

MINUTES
BOONE COUNTY FISCAL COURT
Boone County Administration Building
Fiscal Courtroom (1st Floor)
Burlington, Kentucky
November 10, 2020
5:30 P.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 BRIAN KING TO THE FULL-TIME POSITION OF FLEET SERVICES MECHANIC FOR THE DIVISION OF FLEET SERVICES AT THE PUBLIC WORKS DEPARTMENT. Lori Zombek, Director of Human Resources, presented the candidate. Commissioner Brewer 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: First Reading of AN ORDINANCE RELATING TO THE BOONE COUNTY FISCAL COURT, KENTUCKY APPROVING, WITH CONDITIONS, A REQUEST OF PAUL HEMMER COMPANY (APPLICANT) FOR KENTON COUNTY AIRPORT BOARD (OWNER) FOR A ZONING MAP AMENDMENT FROM AGRICULTURAL ESTATE (A-2) TO INDUSTRIAL ONE/PLANNED DEVELOPMENT (I-1/PD) FOR A 108.481 ACRE AREA LOCATED ON THE EAST SIDE OF BULLITTSVILLE ROAD, IMMEDIATELY NORTH OF THE PROPERTY AT 5208 BULLITTSVILLE ROAD, BOONE COUNTY, KENTUCKY; AND THE REQUEST OF PAUL HEMMER COMPANY (APPLICANT) FOR KENTON COUNTY AIRPORT BOARD (OWNER) FOR A CONCEPT DEVELOPMENT PLAN IN A INDUSTRIAL ONE/PLANNED DEVELOPMENT (I-1/PD) ZONE FOR A 166.221 ACRE AREA LOCATED ON THE NORTHWEST CORNER OF THE NORTH BEND ROAD/GATEWAY BOULEVARD INTERSECTION AND IMMEDIATELY SOUTH OF THE PROPERTY AT 3675 NORTH BEND ROAD, BOONE COUNTY, KENTUCKY. Michael Schwartz, Planner with Planning Commission presented slides of the 275 acre site showing 2 different concept development plans that are being proposed. The project was approved unanimously by Planning Commission with 18 conditions. Judge Moore stated throughout the discussion that there is no connection to Bullittsville Road at this time. Discussion followed with questions from the Commissioners. Adam Hemmer was in the audience and proposed construction to begin by mid-year 2021. Judge Moore stated the Second Reading will be December 8, 2020.

B. Judge Moore asked the Fiscal Court Clerk to read into the record the First Reading of Item V. B: First Reading of 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, AND ORDINANCE NO. 2020-20, ENACTED ON SEPTEMBER 8, 2020, RELATING TO THE USE OF GOLF CARTS ON CERTAIN DESIGNATED COUNTY STREETS AND ROADWAYS IN THE COOL SPRINGS SUBDIVISION. Rob Franxman, County Engineer, stated this request is from the Cool Springs Subdivision at US 42 & Frogtown Road. It covers eleven streets and approximately 300 homes. Discussion was followed pertaining crossing of US 42. Judge Moore stated the Second Reading will be December 8, 2020.

C. Judge Moore asked the Fiscal Court Clerk to read into the record the Second Reading of Item V. C: Second Reading of AN ORDINANCE RELATING TO THE BOONE COUNTY FISCAL COURT, APPROVING AN AMENDMENT OF BOONE COUNTY CODE OF ORDINANCES CHAPTER 91 RELATING TO ANIMALS AND FOWL PREVIOUSLY ADOPTED BY ORDINANCE 840.5 ON FEBRUARY 28, 1995 AND AMENDED BY ORDINANCE 03-13 ON MAY 20, 2003 AND ORDINANCE 2016-19 ON SEPTEMBER 6, 2016. Colleen Bray, Director of Animal Care and Control was present for any questions from the Court, none presented. 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.

D. Judge Moore asked the Fiscal Court Clerk to read into the record the Second Reading of Item V. D: Second Reading of AN ORDINANCE RELATING TO THE BOONE COUNTY FISCAL COURT, KENTUCKY APPROVING, WITH CONDITIONS, THE REQUEST OF AL NEYER (APPLICANT) FOR PATRICK MULDOON, LAURA MULDOON, DOROTHY JEAN WEBB AND KENTON COUNTY AIRPORT BOARD (OWNERS) FOR A ZONING MAP AMENDMENT, SUCH ZONING MAP AMENDMENT BEING A ZONE CHANGE FROM SUBURBAN RESIDENTIAL ONE (SR-1) TO INDUSTRIAL ONE (I-1) FOR A 70.505 ACRE SITE LOCATED AT 1601 AND 1669 ELIJAH CREEK ROAD, AT

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THE EASTERN TERMINUS OF ASBURY WAY, AND ON THE NORTH SIDE OF PETERSBURG ROAD APPROXIMATELY 415 FEET EAST OF THE PETERSBURG ROAD/CONNER ROAD INTERSECTION, BOONE COUNTY. Jeff Earlywine, County Administrator, reviewed two (2) amendment to the specific conditions of approval concerning truck parking and the extension of right of way for Elijah Creek Road for future planning. Ryan Reardon, representative for the Neyer Company, acknowledged acceptance of the two amendments as presented. Judge Moore thanked Neyer for agreeing to the conditions as stated. Jeff Earlywine stated the conditions are aligned with the property forever. Judge Moore asked if there was anyone present in favor or against the project, none presented. Commissioner Brewer moved, with the amended conditions agreed on by the Developer, seconded by Commissioner Flaig, to approve the Resolution. 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 RE-APPOINTMENTS BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF LEAH AKIN, VERA HALL, JAMES MIDDENDORF, DANIEL RIEGLER AND TYLER WHISMAN TO THE BOONE COUNTY LOCAL BOARD OF HEALTH. Judge Moore stated that these appointments are coordinated with their professions. 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.

B. Judge Moore asked the Fiscal Court Clerk to read into the record Item VI. B: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE RE-APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF JAMES DAUGHERTY AND RICHARD KNOCK TO THE BOONE COUNTY WATER DISTRICT BOARD OF COMMISSIONERS. Judge Moore stated this Board will be involved with the new rural water plan. 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 VI. C: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE RE-APPOINTMENT BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF GREG AMMON, JOHN B. WALTON, DAVID WHITEHOUSE AND DAVID KOESTER TO THE CENTRAL PARK ARBORETUM ADVISORY COUNCIL. 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.

D. Judge Moore asked the Fiscal Court Clerk to read into the record Item VI. D: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE RE-APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF GREG BREETZ, DAVID BROWN, HARVEY RICHARDSON AND JESSE SHIPP TO THE AVIATION NOISE ABATEMENT COMMITTEE. Commissioner Brewer moved, seconded by Commissioner Kenner, 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 VI. E: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE RE-APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF CHARLES KENNER TO THE BOONE CONSERVANCY BOARD. Commissioner Flaig moved, seconded by Commissioner Brewer, 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.

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F. Judge Moore asked the Fiscal Court Clerk to read into the record Item VI. F: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE RE-APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF MICHAEL WILSON AND JEREMY KLEIER TO THE NORTHERN KENTUCKY SOLID WASTE MANAGEMENT TECHNICAL ADVISORY COMMITTEE. 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.

G. Judge Moore asked the Fiscal Court Clerk to read into the record Item VI. G: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE RE-APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF KATHY REUTMAN-BRYANT TO THE TAX ADVISORY BOARD ON INTELLECTUAL DISABILITY. 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.

H. Judge Moore asked the Fiscal Court Clerk to read into the record Item VI. H: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF BEN BRANDSTETTER TO FILL THE UNEXPIRED TERM OF AARON BLUDWORTH ON THE TRI-COUNTY ECONOMIC DEVELOPMENT CORPORATION BOARD OF DIRECTORS. Judge Moore stated that Mr. Bludworth asked to be removed from the Board. 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.

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 ACKNOWLEDGING RECEIPT AND MAKING A PART OF THE OFFICIAL RECORD A STAFF REPORT CERTIFYING THE COMPLETION OF ANNUAL EMPLOYEE PERFORMANCE EVALUATIONS AND CORRESPONDING PAY ADJUSTMENTS FOR FY2021. Jeff Earlywine, County Administrator, stated this is an internal housekeeping matter to form an audit trail. 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.

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 AND ACCEPTING THE PROPOSAL FOR NOT-FOR-PROFIT AGENT SERVICES FOR THE UNSHELTERED INDIVIDUALS RFP RECEIVED FROM WELCOME HOUSE OF NORTHERN KENTUCKY TO IMPLEMENT THE BOONE COUNTY COLD WEATHER SHELTERING EMERGENCY PLAN FOR THE 2020-2021 WINTER SEASON. Laura Pleiman, Director of Human Services, presented data and outlined the costs associated with the plan. 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.

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 AND APPROVING A CONTRACT WITH INTEGRATED ENGINEERING IN THE AMOUNT OF \$20,133.50 AS THE DESIGN CONSULTANT FOR THE LITTON LANE EXTENSION. Rob Franxman, County Engineer, stated the option to extend Litton Lane with public right-of-way was created 4 years ago. 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.

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ITEM VIII.

FISCAL MATTERS

A. Judge Moore presented the Invoice Reports dated November 10th, 2020 and a pre-paid Invoice Report dated October 30th, 2020. Commissioner Kenner moved, seconded by Commissioner Flaig, 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 November 10th, 2020 and a pre-paid Golf Invoice Report dated October 30th, 2020. Commissioner Brewer moved, seconded by Commissioner Kenner, 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.

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

NEXT FISCAL COURT MEETING – Tuesday, November 24th, 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 November 10th, 2020.


Fiscal Court Clerk

Date: Nov 25, 2020

ANNOUNCEMENTS:

Judge Moore thanked two of our Commissioners, Commissioner Kenner and Commissioner Brewer for their service as Veterans.

Judge Moore thanked everyone for the successful Household Hazardous Waste event that was held.

The County Clerk's office at the Florence City Building is now open.

The Graves Road Interchange will be open very soon.