

**MINUTES**  
**BOONE COUNTY FISCAL COURT**  
**Boone County Administration Building**  
**Fiscal Courtroom (1<sup>st</sup> Floor)**  
**Burlington, Kentucky**  
**November 9, 2010**  
**5:30 P.M.**

**ITEM I.**

**CALL TO ORDER**

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

Staff: Lisa Buerkley, County Treasurer  
Mike Hall, Sheriff's Department  
Greg Sketch, County Engineer  
Robin Curry, Assistant County Administrator  
Jeffrey S. Earlywine, County Administrator/Deputy Judge/Executive  
Jeff Smith, Assistant County Attorney  
Daphne Kornblum, Fiscal Court Clerk

Jeffrey Earlywine, County Administrator, began the meeting with a welcome and stated Judge Moore was out of town and in his absence one of the Commissioners would need to preside over the Fiscal Court Meeting. Commissioner Moore moved, seconded by Commissioner Flaig, to appoint Commissioner Kenner as the presiding officer for the meeting. Jeffrey Earlywine called for a vote on the motion, ALL PRESENT VOTING 3-0.

**ITEM II.**

**APPROVAL OF MINUTES**

Commissioner Moore moved, seconded by Commissioner Flaig, to approve the Minutes from the meeting of October 19, 2010. Commissioner Kenner called for a vote on the motion, MOTION PASSES (3-0).

**ITEM III.**

**PRESENTATIONS**

Commissioner Kenner read and presented a proclamation to the St. Henry High School Girls Soccer Team for winning their State Championship. Coaches and players representing the team were in attendance.

**ITEM IV.**

**PERSONNEL MATTERS**

Commissioner Kenner asked the Fiscal Court Clerk to read into the record Resolution 10-154, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE APPOINTMENT OF KELLY UNDERWOOD TO THE POSITION OF PART TIME KENNEL TECHNICIAN AT THE BOONE COUNTY ANIMAL SHELTER. Robin Curry, Assistant County Administrator, made comments about the appointment. Commissioner Flaig moved, seconded by Commissioner Moore, to approve the resolution. Commissioner Kenner called for a vote on the motion, ALL PRESENT VOTING 3-0.

Commissioner Kenner asked the Fiscal Court Clerk to read into the record Resolution 10-155, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPOINTING KEVIN VOGELPOHL TO A PART-TIME POSITION IN THE EMERGENCY MANAGEMENT DEPARTMENT. Robin Curry, Assistant County Administrator, made comments about the appointment. Commissioner Moore moved, seconded by Commissioner Flaig, to approve the resolution. Commissioner Kenner called for a vote on the motion, ALL PRESENT VOTING 3-0.

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**ITEM V.**

**ORDINANCES**

Commissioner Kenner asked the Fiscal Court Clerk to read into the record the Second Reading of Ordinance 10-12, AN ORDINANCE RELATING TO THE APPROVAL OF AN AMENDMENT TO THE BOONE COUNTY ZONING REGULATIONS, SUCH AMENDMENT TO BE MADE TO SECTION 1305 "PERMITTED USES". Jeffrey Earlywine, County Administrator gave an explanation of the zoning amendment permitted uses. Commissioner Moore moved, seconded by Commissioner Flaig, to approve the ordinance. Commissioner Kenner called for a vote on the motion, ALL PRESENT VOTING 3-0.

**ITEM VI.**

**JUDGE'S REPORT**

Commissioner Kenner asked the Fiscal Court Clerk to read into the record Resolution 10-156, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, RE-APPOINTING KEITH NOEL AND GARY WILMHOF TO THE BOONE COUNTY SHERIFF MERIT BOARD. Commissioner Kenner made comments. Commissioner Flaig moved, seconded by Commissioner Moore, to approve the resolution. Commissioner Kenner called for a vote on the motion, ALL PRESENT VOTING 3-0.

Commissioner Kenner asked the Fiscal Court Clerk to read into the record Resolution 10-157, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, RE-APPOINTING KELLEY JENSEN AND KATHY REUTMAN-BRYANT TO THE TAX ADVISORY BOARD FOR DEVELOPMENTAL DISABILITY (FORMERLY KNOWN AS M.R.). Jeffrey Earlywine made comments. Commissioner Moore moved, seconded by Commissioner Flaig, to approve the resolution. Commissioner Kenner called for a vote on the motion, ALL PRESENT VOTING 3-0.

Commissioner Kenner asked the Fiscal Court Clerk to read into the record Resolution 10-158, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, RE-APPOINTING GENE KIRCHNER AND SHIRLEY PEENO TO THE TAX ADVISORY BOARD FOR SENIOR CITIZENS. Commissioner Kenner made brief comments. Commissioner Flaig moved, seconded by Commissioner Moore, to approve the resolution. Commissioner Kenner called for a vote on the motion, ALL PRESENT VOTING 3-0.

**ITEM VII.**

**ADMINISTRATIVE MATTERS**

Commissioner Kenner asked the Fiscal Court Clerk to read into the record Resolution 10-159, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE 2011 FISCAL COURT CALENDAR. Jeffrey Earlywine made comments. Commissioner Flaig moved, seconded by Commissioner Moore, to approve the resolution. Commissioner Kenner called for a vote on the motion, ALL PRESENT VOTING 3-0.

Commissioner Kenner asked the Fiscal Court Clerk to read into the record Resolution 10-160, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING JUDGE/EXECUTIVE GARY W. MOORE TO EXECUTE AN AGREEMENT BETWEEN THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET AND THE BOONE COUNTY FISCAL COURT FOR THE LIMABURG ACCESS ROAD AND SIDEWALK PROJECT. Greg Sketch gave brief comments. Commissioner Flaig moved, seconded by Commissioner Moore, to approve the resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 3-0.

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Commissioner Kenner asked the Fiscal Court Clerk to read into the record Resolution 10-161, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING JUDGE/EXECUTIVE GARY W. MOORE TO EXECUTE AN AGREEMENT BETWEEN THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET AND THE BOONE COUNTY FISCAL COURT FOR THE LIMABURG ACCESS ROAD AND SIDEWALK PROJECT. Jeffrey Earlywine gave brief comments. Commissioner Moore asked a question to which Jeffrey Earlywine responded. Commissioner Moore moved, seconded by Commissioner Flaig, to approve the resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 3-0.

**ITEM VIII.**

**FISCAL MATTERS**

Jeff Earlywine and Lisa Buerkley presented the FY 2011 – First Quarter Report. Jeffrey Earlywine made comments.

Commissioner Moore moved, seconded by Commissioner Flaig, to approve Invoice Report (11-9-10) and pre-paid invoice report dated (10-22-10). Commissioner Kenner called for a vote on the motion, ALL PRESENT VOTING AYE (3-0).

Commissioner Flaig moved, seconded by Commissioner Moore to approve Golf Course Invoice Report (11-9-10) and pre-paid Golf Course invoice report dated (10-20-10). Commissioner Kenner called for a vote on the motion, ALL PRESENT VOTING AYE (3-0).

Commissioner Flaig moved, seconded by Commissioner Moore to approve the Monthly Financial Report and Interfund Transfer for September. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (3-0).

**ITEM VIII.**

**OLD BUSINESS**

None at this time.

**ITEM IX.**

**NEW BUSINESS**

Commissioner Kenner asked the Fiscal Court Clerk to read into the record Resolution 10-162, A RESOLUTION RELATING TO THE REASSIGNMENT OF RECOVERY ZONE ECONOMIC DEVELOPMENT BONDS (RZEDB) TO SANITATION DISTRICT NO.1. Jeffrey Earlywine gave brief comments on why the resolution was added to the Fiscal Court Agenda. Commissioner Flaig asked a question to which Jeffrey Earlywine responded. Commissioner Moore asked a question to which Jeffrey Earlywine responded. Jeff Smith, citizen asked a question to which Commissioner Kenner and Jeffrey Earlywine responded. Commissioner Moore moved, seconded by Commissioner Kenner, to approve the resolution. Commissioner Kenner called for a vote on the motion, ALL PRESENT VOTING 2-1, Commissioner Flaig voting against.

**ITEM XI.**

**ADJOURNMENT**

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

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CLERK CERTIFICATION

I, Daphne Kernblum, 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 November 9, 2010.

Daphne Kernblum  
Fiscal Court Clerk

Date: 11 / 29 / 10