

**CAMPBELL COUNTY FISCAL COURT  
MINUTES**

**January 20, 2010**

A special meeting of the Campbell County Fiscal Court was held on Wednesday, January 20, 2010, 7:00 p.m. (regular meeting was rescheduled from 5:30 p.m. to 7:00 p.m.) at the Campbell County Fiscal Court Chambers at 1098 Monmouth Street, Newport, Kentucky.

In attendance at the meeting were:

COUNTY JUDGE/EXECUTIVE:  
STEVE PENDERY

COUNTY COMMISSIONERS:  
DAVID OTTO  
KENNETH RECHTIN  
MARK HAYDEN

|                  |                            |
|------------------|----------------------------|
| Robert Horine    | County Administrator       |
| Melissa Williams | Director of Administration |
| James A. Daley   | County Attorney            |
| Paula Spicer     | Fiscal Court Clerk         |
| Jim Seibert      | Fiscal Director            |
| Keith Hill       | Chief of Police            |
| David Plummer    | Solid Waste Coordinator    |
| Greg Buckler     | Jailer                     |
| Naguanda Deaton  | Human Resources Director   |
| Paola Holbrook   | Administrative Intern      |

The meeting was called to order at 7:00 p.m. by Judge Penderly.

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

Minutes from the regular Fiscal Court meeting held on January 6, 2010 were presented. Motion was made by Commissioner Otto, seconded by Commissioner Rechtin, to approve the minutes. All voted "AYE" and the motion passed unanimously.

Judge Penderly asked if anyone wished to address the Fiscal Court. Erik Hermes, Campbell County resident, asked if the work involved with the energy savings expenditure will be put out for bid. Judge Penderly stated that a bid process of sorts was used for the various energy engineering companies that submitted proposals to the County. Mr. Hermes then asked how many companies responded and if Ameresco is a local company. Robert Horine advised that the County received only one qualified bid as a result of its request, and the Fiscal Court has not yet executed a contract with them. Ameresco is a national company; there are only 3-4 companies

that are qualified. Mr. Horine stated that a regular heating and air conditioning company would not be qualified to do this type of work. The process and qualifications are established by Kentucky Revised Statutes. Ameresco is currently working for the University of Kentucky and the Kentucky Horse Park. If Ameresco is chosen by the County, they will contract with local contractors. The ordinance on tonight's agenda is only to amend the Fiscal Court's budget to accept the federal funds which the County is qualified to receive for an energy savings project; it does not authorize and expenditure of funds. Mr. Hermes stated that he would like to ensure that local contractors who employ Campbell County residents have an opportunity to perform the work.

Judge Pendery announced that the head coach and some members of the 2009 Highlands High School football team were present. In honor of their outstanding season, winning the Kentucky Class 5A 2009 State Championship, the Fiscal Court has prepared proclamations for each player, the coaches and managers. He acknowledged Commissioner Otto for his expertise in preparing the special proclamations for the team. The Highlands team national ranking has put the entire community on the map. Commissioner Otto stated that Coach Dale Mueller could be coaching at any college in the country, but chooses to stay at Highlands. He stated that the character of the team comes from the coach, and Coach Mueller has a great rapport with the kids. Commissioner Otto announced that Highlands ranks third in the nation and Coach Mueller was named Schutt Sports National Coach of the Year. Judge Pendery read the proclamation and presented individual copies to Coach Dale Mueller, and players Scotty Zimmerman, Brandon Roller, Hunter Schlosser and Austin Collinsworth. The players complimented Coach Mueller stating that he is a great role model, and the seniors will miss playing for him.

Melissa Williams presented new business beginning with Resolution R-08-10 which was read by title and summary given. R-08-10 requests a transfer of Mental Health/Mental Retardation Funds for the Point programs. The Point has determined that they will not spend all of the funds allocated to the Advocacy Program and have requested a transfer of funds to the Residential Program. Commissioner Otto made a motion to adopt R-08-10, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

Resolution R-09-10 was read by title and a summary given. R-09-10 authorizes the County Judge/Executive to execute a renewal of the contract with InfoCode Corporation for geocoding services for the Campbell County Emergency Notification System. The renewal of this contract will continue to provide updates to the County's emergency communicator. The cost is \$3,000, the same as last year. Commissioner Otto made a motion to adopt R-09-10, seconded by Commissioner Rehtin. James Daley advised that he talked to the contractor and requested changes to the terms and conditions of the contract to delete indemnification provisions and to provide that the agreement would be construed in accordance with the laws of the Commonwealth of Kentucky. All voted "AYE" and the motion passed.

Ms. Williams requested a motion to accept the resignation of Patrolman James Michael Jones from the Campbell County Police Department effective January 11, 2010. Patrolman Jones has been on military leave and his active duty has been extended until May 2018. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to appoint Joseph Krebs to the Central Campbell Fire District Board of Trustees to fill the unexpired term of Howard Loos who resigned from the Board. Motion was made by Judge Pendery, seconded by Commissioner Hayden. All voted "AYE" and the motion passed.

A motion was requested to reappoint Michael Almoslechner to the Campbell County Ethics Commission for a one year term effective February 1, 2010 through January 31, 2011. Motion was made by Judge Pendery, seconded by Commissioner Otto. All voted "AYE" and the motion passed.

A motion was requested to reappoint Ken Warden to the Campbell County Ethics Commission for a one year term effective February 1, 2010 through January 31, 2011. Motion was made by Judge Pendery, seconded by Commissioner Hayden. All voted "AYE" and the motion passed.

A motion was requested to appoint Michael Dutle to the Campbell County Board of Ethics for a one year term effective February 1, 2010 through January 31, 2011. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

Robert Horine presented Ordinance O-02-10 which was read by title and summary given for a first reading. O-02-10 creates a new provision within the Campbell County Code of Ordinances to prohibit the removal or destruction of Northern Kentucky Control Network Monuments and classifying the removal or destruction of said monuments as subject to the jurisdiction thereof. This monument system was installed in all three northern Kentucky counties in 2001 to 2003. There is a survey monument on a grid for every 2 mile by 2 mile area. Every new subdivision must be tied to one of these monuments which ensures that the survey of the subdivision is correct and enhance the accuracy of the geographic information system (GIS) in Boone, Campbell and Kenton Counties. Since their installation, some of the monuments have been removed without authorization. This ordinance will provide an application process to move the monuments, and assess a fee for the removal or destruction of a monument. This is a first reading and no vote is required at this time. Mr. Horine explained that where possible, the monuments are located on public property, however, if it was necessary to place them on private property, an easement was obtained.

Mr. Horine requested that the Fiscal Court meet in executive session at the end of the regular business pursuant to KRS 61.810(1)(b) to discuss the acquisition or disposition of real property. He stated that there would be no action taken by the Fiscal Court as a result of the Executive Session.

Commissioner Otto requested that a letter be sent to Patrolman James Michael Jones commending him for his service to our country.

Judge Pendery announced that the next Campbell County Fiscal Court/Mayors meeting will be held on Tuesday, January 26, 2010 at 7:30 a.m. here at the Fiscal Court Chambers.

James Seibert presented Resolution R-07-10 which was read by title and summary given. R-07-10 approves the fees for A J Jolly Golf Course for the year 2010. He stated that there is no

change in the rates from 2009. Judge Pendery made a motion to adopt R-07-10, seconded by Commissioner Hayden. All voted “AYE” and the motion passed.

Resolution R-10-10 was read by title and summary given. R-10-10 authorizes the Judge/Executive to execute Amendment No. 1 to the Health Services Agreement with Southern Health Partners, Inc. to provide health care services at the Campbell County Detention Center. Greg Buckler, Jailer, recommends executing this amendment which has been reviewed by James Daley. There is no increase in the cost. Commissioner Otto made a motion to adopt R-10-10, seconded by Commissioner Rechlin. All voted “AYE” and the motion passed.

Ordinance O-01-10 was read by title and summary given. O-01-10 relates to the 2009-2010 annual budget and amendments thereto. Mr. Seibert explained that this ordinance amends the 2009-2010 budget to put in place the proper accounts for receipt of the federal energy conservation grant. This amendment does not authorize the expenditure of any funds. This is a first reading and no action is required at this time.

Jim Seibert requested a motion to approve the claims and supplemental claims as presented for January 20, 2010. County Attorney James Daley stated that he has reviewed the claims and all appear appropriate. Motion was made by Commissioner Otto, seconded by Commissioner Hayden. All voted “AYE” and the motion passed.

Judge Pendery requested that the Fiscal Court meet in Executive Session pursuant to KRS 61.810(1)(b) to discuss the acquisition or sale of real property. He reiterated that no action would be taken by the Fiscal Court as a result of the discussion. Commissioner Hayden made a motion to meet in Executive Session, seconded by Commissioner Otto. All voted “AYE” and the motion passed.

A motion was made by Commissioner Otto, seconded by Commissioner Rechlin to adjourn the executive session. All voted “AYE” and the motion passed.

There being no further business to come before the Fiscal Court, Commissioner Rechlin made a motion to adjourn, seconded by Commissioner Otto. All voted “AYE” and the meeting adjourned at 8:38 p.m.

**Attachments:**

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|--------------------|------------------------------------------------------|
| Resolution R-08-10 | Transfer of Mental Health/Mental Retardation Funds   |
| Resolution R-09-10 | Renewal of Contract with InfoCode Corporation        |
| Ordinance O-02-10  | Regulate Removal or Destruction of Control Monuments |
| Resolution R-07-10 | Approve 2010 Fees for A J Jolly Golf Course          |
| Resolution R-10-10 | Amend Agreement with Southern Health Partners        |
| Ordinance O-01-10  | Amend 2009-2010 Budget                               |

Claims and Supplemental Claims of January 20, 2010

Approved:

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STEVE PENDERY  
Campbell County Judge/Executive

Attest:

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Paula K. Spicer  
Fiscal Court Clerk