

**MINUTES**  
**BOONE COUNTY FISCAL COURT**  
**Boone County Administration Building**  
**1st Floor, Fiscal Courtroom**  
**Burlington, Kentucky**  
**Tuesday, March 9, 2021**  
**5:30 P.M.**

**ITEM I.**

**CALL TO ORDER**

- A. Judge/Executive Gary W. Moore Called to Order the meeting of the Boone County Fiscal Court.
- B. Commissioner Charles Kenner presented the Invocation and the Pledge to the Flag.

Members of the Court Present:

Gary W. Moore, County Judge/Executive  
Cathy H. Flaig, Commissioner, District 1  
Charles E. Kenner, Commissioner, District 2  
Jesse A. Brewer, Commissioner, District 3  
Robert D. Neace, County Attorney

Members of the Staff Present:

Jeffrey S. Earlywine, County Administrator/Deputy Judge/Executive  
Matthew H. Webster, Assistant County Administrator  
Robert Franxman, County Engineer  
Benjamin T. Reece, Treasurer  
Lori Zombek, Director of Human Resources  
Sharon Burcham, Fiscal Court Clerk

**ITEM II**

**APPROVAL OF MINUTES**

A. Judge Moore presented the Minutes from the Fiscal Court Meeting of February 23<sup>rd</sup>, 2021 for approval. Commissioner Brewer moved, seconded by Commissioner Flaig, to approve the Minutes from the Fiscal Court Meeting of February 23<sup>rd</sup>, 2021. Judge Moore called for a vote on the motion, ALL PRESENT VOTING - AYE 4-0.

**ITEM III.**

**PRESENTATIONS**

- A. There were no Presentations.

**ITEM IV.**

**PERSONNEL MATTERS**

A. Judge Moore asked the Fiscal Court Clerk to read into the record Item IV A: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF BRAD CREECH TO THE FULL-TIME POSITION OF SOLID WASTE SERVICES RECYCLING TECHNICIAN FOR THE PUBLIC WORKS DEPARTMENT. Lori Zombek, Director of Human Resources, presented the candidate. Commissioner Flaig moved, seconded by Commissioner Kenner, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING - AYE 4-0.

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B. Judge Moore asked the Fiscal Court Clerk to read into the record Item IV B: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF RETURNING SEASONAL EMPLOYEES FOR THE BOONE COUNTY PARKS DEPARTMENT. Lori Zombek, Director of Human Resources, presented the candidate. Commissioner Kenner moved, seconded by Commissioner Flaig, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING - AYE 4-0.

C. Judge Moore asked the Fiscal Court Clerk to read into the record Item IV C: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF JOHN NAPIER, AS A SEASONAL NEW HIRE FOR THE MAINTENANCE STAFF WITH THE BOONE COUNTY PARKS DEPARTMENT. Lori Zombek, Director of Human Resources, presented the candidate. Commissioner Brewer moved, seconded by Commissioner Kenner, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING - AYE 4-0.

D. Judge Moore asked the Fiscal Court Clerk to read into the record Item IV D: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE APPOINTMENT, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF COLIN DONELSON TO THE FULL-TIME POSITION OF TELECOMMUNICATOR FOR THE PSCC DEPARTMENT. Lori Zombek, Director of Human Resources, presented the candidate. Commissioner Kenner moved, seconded by Commissioner Flaig, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING - AYE 4-0.

E. Judge Moore asked the Fiscal Court Clerk to read into the record Item IV E: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT AUTHORIZING THE TRANSFER, BY GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, OF TAMMY DOLAN TO THE TERMINAL AGENCY COORDINATOR POSITION (TAC) FOR THE PSCC DEPARTMENT. Lori Zombek, Director of Human Resources, presented the candidate. Commissioner Brewer moved, seconded by Commissioner Flaig, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING - AYE 4-0.

**ITEM V.**

**ORDINANCES**

A. Judge Moore asked the Fiscal Court Clerk to read into the record the First Reading of Item V. A: AN ORDINANCE RELATING TO THE BOONE COUNTY FISCAL COURT, KENTUCKY, RECOMMENDING APPROVAL, WITH CONDITIONS, FOR A REQUEST OF GREAT PROPERTIES, INC. (APPLICANT) FOR SMOKY ACRES, LLC (OWNER) FOR A ZONING MAP AMENDMENT, SUCH ZONING MAP AMENDMENT BEING A ZONE CHANGE FROM AGRICULTURE (A-1) TO RURAL SUBURBAN ESTATES (RSE) FOR AN APPROXIMATE 45.1 ACRE PORTION OF THE APPROXIMATE 95.93 ACRE SITE LOCATED AT 9696 CAMP ERNST ROAD, BOONE COUNTY, KENTUCKY. Judge Moore stated this is the first Meeting of the new policy of receiving public comment during First Reading of an Ordinance. Mike Schwartz, from the Planning Commission presented slides for this project. He stated there would be 32 building lots, sidewalks will be required on one side of the street, lots will have city water and septic tanks and water retention areas for runoff. There will be a new curb cut on Camp Ernst Road. It was a unanimous approval from the Commission. Followed a discussion with Court members. Judge Moore asked for any public comment. Mr. Ben Mathis, Mr. Charlie Haynes commented. Judge Moore announced Second Reading will be March 23, 2021.

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B. Judge Moore asked the Fiscal Court Clerk to read into the record the First Reading of Item V. B: AN ORDINANCE RELATING TO THE BOONE COUNTY FISCAL COURT ADOPTING THE I-275/GRAVES ROAD INTERCHANGE STUDY, A LAND USE AND ZONING STUDY THAT INCLUDES A SERIES OF AMENDMENTS THAT AFFECT THE BOONE COUNTY ZONING REGULATIONS, TEXT AND MAP, AND INCLUDES A LAND USE PLAN AND LAND USE REGULATIONS. Judge Moore thanked the Citizen Group for their contribution to this Study. Judge Moore asked if any citizens wanted to speak. Cathy Hankins spoke for the Holiday and Hankins families. Doug Conner spoke for a group of neighbors. Michael Kirkwood spoke for his family and neighbors Attorney Brian Dunham spoke for the Graves family. Mr. Larry Goodridge spoke about power line easements. Stephen Dallas spoke for a resident and Dan Tobergte spoke for the residents with Doug Conner. Judge Moore stated there would be no Motions tonight, the Court will work on the information heard this evening. This Ordinance will be on the Agenda for March 23, 2021.

Judge Moore asked the Court to recognize Resolution VII. B dealing with the upgrades for Graves Road and had the Fiscal Court Clerk to read into the record Item VII. B: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT APPROVING THE EXECUTION OF A NON-STANDARD MATERIALS AGREEMENT BETWEEN KYTC AND BOONE COUNTY FOR CERTAIN DESIGN AND MATERIAL UPGRADES RELATED TO THE GRAVES ROAD INTERCHANGE CONSTRUCTION PROJECT IN THE AMOUNT OF \$145,718.00. Rob Franxman, County Engineer, stated this Resolution is for upgrades to the design and material upgrades at the interchange for Graves Road consisting of lighting, signage and a 2 mile multi-use path. Jeff Earlywine, Count Administrator, stated there is money in the capital fund for these upgrades. Commissioner Flaig moved, seconded by Commissioner Kenner, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING – AYE 4-0.

**ITEM VI.**

**JUDGE'S REPORT**

A. None that this time.

**ITEM VII.**

**ADMINISTRATIVE MATTERS**

A. Judge Moore asked the Fiscal Court Clerk to read into the record Item VIII. A: A RESOLUTION OF THE BOONE COUNTY FISCAL COURT AUTHORIZING GARY W. MOORE, COUNTY JUDGE/EXECUTIVE, TO SIGN AND FILE A COMMUNITY DEVELOPMENT BLOCK-CV GRANT APPLICATION IN THE AMOUNT OF \$200,000 TO PROVIDE UTILITY RELIEF FUNDING TO BOONE COUNTY RESIDENTS. Jeff Earlywine, County Administrator, stated these fund are COVID relief funds for low income residents delinquent in utility payments. The County is a conduit through NKY Community Action Commission to disburse the funds. Judge Moore stated the money will be paid directly to the Utility Companies. Mr. Bob Cicero from the audience asked a question regarding administrative fees, Jeff Earlywine responded. Commissioner Kenner moved, seconded by Commissioner Brewer, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING - AYE 4-0.

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C. Judge Moore asked the Fiscal Court Clerk to read into the record Item VII. C: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT DECLARING AS SURPLUS PROPERTY A LANIER 645C COPIER AND SUBMITTING THE ITEM FOR AUCTION FROM THE BOONE COUNTY PUBLIC WORKS DEPARTMENT. Rob Franxman, County Engineer, stated this is a 17 year old copier that is costly to repair and is offering to place it on Gov.Deals for auction. Commissioner Flaig moved, seconded by Commissioner Brewer, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING - AYE 4-0.

D. Judge Moore asked the Fiscal Court Clerk to read into the record Item VII. D: A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT REGARDING PREVIOUSLY DELCARED SURPLUS PORTABLE UHF RADIOS FROM THE SHERIFF'S DEPARTMENT AND A COMMUNICATION SYSTEM SHELTER BUILDING BE DECLARED SURPLUS AND DONATED, WITHOUT COMPENSATION, TO THE STATE PARK SYSTEM AND THE CITY OF WALTON. Jeff Earlywine, County Administer, stated the radios will be given to Big Bone State Park for use and the shelter building will be donated to the City of Walton. Commissioner Brewer moved, seconded by Commissioner Kenner, to approve the Resolution. Judge Moore called for a vote on the motion, ALL PRESENT VOTING - AYE 4-0.

**ITEM VIII.**

**FISCAL MATTERS**

A. Judge Moore presented the Invoice Reports dated March 9, 2021, and pre-paid Invoice Reports dated February 25<sup>th</sup>, February 26<sup>th</sup> and March 5<sup>th</sup>, 2021. Commissioner Flaig moved, seconded by Commissioner Brewer, to approve the Invoice Reports. Judge Moore called for a vote on the motion, ALL PRESENT VOTING - AYE 4-0.

B. Judge Moore presented the Golf Invoice Reports dated March 9, 2021, and pre-paid Golf Invoice Reports dated February 26<sup>th</sup> and March 5<sup>th</sup>, 2021. Commissioner Kenner moved, seconded by Commissioner Flaig, to approve the Golf Invoice Reports. Judge Moore called for a vote on the motion, ALL PRESENT VOTING - AYE 4-0.

C. Judge Moore presented the Monthly Treasurer's Report, Inter-fund Transfers and Financial Statements for the seven month period ending January 31, 2021. Commissioner Brewer moved, seconded by Commissioner Kenner, to approve the Golf Invoice Reports. Judge Moore called for a vote on the motion, ALL PRESENT VOTING - AYE 4-0.

**ITEM IX.**

**OLD BUSINESS**

A. Judge Moore asked if there was any Old Business to come before the Court, none presented.

**ITEM X.**

**NEW BUSINESS**

A. Judge Moore asked if there was any New Business to come before the Court, none presented.

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**ITEM XI.**

**ADJOURNMENT**

Judge Moore called for adjournment of the Fiscal Court Meeting. Commissioner Flaig moved, seconded by Commissioner Brewer, to adjourn the meeting. ALL PRESENT VOTING - AYE 4-0.

Judge Moore announced the next Fiscal Court Meeting will be held in person on Tuesday, March 23<sup>rd</sup>, 2021 at 5:30 P.M.

**Announcements:**

Judge Moore congratulated the St. Henry Boys Basketball Team on winning the All-A State Championship, this is their second year in a row to win.

**CLERK CERTIFICATION**

The Fiscal Court Clerk does hereby certify that this is a true and accurate record of the actions taken during the Boone County Fiscal Court meeting of March 9<sup>th</sup>, 2021.

  
Fiscal Court Clerk

Date: Mar 10, 2021