

**MINUTES**  
**BOONE COUNTY FISCAL COURT**  
**Boone County Administration Building**  
**Fiscal Courtroom (1<sup>st</sup> Floor)**  
**Burlington, Kentucky**  
**June 3, 2014**  
**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  
Matt Dedden, Commissioner, District 1  
Charles E. Kenner, Commissioner, District 2  
Charlie Walton, Commissioner, District 3  
Robert Neace, County Attorney

Staff: Ben Reece, Finance Director  
Les Hill, Sheriff's Department  
Scott Pennington, County Engineer  
Jeffrey S. Earlywine, County Administrator/Deputy Judge/Executive  
( Absent) Lisa Buerkley, Assistant County Administrator  
Daphne Kornbium, Fiscal Court Clerk

**ITEM II.**

**APPROVAL OF MINUTES**

Commissioner Kenner moved, seconded by Commissioner Walton, to approve the Minutes from the meeting May 27, 2014. Judge Moore called for a vote on the motion, MOTION PASSES (3-0). (Commissioner Dedden was not at the meeting during this vote)

**ITEM III.**

**PRESENTATIONS**

Judge Moore read a proclamation for "RC Durr YMCA Day"

Laura Pleiman, Human Services Director, presented the Mental Health, Intellectual Disability & Aging Tax Advisory Board Reports for FY2015. Judge Moore made comments. Commissioner Kenner asked a question to which Laura Pleiman responded. Judge Moore asked the Fiscal Court Clerk to read into the record Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 14-85, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE RECOMMENDATIONS OF THE BOONE COUNTY TAX BOARD AS IT RELATES TO SUPPORTING MENTAL HEALTH, INTELLECTUAL DISABILITY AND AGING PROGRAMS DURING FISCAL YEAR 2014-15. Commissioner Kenner moved, seconded by Commissioner Dedden, to approve the resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.

**ITEM IV.**

**PERSONNEL MATTERS**

None

**ITEM V.**

**ORDINANCES**

Judge Moore asked the Fiscal Court Clerk to read into the record the second reading of Ordinance 14-07, AN ORDINANCE OF THE BOONE COUNTY FISCAL COURT RELATING TO APPROVAL, WITH 1 CONDITION, FOR THE REQUEST OF FIEDLER GROUP ATTN: BILL LOTZ (APPLICANT) FOR SRM INVESTMENTS, LLC (OWNER) FOR A ZONING MAP AMENDMENT TO THE BOONE COUNTY, KENTUCKY ZONING MAP TO ESTABLISH A SPECIAL SIGN DISTRICT FOR PROPERTY ZONED INDUSTRIAL ONE (I-1) FOR A 2.01 ACRE SITE GENERALLY LOCATED ON THE SOUTHWEST CORNER OF THE SHORLAND DRIVE/RICHWOOD ROAD INTERSECTION AT 245 AND 249 SHORLAND DRIVE, BOONE COUNTY, KENTUCKY. Jeff Earlywine, County Administrator and Ben Stekler, Representative with the Fieldler Group made comments. Commissioner Dedden moved,

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seconded by Commissioner Walton, to approve the ordinance. 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 the first reading of AN ORDINANCE RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING, WITH CONDITIONS, FOR A REQUEST OF CHAVEZ PROPERTIES (PETERSBURG LLC) (OWNER) A CHANGE IN AN APPROVED CONCEPT DEVELOPMENT PLAN IN A COMMERCIAL SERVICES (C-3) FOR AN 11.7 ACRE TRACT GENERALLY LOCATED ALONG THE EAST AND SOUTH SIDES OF RIDGEDALE DRIVE, APPROXIMATELY 300 FEET SOUTH OF THE RIDGEDALE DRIVE/PETERSBURG ROAD INTERSECTION AND IMMEDIATELY SOUTH OF THE PROPERTY AT 737 PETERSBURG ROAD, AND EAST OF THE PROPERTIES AT 3110, 3122, 3130 AND 3142 BLUEBIRD LANE, BOONE COUNTY, KENTUCKY. Kevin Wall, Planning and Zoning gave a presentation on the ordinance. Judge Moore made comments and asked a question to which Kevin Wall responded. Commissioner Walton asked a question regarding water run off to which Kevin Wall responded. Commissioner Walton requested the engineers put something in writing regarding the water run off before the second reading of the ordinance. Jeff Earlywine and Commissioner Dedden made comments. Second reading will be held at the July 1, 2014 Fiscal Court meeting.

**ITEM VI.**

**JUDGE'S REPORT**

Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 14-71, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, RE-APPOINTING CAROL LAMPL TO THE BOONE COUNTY AGRICULTURAL GRIEVANCE BOARD. Commissioner Dedden asked a question to which Judge Moore responded. Commissioner Kenner moved, seconded by Commissioner Walton, 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 14-72, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, RE-APPOINTING SHERRY HEMPFLING AND GEORGE WHITTON TO THE BOONE COUNTY BOARD OF ADJUSTMENT AND ZONING APPEALS. Judge Moore made comments. Commissioner Walton moved, seconded by Commissioner Kenner, to approve the resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 3-1. (Judge Moore and Commissioners Walton and Kenner voting AYE, Commissioner Dedden voting NAY)

Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 14-73, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, RE-APPOINTING BOB PARSONS TO THE BURLINGTON FIRE PROTECTION DISTRICT BOARD. Judge Moore made comments. Commissioner Kenner moved, seconded by Commissioner Walton, 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 14-74, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, RE-APPOINTING ROBERT GREENE TO THE BOONE CONSERVANCY BOARD. Judge Moore made comments. Commissioner Walton moved, seconded by Commissioner Kenner, to approve the resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.



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Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 14-75, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, RE-APPOINTING DAN ROSZKOWSKI TO THE HEBRON FIRE PROTECTION DISTRICT BOARD. Judge Moore made comments. Commissioner Kenner moved, seconded by Commissioner Dedden, 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 14-76, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, RE-APPOINTING ROGER ROLFES AND MARTY HERBERT TO THE NORTHERN KENTUCKY AREA DEVELOPMENT DISTRICT COUNCIL ON AGING. Judge Moore made comments. Commissioner Walton 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 14-77, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, RE-APPOINTING JAMES HORTON TO THE PETERSBURG FIRE PROTECTION DISTRICT BOARD. Judge Moore made comments. Commissioner Dedden moved, seconded by Commissioner Walton, 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 14-78, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, RE-APPOINTING DEBORAH L. NEWMAN TO THE POINT PLEASANT FIRE PROTECTION DISTRICT BOARD. Judge Moore made comments. Commissioner Kenner moved, seconded by Commissioner Walton, 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 14-79, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, RE-APPOINTING TIMOTHY DONOGHUE TO THE TRANSIT AUTHORITY OF NORTHERN KENTUCKY (TANK) BOARD. Judge Moore made comments. Commissioner Kenner moved, seconded by Commissioner Walton, to approve the resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 3-1. (Judge Moore and Commissioners Walton and Kenner voting AYE, Commissioner Dedden voting NAY)

Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 14-80, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, RE-APPOINTING BILL SMITH TO THE UNION FIRE PROTECTION DISTRICT BOARD. Judge Moore made comments. Commissioner Kenner moved, seconded by Commissioner Walton, 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 14-81, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, RE-APPOINTING WALTER BONVELL AND RAY MERKEL TO THE BOONE COUNTY URBAN FOREST COMMISSION. Judge Moore made comments. Commissioner Walton asked a question to which Judge Moore responded. Commissioner Kenner moved, seconded by Commissioner Walton, to approve the resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 4-0.



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Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 14-82, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, RE-APPOINTING GREG PALMER TO THE VERONA FIRE PROTECTION DISTRICT BOARD. Judge Moore made comments. Commissioner Kenner moved, seconded by Commissioner Dedden, 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 14-83, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE ACTION OF GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, RE-APPOINTING ANTHONY J. BECKER TO THE WALTON FIRE PROTECTION DISTRICT BOARD. Judge Moore made comments. Commissioner Kenner moved, seconded by Commissioner Walton, to approve the resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 3-1. (Judge Moore and Commissioners Walton and Kenner voting AYE, Commissioner Dedden voting NAY)

**ITEM VII.**

**ADMINISTRATIVE MATTERS**

Judge Moore asked the Fiscal Court Clerk to read into the record Resolution 14-84, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE BOONE COUNTY JUDGE/EXECUTIVE TO ENTER INTO AN AGREEMENT WITH GREATER CINCINNATI CRIME STOPPERS FOR THE PURPOSE OF PROVIDING FUNDING FOR THAT ORGANIZATION THROUGH A ONE DOLLAR (\$1.00) FEE ADDED TO COURT COSTS COLLECTED IN BOONE COUNTY. Judge Moore made comments. Commissioner Walton 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 14-86, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING GARY W. MOORE, COUNTY JUDGE/EXECUTIVE TO EXECUTE AN EASEMENT BETWEEN THE BOONE COUNTY FAIRGROUNDS BOARD AND THE BOONE COUNTY FISCAL COURT FOR A FIBER OPTIC LINE EASEMENT LOCATED UPON FAIRGROUND PROPERTY. Judge Moore and Jeff Earlywine made comments. Commissioner Dedden moved, seconded by Commissioner Walton, 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 14-87, A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AWARDED THE BID FOR THE CONNER ROAD CULVERT REPLACEMENT TO RECTOR EXCAVATING INC. Scott Pennington, County Engineer, made comments. Commissioner Dedden stated he was recusing himself from the vote due to his personal relationship with the Rector Excavating. Commissioner Walton made comments. Commissioner Walton moved, seconded by Commissioner Kenner, to approve the resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING 3-0. (Commissioner Dedden recused himself from the vote)

**ITEM VIII.**

**FISCAL MATTERS**

Commissioner Walton moved, seconded by Dedden, to approve Invoice Report (6-3-14) and pre-paid invoice report (5-30-14), (5-29-14) and (5-23-14). Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0).

Commissioner Kenner moved, seconded by Commissioner Dedden to approve Golf Course Invoice Report (6-3-14) and pre-paid invoice report (5-26-14). Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0).

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Commissioner Kenner moved, seconded by Commissioner Walton to approve Fiscal Court Order #5, A Fiscal Court order of the Boone County Fiscal Court authorizing transfers in the amount of \$880,571.00 within the adopted Fiscal Year 2013-2014 Budget. Ben Reece made comments. Judge Moore called for a vote on the motion, ALL PRESENT VOTING AYE (4-0).

**ITEM IX.**

**OLD BUSINESS**

Commissioner Dedden noted Utz Lane in Burlington was in need of resurfacing.

**ITEM X.**

**NEW BUSINESS**

Bob Klette, resident, spoke out against SD1's rate increase to which Judge Moore and Commissioner Walton responded.

**ITEM XI.**

**ADJOURNMENT**

Commissioner Kenner moved, seconded by Commissioner Walton, 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 June 3, 2014.

Daphne Kornblum  
Fiscal Court Clerk

Date: 6/11/14