

**CAMPBELL COUNTY FISCAL COURT
MINUTES**

JULY 16, 2014

A regular meeting of the Campbell County Fiscal Court was held on Wednesday, July 16, 2014, 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
Matthew Elberfeld	Finance Director
Paula Spicer	Fiscal Court Clerk
Colonel Keith Hill	Police Chief
Cindy Minter	Planning and Zoning Director
David Plummer	Administrative Analyst/Solid Waste Program Manager

The meeting was called to order at 5:30 p.m. by Judge Pendency. Cable Access was present to film the meeting.

Judge Pendency 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 2, 2014 were presented. Motion was made by Commissioner Painter, seconded by Commissioner Rechtin to approve the minutes. All voted "AYE" and the motion passed.

Judge Pendency invited comments from the public.

Dan Hull, Alexandria, Kentucky, noted that there was an item on the agenda to apply for a grant to renovate the Campbell County Animal Shelter. He stated that the County has a shelter for cats and dogs. However the Kentucky Revised Statutes requires the sheriff or any peace officer to impound cattle found running at large – the County does not have facilities to impound cattle. Mr. Hull asked why the Fiscal Court would arrange to handle animals that it is not required to and do nothing about those that it is required to impound. Judge Pendency stated that there is a need for one, but not much need for the other.

Mr. Hull distributed a letter to the Fiscal Court members and the Police Chief regarding illegal activity in the County. Judge Pendery stated that he will pass it on to the County Attorney and they will get back with Mr. Hull.

Kevin Gordon, Wilder, Kentucky, asked if the Fiscal Court has received the information from the State on the certification on property valuations. Robert Horine responded that the State's deadline to send this out is June 30, but it is never received by then. He expects that it will arrive in the next week or two. Mr. Horine further stated that the Fiscal Court has 45 days from the date of postmark to take action on a tax rate. Judge Pendery stated that they do not know what it is going to say until it's received. The County gets no explanation as to why it is consistently late in being sent out.

Judge Pendery presented a watch to Colonel Keith Hill, Chief of the Campbell County Police Department in recognition of his 31 years of service to the citizens of Campbell County. Chief Hill is retiring effective August 1, 2014. Judge Pendery listed highlights and accomplishments of Chief Hill's career. Chief Hill introduced his Mother, Wife, Daughters and Son-in-law that were present. He has enjoyed his years on the department and thanked the Fiscal Court members for placing their trust in him when appointing him as chief in 2004.

There being no old business, Paula Spicer presented new business with a first reading of Ordinance O-13-14 by title and summary. O-13-14 updates the official zoning map for unincorporated Campbell County to rezone an approximate 9.49 acre parcel located at 5837 Mary Ingles Highway in unincorporated Campbell County, Kentucky, as described in the attached map, from R-RE (Rural Residential Estate) to RC (Rural Commercial). On July 8, 2014 the Campbell County and Municipal Planning and Zoning Commission held a public hearing on the request of Prestress Services Industries for a zoning map amendment. After considering the evidence and testimony presented the Commission recommended approval of the requested map amendment. No vote was taken on this first reading.

Resolution R-87-14 was read by title and summary given. R-87-14 authorizes application to the Campbell County and Municipal Planning and Zoning Commission for zoning text amendments pertaining to the A-1 and R-RE Zones and regulations pertaining to cellular or wireless communication systems. Commissioner Rehtin made a motion to adopt R-87-14, seconded by Judge Pendery. All voted "AYE" and the motion passed.

Resolution R-78-14 was read by title and summary given. R-78-14 authorizes the Judge/Executive to execute a Purchase of Service Agreement with the Northern Kentucky Area Development District for operations at the Campbell County Senior Center for Fiscal Year 2015. The exact amount of funding for FY15 is not known, however it is expected to be about \$60,000. Commissioner Rehtin made a motion to adopt R-78-14, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Resolution R-79-14 was read by title and summary given. R-79-14 authorizes the Judge/Executive to execute a contract with the Alexandria Fair Board for the 2014 Alexandria Fair and Fairgrounds. This annual contract authorizes the purchase of up to 10 booths at \$75 each at the Alexandria Fair to promote Campbell County businesses, economic development, arts

and crafts and/or education. Commissioner Rehtin made a motion to adopt R-79-14, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Resolution R-80-14 was read by title and summary given. R-80-14 adopts Chapter 22I of the Campbell County Police Policy and Procedure Manual. The new chapter pertains to use of social media by Campbell County Police Officers both on and off duty. Commissioner Painter made a motion to adopt R-80-14, seconded by Judge Pendery. Chief Hill explained that both the Human Resources Director and County Attorney worked on this new policy. It is more restrictive than the County's policy for other employees. The initial policy was drafted by Sgt. David Halfhill after he talked to officers in the Department. All voted "AYE" and the motion passed.

Resolution R-81-14 was read by title and summary given. R-81-14 authorizes the County Judge/Executive to renew an order of affiliation with the Greater Cincinnati Crime Stoppers. This agreement helps to fund the Crime Stoppers program by adding a \$1 fee to the court costs of every individual convicted of any misdemeanor or felony in Campbell County. Commissioner Rehtin made a motion to adopt R-81-14, seconded by Judge Pendery. All voted "AYE" and the motion passed.

Resolution R-82-14 was read by title and summary given. R-82-14 authorizes the County Judge/Executive to execute a contract with the Jolly Park Community Development Council to provide funding in the amount of \$2,000 for the "Festival on the Lake" to be held on August 16, 2014. Commissioner Rehtin made a motion to adopt R-82-14, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Resolution R-83-14 was read by title and summary given. R-83-14 is a joint resolution of the Campbell County Fiscal Court and the Campbell County Public Parks Corporation to authorize alcohol sales (wine only) at A J Jolly Park, Campbell County, Kentucky, for a one-day event sponsored by the A J Jolly Community Development Council, and further authorizes the Judge/Executive to issue an Executive Order authorizing the alcohol sales on August 16, 2014. County ordinance prohibits alcohol in County parks, however the Fiscal Court wishes to allow possession, use and sales of alcohol on August 16, 2014 for the winefest. All applicable state laws and regulations shall be adhered to. Commissioner Rehtin made a motion to adopt R-83-14, seconded by Judge Pendery. All voted "AYE" and the motion passed.

Resolution R-84-14 was read by title and summary given. R-84-14 authorizes the Judge/Executive to apply for grant funds in the amount of \$20,000 from the Kentucky Department of Agriculture's Animal Control Advisory Board to pay for renovations at the Campbell County Animal Shelter. The 20% match required for this grant will be provided from the Animal Shelter's donation account. Commissioner Rehtin made a motion to adopt R-84-14, seconded by Commissioner Painter. Matt Elberfeld advised that there are enough funds in the donation account to satisfy the required match. All voted "AYE" and the motion passed.

Resolution R-88-14 was read by title and summary given. R-88-14 authorizes a grant application to the Kentucky Office of Homeland Security for equipment to monitor and manage the County's emergency radio system. The application will be for the amount of \$132,414.18

and no matching funds are required. Commissioner Painter made a motion to adopt R-88-14, seconded by Judge Pendery. All voted "AYE" and the motion passed.

A motion was requested to appoint Todd Straman to the position of Police Chief on an interim basis with compensation adjusted to Grade 18, \$3,064.27 biweekly, effective August 1, 2014. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to accept the resignation for retirement purposes of Lieutenant William P. Wilson from 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.

A motion was requested to accept the resignation for retirement purposes of David Kean from the position of Building Inspector III in the Campbell County Planning and Zoning Department effective October 1, 2014. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to authorize staff to advertise, interview and hire a Building Inspector to fill the vacancy created by the retirement of David Kean. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to reappoint Eric Rose to the Northern Kentucky Convention and Visitors Commission for a three year term effective August 1, 2014 through July 31, 2017. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

Steve Franzen stated that he will miss Chief Hill when he retires. He has always been impressed with his level of professionalism and efficiency. Mr. Franzen stated that thanks to Chief Hill the Campbell County Police Officers were always prepared for court appearances.

Mr. Franzen advised that he received a favorable decision from Judge Stine in the 911 fee lawsuit. The plaintiffs have appealed the case to the Court of Appeals. In order to expedite the appeal, he has filed a motion requesting that the Supreme Court hear the case and by-pass the Court of Appeals.

Commissioners Garrett, Painter and Rehtin thanked Chief Hill for his service to the County and its citizens.

Judge Pendery announced that the Campbell County Backroads Farm Tour will be on Saturday, July 19, 2014 from 9:00AM to 5:00PM rain or shine. Sixteen farms and wineries will be featured this year. The event is free.

Judge Pendery requested a motion to change the date of the Fiscal Court meeting scheduled for August 6, 2014 to July 30, 2014 at 7:00 pm at the Campbell County Courthouse, 8352 East Main Street, Alexandria, Kentucky.

Judge Pendery announced that the Campbell County Animal Shelter is seeking volunteers to help make improvements to the Shelter on Saturday, July 19, 2014. Volunteers will work on a variety of projects including painting, landscaping, repairing kennels, and making dog beds. All volunteers must be at least 18 years of age to participate. More details are available on the County's website.

Judge Pendery announced that the next Campbell County Mayor's meeting will be on Tuesday, July 22, 2014 at 6:00PM in the Fiscal Court Chambers of the County Administration Building, Newport, Kentucky.

Matt Elberfeld requested a motion to advertise a Request for Proposals for dedicated internet and fiber optic lines for office communications. The current agreement for internet is about to expire and Steve Penrod, IT Director recommends soliciting proposals for these services. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to accept bids opened on July 11, 2014 for hot mix asphalt, culvert pipe, oil and tar, and concrete slab pressure grouting. The first bids received for these materials and services were rejected due to lack of response or minimum response. After readvertising, Luke Mantle, Road Supervisor recommends that we accept all bids. This is an annual practice, so that the Road Department always has a supply of these needed materials. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

Resolution R-85-14 was read by title and summary given. R-85-14 authorizes the County Judge/Executive to execute an Interlocal Agreement for the consolidated collection of municipal occupational taxes and licenses fees. This is an update of the current agreement whereby the Fiscal Court collects taxes on behalf of and with the Cities of Alexandria, Cold Spring, Ft. Thomas, Highland Heights, Melbourne, Southgate and Woodlawn. Since the original agreement was entered into ten years ago, the Fiscal Court charged a fee of 1% of collections; the new agreement will change that fee to 2% of collections. Judge Pendery made a motion to adopt R-85-14, seconded by Commissioner Rehtin. Commissioner Rehtin stated that only five Cities have approved the agreement; is it necessary that the Fiscal Court take action now without waiting for the other Cities to approve it. Robert Horine advised that one City is scheduled to vote at its meeting tomorrow and another before the end of the month. Steve Franzen stated that if they are more comfortable, they can wait and approve it at the July 30, 2014 meeting. Matt Elberfeld advised that the increased fee should net an additional \$70,000 annually for the Fiscal Court. He explained that the Occupational Tax Department spends about \$300,000 each year in operating costs to collect taxes. For the partner cities this includes sending notices, operating a lock box at US Bank, having a single form for all cities and county, and handling taxpayer calls. With the increase in the fee, the partner cities will pay for about half of the department's operation. Kenton County charges its partner cities a fee of 2% and Boone County charges 3%. Mr. Elberfeld described the efficiencies and benefits to the County, the partner cities and businesses of conducting collections in this manner. Judge Pendery stated that the County is able to provide better service to the cities with the new software developed to its specifications. This software could be marketed to other cities around the State and enables the Fiscal Court to serve additional cities in the County. Commissioner Rehtin stated that he would like to wait until the

other two cities approve the agreement before voting on it. It was decided to table R-85-14 to the July 30, 2014 meeting.

Resolution R-86-14 was read by title and summary given. R-86-14 authorizes the Judge/Executive to execute a Service Contract with Time Warner Cable for installation of two cable modems at the Campbell County Justice Center. These modems will be used to support the video arraignment system. Commissioner Rehtin made a motion to adopt R-86-14, seconded by Judge Pendery. Commissioner Rehtin asked how they decided to use Time Warner Cable for this work. Robert Horine stated that there are continuing problems with the two DSL lines provided through Cincinnati Bell at both the Justice Center and the Detention Center. It is believed that a cable modem will work better. Time Warner gave the Fiscal Court a very competitive quote to provide the cable modem. In addition, the contract with Cincinnati Bell expired at the end of June. Mr. Horine stated that the Sheriff's Office has had to transport inmates to the Justice Center for arraignment during times when the current system failed to work. Mr. Horine stated that this is separate from the just approved request for proposals for a dedicated internet and fiber optic lines. The internet connection for the video arraignment system at both the Justice Center and Detention Center do not use the Fiscal Court's network. Only Cincinnati Bell and Time Warner Cable can provide this service. All voted "AYE" and the motion passed.

A motion was requested to approve the purchase of vehicles for the Campbell County Housing Department, Finance Department, Maintenance Department, Administration Department, Police Department and Road Department all as part of the County's routine fleet replacement. All purchases are included in the Fiscal Year 2015 budget. Mr. Elberfeld listed the vehicles to be purchased: 2014 Ford Escape 4WD for the Housing Department at \$23,249.00 (purchased with federal funds), 2009 Ford Focus purchased by the Fiscal Court from the Housing Department for \$6,054.00, 2015 Ford F250 Utility Body for the Facilities & Fleet Manager at \$33,917.60, 2015 Ford Fusion SE for the Administration Department at \$19,413.00, five 2015 Ford Police Interceptor sedans for the Police Department at \$23,907.81 each, 2015 Ford F250 Super Cab Pickup Truck for the Road Department, and a 2015 Ford F550 Super Duty Pickup Truck for the Road Department at \$71,626.80. Most of these vehicles are purchased using the State contract pricing. He explained that they will not all be purchased at one time – this approval will allow orders to be placed. Motion was made by Judge Pendery, seconded by Commissioner Painter. Mr. Elberfeld stated that once the vehicles are ordered it will be a couple of months before taking delivery of the police cruisers, up to six months for the Road Department trucks and about 2 months on the utility body truck. Commissioner Rehtin stated that he would have preferred to make the purchases in increments. All voted "AYE" and the motion passed.

Mr. Elberfeld then requested a motion to approve the claims and supplemental claims as presented for July 16, 2014. County Attorney Steve Franzen stated that he has reviewed the claims and determined that they all appear appropriate. Motion was made by Commissioner Rehtin, 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 6:30 p.m.

Attachments:

Ordinance O-13-14 Zoning Map Amendment
Resolution R-87-14 Application for Zoning Text Amendments
Resolution R-78-14 Purchase of Service Agreement with NKADD
Resolution R-79-14 Contract with Alexandria Fair Board
Resolution R-80-14 Amend Police Department Policy & Procedure Manual
Resolution R-81-14 Order of Affiliation with Greater Cincinnati Crime Stoppers
Resolution R-82-14 Contract with Jolly Park Community Development Council
Resolution R-83-14 Permit Alcohol in A J Jolly Park for One-Day Event
Resolution R-84-14 Application for Grant to Renovate Animal Shelter
Resolution R-88-14 Application for Grant for County's Emergency Radio System
Resolution R-86-14 Service Contract with Time Warner Cable
Claims and Supplemental Claims July 16, 2014

Approved:

/s/ Steve Pendery
STEVE PENDERY
Judge/Executive

Attest:

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