

MINUTES
BOONE COUNTY FISCAL COURT
Boone County Administration Building
Fiscal Courtroom #203 (2nd Floor)
Burlington, Kentucky
Tuesday, March 28, 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
J.R. Schrand, County Attorney
Jeff Smith, Assistant County Attorney

Staff: Lisa Buerkley, County Treasurer
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 II.

APPROVAL OF MINUTES

Commissioner Kenner moved, seconded by Commissioner Flaig, to approve the Minutes from the meeting of March 14, 2006. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (3-0). (Exhibit II A)

ITEM III.

DELEGATIONS

Boy Scout Troop 219 was in attendance.

ITEM IV.

PERSONNEL MATTERS

Commissioner Flaig moved, seconded by Commissioner Kenner, to approve Resolution 06-30, a Resolution of the Boone County Fiscal Court authorizing Gary W. Moore, County Judge/Executive, to appoint Delorise Snelling to the position of receptionist in the Assisted Housing Department. Judge Moore called a vote on the motion, ALL PRESENT VOTING AYE (3-0). (Exhibit IV A)

Commissioner Flaig moved, seconded by Commissioner Kenner, to approve Resolution 06-31, a Resolution of the Boone County Fiscal Court authorizing Gary W. Moore, County Judge/Executive, to appoint Kevin Peach to the position of inspector in the Public Works Department. Judge Moore called a vote on the motion, ALL PRESENT VOTING AYE (3-0). (Exhibit IV B)

Commissioner Kenner moved, seconded by Commissioner Flaig, to approve Resolution 06-32, a Resolution of the Boone County Fiscal Court authorizing Gary W. Moore, County Judge/Executive, to appoint Shelli Allen as a temporary bookkeeper in the Finance Department. Judge Moore called a vote on the motion, ALL PRESENT VOTING AYE (3-0). (Exhibit IV C)

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ITEM V.

ORDINANCES/RESOLUTIONS

Arguments were held regarding the Planning Commission's report recommending denial of the request of One Eleven Developers LLC for a zoning map amendment. Tim Theissen of Strauss and Troy argued on behalf of the developers, while Burlington residents Chuck Bray, Carol Woods, Susan Archambeau, Darlene (inaudible last name), Chuck Reed, and Steven Hines argued against the development.

After hearing the arguments, Commissioner Kenner moved, seconded by Commissioner Flaig to approve Resolution 06-33, a Resolution of the Boone County Fiscal Court denying the request of One Eleven Developers LLC (applicant) for Roslyn Wachs, Trustee (Owner) for a zoning map amendment, such zoning map amendment being a zone change from agricultural estate (A-2) to suburban residential (SR-1) for a 50.78 acre tract located on the north side of Burlington Pike, between the properties at 3300 and 3446 Burlington Pike and across from the Burlington Pike/Saddle Ridge intersection, Boone County, Kentucky. Judge Moore called a vote on the motion, ALL PRESENT VOTING AYE (3-0). (Exhibit V B)

Kevin Wall of the Planning Commission gave a presentation and there was a first reading of Ordinance 06-04 an Ordinance of the Boone County Fiscal Court approving, with conditions, a request of Toebben Ltd. (applicant) for Toebben Ltd. (Owner) for a zoning map amendment, such zoning map amendment being a zone change from Agricultural Estate (A-2) to Rural Suburban (RS), and variances to allow the front and rear setbacks for certain proposed flag lots to be reduced from 40 feet to 10 feet, both for a 55.966 acre site located at 2188 Rice Pike, Boone County, Kentucky. (Exhibit V C)

No date was scheduled for the second reading during this meeting.

ITEM VI.

JUDGE'S REPORT

Judge Moore read a proclamation declaring April as "Child Abuse Prevention Month." (Exhibit VI A)

Commissioner Flaig moved, seconded by Commissioner Kenner to approve Resolution 06-34, a Resolution of the Boone County Fiscal Court approving the action of Gary W. Moore, County Judge Executive, appointing members to the Boone County Citizen Corps Council. Judge Moore called a vote on the motion, ALL PRESENT VOTING AYE (3-0). (Exhibit VI B)

ITEM VII.

OLD BUSINESS

There was no old business at this meeting.

ITEM VIII.

ADMINISTRATIVE MATTERS

County Administrator Jim Parsons gave a report and delivered a memorandum on funding issues for the Northern KY Drug Strike Force. (Exhibit VIII A)

Commissioner Kenner moved, seconded by Commissioner Flaig to approve Resolution 06-35, a Resolution of the Boone County Fiscal Court declaring certain property as surplus property. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (3-0). (Exhibit VIII B)

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Commissioner Flaig moved, seconded by Commissioner Kenner to approve Resolution 06-36, a Resolution of the Boone County Fiscal Court authorizing the purchase of furniture for the Property Valuation Administrator's office. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (3-0). (Exhibit VIII C)

Commissioner Flaig moved, seconded by Commissioner Kenner to approve Resolution 06-37, a Resolution of the Boone County Fiscal Court awarding the bids for Phase I of the Historic Burlington Sidewalk project to Jarco, Inc. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (3-0). (Exhibit VIII D)

Commissioner Kenner moved, seconded by Commissioner Flaig to approve Resolution 06-38, a Resolution of the Boone County Fiscal Court authorizing Gary W. Moore, County Judge/Executive, to execute an agreement between Viox & Viox, Inc. for engineering services for the Oakbrook relocation. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (3-0). (Exhibit VIII E)

Commissioner Kenner moved, seconded by Commissioner Flaig to approve Resolution 06-39, Resolution of the Boone County Fiscal Court authorizing the submission of a grant application to the Kentucky Transportation Cabinet, for the Kentucky Safe Routes to School program. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (3-0). (Exhibit VIII F)

ITEM IX.

NEW BUSINESS

Jim Parsons noted that Boone County had received a Bond Rating of AA-2 by Moody's Financial for the financial bonds that will be used for the Petersburg Community Center and the Boone County Fire Training Center. Mr. Parsons commended Lisa Buerkely and her Finance Staff for their contribution in receiving this high bond rating.

ITEM X.

FISCAL MATTERS

Commissioner Flaig moved, seconded by Commissioner Kenner, to approve an invoice report dated 03-23-06 and a prepaid invoice report dated 03-17-06. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (3-0). (Exhibits X A, A1)

Commissioner Flaig moved, seconded by Commissioner Kenner, to approve Court Order #5, an order of the Boone County Fiscal Court authorizing transfers in the amount of \$94,410 within the adopted Fiscal Year 2005-2006 budget. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (3-0). (Exhibit X B)

Commissioner Kenner moved, seconded by Commissioner Flaig, to approve the monthly financial report for February 2006. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (3-0). (Exhibit X C)

ITEM XI.

ADJOURNMENT

Commissioner Flaig moved, seconded by Commissioner Kenner, to adjourn the meeting, ALL PRESENT VOTING AYE (3-0). The meeting was adjourned at 6:50 p.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 March 28, 2006.

Louis Kelly
Fiscal Court Clerk

Date: _____