

MINUTES
BOONE COUNTY FISCAL COURT
January 9, 1996
10:00 A.M.

\$12,050,000 taxable adjustable rate demand Industrial Building Revenue Bonds, Series 1995 (The Hennegan Company Project) of the County of Boone, Kentucky, and other actions of the County in connection therewith. Judge Lucas called for a vote of the motion, ALL PRESENT VOTING AYE. Exhibit "A"

ITEM V. PERSONNEL MATTERS

Commissioner Meihaus moved, seconded by Commissioner Patrick, to approve the re-appointment of County Employees as outlined in Judge Lucas' memo dated January 2, 1996. Judge Lucas called for a vote of the motion, Commissioner Patrick ABSTAINED on Harvey Pelley and voted AYE on all remaining employees, ALL OTHERS PRESENT VOTING AYE. Exhibit "B"

ITEM VI. JUDGE'S REPORT

APPOINTMENTS

Commissioner Meihaus moved, seconded by Commissioner Campbell, to approve the appointment of Gordon Palmer to the Tri-County Economic Development Board. Judge Lucas called for a vote of the motion, ALL PRESENT VOTING AYE.

Commissioner Campbell moved, seconded by Commissioner Patrick, to approve the appointment of Arnold Caddell to the Boone County Planning Commission. Judge Lucas called for a vote of the motion, ALL PRESENT VOTING AYE.

Commissioner Campbell moved, seconded by Commissioner Patrick, to approve the appointment of Richard Crist to Sanitation District No.1 of Campbell & Kenton Counties. Judge Lucas called for a vote of the motion, ALL PRESENT VOTING AYE.

ITEM VII. OLD BUSINESS

OLD SALEM CREEK MEETING HOUSE ROAD VIEWER COMMITTEE RECOMMENDATION

Commissioner Patrick moved, seconded by Commissioner Meihaus, to authorize the advertisement of a Public Hearing relative to the request to close Old Salem Creek Meeting House Road in unincorporated Boone County for the meeting of January 30th, which begins at 5:30 p.m. Judge Lucas called for a vote of the motion, ALL PRESENT VOTING AYE.

NICHOLAS STREET VIEWER COMMITTEE RECOMMENDATION

Commissioner Campbell moved, seconded by Commissioner Meihaus, to authorize the advertisement of a Public Hearing relative to the request to close Nicholas Street between Gallatin and Temperate Streets in Burlington. Judge Lucas called for a vote of the motion, ALL PRESENT VOTING AYE.

MINUTES
BOONE COUNTY FISCAL COURT
January 30, 1996
5:30 P.M.

ITEM V.

OLD BUSINESS

PUBLIC HEARING - OLD SALEM CREEK MEETING HOUSE ROAD

Judge Lucas declared a Public Hearing open at 5:44 p.m. relative to the request of Mrs. Connie Puckett to close the right-of-way on Old Salem Creek Meeting House Road.

Mr. Sketch presented the Viewing Committee's recommendation and advised they recommended the right-of-way remain open for reasons as outlined in that recommendation.

Mr. Willie Mathis, attorney representing Mrs. Puckett, stated the right-of-way has not been used for a number of years and requested that it be closed.

Mr. Pelley advised that the road crew had worked on this right-of-way as recent as 1983.

Mr. Mike Rueberg, attorney representing Mr. Ken Baumgartner, stated that his client needs access to his property by using the right-of-way in question.

Mr. Leonard Neinabor advised he purchased his property two years ago and was told the road was closed.

Ms. Carolyn Wilson stated that although she had previously sent a letter stating that she wished the right of way to remain open, she has subsequently changed her mind and thinks the right of way should be closed.

Mrs. Puckett said there are other places that can be used for the railroad crossing.

Subsequent to discussion, Judge Lucas declared the Public Hearing closed at 6:04 p.m. Commissioner Meihaus then moved, seconded by Commissioner Campbell, to abide by the recommendation of the Viewing Committee not to close the right of way on Old Salem Creek Meeting House Road as outlined in the exhibit to these minutes. Judge Lucas called for a vote of the motion, ALL PRESENT VOTING AYE. Exhibit "B"

PUBLIC HEARING - NICHOLAS STREET

Judge Lucas declared a Public Hearing open at 6:05 p.m. relative to closing a portion of Nicholas Street in Burlington as requested by Kenny and Maureen Fancher. Hearing no discussion, Judge Lucas declared the Public Hearing closed at 6:06 p.m. Commissioner Campbell moved, seconded by Commissioner Patrick, to close a 60 feet wide dedicated right-of-way between the south right-of-way line of Gallatin Street and the north right-of-way line of Tomporate Street, known as Nicholas Street, with a length of 446 feet as recommended by the Viewing Committee. Judge Lucas called for a vote of the motion, ALL PRESENT VOTING AYE. Exhibit "C"



HARVEY F. PELLEY
Director of Public Services

GREGORY SKETCH
Director of Engineering

DEPARTMENT OF PUBLIC WORKS

6646 IDLEWILD ROAD
BURLINGTON, KY 41005

Phone: 606 586-5445
Fax: 606 586-5487

KENNETH R. LUCAS
County Judge - Executive

COMMISSIONERS:

IRENE PATRICK
District 1

SHIRLEY MEIHAUS
District 2

HAROLD L. CAMPBELL
District 3

MEMORANDUM

TO: Kenneth Lucas, County Judge/Executive
Irene Patrick, Commissioner, District 1
Shirley Meihaus, Commissioner, District 2
Harold Campbell, Commissioner, District 3

FROM: Viewing Committee

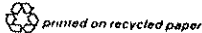
RE: Right-of Way Vacation of Nicholas Street Between
Gallatin Street and Temperate Street

DATE: January 3, 1996

It is the recommendation of the Viewing Committee that the proposal for the vacation of the above referenced dedicated right-of-way be granted per the following conditions:

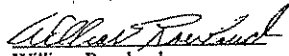
1. The right-of-way be vacated to the adjoining parcels.
2. The right-of-way be surveyed with conveyance plats and deeds prepared for each portion of the vacation.
3. There shall be a permanent utility easement placed over the vacated right-of-way.
4. The owners of the adjoining parcels shall be responsible for each plat and deed preparation.
5. The plats and deeds shall be reviewed by the Boone County Attorney and the Director of Engineering Services.

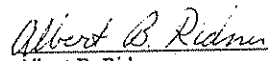
"WORKING TO KEEP BOONE COUNTY TOPS IN KENTUCKY"

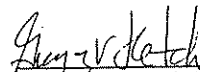


January 3, 1996
Re: Viewing Committee Recommendation
page -2-

Respectfully,


William Rowland
Viewing Committee Member


Albert B. Ridner
Boone County Codes Enforcement Officer


Gregory V. Sketch, P.E., L.S.
Boone County Director of Engineering Services

c: Jim Collins, County Administrator