



**MINUTES**  
**BOONE COUNTY FISCAL COURT**  
**Boone County Administration Building**  
**Fiscal Courtroom (1<sup>st</sup> Floor)**  
**Burlington, Kentucky**  
**January 17, 2017**  
**5:30 P.M.**

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 ANDREW THEIS, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, TO THE POSITION OF PUBLIC SERVICES LABORER FOR THE PUBLIC WORKS DEPARTMENT. Lori Zombek, Director of Human Resources, explained this candidate has crew experience and presented an excellent interview. 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.

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 JONATHAN HARDCORN, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, TO THE POSITION OF PUBLIC SERVICES LABORER FOR THE PUBLIC WORKS DEPARTMENT. Judge Moore explained these crew leaders we are hiring work with the inmates program; we appreciate the partnership with the Jail. It is a great service to our community. Lori Zombek, Director of Human Resources, commented this candidate has worked with the County as a seasonal employee before. 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.

E. Judge Moore asked the Fiscal Court Clerk to read into the record Item IV. E: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENTS OF MAKALA GRANT, HALEY MAY AND TONI SOTO, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, FOR THE 21ST CENTURY GRANT PROGRAM FOR THE BOONE COUNTY PARKS DEPARTMENT. Lori Zombek, Director of Human Resources, explained these positions are seasonal for the Parks Department. They will receive no benefits. Judge Moore commented they are paid through a Grant. Commissioner Flaig asked if seasonal was considered part-time. Lori Zombek responded, yes, they will work nine (9) months or less. Judge Moore asked if there were any other 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.

F. Judge Moore asked the Fiscal Court Clerk to read into the record Item IV. F: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT OF MATHEW LAWSON, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, TO THE SEASONAL POSITION OF MAINTENANCE TECHNICIAN FOR THE PROPERTY MAINTENANCE DEPARTMENT. Lori Zombek, Director of Human Resources, explained this position is being filled due to an absence; the Department needs assistance to keep up with the work. 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 asked the Fiscal Court Clerk to read into the record the Second Reading of Item V. A: 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. Judge Moore commented this is the second reading. It is a unique partnership with the City of Walton; the property crosses two (2) county lines. The smaller portion is in Boone County. The City of Walton will be the lead on the project. Judge Moore asked Mr. Jim Parsons to give an update on the project. Mr. Parson explained this is the final process with this Court. The City of Walton gave it

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second reading, Kenton County has approved it and Kenton County PDS has approved participation. This is a 290 acre parcel to be developed as an Industrial Park. Commissioner Flaig asked how many acres were in Boone County. Mr. Parson responded, 34 acres. Mr. Parson explained the tax structure. Mr. Dick Knock, the owner of the property, was also in attendance. Judge Moore thanked him for his investment. Commissioner Flaig moved, seconded by Commissioner Walton, to approve 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 Second Reading of Item V. B: 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 Ordinance is not CATV related. This involves the small cell poles, equipment, wires and infrastructure. These poles will be 40 feet high or less, within the right-of-way. We have had three (3) inquiries from companies interested. There is no material change of the Ordinance. We want to make 3 minor clarifications: page 12, clarify the limit of automobile coverage; page 25, requirement for bonding; and page 28, concern over the level playing field throughout the document. These are minor changes to the document. Commissioner Walton moved, seconded by Commissioner Kenner, to approve the Ordinance. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

**ITEM VI.**

**JUDGE'S REPORT**

A. Judge Moore asked the Fiscal Court Clerk to read into the record Item VI. A: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT OF JUSTIN BAILEY, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, TO FILL THE UNEXPIRED TERM OF BRAD SHIPE TO THE ZONING BOARD OF ADJUSTMENTS FOR THE BOONE COUNTY PLANNING AND ZONING COMMISSION. Judge Moore explained Brad Shipe has moved to the Planning Commission and commented he likes to put business people on this Board. Mr. Bailey is with Bailey's Car Wash. 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.

**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 AWARDED THE BID FOR A MASS ALERT AND NOTIFICATION SYSTEM TO EMERGENCY COMMUNICATIONS NETWORK FOR ONE (1) YEAR OF CODE/RED WEATHER WARNING AT THE COST OF \$33,150.00. Mark Ihrig, Director of Emergency Management was present and explained this is a mass-alert tool to communicate with the public. It can be used by phone, email or text. We also use the tool for other non-emergency communication with staff. We have been paying \$42,900 per year. We had three (3) bidders. The team voted unanimously to accept Code Red, they met all the requirements. They offered an additional 2 year contract at the same cost if desired. They will provide better service for less money. Judge Moore thanked Mark Ihrig for his great report. Mr. Tommy Thompson, Director of Kenton County Emergency Management was present and thanked the Court for allowing Kenton County to partner with Boone. 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.

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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 APPROVING AN AMENDMENT TO THE COUNTY ADMINISTRATION CODE UPDATING CHAPTER 7: DRUG AND ALCOHOL FREE WORKPLACE POLICY. Jeff Earlywine, County Administrator, explained this involves Chapter 7 of our Administrative Code. We will partner with the Sheriff Department to administer and enforce a Drug Free Policy. We will have random sampling. Lori Zombek, Director of Human Resources, commented we have added the Sheriff's language and made it more readable. Judge Moore asked if there were any more questions and thanked the staff for their work on this project. 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.

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 APPROVING AN UPDATE OF THE COUNTY'S OFFICIAL COMPENSATION SCALE AND PAY PLAN. Lori Zombek, Director of Human Resources stated this is an internal form, a tool to use when hiring. It was in need of an update. There is one edit on page 3, the Public Service Supervisor position; there is only one Supervisor, not three. It does not affect compensation. Judge Moore asked if there were any questions from the Court. Judge Moore also stated he wanted to point out Lori Zombek's work, just another fine example of keeping us up to date and competitive. She runs a very efficient HR Department and does an amazing job. 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.

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 AWARDDING THE BID FOR THE BOONE COUNTY PARKS TENNIS PROFESSIONAL TO THOMAS KOLENICH-ATKB TENNIS FOR THE 2017-2018 SEASONS. David Whitehouse, Director of Parks explained this is to award a Contract for a Tennis Professional. He helps us control the use of our tennis courts and we get a commission at the end of the season. We offer tennis lessons to our residents. Mr. Kolenich was the only Professional that bid; it is for a two-year term with an additional two terms of two years after that. 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.

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 AWARDDING THE BID FOR AN OUTDOOR AQUATIC CENTER ASSESSMENT AND FEASIBILITY STUDY FOR THE UNION POOL TO BRANDSTETTER/CARROLL AT THE BID PRICE OF \$15,000.00. David Whitehouse, Director of Parks, explained this pool was built in 1972. The County took over the pool in 2006. It is an aging facility, we need to do an assessment and look at the maintenance required. Three companies called but we only had 1 bidder. They will present a budget to address deferred maintenance at the pool and identify areas of competition. Commissioner Flaig asked if this was the only pool the County owned, David Whitehouse responded, Yes. Jeff Earlywine, County Administrator, commented we are not sure of the long term life of this pool; we need an independent assessment as to whether to make the investment. Commissioner Flaig asked how many residents use the pool, David Whitehouse commented between 11,000 and 13,000 people in a 90 day time frame. We have been conservative to keep it running but safe. Judge Moore commented there are loyal members. We will gather data to help us make the decision and the City of Union may be a potential partner. Commissioner Flaig asked if it was a concrete pool, David Whitehouse responded, it is a steel bottom pool by Chesterfield. Judge Moore stated this is more about the buildings and surrounding area than the pool itself. Jeff Earlywine commented we spend an average of \$110,000 per year and generate about \$80,000-\$85,000 in revenue. David Whitehouse added it is an L-shaped Pool and the staff does an outstanding job. They teach swim lessons to about 400 kids per year. Jeff Earlywine corrected it is an aluminum bottom pool. Commissioner Flaig asked



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when the survey would be returned, David Whitehouse replied, in May. Judge Moore stated the Contract is for a time period of ten (10) weeks. 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.

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 AWARDING THE BID FOR A SIDE EJECT MANUAL TIE HORIZONTAL BALER TO MUNICIPAL EQUIPMENT, INC., AT THE BID PRICE OF \$131,372.00 FOR THE SOLID WASTE DIVISION OF PUBLIC WORKS. Scott Pennington, County Engineer, explained this equipment is for the recycling program and is funded by a Grant. 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.

G. Judge Moore asked the Fiscal Court Clerk to read into the record Item VII. G: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AWARDING THE BID FOR RECYCLING ROLL-OFF BINS AND CONTAINERS TO PRO-TRAINER, INC., AT THE BID PRICE OF \$89,930.00 FOR THE SOLID WASTE DIVISION OF PUBLIC WORKS. Judge Moore asked if a Grant was provided for this equipment. Scott Pennington, County Engineer, responded, Yes. 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.

**ITEM VIII.**

**FISCAL MATTERS**

A. Judge Moore presented the Invoice Report dated January 17<sup>th</sup>, 2017 and the pre-paid Invoice Reports dated January 5<sup>th</sup> and January 12<sup>th</sup>, 2017. 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 January 17<sup>th</sup>, 2017 and the pre-paid Golf Invoice Reports dated January 5<sup>th</sup> and January 12<sup>th</sup>, 2017. Commissioner Walton 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. C. Judge Moore presented the Monthly Treasurer and Interfund Transfer Report for December, 2016. Judge Moore asked Benjamin Reece, Treasurer, if there were any comments on the Report, Benjamin, responded, No. Commissioner Kenner moved, seconded by Commissioner Walton to approve the Monthly Treasurer and Interfund Transfer Report for December, 2016. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

**ITEM IX.**

**OLD BUSINESS**

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

**ITEM X.**

**NEW BUSINESS**

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

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**ITEM XI.**

**ADJOURNMENT**

Judge Moore called for adjournment of the Fiscal Court Meeting. Commissioner Flaig moved, seconded by Commissioner Kenner, to adjourn the meeting. ALL PRESENT VOTING AYE 4-0. Judge Moore announced the next meeting will be February 7, 2017.

**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 January 17, 2017.

  
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Fiscal Court Clerk

Date: 8 February 2017