

**MINUTES**  
**BOONE COUNTY FISCAL COURT**  
**Boone County Administration Building**  
**Fiscal Courtroom (1<sup>st</sup> Floor)**  
**Burlington, Kentucky**  
**August 11, 2020**  
**8:30 A.M.**

**ITEM I.**

**CALL TO ORDER**

- A. Judge/Executive Gary W. Moore Called to Order the meeting of the Boone County Fiscal Court.
- B. Judge/Executive Gary W. Moore 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  
Jesse A. Brewer, Commissioner, District 3  
Robert Neace, County Attorney

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

**ITEM II.**

**APPROVAL OF MINUTES**

A. Judge Moore presented the Minutes from the July 28<sup>th</sup>, 2020 Fiscal Court Meeting for approval. Commissioner Kenner moved, seconded by Commissioner Brewer, to approve the Minutes from the July 28<sup>th</sup>, 2020 Fiscal Court Meeting, with no changes or corrections. Judge Moore called for a vote on the motion, ALL PRESENT VOTING - AYE 4-0.

**ITEM III.**

**PRESENTATIONS**

- A. Judge Moore asked to defer the presentation from the Health Department until the next meeting.

**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 STATUS CHANGE, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF BILLY ANGEL TO AN EXEMPT POSITION AS FLEET SERVICES SUPERVISOR FOR THE PUBLIC WORKS DEPARTMENT. Jeff Earlywine, County Administrator, stated this was an appropriate classification after evaluating the position. Commissioner Kenner moved, seconded by Commissioner Brewer, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING - AYE 4-0.

**MINUTES**  
**BOONE COUNTY FISCAL COURT**  
**Boone County Administration Building**  
**Fiscal Courtroom (1<sup>st</sup> Floor)**  
**Burlington, Kentucky**  
**August 11, 2020**  
**8:30 A.M.**

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 APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF KEVIN VOGELPOHL, TO FILL THE FULL-TIME POSITION OF DEPUTY DIRECTOR FOR THE BOONE COUNTY EMERGENCY MANAGEMENT DEPARTMENT. Lori Zombek, Director of Human Resources, congratulated Steve Hearne on his retirement and presented the new candidate. Commissioner Brewer 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 IV C: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF KEITH FELDHAUS TO THE PART-TIME POSITION OF SOLID WASTE SERVICES RECYCLING TECHNICIAN FOR THE PUBLIC WORKS DEPARTMENT. Lori Zombek, Director of Human Resources, presented the candidate. 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.

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 SEASONAL EMPLOYEES FOR THE BOONE COUNTY PARKS DEPARTMENT. Lori Zombek, Director of Human Resources, presented the candidates. Commissioner Flaig moved, seconded by Commissioner Brewer, 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 BRAD CARR AND DANIEL LEE AS SEASONAL NEW HIRES FOR THE PRO SHOP AT THE BOONE COUNTY GOLF COURSES. Lori Zombek, Director of Human Resources, presented the candidates. Commissioner Kenner 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: AN ORDINANCE RELATING TO THE BOONE COUNTY FISCAL COURT, KENTUCKY, AMENDING ORDINANCE NO. 2019-17, ENACTED ON JULY 23, 2019, AND AMENDED ON NOVEMBER 26, 2019, RELATING TO THE USE OF GOLF CARTS ON CERTAIN DESIGNATED COUNTY STREETS AND ROADWAYS. Matthew Webster, Assistant County Administrator, stated a Petition was presented by the area neighbors and an application filed. This area is around Boone Aire Road. Judge Moore stated the Second Reading will be held September 8<sup>th</sup>.

**MINUTES**  
**BOONE COUNTY FISCAL COURT**  
**Boone County Administration Building**  
**Fiscal Courtroom (1<sup>st</sup> Floor)**  
**Burlington, Kentucky**  
**August 11, 2020**  
**8:30 A.M.**

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, KENTUCKY APPROVING, WITH CONDITIONS, THE REQUEST OF JIM THOMAS (APPLICANT) FOR THE HARPER COMPANY (OWNER) FOR A CHANGE IN CONCEPT DEVELOPMENT PLAN IN A INDUSTRIAL ONE (I-1) ZONE AND DIMENSIONAL VARIANCES FOR AN APPROXIMATE 5.39 ACRE SITE LOCATED TO THE IMMEDIATE EAST OF THE PROPERTY AT 1648 PETERSBURG ROAD, BOONE COUNTY, KENTUCKY. Jeff Earlywine, County Administrator, stated there were questions from the Court on the First Reading and the Staff has been working with the Applicant. The Planning Commission had forwarded seven (7) Conditions of Approval and Jeff Earlywine reported that two (2) Conditions had been modified and an eighth (8<sup>th</sup>) Condition added with the support of the Applicant. Mr. Jerry Dusing representing the Applicant/Owner spoke and explained the history of the site. Mr. Carter Dickerson of Viox & Viox presented the new landscaping plan. Discussion was had with Commissioners and Applicant/Owner. Commissioner Flaig moved, seconded by Commissioner Kenner, to approve the Ordinance, with the eight (8) Conditions as modified. 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 the Second Reading of Item V. C: AN ORDINANCE RELATING TO THE BOONE COUNTY FISCAL COURT, KENTUCKY APPROVING, WITH CONDITIONS, THE REQUEST OF VIOX & VIOX, INC. (APPLICANT) FOR DOMASCHKO PROPERTIES, LLC (OWNER) FOR A ZONING MAP AMENDMENT, SUCH ZONING MAP AMENDMENT BEING A ZONE CHANGE FROM COMMERCIAL SERVICES (C-3) TO INDUSTRIAL ONE (I-1) FOR AN APPROXIMATE 6.63 ACRE TRACT LOCATED AT 11061 DIXIE HIGHWAY, BOONE COUNTY, KENTUCKY. Jeff Earlywine, County Administrator, stated there are no changes to this request. Commissioner Kenner moved, seconded by Commissioner Flaig, 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, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF DURRAN ALEXANDER TO THE PARKING VIOLATION AND 911 DWELLING UNIT SERVICE FEE HEARING BOARD. Judge Moore stated this is a new appointment. Commissioner Brewer 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 Court to Table Item VII. A until next meeting when the Health Department can attend. Commissioner Flaig moved, seconded by Commissioner Brewer to Table the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING - AYE 4-0

**MINUTES**  
**BOONE COUNTY FISCAL COURT**  
**Boone County Administration Building**  
**Fiscal Courtroom (1<sup>st</sup> Floor)**  
**Burlington, Kentucky**  
**August 11, 2020**  
**8:30 A.M.**

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 HUD ASSISTED HOUSING POLICY WAIVERS ADOPTED TO OPERATE DURING COVID-19 RESTRICTIONS FOR THE ASSISTED HOUSING DEPARTMENT. Ruth Tanner, Director of Assisted Housing stated there is a long list of waivers due to COVID. Commissioner Brewer asked a question, Ruth Tanner responded. Judge Moore asked about the waiting list, Ruth responded there are 750 people on the list. Commissioner Brewer 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 AUTHORIZING THE PURCHASE OF THREE (3) 1.5 TON TRUCKS FROM BEECHMONT FORD AT THE TOTAL PRICE OF \$198,500.00 FROM A PREVIOUS BID AWARD FOR THE PUBLIC WORKS DEPARTMENT. Rob Franxman, County Engineer, stated these bids were approved in November, 2019 with a one year price guarantee. 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 Reports dated August 11<sup>th</sup>, 2020 and pre-paid Invoice Reports dated July 30<sup>th</sup> and August 6<sup>th</sup>, 2020. Commissioner Kenner moved, seconded by Commissioner Brewer, 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 Reports dated August 11<sup>th</sup>, 2020 and pre-paid Golf Invoice Reports dated July 30<sup>th</sup> and August 6<sup>th</sup>, 2020. Commissioner Flaig moved, seconded by Commissioner Brewer, to approve the Golf Invoice Reports. 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.

**ITEM XI.**

**ADJOURNMENT**

Judge Moore called for adjournment of the Fiscal Court Meeting. Commissioner Brewer moved, seconded by Commissioner Kenner, to adjourn the meeting. ALL PRESENT VOTING - AYE 4-0.

**MINUTES**  
**BOONE COUNTY FISCAL COURT**  
**Boone County Administration Building**  
**Fiscal Courtroom (1<sup>st</sup> Floor)**  
**Burlington, Kentucky**  
**August 11, 2020**  
**8:30 A.M.**

NEXT FISCAL COURT MEETING – Tuesday, August 25<sup>th</sup>, 2020 at 5:30 P.M.

**CLERK CERTIFICATION**

The Fiscal Court Clerk does hereby certify that this is a true and accurate record of the actions taken during the Boone County Fiscal Court meeting of August 11<sup>th</sup>, 2020.

  
**Fiscal Court Clerk**

Date: 26 August 2020