

**CAMPBELL COUNTY FISCAL COURT
MINUTES**

July 24, 2013

A special meeting of the Campbell County Fiscal Court was held on Wednesday, July 24, 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
Kim Serra	Human Resources Director
Lt. Col. Todd Straman	Campbell County Police Department
William Turner	Office of Emergency Management Director
Ryan Hutchinson	Planning and Zoning Department

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 July 10, 2013 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. There being none, he proceeded with the agenda.

Melissa Williams presented two motions to approve promotions in the Police Department

A motion was requested to promote Sergeant Dennis Lehmkuhl to the position of Lieutenant with compensation set at Grade 15F, \$29.9216 per hour (\$62,237.00 annually) effective August

1, 2013 in compliance with the current FOP Agreement. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted “AYE” and the motion passed.

A motion was requested to promote Officer Gary Downs to the position of Sergeant I with compensation set at Grade 13G, \$27,2014 per hour (\$56,578.91 annually) effective August 1, 2013 in compliance with the current FOP Agreement. Motion was made by Judge Pendery, seconded by Commissioner Garrett. All voted “AYE” and the motion passed.

Judge Pendery administered the oath of office to Police Officers Dennis Lehmkuhl and Gary Downs upon their promotions to Lieutenant and Sergeant, respectively.

Kevin Hanson, Chairman of the Jolly Park Community Development Council, presented an update on the Council’s activities and plans for the upcoming 50th Anniversary Celebration of Jolly Park on August 17, 2013. Mr. Hanson discussed the master plan that the Council is developing and the permanent stage under construction in the Park. Walt Dunlevy listed all of the activities that are planned for the August 17 day-long celebration. He thanked the Fiscal Court for their support and recognized Mike Mullins, Melissa Williams and Larry Harrod for their assistance. Mr. Dunlevy invited the Fiscal Court to a VIP kick-off at 2:00pm with Gary Burbank serving as MC. He stated that the Council is accepting donations to complete construction of the permanent stage in A J Jolly Park. Judge Pendery stated that the all-volunteer Council is doing a lot of work for the community, not only on the anniversary event, but on plans for the park as a whole.

Melissa Williams presented old business with a second reading of Ordinance O-07-13 by title and summary. O-07-13 provides for a credit of its occupational license fee for new employees as part of an economic development project by General Cable Corporation under the Kentucky Business Investment Program (KRS 154.32-010 – KRS 154.32-100). Commissioner Rehtin made a motion to adopt O-07-13, seconded by Commissioner Garrett. All voted “AYE” and the motion passed.

New business was presented with a first reading of Ordinance O-08-13 by title and summary. O-08-13 updates the official Zoning Map for unincorporated Campbell County to rezone an approximate 8.43 acre tract located at 10622 Woeste Road, unincorporated Campbell County as described in the attached map, from R-RE(P) (Residential Rural Estate-Phased) to A-1 (Agricultural One). The map amendment was requested by Vincent and Renai Keairns, owners of 10622 Woeste Road. After conducting a public hearing, the Campbell County and Municipal Planning and Zoning Commission voted to approve the requested map amendment. No vote was required on the first reading of the ordinance.

Resolution R-92-13 was read by title and summary given. R-92-13 authorizes the Judge/Executive to execute an Interstate Emergency Management Mutual Aid and Assistance Agreement with Tri-State Search and Rescue to provide mutual aid and assistance in time of emergency or disaster. Tri-State Search and Rescue has considerable resources that can be used by the County in a search for missing persons. Commissioner Rehtin made a motion to adopt R-92-13, seconded by Commissioner Garrett. William Turner explained that this is the same agreement that the County has with Dearborn County, Indiana. He anticipates that he may

recommend contracts with other organizations in the future. All voted "AYE" and the motion passed.

Resolution R-93-13 was read by title and summary given. R-93-13 authorizes the County Judge/Executive to execute an Order of Affiliation with Tri-State Search and Rescue. Commissioner Rehtin made a motion to adopt R-93-13, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Resolution R-90-13 was read by title and summary given. R-90-13 authorizes and directs Steve Pendery, County Judge/Executive to submit to the Kentucky Department for Local Government an application for \$500,000 in Community Development Block Grant funding for the Scholar House Project in Campbell County. Dennis Elrod, Atkins-Elrod & Associates, distributed a project overview of the Northern Kentucky Scholar House to the Fiscal Court members. He then introduced representatives from The Model Group and Newport Millennium Housing Corporation III, the partners in this project, and Brighton Center who will operate the day care center and provide counseling services for the residents. Tom Guidugli, Newport Millennium Housing Corporation III, provided more details about the history and the need for this type of development in Northern Kentucky. Commissioner Rehtin made a motion to adopt R-90-13, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Resolution R-91-13 was read by title and summary given. R-91-13 authorizes the County Judge/Executive to execute a contract with the Alexandria Fair Board for the 2013 Alexandria Fair and Fairgrounds. This contract is in the amount of \$750 for the purchase of up to ten booths to promote Campbell County at the Alexandria Fair. Commissioner Painter made a motion to adopt R-91-13, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Resolution R-95-13 was read by title and summary given. R-95-13 authorizes the County Judge/Executive to execute a contract with the Jolly Park Community Development Council regarding funding for the 50th Anniversary of A J Jolly Park celebration. The contract is in the amount of \$2,000 to be used for expenses of the anniversary celebration on August 17, 2013. Commissioner Rehtin made a motion to adopt R-95-13, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Resolution R-94-13 was read by title and summary given. R-94-13 authorizes the Judge/Executive to apply for the 2013 Spay and Neuter Grant from the Kentucky Department of Agriculture's Animal Control Advisory Board. The County is applying for \$5,000 to provide vouchers for spay and neutering services to individuals who adopt a pet from the Campbell County Animal Shelter. This grant requires no matching funds from the County. Commissioner Rehtin made a motion to adopt R-94-13, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to appoint Sheila Jones as a seasonal Camping and Concessions Worker effective July 25, 2013 with compensation set at \$9.96/hour. Motion was made by Judge Pendery, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

A motion was requested to approve a salary increase for Sergeant Jeremy Newberry from Grade 13G to Grade 13H, \$57,993.00 annually (\$27.8815 per hour) effective August 1, 2013 in accordance with the current Fraternal Order of Police working agreement. Motion was made by Judge Pendery, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

A motion was requested to approve a salary increase for Sergeant David Halfhill from Grade 13G to Grade 13H, \$57,993.00 annually (\$27.8815 per hour) effective August 1, 2013 in accordance with the current Fraternal Order of Police working agreement. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Resolution R-96-13 was read by title and summary given. R-96-13 authorizes the Judge/Executive to execute a Separation Agreement and General Release. The Agreement is between the Fiscal Court and Peter Klear as a result of his termination of employment with the Fiscal Court. Judge Pendery made a motion to adopt R-96-13, seconded by Commissioner Garrett. Commissioners Garrett and Painter and Judge Pendery voted "AYE", Commissioner Rehtin voted "NAY" and the motion passed.

Resolution R-98-13 was read by title and summary given. R-98-13 updates the Planning & Zoning Director position description, and authorizes corresponding amendments to the Administrative Code. Judge Pendery made a motion to adopt R-98-13, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to reappoint J C Morgan to the Northern Kentucky Community Action Commission Board for a three year term effective August 1, 2013 through July 31, 2016. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to appoint Michael Whiteman to the Campbell County Public Library Board of Trustees for a term effective October 1, 2013 and through September 30, 2017. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to appoint Christie Fillhardt to the Campbell County Public Library Board of Trustees for a term effective October 1, 2013 and through September 30, 2017. Motion was made by Judge Pendery, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

A motion was requested to reappoint Bob Heil to the Tri-ED Board of Directors for a three year term effective July 13, 2013 through June 12, 2016. Motion was made by Judge Pendery, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

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

Commissioner Painter announced that he spoke at a Rotary Club meeting earlier in the day. The Rotary Club is in need of new members. He talked to them about the Fiscal Year 2014 budget.

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

Judge Pendery announced that the Jolly Park Community Development Council is sponsoring an all-day 50th Anniversary Celebration of the A J Jolly Park on August 17, 2013. Many activities have been planned for the day.

Matt Elberfeld requested a motion to award bids for road materials (stone, culvert pipe, hot mix, oil and tar) for use by the Campbell County Road Department during Fiscal Year 2014. Luke Mantle, Road Supervisor, recommends awarding bids to all interested parties so that the Road Department will not be limited to a single source provider. Motion was made by Commissioner Rechtin, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to authorize the purchase of five Ford Police Interceptors from Crossroads Ford Lincoln in Frankfort, Kentucky based on State Contract pricing #MA7581200000522-1, at \$22,906.00 per vehicle, for a total of \$114,534.40. This purchase is in line with the on-going fleet replacement and is included in the FY2014 budget. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Resolution R-97-13 was read by title and summary given. R-97-13 authorizes the Judge/Executive to execute a financial advisory services agreement with Ross, Sinclair and Associates, LLC to serve as the financial advisor to the Campbell County Fiscal Court for a potential general obligation debt advance refunding in Fiscal Year 2014. Mr. Elberfeld recalled that the Fiscal Court had previously authorized staff to select a financial advisor for a possible advance refunding of the 2006 general obligation debt issued for the jail expansion. The price of a financial advisor is based on a per \$1,000 of original issue. The fee is paid out of the debt proceeds and is only payable if the transaction occurs. Mr. Elberfeld explained that activity in the municipal bond market lately has not made it prudent to go through with the advanced refunding at this time. However he believes that it is in the best interest of the county to select a financial advisor to monitor the rates and be ready to execute a transaction when the rates become more favorable. Judge Pendery made a motion to adopt R-97-13, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

A motion was requested to approve funding for the County Attorney Steve Franzen's office for Fiscal Year 2014. The amount budgeted for Fiscal Year 2014 from the General Fund is \$193,915.10 about the same amount as last year, and an additional \$20,000.00 from the Jail Fund. Motion was made by Commissioner Rechtin, seconded by Judge Pendery. All voted "AYE" and the motion passed.

Mr. Elberfeld then requested a motion to approve the claims as presented for July 24, 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 Garrett, seconded by Commissioner Painter 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 Commissioner Garrett. All voted "AYE" and the meeting adjourned at 7:10 p.m.

Attachments:

Ordinance O-07-13	Credit of Occupational License Fee for General Cable Corporation
Ordinance O-08-13	Zoning Map Amendment
Resolution R-92-13	Mutual Aid Agreement with Tri-State Search and Rescue
Resolution R-93-13	Order of Affiliation with Tri-State Search and Rescue
Resolution R-90-13	Application for CDBG Funds for the Scholar House Project
Resolution R-91-13	Alexandria Fair Board Contract
Resolution R-95-13	Jolly Park Community Development Council Contract
Resolution R-94-13	Application for Spay-Neuter Grant
Resolution R-96-13	Execute Separation Agreement and General Release
Resolution R-98-13	Update Planning and Zoning Director Job Description
Resolution R-97-13	Financial Advisory Services Agreement
Claims	July 24, 2013

Approved:

STEVE PENDERY
Judge/Executive

Attest:

Paula K. Spicer, Fiscal Court Clerk