

**CAMPBELL COUNTY FISCAL COURT
MINUTES**

August 23, 2006

A special meeting (regular meeting rescheduled) of the Campbell County Fiscal Court was held on Wednesday, August 23, 2006, at 5:30 p.m., at the Fiscal Court Conference Room, 24 West Fourth Street, Newport, Kentucky.

In attendance at the meeting were:

COUNTY JUDGE/EXECUTIVE:
STEVE PENDERY

COUNTY COMMISSIONERS:
KENNETH RECHTIN
MARK HAYDEN
DAVE OTTO

Robert Horine	County Administrator
Melissa Williams	Director of Administration
James Seibert	Director of Fiscal Affairs
Keith Hill	Chief, Campbell County Police Department
Justin Verst	County Attorney
Susan Prather	Fiscal Court Clerk

The meeting was called to order at 5:30 p.m. by Judge Pendery.

A public hearing was held, beginning at 5:33 p.m., for the purpose of obtaining comments from the public regarding the proposed tax rates for 2006. Mr. James Seibert, Director of Fiscal Affairs, opened the public hearing and stated that it is being proposed within the ordinance to increase the property tax from 10.7 cents per hundred dollars to 11. cents per hundred dollars of valuation. Also being considered is the setting of the general tangible personal property tax rate at 18.34 cent per hundred, the general motor vehicle tax rate at 13.1 cents per hundred, and the watercraft tax rate at 13.1cents per hundred. He then invited members of the audience to speak to the issue. Mr. Pat Lucas, resident of Wilder, Kentucky, addressed the Fiscal Court expressing his concerns over an increased tax rate. Judge Pendery detailed the need for the proposed tax increase along with the processes involved as mandated by law. There being no additional comments or questions, Mr. Seibert closed the public hearing at 5:40 p.m.

Judge Pendery called for a moment of silence followed by the Pledge of Allegiance. Following roll call, a quorum was declared present.

Judge Pendery presented the minutes from the Fiscal Court special meeting of August 9, 2006. Commissioner Otto made a motion and Commissioner Rechtin seconded to approve the minutes of August 9, 2006 as presented. All voted "AYE" and the motion passed unanimously.

Judge Pendery then invited members of the audience to address the Court. Mr. Pat Lucas, Wilder, Kentucky, stated he missed the calling of the special meeting held August 9. He explained that the special meeting was not noted on the web site for the Fiscal Court. Ms. Williams apologized for the oversight in updating the Web page; however, advertisements did appear in local newspapers along with announcements at past Fiscal Court meetings acknowledging a change in meeting dates. Mr. Lucas then read a statement urging Fiscal Court members to vote no when considering the raising of taxes in Campbell County.

Judge Pendery next requested items of Old Business be brought before the Court. There being no Old Business, New Business was then requested by Judge Pendery.

Melissa Williams, Director of Administration, presented Resolution R-115-06 which she read by title and provided a summary to the Court for its consideration; the resolution acknowledges execution of a Cost Reimbursement Agreement for Grant Funds in the amount of \$62,254.00 with the NKADD to be used for operations at the Campbell County Senior Center for Fiscal Year 07. She noted that the funds, in the amount of \$62,254.00, were awarded to the Senior Center for the first time and will help with center operations. There being no further discussion, Commissioner Rechtin made a motion and Commissioner Hayden seconded. All voted "AYE" and the motion passed unanimously.

Ms. Williams then presented Resolution R-120-06 which she read by title providing a summary to the Court for its consideration; the resolution authorizes the Judge/Executive to execute a deed transferring any interest the Campbell County Fiscal Court has in a parcel of real estate located in California, Kentucky, and was formerly an elementary school, to the Campbell County Board of Education. She explained that the School District is preparing to sell the properties which were formerly elementary schools and realized that Campbell County is listed on the deeds. The resolution authorizes execution of a quit claim deed transferring all interest to the School Board. Mr. Justin Verst, County Attorney, explained that many years ago, the County issued bonds on the schools thereby requiring their name on the deed. Subsequently, the County conveyed part of the property but not the entire acreage. The quit claim deed would convey any balance of interest in the entire parcel to the School District. Commissioner Rechtin made a motion and Commissioner Otto seconded. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Upon conclusion of New Business, Judge Pendery requested reports from Staff. Mr. Robert Horine, County Administrator, presented Resolution R-117-06, which he read by title and provided a summary to the Court for its consideration; the resolution authorizes the County Judge/Executive to execute an agreement with owners of property adjacent to A.J. Jolly Park. He noted that the property in question is a 76 acre parcel adjacent to A. J. Jolly Park and has been owned by the Schwegman family since the time the park was first developed. Mr. Horine stated that the Schwegman family has experienced a continued issue regarding access to the involved property. After providing a brief history in regards to access problems, Mr. Horine

explained that the proposed agreement would restore a level of access to the Schwegman's satisfaction but still involve a locked gate in order to protect the integrity of the park. He detailed the proposed agreement pointing out that the Schwegman Family would grant the County Right of First Refusal to purchase part or all of the property should they decide to sell. Mr. Horine then invited questions. As no questions were presented, Commissioner Hayden made a motion and Commissioner Rehtin seconded. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Resolution R-118-06, read by title and summary provided, was then presented by Mr. Horine. Resolution R-118-06 authorizes the County Judge Executive to execute an Addendum to the Lease Agreement with Campbell County Knothole Baseball, Inc. pertaining to baseball fields at Pendery Park. Noting that the addendum concerns funding for lighting improvements, Mr. Horine then provided a brief history of funding along with the current status of the lighting project. He explained that the addendum finalizes the arrangement setting a limit on the level of contribution by the Fiscal Court to the project along with a commitment by Campbell County Knothole to conclude the project. He invited comments and questions from Court members. Commissioner Otto made a motion and Commissioner Rehtin seconded. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Mr. Horine then presented Resolution R-119-06, which he read by title and provided a summary to the Court for its consideration. Resolution R-119-06 authorizes the County Judge Executive to execute change order 3-3 to the contract with Harry Gordon Steel Company, Inc., and change order numbers 16-4, 16-5, 16-6, 16-7, 16-8 and 16-9 to the contract with TP Mechanical Contractors for construction of the renovation/addition to the Campbell County Detention Center. He explained that the resolution is detailed as to the reasons behind the various change orders and that the total amount of the change orders for each of the contractors involved exceeds five percent (5%) of the original contract amount for each contractor therefore requiring approval of the Fiscal Court. He summarized that all the change orders are related to unforeseen circumstances identified during the course of renovating the building. Commissioner Rehtin made a motion and Commissioner Otto seconded. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Judge Pendery requested a motion to change the date of the Wednesday, September 20, 2006, meeting to Tuesday, September 19, 2006, at 5:30 p.m., to be held in the Campbell County Fiscal Court conference room in Newport. He explained that the change is necessary due to the Senior Picnic being held September 20, 2006. Commissioner Rehtin made a motion and Commissioner Otto seconded. All voted "AYE" and the motion passed unanimously. Judge Pendery announced that the Campbell County Senior Picnic will be held on Wednesday, September 20 at Pendery Park; tickets are on sale at the Senior Center and at Campbell County Fiscal Court pre-sale for \$6.00 and \$8.00 at the door. The Campbell County Animal Shelter will hold an Open House/Adopt-A-Thon on Saturday, August 26 from 9:00 a.m. to 4:00 p.m. in celebration of their 20th anniversary and the Campbell County Historical Society will hold open houses on Saturday, August 26, Sunday August 27, and Wednesday August 30 to a special viewing of the Speers Hospital Memorial Medical Museum. Judge Pendery then presented an overview of the meeting of the Campbell County Criminal Justice Advisory Commission which was held Tuesday, August 22. He stated reports were provided by Jailer Buckler and Population Coordinator

Babette Volski along with Chris Ertel providing an update on the Pretrial Conditional Release Program. Judge Pendery stated that District Judge Karen Thomas and Robert Horine presented their ideas on the implementation of a Mental Health Court for Campbell County which would operate in much the same manner as Drug Court already occurring in Campbell County. Judge Pendery briefly explained the ideas behind a Mental Health Court along with the conclusion CJAC that implementing such a program would need to be explored regionally. Mr. Horine stated that Ms Melinda Sprinkle of KAP demonstrated the SCRAM device which is being utilized to monitor blood alcohol levels for those people sentenced to home incarceration. Mr. Horine explained that the meeting was well-attended indicating a level and spirit of cooperation among the justice agencies.

Justin Verst, County Attorney, had no report to submit other than to say his office remains busy. Reports from the Commissioners were then requested by Judge Pendery. No reports were presented; however, discussion occurred regarding the increased jail population and possible causes and solutions behind the increased numbers.

Judge Pendery then requested the report from the Fiscal Director. Jim Seibert, Director of Fiscal Affairs, presented for second reading and passage consideration Ordinance O-09-06, which he read by title and provided a summary to the Court for its consideration; this Ordinance relates to the 2006-2007 annual budget and amendments thereof. Summarizing, Mr. Seibert stated the ordinance amends the budget for additional revenue that was procured from the State for the repair of roads. He pointed out that the ordinance comes before the Court as a second reading therefore requiring a vote. Commissioner Rechtin made a motion and Commissioner Otto seconded. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Mr. Seibert then presented Ordinance O-12-06 for first reading. The ordinance was read by title and a summary given; an ordinance relating to the annual budget and setting the tax rates for 2006. Mr. Seibert noted that the public hearing was held prior to the regular agenda and that as the ordinance is presented for first reading, no vote is required. He stated that Ordinance O-12-06 will be presented for seconded reading and passage consideration at the Fiscal Court meeting of September 6, 2006.

Resolution R-116-06, read by title with a summary given, was then presented by Mr. Seibert. Resolution R-116-06 is a resolution of the Fiscal Court of Campbell County, Kentucky, approving the Campbell County Health Department tax rate for the fiscal year 2007 for the Campbell County Public Health Taxing District. He stated that the set rate is 2.3 cents per \$100.00 of assessed value and was voted on May 8, 2006, by the Directors of the Board of Health. Commissioner Hayden noted that the requested tax rate is a reduction from the previous year. Commissioner Rechtin made a motion and Commissioner Otto seconded. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Mr. Seibert next requested approval of the Claims being presented. Justin Verst, County Attorney, stated he reviewed the claims and they appeared to be appropriate. Commissioner Otto made a motion that the Claims be approved and paid. Commissioner Hayden seconded the

motion. There being no further discussion, all voted “AYE” and the motion passed unanimously.

There being no further business to come before the meeting, it was moved by Commissioner Rehtin, seconded by Commissioner Otto, that the meeting be adjourned. All voted “AYE” and the meeting adjourned at 6:11 p.m.

Attachments:

Resolution R-115-06	Cost Reimbursement Agreement with NKADD
Resolution R-116-06	Set 2006 Tax Rate as Recommended Local Health Board
Resolution R-117-06	Agreement with Owners Adjacent to A.J. Jolly Park to Resolve Access Issues
Resolution R-118-06	Addendum to Lease Agreement Campbell County Knothole
Resolution R-119-06	Change Orders to Campbell County Detention Center
Resolution R-120-06	Quit Claim Deeds to Campbell County Schools
Ordinance O-09-06	Amendment for FY07 Budget
Ordinance O-12-06	Tax Rates for 2006
Transfer/Claims:	August 23, 2006

Approved:

STEVE PENDERY
Campbell County Judge/Executive

Attest:

SUSAN A. PRATHER
Fiscal Court Clerk