

**MINUTES**  
**BOONE COUNTY FISCAL COURT**  
**Boone County Administration Building**  
**Fiscal Courtroom (1<sup>st</sup> Floor)**  
**Burlington, Kentucky**  
**October 27, 2009**  
**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 Flaig, Commissioner, District 1  
Charles E. Kenner, Commissioner, District 2  
Terri Moore, Commissioner, District 3  
Robert Neace, County Attorney

Staff: Lisa Buerkley, County Treasurer  
Les Hill, Sheriff's Department  
(Absent) 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

**ITEM II.**

**APPROVAL OF MINUTES**

Commissioner Moore moved, seconded by Commissioner Kenner, to approve the Minutes from the meeting of October 13, 2009. Judge Moore called for a vote on the motion, MOTION PASSES (4-0).

**ITEM III.**

**PRESENTATIONS**

None at this time

**ITEM IV.**

**PERSONNEL MATTERS**

None at this time

**ITEM V.**

**ORDINANCES**

None at this time

**ITEM VI.**

**JUDGE'S REPORT**

None at this time

**ITEM VII.**

**ADMINISTRATIVE MATTERS**

Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 09-145 A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING AND ADOPTING THE EXECUTION OF A RURAL SECONDARY PROGRAM AGREEMENT BETWEEN THE FISCAL COURT AND THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET, DEPARTMENT OF RURAL AND MUNICIPAL AID, AND ACCEPTING ALL ROADS AND STREETS REFERRED TO THEREIN AS BEING A PART OF THE COUNTY ROAD SYSTEM. Commissioner Flaig moved, seconded by Commissioner Moore, to approve the resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 09-146 A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT TO EXECUTE A MEMORANDUM OF

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UNDERSTANDING BETWEEN THE BOONE COUNTY FISCAL COURT AND LARRY D. ALLEN, LLC AS THE FIDUCIARY AGENT FOR FEDERAL FUNDING PROVIDED BY THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY (DHS) TO THE PORT OF CINCINNATI. Commissioner Flaig asked if the funds were in the Water Rescue budge. Lisa Berkley, Finance Director, replied the money was in the budget in reserves and that the Fiscal Court would see a line item transfer for this item. Commissioner Flaig moved, seconded by Commissioner Kenner, to approve the resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 09-147 A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AWARDING THE BID FOR THE CHEMICAL PERSONAL PROTECTIVE EQUIPMENT (PPE) ENSEMBLES FOR EMERGENCY MANAGEMENT. Lisa Berkley commented the #30 needs to be eliminated from the memo so all the grant money can be spent on the equipment. Commissioner Kenner moved, seconded by Commissioner Moore, to approve the resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

**ITEM VIII.**

**FISCAL MATTERS**

Jeff Earlywine, County Administrator, reviewed the revenue and expenditures in the fiscal year 2010, 1<sup>st</sup> Quarter Budget Report. Commissioner Kenner complimented Jeff and the staff for all their hard work. Commissioner Flaig commented on the budget shortfall and requested more information and detailed financial reports. Resident, James Bozeman commented on the budget shortfall and asked about a figure on the expenses that are below the projected quarter. He asked if those expenses would be paid or if payment would be delayed.

Commissioner Kenner moved, seconded by Commissioner Moore, to approve Invoice Report (10-27-09) and pre-paid invoice report dated (10-15-09) and (10-23-09). Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0).

Commissioner Flaig moved, seconded by Commissioner Moore to approve Golf Course Invoice Report (10-27-09) and pre-paid Golf Course invoice report dated (10-15-09). Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0).

**ITEM VIII.**

**OLD BUSINESS**

Commissioner Kenner referred to the audit on PVA. He questioned the report and commented on some things he feels have not been answered. He requested the 15 district taxing and them receiving their reports. He requested the additions and deletions list. Cindy Rich, PVA Director, stated she did provide the tax districts with the info but was not aware she needed to provide the add/delete listing. She said she would provide it and stated an access database was created to provide answers to citizens and that citizens have been calling her office. She also explained the additions were new property moved off the tax roll could be due to a fire or a decrease in value. Commissioner Kenner made a motion to have an IS audit performed by the State Auditor's office. Commissioner Moore seconded the motion. Cindy Rich asked who would pay for the audit. Commissioner Flaig asked if we could wait to find out the cost. Lisa Berkley stated the auditor's office charged per hour and for travel expenses. She said she would call the State auditor's office and get a price. Commissioner Moore stated she agreed with Commissioner Kenner's remarks but would rather wait to see the cost. Commissioner Kenner agreed to withdraw the motion and not take any action at this time.

**ITEM IX.**

**NEW BUSINESS**

Commissioner Flaig asked why the Fiscal Court doesn't review and approve the Trails of Greenway Study. Jeff Earlywine responded that this is only approved by the Planning Commission. It's not

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approved by a legislative body; the study will not be an official amendment to the Comprehensive Plan, per KRS 100.143.

Resident Bob Cicero commented that Fiscal Court voted on DHL coming back to CVG and DHL misled the public and are laying off 60 employees and possibly more. He stated this was a government hand out that was needlessly made. He asked if this would affect the South Airfield Road project. Judge Moore stated it would not. Commissioner Flaig asked if the South Airfield Road project was being paid for with stimulus money. Judge Moore stated it was federal funding SNK that flows through OKI.

**ITEM XI.**

**ADJOURNMENT**

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

**CLERK CERTIFICATION**

I, Daphne Kornblum, 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 October 13, 2009.

Daphne Kornblum  
Fiscal Court Clerk

Date: 11/10/09