

**CAMPBELL COUNTY FISCAL COURT
MINUTES**

August 7, 2013

A regular meeting of the Campbell County Fiscal Court was held on Wednesday, August 7, 2013, 7:00 p.m. at the Campbell County Courthouse located at 8352 East Main Street, Alexandria, Kentucky.

COUNTY JUDGE/EXECUTIVE:
STEVE PENDERY

COUNTY COMMISSIONERS:
PETE GARRETT
BRIAN PAINTER
KENNETH RECHTIN

Steve Franzen	County Attorney
Robert Horine	County Administrator
Melissa Williams	Director of Administration
Paula Spicer	Fiscal Court Clerk
Keith Hill	Campbell County Police Chief
Kim Serra	Human Resources Director
Ryan Hutchinson	Chief Planner

The meeting was called to order at 7:00 p.m. by Judge Pendery. Cable Access was present to film the meeting.

Judge Pendery announced that the Fiscal Court has lost a friend. Roland Vories a long-time County Commissioner and pillar of the community passed away in the past few weeks. Mr. Vories was 95 years old.

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 special meeting of July 24, 2013 and special meeting (Mayors' meeting) of July 23, 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. There being none, the meeting proceeded to old business.

Melissa Williams presented old business with a second reading of Ordinance O-04-13 by title and summary. O-04-13 establishes a service fee for enhanced 911 emergency dispatch services to owners of real property in Campbell County, Kentucky. Judge Pendery stated that the Fiscal

Court has been discussing this fee for some time. He asked if anybody had questions or comments. Bill Schreiber and Kathryn Dee posed questions about the amount of money that the County expects to collect with the new fee, if the new fee is considered a tax, how fees for rental units will be assessed, and differences between residential and commercial property. Charles Tassell, Greater Cincinnati and Northern Kentucky Apartment Association, stated that he has talked to the Fiscal Court about this fee and laid out several options that would not draw legal consequences. He stated that they should define commercial property and residential property using standard terminology. Commissioner Garrett stated that he will vote for this ordinance, however he thinks that the fee should be put on utility bills; he hopes that it can be changed in the future. Judge Pendery made a motion to adopt O-04-13, seconded by Commissioner Painter. Commissioner Rehtin stated that he will not vote in favor of the ordinance. He believes that this is an opportunity to renegotiate the interlocal agreement with the Cities of Ft. Thomas and Newport that created the Campbell County Consolidated Dispatch Center. He stated that the Fiscal Court has contributed over \$3 million to the operation of the Dispatch Center over the term of the agreement. Commissioner Painter stated that this fee is designed to be revenue neutral; it is not a perfect solution but the best one for now. Campbell County's fee is less than surrounding counties' fees. He stated that this will be a savings for the General Fund. Commissioners Garrett and Painter and Judge Pendery voted "AYE", Commissioner Rehtin voted "NAY" and the motion passed.

Ordinance O-08-13 was read by title and summary given. 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 property owners Vincent and Renai Keairns. The Campbell County and Municipal Planning and Zoning Commission held a public hearing and recommended approval of the request. Commissioner Rehtin made a motion to adopt O-08-13, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

New business was presented beginning with a first reading of Ordinance O-09-13. O-09-13 amends Chapter 90: Animals of the Campbell County Code of Ordinances. Ms. Williams explained that this ordinance and the next two resolutions are all related to the Animal Shelter. A compensation study conducted in June 2013 resulted in a recommendation to change the titles of Director and Assistant Director at the Animal Shelter to Manager and Assistant Manager. The Code of Ordinances needs to be amended to reflect these changes. This is a first reading and no vote is required.

Resolution R-104-13 was read by title and summary given. R-104-13 amends the Operations Manual used at the Campbell County Animal Shelter. The Shelter's Operations Manual is being amended to delete the word "Director" and replace it with "Manager". Commissioner Rehtin made a motion to adopt R-104-13, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Resolution R-105-13 was read by title and summary given. R-105-13 amends the Volunteer Handbook used at the Campbell County Animal Shelter. The Shelter's Volunteer Handbook is being amended to delete the word "Director" and replace it with "Manager", in addition to

deleting references to all positions other than Manager and Assistant Manager. Commissioner Garrett made a motion to adopt R-105-13, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Resolution R-102-13 was read by title and summary given. R-102-13 authorizes the Judge/Executive to sign the Waste Tire Grant Agreement for reimbursement of future tire expenses. Pursuant to this Agreement, the Kentucky Division of Waste Management shall provide up to \$3,000 for the cost of disposal of tires collected at the County fall clean-up. Commissioner Painter made a motion to adopt R-102-13, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Resolution R-112-13 was read by title and summary given. R-112-13 authorizes the execution of an agreement with Prosource for the lease of a copier/printer for use in the Human Resources Department. The lease agreement is for a term of 60 months with monthly payments of \$134.19 including maintenance. Commissioner Rehtin made a motion to adopt R-112-13, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Resolution R-101-13 was read by title and summary given. R-101-13 authorizes the expenditure of \$25,000 from Court Fee Revenues to fund a portion of the cost of administering the Northern Kentucky Regional Mental Health Court in FY 2014. Commissioner Rehtin made a motion to adopt R-101-13, seconded by Judge Pendery. Robert Horine explained that the Mental Health Court was formed because of a number of people in the judicial system whose real problems were not criminal behavior but mental health issues resulting in repeated incarcerations. The Mental Health Court is dedicated to cases involving people with mental health issues to provide them with attention and services to help keep them out of jail. This program saves Boone, Campbell and Kenton Counties at least \$400,000 per year in expenses to house mentally ill offenders. Contributions from the three counties are: \$50,000 from Kenton County, \$40,000 from Boone County and \$25,000 from Campbell County. Campbell County's contribution does not come from the General Fund, it comes from a fee that is assessed on activity in District and Circuit Courts. All voted "AYE" and the motion passed.

Resolution R-107-13 (Public Parks Corporation) was read by title and summary given. R-107-13 accepts the transfer of a 0.602 acre tract to the Campbell County Public Parks Corporation, and authorizes the dedication of a 0.595 acre tract owned by the Public Parks Corporation as public right-of-way along Flatwoods Road. Robert and Sue Zint, owners of property that abuts A J Jolly Park, proposed this land transfer in order to add road frontage to their property. The 0.602 acre tract transferred to the Public Parks Corporation will increase the width of a small parcel which is part of A J Jolly Park. Treasurer Rehtin made a motion to adopt R-107-13, seconded by President Pendery. Ryan Hutchinson advised that the applicants will have the necessary changes made to the deeds. None of the property involved is wetlands. All voted "AYE" and the motion passed.

Resolution R-109-13 was read by title and summary given. R-109-13 authorizes a grant application to the Kentucky Office of Homeland Security for south primary radio simulcast and enhancement. Ms. Williams explained that Resolutions R-109-13, R-111-13 and R-110-13 are presented on behalf of the Campbell County Consolidated Dispatch Center. R-109-13 is a

request for \$104,470 in grant funds to enhance the radio system used by police agencies in the southern part of Campbell County. Commissioner Rehtin made a motion to adopt R-109-13, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Resolution R-111-13 was read by title and summary given. R-111-13 authorizes a grant application to the Kentucky Office of Homeland Security for a standby generator. If received, grant funds in the amount of \$7,667 will be used to purchase a standby generator for a site in the County emergency radio system. Commissioner Garrett made a motion to adopt R-109-13, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

Resolution R-110-13 was read by title and summary given. R-110-13 authorizes a grant application to the Kentucky Office of Homeland Security for a telephone and radio traffic recorder. If received, the \$18,105 in grant funds will be used for a telephone and radio traffic recorder to replace an existing system. Commissioner Rehtin made a motion to adopt R-109-13, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Resolution R-113-13 was read by title and summary given. R-113-13 authorizes acceptance of the proposal of Technosoft Inc. to update tax bill collection software to allow for collection of 911 Service Fees. Technosoft can provide and support the necessary software to accommodate the new 911 fee for an amount not to exceed \$22,360. Commissioner Garrett made a motion to adopt R-113-13, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Resolution R-114-13 was read by title and summary given. R-114-13 authorizes the execution of an agreement on wages with the Fraternal Order of Police Lodge #10. The Fiscal Court and FOP Lodge #10 have negotiated an agreement on wages for the year beginning July 1, 2013. Judge Pendery made a motion to adopt R-114-13, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Resolution R-106-13 was read by title and summary given. R-106-13 approves changes to the personnel section of the Campbell County Administrative Code. The Code has been updated to reflect current practices and to be in compliance with applicable state and federal laws. Judge Pendery made a motion to adopt R-106-13, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to accept the resignation of Police Officer Marty Hart effective August 3, 2013. Motion was made by Judge Pendery, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

A motion was requested to accept the resignation of Elman McNeal, Park Maintenance Worker, effective August 8, 2013. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to appoint William Heck to the seasonal position of Parks and Recreation Maintenance Worker effective August 12, 2013 with compensation set at \$10.35 per hour. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to accept the resignation of John Schweitzer from the Campbell County Road Department effective September 30, 2013. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

Robert Horine read Resolution R-108-13 by title and provided a summary. R-108-13 authorizes and directs the Judge/Executive to enter into a Memorandum of Understanding with Jolly Park Community Development Council, Inc. for the purpose of developing and promoting A J Jolly Park. Mr. Horine explained that this is the organization that has been working for a few years to promote use of A J Jolly Park. The MOU will set out the responsibilities of both the Fiscal Court and the Community Development Council relative to the promotion and development of the Park. Commissioner Rehtin made a motion to adopt R-108-13, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

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.

Melissa Williams read Resolution R-99-13 by title and provided a summary. R-99-13 grants Sheriff Jeff Kidwell his quietus for 2012 taxes. Commissioner Garrett made a motion to adopt R-99-13, seconded by Judge Pendery. All voted "AYE" and the motion passed.

A motion was requested to acknowledge that the Campbell County Treasurer's Report was completed by July 31, 2013 for Fiscal Year 13 as required by the Kentucky Revised Statutes and is available for the public to review. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

Ms. Williams then requested a motion to approve the claims as presented for August 7, 2013. County Attorney Steve Franzen stated that he has reviewed the claims and determined that they all appear appropriate. Motion was made by Commissioner Garrett seconded by Commissioner Painter. 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 7:58 p.m.

Attachments:

Ordinance O-04-13 Service Fee for Enhanced 911 Services
Ordinance O-08-13 Amend Official Zoning Map
Ordinance O-09-13 Amend Code of Ordinances Chapter 90: Animals
Resolution R-104-13 Amend Animal Shelter Operations Manual
Resolution R-105-13 Amend Animal Shelter Volunteer Manual
Resolution R-102-13 Waste Tire Agreement with Ky. Division of Waste Management
Resolution R-112-13 Lease Agreement for New Copier
Resolution R-101-13 Mental Health County Funding
Resolution R-107-13 (Public Parks Corporation) Authorize Transfer of Real Estate
Resolution R-109-13 KOHS Grant Application for Radio Simulcast and Enhancement

Resolution R-111-13 KOHS Grant Application for Standby Generator
Resolution R-110-13 KOHS Grant Application for Telephone and Radio Traffic Recorder
Resolution R-113-13 Accept Proposal for Tax Bill Collection Software
Resolution R-114-13 Agreement with Fraternal Order of Police
Resolution R-106-13 Amend Personnel Chapter of the Administrative Code
Resolution R-108-13 Memorandum of Understanding with Jolly Park Council
Resolution R-99-13 Authorize Sheriff's Quietus
Claims August 7, 2013

Approved:

STEVE PENDERY
Judge/Executive

Attest:

Paula K. Spicer
Fiscal Court Clerk