

**CAMPBELL COUNTY FISCAL COURT
MINUTES**

June 19, 2013

A regular meeting of the Campbell County Fiscal Court was held on Wednesday, June 19, 2013, 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
Matthew Elberfeld	Finance Director
Paula Spicer	Fiscal Court Clerk
Colonel Keith Hill	Chief of Police
Kim Serra	Human Resources Director

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.

Minutes from the Fiscal Court regular meeting of June 5, 2013 were presented. Motion was made by Commissioner Garrett, seconded by Commissioner Painter to approve the minutes. All voted "AYE" and the motion passed.

Judge Pendery invited comments from the public.

Mayor Jim Hamberg, accompanied by Councilman Dan Speier of Southgate, thanked the Fiscal Court for its help in securing rural road aid funds for the City of Southgate. The funds will go a long way in helping the City to complete the Beech Road project. Mayor Hamberg noted that Representative Dennis Keene was instrumental in obtaining the funds and he thanked him as well.

Jack Moreland, President of Southbank Partners, stated that in 2011 an interlocal agreement was signed by eight entities naming Southbank as the developer of record for the northern Kentucky

riverfront. During the 2012 Kentucky General Assembly session, the House passed a budget bill containing an allocation of \$150,000 to Southbank Partners, however when it went to the Senate the verbiage of the bill was changed. When the bill finally passed, it contained an allocation of \$75,000 each for the Campbell County Fiscal Court and the Kenton County Fiscal Court to be used for waterfront development. He stated that the interlocal agreement should be the final authority and that the funds should go to Southbank. Mr. Moreland stated that Southbank has worked in good faith with both Fiscal Courts and requested that they ensure that the funds go to Southbank for riverfront development on the Ohio River. Mayor Ken Rankle, City of Dayton, presented a resolution adopted by the City Council regarding joint use of riverfront development funds. As a party to the interlocal agreement, Dayton was told that funding would be used to benefit the river cities. He stated that the funds should be spent on the Ohio River development, not on the Licking River greenway project. Mayor Jerry Peluso, City of Newport, stated that the interlocal agreement supports that the funds were intended to be used for certain purposes. He believes that the funds should be used for infrastructure and shoring up the riverbank.

Kevin Gordon presented questions about several items on the agenda. He stated that the last edition of *What's Happening* contained a political article from the library. Somebody at the publisher or the Fiscal Court should review the articles before they are printed. Mr. Gordon urged the Fiscal Court to set aside the proceeds of the sale of Lakeside Terrace Apartments for use by senior citizens. Mr. Gordon commented on several issues that were presented at an interim joint committee on economic development and tourism meeting that he attended earlier in the day. He then stated that tolls for the Brent Spence Bridge would be another road block to development in northern Kentucky and requested that the Fiscal Court adopt a resolution opposing the use of tolls.

Erik Hermes asked how many pages the Fiscal Court pays for in the *What's Happening* publication at \$1,435 per page. Melissa Williams advised that the Fiscal Court has about 4.5 pages per issue. Mr. Hermes stated that this publication is not needed, nor is it useful and it should be cut out.

Ron McCormick, Chair of the Campbell County Conservation District presented his annual report to the Fiscal Court. Mr. McCormick explained that the Conservation District is a special taxing district and as such is subject to oversight by the State. The District is audited and has to file regular reports with the State. Mr. McCormick discussed the duties and responsibilities of the Conservation District. He encouraged people to attend the Backroads Farm Tour in July. Mr. McCormick then talked about the Hawthorne Crossing Conservation Area and the St. Anne Woods and Wetlands Area that are both owned by the Conservation District, and programs operated by the Conservation District. Mr. McCormick expressed his appreciation to the Fiscal Court for their help in moving the District's offices to the Alexandria Courthouse. Mary Katherine Dickerson who works with the Boone, Campbell and Kenton Counties Conservation Districts was present with Mr. McCormick.

Judge Pendery suggested that they take Resolution R-74-13 first since it had been previously discussed. Robert Horine read Resolution R-74-13 by title and summary. R-74-13 relates to joint use of Riverfront Development Funds available in Fiscal Year 2013 by the Campbell County Fiscal Court and Kenton County Fiscal Court. Mr. Horine explained that the funds must be secured before June 30 of this year or they will be lost. For the last year, the Fiscal Courts of

both Counties have been trying to determine the most appropriate way to use these funds. One of the challenges was the wording in the bill allocating the funds. The present resolution is a joint resolution which was adopted earlier in the week by Kenton County. Mr. Horine stated that the Cabinet for Economic Development will release the funds upon receipt of documentation that the joint resolution has been passed by both Fiscal Courts. The resolution provides that the \$75,000 available to Kenton County will be disbursed directly to Southbank Partners, and that the \$75,000 available to Campbell County will be disbursed \$25,825 to Southbank and the remaining \$49,175 to Vision 2015 for development of the riverfront, particularly development of the Licking River Greenway along the Licking River between Kenton and Campbell Counties. Mr. Horine pointed out that the same amount of money will be available in Fiscal Year 2014. Commissioner Garrett made a motion to adopt R-74-13, seconded by Commissioner Painter. Commissioner Rehtin stated that he will vote against this resolution. Vision 2015's project is a good one, however, this Fiscal Court is not doing what he thought was originally intended for the funds. Judge Pendery stated that there has been much discussion about this; he wishes that the direction from Frankfort was more direct or conclusive. He stated that at first the funds were intended for Southbank, but apparently there was disagreement between the Senate and House, resulting in the Fiscal Courts having to interpret the final wording. Judge Pendery stated that this has been a difficult decision and he appreciates the input from the cities. Commissioner Garrett stated that when this process originally started about two years ago, they wanted to build a boat ramp in Campbell County but could not decide on a location. A site was selected in Ft. Thomas however the City of Ft. Thomas was not interested in participating in the project. After learning of these funds the Fiscal Court considered various projects. The final decision was to give both Southbank and Vision 2015 funding and he believes that it is a good plan. Commissioners Garrett and Painter and Judge Pendery voted "AYE", Commissioner Rehtin voted "NAY" and the motion passed.

There being no old business, Melissa Williams presented new business with Resolution R-68-13. R-68-13 authorizes the County Judge/Executive to execute a contract with Coverall Health-Based Cleaning System to provide general cleaning services for the Campbell County Senior Center for Fiscal Year 2014. This is a renewal of the current contract with no change in the cost of \$395.00 per month. Commissioner Rehtin made a motion to adopt R-68-13, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Resolution R-66-13 was read by title and summary given. R-66-13 acknowledges the annual review of the Campbell County Administrative Code. The Fiscal Court is required by law to review the Administrative Code in June of each year. No changes are recommended at this time. Commissioner Garrett made a motion to adopt R-66-13, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Resolution R-72-13 was read by title and summary given. R-72-13 approves funding for the Transit Authority of Northern Kentucky (TANK) for Fiscal Year 2014. The budget was approved by the TANK Board of Directors at their meeting on June 12, 2013. Commissioner Rehtin made a motion to adopt R-72-13, seconded by Judge Pendery. Judge Pendery pointed out that this year's allocation was less. All voted "AYE" and the motion passed.

Resolution R-67-13 was read by title and summary given. R-67-13 authorizes the Judge/Executive to execute an agreement with Rivertown Communications LLC for the 2013-

2014 "What's Happening" publication. The County shall pay \$1,435 per page (total of about nine pages) for editing and publication services for the next two editions of "What's Happening". The publication is sent to approximately 41,000 households and businesses in the County twice a year. Commissioner Rehtin made a motion to adopt R-67-13, seconded by Judge Pendery. Commissioner Painter stated that if Mr. Hermes has any suggestions on ways to improve or save money on this publication he should call Ms. Williams. Commissioner Painter stated that he thinks that the publication is a good way to build community in the County. Judge Pendery stated that not many people get the newspaper and this is an inexpensive way to get a message to all people in the County about what the Fiscal Court does. Commissioner Rehtin stated that for ten cents per person it is very economical; in the future they need to look at more internet communication with the County's citizens. All voted "AYE" and the motion passed.

A motion was requested to renew the contract with Mark Dill to serve as School Resource Officer for the Campbell County School System at Campbell County High School effective July 1, 2013 through June 30, 2014 at an hourly rate of \$22.3627 for each hour worked not to exceed \$33,460 per fiscal year. Motion was made by Judge Pendery, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

A motion was requested to renew the contract with Gregory Popham to serve as School Resource Officer at the Northern Kentucky Cooperative for Educational Services effective July 1, 2013 through June 30, 2014 at an hourly rate of \$22.3627 for each hour worked not to exceed \$33,460 per fiscal year. Motion was made by Judge Pendery, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Resolution R-75-13 was read by title and summary given. R-75-13 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 effective July 1, 2013. This coverage is paid by individual employees if they chose to take it. Judge Pendery made a motion to adopt R-75-13, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

Resolution R-76-13 was read by title and summary given. R-76-13 authorizes a contract with Anthem Blue Cross and Blue Shield to provide medical and life insurance plans to all eligible employees of the Campbell County Fiscal Court and Detention Center effective July 1, 2013. There is a slight increase in the cost of medical insurance, but no increase for life insurance. Judge Pendery made a motion to adopt R-76-13, seconded by Commissioner Rehtin. Commissioner Rehtin advised that he attended a presentation at the Northern Kentucky Area Development District regarding a self-insurance collaborative. He stated that there is another session about this tomorrow and it may be beneficial to send a staff member. All voted "AYE" and the motion passed.

Resolution R-77-13 was read by title and summary given. R-77-13 authorizes a contract with Chard Snyder to serve as third party administrator of S125 Flexible Benefit Accounts through payroll deduction to all eligible employees of the Campbell County Fiscal Court and Detention Center effective July 1, 2013. Judge Pendery made a motion to adopt R-77-13, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

Resolution R-78-13 was read by title and summary given. R-78-13 implements a new compensation schedule, assigning positions to the appropriate pay grades, reestablishing uniform position titles, and authorizing corresponding amendments to the Administrative Code. This schedule is effective July 1, 2013 and applies to all employees of the Fiscal Court who are not covered by a working agreement. Judge Pendery made a motion to adopt R-78-13, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to approve a 1.5% cost of living adjustment for all unrepresented employees of the Fiscal Court and an adjustment greater than 1.5% for positions that were determined to be compensated at below market all effective July 1, 2013. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to approve a 1.5% cost of living adjustment for the Road and Recreation Department employees covered by the current AFSCME #286 working agreement, excluding seasonal employees, effective July 1, 2013. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to approve a 1.5% cost of living adjustment for all employees of the Campbell County Detention Center effective July 1, 2013. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to reappoint Tim Brannock and Tom Quirk to the Campbell County Cable Board for three year terms effective July 1, 2013 through June 30, 2016. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to reappoint Joe Piller and Melissa Williams to the Campbell County Conservancy Board for three year terms effective July 1, 2013 through June 30, 2016. Motion was made by Judge Pendery, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

A motion was requested to reappoint William Voelker to the Transit Authority of Northern Kentucky (TANK) Board of Directors for a four year term effective July 1, 2013 through June 30, 2017. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to reappoint Doug Carmack to the Alexandria Fire District Board of Trustees for a three year term effective July 1, 2013 through June 30, 2016. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to reappoint Chuck Petit to the Central Campbell Fire District Board of Trustees for a three year term effective July 1, 2013 through June 30, 2016. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to reappoint Chris Fuchs to the District One Fire District Board of Trustees for a three year term effective July 1, 2013 through June 30, 2016. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to reappoint Ed Schroder to the Campbell County Fire Protection District No. 6 Board of Trustees for a three year term effective July 1, 2013 through June 30, 2016. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to reappoint Bernie Henke to the Southern Campbell County Fire District Board of Trustees for a three year term effective July 1, 2013 through June 30, 2016. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to appoint Susan Yelton to the Campbell County Board of Assessment Appeals to fill the unexpired term of Margaret Hughes effective June 19, 2013 through May 31, 2014. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted "AYE" and the motion passed. Judge Pendery complimented Melissa Williams for getting qualified people to serve on the County's various Boards.

Robert Horine advised that Ordinance O-04-13 which establishes a 911 emergency dispatch service fee was removed from the agenda. Staff is working on some further amendments to the Ordinance and hopes to have it ready for a first reading at the next meeting.

Mr. Horine presented Resolution R-65-13 by title and summary given. R-65-13 authorizes the execution of documents for the sale of Lakeside Terrace Apartments. The Fiscal Court previously authorized the execution of an "Agreement to Purchase and Sale of Real Estate" for the sale of Lakeside Terrace Apartments. Pursuant to that Agreement, the Judge/Executive is now authorized to execute a "Lease Agreement", "Deed of Easement", and a "Right of First Refusal to Purchase Real Estate". Mr. Horine stated that Northern Kentucky University has approved these documents and they anticipate closing before the end of the fiscal year. Commissioner Garrett made a motion to adopt R-65-13, seconded by Commissioner Painter. Commissioners Garrett and Painter and Judge Pendery voted "AYE", Commissioner Rehtin voted "NAY" and the motion passed.

Resolution R-73-13 was read by title and summary given. R-73-13 authorizes the Judge/Executive to execute an Interlocal Agreement for participation in the Kenton County Special Weapons and Tactics Team. Commissioner Garrett made a motion to adopt R-73-13, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

Mr. Horine then requested a motion to meet in executive session pursuant to KRS 61.810(1)(e) collective bargaining negotiations between public employers and their employees or their representatives. Motion was made by Commissioner Garrett, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed. It was announced that no action would be taken after the executive session.

Judge Pendery announced that the Campbell County Backroads Farm Tour will be on Saturday, July 27, 2013 from 9:00 a.m. to 5:00 p.m. Approximately 15 farms are participating this year.

Judge Pendery asked the Fiscal Court members if they wanted to change the July Fiscal Court meeting schedule from the first and third Wednesdays to the second and fourth Wednesdays due to the July 4th holiday. Motion was made by Commissioner Garrett, seconded by Judge Pendery to change the July 3 meeting to July 10, 2013 and to change the July 17 meeting to July 24, 2013. All voted "AYE" and the motion passed.

Matt Elberfeld presented Resolution R-71-13 by title and summary. R-71-13 renews a contract with the Kentucky Association of Counties (KACo) for workers' compensation insurance coverage effective July 1, 2013 through June 30, 2014. Mr. Elberfeld advised that the quote from KACo for property, liability and workers' compensation insurance was the lowest quoted premium. The premium for workers' compensation insurance is \$269,150 an increase of \$29,289 from last year. Commissioner Rehtin made a motion to adopt R-71-13, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Resolution R-70-13 was read by title and summary given. R-70-13 renews a contract with the Kentucky Association of Counties All Lines Fund (KALF) for property and liability insurance coverage effective July 1, 2013 through June 30, 2014. The annual premium is \$421,077, an increase of \$87,675 over last year. Commissioner Rehtin made a motion to adopt R-70-13, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Ordinance O-06-13 was read by title and summary given. O-06-13 relates to the annual budget and appropriations of Campbell County, Kentucky for the Fiscal Year 2013-2014 (FY14). This was the second reading of the ordinance which has been approved by the State Local Finance Officer. Judge Pendery made a motion to adopt O-06-13, seconded by Commissioner Garrett. Commissioners Garrett and Painter and Judge Pendery voted "AYE", Commissioner Rehtin voted "NAY" and the motion passed.

Resolution R-69-13 was read by title and summary given. R-69-13 authorizes the adoption of the Fiscal Year 2013-2014 Public Properties Corporation budget for the golf course, Housing Department, Lakeside Terrace Senior Apartments and the Public Properties Fund. Commissioner Rehtin made a motion to adopt R-69-13, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Resolution R-79-13 (Public Properties) was read by title and summary given. R-79-13 authorizes the closure of the Lakeside Terrace Apartments component unit fund upon the transfer of all remaining assets to the Campbell County Public Properties Fund effective June 30, 2013. By closing the Lakeside Terrace Apartments component unit fund after the sale of the facility, the County will avoid the need for an audit of that fund and save approximately \$6,000. Commissioner Garrett made a motion to adopt R-79-13, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to approve the budget transfers for June, 19, 2013. Motion was made by Commissioner Rehtin, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Mr. Elberfeld then requested a motion to approve the claims and supplemental claims as presented for June 19, 2013. County Attorney Steve Franzen stated that he has reviewed the claims and that they all appear appropriate. Motion was made by Commissioner Garrett 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.

The Fiscal Court met in Executive Session pursuant to motion previously made.

Motion was made by Commissioner Rehtin, seconded by Commissioner Garrett to adjourn the executive session and reconvene in regular session. 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 Judge Pendery. All voted "AYE" and the meeting adjourned at 7:20 p.m.

Attachments:

Resolution R-68-13	Contract for Cleaning Services at Senior Center
Resolution R-66-13	Annual Review of County Administrative Code
Resolution R-72-13	Approve FY14 Budget for TANK
Resolution R-67-13	Contract for What's Happening Now Publication
Resolution R-75-13	Contract with Dental Care Plus
Resolution R-76-13	Contract with Anthem Blue Cross and Blue Shield
Resolution R-77-13	Contract with Chard Snyder
Resolution R-78-13	Employee Compensation Schedule
Resolution R-65-13	Sale of Lakeside Terrace Apartments
Resolution R-73-13	Interlocal Agreement with Kenton County SWAT
Resolution R-74-13	Use of Riverfront Development Funds
Resolution R-71-13	Renew Contract for Workers' Compensation Coverage
Resolution R-70-13	Renew Contract for Property and Liability Insurance
Ordinance O-06-13	Adopt FY14 General Fund Budget
Resolution R-69-13	Adopt FY14 Public Properties Corporation Budget
Resolution R-79-13	(Public Properties) Close Lakeside Terrace Apartments Fund
Claims and Transfers	June 19, 2013

Approved:

STEVE PENDERY
Judge/Executive

Attest:

Paula K. Spicer, Fiscal Court Clerk