

**CAMPBELL COUNTY FISCAL COURT  
MINUTES**

**September 16, 2008**

A special (regular rescheduled) meeting of the Campbell County Fiscal Court was held on Tuesday, September 16, 2008, 5:30 p.m. at the Fiscal Court offices, 24 West Fourth Street, Newport, Kentucky.

In attendance at the meeting were:

COUNTY JUDGE/EXECUTIVE:  
STEVE PENDERY

COUNTY COMMISSIONERS:  
KENNETH L. RECHTIN  
MARK HAYDEN

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| Robert Horine    | County Administrator                    |
| Melissa Williams | Director of Administration              |
| Jim Seibert      | Director of Fiscal Affairs              |
| Justin Verst     | County Attorney                         |
| Keith Hill       | Chief of Police                         |
| Ken Knipper      | Office of Emergency Management Director |
| Lynn Farris      | Acting Fiscal Court Clerk               |

The meeting was called to order by Judge Pendery at 5:30 p.m.

Judge Pendery called for a moment of silence followed by the Pledge of Allegiance. Following roll call, a quorum was declared present. Commissioner Otto was unable to attend.

Minutes from the Fiscal Court Meeting held on September 3, 2008, were presented by Judge Pendery. Motion was made by Commissioner Rechtin, seconded by Commissioner Hayden, to approve the minutes. All voted "AYE" and the motion passed unanimously.

Next, Judge Pendery asked if citizens or public officials wished to address the Court. Several people were present representing Northern Kentucky Action. Ms. Linda Vogelpohl addressed the court members and asked for support for a comprehensive ordinance for a smoke-free law. She emphasized concern for this ordinance and appreciated the court's attention to this matter. Judge Pendery thanked the group for attending.

Next to address the court was Mr. J.R. Roth. He stated he is involved in the League of Kentucky Property Owners and is the Campbell County Chairman. He added the smoking issue is a property rights issue.

There being no Old Business, Judge Pendery called for the presentation of New Business.

Melissa Williams, Director of Administration, presented a Proclamation honoring St. John the Baptist Catholic Church, Wilder, Kentucky. The occasion is the church's 150 Anniversary Year of serving the citizens of Campbell County. The celebration will be on Sunday, September 21, 2008 where the proclamation will be presented. Justin Verst, County Attorney, requested this. Commissioner Hayden made a motion to adopt the Proclamation honoring St. John the Baptist Catholic Church, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed unanimously.

Next on the agenda was Resolution R-100-08. It was read by title and a summary given. This Resolution authorizes the Judge/Executive to execute a contract with the Campbell County Conservation District to provide road department labor and equipment to assist with improvements to the "Hawthorne Crossing" Conservation Area. This is the first Natural Area in Campbell County. Melissa Williams, Director of Administration, recommended this resolution. She added that this area consists of 140 acres, 135 of which were purchased with a grant. This area used to be called Tollgate. It will be a wildlife conservation area. The dedication ceremony is October 3, 2008 at 2:00 p.m. Commissioner Rehtin made a motion to adopt R-100-08, seconded by Commissioner Hayden. All voted "AYE" and the motion passed unanimously.

Resolution R-98-08 was then presented for the court's consideration. It was read by title and a summary given. It amends sections 1.64, 1.65 & 1.46 of the Campbell County Police Policy Manual. Chief Keith Hill recommended these changes and was present to answer any questions. Commissioner Rehtin made a motion to adopt R-98-08, seconded by Judge Pendery. All voted "AYE" and the motion passed unanimously.

Judge Pendery made a motion to approve a 2.5% merit increase for Patrolman Jeremy Newberry who advanced to Grade III on March 21, 2008 and has completed six months in his current position. This merit increase is from 11C (\$19.8342/hr) to 11D (\$20.3301/hr) effective September 21, 2008 in accordance with an agreement with the FOP. Motion was seconded by Commissioner Rehtin. All voted "AYE" and the motion passed unanimously.

Judge Pendery made a motion to approve a 2.5% merit increase for Dennis Newberry, Golf Specialist I, who was hired on March 24, 2008. He has completed six months of employment in his current position. This merit increase is from \$17.3418/hr to \$17.7753/hr effective September 24, 2008. Motion was seconded by Commissioner Rehtin. All voted "AYE" and the motion passed unanimously.

Judge Pendery made a motion to appoint Sean Plummer to the position of Tax Compliance Officer at Grade 11I (\$38,737.00) annually in the Occupational Tax Office. This appointment is to be effective September 22, 2008. Motion was seconded by Commissioner Rehtin. All voted "AYE" and the motion passed unanimously.

Judge Pendery made a motion to accept the notification of intent to retire of Bruce Siry, road foreman at the Campbell County Road Department, effective December 31, 2008. Motion was seconded by Commissioner Rehtin. All voted "AYE" and the motion passed unanimously.

Judge Pendery then made a motion to authorize staff to advertise and interview for the position of road foreman due to the upcoming retirement of Mr. Siry. Motion was seconded by Commissioner Hayden. All voted "AYE" and the motion passed unanimously.

Judge Pendery made a motion to reappoint Betty Cottingham to the Northern Kentucky Area Development Board of Directors for a three-year term, effective September 20, 2008 through September 19, 2011. Motion was seconded by Commissioner Hayden. All voted "AYE" and the motion passed unanimously.

Lastly, under New Business, Judge Pendery made a motion to reappoint R. Jeffrey Schlosser to the Kenton County Airport Advisory Board for a two-year term, effective September 22, 2008 through September 21, 2010. Motion was seconded by Commissioner Rehtin. All voted "AYE" and the motion passed unanimously.

Next on the agenda, Robert Horine, County Administrator, gave his report. He presented Resolution R-101-08 for the court's consideration. He read the resolution by title and gave a summary. This resolution authorizes payment of claims payable from the Community Development Block Grant for the Campbell County Homebuyer Program. He stated the Newport Millennium Housing Corporation has closed on the sale of three (3) additional homes and requests the release of \$120,000 to fund mortgages for these homes (\$40,000 each). Dennis Elrod was in attendance and provided the court members with an update on the program. He provided the court members with a status report, showing all twenty four (24) properties in this program. Eighteen (18) of these properties are under contract. He added there is a wide variety of lenders participating in the program and most of the homeowners are from the Campbell County area. Due to the wind storm that hit our area last weekend, there may be delays on some work items. Mr. Elrod stated that \$360,000 of the \$900,000 set aside for this program has been used. Commissioner Rehtin made a motion to adopt R-101-08, seconded by Commissioner Hayden. All voted "AYE" and the motion passed unanimously. Judge Pendery thanked Mr. Elrod for his presentation.

Mr. Horine added that at the conclusion of all other business, he would request the court enter executive session, pursuant to KRS 61.810(1)(c). This would be for a discussion of proposed or pending litigation. He stated no action will be taken following the executive session.

Ken Knipper, Director of OEM, was present and updated the court on the current situation regarding the windstorm damage. He stated 29,000 people were still without power in Campbell County. His office is working closely with Duke Energy. He added that Carmel Manor and the VA Hospital, both in Fort Thomas, are operating from generators. He asked Duke to take a closer look at this. He stated special needs patients are being taken care of, with the health department sending nurses out when necessary. Waste disposal is an issue and is not being handled properly. This, too, is being addressed. A discussion followed.

Justin Verst, County Attorney, had nothing to report.

Commissioner Rehtin stated on Thursday night, September 18, 2008, at 7:00 p.m., there will be a smoking versus non-smoking discussion at Pride Park. If the park is not available, it will be held at the Northern Kentucky Area Development District offices. He added it should be a good and lively discussion.

Commissioner Hayden had no report.

Judge Pendery reminded everyone that the annual senior citizens picnic is September 17, 2008 at Pendery Park. The picnic starts at Noon with a meal served at 2:30 p.m.

Jim Seibert, fiscal director, then presented his report. He advised the court on the bids to resurface the police department parking lot. He asked for permission to accept the bid from Len Riegler Blacktop in the amount of \$24,500. Commissioner Rechtin made a motion to accept this bid, seconded by Commissioner Hayden. All voted "AYE" and the motion passed unanimously.

Mr. Seibert then advised the court on the bids for painting the Alexandria Courthouse. He requested permission to accept the bid from Rizzo Brothers. This bid is to paint the entire exterior of the Alexandria Courthouse at a cost of \$25,800. Commissioner Rechtin made a motion to accept the bid from Rizzo Brothers, seconded by Commissioner Hayden. All voted "AYE" and the motion passed unanimously.

Next on the agenda, Mr. Seibert asked for authorization for staff to solicit bids for security at the construction site of the new County Administration Building. Commissioner Rechtin made a motion to solicit bids, seconded by Judge Pendery. All voted "AYE" and the motion passed unanimously. Mr. Horine added that there have been three thefts so far. They will solicit bids for on-site security as well as monitoring equipment.

Mr. Seibert then tabled Resolution R-93-08. It involves a contract with the Campbell County School Board regarding the busing of non public school children for fiscal year 2009. He stated more details are being worked out.

Next on the agenda was Resolution R-99-08. It was read by title and a summary given. This Resolution authorizes the Judge/Executive to execute a contract with Mr. William Pigg for Concessionary Services at A. J. Jolly Golf Course for one year. Mr. Seibert added this is the final option year for this contract. Commissioner Hayden made a motion to adopt this resolution, seconded by Commissioner Rechtin. All voted "AYE" and the motion passed unanimously.

Mr. Seibert presented Ordinance O-7-08 for second reading and passage consideration. The ordinance was read by title and a summary. It amends the general fund budget for FY09. Commissioner Rechtin made a motion to adopt Ordinance O-7-08, seconded by Judge Pendery. All voted "AYE" and the motion passed unanimously.

Commissioner Rechtin made a motion to accept the 2008 tax rates for all the county-wide taxing districts, except for school and fire districts. Commissioner Hayden seconded the motion. All voted "AYE" and the motion passed unanimously.

Commissioner Rechtin made a motion to authorize the purchase of a 2009 Ford Taurus from Countryside Motors at the state contract price of \$17,999 for the Campbell County Police Department. Commissioner Hayden seconded the motion. All voted "AYE" and the motion passed unanimously.

Commissioner Hayden made a motion to authorize the purchase of a 2009 Ford Focus SE for the Campbell County Housing Office at the state contract price of \$12,331.24 from 32 Ford Mercury. Commissioner Rehtin seconded the motion. All voted "AYE" and the motion passed unanimously.

Mr. Seibert next requested a motion to approve the budget transfers as presented. Commissioner Rehtin made a motion to approve the transfers, seconded by Judge Pendery. All voted "AYE" and the motion passed unanimously.

Mr. Seibert then asked for the court's approval for the claims as presented. He added that on page 25, the check for \$14,467.23 for a Chev Aveo was voided since a less expensive vehicle was found for \$12,331.24. This vehicle is for the Housing Department. County Attorney Verst stated all claims appear to be appropriate. Motion was made by Commissioner Rehtin and seconded by Judge Pendery that the claims be approved. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Commissioner Rehtin made a motion to go into executive session as mentioned earlier, pursuant to KRS 61.810(1)(c), discussion of proposed or pending litigation. This motion was seconded by Judge Pendery. All voted "AYE" and the motion passed unanimously. The court entered executive session at 6:38 p.m.

At approximately 7:24 p.m., Commissioner Rehtin made a motion to exit executive session and resume the meeting, seconded by Judge Pendery. All voted "AYE" and the motion passed unanimously.

There being no further business before the Court, motion was made by Commissioner Rehtin and seconded by Judge Pendery to adjourn. All voted "AYE" and the meeting adjourned at 7:26 p.m.

Attachments:

Proclamation: St. John the Baptist Catholic Church  
Resolution R-100-08 Contract with Campbell County Conservation District  
Resolution R-98-08 Amends Police Policy Manual  
Resolution R-101-08 Authorizes Payment of Claims from Community Development Block Grant for Campbell County Homebuyer Program  
Resolution R-99-08 Contract regarding concessions at A.J. Jolly Golf Course  
Ordinance O-7-08 Amends General Fund Budget for FY09 Budget  
Budget Transfers  
Claims of September 16, 2008

Approved:

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STEVE PENDERY  
Campbell County Judge/Executive

Attest:

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LYNN FARRIS  
Acting Fiscal Court Clerk