

**CAMPBELL COUNTY FISCAL COURT
MINUTES**

September 20, 2012

A special meeting of the Campbell County Fiscal Court was held on Thursday, September 20, 2012, 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 L. RECHTIN

Robert Horine	County Administrator
Steve Franzen	County Attorney
Melissa Williams	Director of Administration
Richard Lucas	Interim Fiscal Director
Paula Spicer	Fiscal Court Clerk
Lt. Col. Todd Straman	Campbell County Police Department
Greg Buckler	Campbell County Jailer

The meeting was called to order at 5:30 p.m. by Judge Pendency. Cable Access was present to film the meeting.

Judge Pendency 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 September 5, 2012 were presented. Motion was made by Commissioner Garrett, seconded by Commissioner Painter to approve the minutes. All voted "AYE" and the motion passed.

Judge Pendency called on Kristine Frech, Manager of Strategic Initiatives for Vision 2015, to begin her presentation on the Licking River Greenway and Trails Project. Ms. Frech explained that the Licking River Greenway and Trails Project started in 2008 with a comprehensive master plan. They broke ground in 2010 in Covington, and the current trail, running from Levassor Avenue to 16th Street in Covington, was officially opened in May 2012. Construction is continuing north and will eventually run from the confluence of the Ohio and Licking Rivers to I-275 connecting Covington, Taylor Mill, Newport and Wilder. She stated that they are currently talking with the City of Wilder to plan for that leg of the trail. When completed, the total length of the trail will be 5.2 miles, however each segment can function independently. The

members of the Fiscal Court were given videos with an overview of the trails project. Ms. Frech stated that they will soon be unveiling eight murals painted by Artworks on gate well structures along the trails. All trails are located on public property. The plan for Wilder is to have a fitness loop from the City Building to Frederick's Landing. There is also a plan for a pedestrian bridge linking the Wilder to Covington trails; the existing bridge will be used as much as possible.

Melissa Williams presented old business beginning with a second reading of Ordinance O-10-12 by title and summary. O-10-12 amends Campbell County Ordinance O-19-87 as amended and last amended by Ordinance O-18-11, relating to the Campbell County Detention Center Policy and Procedure Manual Sections on Prisoner Rights and on Admission; Searches and Release. As Greg Buckler, Jailer, makes amendments to the Manual, he sends them to the County Attorney for his review before adoption. Commissioner Rechtin made a motion to adopt O-10-12, seconded by Commissioner Garrett. Commissioner Rechtin stated that he received a compliment about how clean Campbell County's roads were compared to other counties. This is a result of the inmates collecting trash along the County roads. All voted "AYE" and the motion passed.

Ms. Williams presented new business with a first reading of Ordinance O-11-12 by title and summary. O-11-12 enacts and adopts the 2012 S-25 Supplement to the Code of Ordinances of the County of Campbell, Kentucky (January 1, 2012 through June 30, 2012). American Legal Publishing codifies the County's ordinances and resolutions on a biannual basis. No vote was required on this first reading.

Resolution R-105-12 was read by title and summary given. R-105-12 authorizes the Judge/Executive to sign the attached Statement of Assurances thereby complying with all requirements in Title VI of the Civil Rights Act of 1964 in regards to federal grants. Execution of this Statement is required in connection with the federal grant received by Campbell County to obtain a new generator for the Police Department and Office of Emergency Management. Commissioner Rechtin made a motion to adopt R-105-12, seconded by Judge Pendery. All voted "AYE" and the motion passed.

Resolution R-106-12 was read by title and summary given. R-106-12 authorizes the expenditure of \$3,168.00 from Court Fee Revenues to fund a portion of a position in the Commonwealth Attorney's Office. The Fiscal Court has contributed funding to the Commonwealth Attorney's Office to support the FAST Docket which expedites certain criminal cases. This will be the last contribution since the Commonwealth will use other funding sources for the program. Commissioner Rechtin made a motion to adopt R-106-12, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

A motion was requested to accept the resignation for retirement of Officer William Bertke, Campbell County Police Department, effective October 1, 2012. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Judge Pendery invited comments from the public.

Ken Moellman asked for an update on the California Crossroad bridge project. Judge Pendery stated that while relocating the bridge, they discovered a water line that needs to be dealt with

and they are working on that now. Unfortunately, this will delay the project again. Robert Horine explained that the bridge is in the flood plain and they are waiting approval by the State of the newly drafted flood plain map. He further stated that the land records in the rural areas of the County are not always clear.

Ken Moellman asked for an update on the golf course greens. Judge Pendery stated that there was a poison that caused the problems and he explained the process used to clear it up. The new growth on the greens has been cut and they are waiting for it to fill in. He stated that they do not know all of the costs involved yet, but they are saving money by having current employees do the work.

Charles Coleman thanked the Fiscal Court for hosting the Senior Citizen Picnic; he enjoyed it. He then asked about loss of revenue from the golf course. Robert Horine replied that the lost revenue was about \$200,000; they will have a full report of the expenses and losses when the work on the course is complete. Mr. Coleman then asked what improvements have been seen since the fleet manager position was created with a \$9,000 increase in salary. Judge Pendery stated that at this point, there has been no reason to make a determination on the outcome of this action.

Kevin Gordon advised that the Cities of Wilder and Alexandria have passed resolutions in favor of the library board waiting until its capital campaign is over to see how much money is raised for the new facility before raising taxes. He requested again that the Fiscal Court take similar action. Judge Pendery stated that there is a place for public and private opinions. If the Fiscal Court were to render an opinion on every issue, they'd be spending a lot of time doing just that instead of running the County. He stated that he doesn't believe that the Fiscal Court should tell other elected or appointed officials how to handle their business via a public platform.

Kevin Gordon asked if the resolution on the agenda regarding intent to close Lakeside Terrace Apartments is a final notice. If so, will the records on the cost of repairs to the facility be made available. Judge Pendery stated that the Fiscal Court is following through on a promise that he made in May that the facility would be closed in February and that they would give the required 120 day notice prior to the closing. He advised that there are 14 residents left in the facility and two of them have a new place to move. In addition the Fiscal Court has offered assistance with moving expenses. Judge Pendery stated that the Fiscal Court employees and the apartment manager have been providing support to the remaining tenants. He stated that giving official notice of the closing of Lakeside Terrace has no bearing on the availability of the estimate of the cost of repairs.

Robert Horine presented Resolution R-92-12 by title and summary. R-92-12 authorizes the Judge/Executive to execute an agreement with P. L. Marketing, Inc. for issuance of the Campbell County Jobs Development Program. P. L. Marketing is proposing to locate its headquarters in Newport and has requested incentives under the County's Job Development Program. This move will bring 57 jobs to Campbell County. Commissioner Garrett made a motion to adopt R-92-12, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Resolution R-93-12 was read by title and summary given. R-93-12 authorizes the Judge/Executive to execute an agreement with Harlow-HRK Sales and Marketing, Inc. for issuance of the Campbell County Jobs Development Program. Harlow-HRK will be joining P. L. Marketing to lease office space in Newport and in the application for incentives under the County's Job Development Program. They will initially bring 20 new jobs to Campbell County. The City of Newport has offered the same inducements to both of these companies. Commissioner Garrett made a motion to adopt R-93-12, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

Resolution R-107-12 was read by title and summary given. R-107-12 declares intent to close Lakeside Terrace Apartments as of February 1, 2013. Mr. Horine advised that in May the residents were told that Lakeside would be closing in February 2013 and that they would be given 120 days notice. Since that time half of the residents have moved from the facility. Judge Pendery made a motion to adopt R-107-12, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Commissioner Painter stated that it was a great day for the Senior Citizen Picnic on the 19th. He thanked all of the volunteers who worked at the picnic.

Judge Pendery announced that the Campbell County Fall Cleanup will take place on November 2 through 4, 2012. There are three locations where items may be dropped off: the Campbell County Transportation Department, Campbell County Police Station and Pendery Park.

Judge Pendery announced that the Northern Kentucky Solid Waste Action Coalition will hold a Household Waste Collection Event on November 3, 2012 at the Florence Freedom in Florence, Kentucky. He listed the types of items that will be accepted. Participants must complete a registration form prior to the event and bring it with them.

Richard Lucas requested a motion to authorize staff to solicit proposals for a new video visitation system at the Detention Center. Motion was made by Commissioner Rehtin, seconded by Commissioner Garrett. Commissioner Painter stated that there are better systems available than what is currently in use, and that it is a good idea to replace the current system. All voted "AYE" and the motion passed.

Resolution R-108-12 was read by title and summary given. R-108-12 authorizes the Campbell County Judge/Executive to execute a contract with the Campbell County Board of Education for Fiscal Year 2013 for the provision of bus transportation of parochial school students. This contract is entered into annually with the Board of Education. The cost for Fiscal Year 2013 is \$379,854.73. Commissioner Rehtin made a motion to adopt R-108-12, seconded by Judge Pendery. All voted "AYE" and the motion passed.

Resolution R-109-12 was read by title and summary given. R-109-12 authorizes the Campbell County Judge/Executive to execute a contract with Southern Cardinal LLC for Fiscal Year 2013 for the provision of bus transportation of St. Peter and Paul Grade School students. The cost of this annual contract for Fiscal Year 2013 is \$8,525.00. Judge Pendery made a motion to adopt R-109-12, seconded by Commissioner Painter. Commissioner Painter stated that the families

whose children attend other schools are taxpayers and want their children transported the same as public school students. He stated that these contracts are a good idea. All voted “AYE” and the motion passed.

Ordinance O-09-12 was presented for seconded reading by summary and title. O-09-12 relates to the 2012-2013 annual budget and amendments thereof. Mr. Lucas explained that this amendment was necessary to reflect additional funds received from the Transportation Cabinet for road improvement projects and bridge repair. The amendment has been approved by the State Local Finance Officer. Commissioner Rehtin made a motion to adopt O-09-12, seconded by Commissioner Garrett. All voted “AYE” and the motion passed.

A motion was requested to approve budget transfers as presented for September 20, 2012. County Attorney Steve Franzen stated that he has reviewed the budget transfers and determined that all appear appropriate. Motion was made by Commissioner Rehtin, seconded by Judge Pendery. Mr. Lucas explained that the Contingency transfer and the General Services Refunds line items are related to the grant received by the County for the tornado clean-up which required the return of any unused funds. All voted “AYE” and the motion passed.

Mr. Lucas then requested a motion to approve the claims and supplemental claims as presented for September 20, 2012. County Attorney Steve Franzen stated that he has reviewed the claims and determined that all appear appropriate. Motion was made by Commissioner Rehtin, seconded by Commissioner Painter. Commissioner Rehtin stated that the supplemental claims were all from the Senior Picnic. He stated that the attendance at the picnic was low this year, and he’d like to get a report on the picnic-related receipts and costs. 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 6:30 p.m.

Attachments:

Ordinance O-10-12 Amend Detention Center Policy and Procedure Manual
Ordinance O-11-12 Adopt 2012 S-25 Supplement to Code of Ordinances
Resolution R-105-12 Authorize Execution of “Statement of Assurances”
Resolution R-106-12 Authorize Funding for Commonwealth Attorney’s Office
Resolution R-92-12 Agreement with P. L. Marketing Inc.
Resolution R-93-12 Agreement with Harlow-HRK Sales and Marketing, Inc.
Resolution R-107-12 Declaration of Intent to Close Lakeside Terrace Apartments
Resolution R-108-12 Contract with Campbell County School Board for Busing
Resolution R-109-12 Contract with Southern Cardinal LLC for Busing
Ordinance O-09-12 Amend FY 2012-2013 Budget

Budget Transfers of September 20, 2012
Claims and Supplemental Claims of September 20, 2012

Approved:

STEVE PENDERY
Judge/Executive

Attest:

Paula K. Spicer, Fiscal Court Clerk