

**CAMPBELL COUNTY FISCAL COURT
MINUTES**

MARCH 18, 2015

A regular meeting of the Campbell County Fiscal Court was held on Wednesday, March 18, 2015 at 5:30 PM 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:
CHARLIE COLEMAN
TOM LAMPE
BRIAN PAINTER

STAFF:

Matthew Elberfeld	County Administrator
Steve Franzen	County Attorney
Kim Serra	Assistant County Administrator
Sarah Collins	Director of Housing
Cindy Minter	Director of Planning and Zoning
Larry Harrod	Parks & Recreation Manager

Judge Pendery introduced Sarah Collins, Director of Housing prior to opening the meeting for a public hearing. Ms. Collins stated that, pursuant to U.S. Department of Housing and Urban Development (HUD) regulations, the Annual Agency Plan has been available for public inspection since January 27, 2015 and this public hearing is being held to receive public comments or suggestions on the Plan. If approved, the Plan which is effective for the Fiscal Year beginning July 1, 2015, will be submitted to HUD by April 17, 2015. There being no comments or questions, the public hearing was closed at 5:35 p.m.

The meeting was called to order at 5:35 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 March 4, 2015 and the Mayors Meeting of January 27, 2015 were presented. Commissioner Coleman made a motion to adopt the minutes, seconded by Commissioner Lampe. All voted "AYE" and the motion passed.

Judge Pendery invited comments from the public.

Mr. JR Roth, Winters Lane, addressed the Fiscal Court with an inquiry regarding Resolution R-36-15 on the agenda this evening. Mr. Roth stated that from the previous agreement that was executed, it was his understanding that high speed internet and cable television were supposed to be available throughout the county. As a resident of Winters Lane, which is just a very short distance from NKU, there is no reason he should not have these services and yet they are not available. Mr. Roth encouraged the Fiscal Court to hold the service providers accountable for failure to provide service to the public. Judge Pendery acknowledged Mr. Roth's concern and stated that there are actually two providers of service. Commissioner Coleman advised Mr. Roth that the Cable Board meets the last Tuesday each month. The previous contract expired and the Cable Board has been in negotiations since then. Commissioner Coleman encouraged Mr. Roth to attend the Cable Board meeting and advise them of his lack of service.

Mr. Kevin Gordon, Wilder, commented on three different topics: smoking ban, tolling and right to work. Mr. Gordon feels that Campbell County is losing economic development opportunities due to inaction on these issues. Mr. Gordon stated that Boone and Kenton Counties passed a ban on tolls for roads and feels that Campbell County is supporting tolls since they have not passed a ban on tolls. Judge Pendery assured Mr. Gordon that Campbell County is not in support of tolls on any road. Mr. Gordon commented on Boone County's recent adoption of a "Right to Work" ordinance. Mr. Gordon feels Campbell County is losing job opportunities due to their failure to also pass such an ordinance. Judge Pendery thanked Mr. Gordon for his comments and offered to discuss this topic in detail with Mr. Gordon.

Judge Pendery welcomed the members of the Jolly Park Community Development Council and thanked them for their efforts and sacrifice to volunteer their time, services and skills to develop the A. J. Jolly Park Master Plan. Judge Pendery introduced Mr. Walt Dunlevy and Ms. Cindy Minter to present the A. J. Jolly Park Master Plan on behalf of the Jolly Park CDC. Mr. Dunlevy stated that the plan being presented tonight represents a strategic vision for A. J. Jolly Park. Various infrastructure improvements are needed in order for this plan to succeed. Through public and private partnerships, and donations from private entities, there are opportunities to have projects funded by private donations which can then become self-sustaining by implementing operating fees for each feature. Mr. Dunlevy highlighted the extensive list of volunteers who have worked to compile the Master Plan and champion improvements to the Park. Mr. Dunlevy commented that this was a living document with the ability to be amended as new ideas occur. Mr. Dunlevy introduced Ms. Minter who provided a brief overview of the plan highlighting four key areas of the park: an outdoor events area, a family picnic area, a youth sport complex and camping area, and a banquet center and recreation area.

The plan also outlines some much needed lake habitat and shoreline restoration as well as a proposed community trail system connecting the current Campbell County High School (going down Old US 27) to the park. The trail would include a pedestrian and bike trail connecting two new subdivisions, Reilly Elementary School, Main Street Baptist Church, and the Southern Campbell County Firehouse to A. J. Jolly Park. Ms. Minter concluded her presentation by encouraging everyone to take some time to review the entire plan.

Commissioner Lampe thanked the Council for their great vision for this park. It is very exciting to see new hope breathed into this park. It is a great asset to our county. Commissioner Coleman

stated that the proposed features have to support the community. The RV camping area looks very promising and is a popular activity for many people today. Commissioner Coleman asked if it has been determined how the trail system will cross from Old US 27 to the newly relocated US 27. Ms. Minter advised that there have been some discussions, but no resolution has been outlined at this point. The Kentucky Department of Transportation has offered to participate in the planning of that crossing when that portion of the project becomes necessary. Commissioner Painter commented that this plan has definitely been one of the more pleasurable events that have occurred since he has taken office. He is overjoyed that this is possible to be accomplished during his time in office. The County needs to use its best resources to see this project through to completion. Commissioner Painter thanked the Council and stated he was proud of their endeavors.

Judge Pendery asked if there were any questions or comments from the public. The only inquiry was how to obtain access to the master plan. Ms. Minter advised that printed copies were available tonight in the lobby for public review as well as in the Planning & Zoning Department. The plan is also available online at: www.campbellcountky.org/index.php/parks-and-camping.

There being no other comments or questions, Judge Pendery proceeded with the agenda. After consideration of the order of business, Judge Pendery stated it made more sense to proceed to new business and conclude the discussions on the park before consideration of old business. Mr. Elberfeld read Resolution R-35-15 by title and summary. Resolution R-35-15 adopts the Master Plan for A. J. Jolly Park located in Campbell County as prepared by the Jolly Park Community Development Council. The Jolly Park CDC requests that the Fiscal Court adopt it as a guide to future investment in the Park. At Judge Pendery's request, Mr. Elberfeld read the entire Resolution into the record. Commissioner Lampe made a motion to adopt R-35-15, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Matt Elberfeld presented old business with a second reading of Ordinance O-01-15 by title and summary. O-01-15 amends the 2014-2015 annual budget. Mr. Elberfeld advised that this amendment changes entries from one journal line to another and does not increase or reduce the budget. Commissioner Lampe made a motion to adopt R-35-15, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

New business was then presented beginning with Resolution R-36-15 by title and summary given. R-36-15 grants a franchise to Insight Kentucky Partners II, L.P. for the operation of a cable television system in Campbell County. Jennifer Teipel, Executive Director of the Cable Board, spoke at the last Fiscal Court meeting about the new franchise agreement. The County Attorney has reviewed the agreement. Judge Pendery told Mr. Roth that he would research his concerns and respond to him. Commissioner Lampe made a motion to adopt R-36-15, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Resolution R-37-15 was read by title and summary given. R-37-15 accepts the Kentucky Highway Department's recommendations for the fiscal year 2015-2016 Rural Secondary Road Program and approves submission for use of Flex Funds. Rob Hans and Andy Yeager from District Six presented their recommendations at the February 18, 2015 Fiscal Court Meeting. Luke Mantle, Road Supervisor, has reviewed and agrees with their recommendations. Commissioner Painter

made a motion to adopt R-37-15, seconded by Commissioner Coleman. All voted “AYE” and the motion passed.

Resolution R-38-15 was read by title and summary given. R-38-15 adopts the Agency Five Year and Annual Plan for the Department of Housing. The US Department of Housing and Urban Development requires Housing Authorities complete and submit a Five Year and Annual Plan. This was the subject of the public hearing prior to this meeting. Judge Pendery asked Sarah Collins if this concluded all regulatory requirements for this plan. She responded that it did. Judge Pendery made a motion to adopt R-38-15, seconded by Commissioner Painter. All voted “AYE” and the motion passed.

A motion was requested to proclaim the month of April 2015 as “Fair Housing Month” in Campbell County, Kentucky. Commissioner Painter made a motion, seconded by Commissioner Lampe. All voted “AYE” and the motion passed.

A motion was requested to proclaim the month of April 2015 as “Child Abuse Prevention Month” in Campbell County, Kentucky. Tracy Fuchs of the Family Nurturing Center requested this proclamation. Once again this year, there will be a Blue Ribbon Ceremony to kick off April as Child Abuse Prevention Month. The ceremony will be held on March 27, 2015 at Tom Gill Chevrolet, Florence, Kentucky. Commissioner Coleman made a motion, seconded by Commissioner Lampe. All voted “AYE” and the motion passed.

A motion was requested to accept the resignation of Police Officer Mark Wilke effective March 21, 2015. Officer Wilke has served the citizens of Campbell County for 7 years. Commissioner Painter added that Officer Wilke was part of the Honor Guard and was seen frequently at different events in Campbell County; he will be greatly missed. Motion was made by Commissioner Painter, seconded by Commissioner Coleman. All voted “AYE” and the motion passed.

A motion was requested to advance Eric Surber from Police Officer Grade 3 to Police Officer Grade 4 with salary adjustment from Grade 11B to Grade 12A, \$22.0756 per hour effective March 22, 2015 in accordance with the current Fraternal Order of Police working agreement. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted “AYE” and the motion passed.

A motion was requested to advance Sergeant Gary Downs from step 14H to 14I with compensation set at \$61,645 annually (\$29.6371 hourly) effective February 22, 2015 in accordance with the current Fraternal Order of Police working agreement. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted “AYE” and the motion passed.

A motion was requested to advance Eric Meek from Golf Maintenance Specialist Level I to Golf Maintenance Specialist Level II with compensation set at \$20.73 per hour (\$43,118.40 annually) effective March 23, 2015 in accordance with the current AFSCME Local 286 working agreement. Motion was made by Judge Pendery, seconded by Commissioner Coleman. All voted “AYE” and the motion passed.

A motion was requested to appoint the following seasonal and part-time employees for A J Jolly Golf Course effective March 28, 2015 through the 2015 golf season:

Kathy Baker	Clubhouse Concession Worker	\$9.27/hour
Barbara Martin	Clubhouse Concession Worker	\$9.27/hour
Chelsea Williams	Clubhouse Concession Worker	\$9.27/hour
Larry Baumann	Golf Cashier/Clerk	\$10.56/hour
Justin Jolly	Golf Cashier/Clerk	\$10.56/hour
Bill Klopp	Golf Cashier/Clerk	\$10.56/hour
Jeff Miller	Golf Cashier/Clerk	\$10.56/hour
Kristin Smith	Golf Cashier/Clerk	\$10.56/hour
Jim Miller	Golf Starter	\$10.56/hour
Jim Spaw	Golf Starter	\$10.56/hour
Lisa Jolly	Clubhouse Concession Manager	\$13.53/hour

Motion was made by Judge Pendery, seconded by Commissioner Lampe. All voted “AYE” and the motion passed.

A motion was requested to appoint the following Camping and Concessions Workers at A J Jolly Park effective April 3, 2015 through the 2015 park season at an hourly rate of \$10.16: Katherine Mullen, Hannah Myers, Amber Pragar and Barbara Schadler. Motion was made by Judge Pendery, seconded by Commissioner Coleman. All voted “AYE” and the motion passed.

Resolution R-39-15 was read by title and summary given. R-39-15 adopts a seasonal Parks and Recreation Assistant position and authorizes corresponding amendments to the Administrative Code. Judge Pendery made a motion to adopt Resolution R-38-15, seconded by Commissioner Coleman. Commissioner Coleman asked Kim Serra if this position was needed to assist in the implementation of the Park’s Master Plan. Ms. Serra said it was. She stated that this is a seasonal position and would not be filled next year unless necessary. All voted “AYE” and the motion passed.

A motion was requested to authorize staff to advertise, interview and hire for a seasonal Parks and Recreation Assistant which was just created. Motion was made by Judge Pendery, seconded by Commissioner Coleman. All voted “AYE” and the motion passed.

A motion was requested to appoint David Kean on a part-time temporary basis as a Building Inspector III with compensation set at \$32.83 per hour effective March 23, 2015. Motion was made by Judge Pendery, seconded by Commissioner Coleman. All voted “AYE” and the motion passed.

A motion was requested to appoint Mark Turner to the Campbell County & Municipal Planning & Zoning Commission to fill the unexpired term of Tony Pfeffer effective March 19, 2015 through June 30, 2016. Motion was made by Judge Pendery, seconded by Commissioner Lampe. All voted “AYE” and the motion passed.

Matt Elberfeld requested a motion to meet in executive session pursuant to KRS 61.810(1)(c) to discuss proposed or pending litigation. The session will take place at the end of regular business.

No action will be taken as a result of the executive session. Motion was made by Judge Pendery, seconded by Commissioner Coleman. All voted "AYE" and the motion passed. Judge Pendery reminded everyone that this would take place at the end of tonight's regular session.

Steve Franzen stated he would present his report to the Fiscal Court in the executive session.

Commissioner Coleman thanked Mr. Elberfeld and Ms. Serra for their hard work filling dual positions until replacements could be found. He appreciated their dedication and hard work.

Commissioner Lampe wanted to share with the public a report that was compiled by staff. There has been a lot of personnel action in which new employees were appointed and existing employees were compensated appropriate to their experience. During these actions the Fiscal Court has saved over \$57,000 in salaries. If you include the FICA taxes, it is well over \$70,000. Commissioner Lampe thought staff should be commended for their efficiency and fiscal responsibility. Commissioner Lampe did note that these figures do not include personnel actions taken at tonight's meeting.

Judge Pendery announced that the Campbell County Spring Clean Up will take place on April 17 through 19, 2015 at Pendery Park, Campbell County Police Station and the Campbell County Transportation Department. More details will be posted on the County website at: www.campbellcountky.org

Judge Pendery announced that the Campbell County Solid Waste is sponsoring a Shred Day event on Saturday, April 25, 2015 from 9:00 AM to 1:00 PM at the Disabled America Veterans (DAV) parking lot located at the corner of US 27 and Rt. 1998 (Industrial Road) in Cold Spring, Kentucky.

Mr. Elberfeld requested a motion to approve budget transfers as presented for March 18, 2015. Motion was made by Commissioner Coleman, seconded by Commissioner Lampe. All voted "AYE" and the motion passed.

Mr. Elberfeld requested a motion to approve the claims and supplemental claims as presented for March 18, 2015. County Attorney Steve Franzen stated that he has reviewed the claims and determined that they all appear appropriate. Motion was made by Judge Pendery, seconded by Commissioner Lampe. All voted "AYE" and the motion passed.

There being no further business to come before the Fiscal Court, the Fiscal Court recessed to go into Executive Session at 6:48 PM.

Commissioner Lampe made a motion to adjourn the Executive Session, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

There being no further business to come before the Fiscal Court, Commissioner Lampe made a motion to adjourn, seconded by Commissioner Painter. All voted "AYE" and the meeting adjourned at 7:58 PM.

Attachments:

Ordinance O-01-15 Fiscal Year 2015 Budget Amendment
Resolution R-35-15 Adopt AJ Jolly Park Master Plan
Resolution R-36-15 Franchise Agreement for Cable Television
Resolution R-37-15 Accept Recommendations for FY2016 Rural Secondary Roads
Resolution R-38-15 Adopt Agency Five Year and Annual Plan for Housing Department
Resolution R-39-15 Adopt Seasonal Parks & Recreation Assistant Position
Proclamation Fair Housing Month
Proclamation Child Abuse Prevention Month
Budge Transfers March 18, 2015
Claims and Supplemental Claims March 18, 2015

Approved:

STEVE PENDERY
Judge/Executive

Attest:

Paula K. Spicer, Fiscal Court Clerk