

**CAMPBELL COUNTY FISCAL COURT
MINUTES**

September 4, 2013

A regular meeting of the Campbell County Fiscal Court was held on Wednesday, September 4, 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

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.

Minutes from the Fiscal Court regular meeting of August 21, 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.

A gentleman in the audience stated that he saw a sign on the AA Highway in Wilder that said "Kentucky Socialist Party" – he asked what the sign is for and who approved of its installation. Commissioner Garrett explained that the State Highway Department installs the sign if a group signs up for the "Adopt a Highway" program to keep a portion of that roadway clear of trash.

The same gentleman stated that the library situation is getting out of hand. They are still charging taxpayers the same tax rate which was deemed illegal. He asked if the County is staying out of this issue because of the controversy. Judge Pendery stated that there has been a court ruling which is expected to be appealed. Steve Franzen explained that the decision of the trial court has been appealed. When the appeal process is completed, they will have a final decision and the Library will know what it can and cannot do. Mr. Franzen expects that the

appeal will probably not be completed before the tax bills are due. He stated that the trial court's decision has been stayed; he does not believe that the plaintiffs have appealed. Charles Coleman stated that the stay has not been granted. Mr. Franzen stated that he is not the attorney for the library, he is the attorney for the County and listed his duties as such. In response to Mr. Coleman's question, Mr. Franzen described the consequences of not paying taxes. He further stated that there is a statutory process for people who do not want to pay their taxes. Mr. Franzen stated that the bottom line is that there has been no final decision on a case that has been appealed to the Kentucky Court of Appeals.

There being no old business, Melissa Williams presented new business with Resolution R-103-13 by title and summary. R-103-13 authorizes the Judge/Executive to make application for and, upon arrival, to enter into an agreement with the Kentucky Office of Homeland Security (KOHS) to facilitate and administer the project and to act as the authorized correspondent for this project. This application is being made on behalf of the Campbell County Sheriff for grant funds in the amount of \$25,280 for the purchase of body armor, tasers and duty weapon ammunition. Commissioner Rehtin made a motion to adopt R-103-13, seconded by Commissioner Garrett. Commissioner Garrett pointed out that the funding for this grant comes from guns that are confiscated by the State and then sold. Commissioner Rehtin questioned the clause regarding certain obligations and responsibilities placed upon the County. Chief Keith Hill stated that the statement refers to certain standards for equipment to be purchased with the grant funds. All voted "AYE" and the motion passed.

Resolution R-119-13 was read by title and summary given. R-119-13 authorizes the Judge/Executive to execute a planned equipment maintenance agreement with Cummins Bridgeway, LLC for maintenance of the generator located at the Emergency Operations Center/Police Station. This contract is for a term of one year at a cost of \$1,492.03. Commissioner Rehtin made a motion to adopt R-119-13, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Resolution R-120-13 was read by title and summary given. R-120-13 authorizes the Judge/Executive to execute a Memorandum of Understanding with Kentucky eScrap to supply electronics recycling at the 2013 fall Campbell County Clean-up. Kentucky eScrap, an electronics recycler, will supply all materials needed for collection of electronics at the fall clean-up event at no charge to the County. Commissioner Rehtin made a motion to adopt R-120-13, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Resolution R-122-13 was read by title and summary given. R-122-13 adopts and approves the execution of a Rural Secondary Program Agreement between the Fiscal Court and the Commonwealth of Kentucky, Transportation Cabinet, Department of Rural and Municipal Aid, and accepting all roads and streets referred to therein as being a part of the County Road System. Funds in the amount of \$148,200 from the Department will be used to repair/replace the bridges on Fisher Road and on Plum Creek Road. Commissioner Rehtin made a motion to adopt R-122-13, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

A motion was requested to proclaim September 2013 as National Preparedness Month in Campbell County, Kentucky. The proclamation was requested by Bill Turner, Office of

Emergency Management Director. Motion was made by Commissioner Painter, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to advance Kyle Gray from Police Officer Grade 1 to Police Officer Grade 2 with salary adjusted from Grade 9A (\$18,261.2/hour or \$37,983.30 annually) to Grade 10A (\$19,174.3/hour or \$39,882.00 annually) effective September 4, 2013 in accordance with the current Fraternal Order of Police working agreement. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to accept resignation for retirement of Larry Broering from the part time position of Senior Center Assistant effective September 5, 2013. Motion was made by Judge Pendery, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Resolution R-121-13 was read by title and summary given. R-121-13 updates the part time Senior Center Assistant position description, and authorizes corresponding amendments to the Administrative Code. Judge Pendery made a motion to adopt R-121-13, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to authorize staff to advertise, interview and hire a part time Senior Center Assistant. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to appoint Cynthia Minter to the position of full time Planning and Zoning Director with the Campbell County Planning and Zoning Department effective September 23, 2013 with compensation set at Pay Grade 18, \$82,062 annually (total annual benefit cost of \$27,220.92). Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to reappoint Ray Kremer to the Northern Kentucky Area Development District as a citizen representative from Campbell County, with a term effective September 26, 2013 and expiring September 25, 2016. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

Judge Pendery reminded the Fiscal Court and the public that the Fiscal Court meeting originally scheduled for September 18, 2013 has been moved to September 19, 2013 due to the Senior Citizen Picnic being held on the 18th.

Judge Pendery announced that the Fourth Annual Kentucky Dragon Boat Festival will take place on Saturday, September 7, 2013 beginning at 7:00 am at A J Jolly Park. The event benefits organizations committed to women's health and breast cancer awareness.

Matt Elberfeld requested a motion to authorize staff to solicit bids for the purchase of a boom mower tractor for the Road Department. This is a joint bid with Boone County Fiscal Court and Boone County's Fleet Supervisor, Jim Reisenbeck will take the lead on the process. Motion was made by Commissioner Rehtin, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Mr. Elberfeld then requested a motion to approve the claims as presented for September 4, 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. 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.

Commissioner Painter expressed his appreciation for staff's effort to save money by requesting a joint bid with Boone County for the boom mower tractor.

Judge Pendery congratulated Cindy Minter on her appointment as Planning and Zoning Director. He stated that Ms. Minter is overqualified for the position having worked on many big projects in the region. He looks forward to working with her.

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 7:25 p.m.

Attachments:

Resolution R-103-13 Grant Application on Behalf of the Sheriff's Office
Resolution R-119-13 Maintenance Contract for Generator
Resolution R-120-13 Memorandum of Understanding with Kentucky eScrap
Resolution R-122-13 Contract for Bridge Repair Funds
Proclamation National Preparedness Month
Resolution R-121-13 Update Part Time Senior Center Assistant Position Description
Claims September 4, 2013

Approved:

STEVE PENDERY
Judge/Executive

Attest:

Paula K. Spicer
Fiscal Court Clerk