

MINUTES
BOONE COUNTY FISCAL COURT
Boone County Administration Building
Fiscal Courtroom (1st Floor)
Burlington, Kentucky
December 20, 2011
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
Charles E. Kenner, Commissioner, District 2
Charlie Walton, Commissioner, District 3
Robert Neace, County Attorney

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

ITEM II.

APPROVAL OF MINUTES

Commissioner Kenner moved, seconded by Commissioner Walton, to approve the Minutes from the meeting of December 6, 2011. Judge Moore called for a vote on the motion, MOTION PASSES (4-0).

ITEM III.

PRESENTATIONS

Kelly Chapman was present to give the awards to the coloring calendar contest winners. Judge Moore and the Commissioners participated in this presentation.

Judge Moore moved Item VII. A up on the agenda and asked the Fiscal Court Clerk to read into the record Resolution 11-188, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE SHERIFF'S BUDGET, GENERAL TERM ORDER, AND ANNUAL ORDER FOR THE CALENDAR YEAR 2012. Rob Reuthe, Sheriff's Department, presented the FY 2012 Sheriff's Budget. Commissioner Kenner and Commissioner Dedden asked a question to which Rob Reuthe responded. Judge Moore made comments. Steven Fritz, citizen, asked a question to which 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 4-0.

ITEM IV.

PERSONNEL MATTERS

Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 11-181, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT OF MATTHEW VAROS TO THE POSITION OF SEASONAL PROPERTY MAINTENANCE TECHNICIAN. Lisa Buerkley, Assistant County Administrator, made comments. Commissioner Dedden moved, seconded by Commissioner Kenner, to approve the resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

ITEM V.

ORDINANCES

Judge Moore moved Item V. B up on the agenda due to the time constraints of Mitch Light with Planning & Zoning. Judge Moore asked the Fiscal Court Clerk to read into the record the First Reading, presented by Mitch Light, AN ORDINANCE RELATING TO APPROVAL, WITH CONDITIONS, FOR THE REQUEST OF PROFESSIONAL DESIGN ASSOCIATES, INC.(APPLICANT) FOR BIG FAT FAMILY LTD. PARTNERSHIP (OWNER) FOR A CHANGE IN AN APPROVED CONCEPT DEVELOPMENT PLAN

MINUTES
BOONE COUNTY FISCAL COURT
Boone County Administration Building
Fiscal Courtroom (1st Floor)
Burlington, Kentucky
December 20, 2011
5:30 P.M.

AND A CONDITIONAL USE PERMIT IN A COMMERCIAL ONE (C-1) ZONE FOR A 0.557 ACRE SITE LOCATED AT 1041 BURLINGTON PIKE, BOONE COUNTY, KENTUCKY. Mitch Light, Planning & Zoning, gave a presentation. Jeff Earlywine asked a question to which Mitch Light responded. Second reading will held at the January 24, 2012 Fiscal Court Meeting. Judge Moore explained public comments will be taken at the second reading.

Judge Moore asked the Fiscal Court Clerk to read into the record the second reading of AN ORDINANCE RELATING TO APPROVAL, WITH CONDITIONS, FOR THE REQUEST OF PETER, NANCY AND BRETT BLACKMORE (APPLICANTS) FOR PETER AND NANCY BLACKMORE (OWNERS) FOR A ZONING MAP AMENDMENT, SUCH ZONING MAP AMENDMENT BEING A ZONE CHANGE FROM AGRICULTURE (A-1) TO RECREATION (R) FOR A 5 ACRE SITE LOCATED AT 13989 RYLE ROAD, BOONE COUNTY, KENTUCKY. Judge Moore made comments. Greg Voss, Attorney for the Blackmore's made comments. Judge Moore asked a question to which Greg Voss responded. Dave Tudasing, Nicole Duvall, Janice Soper, Mr. Duvall, Gayle Hillely, citizens, made comments. Greg Voss gave closing comments. Judge Moore and Jeff Earlywine made comments. Judge Moore asked a question to which Jeff Earlywine responded. Commissioner Walton asked a question to which Greg Sketch responded. Commissioner Walton asked a question to which Greg Voss responded. Commissioner Walton asked a question to which Les Hill, Sheriff's Department, and Greg Sketch responded. Commissioner Walton asked a question to which Jeff Earlywine responded. Commissioner Dedden asked a question to which Les Hill and Bob Neace, County Attorney responded. Commissioner Walton and Commissioner Dedden asked a question to which Greg Sketch and Jeff Earlywine responded. Jerome Sye asked a question to which Judge Moore responded. Commissioner Kenner made comments. Commissioner Dedden moved, seconded by Commissioner Kenner, to approve the ordinance. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 3-1. (Aye: Judge Moore, Commissioner Dedden, Commissioner Kenner, Nay: Commissioner Walton).

ITEM VI.

JUDGE'S REPORT

Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 11-182, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, RE-APPOINTING MIKE FORD TO THE BOONE COUNTY PLANNING AND ZONING COMMISSION. Judge Moore made comments. Commissioner Walton moved, seconded by Commissioner Kenner, to approve the resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 11-183, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, RE-APPOINTING MARK HICKS TO THE BOONE COUNTY PLANNING AND ZONING COMMISSION. Judge Moore made comments. Mr. Duvall made comments. Commissioner Kenner moved, seconded by Commissioner Dedden, to approve the resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 11-184, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, RE-APPOINTING MIKE GIORDANO AND CHARLES CAIN TO THE BOONE COUNTY WATER DISTRICT COMMISSION BOARD. Judge Moore and Commissioner Walton made comments. Commissioner Walton moved, seconded by Commissioner Kenner, to approve the resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 11-185, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, RE-APPOINTING BARBARA WILSON TO THE TAX

MINUTES
BOONE COUNTY FISCAL COURT
Boone County Administration Building
Fiscal Courtroom (1st Floor)
Burlington, Kentucky
December 20, 2011
5:30 P.M.

ADVISORY BOARD, MENTAL HEALTH. Judge Moore made comments. 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.

Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 11-186, A RESOLUTION OF THE BOONE COUNTY FISCAL COURT APPROVING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, RE- APPOINTING EMILY SHELTON TO THE TAX ADVISORY BOARD, INTELLECTUAL DISABILITY. Judge Moore and Mr. Duvall 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 4-0.

Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 11-187, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, APPOINTING ROGER ROLFES TO FINISH THE UNFULFILLED TERM OF TED BUSHELMAN ON THE NORTHERN KENTUCKY AREA DEVELOPMENT DISTRICT COUNCIL ON AGING. Judge Moore made comments. 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 VII.

ADMINISTRATIVE MATTERS

Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 11-189, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING GARY W. MOORE, COUNTY JUDGE-EXECUTIVE, TO PURCHASE REAL PROPERTY FROM LESLIE AND JANICE SIMPSON, INCLUDING AN APPROXIMATE 81 ACRE PARCEL LOCATED AT 9223 CAMP ERNST ROAD, UNION KENTUCKY IN CONNECTION WITH THE GUNPOWDER CREEK LAND PRESERVATION PROJECT. Judge Moore and Jeff Earlywine made comments. Commissioner Dedden made comments and asked a question to which Bob Neace, Judge Moore and Jeff Earlywine responded. Commissioner Dedden asked a question to which Lisa Buerkley and Jeff Earlywine responded. Judge Moore made comments. Steven Fritz and Cathy Flaig, citizens made comments. Terry Donahue, citizen, asked a question to which Jeff Earlywine and Commissioner Dedden responded. Commissioner Walton made comments. Dr. Ann Gunkel, Don Clare, Eugenia Cicero, Mark Jacobs, Dr. Steve Airlin, Gayle Hilley, Brian Miller, citizens, made comments. Commissioner Walton and Commissioner Dedden made comments. Judge Moore made closing comments. Commissioner Kenner moved, seconded by Judge Moore, to approve the resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 11-190, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING GARY W. MOORE, COUNTY JUDGE-EXECUTIVE, TO ENTER INTO A PROFESSIONAL SERVICE AGREEMENT WITH VIOX AND VIOX ENGINEERING FOR THE PURPOSE OF SURVEY SERVICES IN CONNECTION WITH THE GUNPOWDER CREEK LAND PRESERVATION PROJECT. Adam Howard, Director of Government and Community Relations, made comments. 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.

Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 11-191, A RESOLUTION OF THE BOONE COUNTY FISCAL COURT AUTHORIZING THE COUNTY JUDGE/EXECUTIVE TO EXECUTE A LEASE AGREEMENT EXTENSION FOR AN APPROXIMATELY 44.5 ACRE PARCEL OF PROPERTY LOCATED AT 5989 BURLINGTON PIKE, BELLEVIEW KENTUCKY IN WESTERN BOONE COUNTY WITH THE BOONE CONSERVANCY, INC. Judge Moore made comments. 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.

MINUTES
BOONE COUNTY FISCAL COURT
Boone County Administration Building
Fiscal Courtroom (1st Floor)
Burlington, Kentucky
December 20, 2011
5:30 P.M.

Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 11-192, A RESOLUTION OF THE BOONE COUNTY FISCAL COURT AUTHORIZING THE COUNTY JUDGE/EXECUTIVE TO EXECUTE A LEASE AGREEMENT EXTENSION FOR AN APPROXIMATELY 129 ACRE PARCEL OF PROPERTY LOCATED AT 5865 BURLINGTON PIKE, BELLEVIEW KENTUCKY IN WESTERN BOONE COUNTY WITH THE BOONE CONSERVANCY, INC. Judge Moore made comments. Commissioner Dedden moved, seconded by Commissioner Kenner, to approve the resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 11-193, A RESOLUTION OF THE BOONE COUNTY FISCAL COURT APPROVING AN EXTENSION OF AN EXISTING LEASE AGREEMENT WITH THE COMMONWEALTH OF KENTUCKY FOR PROPERTY LOCATED AT 2995 WASHINGTON STREET, BURLINGTON, KENTUCKY. Lisa Buerkley and Judge Moore made comments. Commissioner Walton moved, seconded by Commissioner Kenner, to approve the resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 11-194, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AWARDED THE BID TO PURCHASE BRAKE PARTS TO SMYTH AUTOMOTIVE PARTS AND AUTOZONE AUTO PARTS AND THE PURCHASE OF EQUIPMENT FILTERS BE AWARDED TO GEORGE'S TRUCK CENTER. Greg Sketch 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 4-0.

ITEM VIII.

FISCAL MATTERS

Commissioner Kenner moved, seconded by Commissioner Walton, to approve Invoice Report (12-20-11) and pre-paid invoice report dated (12-9-11). Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0).

Commissioner Dedden moved, seconded by Commissioner Kenner to approve Golf Course Invoice Report (12-20-11) and pre-paid Golf Course invoice report dated (12-9-11). Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0).

ITEM VIII.

OLD BUSINESS

None at this time.

ITEM IX.

NEW BUSINESS

None at this time.

ITEM XI.

ADJOURNMENT

Commissioner Kenner moved, seconded by Commissioner Walton, to adjourn the meeting, ALL PRESENT VOTING AYE (4-0).

MINUTES
BOONE COUNTY FISCAL COURT
Boone County Administration Building
Fiscal Courtroom (1st Floor)
Burlington, Kentucky
December 20, 2011
5:30 P.M.

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 December 20, 2011.

Daphne Kornblum
Fiscal Court Clerk

Date: 1/11/12