

**CAMPBELL COUNTY FISCAL COURT
MINUTES**

OCTOBER 15, 2014

A regular meeting of the Campbell County Fiscal Court was held on Wednesday, October 15, 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
Lieutenant Colonel Todd Straman	Interim Police Chief
Cindy Minter	Director of Planning and Zoning
Sarah Collins	Director of Housing

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 October 1, 2014 were presented. Commissioner Painter stated that he had found a typographical error in the minutes which has been corrected. He then made a motion to adopt the minutes, seconded by Commissioner Rechtin. All voted "AYE" and the motion passed.

Judge Pendency invited comments from the public.

Kevin Gordon asked what areas will be affected by the proposed zoning text changes in Ordinance O-17-14. Judge Pendency stated that it will be explained when the ordinance is read during the meeting.

Paula Spicer presented old business with a second reading of Ordinance O-15-14 by title and summary. O-15-14 updates the official list of roads in Campbell County, Kentucky that will be

controlled and maintained by the Campbell County Fiscal Court, and amends Ordinance O-07-12 to add the following road to the official list: Keating Drive. Commissioner Rehtin made a motion to adopt O-15-14, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

New business was presented with a first reading of Ordinance O-16-14 by title and summary. O-16-14 enacts and adopts the 2014 S-29 Supplement to the Campbell County Code of Ordinances. This supplement includes legislation adopted from January 1, 2014 through June 30, 2014. No vote was required on this first reading.

Ordinance O-17-14 was read by title and summary given for a first reading. O-17-14 amends the text of the Official Zoning Ordinance for unincorporated Campbell County at Article X, Section 10.1 A-1 (Agricultural) Zone, Section 10.2 R-RE (Residential Rural Estate) Zone and Article VII Definitions. The Campbell County and Municipal Planning and Zoning Commission met on September 22, 2014 and after hearing the evidence and testimony presented, voted to approve the proposed amendments. Cindy Minter explained that the zoning text amendments apply only to the unincorporated areas of Campbell County. The amendments will: provide flexibility with retention of accessory structures and permit agritourism and agricultural uses in the A-1 zone. Regulations for both of these zones have not been updated in years. Ms. Minter stated that the primary use in both zones was residential. No vote was required on this first reading.

Resolution R-116-14 was read by title and summary given. R-116-14 revises the payment standards to be used by the Campbell County Housing Choice Voucher Program. Based on the local rental market, it is recommended that the rental payments be increased effective October 1, 2014. Commissioner Rehtin made a motion to adopt R-116-14, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Resolution R-117-14 was read by title and summary given. R-117-14 authorizes submission of an application to the Kentucky Transportation Cabinet for Rural Secondary Road Funds in the amount of \$250,000. If the funds are received, the Fiscal Court will use them to resurface County Road 1124, Wagoner Road, and County Road 1202, Lickert Road. Commissioner Rehtin made a motion to adopt R-117-14, seconded by Judge Pendery. All voted "AYE" and the motion passed.

Resolution R-118-14 was read by title and summary given. R-118-14 approves a change order in the amount of \$903.75 to Michels Construction for additional work required during the reconstruction of Thelma Lee Drive. On May 7, 2014 the Fiscal Court accepted the bid of Michels Construction in the amount of \$138,786.50 to reconstruct Thelma Lee Drive. During the project it was determined that two additional sections of pavement needed replacement resulting in the request for a change order. Commissioner Rehtin made a motion to adopt R-118-14, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to advance Sergeant Thomas Nitschke from pay grade 15I to pay grade 15J with compensation set at \$31.1375 per hour effective October 6, 2014 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 advance Lieutenant Dennis Lehmkuhl from pay grade 16F to pay grade 16G with compensation set at \$31.8057 per hour effective October 6, 2014 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 reappoint Robert Cooper, Linda Bray-Schafer, Fred Macke, Clarence Martin, Henry Pogue V and Larry Schreiber to the Campbell County Economic Progress Authority for a four-year term each effective October 19, 2014 through October 18, 2018. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

Steve Franzen advised that he was notified today that Judge Bertelsman struck down the State statute regarding electioneering and he is trying to determine how it will affect the upcoming election. Campbell County has its own ordinance that he thinks will still be enforceable. He stated that the County's ordinance prohibits electioneering within 200 feet of a polling place but exempts private property. Mr. Franzen stated that it is a county-wide ordinance and supersedes other local ordinances. He will report back with his determination about the effect of the Judge's ruling.

Judge Pendery announced that the Campbell County Fall Cleanup will take place on October 24 through 26, 2014 at three locations in the County: Pendery Park, Campbell County Police Station and the Campbell County Transportation Center.

Judge Pendery announced that the Northern Kentucky Household Hazardous Waste Collection event will be held on November 1, 2014 at the Florence Freedom UC Health Stadium in Florence.

Judge Pendery announced that the Campbell County Fiscal Court/Mayors' meeting will be held on Tuesday, October 28, 2014 at 6:00 pm in the Fiscal Court Chambers, County Administration Building, 1098 Monmouth Street, Newport, Kentucky.

Matt Elberfeld requested a motion to award bids for snow removal as follows: Nathan Heim for snow removal at the Campbell County Police Station, Alexandria Courthouse, Alexandria County Clerk's Office, Campbell County Animal Shelter and Campbell County Senior Center, and Professional Lawn Care for snow removal at the County Administration Building, employee parking lots and the Campbell County Detention Center. Motion was made by Commissioner Rehtin, seconded by Judge Pendery. All voted "AYE" and the motion passed.

Resolution R-100-14 was read by title and summary given. R-100-14 authorizes the County Judge/Executive to execute a Managed Services Agreement with Global Business Solutions for occupational tax software support. Mr. Elberfeld stated that they have been using the new occupational tax software since March and want to have backup and emergency support services. Global Business Solutions' proposal was the best proposal received. The cost is \$18,900 per year which is similar to the County's other software support costs. Judge Pendery made a motion to adopt R-100-14, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to authorize the Judge/Executive to execute an audit engagement letter for the Fiscal Year 2014 audit with the Kentucky Auditor of Public Accounts. The State Auditor will perform the County's audit this year. Motion was made by Commissioner Rehtin, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to approve the claims and supplemental claims as presented for October 15, 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 5:55 p.m.

Attachments:

- Ordinance O-15-14 Update Official County Road List
- Ordinance O-16-14 Adopt Supplement to Code of Ordinances
- Ordinance O-17-14 Amend Zoning Code Text
- Resolution R-116-14 Revise Payment Standards for Housing Choice Voucher Program
- Resolution R-117-14 Application for Rural Secondary Road Funds
- Resolution R-118-14 Change Order for Thelma Lee Drive Reconstruction
- Resolution R-100-14 Agreement for Occupational Tax Software Support
Claims and Supplemental Claims October 15, 2014

Approved:

STEVE PENDERY
Judge/Executive

Attest:

Paula K. Spicer, Fiscal Court Clerk