

MINUTES
BOONE COUNTY FISCAL COURT
Boone County Administration Building
Fiscal Courtroom (1st Floor)
Burlington, Kentucky
September 5, 2017
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 E. Kenner 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
Scott Pennington, County Engineer
Benjamin T. Reece, County Treasurer
Lori Zombek, Director of Human Resources
Maj. Michael Hall, Sheriff Department
Sharon Burcham, Fiscal Court Clerk

Judge Moore stated our thoughts and prayers are with those in the State of Texas and those in way of the next storm in Florida. He expressed appreciation for the work our Emergency Management Team does here in Boone County and shared requests for donations. Most needed donation is money. The State Highway Barn is collecting items and furniture. Commissioner Flaig also shared that many churches were taking donations. The County is working with other agencies.

ITEM II.

APPROVAL OF MINUTES

A. Judge Moore presented the Minutes from the August 22, 2017 Fiscal Court Meeting for approval. Commissioner Walton moved, seconded by Commissioner Flaig, to approve the Minutes from the August 22, 2017 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 Ian Addington, Florence Fire Protection District Board, stating this is a unique Fire Board which contracts with the Florence Fire District to handle fees. Mr. Addington stated Florence Fire District has 45,000 residents, 30,000 which live in the City of Florence and 15,000 outside the city limits. Our District serves the 15,000 outside the city limits. He stated the .10 per \$100 is no longer sustainable and is requesting to raise the fee to .13 per \$100. Judge Moore stated this would still be the lowest fee in the County. Commissioner Walton asked a question, Judge Moore responded. Discussion was had pertaining to how rates are charged and the limits allowed. Commissioner Flaig asked how many Fire Districts were in the County, Judge Moore responded, nine. Jeff Earlywine, County Administrator, commented on EMS runs and fees. Ian Addington commented the Florence Fire District does billing. Judge Moore thanked Mr. Addington for attending.

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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 APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF RYAN HENGES, TO A SEASONAL INTERN POSITION FOR THE BOONE COUNTY PARKS DEPARTMENT. Lori Zombek, Director of Human Resources, commented this candidate is from ECU. Judge Moore stated this is not an additional position, just filling a vacancy. Lori stated it is a current position with no benefits. 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 V.

ORDINANCES

A. Judge Moore asked the Fiscal Court Clerk to read into the record the First Reading of Item V. A: of AN ORDINANCE RELATING TO THE BOONE COUNTY FISCAL COURT ENACTING AND ADOPTING SUPPLEMENT 2017 S-20 TO THE CODE OF ORDINANCES FOR THE COUNTY OF BOONE, KENTUCKY. Jeff Earlywine, County Administrator, commented this is required once a year for the County to package all legislation into a Code Book. Judge Moore stated this is the first reading and second reading will follow October 3rd.

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 AMENDING ORDINANCE 14-01, ADOPTED ON DECEMBER 17, 2013 BY MODIFYING THE FEE SCHEDULE OF THE COUNTY'S ALCOHOLIC BEVERAGE CONTROL AND LICENSING REGULATIONS. Jeff Earlywine, County Administrator, explained this is a proposal to direct staff to consider specials fees for Alcohol Beverage Control licenses used for less than 12 months. The County has had interest from businesses for seasonal fees to simply adjust the annual fee when conditions exist that a business only operates a few months a year. This is to prorate the license. Judge Moore commented this is a business friendly option. Walton asked if this was daily? Jeff Earlywine responded, it tends to involve seasonal businesses, not hourly or daily. Commissioner Flaig asked how licenses were sold and how to apply. Judge Moore stated Lana Vines is the ABC person for the County. Jeff Earlywine gave a brief explanation of the fee schedule. Judge Moore announced second reading would be October 3rd.

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 RE-APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF LISA WILSON-PLAJER TO THE NORTHERN KENTUCKY AREA DEVELOPMENT DISTRICT BOARD OF DIRECTORS AS A CITIZEN REPRESENTATIVE FROM BOONE COUNTY. Judge Moore stated Lisa Wilson-Plajer wishes to continue her service. 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.

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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 AUTHORIZING GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, TO ENTER INTO AN AGREEMENT WITH THE DEPARTMENT OF RURAL AND SECONDARY ROADS, MUNICIPAL AID, TRANSPORTATION CABINET, REGARDING THE FY18 MUNICIPAL ROAD AID COOPERATIVE AGREEMENT FOR THE UNINCORPORATED URBAN PLACE OF BOONE COUNTY URBAN AREA. Jeff Earlywine, County Administrator, gave an explanation of the gas tax formula and the last five years percentages. Judge Moore commented this covers the urban areas of Boone County. 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.

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 GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, TO ENTER INTO AN AGREEMENT WITH THE DEPARTMENT OF RURAL AND SECONDARY ROADS, MUNICIPAL AID, TRANSPORTATION CABINET, REGARDING THE FY18 MUNICIPAL ROAD AID COOPERATIVE AGREEMENT FOR THE UNINCORPORATED URBAN PLACE OF OAKBROOK. 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 VII. C: 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, MUNICIPAL AID, TRANSPORTATION CABINET, REGARDING THE FY18 MUNICIPAL ROAD AID COOPERATIVE AGREEMENT FOR THE UNINCORPORATED URBAN PLACE OF HEBRON. 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.

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 AUTHORIZING GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, TO ENTER INTO AN AGREEMENT WITH THE DEPARTMENT OF RURAL AND SECONDARY ROADS, MUNICIPAL AID, TRANSPORTATION CABINET, REGARDING THE FY18 MUNICIPAL ROAD AID COOPERATIVE AGREEMENT FOR THE UNINCORPORATED URBAN PLACE OF FRANCISVILLE. 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.

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 AUTHORIZING GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, TO ENTER INTO AN AGREEMENT WITH THE DEPARTMENT OF RURAL AND SECONDARY ROADS, MUNICIPAL AID, TRANSPORTATION CABINET, REGARDING THE FY18 MUNICIPAL ROAD AID COOPERATIVE AGREEMENT FOR THE UNINCORPORATED URBAN PLACE OF BURLINGTON. 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.

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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 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. Benjamin Reece, County Treasurer, explained this is an annual Agreement with OKI. Total for this year is \$42,417.00 which is \$272 more than last year. Fee is based on population. Judge Moore stated it has been 15 years since the fee was adjusted. These funds flow through OKI. 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.

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 ADOPTING THE NORTHERN KENTUCKY SOLID WASTE MANAGEMENT PLAN 2018-2022 UPDATE. Scott Pennington, County Engineer, stated this is an update to the Solid Waste plan for Boone, Kenton and Campbell Counties. It includes waste haulers, recycling, and all programs. The plan was posted to the public and a hearing was advertised. Judge Moore commented this is a 3 County Agreement and Kelly Bowlin, our Solid Waste Service Supervisor handles. 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.

H. Judge Moore asked the Fiscal Court Clerk to read into the record Item VII. H: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AWARDED THE BID FOR CUSTODIAL SERVICES FOR THE ADMINISTRATION COMPLEX AND THE RENAKER BUILDING TO NSG, INC.; THE JUSTICE CENTER TO ABM GROUP AND THE SHERIFF'S BUILDING TO CRYSTAL CLEAR CLEANING. Jeff Earlywine, County Administrator, commented bids were received for County buildings for 1 year contract for janitorial services. We received seven (7) bids and awarded the lowest bid submitted. The Administration Complex bid is \$53,628, the Sheriff's office is \$27,000 and the Justice Center is \$70,209.84 which will be reimbursed to the County from AOC. 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.

I. Judge Moore asked the Fiscal Court Clerk to read into the record Item VII. I: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AWARDED AN EXTENSION OF AN EXISTING THREE-YEAR LEASE AGREEMENT FOR A FLEET OF GOLF CARTS TO CENTURY EQUIPMENT/CLUB CAR. Judge Moore introduced Russ Gartner, Golf Pro, to explain the details of the Lease. Russ commented the current lease expires the first of December. This Lease is for a three (3) year period for 164 carts. The current lease had a roll over option after 3 years to bring in all new carts. Russ explained switching the carts to diesel power presented a cost saving in fuel. 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.

J. Judge Moore asked the Fiscal Court Clerk to read into the record Item VII. J: A RESOLUTION OF THE BOONE COUNTY FISCAL COURT AWARDED VEHICLE BIDS ACROSS MULTIPLE COUNTY DEPARTMENT IN CONJUNCTION WITH THE FY2018 VEHICLE PROCUREMENT PROGRAM. Jeff Earlywine, County Administrator, explained the detailed bid tabulation sheets. Written specifications were submitted for 15 vehicles, twelve (12) separate auto dealers bid. Lowest bid was awarded for all except 1 truck for Parks Department which did not meet specifications. Bids received were \$50,000 below budget. Commissioner Flaig asked a question, Jeff Earlywine responded. Discussion was had concerning the vehicle that will be transferred to the Conservation District. Commissioner Walton asked about the value of the Conservation vehicle. 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.

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K. Judge Moore asked the Fiscal Court Clerk to read into the record Item VII. K: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AWARDING A BID FOR GRANT APPLICATION AND MANAGEMENT SERVICES AFFILIATED WITH THE BRIGHTON RECOVERY KENTUCKY CENTER TO ATKINS-ELROD & ASSOCIATES. Judge Moore commented Atkins Elrod Associates worked with us on our annual Woman's Recovery Center Grant. The County is a pass through for the funds and the management fees are paid through the Grant. 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.

L. Judge Moore asked the Fiscal Court Clerk to read into the record Item VII. L: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AWARDING THE PROPOSAL FOR ARCHITECTURAL DESIGN SERVICES FOR THE BOONE LINKS GOLF COURSE CLUBHOUSE PROJECT TO BRANDSTETTER CARROLL, INC. Judge Moore commented this is for the design work for the Clubhouse, the Court asked to see any plans before we budget any fund to cover the costs. Jeff Earlywine, County Administrator, added that two (2) design firms bid for the proposal focusing on the clubhouse. Commissioner Walton asked a question pertaining to number of golfers. Judge Moore commented the enhanced facility will increase non-golf revenue. Russ Gartner, Golf Pro, stated rounds are up from last year. Jeff Earlywine, commented league play and outings are a big component of golf and we need the facility to compete. Judge Moore stated architectural costs would be part of the project and added Mike Carroll is here for any 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.

M. Judge Moore asked the Fiscal Court Clerk to read into the record Item VII. M: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE ISSUANCE OF UP TO \$70,000,000 MAXIMUM AGGREGATE PRINCIPAL AMOUNT TAXABLE INDUSTRIAL BUILDING REVENUE BONDS, SERIES 2017, IN ORDER TO ASSIST THE KROGER CO., OR ASSIGNS, TO FINANCE THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF AN INDUSTRIAL BUILDING FACILITY LOCATED WITHIN THE COUNTY OF BOONE, KENTUCKY AND TO IMPROVE SAID FACILITY; AUTHORIZING THE ISSUANCE OF ADDITIONAL BONDS; PROVIDING FOR THE PLEDGE OF REVENUES FOR THE PAYMENT OF SAID BONDS; AUTHORIZING A LEASE AGREEMENT BETWEEN THE COUNTY OF BOONE, KENTUCKY AND THE KROGER CO., OR ASSIGNS, WITH RESPECT TO THE FACILITY (THE "AGREEMENT"); AUTHORIZING A TRUST INDENTURE APPROPRIATE FOR THE PROTECTION AND DISPOSITION OF SUCH REVENUES AND FURTHER TO SECURE THE PAYMENT OF SAID BONDS; AUTHORIZING A BOND PURCHASE AGREEMENT; AND AUTHORIZING A HOME OFFICE PAYMENT AGREEMENT. Jeff Earlywine, County Administrator, explained in March of 2017, the Count approved an MOA for space and jobs intended at this facility. The Bond will move the project forward. Judge Moore explained the PILOT Agreement stating this is the first major investment in the County by Kroger other than stores. Commissioner Flaig asked a question, Judge Moore responded. Judge Moore recognized Richard Spoor in the audience to answer 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.

ITEM VIII.

FISCAL MATTERS

A. Judge Moore presented the Invoice Report dated September 5th, 2017 and pre-paid Invoice Reports dated August 24th and August 31st, 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.

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B. Judge Moore presented the Golf Invoice Report dated September 5th, 2017 and the pre-paid Golf Invoice Reports dated August 24th and August 31st, 2017. Commissioner Flaig 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.

Judge Moore reminded the audience that all financials can be found on our website at OpenGov.com. The State Treasurer's office has contacted the County to partner with the State for a state-wide initiative to join OpenGov.

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. None presented.

ANNOUNCEMENTS

1. Judge Moore announced the Senior Picnic tickets are on sale, the picnic date is September 13th at the Fairgrounds.
2. The Sheriff's Department is holding a "Nite Out" on September 5th from 6:00 -9:00 at North Pointe Elementary. This is a free event.
3. The Boone County Transportation Plan is still taking suggestions and ideas. The website is www.booneky.oki.org and can also be found on our website. We want the public to be involved and give ideas.

ITEM XI. **ADJOURNMENT**

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.

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 during the Boone County Fiscal Court meeting of September 5, 2017.



Fiscal Court Clerk

Date: 9-20-2017