

**CAMPBELL COUNTY FISCAL COURT
MINUTES**

SEPTEMBER 15, 2021

A regular meeting of the Campbell County Fiscal Court was held on Wednesday, September 15, 2021, 5:30 p.m. at the Campbell County Administration Building, Fiscal Court Chambers, 1098 Monmouth Street, Newport, Kentucky.

COUNTY JUDGE/EXECUTIVE
STEVE PENDERY
COUNTY COMMISSIONERS
GEOFF BESECKER
TOM LAMPE
BRIAN PAINTER

County Attorney Steve Franzen,
County Administrator Matt Elberfeld,
Fiscal Court Clerk Paula Spicer,
Assistant County Administrator Kim Serra,
Finance Director/Treasurer Marie Schenkel,
Police Chief Craig Sorrell,
Economic and Community Development Director Justin Otto

The meeting was called to order at 5:30 p.m. by Judge Pendery. Cable Access was present to film the meeting. The meeting was also broadcast live on the Fiscal Court Facebook Page.

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 August 18, 2021 were presented. Motion was made by Commissioner Brian Painter, seconded by Commissioner Geoff Besecker to approve the minutes. All voted "Aye" and the motion passed.

Judge Pendery asked if anybody in the audience would like to address the Fiscal Court. John Neltner, 12492 Flagg Springs Pike, California, KY addressed the Fiscal Court regarding the Planning and Zoning Commission meeting in August. He did not receive notice of the meeting until it was over. He has talked to Cindy Minter about it and has some questions about the site plan. Mr. Neltner lives across the street and lower than the site of the proposed zoning map amendment and his main concerns are water runoff, storm water containment and lighting; he wondered if there were any stipulations in the plan about controlling those issues. Mr. Elberfeld advised that he will convey Mr. Neltner's concerns to Ms. Minter, Planning and Zoning Director. He pointed out that this is a first reading of the ordinance, no vote will be taken, and he would respond to Mr. Neltner before the second reading on October 6. Mr. Neltner asked if the site plan included a berm on the road frontage along Rt 10/Flagg Springs Pike? Mr. Elberfeld replied

that he would ask. At this time, staff has conceptual plans; the lighting and storm water will be addressed in the Phase 1 plan which has to be approved by the Planning and Zoning Department before construction begins. There are development controls in place for storm water and lighting. He will have Ms. Minter contact Mr. Neltner about the specifics submitted for the Phase 1 plan. Mr. Elberfeld reiterated that there will be no vote at this meeting. Mr. Neltner stated that he has no objection to the zone change, he is concerned about other controls.

Paula Spicer presented old business beginning with a second reading of Ordinance O-14-21. O-14-21 updates the official zoning map for unincorporated Campbell County to rezone approximately one acre located at the intersection of US 27 and Midway Drive from Rural Residential Estate (R-RE) to Rural Commercial (RC). Commissioner Lampe made a motion to adopt O-14-21, seconded by Commissioner Besecker. Mr. Elberfeld pointed out that this is a separate zoning issue than what Mr. Neltner talked about. This amendment is being done to allow Barrett's Pour House to add outdoor seating. The Planning and Zoning Commission unanimously approved the amendment and there were no public comments in opposition to the change. All voted "Aye" and the motion passed.

New business was then presented with a first reading of Ordinance O-15-21. O-15-21 updates the official zoning map to rezone an approximate nine acres bordered by the AA Highway, Shortcut Road, Flagg Springs Pike and Kennedy Road with adjacent rights-of-way in unincorporated Campbell County from Agricultural One (A-1) to Rural Commercial (RC) zone. No vote was taken on the first reading of this ordinance.

Resolution R-75-21 was read by title. R-75-21 authorizes a revision of the Interlocal Agreement with the City of Dayton, Kentucky to provide planning and zoning administrative services. Commissioner Lampe made a motion to adopt R-75-21, seconded by Commissioner Painter. Mr. Elberfeld explained that the City of Dayton wishes to expand the scope of the agreement by which the Fiscal Court provides planning, zoning, building inspection and historic preservation services for the City. All voted "Aye" and the motion passed.

A motion was requested to congratulate St. Joseph Church, Cold Spring on its 150th Jubilee Celebration. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted "Aye" and the motion passed.

A motion was requested to accept the resignation of Catherine M. Cool, from the part-time Kennel Technician position effective September 12, 2021. Motion was made by judge Pendery, seconded by Commissioner Besecker. All voted "Aye" and the motion passed.

Judge Pendery then made a motion to appoint Kendra Cross to the part-time Kennel Technician position at the Campbell County Animal Shelter effective September 16, 2021 with compensation set at pay grade 2 (\$15.15 per hour). Commissioner Painter seconded the motion. All voted "Aye" and the motion passed.

A motion was requested to advance Sergeant Christopher Lauer from SG1 to SG2 (\$36.21/hour or \$75,316.80 annually) effective August 22, 2021 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 Jacob Daley from PO5 to PO6 (\$28.71/hour or \$59,716.00 annually) effective October 12, 2021 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 Robert Latham from PO5 to PO6 (\$28.71/hour or \$59,716.00 annually) effective October 12, 2021 in accordance with the current Fraternal Order of Police working agreement. Motion was made by Judge Pendery, seconded by Commissioner Besecker. All voted “Aye” and the motion passed.

A motion was requested to meet in executive session pursuant to KRS 61.810(1)(f) discussions or hearings which might lead to the appointment, discipline, or dismissal of an individual employee, member, or student without restricting that employee’s, member’s or student’s right to a public hearing if requested. Mr. Franzen explained that the Fiscal Court is supposed to do its business in public, but the legislature does allow a few exceptions: discussions of litigation and property acquisition if held in an open meeting would be a disadvantage to the people of Campbell County and also discussions of details of disciplining or terminating employees who have a right of privacy. The discussion about personnel issues off the record is what is being requested. Motion was made by Commissioner Besecker, seconded by Commissioner Painter. All voted “Aye” and the Fiscal Court met in executive session at 5:46pm. Commissioner Painter made a motion to exit the executive session and resume the open meeting, seconded by Commissioner Lampe at 5:53pm. All voted “Aye” and the motion passed.

A motion was requested to terminate Amy Fish from the full-time Accounts Payable Specialist position effective September 15, 2021. Motion was made by Judge Pendery, seconded by Commissioner Lampe. All voted “Aye” and the motion passed.

A motion was then requested to authorize staff to advertise, interview and hire a full-time Accounts Payable Specialist to fill the vacancy created by the termination of Amy Fish. Motion was made by Judge Pendery, seconded by Commissioner Besecker. All voted “Aye” and the motion passed.

The final item under new business was a request for a motion to appoint David Schaber to the Campbell County Planning and Zoning Commission for a four-year term effective September 16, 2021 through September 15, 2025. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted “Aye” and the motion passed.

Mr. Elberfeld then presented his report by advising that the Campbell County Public Library has proposed the following 2021 property tax rates:

Real Property	7.4 cents per \$100 of valuation
Personal Property	7.4 cents per \$100 of valuation
Motor Vehicles	2.6 cents per \$100 of valuation

These are the same rates as last year, and the Fiscal Court is not required to take any action.

County Attorney Franzen had no report for the meeting.

Commissioner Besecker shared that he had an opportunity over the past couple of weeks to spend a number of hours with the County Police. He thanked the Chief for the opportunity to do that. While riding with the officers, he witnessed the professionalism they exude on a daily basis. He knows that the professionalism is a daily thing, not just because he was there – it is because they are professionals. He happened to ride with a couple of the officers that were given advances in grade earlier in the meeting. They were extremely well-tuned to their profession. Commissioner Besecker commended the Chief for having a great department. Thanks to not only the officers he road with, but all officers in the CCPD and across the County.

Commissioner Lampe thanked the Alexandria Fair Board and community for a wonderful return to the Alexandria Fair and parade two weeks ago. It was a beautiful weekend and everyone was excited to be back out in public again. It was well supported. He thanked the sponsors and volunteers that helped to make it a success.

Commissioner Painter advised that the Fair attendance was up. The Fair Board is meeting tonight to review all statistics. Inmates provided about 72 hours of service, cleaning up the fairgrounds every morning. The Fiscal Court gets very good service from the Jailer.

Judge Pendery made the following announcements:

1. The Campbell County Senior Picnic returns this year on Wednesday, September 22, 2021 from 11am to 3pm at Pendery Park. Presale tickets are available at the Campbell County Senior & Wellness Center, 3504 Alexandria Pike or the Campbell County Administration Building, 1098 Monmouth Street for \$10. Tickets may be purchased at the gate on picnic day for \$15.
2. The Campbell County Fall Clean-up event will be held on October 1 and 2, 2021 from 8am to 5pm at multiple locations. Please bring a photo ID or proof of residency. Participants must unload their own vehicle since there will be limited assistance available.

Marie Schenkel presented her report by requesting a motion to accept the bids of Jeff Wyler Chrysler and Gillie Hyde Ford for the purchase of 1.0 and 1.5 ton trucks. Campbell County conducted the bidding process on behalf of Boone and Kenton Counties. Road Supervisor Luke Mantle along with the Boone and Kenton County Fiscal Courts recommend accepting these two bids at this time. Motion was made by Commissioner Besecker, seconded by Commissioner Painter. All voted “Aye” and the motion passed.

A motion was requested to accept the bid of TMS Construction in the amount of \$68,783.00 for the Rockyview street improvement project. The project includes concrete panel replacement and correcting drainage issues. The drainage correction work is part of the cost share program with Sanitation District No. 1 who will take over maintenance of the system once completed. Motion was made by Commissioner Besecker, seconded by Commissioner Lampe. All voted “Aye” and the motion passed.

A motion was requested to authorize staff to solicit bids to construct a new restroom facility at A J Jolly Park. The restroom will replace a current facility that is sinking into the ground. A geotechnical exploration of soil conditions will be completed prior to bidding the project. The project is estimated to cost \$247,500 and is included in the FY22 budget. Motion was made by Commissioner Besecker, seconded by Commissioner Painter. Commissioner Lampe stated that this is much needed. The park is greatly utilized and this is part of an ongoing process to

improve the Park. It will be well received and he knows that they have sights set on other restroom facilities and improving the entire park experience for its visitors. All voted “Aye” and the motion passed.

A motion was requested to approve interfund transfers dated August 31, 2021. Motion was made by Commissioner Painter, seconded by Commissioner Besecker. All voted “Aye” and the motion passed.

A motion was requested to approve budget transfers dated August 31, 2021. Ms. Schenkel stated that the transfers don’t increase the total size of the budget, but reallocate funds to different line items. Motion was made by Commissioner Besecker, seconded by Painter. All voted “Aye” and the motion passed.

Ms. Schenkel then requested a motion to approve the claims and claims paid per standing order dated August 25, 26 and 31 and September 1, 8 and 15, 2021, and benefits claims dated September 2, 2021. County Attorney Steve Franzen advised that he has reviewed the claims and determined that they all appear appropriate. Commissioner Painter made a motion to approve the claims, seconded by Commissioner Lampe. Commissioner Lampe agreed with payment of the claims however, recused himself from approving any claims related to employee benefits due to his employer’s relationship with those companies. All voted “Aye” and the motion passed.

There being no further business to come before the Fiscal Court, Commissioner Besecker made a motion to adjourn, seconded by Commissioner Painter. All voted “Aye” and the meeting adjourned at 6:07 p.m.

Attachments:

Ordinance O-14-21 2nd Reading to Amend the Official Zoning Map

Ordinance O-15-21 1st Reading to Amend the Official Zoning Map

Resolution R-75-21 Amend Interlocal Agreement with City of Dayton KY

Interfund Transfers dated August 31, 2021

Budget Transfers dated August 31, 2021

Claims and Claims Paid Per Standing Order dated August 25, 26 and 31 and September 1, 8 and 15, 2021 and Employee Benefits Claims dated September 2, 2021

Approved:

STEVE PENDERY
Judge/Executive

Attest:

Paula K. Spicer, Fiscal Court Clerk