

**CAMPBELL COUNTY FISCAL COURT
MINUTES**

February 1, 2012

A regular meeting of the Campbell County Fiscal Court was held on Wednesday, February 1, 2012, 7:00 p.m. at the Campbell County Courthouse located at 8352 East Main Street, Alexandria, Kentucky.

COUNTY JUDGE/EXECUTIVE:
STEVE PENDERY

COUNTY COMMISSIONERS:
BRIAN PAINTER
KENNETH RECHTIN

Pat Walsh	Assistant County Attorney
Robert Horine	County Administrator
Melissa Williams	Director of Administration
Jim Seibert	Fiscal Director
Paula Spicer	Fiscal Court Clerk
Keith Hill	Campbell County Police Chief
William Turner	Office of Emergency Management Director

The meeting was called to order at 7:00 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. Commissioner Pete Garrett was absent.

Minutes from the Fiscal Court regular meeting of January 18, 2012 were presented. Motion was made by Commissioner Rechtin, seconded by Commissioner Painter to approve the minutes. All voted "AYE" and the motion passed.

Judge Pendery then invited comments from the public.

Dan Hull, 9538 Barrs Branch Road, addressed the Fiscal Court about Barrs Branch Road. He said that it is a very dangerous road and that he encourages anybody who has an accident on that road to sue the County. Mr. Hull stated that the road should be marked prohibiting thru traffic and trucks. The road was one lane and then the County widened it making it impossible for him to maintain his fence. His solution is to put a lake in the hollow and then the County will have to put up a guard rail along the road. He reiterated that the road is unfit for thru traffic and he would like to see somebody sue the County because of it. Mr. Hull stated that about 15 years ago the County was offered all the land and everything they needed to straighten the road, but the County sued him for his farm equipment being on the road and the State sued him, so why should he give the County anything or help it.

Sandra Bickers submitted a petition on behalf of residents of Lakeside Terrace apartments.

Dan Bays, Lakeside Terrace resident, stated that for the last year and one-half the residents of Lakeside Terrace apartments have been living in a state of terror that they will be told that they have to move. He asked that the Fiscal Court expedite its decision about the building so that the residents will know what they are facing. Judge Pendery stated that they have been communicating with the residents. It is not an easy decision. The County has a couple of options: entirely refurbish the facility or sell it to an interested party. He stated that the residents will have 120 days notice of any action taken by the Fiscal Court. Judge Pendery stated that they understand that the residents are worried; they will inform them as soon as a decision is made.

Charles Coleman stated that as suggested, he submitted questions in writing to the Campbell County Library Board. He did receive answers to his first set of questions. One of his questions asked if the Library Board had ever considered using the County's IT and HR services. Judge Pendery stated that regarding Human Resources, the job that the County has is bigger than one person can handle. Mr. Coleman read the response to his question from the library regarding IT services. Robert Horine stated that the Fiscal Court did explore the possibility of providing IT services to the library, however the unique nature of the library's IT needs and its heavy reliance on IT services make it very different than the services provided by the County. Mr. Coleman then read the library's response regarding use of the County's Human Resources services.

Kevin Gordon, Wilder resident, stated that he talked to Robert Horine and Commissioner Rehtin on the phone regarding his concerns about Lakeside Terrace. He stated that the articles in the newspaper generate more questions than they answer. His impression is that a determination about the facility is not on a short track.

Kevin Gordon stated that he attended the Northern Kentucky Caucus meeting last Saturday. He stated that this would have been a good opportunity for the Fiscal Court to express some of its concerns to the Northern Kentucky legislators in a public forum. He thinks that another forum is scheduled and he hopes that the Fiscal Court will consider a presentation at that time. Judge Pendery stated that his experience is that the legislators would rather hear about the County's concerns in a more private venue; these kinds of meetings are more for the public. Commissioner Rehtin stated that speakers are only allowed two minutes and there is no interaction, however he agreed discussions should be more public.

Florence Tandy, Executive Director of Northern Kentucky Community Action Commission, addressed the Fiscal Court about the programs and services offered by the Northern Kentucky Community Action Commission (CAC). The CAC serves low income individuals and families by helping them become economically independent and provide them with temporary assistance. Ms. Tandy described the clients served by CAC as likely to be a single-parent household, have a family member with a disability, renters as opposed to homeowners, and employed, but unable to make ends meet at the end of the month. She then gave a history of the CAC, its service area, board of directors, number of staff and volunteers, and budget which is 75% federally funded. The Head Start program is one of CAC's most familiar programs. She described the program and its proven benefits. Ms. Tandy then explained the services provided at its eight Neighborhood Centers, one of which is located in Campbell County. She described three of the

job training and employment services programs and the weatherization program. Ms. Tandy stated that funding for CAC's energy assistance program was reduced this year by about \$500,000, and they have heard that other programs are at risk of being cut. She advised that there are some general statistics on the successes of children who participate in Head Start and talked about partnering with other early childhood providers in the region. Over the last 3-4 years, Northern Kentucky University has assisted them in tracking the progress of some children in Campbell County. Ms. Tandy explained that the amount of direct financial assistance provided by CAC varies from family to family. JC Morgan, one of Campbell County's appointees to the CAC Board of Directors, stated that he is amazed at what the CAC does and complimented Ms. Tandy on the great job that she does.

JC Morgan, Director, Campbell County Public Library, addressed the Fiscal Court regarding recent articles in the newspaper about the Library. He explained that the Library purchased property about four years ago. It was advertised when they were looking for property and when they purchased it with the intent to build a new branch at the site. The construction of a new branch was delayed due to the downturn in the economy. During 2011 six public hearings were held across the county to get input about the proposed branch. There was a group of people attending the hearings opposed to the new branch, but for every one of them there were three others in favor of the facility. Mr. Morgan stated that the Board decided in November 2011 to proceed with construction and recently a lawsuit was filed by opponents of the new branch. Mr. Morgan explained that the Library was formed in 1978 and since the adoption of HB 44 in 1979, the Library has followed the requirements of HB 44 in setting its annual tax rates. He stated that the lawsuit asks that the Library be returned to its 1978 tax revenue. If the lawsuit is successful, the Library will cease to exist as it is today; this will also affect 77 other libraries across the State. Kevin Gordon stated that he attended two of the public hearings and observed that there was a 50/50 split of those in attendance in favor or opposed to the new branch. He stated that the outcome of the lawsuit will be decided by the court. Mr. Gordon is not opposed to the library, but he asked if \$5 million should be spent in this economy for a northern branch of a Pendleton County library. Judge Penderly stated that if people love the Library they would not try to put it out of existence which is what will happen if the lawsuit is successful. Charles Coleman resents comments that he is trying to destroy the library. He stated that the lawsuit is requesting the judicial branch to interpret the law. Judge Penderly offered to talk to Mr. Coleman after the meeting.

There being no old business, Melissa Williams presented new business with Resolution R-07-12 by title and summary. R-07-12 adopts a Memorandum of Understanding between the Fiscal Court and the Campbell County Extension Center regarding a transfer of property to the Extension District for the purpose of construction of an addition on the facility, and regarding a lease amendment which will allow for a parking lot on the educational garden site that is owned by the Fiscal Court. Ms. Williams explained that the Extension Center plans to expand its building which is on property owned by Campbell County. The County intends to transfer this property to the Extension District as soon as the mortgage is released. The expansion project also requires an amendment to the current lease for the Education Garden to allow for an expanded parking lot. Commissioner Rehtin made a motion to adopt R-07-12, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Resolution R-06-12 was read by title and summary given. R-06-12 regards the acceptance of a Community Development Block Grant from the Commonwealth of Kentucky to purchase a new generator for the Campbell County Police Department and Office of Emergency Management facility, and agreement to fund any and all cost overruns that may occur as a result of this project. The County was awarded a \$76,500 grant for a new generator. One requirement of the grant is that the County agrees to pay for any cost overruns; staff does not foresee any cost overruns on this project. Commissioner Rehtin made a motion to adopt R-06-12, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Resolution R-04-12 was read by title and summary given. R-04-12 adopts a Guideform Residential Antidisplacement and Relocation Assistance Plan under Section 104(d) of the Housing and Community Development Act of 1974, as amended. Adoption of this plan is another requirement of the grant for the new generator. Commissioner Rehtin made a motion to adopt R-04-12, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to proclaim March 14, 2012 as Brain Injury Awareness Day in Campbell County, Kentucky. Motion was made by Commissioner Rehtin, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to proclaim February 2012 as Earthquake Awareness Month in Campbell County, Kentucky. Motion was made by Commissioner Rehtin, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to dissolve the current eligibility list for the Campbell County Police Department dated April 19, 2010, effective February 1, 2012 at the request of the Campbell County Police Force Merit Board. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to request the Campbell County Police Merit Board to establish a new eligibility list for police officers. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Resolution R-05-12 was read by title and summary given. R-05-12 amends the Campbell County Police Force Merit Board Rules and Regulations, Chapter One, Section 1:13.7 Employment Provisions, to increase the service credit for lateral entry candidates from five to ten years. This amendment is recommended by the Merit Board. Motion was made by Judge Pendery, seconded by Commissioner Painter. Commissioner Rehtin asked about the costs associated with this change and how it will affect the budget. Chief Keith Hill explained the difference in salary which amounts to about a 2 1/2% increase and one extra week of vacation; this change will only come into play if a person is hired with seven or more years of service. He explained that this change will allow Campbell County to be competitive with other agencies when hiring lateral entry candidates. Commissioner Rehtin expressed concerns about shortening the time that the County has an officer before retirement and the associated costs; he asked for further review of this proposal. In response to Commissioner Painter's question, Chief Hill explained the difference between a new recruit and lateral entry candidate as to training costs and time to get an officer on the streets. It was agreed to have Kim Serra, Human

Resources Director, review the pros and cons of this amendment. A motion to table this resolution was made by Commissioner Rehtin, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to appoint Paul Kramer to the seasonal position of Recreation Maintenance in the Parks and Recreation Department with compensation set at \$9.91/hour, effective February 6, 2012. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to appoint Michael E. Rust to the Central Campbell County Fire District Board of Trustees effective February 1, 2012 through June 30, 2012. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Robert Horine then updated the Fiscal Court on the police consolidation study that is underway. He explained the steps that the consultants have taken so far: requested information from both the Campbell County and the Alexandria Police Departments, interviewed all staff from both departments, interviewed elected officials from both entities, and posted a survey on both entities' websites for citizens to comment. The survey will be open until February 6, 2012. The consultants will then analyze all of the information and submit options for consideration. At the appropriate time, they will likely hold town meetings. Mr. Horine stated that even if nothing changes, the possibility of consolidation was worth studying.

Judge Pendery announced that the Campbell County Office of Emergency Management is sponsoring a Weather Spotters Training Class on March 26, 2012 at the Alexandria Fire Department.

Jim Seibert requested a motion to acknowledge for the record that the bonds for the Treasurer and Occupational Tax Department are in place for 2012 as required by Kentucky Revised Statutes. Motion was made by Commissioner Rehtin, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Mr. Seibert announced that the Fiscal Court has an "AA" rating for bond purposes. He then advised that the interest rate for the new bond refunding issue is 1.49%. The rates for the issues being refunded were around 4.1 and 4.8 %. This will result in a savings of about \$240,000 in interest payments over the remaining life of the bonds.

Mr. Seibert then requested a motion to approve the claims as presented for February 1, 2012. Assistant County Attorney Pat Walsh stated that Steve Franzen, County Attorney, has reviewed the claims and that they all appear appropriate. Motion was made by Commissioner Rehtin, seconded by Commissioner Painter. Commissioner Rehtin recused himself from voting to approve any payments made to Senior Services of Northern Kentucky, his employer. All voted "AYE" and the motion passed.

There being no further business to come before the Fiscal Court, Commissioner Rehtin made a motion to adjourn, seconded by Commissioner Painter. All voted "AYE" and the meeting adjourned at 8:30 p.m.

Attachments:

Resolution R-07-12 Memorandum of Understanding with Extension District Board
Resolution R-06-12 Agreement to Fund Cost Overruns for New Emergency Generator
Resolution R-04-12 Adopt Residential Antidisplacement/Relocation Assistance Plan
Proclamation Brain Injury Awareness Day
Proclamation Earthquake Awareness Month
Claims February 1, 2012

Approved:

STEVE PENDERY
Judge/Executive

Attest:

Paula K. Spicer
Fiscal Court Clerk