



**MINUTES**  
**BOONE COUNTY FISCAL COURT**  
**Boone County Administration Building**  
**Fiscal Courtroom (1<sup>st</sup> Floor)**  
**Burlington, Kentucky**  
**April 7, 2009**  
**5:30 P.M.**

Judge Moore noted that in the event that DHL did seek to relocate to Boone County any type of inducement package offered by the County would require fiscal court approval and thus be subject to a public forum. Judge Moore further stated that it was not practical for the County to hold public hearings anytime a business considered relocating. Moore concluded by stating that the County would follow the letter of the law regarding open meeting statutes.

**State Representative Recognized by the Court**

At this time Judge Moore recognized State Representatives Sal Santoro, Adam Koenig, Addia Wuchner, and John Schickel for their work in Frankfort on behalf of the county's residents.

Rep. Santoro and Koenig were both in attendance and made several remarks regarding their work during this past legislative session.

After their brief comments Judge Moore moved agenda item VIII B up on the agenda for discussion and vote on various highway and water projects funded by the State were reviewed.

**ITEM VIII.**

Commissioner Kenner moved, seconded by Commissioner Flaig, to approve 09-39, A RESOLUTION OF THE BOONE COUNTY FISCAL COURT APPROVING THE ACTION OF GARY W. MOORE, COUNTY JUDGE-EXECUTIVE, COUNTY JUDGE/EXECUTIVE APPROVING THE SEVEN GRANT AGREEMENTS FOR WATERLINE PROJECTS, AUTHORIZING THE AMENDMENT OF THE LOCAL BUDGET, AND AUTHORIZING A REPRESENTATIVE TO SIGN ALL RELATED DOCUMENTS. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0) (Exhibit VIII B)

**ITEM V.**

**PERSONNEL MATTERS**

Commissioner Flaig moved, seconded by Commissioner Moore, to approve Resolution 09-34, A RESOLUTION OF THE BOONE COUNTY FISCAL COURT AUTHORIZING VARIOUS SEASONAL APPOINTMENTS AT THE BOONE COUNTY PARKS DEPARTMENT. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0). (Exhibit V A)

Commissioner Moore moved, seconded by Commissioner Kenner, to approve Resolution 09-35, A RESOLUTION OF THE BOONE COUNTY FISCAL COURT AUTHORIZING HIRING OF REFEREES, SCOREKEEPERS, AND SPECIAL EVENT WORKERS FOR THE PARKS DEPARTMENT. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0). (Exhibit V B)

**ITEM VI.**

**ORDINANCES**

**Second Reading, Ordinance Regarding Anchor Properties.**

Second Reading for an ordinance of the Boone County Fiscal Court enacting and adopting a request of Viox & Viox, Inc (Applicant) for J.J. Miller (Owner by contract) for a zoning map amendment, such zoning map change from rural suburban estates (RSE) to rural suburban (RS) for 15.11 acres, and a zoning map amendment from rural suburban estate (RSE) to suburban residential one (SR-1) for 33.3 acres, both for a 48.41 total acre site located on the north side of Bullittsville Road across from the Bullittsville Road/Brents Way intersection, and between the properties at 3536 and 3630 Bullittsville Road, Boone County, Kentucky.

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Commissioner Kenner moved, seconded by Commissioner Flaig to approve the Ordinance 09-02. Judge Moore called for a vote on the motion, MOTION PASSES (4-0).

**ITEM VII.**

**JUDGE'S REPORT**

Commissioner Flaig moved, seconded by Commissioner Moore, to approve Resolution 09-36, A RESOLUTION OF THE BOONE COUNTY FISCAL COURT APPROVING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, APPOINTING BILL SMITH TO THE CONSERVANCY BOARD TO COMPLETE THE UNEXPIRED TERM OF ERIC SUMME. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0). (Exhibit VII A)

Commissioner Kenner moved, seconded by Commissioner Flaig, to approve Resolution 09-37, A RESOLUTION OF THE BOONE COUNTY FISCAL COURT APPROVING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, RE-APPOINTING DON ROENKER AS AN ALTERNATE REPRESENTATIVE TO THE CONSERVANCY BOARD TO COMPLETE THE UNEXPIRED TERM OF ERIC SUMME. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0). (Exhibit VII B)

**ITEM VIII.**

**ADMINISTRATIVE MATTERS**

Commissioner Flaig moved, seconded by Commissioner Moore, to approve Resolution 09-38, A RESOLUTION OF THE BOONE COUNTY FISCAL COURT AUTHORIZING THE COUNTY OF BOONE, KENTUCKY BY AND THROUGH JUDGE-EXECUTIVE, GARY W. MOORE TO EXCHANGE REAL PROPERTY LOCATED ON OR NEAR OAKBROOK DRIVE AND KENTUCKY HIGHWAY EIGHTEEN (18) WITH ADJOINING PROPERTY OWNERS FOR THE RELOCATION OF OAKBROOK DRIVE AND DEVELOPMENT OF THE SOUTH AIRFIELD CONNECTOR ROAD PURSUANT TO KRS 67.0802. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0). (Exhibit VIII A)

Commissioner Kenner moved, seconded by Commissioner Flaig, to approve Resolution 09-40, 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 (4-0). (Exhibit VIII C)

Judge Moore recused himself due to an immediate family member employed with Kentucky Farm Bureau and removed himself from the stage to prevent any manner of conflict at this time. Commissioner Moore then nominated Commissioner Kenner to preside in the Judge's absence. Commissioner Moore moved, seconded by Commissioner Kenner, to approve Resolution 09-41, A RESOLUTION OF THE BOONE COUNTY FISCAL COURT AUTHORIZING THE COUNTY JUDGE/EXECUTIVE TO EXECUTE AN AGREEMENT WITH KENTUCKY FARM BUREAU, FLORENCE OFFICE, AND KONA ICE, INC. FOR SPONSORSHIP OF THE BOONE COUNTY PARKS DEPARTMENT FAMILY MOVIE NIGHTS AT BOONE WOODS PARK. Commissioner Kenner called for a vote on the motion, ALL PRESENT VOTING AYE (3-0). (Exhibit VIII D)

Commissioner Kenner moved, seconded by Commissioner Moore, to approve Resolution 09-42, A RESOLUTION OF THE BOONE COUNTY FISCAL COURT AWARDDING THE BID FOR CONCESSIONS FOR FIXED CONCESSIONS AT CENTRAL PARK AND MOBILE CONCESSION IN COUNTY PARKS TO KONA ICE. ALL PRESENT VOTING AYE (4-0). (Exhibit VIII E)

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Commissioner Flaig moved, seconded by Commissioner Moore, to approve Resolution 09-43, A RESOLUTION OF THE BOONE COUNTY FISCAL COURT AWARDING THE BID FOR THE CONSTRUCTION OF THE TURN LANES ON CONRAD LANE AT THE INTERSECTION OF NORTH BEND ROAD BE AWARDED TO LEN RIEGLER BLACKTOP, INC. ALL PRESENT VOTING AYE (4-0). (Exhibit VIII F)

**ITEM IX.**

**OLD BUSINESS**

At this time there were no items brought before the Court

**ITEM X.**

**NEW BUSINESS**

At this time there were no items brought before the Court

**ITEM XI.**

**FISCAL MATTERS**

Commissioner Kenner moved, seconded by Commissioner Flaig, to approve an invoice report dated 4-7-09 and a pre-paid report dated 3-20-09, 3-26-09, and 4-3-09. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0). (Exhibit XI A1-4)

**ITEM XII.**

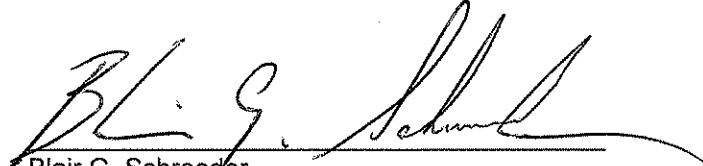
**ADJOURNMENT**

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

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CLERK CERTIFICATION

I, Blair Schroeder, 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 April 7, 2009.

  
Blair G. Schroeder  
Fiscal Court Clerk

Date: 4-22-09