurer's and Interfund Transfer Report for November, 2016. Commissioner Walton moved, seconded by Commissioner Kenner to approve the Monthly Treasurer's and Interfund Transfer Report. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

