

**CAMPBELL COUNTY FISCAL COURT
MINUTES**

June 1, 2016

A regular meeting of the Campbell County Fiscal Court was held on Wednesday, June 1, 2016, 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
Matt Elberfeld	County Administrator
Kim Serra	Assistant County Administrator
Marie Schenkel	Finance Director
Paula Spicer	Fiscal Court Clerk
Colonel Craig Sorrell	Campbell County Police Department
Frank Spataro	Human Resources Director
Cindy Minter	Planning and Zoning Director
Seth Cutter	Economic Development Officer

The meeting was called to order at 7:00 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 May 18, 2016 were presented. Motion was made by Commissioner Lampe, seconded by Commissioner Painter to approve the minutes. All voted "AYE" and the motion passed.

Judge Pendery invited comments from the public.

Paula Spicer presented old business with a second reading of Ordinance O-05-16 by title and summary. O-05-16 enacts and adopts the 2016 S-32 supplement to the Campbell County Code of Ordinances to include legislation adopted between July 1, 2015 and December 30, 2015. Commissioner Lampe made a motion to adopt O-05-16, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

New business was presented beginning with Resolution R-43-16 by title and summary. R-43-16 authorizes a group contract with Anthem Blue Cross and Blue Shield to provide medical

insurance to all eligible employees of the Fiscal Court and Detention Center for a one year term effective July 1, 2016. Frank Spataro explained that the new rates represent a 4.58 % increase over the current rates which is very reasonable. There were a couple of minor plan changes made in order to get the new rates. Commissioner Painter made a motion to adopt R-43-16, seconded by Judge Pendery. All voted “AYE” and the motion passed.

Resolution R-44-16 was read by title and summary given. R-44-16 adopts the pay grade compensation schedule for non-represented employees of the Campbell County Fiscal Court and authorizes corresponding amendments to the Administrative Code effective June 26, 2016. Frank Spataro explained that pay grades 9 and 10 and 16 and 17 were combined using the bottom of the lower pay grade and the top of the higher pay grade to expand the range. He stated that based on previous annual adjustments, it would be some years before employees in the former lower pay grade would be able to move into the higher portion of the range. There were only 2 job classifications in grade 16 and only one in grade 9. Administratively it is better to have fewer pay grades, and it doesn't affect any individual salary or increase costs. Commissioner Coleman stated that the Fiscal Court has given double digit raises; in that case an employee could be at the top of the range in a short time. Judge Pendery made a motion to adopt R-44-16, seconded by Commissioner Painter. Commissioners Lampe and Painter and Judge Pendery voted “AYE”, Commissioner Coleman voted “NAY” and the motion passed.

Resolution R-45-16 was read by title and summary given. R-45-16 acknowledges the annual review of the Campbell County Administrative Code as required by KRS 68.005. Frank Spataro explained that the changes in vacation and long term sick leave reflect the changes made in the compensation schedule – there is no change in the amount of time granted. Judge Pendery made a motion to adopt R-45-16, seconded by Commissioner Lampe. All voted “AYE” and the motion passed.

Resolution R-46-16 was read by title and summary given. R-46-16 authorizes a contract with Chard Snyder to serve as a third party administrator of S125 Flexible Benefit Accounts through payroll deduction to all eligible employees of the Fiscal Court and Detention Center for a term of one year effective July 1, 2016. Commissioner Lampe made a motion to adopt R-46-16, seconded by Commissioner Painter. All voted “AYE” and the motion passed.

Resolution R-50-16 was read by title and summary given. R-50-16 authorizes renewal of group term life and accidental death and dismemberment insurance provided by Anthem Life to all eligible employees of the Fiscal Court and Detention Center for a term of one year effective July 1, 2016. Commissioner Lampe made a motion to adopt R-50-16, seconded by Judge Pendery. All voted “AYE” and the motion passed.

Resolution R-47-16 was read by title and summary given. R-47-16 authorizes the Judge/Executive to apply for \$4,000 in funding from the Kentucky Division of Waste Management for the recycling or disposal of waste tires in Fiscal Year 2017. Commissioner Painter made a motion to adopt R-47-16, seconded by Commissioner Lampe. All voted “AYE” and the motion passed.

Resolution R-48-16 was read by title and summary given. R-48-16 authorizes the Judge/Executive to execute a contract with the Jolly Park Community Development Council to provide \$2,000 in funding for the “Festival on the Lake” event on August 13, 2016. Commissioner Painter made a motion to adopt R-48-16, seconded by Commissioner Lampe.

Kim Serra explained that in the last two years, the Community Development Council (CDC) has used the funds to pay for insurance for the event. Commissioner Coleman asked if any of his colleagues have seen the report from the study on a water facility and RV park? Commissioner Lampe stated that he was part of a meeting with the CDC when the estimates came out for the RV park and splash park – the costs were astronomical. He doesn't know the status of the project but believes that it is cost prohibitive. Commissioner Painter stated that he has not seen the report. He only saw some of the numbers for the RV park which is something that he'd like to see done to generate revenue; he has not seen the entire report. Commissioner Lampe stated that the CDC attempted to scale back the project to make it more affordable, but it was still very expensive. Kim Serra stated that she, Judge Pendery and Larry Harrod went to Hamilton County's Woodland Mound Park to see its splash park and get some ideas. She stated that representatives from Hamilton County will visit Campbell County's park in August to learn about the park's management and see what is being done at the park. Ms. Serra stated that they are not actively pursuing the splash park, but the CDC and park staff are doing a lake testing project. The Extension District is paying for a student from NKU to test the lake water twice a month from May through October to see if swimming can be allowed in the lake. Park staff has also looked at ways to spruce up the current campground. Commissioner Coleman stated that he applauds those efforts but he believes that the report should be released to the public. Commissioner Coleman further asked how the Fiscal Court can afford to contribute this money in light of the deficit budget. Steve Stapleton, a member of the Jolly Park Community Development Committee, stated that the CDC is a 501(c)(3) corporation, they are not connected with the Fiscal Court, everything they do is with private donations. He stated that the study for the RV park was too expensive and they are trying to scale back the project. Right now they are looking at building a new pavilion next to the old pavilion with private funds. Mr. Stapleton stated that the CDC uses the \$2,000 to purchase liability insurance for the festival. Most of the money raised for the festival is donated. Commissioner Coleman asked how much money the CDC has. Mr. Stapleton advised that they have raised about \$49,000 for the pavilion. Judge Pendery stated that there is a deficit and the Fiscal Court need to find ways to cut, however they have favored those investments that yield a bigger return than what is allocated. One of the values of the Fiscal Court's relationship with the CDC is if it provides the CDC with \$2,000 they will put on a festival that is worth more than that. Commissioner Coleman stated that he agrees, but due to the deficit he has a problem with spending the money. Mr. Stapleton pointed out that usage of the park and annual memberships have increased since the CDC started the festival. The CDC's goal is to get the park to a point where it is not a deficit, but a positive for the County and to get people into the park and spending money. Commissioner Coleman stated that when he campaigned for office people told him to either sell the park or make it useful. He has supported everything with the park, but in this case he won't because of the budget deficit. Commissioners Lampe and Painter and Judge Pendery voted "AYE", Commissioner Coleman voted "NAY" and the motion passed.

Resolution R-49-16 was read by title and summary given. R-49-16 authorizes the Judge/Executive to execute a contract with the Alexandria Fair Board to provide \$2,000 in funding for the 2016 Alexandria Fair. Commissioner Painter made a motion to adopt R-49-16, seconded by Judge Pendery. Commissioner Coleman stated that this is the same situation – the County has a deficit and now is giving away another \$2,000. He then asked who runs the fair. Commissioner Painter stated that it is run by the Campbell County Agricultural Society which exists solely for the County fair and to make it an event to showcase agriculture products, livestock, horse show and an opportunity for urban and suburban youth to see animals and

experience the carnival atmosphere. Commissioner Coleman then asked if the County can legally give money to the private sector. Steve Franzen stated that they can as long as it is used for a public purpose. Commissioner Coleman stated that this opens the County up for other organizations to ask for funding and how do they choose what to fund. Judge Pendery stated that Campbell County probably gives less money for its fair than other counties do. Other counties see it as something important to support. Campbell County has always been thriftier than the other northern Kentucky counties. Commissioner Lampe stated that these are two events and two organizations that have a lot of participation from County residents. He agrees that we need to watch spending and make cuts but he thinks that these two expenditures are good for our residents. Commissioners Lampe and Painter and Judge Pendery voted "AYE", Commissioner Coleman voted "NAY" and the motion passed.

Ordinance O-06-16 was read by title and summary given. O-06-16 amends the Planning, Zoning and Building Inspection Schedule of Fees. Cindy Minter explained that in January the Planning and Zoning Department revised the application process to make it more customer-friendly and efficient. They now want to adjust the fee schedule to clarify and streamline it. They've also added fees for smaller cellular tower sites and the ability for the department to take credit card payments for fees. The fee schedule was provided to the Homebuilders Association but they have not given any feedback. Commissioner Lampe thanked Ms. Minter for reviewing it with him earlier; he is impressed that the schedule is now more customer focused. Ms. Minter pointed out that the fees are comparable with the other counties. No vote was taken on the first reading of this ordinance.

Ordinance O-07-16 was read by title and summary given. O-07-16 amends the text of the Official Zoning Ordinance for Campbell County relative to cellular antenna towers and small cell system towers. Cindy Minter stated that the outdated cell tower ordinance needed to be amended largely due to new FCC regulations and new technology – small cell towers which are about the size of a utility pole. The County's ordinance was geared toward big 200 foot towers and the application process was cumbersome for smaller tower owners. She has worked with several providers and Kenton County to work out appropriate language for the small towers which are more common in urban areas. Ms. Minter stated that several of the small towers have been proposed in Campbell County. She explained the purpose of the small towers and how they meet local data demands. No vote was taken on the first reading of this ordinance.

A motion was requested to advance Police Officer Amanda Bray from Grade 1 (\$19.23 per hour or \$40,000 annually) to Grade 2 (\$19.81 per hour or \$41,200 annually) and to allot 80 hours of annual vacation leave effective May 11, 2016 in accordance with the current Fraternal Order of Police working agreement. Motion was made by Judge Pendery, seconded by Commissioner Lampe. All voted "AYE" and the motion passed.

A motion was requested to advance Police Officer Carl Harris from Grade 1 (\$19.23 per hour or \$40,000 annually) to Grade 2 (\$19.81 per hour or \$41,200 annually) and to allot 80 hours of annual vacation leave effective May 11, 2016 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 enter into a contract with Mark Dill to serve as School Resource Officer for fiscal year 2017 with compensation set at \$23.1520 for each hour worked not to

exceed \$34,636 per fiscal year plus additional expenses as provided for in the contract. The number of working days for the fiscal year shall not exceed 187 and the number of work hours for the fiscal year shall not exceed 1,496. Motion was made by Judge Pendery, seconded by Commissioner Lampe. All voted "AYE" and the motion passed.

A motion was requested to enter into a contract with Greg Popham to serve as School Resource Officer for fiscal year 2017 with compensation set at \$23.1520 for each hour worked not to exceed \$34,636 per fiscal year plus additional expenses as provided for in the contract. The number of working days for the fiscal year shall not exceed 187 and the number of work hours for the fiscal year shall not exceed 1,496. Motion was made by Judge Pendery, seconded by Commissioner Lampe. All voted "AYE" and the motion passed.

A motion was requested to accept the resignation of Shelly Gilbert, Housing Specialist, effective June 3, 2016. Motion was made by Judge Pendery, seconded by Commissioner Lampe. All voted "AYE" and the motion passed.

A motion was requested to authorize staff to advertise and interview for a Housing Specialist. Motion was made by Judge Pendery, seconded by Commissioner Painter. Matt Elberfeld explained that this will not affect the budget because the Housing Department receives a separate administrative fee from the federal government. All voted "AYE" and the motion passed.

A motion was requested to nominate Captain Adam Hall, Bellevue Dayton Fire Department to represent Campbell County on the Greater Cincinnati Hazardous Materials Unit, Inc. Board of Directors effective immediately. Motion was made by Judge Pendery, seconded by Commissioner Lampe. All voted "AYE" and the motion passed.

Commissioner Coleman asked about the status of the Northern Kentucky Office of Drug Control Policy. He assumes that both Kim Moser and Kirk Kavanaugh have resigned, and that interviews were held. Judge Pendery explained that Ms. Moser may come back at a later date but will serve as an unpaid consultant in the meantime. She will interview the same candidates that the three Judge/Executives interviewed. He stated that there are some great candidates but each candidate has focused experience and interests. They plan to try to have each of them involved at some level shy of a full-time job. Judge Pendery described the specific strengths and expertise of each candidate. He stated that a meeting is scheduled on Friday to discuss this further.

Commissioner Painter stated that he recently visited A J Jolly Park. He said that the restrooms have been greatly improved with new floors, paint, lighting, etc. and there is a new daily cleaning routine. He stated that the Park is in very good shape and they now have kayak rentals. Ms. Serra advised that the kayaks were rented enough over the Memorial Day weekend to pay for two of the kayaks. Commissioner Painter reported that purchase of season passes and Park revenues have increased.

Commissioner Painter stated that the Fiscal Court previously passed a resolution granting the ability for a municipality in Campbell County to have a syringe access exchange program. Since then, Governor Bevin issued a press release supporting syringe access exchange programs in Kentucky.

Judge Pendery announced that Jolly Thursdays will be held at the Stapleton Pavilion at A J Jolly Park beginning June 2nd through July 28th at 10:00am. A different free activity will be held each Thursday. In case of rain, the events will be held at the Environmental Education Center in the Park.

Judge Pendery announced that a Taste of Newport will be held on June 5th from 11:00am to 7:00pm rain or shine. Over 20 local restaurants will have food along with live music in the 700-800 blocks of Monmouth Street, Newport.

Marie Schenkel requested a motion to approve the claims, election claims and supplemental claims as presented for June 1, 2016. County Attorney Steve Franzen stated that he has reviewed the claims and determined that they all appear appropriate. Commissioner Coleman asked if there was a bill from Sanitation District No. 1 for storm water included in the claims. Mr. Franzen stated there was – it was for the County Administration building and the two parking lots across the street. Motion was made by Commissioner Painter, seconded by Commissioner Lampe. 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 7:57 p.m.

Attachments:

Ordinance O-05-16 Adopt Code of Ordinances Supplement
Resolution R-43-16 Contract for Employee Medical Insurance
Resolution R-44-16 Adopt Employee Compensation Schedule
Resolution R-45-16 Acknowledge Review of Administrative Code
Resolution R-46-16 Contract for Administration of Employee Flexible Benefit Accounts
Resolution R-50-16 Contract for Employee Life Insurance
Resolution R-47-16 Application for Waste Tire Grant
Resolution R-48-16 Contract with Jolly Park Community Development Council
Resolution R-49-16 Contract with Alexandria Fair Board
Ordinance O-06-16 Amend Zoning Text – Schedule of Fees
Ordinance O-07-16 Amend Zoning Text – Cellular Towers and Antenna
Claims, Election Claims and Supplemental Claims June 1, 2016

Approved:



STEVE PENDERY
Judge/Executive

Attest:



Paula K. Spicer, Fiscal Court Clerk