

**CAMPBELL COUNTY FISCAL COURT
MINUTES**

August 5, 2015

A regular meeting of the Campbell County Fiscal Court was held on Wednesday, August 5, 2015, 7:00 p.m. at the Campbell County Courthouse located at 8352 East Main Street, Alexandria, Kentucky.

COUNTY JUDGE/EXECUTIVE:
STEVE PENDERY

COUNTY COMMISSIONERS:
CHARLIE COLEMAN
TOM LAMPE
BRIAN PAINTER

Steve Franzen	County Attorney
Kim Serra	Assistant County Administrator
Paula Spicer	Fiscal Court Clerk
Marie Schenkel	Finance Director
Sergeant Matthew Meyer	Campbell County Police Department

The meeting was called to order at 7:00 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 15, 2015 were presented. Motion was made by Commissioner Lampe, seconded by Commissioner Coleman to approve the minutes. All voted "AYE" and the motion passed.

Judge Pendency invited comments from the public.

Dan Hull commended the Fiscal Court on its efforts to help preserve history by modernizing the Alexandria Courthouse. However, they still haven't updated the way that they do meeting minutes. Citizens are not allowed to see the minutes until after they're approved. Mr. Hull referred to the minutes of the July 1, 2015 meeting wherein he was misquoted. Mr. Hull stated that the only possible reason that he can see for maintaining this system is so that inaccuracies will allow credible deniability to the Fiscal Court when something goes wrong.

Kevin Gordon asked if the Building Inspector who is resigning is the same one who just came back to work. Judge Pendency replied that Dave Kean is a long-time employee who has reached retirement age.

There being no old business, Paula Spicer presented new business with Resolution R-104-15 by title and summary. R-104-15 authorizes the Judge/Executive to execute an agreement between the Commonwealth of Kentucky and the Campbell County Sheriff to enable the Sheriff's participation in the Department of Defense 1033 Program. The agreement allows the Sheriff to acquire excess personal property from the Department of Defense for law enforcement purposes. Commissioner Painter made a motion to adopt R-104-15, seconded by Commissioner Coleman. All voted "AYE" and the motion passed.

Resolution R-106-15 was read by title and summary given. R-106-15 authorizes a transfer of \$2,000 from Mental Health-Intellectual Disability Tax funds for Fiscal Year 2016. The funds will be transferred from the Point ARC of Northern Kentucky's Residential Program to the Supported Employment Program to bring funding for that program to the same level as in Fiscal Year 2015. Commissioner Coleman made a motion to adopt R-106-15, seconded by Commissioner Lampe. All voted "AYE" and the motion passed.

A motion was requested to proclaim that on August 14, 2015 the Campbell County Fiscal Court will join the nation in celebrating the 80th anniversary of the signing of the Social Security Act. Motion was made by Commissioner Painter, seconded by Judge Pendery. All voted "AYE" and the motion passed.

A motion was requested to accept the resignation of David Kean from the position of Building Inspector III. Mr. Kean has served as a part-time temporary Building Inspector III since March, 2015. Judge Pendery stated that the Fiscal Court had been looking for a Building Inspector III for a long time and Mr. Kean helped with the workload during the search period. There is a lack of people trained at that level but there is definitely a need. He stated that the Fiscal Court has now found a person to fill the vacancy. Motion was made by Judge Pendery, seconded by Commissioner Lampe. All voted "AYE" and the motion passed.

A motion was requested to appoint Kimberly Johnston as a part-time Camping and Concessions Worker with compensation set at pay grade 7, \$10.16 per hour, effective August 6, 2015 through the 2015 Park season. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to appoint Carla Landon to the Campbell County Public Library Board of Trustees to fill the unexpired term of Michael Whiteman effective August 6, 2015 through September 30, 2017. Motion was made by Judge Pendery, seconded by Commissioner Lampe. Commissioner Coleman stated that he has talked to Ms. Landon, she is a very nice lady, who wants to do the right thing and wants to serve her community. However, he and a lot of his constituents have very strong feelings that the Library Board tramples on our liberty and refuses to answer the taxpayers' questions and refuses to let the cable board record their meetings, among other things. He asked Ms. Landon if she would stand up to those things on behalf of the taxpayers. Commissioner Coleman would like to see someone on the Board that would stand up for the taxpayers; some things at the library need to be changed. Judge Pendery stated that maybe Commissioner Coleman will be able to talk to her along the way. He explained the process of making appointments to the Library Board. Judge Pendery stated that Ms. Landon seems to be well qualified and he is happy to submit her name for appointment. He stated that

the legislature would have to change the procedure for Library Board appointments. Commissioner Lampe stated that he met Ms. Landon. She is well qualified and is active in NKY Forum, has two young children and cares about the Library and the community. She seems to be an excellent choice. Commissioners Lampe and Painter and Judge Pendery voted "AYE", Commissioner Coleman voted "NAY" and the motion passed.

Matt Elberfeld presented Resolution R-105-15 by title and summary. R-105-15 accepts the bid of Perkins-Carmack in the amount of \$6,700,000 to serve as general contractor for the renovation and expansion of the Campbell County Detention Center, payable from the Jail Construction Bond Proceeds Fund. Mr. Elberfeld explained that this is phase five of a five-phase plan to renovate and expand the jail. This phase adds 32 isolation cells to the jail, and renovates the former District Court building to house dormitories and the Substance Abuse Program. Perkins-Carmack was the lowest of the five bids received. They have done work for the Fiscal Court before and are also recommended by Brandstetter Carroll the construction manager for the project. Judge Pendery stated that this is the last of a series of improvements to be made to the jail. It is a lot more expensive than anticipated. The heroin epidemic and the behavior of inmates has resulted in the need for more isolation cells. The ability to isolate inmates also helps with the safety of the jail employees. This is an expensive project but one that we must proceed with to keep employees safe and to successfully manage the jail population. Judge Pendery made a motion to adopt R-105-15, seconded by Commissioner Coleman. Commissioner Painter stated that this is the biggest capital expenditure that the Fiscal Court has made since he became a Commissioner. The Fiscal Court tries to off-set some of the costs of running the jail by housing state and federal paying inmates. Fortunately the Fiscal Court has a competent Jailer and staff operating the jail and it cannot overlook their safety. All voted "AYE" and the motion passed.

Mr. Elberfeld stated that the next two items are related and that he will explain them before presenting them. A creek passes under Upper Tug Fork Road and the culverts under the road are no longer adequate to carry storm water away. The culvert backs up and water covers the road during heavy rains. Cardinal Engineering estimates that it would cost \$153,386 to replace the culverts. The Fiscal Court has applied for emergency road aid funds from the Kentucky Department of Transportation who has agreed to provide 80% (\$122,800) of the cost of the project. Staff is working on funding the remainder of the cost through other agencies. In the event funds aren't secured, the remainder will be paid from prior year surplus funds. Mr. Elberfeld requested a motion to authorize staff to advertise for bids for cross culvert replacement on Upper Tug Fork Road. Motion was made by Commissioner Lampe, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Ordinance O-07-15 was presented for a first reading by title and summary. O-07-15 amends the 2015-2016 annual budget to recognize additional revenue of \$122,800 from the Transportation Cabinet and \$30,586 from prior year surplus road funds in case funds cannot be obtained from another source, and to add an expenditure of \$153,386 to pay for the Upper Tug Fork Road culvert replacement. This is a first reading. The ordinance will then be sent to the Department of Local Government for approval. No vote was taken on the first reading of this ordinance.

Commissioner Coleman advised that a bipartisan committee has been formed as a result of the possibility of Chase Law School moving to Kenton County. Terry Mann and Mayor Greg Meyers met with Northern Kentucky University President Geoff Mearns about this last Friday. He has met with Kenton County Judge/Executive Knochelmann. He distributed a question and answer paper to the Fiscal Court that he believes was prepared by Kenton County. He read portions of the paper. Commissioner Coleman stated that they need to be active and keep Chase Law School in Campbell County. It would be a tremendous loss of revenue to the City of Highland Heights. He believes that it would mean a loss of about 85 jobs.

Commissioner Lampe stated that at the last meeting Mr. Cole of Southgate asked why Grant County inmates were picking up trash along I-471. Staff looked into this and found that the Highway Department uses Grant County inmates to clean up along the roads – they are not being paid by Campbell County.

Commissioner Coleman stated that Kenton County has the Convention Center, they own the Airport, TANK, SD1 and the Water District are all located in Kenton County. Campbell County has the University and now they want part of that. Judge Pendery stated that Kenton County will not get Chase Law School unless they throw a lot of money at them. He stated that not all of the facts are known yet. The University (NKU) has distributed learning throughout the region it serves, but has also taken advantage of deals that are difficult to refuse like the METS Center near the airport. If they are interested in moving, there must be a great financial gain to be made for the University. Judge Pendery stated that President Mearns said that there won't be a financial loss to Campbell County. If a building is vacated at the University, another program could make use of it. He stated that Kenton County will have to move out and renovate the building before the law school could move in. Kevin Gordon suggested that the Fiscal Court adopt a resolution opposing the move, including a qualification that any move be financially offset with some sort of assurance that the jobs will be replaced and that Campbell County does not suffer any financial stress as a result. Judge Pendery stated that he did not think that the time is right for anything like that. A woman in the audience stated that a lot of citizens are upset about this and are frustrated that Campbell County is being passive about the possibility of a move. Judge Pendery stated that he would need to learn more facts before taking a position on this subject. Commissioner Lampe pointed out that there is direct communication between the NKU administration and the Fiscal Court. Judge Pendery stated that personally he believes that public relations should be used for constructive good when the time comes and in the mean time we should be conservative about it.

Judge Pendery announced that the Festival on the Lake will be held on Saturday, August 15, 2015 at A J Jolly Park from 10:00a.m. to 10:00p.m.

Marie Schenkel presented Resolution R-103-15 by title and summary. R-103-15 grants Sheriff Mike Jansen his quietus for 2014 taxes. The Fiscal Court acknowledges for the record that Sheriff Jansen has paid to the County all County revenue collected by him from January 15, 2015 through April 15, 2015. Judge Pendery made a motion to adopt R-103-15, seconded by Commissioner Lampe. All voted "AYE" and the motion passed.

Ms. Schenkel then requested a motion to approve the claims as presented for August 5, 2015. County Attorney Steve Franzen stated that he has reviewed the claims and determined that they all appear appropriate. Motion was made by Commissioner Lampe, seconded by Commissioner Coleman. All voted "AYE" and the motion passed.

There being no further business to come before the Fiscal Court, Commissioner Painter made a motion to adjourn, seconded by Commissioner Lampe. All voted "AYE" and the meeting adjourned at 7:45 p.m.

Attachments:

Resolution R-104-15 Agreement Between Sheriff and Commonwealth of Kentucky
Resolution R-106-15 Transfer of Mental Health-Intellectual Disability Tax Funds
Resolution R-105-15 Accept Bid for Jail Renovation Project
Ordinance O-07-15 Amend Fiscal Year 2015-2016 Budget
Resolution R-103-15 Grant Sheriff Jansen His Quietus for 2014 Taxes.
Claims and Supplemental Claims August 5, 2015

Approved:

STEVE PENDERY
Judge/Executive

Attest:

Paula K. Spicer, Fiscal Court Clerk