

MINUTES
BOONE COUNTY FISCAL COURT
Boone County Administration Building
Fiscal Courtroom (1st Floor)
Burlington, Kentucky
August 6, 2013
5:30 P.M.

ITEM I.

CALL TO ORDER

Judge Gary W. Moore called to order the meeting of the Boone County Fiscal Court.

Present: Gary W. Moore, County Judge/Executive
Matt Dedden, Commissioner, District 1
(Absent) Charles E. Kenner, Commissioner, District 2
Charlie Walton, Commissioner, District 3
Robert Neace, County Attorney

Staff: Ben Reece, Finance Director
Ben Huff, Sheriff's Department
Jeffrey S. Earlywine, County Administrator/Deputy Judge/Executive
Lisa Buerkley, Assistant County Administrator
Daphne Kornblum, Fiscal Court Clerk

ITEM II.

APPROVAL OF MINUTES

Commissioner Walton moved, seconded by Commissioner Dedden, to approve the Minutes from the meeting of July 16, 2013. Judge Moore called for a vote on the motion, MOTION PASSES (3-0).

Commissioner Walton moved, seconded by Commissioner Dedden, to approve the Minutes from the meeting of July 25, 2013. Judge Moore called for a vote on the motion, MOTION PASSES (3-0).

ITEM III.

PRESENTATIONS

None at this time.

ITEM IV.

PERSONNEL MATTERS

Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 13-145, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE APPOINTMENT OF LANA VINES, BY GARY W. MOORE, COUNTY JUDGE EXECUTIVE, TO THE POSITION OF HUMAN RESOURCES ASSISTANT. Lisa Buerkley, Assistant County Administrator made comments. Commissioner Dedden moved, seconded by Commissioner Walton, to approve the resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 3-0.

Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 13-146, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE SEASONAL APPOINTMENT OF TANNER COLEMAN, BY GARY W. MOORE, COUNTY JUDGE EXECUTIVE, IN THE BOONE COUNTY PARKS DEPARTMENT. Judge Moore and Commissioner Walton made comments. Commissioner Walton moved, seconded by Commissioner Dedden, to approve the resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 3-0.

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ITEM V.

ORDINANCES

Judge Moore asked the Fiscal Court Clerk to read into the record the second reading of ordinance 13-14, AN ORDINANCE OF THE BOONE COUNTY FISCAL COURT RELATING TO APPROVAL, WITH CONDITIONS, FOR A REQUEST OF CORPOREX PARKS OF KENTUCKY, LLC (OWNER) FOR A CHANGE IN AN APPROVED CONCEPT DEVELOPMENT PLAN IN AN INDUSTRIAL ONE/PLANNED DEVELOPMENT (I-1/PD) ZONE FOR A 35.2723 ACRE TRACT GENERALLY LOCATED ON THE SOUTH SIDE OF GATEWAY BOULEVARD ACROSS FROM THE PROPERTIES AT 2100 AND 2200 GATEWAY BOULEVARD, ON THE NORTH SIDE OF CONRAD LANE ACROSS FROM DERBY FARMS SUBDIVISION AND REGAL RIDGE SUBDIVISION, AND TO THE EAST OF THE KENTUCKY ARMY NATIONAL GUARD FACILITY AT 2676 CONRAD LANE, BOONE COUNTY, KENTUCKY. Judge Moore made comments. Commissioner Walton moved, seconded by Commissioner Dedden, to approve the ordinance with conditions as recommended by the Planning Commission. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 3-0.

Judge Moore asked the Fiscal Court Clerk to read into the record the second reading of ordinance 13-15, AN ORDINANCE RELATING TO THE BOONE COUNTY FISCAL COURT AMENDING IN PART, ORDINANCE 12-03 AS CODIFIED IN CHAPTER 71 OF THE BOONE COUNTY, KENTUCKY CODE OF ORDINANCES SECTIONS 71.01, 71.08 71.10, 71.11, 71.12, 71.13 AND 71.15 FOR VEHICLES STOPPED, PARKED OR LEFT STANDING ON OR OVER ANY ROAD OR STREET OR RIGHT OF WAY LOCATED WITHIN BOONE COUNTY, THE CITY OF UNION OR THE CITY OF WALTON AND FOR VEHICLES STOPPED, PARKED OR LEFT STANDING ON OR OVER PARKING LOTS OR SPACES OWNED OR MAINTAINED BY THE COUNTY OF BOONE, THE CITY OF UNION OR THE CITY OF WALTON. Judge Moore and Jeff Earlywine made comments. Commissioner Walton moved, seconded by Commissioner Dedden, to approve the ordinance. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 3-0.

Judge Moore asked the Fiscal Court Clerk to read into the record the second reading of ordinance 13-16, AN ORDINANCE RELATING TO THE BOONE COUNTY FISCAL COURT AMENDING IN PART, ORDINANCE 12-04 AS CODIFIED IN CHAPTER 73 SECTION 73.03 OF THE BOONE COUNTY, KENTUCKY CODE OF ORDINANCES TO PROVIDE A HEARING BOARD FOR ENFORCEMENT OF COUNTY ORDINANCES FOR VEHICLES STOPPED PARKED OR LEFT STANDING ON OR OVER ANY ROAD, STREET OR RIGHT OF WAY LOCATED WITHIN THE COUNTY, CITY OF UNION OR CITY OF WALTON AND FOR VEHICLES PARKED OR LEFT STANDING ON OR OVER ANY PARKING LOT OR SPACE OWNED OR MAINTAINED BY THE COUNTY, CITY OF UNION OR CITY OF WALTON. Judge Moore made comments. Commissioner Dedden moved, seconded by Commissioner Walton, to approve the ordinance. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 3-0.

Judge Moore asked the Fiscal Court Clerk to read into the record the second reading of ordinance 13-17, AN ORDINANCE RELATING TO THE BOONE COUNTY FISCAL COURT ENACTING AND ADOPTING A SUPPLEMENT TO THE CODE OF ORDINANCES FOR THE COUNTY OF BOONE, KENTUCKY. Judge Moore made comments. Commissioner Walton moved, seconded by Commissioner Dedden, to approve the ordinance. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 3-0.

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ITEM VI.

JUDGE'S REPORT

Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 13-147, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, RE-APPOINTING LEWIS DIAZ TO THE NORTHERN KENTUCKY AREA DEVELOPMENT DISTRICT BOARD OF DIRECTORS. Judge Moore made comments. Commissioner Dedden moved, seconded by Commissioner Walton, to approve the resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 3-0.

Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 13-148, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, APPOINTING RANDALL THAMAN TO FULFILL THE UNEXPIRED TERM OF CHRIS RAHSCHULTE ON THE VERONA FIRE PROTECTION DISTRICT BOARD. Judge Moore made comments. Commissioner Walton moved, seconded by Commissioner Dedden, to approve the resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 3-0.

ITEM VII.

ADMINISTRATIVE MATTERS

Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 13-149, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING GARY W. MOORE, COUNTY JUDGE-EXECUTIVE, TO SUBMIT A GRANT APPLICATION TO THE KENTUCKY OFFICE OF HOMELAND SECURITY (KOHS). Jeff Smith, citizen asked a question to which Judge Moore and Jeff Earlywine responded. Commissioner Walton moved, seconded by Commissioner Dedden, to approve the resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 3-0.

Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 13-150, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING A PROFESSIONAL SERVICE AGREEMENT FOR ENGINEERING SERVICES BETWEEN THE BOONE COUNTY FISCAL COURT AND VIOX & VIOX. A discussion ensued amongst Fiscal Court members. Judge Moore made a motion to approve the resolution as presented. No second was made and the motion died. Commissioner Walton moved to approve the resolution with a 60 day contract period, seconded by Judge Moore. Jeff Earlywine made comments. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 3-0.

Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 13-151, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AWARDDING THE BID FOR THE CONSTRUCTION OF THE RECYCLING BUILDING SHELL TO TRITON SERVICES. Lisa Buerkley made comments. Commissioner Walton asked a question to which Lisa Buerkley and Judge Moore responded. Commissioner Walton moved, seconded by Commissioner Dedden, to approve the resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 3-0.

Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 13-152, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AWARDDING THE BID FOR THE CONSTRUCTION OF A DOUBLE BOX CULVERT UNDER LIMABURG CREEK ROAD TO STRAIGHT EDGE CONSTRUCTION, LLC. Lisa Buerkley made comments. Commissioner Dedden moved, seconded by Commissioner Walton, to approve the resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 3-0.

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Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 13-153, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE RENEWAL OF A LEASE AGREEMENT WITH BURLINGTON BAPTIST CHURCH ON BEHALF OF AOC FOR THE PROVISION OF PUBLIC PARKING. Lisa Buerkley and Judge Moore made comments. Commissioner Walton moved, seconded by Commissioner Dedden, to approve the resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 3-0.

Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 13-154, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING A JOB DESCRIPTION CHANGE IN THE ASSISTED HOUSING DEPARTMENT. Judge Moore and Jeff Earlywine made comments. Commissioner Walton moved, seconded by Commissioner Dedden, to approve the resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 3-0.

ITEM VIII.

FISCAL MATTERS

Commissioner Walton moved, seconded by Commissioner Dedden, to approve Invoice Report (8-6-13) and pre paid Invoice report (7-26-13). Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (3-0).

Commissioner Dedden moved, seconded by Commissioner Walton to approve Golf Course Invoice Report (8-6-13) and pre paid Invoice Report (7-26-13). Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (3-0).

ITEM IX.

OLD BUSINESS

None at this time

ITEM X.

NEW BUSINESS

Charlene Hoofring, citizen, spoke about the noise issue living close to the Amazon Building along Langley Drive. Judge Moore asked questions to which Charlene Hoffring responded. Jeff Earlywine and Judge Moore made comments.

Jeff Earlywine gave a staff report that included a recommendation to authorize a Request for Proposal process for the Valley Orchard property. Judge Moore made comments. Commissioner Walton asked questions to which Jeff Earlywine and Judge Moore responded. Commissioner Dedden asked a question to which Jeff Earlywine and Bob Neace, County Attorney responded. Jeff Smith, citizen, asked a question to which Judge Moore responded. There was a consensus of the court to move forward with the RFP process.

ITEM XI.

ADJOURNMENT

Commissioner Walton moved, seconded by Commissioner Dedden, to adjourn the meeting, ALL PRESENT VOTING AYE (3-0).

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CLERK CERTIFICATION

I, Daphne Kornblum, 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 August 6, 2013.

Daphne Kornblum
Fiscal Court Clerk

Date: 8/6/13