

MINUTES
BOONE COUNTY FISCAL COURT
Boone County Administration Building
Fiscal Courtroom (1st Floor)
Burlington, Kentucky
March 15, 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 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
Bob Neace, County Attorney

Staff: Jeffrey S. Earlywine, County Administrator/Deputy Judge/Executive
Matthew H. Webster, Assistant County Administrator
Benjamin T. Reece, Treasurer/Finance Director
Scott Pennington, County Engineer
Lori Zombek, Director of Human Resources
Col. Les Hill, Sheriff Department
Sharon Burcham, Fiscal Court Clerk

ITEM II.

APPROVAL OF MINUTES

A. Commissioner Flaig moved, seconded by Commissioner Kenner, to approve the Minutes from the March 1, 2016 meeting with no corrections. Judge Moore called for a vote on the motion, MOTION PASSED (3-0 with 1 abstention). Commissioner Charlie Walton abstained as he was not present on that date.

ITEM III.

PRESENTATIONS

A. Judge Moore introduced Laura Mitchell and Chad Schnyder from the Kentucky Transportation/District 6 Office. Ms. Mitchell described the Rural and Secondary Road Program along with the Flex Fund, describing the progress of last year's program. She presented the proposals for this year which were paving Route #338 from U.S. 42 to Rabbit Hash and guardrail repair; and use of Flex Funds for upgrade of KY Route #14 at Gallatin County for resurfacing. Judge Moore commented these road improvements are made possible from the state gas tax collected. Scott Pennington, County Engineer, concurred the recommended improvements were needed. Judge Moore asked if there were any questions or comments from the Court. Judge Moore thanked Ms. Mitchell and Mr. Snyder for attending.

ITEM IV.

PERSONNEL MATTERS

A. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution No. 2016-33. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, TO APPOINT KRISTIN KINNET, HALEY BUERKLEY AND JANELL BLEVINS AS SEASONAL NEW HIRES FOR CONCESSIONS AT THE BOONE COUNTY GOLF COURSES. Judge Moore asked Lori Zombek, Director of Human Resources to explain. Lori commented these are seasonal workers for the summer. 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.

B. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution No. 2016-34. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, TO APPOINT ROBERT D. BROCKMAN AND JOSEPH E. GOETZ AS SEASONAL INTERN NEW HIRES AT THE ARBORETUM WITH THE BOONE COUNTY PARKS DEPARTMENT. Lori Zombek, Director of Human Resources commented these positions are for seasonal work at the Arboretum. 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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C. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution No. 2016-35. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT OF SEVEN (7) SEASONAL RE-HIRES BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, FOR THE MAINTENANCE DEPARTMENT AT THE BOONE COUNTY PARKS DEPARTMENT. Lori Zombek, Director of Human Resources explained these are all returning seasonal persons and have worked for us in the past. 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.

ITEM V.

ORDINANCES

A. Judge Moore asked the Fiscal Court Clerk to read into the record the first reading of an Ordinance. AN ORDINANCE RELATING TO THE BOONE COUNTY FISCAL COURT, APPROVING WITH CONDITIONS, A REQUEST OF C&B SIGN SERVICES INC. (APPLICANT) FOR ALEX OTHMAN (OWNER) FOR A ZONING MAP AMENDMENT ESTABLISHING A SPECIAL SIGN DISTRICT FOR PROPERTY ZONED COMMERCIAL SERVICES (C-3) FOR AN APPROXIMATE 4.3 ACRE SITE LOCATED AT 571 AND 591 HUNTER DRIVE, BOONE COUNTY, KENTUCKY (AIRPORT SHELL/XPRESS PARK AND RIDE). Judge Moore introduced Mitch Light from the Planning Commission to present the Ordinance to the Court. Mitch explained this was a 14-0 unanimous vote to approve from the Planning Commission. Judge Moore asked if there were any questions. Commissioner Flaig asked about the larger sign and if gasoline was sold at this location to which Mitch Light responded. Jeff Earlywine, County Administrator, asked how many parking spaces were at this location. Judge Moore commented on the visibility of the signs by the traffic. Jeff Earlywine asked about other parking businesses in the area with signage. Mitch Light responded that other signs pre-date the zoning regulations and are grandfathered in. Commissioner Flaig asked what size the blue sign would be, Mitch Light responded. Judge Moore commented that this is the first reading and public comment and voting would take place at the second reading.

B. Judge Moore asked the Fiscal Court Clerk to read into the record the first reading of an Ordinance. AN ORDINANCE RELATING TO THE BOONE COUNTY FISCAL COURT, APPROVING WITH CONDITIONS, A REQUEST OF VIOX & VIOX, INC., ADRIAN YANES (APPLICANT) FOR DIOCESE OF COVINGTON C/O DON KNOCHELMANN (OWNER) FOR A ZONING MAP AMENDMENT, SUCH ZONING MAP AMENDMENT BEING A ZONE CHANGE FROM RURAL SUBURBAN ESTATES/UNION TOWN OVERLAY (RSE/UTO) TO PUBLIC FACILITIES (PF) FOR AN APPROXIMATE 29 ACRE SITE LOCATED AT 10262, 10272 AND 10300 U.S. 42, BOONE COUNTY, KENTUCKY (ST. TIMOTHY CHURCH). Judge Moore introduced Todd Morgan from the Planning Commission to present this Ordinance. Todd explained this request is to increase the size of the school at this location. Construction would be in two (2) phases increasing by 250 students in phase one, increasing to a total of 600 students in phase two. Bus traffic and additional parking is also considered. Todd explained the road upgrades and traffic flow around the school during peak hours. Judge Moore asked if there were any questions. Commissioner Flaig commented that Cemetery Road does not actually have a cemetery and asked if the speed limit would be adjusted and/or a traffic light installed. Todd Morgan responded that it would be established as a school zone by the State Highway Department. Commissioner Flaig asked if there was sewer and water on this location to which Todd responded, yes. Judge Moore stated there is a grant with the City and the State to add sidewalks; they could be moved where most people would use them. Todd Morgan stated the school is planning to open August of 2017. Commissioner Walton asked about bus traffic and number of students using the buses. Todd stated the maximum was 600 students. Jeff Earlywine asked if access to #42 would be restricted, Todd replied only during peak hours. Judge Moore stated the 2nd reading for this Ordinance would be April 5th and thanked Todd for his presentation.

C. Judge Moore asked the Fiscal Court Clerk to read into the record the first reading of an Ordinance. AN ORDINANCE RELATING TO THE BOONE COUNTY FISCAL COURT, APPROVING WITH CONDITIONS, A REQUEST OF VIOX & VIOX, INC. (APPLICANT) FOR ANSWERS IN GENESIS OF KY, INC. (OWNER) FOR A CHANGE IN AN APPROVED CONCEPT DEVELOPMENT PLAN IN A PUBLIC FACILITIES (PF) ZONE FOR AN APPROXIMATE 47.215 ACRE SITE LOCATED AT 2800 BULLITTSBURG CHURCH ROAD, BOONE COUNTY, KENTUCKY; THE REQUEST OF VIOX & VIOX, INC. (APPLICANT) FOR ANSWERS IN GENESIS OF KY, INC. (OWNER) FOR A ZONING MAP AMENDMENT FROM RURAL SUBURBAN ESTATES (RSE) TO PUBLIC FACILITIES (PF) FOR A 1.17 ACRE SITE LOCATED AT 2754 DECK LANE, BOONE COUNTY, KENTUCKY; THE REQUEST OF VIOX & VIOX, INC. (APPLICANT) FOR ANSWERS IN GENESIS OF KY, INC. (OWNER) FOR A ZONING MAP AMENDMENT FROM RURAL SUBURBAN

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ESTATES (RSE) TO PUBLIC FACILITIES (PF) FOR A 2.06 ACRE SITE LOCATED AT 2924 BULLITTSBURG CHURCH ROAD, BOONE COUNTY, KENTUCKY; AND THE REQUEST OF VIOX & VIOX, INC. (APPLICANT) FOR KENNETH A. BRYAN AND RITA R. BRYAN (OWNERS) FOR A ZONING MAP AMENDMENT FROM RURAL SUBURBAN ESTATES (RSE) TO PUBLIC FACILITIES (PF) FOR THE NORTHERN 4.47 ACRES OF THE 6.89 TOTAL ACRE SITE LOCATED AT 2960 BULLITTSBURG CHURCH ROAD, BOONE COUNTY, KENTUCKY. Judge Moore explained the process of KRS 100 with Planning and Zoning having a hearing on the request. If the property is in unincorporated area of the County the request comes to Fiscal Court to accept or deny the recommendation of Planning and Zoning. The Court has 90 days to act, after 90 days the recommendation of the Planning Commission stands and it moves forward. The Court bases their decision on Planning and Zoning's recommendation. The 2nd reading of this Ordinance will be April 5th. Kevin Wall from the Planning Commission presented the information stating this is 1 plan for all 4 requests, a new museum building, a service building, a store and ticketing building and a maintenance building. The biggest component of this is the 1,314 parking spaces. To add two (2) access points, a traffic study was conducted. Kevin also discussed the landscape plans including a privacy berm and lighting restrictions for the parking lot. Commissioner Flaig asked if water and sewer were available for this project. Kevin responded water existed and the project would include expanding the on-site system for disposal. Judge Moore commented that occupancy would not be granted without proper sewer disposal. Commissioner asked about the length of Decker Lane, Kevin responded there is only 1 house on that road. Judge Moore commented Deck Lane is now a dead end street. Commissioner Flaig asked about the additional attractions. Kevin responded the petting zoo and the addition of a miniature golf course. Judge Moore asked if there were any questions from the Court. He thanked Kevin Wall for his presentation and reminded the public the 2nd reading will be April 5th.

ITEM VI.

JUDGE'S REPORT

A. Judge Moore stated there were no reports at this time.

ITEM VII.

ADMINISTRATIVE MATTERS

A. Judge Moore asked the Fiscal Court Clerk to read into the record Resolution No. 2016-36. A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT HEREBY APPROVING COUNTY WORKFORCE COMPENSATION PROGRAM ADJUSTMENTS PURSUANT TO THE BOONE COUNTY EMPLOYEE COMPENSATION STUDY DATED MARCH 7, 2016. Judge Moore stated the County Administrator and the HR staff put together this proposal and asked them to explain the study and findings. Jeff Earlywine, County Administrator, provided an overview via a slide presentation. Judge Moore commented the County does not have the option to opt out of the retirement system. Jeff Earlywine explained only 34 employees in 15 positions merit a salary adjustment to be competitive. There is a 3.58% average wage increase needed. A raise for part-time deputy jailers is needed to reduce the rate of turn over, thereby reduction the expense of training and uniforms. Judge Moore stated the total is \$53,500 for all Fiscal Court employees, this does not include any County elected officials or Commissioners. Commissioner Flaig asked if this was a yearly expense. Jeff Earlywine commented the last review was in 2012 and we should expect a review every 3 to 4 years. Jeff Earlywine added there is 1 department head level that will be changing which is Director of Emergency Management. Lori Zombek, Director of HR added there is a management Park Department position open. Judge Moore added there will be earned savings of previous overtime changes to a base salary without overtime. Commissioner Flaig asked a question to which Lori Zombek responded explaining exempt salaries. Mr. Bob Cicero from the audience asked a question to which Jeff Earlywine responded. Judge Moore thanked the team for their work on this project and added the Court values our workforce. 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.

ITEM VIII.

FISCAL MATTERS

A. Judge Moore presented the Invoice Report dated March 15, 2016 and pre-paid Invoice Reports dated March 3rd and March 11th, 2016. Commissioner Kenner moved, seconded by Commissioner Walton 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 March 15, 2016 and a pre-paid Golf Invoice Report for March 3rd and March 11th, 2016. Commissioner Kenner moved, seconded by Commissioner Walton to approve the Golf Invoice Reports. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

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ITEM IX.

OLD BUSINESS

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

ITEM X.

NEW BUSINESS

Judge Moore asked if there was any New Business to come before the Court. Jeff Earlywine, County Administrator asked to share some news from the Health Department. The Northern Kentucky Health Department voted to lift the building moratorium on Twin Lakes Subdivision from 30 years back. There have been sewer and water issues on this property and the Health Department has completed some newer testing. They want to find a solution to allow building. Judge Moore added additional density could help with the costs. Judge Moore asked if there was additional new business, none presented.

ITEM XI.

AJOURNMENT

Judge Moore 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.

Next Fiscal Court Meeting will be Tuesday, April 5, 2016 @ 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 March 15, 2016.



Fiscal Court Clerk

Date: 6 April 2016