

MINUTES
BOONE COUNTY FISCAL COURT
Boone County Administration Building
Fiscal Courtroom (1st Floor)
Burlington, Kentucky
January 23, 2018
8:30 A.M.

ITEM I.

CALL TO ORDER

- A. Judge Gary W. Moore Called to Order the meeting of the Boone County Fiscal Court.
- B. Commissioner Charlie Walton presented the Invocation and the Pledge to the Flag.

Judge Moore noted this was a morning meeting and that once a quarter the meetings would be held in the morning to give more options to the community to attend.

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

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

ITEM II.

APPROVAL OF MINUTES

A. Judge Moore presented the Minutes from the January 9, 2018 Fiscal Court Meeting for approval. Commissioner Flaig moved, seconded by Commissioner Kenner, to approve the Minutes from the January 9, 2018 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 Mr. Bob Reece from Duke Energy. Mr. Reece was present to give information on the implementation of Smart Meters in Boone County. Mr. Reece explained the operation of Smart Meters and the future benefits of using them. There is an option to opt out from using the Smart Meters. Judge Moore asked a question concerning radiation from the meters or health issues. Mr. Reece responded, the meters use the same radio frequency as cell phones. Commissioner Flaig asked if all residences and businesses would be using the meters. Mr. Reece responded 99% of the customers, excluding large companies. Jeff Earlywine, County Administrator, asked if there was loss of power when the meters are switched. Mr. Reece responded, a momentary loss of power, 10-15 seconds. He also explained that the company installing the meters was Grid One, with marked vehicles, wearing uniforms and will have 2 ID badges with them. Judge Moore thanked Mr. Reece for his presentation.

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 EMILY FRICKE TO THE POSITION OF HUMAN RESOURCES RECEPTIONIST/ADMINISTRATIVE SUPPORT. Lori Zombek, Director of Human Resources, stated this position will fill the vacancy due to retirement of Beverly Looney as the Receptionist. 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 IV. B: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE PROMOTION, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF BRANDON MARKSBERRY TO THE POSITION OF BUILDING INSPECTOR LEVEL III FOR THE BOONE COUNTY BUILDING DEPARTMENT. Lori Zombek, Director of Human Resources, stated Brandon is an employee now and has completed his Level III certification. Judge Moore asked how many Level III inspectors we had, Jerry Noran, Chief Building Inspector, responded, a total of seven (7). 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 IV. C: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF DANIEL PRINDLE TO THE POSITION OF PC/LAN TECHNICIAN FOR THE DEPARTMENT OF INFORMATION SYSTEMS. Lori Zombek, Director of Human Resources, stated Mr. Prindle does have a degree in Media. Judge Moore added Daniel is the son of Ed Prindle, our Jailer. 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.

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, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF JARRAD ROBERTSON TO THE POSITION OF PC/LAN TECHNICIAN FOR THE PSCC DEPARTMENT. Lori Zombek, Director of Human Resources, stated this position will report to Jim Staverman. Judge Moore recognized Jarrad Robertson in the audience and thanked him for being here. 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.

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 APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF AMY KELLY TO A SEASONAL POSITION IN LAND MANAGEMENT FOR THE BOONE COUNTY PARKS DEPARTMENT. Lori Zombek, Director of Human Resources, stated this position is seasonal with no benefits. 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 APPOINTMENTS, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF HOLLAND RJEWSKI, PAYTON HUBBARD, EMILEE PIEPER AND MEGAN HUFF AS SEASONAL EMPLOYEES FOR THE 21ST CENTURY GRANT PROGRAM AS COUNSELORS FOR THE BOONE COUNTY PARKS DEPARTMENT. Lori Zombek, Director of Human Resources, stated these positions are paid with Grant money. 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.

G. Judge Moore asked the Fiscal Court Clerk to read into the record Item IV. G: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF RAYMOND KUES TO THE POSITION OF REFEREE FOR THE BOONE COUNTY PARKS DEPARTMENT. Lori Zombek, Director of Human Resources, stated this position is a seasonal position. Judge Moore asked what sport this referee would cover, David Whitehouse, Director of Parks responded, Volleyball. 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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H. Judge Moore asked the Fiscal Court Clerk to read into the record Item IV. H: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE OF TREVOR ZACHARY, TO THE POSITION OF HVAC TECHNICIAN FOR THE PROPERTY MAINTENANCE DEPARTMENT. Lori Zombek, Director of Human Resources, stated this position will fill a vacancy in Property Maintenance. 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.

I. Judge Moore asked the Fiscal Court Clerk to read into the record Item IV. I: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF MIKE WILSON TO THE POSITION OF SOLID WASTE SERVICES SUPERVISOR FOR THE PUBLIC WORKS DEPARTMENT. Lori Zombek, Director of Human Resources, stated this applicant is coming to us from the Boone County Schools. Judge Moore added this applicant is participating in the ENGAGE class the County is sponsoring. This position is open due to a resignation. 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.

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, WITH CONDITIONS, A REQUEST OF HILLTOP BASIC RESOURCES, INC. (APPLICANT) FOR DAVID J. BIEDENBENDER AND JAMES A. BIEDENBENDER (OWNERS) FOR A ZONING MAP AMENDMENT, SUCH ZONING MAP AMENDMENT BEING A ZONE CHANGE FROM AGRICULTURAL ESTATE (A-2) TO INDUSTRIAL TWO (I-2) FOR A 18.03 ACRE SITE LOCATED AT 3202 AND 3204 MINEOLA PIKE, BOONE COUNTY, KENTUCKY. Judge Moore asked if there was anyone in opposition to the request, none present. The recommendation from the Planning Commission was for approval with conditions. Jim Parsons, attorney for the applicant gave an overview of the project. Judge Moore asked if there were any questions from the Court, none presented. Commissioner Kenner moved, seconded by Commissioner Flaig, to approve the Ordinance, with conditions. 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 APPROVING, WITH CONDITIONS, A REQUEST OF BAYER BECKER (APPLICANT) FOR BEX FARMS, INC. (OWNER) FOR A ZONING MAP AMENDMENT FROM INDUSTRIAL ONE (I-1) TO INDUSTRIAL TWO (I-2), AND A CONDITIONAL USE PERMIT AND A VARIANCE, FOR AN APPROXIMATE 12 ACRE AREA LOCATED ON THE NORTHEAST CORNER OF THE PRODUCTION DRIVE/RESOURCE DRIVE INTERSECTION, INCLUDING THE PARCEL AT 1543 RESOURCE DRIVE, BOONE COUNTY, KENTUCKY. THE REQUEST IS FOR A ZONE CHANGE AND CONDITIONAL USE PERMIT TO ALLOW A SOLID WASTE TRANSFER STATION, AND A VARIANCE FROM SECTION 1143, #14, PARAGRAPH "I" OF THE BOONE COUNTY ZONING REGULATIONS TO ALLOW THE SPACING REQUIREMENT BETWEEN A PARCEL CONTAINING A SOLID WASTE TRANSFER STATION AND A PARCEL CONTAINING A SINGLE FAMILY RESIDENCE TO BE REDUCED. Judge Moore explained the text amendment change that was passed by the Court previously that needed to happen before the project could be presented. The applicant is now requesting approval to build the facility. Judge Moore asked if there was anyone present in opposition to the project, none presented. The Planning Commission was a unanimous approval for the project. Katie Evans from Best Way Disposal thanked the Court and the Planning Commission staff for all their work on the project. Commissioner Flaig moved, seconded by Commissioner Walton, to approve the Ordinance, with conditions. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0.

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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, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF CHARLES KENNER TO THE BOONE CONSERVANCY BOARD. Judge Moore stated other Commissioners have served on this Board and he was appointing Commissioner Kenner to fill the vacancy. Commissioner Walton moved, seconded by Commissioner Flaig, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 3-0 with 1 abstention by Commissioner Kenner.

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 AWARDDING THE BID FOR COUNTY BANKING SERVICES TO BB&T. Ben Reece, Treasurer, stated sealed bids were taken in December and received from four (4) different banks. A team reviewed the bids and is recommending BB&T due to their highest rate of return, best on-line service and lowest fees. Commissioner Flaig asked a question as to how often we bid for this service. Discussion followed. Jeff Earlywine, County Administrator, stated there is no set schedule of a bid cycle. 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.

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 GRANTING A GAS UTILITY EASEMENT TO DUKE ENERGY ON BEHALF OF THE BOONE COUNTY, KENTUCKY PUBLIC PROPERTIES CORPORATION. Jeff Earlywine, County Administrator, explained this is for the Safran Landing System expansion to relocate the main gas line to the property. The easement is 20' x 100'. Commissioner Flaig asked a question, Jeff Earlywine responded. 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.

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 THE BID FOR TREE REMOVAL SERVICES TO THE DAVEY TREE AND LAWN CARE EXPERT COMPANY. Matthew Webster, Assistant County Administrator, explained bids were received in December for the removal of large dead or dying trees from the Emerald Ash Borer in our Parks and Golf Courses. Only 1 bid was received, it is of good value and the prices are guaranteed for 1 year. We would like to offer the bid again to establish a pool of companies for this project. Commissioner Flaig asked a question, Matthew Webster responded. 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 VII. D: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE REMOVAL AND RELOCATION OF ALL ABANDONED GRAVES IN THE WILLIAM AYLOR CEMETERY LOCATED ON PROPERTY OWNED BY AMAZON.COM SERVICES, INC. Jeff Earlywine, County Administrator, stated the applicant is Jeannine Kreinbrink from K & V Cultural Resources Management, LLC. They are relocating existing unmaintained graves from the north side of Aero Parkway, property formerly owned by the Vesper family. This cemetery has about 20 graves and is known as the William Aylor Cemetery. They will be moved to the Hebron Lutheran Cemetery. All family members have been contacted and Affidavits signed in agreement of the moving of the graves. Judge Moore stated it is a State law to follow this process in moving graves and read the requirements and process for moving the graves. There was 1 family descendant present in the audience. 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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ITEM VIII.

FISCAL MATTERS

A. Judge Moore presented the Invoice Report dated January 23rd, 2018 and pre-paid Invoice Reports dated January 11th and January 18th, 2018. 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 23rd, 2018 and a pre-paid Golf Invoice Report dated January 11th, 2018. 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

C. Judge Moore presented the Treasurer's Interfund Transfer Report ending November 30, 2017. Commissioner Kenner moved, seconded by Commissioner Flaig to approve the Treasurer's Interfund Transfer Report for November, 2017. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE 4-0

D. Judge Moore presented the Treasurer's Interfund Transfer Report ending December 31, 2017. Commissioner Walton moved, seconded by Commissioner Kenner to approve the Treasurer's Interfund Transfer Report for December, 2017. 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 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:

Judge Moore announced there will be a Planning Commission Public Open House to Kick-Off Plan 2040 Wednesday, January 24, 4-7p.m. at the Historic Boone County Courthouse.

Judge Moore announced the next meeting of the Fiscal Court will be Tuesday, February 13, 2018 at 5:30 P.M.

ITEM XI

ADJOURNMENT

Judge Moore called for adjournment of the Fiscal Court Meeting. Commissioner Kenner moved, seconded by Commissioner Flaig, 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 January 23, 2018.


Fiscal Court Clerk

Date: 14 February 2018