

**CAMPBELL COUNTY FISCAL COURT  
MINUTES**

**October 16, 2013**

A regular meeting of the Campbell County Fiscal Court was held on Wednesday, October 16, 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
Luke Mantle	Road Supervisor
William Turner	Office of Emergency Management Director
Sheriff Jeff Kidwell	Campbell County Sheriff

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 October 2, 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 introduced District Court Judge Karen Thomas who addressed the Fiscal Court on juvenile programs in Campbell County. Judge Thomas stated that the Juvenile Detention Alternatives Initiative (JDAI) kick-off meeting was held yesterday at the Juvenile Detention Center. Campbell County has been chosen as one of three pilot sites for JDAI in Kentucky. Judge Thomas explained the Status Offender Pilot Program and the Truancy Diversion Program. All school systems in Campbell County participate in the Truancy Diversion Program. She then discussed the KAT-ED (Kentucky Adolescent Treatment – Enhancement and Dissemination) grant to treat youth in Campbell County with mental health and substance abuse issues.

Campbell County will receive \$1,000,000 over a three year period for this program. Judge Thomas discussed the Teen Court wherein teens act as defense attorneys, prosecutors, bailiffs, clerks and jurors to recommend sentences for their peers who have admitted to committing certain offenses. She then talked about the Veterans Diversion Program operated in connection with the VA hospital in Ft. Thomas. Judge Thomas answered questions from the Fiscal Court and public.

Judge Penderly invited comments from the public.

Kevin Gordon stated that he has questions about several items on the agenda: the purchase of new equipment and changing the Senior Center intern position to a part time employee with a big raise. He also stated that the City of Taylor Mill recently passed a resolution opposing tolls. He stated that the Fiscal Court should go on record about the proposed use of tolls. Judge Penderly offered to meet with Mr. Gordon outside of the meeting to talk about the cost and other issues related to the Brent Spence Bridge project.

Ken Moellman asked when the Fiscal Court will advertise for propane gas. Matt Elberfeld stated that the current contract is up for renewal on October 31, 2013. Once they receive the renewal quote, they will decide whether to go out for bids or continue with the current provider.

There being no old business, Melissa Williams presented new business with Ordinance O-11-13 by title and summary. O-11-13 enacts and adopts the 2013 S-27 Supplement to the Code of Ordinances of the County of Campbell, Kentucky. The supplement includes ordinances and resolutions adopted by the Fiscal Court from January 1, 2013 through June 30, 2013. This is a first reading and no vote is required.

Resolution R-132-13 was read by title and summary given. R-132-13 updates position descriptions and authorizes corresponding amendments to the Administrative Code. The descriptions for 39 positions have been updated to best reflect the duties assigned to each position and pay grade changes previously approved. Judge Penderly made a motion to adopt R-132-13, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

Resolution R-133-13 was read by title and summary given. R-133-13 updates the part time Senior Center Wellness Intern position description to a part time Senior Center Wellness Assistant and assigns said position to a new pay grade, and authorizes corresponding amendments to the Administrative Code. Robert Horine explained that when the Senior Center opened in 2005, they had a full time Wellness Coordinator and a part time intern. The Center now has over 700 people registered in its wellness program and sees 149 people per day. A person with additional skills and education is needed to meet the needs of the program participants. Judge Penderly made a motion to adopt R-133-13, seconded by Commissioner Garrett. Kim Serra explained how they arrived at the salary for the upgraded position. All voted "AYE" and the motion passed.

A motion was requested to increase the compensation of Veronika Brannock, Senior Center Wellness Assistant, from Grade 9 (\$13.16 per hour) to Grade 11 (\$16.83 per hour) effective October 21, 2013. Motion was made by Judge Penderly, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

A motion was requested to appoint Theresa Connaughton to the position of Part Time Senior Center Assistant at the Campbell County Senior Center effective November 11, 2013 with compensation set at Grade 9 (\$13.16 per hour). Ms. Connaughton fills a vacancy created by the retirement of Larry Broering. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to appoint Cynthia Minter as Floodplain Administrator for Campbell County, Kentucky effective September 23, 2013. The County's Code of Ordinances provides that the Director of Planning and Zoning shall serve as Floodplain Administrator for the County. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

Robert Horine presented Resolution R-131-13 by title and summary given. R-131-13 authorizes the Judge/Executive to execute an agreement with XPO Logistics, Inc. for issuance of the Campbell County Jobs Development Program. Mr. Horine stated that XPO Logistics is a freight management company headquartered in North Carolina. They plan to employ 175 people at the new northern Kentucky branch; most of the new employees will be non-Kentucky residents. The County's Jobs Development Program provides a 40% reduction in employee withholding fees payable to the County for the non-Kentucky resident positions for a ten-year period. Judge Pendery made a motion to adopt R-131-13, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Robert Horine reported on the progress of the Campbell County Jobs Development Program. The program was established in June 2011, and XPO Logistics is the sixth agreement that has been entered into. Four of the Program applicants are active businesses operating in Campbell County which have met or exceeded their goals. The County will have better figures on these businesses at the end of the year when they file their returns. Mr. Horine stated that the State's incentive programs only address jobs created for Kentucky residents. Matt Elberfeld explained how Campbell County's program works insofar as the number of employees and rebate of employees' withholding fees to the participating businesses. Judge Pendery stated that the County's program is one part of a larger puzzle. Kentucky's economic development toolbox is not as good as its neighboring states.

Resolution R-134-13 was read by title and summary given. R-134-13 appoints members of a 911 Service Fee Appeals Board. Ordinance O-04-13 which established a 911 Service Fee required that an appeals board be appointed. The following three people will be appointed for one-year terms effective November 1, 2013: Matthew Elberfeld, Finance Director, Cynthia Minter, Planning and Zoning Director, and Henry Pogue V. Judge Pendery made a motion to adopt R-134-13, seconded by Commissioner Garrett. Commissioner Rehtin stated that he would not vote to approve this resolution since he was opposed to the original ordinance, O-04-13. Commissioners Garrett and Painter and Judge Pendery voted "AYE", Commissioner Rehtin voted "NAY" and the motion passed.

Commissioner Garrett announced that the Camp Springs Herbst Tour will take place this Sunday, October 20, 2013.

Commissioner Painter stated that he attended a meeting last night held by the Kentucky Division of Water regarding the Ash Street pump station. All in attendance who wished to make

statements were heard. The Kentucky Division of Water will now rule on the environmental impact of the project. This project will be a benefit to Campbell County. Ken Rechtin stated that they should have built to capacity or over-capacity when the eastern water treatment facility was constructed.

Ken Rechtin stated that he attended a Good Government Summit presented by State Auditor Adam H. Edelen on Tuesday. A lot of good information was presented and he now has a better appreciation of Matt Elberfeld's oversight of the County's fiscal affairs.

Judge Pendery announced that the Campbell County Clean Up will be held the weekend of October 18 through 20, 2013.

Judge Pendery announced that the Northern Kentucky Household Hazardous Waste Disposal Clean Up will be held on November 2, 2013 at the Florence Freedom Ballpark.

Judge Pendery announced that the Campbell County Mayor's meeting will be held on Tuesday, October 29, 2013 at 7:30 a.m. at the Wilder City Building.

Matt Elberfeld requested a motion to authorize staff to solicit bids to repave Dead Timber Road. The County received \$82,008 in Flex Funds from the Rural Secondary Road Program to assist with paying for the project. The project is estimated to cost \$91,400. Motion was made by Commissioner Painter, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

A motion was requested to declare surplus a list of County-owned property and to authorize staff to solicit bids for the sale and/or disposal of said property. Motion was made by Commissioner Garrett, seconded by Judge Pendery. All voted "AYE" and the motion passed.

A motion was requested to reject bids received by the Boone County Fiscal Court for the purchase of a boom mower. Motion was made by Commissioner Garrett, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to authorize the purchase of a Tiger Bengal boom mower from Wright Implement, Bowling Green, Kentucky, for \$32,676.75 under the Kentucky State Contract Pricing Master Agreement #758 130000537. Mr. Elberfeld stated that the Road Department presently has two boom mowers – one is 25 years old and the other is 30 years old. Motion was made by Commissioner Painter, seconded by Judge Pendery. Luke Mantle explained how much the boom mowers are used and what they are used for. He also explained that the State contracts some of its roadside grass-cutting work out, but they do not use boom mowers for that kind of work. He stated that he could not find a boom mower for rent, but figured it would cost \$5,000+ per month to rent if available. All voted "AYE" and the motion passed.

A motion was requested to authorize the purchase of a John Deere 6105M cab tractor through National Purchasing Partners (NPP) Lawn and Landscape Equipment pricing for the amount of \$66,790.95. Mr. Elberfeld pointed out that the purchase of the boom mower and tractor combined is about \$20,000 less than the lowest bid that was received by Boone County. Motion was made by Judge Pendery, seconded by Commissioner Painter. Mr. Elberfeld stated that this purchase conforms with our purchasing policy since they first advertised for bids and then

purchased the boom mower using the State contract price. All voted "AYE" and the motion passed.

A motion was requested to authorize the purchase of a 2013 Dodge Durango Special Service AWD vehicle from Freedom Dodge, Lexington, Kentucky for the amount of \$27,647.20 under State Contract pricing. This vehicle will be used by the Office of Emergency Management. It replaces a vehicle with over 100,000 miles that is in need of numerous repairs. This purchase has been budgeted for FY 2014. Motion was made by Commissioner Rehtin, seconded by Judge Pendery. All voted "AYE" and the motion passed.

A motion was requested to approve the budget transfers as presented for October 16, 2013. 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 and supplemental claims as presented for October 16, 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. 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 7:05 p.m.

Attachments:

Ordinance O-11-13 Adopt Code of Ordinances Supplement  
Resolution R-132-13 Update Position Descriptions and Amend Administrative Code  
Resolution R-133-13 Update Part Time Senior Center Wellness Assistant Position  
Resolution R-131-13 Jobs Development Program Agreement with XPO Logistics, Inc.  
Resolution R-134-13 Appoint 911 Service Fee Appeals Board Members  
Budget Transfers October 16, 2013  
Claims and Supplemental Claims October 16, 2013

Approved:

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STEVE PENDERY  
Judge/Executive

Attest:

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Paula K. Spicer, Fiscal Court Clerk