

**CAMPBELL COUNTY FISCAL COURT
MINUTES**

June 15, 2011

A regular meeting of the Campbell County Fiscal Court was held on Wednesday, June 15, 2011, 5:30 p.m. at the Campbell County Administration Building, Fiscal Court Chambers, 1098 Monmouth Street, Newport, Kentucky.

In attendance at the meeting were:

COUNTY JUDGE/EXECUTIVE:
STEVE PENDERY

COUNTY COMMISSIONERS:
PETE GARRETT
BRIAN PAINTER
KENNETH RECHTIN

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

The meeting was called to order at 5:30 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. Judge Pendery explained that Commissioner Rechtin was out of town on business, but was expected to arrive sometime during the meeting.

David Plummer reported on Campbell County solid waste activities since January 2011. Events that have taken place to date this year are the Christmas tree recycling event, spring clean-up, shred day and tire amnesty event. The annual Ohio River Sweep will take place on June 18 at Pendery Park, and the Trash For Cash program will run throughout the summer. Mr. Plummer concluded his report by answering questions from the audience.

Michelle Snodgrass, Campbell County Commonwealth's Attorney, reported to the Fiscal Court on the success of the Felony Accelerated Sentencing Track (FAST) program. She distributed a handout showing the average total days for a case to be resolved through a guilty plea vs. a trial. It also showed the cost savings to the County when cases are settled using FAST. Wil Schroeder, Assistant Commonwealth's Attorney, accompanied Ms. Snodgrass. Mr. Schroeder is the attorney who mainly handles cases using the FAST program. The Commonwealth's office

receives funds from the State to pay half of Mr. Schroeder's salary. Last year, the Fiscal Court contributed funds so that Mr. Schroeder could work full-time in an effort to reduce the County's costs to house inmates by shortening their stay. Ms. Snodgrass requested that the Fiscal Court allocate the same amount of funds again this year so that her office can continue this successful program. Ms. Snodgrass then answered questions from the audience. Judge Penderly stated that the County saves more money by paying less to house inmates than it would pay to the Commonwealth's office for prosecution. He pointed out that the money paid to the Commonwealth's office comes from court fee revenues.

Judge Penderly asked if anyone in the audience would like to address the Fiscal Court on any subject.

A number of members of the audience wished to express their opinions on the Fiscal Court's funding of the Transit Authority of Northern Kentucky and the possibility of a reduction in services. Sandra Graven, Katie Davison, Jon Reams (Southbank Shuttle driver), Rodney Crook, Jerry Blum, Mike Foster, Jessica Miller, Jim Davis, Kate Gerth, Katrina Lauer, David Bowling, Ed (Bellevue resident), Tim Wilhelm, Joseph Lauer, Amy Theissen and Jody Robinson spoke in favor of TANK and Southbank Shuttle funding and requested that there be no reduction in service. The majority of these individuals live in Bellevue and use the bus service to get to work, doctors' appointments, school and to places for dining and entertainment. Ms. Miller submitted a petition with 718 signatures in support of TANK funding and continued levels of service. Ms. Gerth started a Facebook page with 113 people commenting in five days. Tom Lake a TANK driver opposed any additional funding to TANK. JR Roth suggested higher fares, particularly for those using the bus to go to ballgames or bars. Andrew Aiello, General Manager of TANK, explained how they evaluate which routes should be cut or added. He gave some statistics on ridership for different routes. Mr. Aiello answered questions from the audience and the Fiscal Court. Jody Robinson, Assistant City Administrator for the City of Bellevue, read a resolution of the Bellevue City Council expressing support of TANK's existing level of service and of TANK's request for funding. Judge Penderly said that all of the comments will be taken into consideration; the resolution regarding TANK funding is at the end of the agenda.

Minutes from the regular meeting of June 1, 2011 were presented. Motion was made by Commissioner Painter, seconded by Commissioner Garrett to approve the minutes. All voted "AYE" and the motion passed.

There being no old business, Melissa Williams presented new business beginning with a first reading of Ordinance O-09-11. O-09-11 enacts and adopts the 2011 S-22 Supplement to the Code of Ordinances of the County of Campbell, Kentucky (July 1, 2010 through December 31, 2010). The Fiscal Court contracts with American Legal Publishing to codify its ordinances on a semi-annual basis. No vote is necessary on this ordinance until its second reading.

Ordinance O-10-11 was read by title and summary given. O-10-11 amends Chapter 94: Parks and Recreation, of the Campbell County Code of Ordinances regarding rules and regulations for the use of Campbell County Parks (Penderly Park). Ms. Williams explained that the Recreation Director recommended amending the regulations to prohibit horses in Penderly Park. Due to the

nature of activities that take place in the Park, horseback riding is not suitable. This is a first reading and no vote is necessary.

Resolution R-62-11 was read by title and summary given. R-62-11 authorizes the County Judge/Executive to execute a contract with Alleman LLC d/b/a System 4, to provide general cleaning services for the Campbell County Senior Center for Fiscal Year 2012. The contract amount is \$464 per month to clean the Senior Center three times per week. There is no increase in the cost from last year. Commissioner Rehtin made a motion to adopt R-62-11, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Resolution R-63-11 was read by title and summary given. R-63-11 relates to the annual review of the Campbell County Fiscal Court's Administrative Code, and adopts updates to said Code. The Fiscal Court is required by law to review the Administrative Code in June of each year. As a result, staff recommends changes to eight sections. Ms. Williams reviewed the changes to be made to the Code. Commissioner Garrett made a motion to adopt R-63-11, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

Resolution R-61-11 was read by title and summary given. R-61-11 authorizes the Judge/Executive to apply for grant funding from the Kentucky Cattleman's Foundation for the purchase of new animal care products for the Campbell County Animal Shelter. The County is requesting \$1,760 in grant funding and will provide \$440 from Shelter donations as its share, to purchase a new exam table, bathing unit and three cat cages. Commissioner Garrett made a motion to adopt R-61-11, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Resolution R-64-11 was read by title and summary given. R-64-11 authorizes the Judge/Executive to execute a Memorandum of Understanding with the Campbell County Schools regarding joint funding for the position of School Resource Officer. Ms. Williams explained that the previous agreement with the school system has expired and both parties wish to continue the arrangement to jointly fund the School Resource Officer. Commissioner Rehtin made a motion to adopt R-64-11, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Resolution R-58-11 was read by title and summary given. R-58-11 authorizes a contract with Anthem Blue Cross and Blue Shield to provide medical and life insurance plans to eligible employees of the Campbell County Fiscal Court and Campbell County Detention Center effective July 1, 2011 through June 30, 2012. Commissioner Painter made a motion to adopt R-58-11, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Resolution R-59-11 was read by title and summary given. R-59-11 authorizes a contract with Dental Care Plus to offer dental insurance through payroll deduction to all eligible employees of the Campbell County Fiscal Court and Detention Center. Ms. Williams pointed out that dental insurance premiums are paid fully by employees if they chose to participate. Commissioner Garrett made a motion to adopt R-59-11, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

Ms. Williams requested a motion to renew the contract with Gregory Popham to serve as a School Resource Officer (SRO) at the Northern Kentucky Cooperative for Educational Services effective July 1, 2011 through June 30, 2012. Colonel Keith Hill advised that Mr. Popham has served as a School Resource Officer for three years. He further explained the arrangement with the Northern Kentucky Cooperative for Educational Services for reimbursement of Mr. Popham's salary. Motion was made by Commissioner Painter, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

A motion was requested to renew the contract with James Snider to serve as a School Resource Officer (SRO) for the Campbell County School system effective July 1, 2011 through June 30, 2012. The cost of Mr. Snider's compensation will be jointly shared by the County and the schools pursuant to the agreement authorized earlier in this meeting. Motion was made by Commissioner Painter, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to accept the resignation for retirement of Police Officer Chris Juniet effective June 30, 2011. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to accept the resignation for retirement of Naguanda Deaton, Human Resources Director, effective July 31, 2011. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to accept the resignation of Katie Tallon, Human Services Specialist, effective July 1, 2011. Motion was made by Judge Pendery, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

A motion was requested to authorize staff to advertise, interview and hire for the part-time position of Human Services Specialist. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. Commissioner Rehtin stated that he was agreeable to filling this position because it is part-time and no benefits are paid to the employee. All voted "AYE" and the motion passed.

A motion was requested to approve a one-time additional wage payment of \$1,000 to all non-elected full-time Detention Center employees who have been continuously employed by the Campbell County Detention Center since at least July 1, 2010, and who are not covered by a working agreement. This payment shall be made prior to June 30, 2011 from fiscal year 2011 funds. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to reappoint Diane Bertke to the position of County Treasurer pursuant to KRS 68.010 for a four year term effective July 1, 2011 through June 30, 2015. Motion was made by Judge Pendery, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

A motion was requested to reappoint Jack Scott to the Campbell County Extension District Board for a three year term effective June 30, 2011 through June 29, 2014. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to appoint Jim Krift to the Campbell County Extension District Board for a three year term effective June 30, 2011 through June 29, 2014. Motion was made by Judge Pendery, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

A motion was requested to reappoint Nick Ellison to the Northern Kentucky Convention and Visitors Commission for a three year term effective August 1, 2011 through July 31, 2014. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to reappoint Eric Rose to the Northern Kentucky Convention and Visitors Commissioner for a three year term effective August 1, 2011 through July 13, 2014. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to reappoint Clarence Martin to the Central Campbell Fire District Board of Trustees for a four year term effective July 1, 2011 through June 30, 2015. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to appoint Maurice Paul "Dutch" Hehman, Jr. to the Campbell County Fire District Six for a four year term effective July 1, 2011 through June 30, 2015. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

Jim Seibert presented Ordinance O-07-11 by title and summary for a second reading. O-07-11 relates to the annual budget and appropriations of Campbell County, Kentucky for the Fiscal Year 2011-2012 (FY12). Commissioner Rehtin made a motion to adopt O-07-11, seconded by Judge Pendery. Judge Pendery stated that the budget allows the Fiscal Court some latitude to make decisions on certain categories throughout the year. Commissioner Rehtin stated that the budget is like a road map for expenditures of the County; he is uncomfortable with the way that it is set up and suggested that certain items need to be looked at again. Commissioner Painter stated that there are a few disappointing things in the budget, but overall Campbell County still has a lower tax burden than Kenton or Boone Counties. All voted "AYE" and the motion passed.

Resolution R-60-11 was read by title and summary given. R-60-11 authorizes the adoption of the Fiscal Year 2011-2012 Public Properties Corporation budget for the golf course, Housing Department, Lakeside Terrace Senior Apartments and the Public Properties Fund. Commissioner Garrett made a motion to adopt R-60-11, seconded by Judge Pendery. All voted "AYE" and the motion passed.

Resolution R-54-11 was read by title and summary given. R-54-11 approves funding for the Transit Authority of Northern Kentucky for Fiscal Year 2012. The amount of the funding for Fiscal Year 2012 is \$4,358,600. Commissioner Rehtin made a motion to adopt R-54-11, seconded by Judge Pendery. Judge Pendery recommended a revision to the resolution. He advised that TANK has a formula based on routes and ridership that it uses to allocate its budget among the three counties. Based on this allocation, Campbell County will be paying a little more this year than Boone and Kenton Counties. He explained how this came about. Judge Pendery stated that the Fiscal Court has studied this issue and heard comments and received emails and phone calls about TANK. He advised that TANK had provided proposed cuts for the Fiscal Court to consider. Judge Pendery read a list of suggested changes to the least performing routes that he believes will save about \$60,000. He noted that the Fiscal Court wants to be kept informed of the results of studies made by TANK regarding fares and ridership. Judge Pendery made a motion to approve the budget for TANK with the previously listed adjustments, seconded by Commissioner Painter. Commissioner Rehtin stated that they need to address such issues as water quality, air quality and transportation, including a public transit system, on a regional basis. He believes that the County's appointees to the board that oversees TANK do a good job. These appointees have recommended that the County fund TANK at its requested level. Although he will vote for the resolution, he made a suggestion that they fully fund TANK for the first half of this year and let it go flat for the second half. This would give TANK time for more public input, and an opportunity to consider changes. Commissioner Painter thanked the individuals that attended the meeting and commented on the petition and number of emails that he received. He stated that these efforts do make a difference. Judge Pendery stated that the adjusted amount to be allocated to TANK is \$4,298,600 which is \$60,000 less than the original request. All voted "AYE" and the motion passed. Andrew Aiello thanked the Fiscal Court and all of the people who participated in this process

A motion was requested to purchase a used Bobcat skid-steer loader for the Road Department from Art's Rental for \$17,200. Mr. Seibert explained that this equipment will be used extensively to repair roads that were damaged due to recent heavy rains. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. Robert Horine explained that since this purchase is under \$20,000 the County is not required to solicit sealed bids. They only needed to get comparable quotes. All voted "AYE" and the motion passed.

Mr. Seibert then requested a motion to approve the claims and supplemental claims as presented for June 15, 2011. County Attorney Steve Franzen stated that he has reviewed the claims and all appear appropriate. Motion was made by Commissioner Rehtin, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Robert Horine presented Resolution R-65-11 by title and summary. R-65-11 authorizes execution of an agreement to lease office space in the Campbell County Courthouse in Alexandria. Mr. Horine explained that the National Alliance on Mental Illness of Northern Kentucky, Inc. (NAMI) approached the Fiscal Court during its search for new office space. The space formerly occupied by the County Clerk's office at the Alexandria Courthouse will fit NAMI's needs. He reviewed the terms of the agreement and stated that the rent will cover the County's operating costs for the office space. Judge Pendery made a motion to adopt R-65-11, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

Mr. 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 sale of real property by a public agency, but only when publicity would be likely to affect the value of a specific piece of property to be sold by a public agency, and KRS 61.810(1)(e) collective bargaining negotiations between public employers and their employees or their representatives. Mr. Horine stated the Fiscal Court may want to take action following the executive session. Motion was made by Commissioner Garrett, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

Commissioner Garrett requested that the Fiscal Court look into the possibility of building a boat ramp at Pendery Park. He stated that there have already been discussions with the game and fish department and he'd like to proceed with the project.

Commissioner Rehtin stated that he just returned from a conference of regional councils. He stated that there are many Metropolitan Planning Organizations (MPO) scattered throughout the country, and he learned that there are many counties and cities functioning as one economic entity. As diverse as our region is, we need to recognize that economic development is a regional issue and address it as such.

Judge Pendery announced that the Kentucky General Assembly Interim Joint Local Government Committee will meet at the Greater Cincinnati/Northern Kentucky Airport on June 21, 2011 at 1:00 p.m.

Judge Pendery announced that the Campbell County Conservation District will hold a community meeting about hillside slippage issues on June 22, 2011 at 7:00 p.m. at the Callahan Center, 616 Poplar Street in Bellevue.

Judge Pendery stated that the Fiscal Court will hold a special meeting on June 29, 2011 at 5:00 p.m. at the County Administration Building, 1098 Monmouth Street, Newport, Kentucky, to approve final claims for the fiscal year ending June 30, 2011. Motion was made by Commissioner Rehtin, seconded by Commissioner Garrett to hold a special meeting on June 29, 2011 at 5:00 p.m. at the County Administration Building. All voted "AYE" and the motion passed.

The Fiscal Court adjourned the regular meeting at 8:12 p.m. and convened in Executive Session pursuant to motion and vote taken earlier.

Motion was made by Judge Pendery, seconded by Commissioner Painter to adjourn the Executive Session. All voted "AYE" and the motion passed.

Robert Horine presented Resolution R-66-11 by title and summary. R-66-11 authorizes the execution of a working agreement with the Campbell County Road and Recreation Departments, Local #286, American Federation of State, County and Municipal Employees (AFSCME), AFL-CIO. He explained that this is a four year agreement which provides for a wage freeze for 2012; however negotiations will be reopened before July 1, 2012 to discuss wages only. Commissioner

Rechtin made a motion to adopt R-66-11, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Resolution R-67-11 was read by title and summary given. R-67-11 authorizes the execution of a working agreement with the Fraternal Order of Police Lodge #10 (FOP). Mr. Horine explained that this four year agreement contains a wage freeze for 2012. Negotiations will be reopened before July 1, 2012 to discuss wages and uniform allowance. Commissioner Rechtin made a motion to adopt R-67-11, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

There being no further business to come before the Fiscal Court, Commissioner Rechtin made a motion to adjourn, seconded by Commissioner Garrett. All voted "AYE" and the meeting adjourned at 9:05 p.m.

Attachments:

Ordinance O-09-11 Adopt 2011 S-22 Supplement to Code of Ordinances
Ordinance O-10-11 Amend Code Section 94.15 – Rules/Regulations for County Parks
Resolution R-62-11 Contract for Cleaning Services at Senior Center
Resolution R-63-11 Annual Review of County Administrative Code
Resolution R-61-11 Grant Application to the Kentucky Cattleman's Association
Resolution R-64-11 Memorandum of Understanding with Campbell County Schools
Resolution R-58-11 Contract with Anthem for Medical and Life Insurance
Resolution R-59-11 Contract with Dental Care Plus for Dental Insurance
Resolution R-65-11 Lease of Space in the Alexandria Courthouse
Ordinance O-07-11 Fiscal Year 2012 Annual Budget
Resolution R-60-11 Adopt Public Properties Fiscal Year 2012 Budget
Resolution R-54-11 TANK Funding for Fiscal Year 2012
Claims and Supplemental Claims of June 15, 2011

Approved:

STEVE PENDERY
Judge/Executive

Attest:

Paula K. Spicer
Fiscal Court Clerk