

**CAMPBELL COUNTY FISCAL COURT
MINUTES**

June 4, 2014

A regular meeting of the Campbell County Fiscal Court was held on Wednesday, June 4, 2014, 7:00 p.m. at the Campbell County Courthouse located at 8352 East Main Street, Alexandria, Kentucky.

Judge Pendery asked for a moment of silence followed by the Pledge of Allegiance. Following roll call, a quorum was declared present.

Preceding the opening of the Fiscal Court meeting, a public hearing was held at 7:00 p.m. to receive public comment on the possible uses of County Road Aid and Local Government Economic Assistance Funds. Present at the hearing were:

Steve Pendery, Judge Executive
Pete Garrett, County Commissioner
Brian Painter, County Commissioner
Kenneth Rehtin, County Commissioner
Steve Franzen, County Attorney
Robert Horine, County Administrator
Paula Spicer, Fiscal Court Clerk
Matt Elberfeld, Finance Director
Cindy Minter, Planning and Zoning Director
Colonel Keith Hill, Police Chief

Matt Elberfeld, Finance Director opened the public hearing. He stated that annually, as part of the budget process, the Fiscal Court is required to have a public hearing to receive public comment on use of County Road Aid (CRA) and Municipal Road Aid funds and if received, Local Government Economic Assistance (LGEA) funds. No decisions will be made tonight; all suggestions will be referred to the Road Supervisor. For Fiscal Year 2015 the County expects to receive \$783,138 in CRA funds, \$83,048 in Municipal Road Aid and \$10,900 in LGEA funds. The Fiscal Court has not received LGEA funds for several years but in the event that it does, a public hearing must be held. Mr. Elberfeld explained how the funds can be used. There being no comments, the public hearing was closed at 7:05 p.m.

In attendance at the regular meeting were:

COUNTY JUDGE/EXECUTIVE
STEVE PENDERY
COUNTY COMMISSIONERS
PETE GARRETT
BRIAN PAINTER
KENNETH REHTIN

Robert Horine

County Administrator

Steve Franzen
Matthew Elberfeld
Paula Spicer
Cindy Minter
Colonel Keith Hill

County Attorney
Finance Director
Fiscal Court Clerk
Planning and Zoning Director
Police Chief

The meeting was called to order at 7:05 p.m. by Judge Pendery. Cable Access was present to film the meeting.

Minutes from the Fiscal Court regular meeting of May 21, 2014 were presented. Motion was made by Commissioner Rehtin, 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, he proceeded with the agenda.

There being no old business, Paula Spicer presented new business beginning with Resolution R-57-14 by title and summary. R-57-14 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 2015. The contract is for one year beginning July 1, 2014 and includes cleaning of the Senior Center three times per week at a cost of \$395.00 per month. Commissioner Rehtin made a motion to adopt R-57-14, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Resolution R-58-14 was read by title and summary given. R-58-14 approves the reallocation of FY2015 mental Health/Intellectual Disability Tax funds from Interfaith Hospitality d/b/a Family Promise of Northern Kentucky to Lifepoint Solutions and New Perceptions, Inc. In April 2014 the Fiscal Court allocated \$19,331.00 to Interfaith Hospitality for FY15. Interfaith Hospitality is closing its family shelter in Northern Kentucky and staff recommends that the funds be reallocated as follows: \$10,000.00 to New Perceptions Work Services Program and \$9,331.00 to Lifepoint Solutions for School Based Services. Commissioner Rehtin made a motion to adopt R-58-14, seconded by Commissioner Painter. Commissioner Rehtin stated that Interfaith Hospitality performed a needed service in the community. There is only one emergency cold shelter in the area and he suggested that Pat Dressman contact Rachael Winter at the shelter to discuss the possibility of assisting them. Judge Pendery agreed and stated that he has a meeting scheduled with Ms. Winter and Judge Moore on June 27. All voted "AYE" and the motion passed.

Resolution R-59-14 was read by title and summary given. R-59-14 authorizes the Judge/Executive to execute an agreement between the Campbell County Fiscal Court and Jim Wagner Associates, Inc. for telecommunications consulting services. Cindy Minter, Director of Planning and Zoning anticipates an increase in applications for new communications towers and therefore recommends this agreement to assist the Planning and Zoning Department with technical review and justification of new tower sites. The \$2,500.00 application fee for communication towers will cover the \$160.00 hourly fee charged by the consultant. Commissioner Garrett made a motion to adopt R-59-14, seconded by Commissioner Rehtin.

County Attorney Steve Franzen advised that he is still working on the agreement with Jim Wagner Associates and recommended that the Fiscal Court adopt the resolution subject to review and approval of the agreement by the County Attorney. Commissioners Garrett and Rehtin amended their motion and second to adopt R-59-14 subject to the County Attorney's review and approval of the agreement. All voted "AYE" and the motion passed.

Resolution R-60-14 was read by title and summary given. R-60-14 authorizes the Judge/Executive to enter into a contract with the Commonwealth of Kentucky Office of Homeland Security to accept grant funds in the amount of \$75,000.00 to enhance radio communications in southern Campbell County. The Fiscal Court previously authorized an application for grant funds to assist the Campbell County Consolidated Dispatch Center improve the radio system used by police agencies in the southern part of Campbell County. The \$75,000.00 will be used to purchase receiver, repeater, antenna systems and all related items. Commissioner Rehtin made a motion to adopt R-60-14, seconded by Judge Pendery. All voted "AYE" and the motion passed.

Resolution R-61-14 was read by title and summary given. R-61-14 grants a permanent water main easement on property known as Morscher Park located on Mary Ingles Highway. The Water District is replacing a water main along a portion of Mary Ingles Highway (Rt 8) to provide better service to the area. A portion of the main runs through the County's Morscher Park requiring an easement. Commissioner Rehtin made a motion to adopt R-61-14, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Resolution R-62-14 was read by title and summary given. R-62-14 authorizes the Judge/Executive to execute a grant agreement with the Kentucky Office of Homeland Security to accept grant funds in the amount of \$6,600.00 to purchase body armor vests for the Campbell County Sheriff. The Fiscal Court previously authorized an application for grant funds to aid the Campbell County Sheriff with the purchase of body armor, tazers and duty weapon ammunition. The funds received will be used to purchase a minimum of 12 body armor vests. Commissioner Rehtin made a motion to adopt R-62-14, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to accept the resignation for retirement purposes from Colonel Keith Hill, Chief of the Campbell County Police Department, effective August 1, 2014. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed. Judge Pendery congratulated Chief Hill and the Commissioners thanked him for his service.

A motion was requested to authorize staff and the Campbell County Police Force Merit Board to begin the process to advertise, interview and hire for the position of Chief of the Campbell County Police Department. Motion was made by Judge Pendery, seconded by Commissioner Painter. Commissioner Rehtin asked for a review of the process and how long it will take. Robert Horine explained that the process for producing a list of candidates for Police Chief is in the police personnel policies. This process was followed 10 years ago when Chief Hill was appointed and it took about 90 days. The appointment is made by the Judge/Executive, however Judge Pendery stated that he would like to have the members of the Fiscal Court involved in the

process at some level. Commissioner Rehtin stated that Campbell County is one of only two counties in Kentucky that have a police department and sheriff's office. This may be an opportune time to study continuing the police department. Judge Pendery stated that this issue has come up before. He has thought about it and believes that it would be unwise. Campbell County has a well-defined difference between the police department and the sheriff's office. There is no overlap in service. He suggested that during the 90 day process of selecting a new chief, they could tinker with the numbers. Judge Pendery stated that the election of sheriff is not always going to result in a person qualified to be a police chief. Commissioner Rehtin stated that he does not have a feeling one way or the other, but suggested appointing an interim chief until January 1 (2015) to allow time to study the issue. Judge Pendery stated that he believes they should move forward with the selection process for police chief. Commissioners Garrett and Painter and Judge Pendery voted "AYE", Commissioner Rehtin voted "NAY" and the motion passed.

A motion was requested to appoint Melissa Williams to the position of Director of Administration on a part-time temporary basis, effective June 5, 2014 at an hourly rate of \$48.56 not to exceed 100 hours per month. Motion was made by Judge Pendery, seconded by Commissioner Painter. Robert Horine stated that Ms. Williams will be earning the same salary, but will receive no benefits or pension benefit; simply an hourly rate for hours worked. Commissioner Painter stated that the Fiscal Court has realized a savings since Ms. Williams retired on February 28, 2014. All voted "AYE" and the motion passed.

A motion was requested to reappoint Jack Scott and Jim Krift to the Campbell County Extension District Board for a three year term effective June 30, 2014 through June 29, 2017. The Extension District recommends reappointing both members and they have agreed to serve another term. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to reappoint Mike Klein to the Southern Campbell Fire District Board of Trustees for a three year term effective July 1, 2014 through June 30, 2017. The Fire District Board voted to keep Mr. Klein on the Board and he has agreed to serve another term. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Mr. Horine requested that the Fiscal Court 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. He anticipates that no action will be taken following the executive session. Motion was made by Commissioner Rehtin, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Steve Franzen introduced Ben Weyman a new intern in his office. Mr. Weyman attends the University of Virginia Law School and is home in Campbell County for the summer. He has expressed an interest in the civil work performed by the County Attorney's Office.

Steve Franzen stated that he has known Keith Hill for a long time and they have worked together for a long time. He hates to see Chief Hill go.

Commissioner Rehtin stated that he noticed a rate increase on his water bill – the cost went up but there was less usage. He understands that a 6% increase over a two year period was approved and that this is the second year of that period. Commissioner Rehtin suggested that the bill reflect that there is a 3% increase. He believes that all public utilities should do that so that people know there has been an increase in the rate.

Judge Pendery announced that the annual Riversweep event will be held on Saturday, June 21, 2014 at Pendery Park beginning at 10:00 a.m. Volunteers are needed to help clean up the Ohio River bank.

Matt Elberfeld requested a motion authorizing staff to solicit bids for road materials for use by the Campbell County Road Department and for asphalt full depth repair and concrete slab pressure grouting services during FY 2015. He stated that every year the County receives bids for stone, culvert pipe, hot mix asphalt, oil and tar for the Road Department. Motion was made by Commissioner Rehtin, seconded by Commissioner Painter. All voted “AYE” and the motion passed.

A motion was requested to accept bids for road salt for Fiscal Year 2014-2015 as follows: Morton Salt, Inc. at \$84.58 per ton and Central Salt LLC at \$94.33 per ton. These are the two low bids received through the State online reverse auction process. Mr. Elberfeld stated that the cost per ton is significantly higher than last year’s. The Road Department has filled the available storage areas with salt obtained at last year’s price. Motion was made by Commissioner Rehtin, seconded by Commissioner Painter. All voted “AYE” and the motion passed. The cost is comparable to what Hamilton County, Ohio and Cincinnati, Ohio are paying. This does not preclude the County from getting other bids at a later date.

A motion was requested to accept the bid of TMS Construction, Inc. in the amount of \$190,927.30 for full concrete reconstruction of Keating Drive, subject to receipt of assessment liens from property owners on Keating Drive totaling \$149,071.70. The property owners have agreed to pay \$149,071.70 to improve the street to the condition required by County policy for acceptance of existing roads. Staff recommends that the Fiscal Court fund the difference of \$41,855.60 in order to provide a more durable improvement in the street and to avoid more expensive repairs in the future. Commissioner Painter made a motion to spend the additional money to build a more durable road, seconded by Judge Pendery. Judge Pendery talked about the differences in repairs to and contributions by residents of Kramer Drive and those recommended for Keating Drive. Robert Horine stated that the engineer indicated that the new concrete street will last at least 25 years and then with an asphalt overlay, it could last another 25 years, for a total of about 50 years before significant reconstruction is needed. Commissioner Rehtin stated that there are a lot of projects in the County that \$40,000.00 could go to and a lot of County-owned properties and streets and roads that need \$40,000.00 in improvements. He understands the investment in the street, but doesn’t think that the additional \$40,000.00 expenditure is fiscally responsible. Mr. Horine stated that there are about 16 roads that are privately maintained but open to the public in Campbell County. The residents of Kramer Drive and Keating Drive have both agreed to pay the cost of improving the street so that it could be accepted for maintenance by the County. Any future requests will be considered on a case-by-case basis. Commissioner Rehtin stated that the program to get the streets accepted for

maintenance by the County is warranted; however all requests should be treated the same – if the County pays for a 10-15 year street it should be the same for all streets. The County has a program we should stick to it and not spend another \$40,000 on a project that may set a precedent. Robert Horine stated that the full cost of \$190,927.30 was budgeted to allow the Fiscal Court the option of making the more complete improvement if it desires to. Commissioner Garrett stated that it is probably wise to do the repairs as recommended, however he is concerned about the other streets in the same situation. He stated that having an agreement from all 13 property owners on Keating Road is quite a commitment. The criteria and process of having an existing street accepted for maintenance by the County was discussed. Commissioners Garrett and Painter and Judge Penderly voted “AYE”, Commissioner Rehtin voted “NAY” and the motion passed.

Resolution R-55-14 was read by title and summary given. R-55-14 renews a contract with the Kentucky Association of Counties All Lines Fund for property and liability insurance coverage effective July 1, 2014 through June 30, 2015. The annual premium for this coverage is \$429,230.00, an increase of about \$8,000.00 over last year. Commissioner Rehtin made a motion to adopt R-55-14, seconded by Commissioner Painter. All voted “AYE” and the motion passed.

Resolution R-56-14 was read by title and summary given. R-56-14 renews a contract with Kentucky Association of Counties for workers’ compensation insurance coverage effective July 1, 2014 through June 30, 2015. The annual premium for this coverage is \$266,036.00, about \$3,000.00 less than last year’s premium. Commissioner Rehtin made a motion to adopt R-56-14, seconded by Commissioner Painter. All voted “AYE” and the motion passed.

Mr. Elberfeld then requested a motion to approve the claims, supplemental claims and election claims as presented for June 4, 2014. County Attorney Steve Franzen stated that he has reviewed the claims and determined that they all appear appropriate. Motion was made by Commissioner Painter, seconded by Judge Penderly. 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 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 Painter. All voted “AYE” and the meeting adjourned at 8:10 p.m.

Attachments:

- Resolution R-57-14 Contract for Cleaning Services at the Senior Center
- Resolution R-58-14 Reallocation of Mental Health/Intellectual Disability Tax Funds
- Resolution R-59-14 Agreement for Telecommunication Consulting Services
- Resolution R-60-14 Contract with Ky. Office of Homeland Security for Grant Funds
- Resolution R-60-14 Grant of Easement to Northern Kentucky Water District
- Resolution R-62-14 Contract with Ky. Office of Homeland Security for Grant Funds

Resolution R-55-14 Contract for Property and Liability Insurance Coverage
Resolution R-56-14 Contract for Workers' Compensation Insurance Coverage
Claims, Supplemental Claims and Election Claims June 4, 2014

Approved:

/s/ Steve Pendery
STEVE PENDERY
Judge/Executive

Attest:

/s/ Paula K. Spicer
Paula K. Spicer, Fiscal Court Clerk