

**CAMPBELL COUNTY FISCAL COURT
MINUTES**

April 6, 2011

A regular meeting of the Campbell County Fiscal Court was held on Wednesday, April 6, 2011, 7:00 p.m. at the Campbell County Courthouse located at 8352 East Main Street, Alexandria, Kentucky.

Preceding the opening of the Fiscal Court meeting, a public hearing was held at 7:00 p.m. for the purpose of receiving public comments on a Recreational Trails Program Grant application.

Present at the hearing were:

Steve Pendery, Campbell County Judge Executive
Pete Garrett, County Commissioner
Brian Painter, County Commissioner
Kenneth Rehtin, County Commissioner
Steve Franzen, County Attorney
Robert Horine, County Administrator
Melissa Williams, Director of Administration
Paula Spicer, Fiscal Court Clerk
Jim Seibert, Director of Fiscal Affairs
Colonel Keith Hill, Campbell County Police Department
Greg Buckler, Jailer
David Plummer, Solid Waste Coordinator

Judge Pendery called on David Plummer to open the public hearing on the application for a Recreational Trails Program Grant. Mr. Plummer began by giving a brief history of the grant and how the Fiscal Court became involved in applying for the grant. The proposed project is to construct an equestrian barn and equestrian campground to complement the existing 20+ miles of horse trails at A. J. Jolly Park. He described the state-approved plan for the barn, and for the 12-site campground to be located at the Park's Picnic Area #2. Mr. Plummer answered questions from the audience regarding fees, rules, maintenance and general use of the campground and barn. Bill Reed, owner of Managed Adventure Systems, a company that specializes in economic diversification through adventure tourism, spoke about the estimated use of the park, potential income and how it will benefit other businesses in the County. Judge Pendery pointed out that the project is in the preliminary stages. He thanked the original applicants of the original grant for getting the project this far. Robert Horine advised that the horse campground can be included in the liability policy that is currently in place for the horse trails; the barn and other improvements will be covered under the County's general insurance policy at no change in the premium rates. David Plummer stated that the grant funds must be expended by September 2011. He further stated that the total project cost is \$125,000 with the County's match being \$25,000. In-kind services will be used to fulfill the County's obligation. There being no further comments, the public hearing was closed at 7:45 p.m.

In attendance at the regular meeting were:

COUNTY JUDGE/EXECUTIVE:
STEVE PENDERY

COUNTY COMMISSIONERS:
PETE GARRETT
BRIAN PAINTER
KENNETH RECHTIN

Robert Horine	County Administrator
Steve Franzen	County Attorney
Jim Seibert	Fiscal Director
Melissa Williams	Director of Administration
Paula Spicer	Fiscal Court Clerk
Colonel Keith Hill	Campbell County Police Chief
Greg Buckler	Jailer
David Plummer	Solid Waste Coordinator

The meeting was called to order at 7:45 p.m. by Judge Pendery. Cable Access was present to film the meeting.

Judge Pendery asked for a moment of silence followed by the Pledge of Allegiance. Following roll call, a quorum was declared present.

Minutes from the Fiscal Court regular meeting of March 16, 2011 were presented. Motion was made by Commissioner Painter, seconded by Commissioner Garrett to approve the minutes. All voted "AYE" and the motion passed.

Judge Pendery invited comments from the public.

John Krieg read and submitted a petition consisting of three pages regarding safety issues on Kentucky Route 547 from Alexandria to Silver Grove. Judge Pendery stated that they will forward these concerns to the Kentucky Highway Department District 6 staff at their next meeting.

JR Roth, Winter Lane, read a legal notice published in the March 31, 2011 edition of the *Campbell County Recorder* for construction management services for the animal shelter addition. He stated that the notice is for services only; it does not include providing materials for the construction of the addition.

JR Roth cited an article in the *Campbell County Recorder* indicating that the population of Campbell County has shifted to the south. He suggested that the Fiscal Court should provide more services to the southern part of the County.

Joe Powers, Ft. Thomas, stated that he has questions about the Transit Authority of Northern Kentucky (TANK). Judge Pendery suggested that if Mr. Powers' questions are not addressed during the presentation by Mr. Aiello, he could ask them at the end of the presentation. Judge Pendery called on Andrew Aiello, General Manager, Transit Authority of Northern Kentucky (TANK), to begin his presentation. Mr. Aiello started by explaining that TANK is a "Public Transit Authority" as defined by Kentucky Revised Statutes, with a 9-member Board of Directors appointed by the Judges/Executive of Boone, Campbell and Kenton Counties. TANK receives no direct tax revenue; all local revenue that funds TANK is approved by the Fiscal Courts annually. Mr. Aiello gave a brief history of TANK which was formed in 1978 after a voter referendum in Campbell and Kenton Counties approved a general occupational license fee to provide funding for public transit service. He explained the formula used to determine the share that each County pays for the service. He described the services offered by TANK 365 days a year. Over 75 percent of its passengers use TANK to get to or from work. Mr. Aiello next presented and explained charts showing a breakdown of the revenues and expenses for Fiscal Year 2011. He explained how TANK is controlling costs and increasing efficiency. Mr. Aiello addressed trends in ridership, pointing out that ridership for Campbell County routes is up 21 percent since 2007. He concluded his report by addressing the financial future of TANK and its role in the economic success of Northern Kentucky. Mr. Aiello answered questions from the Fiscal Court about the feasibility of increasing fares, implementing distance-based fares, park and ride lots, federal requirements, and the Southbank Shuttle. Robert Horine clarified an earlier question about approval of TANK's budget by stating that the Fiscal Court approves the County's contribution to TANK every year. Mr. Aiello addressed questions from the audience regarding seatbelts, drivers' wages, determining size of buses used during peak times and on certain routes, elimination of routes and TANK's cost to provide one trip. The amount of Campbell County's occupational tax that is paid to TANK and how other cities subsidize public transit was discussed. Judge Pendery stated that mass transit is one of the things that prospective businesses ask about when considering locating in the area. Mr. Aiello stated that TANK is currently drafting their budget, and in order to maintain existing services, they will need an increase in funding; he estimates an increase of about 2.5 percent system-wide.

There being no old business, Melissa Williams presented new business beginning with Resolution R-26-11 which was read by title and summary given. R-26-11 authorizes the Judge/Executive to apply for grant funding from the Recreational Trails Program for the construction of a horse barn, campground and amenities within A. J. Jolly Park. The grant is in the amount of \$100,000 and was the subject of the public hearing prior to the meeting. Commissioner Rehtin made a motion to adopt R-26-11, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Resolution R-27-11 was read by title and summary given. R-27-11 sets fees for trail tags at A. J. Jolly Park. The recommended fees are: \$5.00 per horse per day, or \$15.00 per horse per season for Campbell County residents and \$20.00 per horse per season for non-county residents. Members of the Northern Kentucky Horse Network that contribute a minimum of six hours of labor to maintenance of the trails will have the fee waived. Commissioner Garrett made a motion to adopt R-27-11, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed. The \$20.00 fee for non-county residents is an average fee.

Resolution R-28-11 was read by title and summary given. R-28-11 authorizes the Judge/Executive to execute an agreement with the Northern Kentucky Area Development District to provide professional and personal services to the Fiscal Court. Under this agreement, the Northern Kentucky Area Development District (NKADD) will serve as the administrator for the CDBG grant received by the County to purchase a new emergency generator. The administration fees are covered by the grant. Commissioner Garrett made a motion to adopt R-28-11, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

Resolution R-29-11 was read by title and summary given. R-29-11 approves the Northern Kentucky Community Action Commission as the non-profit organization to administer the Emergency Shelter Grant Program for 2011-2012. The County is required to sign-off on applications for Emergency Shelter Grants; this is one of three such requests on the agenda. Judge Pendery made a motion to adopt R-29-11, seconded by Commissioner Painter. Ms. Williams explained that the three non-profit organizations on the agenda tonight are seeking grant funds for different purposes. All voted "AYE" and the motion passed.

Resolution R-30-11 was read by title and summary given. R-30-11 approves the Interfaith Hospitality Network of Northern Kentucky as the non-profit organization to administer the Emergency Shelter Grant Program for 2011-2012. Judge Pendery made a motion to adopt R-30-11, seconded by Commissioner Garrett. Robert Horine explained that he was advised by the Chairman of the Board of Interfaith Hospitality Network that all of the zoning issues with the City of Newport have been resolved and the City has been very supportive of the project. All voted "AYE" and the motion passed.

Resolution R-31-11 was read by title and summary given. R-31-11 authorizes the Judge/Executive to execute an agreement with the Silver Grove Volunteer Fire Department to provide asphalt removal and excavation services for the Silver Grove Volunteer Fire Department. This agreement provides that the County Road Department will supply the labor and equipment to remove the existing asphalt and prepare the parking lot at the Fire Department for repavement. The Fire Department will pay for fuel costs and allow the County to use its meeting facilities. Commissioner Rehtin made a motion to adopt R-31-11, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Resolution R-32-11 was read by title and summary given. R-32-11 regards the annual review of the Campbell County Detention Center Policy and Procedure Manual. The Kentucky Department of Corrections requires that the Fiscal Court review the Campbell County Detention Center Policy and Procedure Manual, including the Manual for the Restricted Custody Center, at least annually. The Fiscal Court recently approved amendments to both Manuals. Commissioner Rehtin made a motion to adopt R-32-11, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Resolution R-33-11 was read by title and summary given. R-33-11 is a resolution of the Campbell County Public Properties Corporation authorizing the Campbell County Public Properties Corporation to convey property located at the southwest corner of Four Mile Road and Poplar Ridge Road to the Campbell County Fiscal Court, and authorizing the President of Campbell County Public Properties Corporation to execute the necessary documents related to

said transfer. Currently, the property on which the Campbell County Animal Shelter is located consists of two parcels – one in the name of the Public Properties Corporation and one in the name of the Fiscal Court. This resolution will transfer the Public Properties Corporation parcel to the Fiscal Court so that both will be in the name of the Fiscal Court. The next resolution on the agenda will consolidate the parcels on one deed. Judge Pendery made a motion to adopt R-33-11, seconded by Commissioner Rehtin. All voted “AYE” and the motion passed.

Resolution R-34-11 was read by title and summary given. R-34-11 authorizes the consolidation of two parcels located at the southwest corner of Four Mile Road and Poplar Ridge Road that make up the Campbell County Animal Shelter property and authorizing the Judge/Executive to execute the necessary documents related to said deed consolidation. Commissioner Garrett made a motion to adopt R-34-11, seconded by Judge Pendery. All voted “AYE” and the motion passed.

Resolution R-36-11 was read by title and summary given. R-31-11 approves the Women’s Crises Center as the non-profit organization to administer the Emergency Shelter Grant Assistance Program for Fiscal Year 2011-2012. Judge Pendery made a motion to adopt R-36-11, seconded by Commissioner Garrett. Ms. Williams explained that the three agencies are applying for different sources of funds from the Emergency Shelter Grant Assistance Program, as they serve different needs of the population. The three agencies have been successful in obtaining the grants in the past. All voted “AYE” and the motion passed.

Ms. Williams requested a motion to proclaim April 2011 as “National County Government Month” in Campbell County and encourage all Campbell County officials, citizens, employees, and schools to participate in government celebration activities. This year Counties across the nation will recognize America’s veterans, military service members and their families. Motion was made by Commissioner Rehtin, seconded by Commissioner Garrett. All voted “AYE” and the motion passed.

A motion was requested to proclaim April 10 through 16, 2011 as “Volunteer Appreciation Week” and call upon our citizens to join with the County in recognizing the many contributions that the volunteers bring to our communities, and thank them for helping to make Campbell County a remarkable place to live. The Fiscal Court specifically wishes to thank the volunteers that assist at the Animal Shelter, Police Department and Senior Center, and those individuals that serve on County Boards and Commissions. Motion was made by Commissioner Rehtin, seconded by Commissioner Painter. Judge Pendery stated that the County is very grateful for the 1000’s of hours donated per year by volunteers which help to keep down the cost of government. All voted “AYE” and the motion passed. Ms. Williams also specifically thanked the volunteers from the Northern Kentucky Horse Network who have assisted at A. J. Jolly Park to improve the horse trails.

A motion was requested to appoint the following part-time Pro Shop Assistant/Golf Starters at A. J. Jolly Golf Course effective April 6, 2011: Christopher Holtz, Jeffrey Miller, Danny Webster and Samuel Mefford at pay Grade 4F (\$8.64/hour), and Stephen Cunningham at pay Grade 4H (\$9.08/hour). Motion was made by Judge Pendery, seconded by Commissioner Garrett. All voted “AYE” and the motion passed.

A motion was requested to appoint the following Seasonal Employees for the 2011 Park Season effective April 6, 2011: Heidi Mayleben as a Camping/Concession worker at \$9.54/hour, and Chester Don Record and Russell Guy as Park Maintenance workers at \$9.91/hour. Motion was made by Commissioner Garrett, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Robert Horine requested a motion to meet in executive session at the conclusion of regular business pursuant to: KRS 61.810(1)(b) deliberations on the future acquisition or sale of real property by a public agency, KRS 61.810(1)(c) discussions of proposed or pending litigation against or on behalf of the public agency, and KRS 61.810(1)(e) collective bargaining negotiations between public employers and their employees or their representatives. Mr. Horine stated that no action will be taken following the executive session. Steve Franzen stated that there may be action taken as a result of the discussion of proposed or pending litigation. Motion was made by Commissioner Rehtin, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Commissioner Rehtin stated that he recently saw in the press that Buckheads, a restaurant in Campbell County, has decided to go smoke-free. He congratulated them on taking this action.

Judge Pendery announced that a public forum will be held on Thursday, April 7, 2011 at 7:00 p.m. at Dixie Heights High School Auditorium to begin a discussion on the future of 911 dispatching in Northern Kentucky. This meeting is open to the public, and there will be opportunity for public comment.

Judge Pendery announced several upcoming activities planned by the Campbell County Solid Waste Department: the Shred Day event on April 16, 2011, Tire Amnesty Event on May 19 through 21, 2011, and River Sweep on June 18, 2011.

Jim Seibert presented Resolution R-35-11 by title and summary given. R-35-11 adopts and approves the execution of a County Road Aid Coop Program Contract between the Fiscal Court and the Commonwealth of Kentucky Transportation Cabinet, Department of Rural and Municipal Aid, for the fiscal year beginning July 1, 2011, as provided in the Kentucky Revised Statutes and accepting all roads and streets referred to therein as being a part of the County Road System. Commissioner Rehtin made a motion to adopt R-35-11, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to authorize the purchase of a 2011 Ford Taurus from Paul Miller Ford, Lexington, Kentucky, for \$19,302.32, the Kentucky State Contract bid price. This vehicle will be used by the Campbell County Police Department Detective Bureau, and replaces a 2004 vehicle which will remain in the Department's fleet for use as a surplus vehicle. Motion was made by Commissioner Rehtin, seconded by Judge Pendery. Commissioners Garrett and Rehtin and Judge Pendery voted "AYE", Commissioner Painter voted "NAY" and the motion passed.

A motion was requested to purchase a 2011 Ford crew cab pickup truck from Paul Miller Ford, Lexington, Kentucky, for \$23,516.55, the Kentucky State Contract bid price. This vehicle will

be used for the Community Service Program at the Campbell County Detention Center. The vehicle will be paid for from the Jail's commissary account. The County Attorney has reviewed and approved the purchase. Motion was made by Commissioner Rehtin, seconded by Commissioner Garrett. Greg Buckler explained that they will be able to haul more equipment in a truck and still carry four passengers. Commissioner Rehtin complimented the inmates for doing a great job keeping the roadsides clear of litter. All voted "AYE" and the motion passed.

A motion was requested to acknowledge that Campbell County Jailer Greg Buckler has presented his Fiscal Year 2012 Budget to Judge/Executive Steve Pendery as required by Kentucky Revised Statutes. Motion was made by Judge Pendery, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Mr. Seibert then requested a motion to approve the claims and supplemental claims as presented for March 16, 2011. County Attorney Steve Franzen asked for clarification of a payment to CSX Transportation listed on page 12 of the claims. Mr. Seibert stated that he believed that the payment is for a right-of-way access in Pendery Park. With that explanation Mr. Franzen stated that he has reviewed the claims and they appear appropriate. Motion was made by Commissioner Rehtin, seconded by Commissioner Painter. Commissioner Rehtin asked for an explanation of a transfer of funds to the golf course. Mr. Seibert stated that at this time of year the golf course's reserves are low, and this transfer will subsidize their operation. All voted "AYE" and the motion passed.

The Fiscal Court adjourned the regular meeting at 9:10 p.m. and convened in Executive Session pursuant to motion and vote taken earlier.

Motion was made by Commissioner Garrett, seconded by Commissioner Painter to adjourn the Executive Session at 10:15 p.m. All voted "AYE" and the motion passed.

Judge Pendery announced that no action was to be taken as a result of the Executive Session, and there being no further business to come before the Fiscal Court, Commissioner Rehtin made a motion to adjourn, seconded by Commissioner Garrett. All voted "AYE" and the meeting adjourned at 10:16 p.m.

Attachments:

- Resolution R-26-11 Application for Recreational Trails Program Grant
- Resolution R-27-11 2011 Fees for Trail Tags at A. J. Jolly Park
- Resolution R-28-11 Agreement with Northern Kentucky Area Development District
- Resolution R-29-11 Certification of Local Approval – N. Ky. Community Action Commission
- Resolution R-30-11 Certification of Local Approval – Interfaith Hospitality Network
- Resolution R-31-11 Contract with Silver Grove Volunteer Fire Department
- Resolution R-32-11 Annual Review of Detention Center Manual
- Resolution R-33-11 Campbell County Public Properties Corporation Resolution
- Resolution R-34-11 Consolidation of Deeds for Animal Shelter Property
- Resolution R-36-11 Certification of Local Approval – Women's Crises Center
- Proclamation April 2011 – National County Government Month
- Proclamation April 10 through April 16, 2011 – Volunteer Appreciation Week

Claims and Supplemental Claim of April 6, 2011

Approved:

STEVE PENDERY
Judge/Executive

Attest:

Paula K. Spicer
Fiscal Court Clerk