

**CAMPBELL COUNTY FISCAL COURT
MINUTES**

February 6, 2013

A regular meeting of the Campbell County Fiscal Court was held on Wednesday, February 6, 2013, 7:00 p.m. at the Campbell County Courthouse located at 8352 East Main Street, Alexandria, Kentucky.

COUNTY JUDGE/EXECUTIVE:
STEVE PENDERY

COUNTY COMMISSIONERS:
PETE GARRETT
BRIAN PAINTER
KENNETH RECHTIN

Pat Walsh	Assistant County Attorney
Robert Horine	County Administrator
Melissa Williams	Director of Administration
Matt Elberfeld	Finance Director
Paula Spicer	Fiscal Court Clerk
Keith Hill	Campbell County Police Chief
Luke Mantel	Road Supervisor
Mike Mullen	Interim Parks and Recreation Manager

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 January 23, 2013 were presented. Motion was made by Commissioner Garrett, seconded by Commissioner Rechtin to approve the minutes. All voted "AYE" and the motion passed.

Judge Pendery presented a watch to Ken Schultz in recognition of his retirement as Road Supervisor/Director of the Campbell County Road Department. Mr. Schultz served as Road Supervisor for 16 years. Mr. Schultz introduced his family that was present.

Judge Pendery invited comments from the public.

Kevin Gordon, Wilder, Kentucky, requested that the Fiscal Court consider a resolution to oppose tolls on any type of reconfiguration/replacement of the Brent Spence Bridge. He listed the local governments and other groups in the region that have adopted resolutions opposing tolls. Mr. Gordon stated that the Independent Business Association of Northern Kentucky believes that

putting tolls on the bridge is equal to the region committing economic suicide. He stated that local representatives and local leaders need to put more pressure on Washington to have them meet their responsibility regarding the Brent Spence Bridge. He stated that the Governors of Ohio and Kentucky are in favor of a public/private partnership which most certainly means tolls; Ohio knows that tolls will cripple Northern Kentucky commerce and end development in favor of Ohio. Commissioner Painter stated that he attended the Campbell County Republican Party meeting when they voted to oppose tolls and he voted for it. Judge Pendery stated that nobody wants tolls. He is not sure that this issue is something that the Fiscal Court needs to deal with; it will be dealt with by the public in meetings around the greater Cincinnati area. Judge Pendery stated that it is the responsibility of our legislature in Frankfort to fund the bridge and that is where the attention should be directed. Commissioner Rehtin stated that he agreed that nobody favors tolls and he is not sure that he understands the public/private partnership concept. He stated that there are aspects of this issue that haven't been fully explored and he believes that the process will have plenty of input. Judge Pendery defined "functionally obsolete" as it pertains to the Brent Spence Bridge. He advised that he will attend the next Tea Party meeting to talk about the Brent Spence Bridge. Commissioner Rehtin stated that it is short-sighted to take anything off the table at this point; he is opposed to the Fiscal Court taking action at this time.

Melissa Williams presented old business with a second reading of Ordinance O-01-13 by title and summary. O-01-13 amends the text of the official zoning ordinance for unincorporated Campbell County at Article X Zone Regulations, Section 10.18 HC Highway Commercial Zone, adding a new item A.22 "Equipment Sales and Rental Services". Commissioner Rehtin made a motion to adopt O-01-13, seconded by Judge Pendery. Commissioner Painter stated that at the last meeting Peter Klear made it clear that this zoning amendment would not preclude anybody from having a tent sale of merchandise that they are already approved to sell. He does not want to take away any opportunity for local businesses to make money. All voted "AYE" and the motion passed.

Ms. Williams then presented new business with Resolution R-13-13 by title and summary. R-13-13 authorizes the Judge/Executive to execute an agreement with the Disabled American Veterans (DAV) for use of its parking lot on April 20, 2013 for the County Shred Day event. The County used the DAV parking lot at US 27 and Rt. 1998 last year for this event and it worked out very well allowing them to accommodate more people. Commissioner Garrett made a motion to adopt R-13-13, seconded by Commissioner Pendery. All voted "AYE" and the motion passed.

Resolution R-09-13 was read by title and summary given. R-09-13 sets the 2013 park opening and closing dates and camping dates for the Campbell County Park System. Commissioner Rehtin made a motion to adopt R-09-13, seconded by Commissioner Painter. Mike Mullen explained that camping will close at the end of October this year the same as last year; prior to that it had been open until the end of November. All voted "AYE" and the motion passed.

Resolution R-10-13 was read by title and summary given. R-10-13 sets the 2013 fees for the A J Jolly Park. The fees are the same rate as 2012. Commissioner Rehtin made a motion to adopt R-10-13, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Resolution R-11-13 was read by title and summary given. R-11-13 authorizes the expenditure of \$25,000 from Court Fee Revenues to fund a portion of the cost of administering the Northern Kentucky Regional Mental Health Court in FY 2013. Commissioner Rechlin made a motion to adopt R-11-13, seconded by Commissioner Garrett. Robert Horine explained that the Regional Mental Health Court was initiated in Campbell County by Judge Karen Thomas in an effort to reduce demand for bed space in the jail. The purpose of this Court is for people who end up in jail, not because of their criminal tendencies but because of their mental health circumstances. Mr. Horine stated that since the Court's debut in 2009, it has saved Boone, Campbell and Kenton Counties collectively over \$400,000 per year. The Court has been successful in securing grants for this program, but they still need support from the three Counties. Judge Pendery stated that this program has saved money, but more importantly it gets help for people who need it. Mr. Horine stated that since the program began 174 people have been treated saving over 30,000 days in jail. He stated that funding the Mental Health Court is an appropriate use of Court Fee revenues; there is no general fund tax money used for this effort. All voted "AYE" and the motion passed.

A motion was requested to proclaim February 2013 as "Earthquake Awareness Month" in Campbell County. Motion was made by Commissioner Rechlin, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to acknowledge and accept the compensation set in accordance with KRS 64.5275 by the Department of Local Government for calendar year 2013 for Judge/Executive Steve Pendery and Jailer Greg Buckler retroactive to January 1, 2013. The annual compensation for both is \$104,034.25. The new Jailer's, Jim Daley, salary will be different as established by the state. Motion was made by Judge Pendery, seconded by Commissioner Rechlin. All voted "AYE" and the motion passed.

A motion was requested to advance Jason Hartzler from Patrolman Grade II to Patrolman Grade III with salary adjustment from Grade II 10A (\$18.8911/hour or \$39,293.49 annually) to Grade III 11A (\$19.8357/hour or \$41,258.26 annually) effective February 10, 2013 in accordance with the current Fraternal Order of Police working agreement. Motion was made by Judge Pendery, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

A motion was requested to accept the resignation of Officer Kimberly D. Williams from the Campbell County Police Department effective February 8, 2013. Motion was made by Judge Pendery, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

A motion was requested to authorize staff to advertise, interview and hire seasonal employees for the 2013 parks season. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to authorize staff to advertise, interview and hire seasonal employees for the 2013 golf course season. Motion was made by Judge Pendery, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Judge Pendery announced that James A. Daley was sworn in as Campbell County Jailer on January 31, 2013. Mr. Daley will fill the remainder of the unexpired term (through December 31, 2014) of Jailer Greg Buckler who retired.

Judge Pendery announced that the Campbell County Office of Emergency Management (OEM) is hosting a Weather Spotters Training Class on March 21, 2013 at the Ft. Thomas City Building. The class is free but interested persons must RSVP with the OEM Department by phone or online in advance.

Judge Pendery requested a motion to change the time of the February 20, 2013 Fiscal Court meeting from 5:30 p.m. to 5:00 p.m. The meeting will still be held at the County Administration Building in Newport. Motion was made by Commissioner Garrett, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Matt Elberfeld requested a motion to authorize staff to seek bids for banking services. He explained that it had been about ten years since staff had looked at banking services and thought that it was time to see what kinds of services were available. Motion was made by Commissioner Rechtin, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

A motion was requested to acknowledge that the bond for the employees of the Occupational Tax Unit is in place as required by Kentucky Revised Statutes. Motion was made by Commissioner Garrett, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to acknowledge that the bond for the new Jailer James A. Daley is in place as required by Kentucky Revised Statutes. Motion was made by Commissioner Rechtin, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Resolution R-12-13 was read by title and summary given. R-12-13 authorizes the purchase of a Sharp MX-M453N copier from Sharp Business Systems in the amount of \$6,345.00 and further authorizing a service agreement for said copier at a cost of \$59.00 per month. This copier will be used by the Housing Department and is recommended by Sarah Collins, Housing Director and Steve Penrod, IT Director. They have determined that it is cheaper to buy than lease a copier. Commissioner Rechtin made a motion to adopt R-12-13, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Mr. Elberfeld then requested a motion to approve the claims and supplemental claims as presented for February 6, 2013. Assistant County Attorney Pat Walsh stated that Steve Franzen, County Attorney, has reviewed the claims and determined that they all appear appropriate. Motion was made by Commissioner Garrett, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

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

Attachments:

Ordinance O-01-13	Zoning Text Amendment – HC Zone
Resolution R-13-13	Contract with DAV for Use of Parking Lot
Resolution R-09-13	Set Park Opening and Closing Dates for 2013
Resolution R-10-13	Set Fee Schedule for A J Jolly Park for 2013
Resolution R-11-13	Campbell County Mental Health Court Program Funding
Proclamation	Earthquake Awareness Month
Resolution R-12-13	Purchase of New Copier
Claims and Supplemental Claims	February 6, 2013

Approved:

STEVE PENDERY
Judge/Executive

Attest:

Paula K. Spicer
Fiscal Court Clerk