

MINUTES
BOONE COUNTY FISCAL COURT
Boone County Administration Building
Fiscal Courtroom (1st Floor)
Burlington, Kentucky
Tuesday, January 16, 2007
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
Charles E. Kenner, Commissioner, District 2
Terri Moore, Commissioner, District 3
J.R. Schrand, County Attorney
Jeff Smith, Assistant County Attorney

Staff: Lisa Buerkley, County Treasurer
Robin Curry, Assistant County Administrator
Col. Les Hill, Sheriff's Department
Melanie M. Morris, Executive Assistant
Jeffrey S. Earlywine, County Administrator/Deputy Judge/Executive
Louis Kelly, Fiscal Court Clerk
Greg Sketch, County Engineer

Commissioner Flaig was not present at this meeting.

ITEM II.

APPROVAL OF MINUTES

Commissioner Kenner moved, seconded by Commissioner Moore, to approve the Minutes from the meeting of January 2, 2007. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (3-0).

ITEM III.

DELEGATIONS

There were no delegations at this meeting.

ITEM IV.

PERSONNEL MATTERS

Commissioner Kenner moved, seconded by Commissioner Moore to approve Resolution 07-16 a Resolution of the Boone County Fiscal Court authorizing position classifications in the Boone County Parks Department. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (3-0). (Exhibit IV A)

Commissioner Moore moved, seconded by Commissioner Kenner to approve Resolution 07-17, a Resolution of the Boone County Fiscal Court appointing Greg Bulmer as Golf Course Superintendent. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (3-0). (Exhibit IV B)

Commissioner Kenner moved, seconded by Commissioner Moore to approve Resolution 07-18, a Resolution of the Boone County Fiscal Court authorizing salary adjustments for Parks Laborer 2 and Parks Laborer 3/Truck Driver positions. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (3-0). (Exhibit IV C)

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ITEM V.

ORDINANCES

Zone Change, IDI – Holt

Mitch Light gave a presentation and first reading was given for AN ORDINANCE OF THE BOONE COUNTY FISCAL COURT APPROVING, WITH CONDITIONS, FOR A REQUEST OF INDUSTRIAL DEVELOPMENTS INTERNATIONAL (APPLICANT) FOR DONALD AND EVELYN HOLT (OWNERS) FOR A ZONING MAP AMENDMENT, SUCH ZONING MAP AMENDMENT BEING A ZONE CHANGE FROM RURAL SUBURBAN ESTATES (RSE) TO INDUSTRIAL ONE (I-1) FOR A 1.098 ACRE SITE LOCATED AT 2392 GRAVES ROAD, BOONE COUNTY, KENTUCKY.

Second reading for this ordinance was tentatively scheduled for the February 13th meeting.

Zone Change, McBride/Conner - Kroger

Kevin Costello gave a presentation and first reading was given for AN ORDINANCE OF THE BOONE COUNTY FISCAL COURT APPROVING, WITH CONDITIONS, FOR A REQUEST OF ANNE MCBRIDE, MCBRIDE DALE CLARION (APPLICANT) FOR MICHAEL A. CONNER AND LINDA H. CONNER (OWNERS) FOR A ZONING MAP AMENDMENT FROM SUBURBAN RESIDENTIAL TWO (SR-2) TO COMMERCIAL TWO/PLANNED DEVELOPMENT (C-2/PD) FOR APPROXIMATELY 15.3 ACRES OF AN APPROXIMATE 24 ACRE SITE GENERALLY LOCATED ON THE SOUTHWEST CORNER OF THE KY 20/KY 237 INTERSECTION, BOONE COUNTY, KENTUCKY; AND APPROVING, WITH CONDITIONS, OF A CONCEPT DEVELOPMENT PLAN IN A COMMERCIAL TWO/PLANNED DEVELOPMENT (C-2/PD) ZONE FOR APPROXIMATELY 8.7 ACRES OF AN APPROXIMATE 24 ACRE SITE GENERALLY LOCATED ON THE SOUTHWEST CORNER OF THE KY 20/KY 237 INTERSECTION, BOONE COUNTY, KENTUCKY.

Second reading for this ordinance was tentatively scheduled for the February 13th meeting.

Amendment to Development Area #1

Second reading was given for AN ORDINANCE AMENDING THE LEGAL DESCRIPTION OF BOONE COUNTY DEVELOPMENT AREA NO. 1 AS DESCRIBED IN EXHIBIT "A" OF ORDINANCE 05-13, SAID ORDINANCE HAVING BEEN ADOPTED ON SEPTEMBER 20, 2005.

Following second reading Commissioner Kenner moved, seconded by Commissioner Moore to approve the Ordinance. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (3-0). (Exhibit V C)

Establishment of Development Area #2

Second reading was given for AN ORDINANCE OF THE FISCAL COURT OF THE COUNTY OF BOONE, KENTUCKY ("COUNTY"), AUTHORIZING AND ESTABLISHING A DEVELOPMENT AREA FOR INFRASTRUCTURE DEVELOPMENT TO BE KNOWN AS THE "BOONE COUNTY, DEVELOPMENT AREA NO. 2"; ESTABLISHING THE PERCENTAGE OF INCREMENT THAT THE COUNTY OF BOONE WILL DISTRIBUTE EACH YEAR; REQUESTING FOR INCREMENTS FROM BOONE COUNTY IN ACCORDANCE WITH AND PURSUANT TO THE PROVISIONS OF THE INCREMENTAL FINANCING FOR ECONOMIC DEVELOPMENT ACT, KRS 65.680 TO 65.699; APPROVING AND AUTHORIZING THE MAXIMUM AMOUNT OF INCREMENTS TO BE SUBMITTED;

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AND TO TAKE SUCH OTHER ACTIONS AS ARE NECESSARY OR REQUIRED WITH RESPECT TO THE ESTABLISHMENT OF THE "BOONE COUNTY DEVELOPMENT AREA NO. 2", INCLUDING THE AUTHORITY TO ENTER INTO GRANT CONTRACTS WITH OTHER CITIES OR COUNTIES AND TO IMPOSE ASSESSMENT FEES ON NEWLY CREATED JOBS WITHIN THE DEVELOPMENT AREA.

Commissioner Moore moved, seconded by Commissioner Kenner to approve the Ordinance. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (3-0). (Exhibit V D)

ITEM VI.

JUDGE'S REPORT

Commissioner Moore moved, seconded by Commissioner Kenner to approve Resolution 07-19, a Resolution of the Boone County Fiscal Court approving the action of Gary W. Moore, County Judge Executive, appointing Addia Wuchner as a representative of the General Assembly to the Northern Kentucky Convention and Visitors Bureau. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (3-0). (Exhibit VI A)

ITEM VII.

OLD BUSINESS

There was no old business before the Court at this meeting.

ITEM VIII.

ADMINISTRATIVE MATTERS

Commissioner Kenner moved, seconded by Commissioner Moore to approve Resolution 07-20, a Resolution of the Boone County Fiscal Court authorizing and directing Gary W. Moore, County Judge Executive, to submit to the Governor's Office for Local Development a Recovery Kentucky CDBG funds renewal application for the Recovery Kentucky Project in Boone County. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (3-0). (Exhibit VIII A)

Commissioner Moore moved, seconded by Commissioner Kenner to approve Resolution 07-21, a Resolution of the Boone County Fiscal Court authorizing the appointment of a viewing committee regarding the request to close and vacate the dedicated access right-of-way situated between lot 388 and 389 in the Highland Acres Subdivision. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (3-0). (Exhibit VIII B)

Commissioner Kenner moved, seconded by Commissioner Moore to approve Resolution 07-22, a Resolution of the Boone County Fiscal Court awarding the bid for equipment relocation and generator replacement in the Administration Building to Atkins & Stang, Inc. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (3-0). (Exhibit VIII C)

ITEM IX.

NEW BUSINESS

There was no new business before the Court at this meeting.

ITEM X.

FISCAL MATTERS

Commissioner Moore moved, seconded by Commissioner Kenner, to approve an invoice report dated 01-12-07 & 01-16-07 and a prepaid invoice report dated 01-05-07. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (3-0).

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Commissioner Kenner moved, seconded by Commissioner Moore to approve the Monthly Financial Report for December 2006. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (3-0).

Commissioner Moore moved, seconded by Commissioner Kenner to approve a fiscal order of the Boone County Fiscal Court authorizing transfers in the amount of \$624,455 within the adopted Fiscal Year 2006 Budget. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (3-0).

ITEM XI.

ADJOURNMENT

Commissioner Moore moved, seconded by Commissioner Kenner, to adjourn the meeting, ALL PRESENT VOTING AYE (3-0). The meeting was adjourned at 6:41 p.m.

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CLERK CERTIFICATION

I, Louis Kelly, 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 January 16, 2007.

Louis Kelly
Fiscal Court Clerk

Date: _____