

MINUTES
BOONE COUNTY FISCAL COURT
Boone County Administration Building
Fiscal Courtroom #203 (2nd Floor)
Burlington, Kentucky
Tuesday, February 14, 2006
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
Cathy H. Flaig, Commissioner, District 1
Charles E. Kenner, Commissioner, District 2
Terri Moore, Commissioner, District 3
Jeff Smith, Assistant County Attorney

Staff: Shawn Cox, Community Development Director
Robin Curry, Assistant County Administrator
Col. Les Hill, Sheriff's Department
Melanie M. Morris, Executive Assistant
James E. Parsons, County Administrator/Deputy Judge/Executive
Louis Kelly, Fiscal Court Clerk
Greg Sketch, County Engineer

ITEM I.

Commissioner Flaig moved, seconded by Commissioner Moore, approving Resolution 06-06 appointing Louis Kelly as Fiscal Court Clerk. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0) (Exhibit I C)

ITEM II.

APPROVAL OF MINUTES

Commissioner Kenner moved, seconded by Commissioner Flaig, to approve the Minutes from the meeting of January 17, 2006. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0). (Exhibit II A)

ITEM IV.

ORDINANCES

After second reading, Commissioner Flaig moved, seconded by Commissioner Kenner to approve ordinance 06-02, an ordinance of the Boone County Fiscal Court approving, with conditions, a request of William Martin (Applicant) for Burlington Retail Center, LLC (Owner) for a change in an approved concept development plan in a Commercial Four/Planned Development (C-4/PD) zone for a 15.42 acre site located at 1751 through 1793 Patrick Drive (Shoppes at Burlington), Boone County, Kentucky. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0) (Exhibit IV A) Prior to the passage of this ordinance, Kelvin Payton from Kroger voiced concerns over a condition of the approval but after discussing the issue with Greg Sketch and Jim Parsons, Mr. Payton was assured that the condition was not an impediment to his business.

After second reading, Commissioner Moore moved, seconded by Commissioner Flaig to approve ordinance 06-03, an ordinance of the Boone County Fiscal Court approving, with conditions, a request of Cartec Engineering and Brandicorp (Applicants) for Brandicorp (Owner) for a zoning map amendment, such zoning map amendment being a zone change from Suburban Residential Two/Planned Development (SR-2/PD) to Commercial Four/Planned Development (C-4/PD) for a 3.39 acre site generally located on the south side of Patrick Drive, across from the property at 1816 Patrick Drive, Boone County, Kentucky. Judge Moore called a vote on the motion, ALL PRESENT VOTING AYE (4-0) (Exhibit IV B)

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ITEM VI.

ADMINISTRATIVE MATTERS

Commissioner Kenner moved, seconded by Commissioner Flaig, to approve Resolution 06-07, a Resolution of the Boone County Fiscal Court adopting the Northern Kentucky Regional Hazard Mitigation Plan. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0) (Exhibit VI A)

Commissioner Kenner moved, seconded by Commissioner Moore, to approve Resolution 06-08, a Resolution of the Boone County Fiscal Court authorizing Gary W. Moore, County Judge/Executive to execute any and all documents between the United States of America and the Boone County Fiscal Court for the transfer of the property at Big Bone Landing. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0) (Exhibit VI B)

Commissioner Flaig moved, seconded by Commissioner Moore, to approve Resolution 06-09, a Resolution of the Boone County Fiscal Court awarding the bid for the Wildcat Drive extension to Paul Michels & Sons, Inc. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0) (Exhibit VI C)

A public hearing was opened regarding closing a portion of Garrison Creek Road. At that time, Greg Sketch displayed a map outlining the portion of Garrison Creek Road which would be closed. Following Greg's presentation, property owner Carl Hennigan spoke about concerns over having an adequate turnaround at his property and concerns over access to family cemeteries located at the end of the existing right-of-way. Also the manager of the property, Dan O'Haren, spoke of concerns over liability of people socializing at the end of the right-of-way.

Following the public hearing, Commissioner Kenner moved, seconded by Commissioner Flaig to table a proposed Resolution that would close a portion of the right-of-way for Garrison Creek Road. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0) (Exhibit VI D)

Commissioner Kenner moved, seconded by Commissioner Moore to approve Resolution 06-10, a Resolution of the Boone County Fiscal Court authorizing the purchase of vehicles for the Boone County Sheriff's Department for Fiscal Year 2007. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0) (Exhibit VI E)

Commissioner Flaig moved, seconded by Commissioner Moore to approve Resolution 06-11, a Resolution of the Boone County Fiscal Court awarding the bids for contract mowing for the Boone County Parks Department. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0) (Exhibit VI F)

Commissioner Kenner moved, seconded by Commissioner Moore to approve Resolution 06-12, a Resolution of the Boone County Fiscal Court authorizing Gary W. Moore, County Judge/Executive to execute an agreement between Jefferson Audio Video Systems, Inc. for the Fiscal Courtroom audio systems. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0) (Exhibit VI G)

Commissioner Flaig moved, seconded by Commissioner Moore to approve Resolution 06-13, a Resolution of the Boone County Fiscal Court relating to the Commonwealth of Kentucky assuming full

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responsibility for housing all prisoners. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0) (Exhibit VI H)

Commissioner Kenner moved, seconded by Commissioner Moore to approve Resolution 06-14, a Resolution of the Boone County Fiscal Court authorizing the acceptance of Gavin Lane into the County Road Maintenance system upon certain conditions. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0) Exhibit VI I)

Commissioner Kenner moved, seconded by Commissioner Moore to approve Resolution 06-15, a Resolution of the Boone County Fiscal Court authorizing Gary W. Moore, County Judge/Executive to submit a Federal Aid Transportation Enhancement Program application for historic Burlington sidewalk improvements. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0) (Exhibit VI J)

ITEM X.

FISCAL MATTERS

Commissioner Moore moved, seconded by Commissioner Flaig, to approve an invoice report dated 02-09-06 and prepaid invoice reports dated 01-20-06, 01-26-06, and 02-02-06. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0). (Exhibits XA, A1, A2,A3)

Commissioner Moore moved, seconded by Commissioner Kenner to approve the Public Safety Project claims list. Judge Moore

ITEM XI.

ADJOURNMENT

Commissioner Moore moved, seconded by Commissioner Kenner, to adjourn the meeting, ALL PRESENT VOTING AYE (4-0). The meeting was adjourned at 6:10p.m.

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CLERK CERTIFICATION

I, _____, 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 February 14, 2006.

Louis Kelly
Fiscal Court Clerk

Date: _____