

**CAMPBELL COUNTY FISCAL COURT
MINUTES**

May 19, 2004

A regular meeting of the Campbell County Fiscal Court was held on Wednesday, May 19, 2004, at 5:30 p.m. at the Fiscal Court Conference Room, 24 W. 4th Street, Newport, Kentucky.

Preceding the opening of the Fiscal Court meeting, a public hearing was held at 5:15 p.m. for the purpose of obtaining public comments on County Road Aid and Local Government Economic Assistance Funds. Present at the hearing were:

Steve Pendery, Campbell County Judge/Executive
Robert Horine, County Administrator
Jim Seibert, Fiscal Affairs Director
Darlena Brown, Housing Director
Melissa Williams, Administration Director
Sandra Mulligan, Fiscal Court Clerk

Mr. Seibert opened the public hearing and stated that public comments would be taken regarding County Road Aid and the Local Government Economic Assistance Fund grants for the current year. Ms. Williams inquired as to the amount of funds available to the County. Mr. Seibert stated there was \$451,000 available for County Road Aid and approximately \$8,600 for the Local Government Economic Assistance Fund. There were no other questions or comments. Mr. Seibert then closed the public hearing at 5:17 p.m.

In attendance at the Fiscal Court meeting were:

COUNTY JUDGE/EXECUTIVE
STEVE PENDERY

COUNTY COMMISSIONERS:
DAVID OTTO
KENNETH RECHTIN

Commissioner Verst was absent.

Robert Horine	County Administrator
Laurie Dowell	County Attorney's Office
James Seibert	Fiscal Affairs Director
Peter Klear	Planning & Zoning Director
Darlena Brown	Housing Director
Naguanda Deaton	Personnel Director
Melissa Williams	Director of Administration
Josh Wice	Administration Analyst
Sandra Mulligan	Fiscal Court Clerk

The meeting was called to order at 5:30 p.m. by Judge Pendery. A moment of silence was called for by Judge Pendery, followed by the Pledge of Allegiance. Following roll call, a quorum was declared present.

Judge Pendery presented the minutes from the Fiscal Court meeting of May 5, 2004. It was moved by Commissioner Otto and seconded by Commissioner Rechtin that the minutes of May 5, 2004 be approved. All voted "AYE" and the motion passed unanimously.

Judge Pendery next asked if there were any public officials or citizens in attendance at the meeting who desired to address the Court. There were none.

Judge Pendery then requested items of Old Business be brought before the Court. Ms. Williams presented for second reading and passage consideration Ordinance O-09-04, which she read by title and provided a summary. She explained that this Ordinance changes the name of Campbell County Fire Protection District Number Five to "Alexandria Fire District." She noted that the request for this change was made by the Campbell County Fire Protection District Number Five Board. There being no further discussion, Commissioner Rechtin made a motion and Commissioner Otto seconded, to approve the motion. All voted "AYE" and the motion passed unanimously.

Judge Pendery next requested items of New Business be brought before the Court. Ms. Williams advised that the first order of New Business was a motion to proclaim the month of May, 2004 as "Older Americans Month" in Campbell County and urge citizens to recognize the contributions made by Older Americans that make a difference in our lives. She noted that the request for this Proclamation was made by Pat Dressman, Human Services Director. There being no further discussion, Commissioner Rechtin made a motion and Commissioner Otto seconded, to approve the motion. All voted "AYE" and the motion passed unanimously.

Ms. Williams next requested a motion to proclaim May 22, 2004 as "Institute of Management Accountants Day" in Campbell County and urge citizens to recognize the valuable benefits and services the accounting profession provides to Northern Kentucky. This is the 25th anniversary of the Northern Kentucky Chapter of the Institute of Management Accountants. She noted that Jim Seibert, Fiscal Affairs Director, is a member of this organization. There being no further discussion, Commissioner Otto made a motion and Commissioner Rechtin seconded, to approve the motion. All voted "AYE" and the motion passed unanimously.

Ms. Williams next presented for first reading Ordinance O-10-04, which she read by title and provided a summary. She explained that this Ordinance updates the Official List of County Roads to add Makena Lane (located off Washington Trace) and Coot Court (located in the Ponde Creek Subdivision), and adds length to Goldeneye Drive (located in Ponde Creek Subdivision). Ms. Williams stated that no action was necessary on the Ordinance at this meeting and that it would be acted upon at the next Fiscal Court meeting on its second reading.

Ms. Williams next presented for first reading Ordinance O-12-04, which she read by title and provided a summary. She explained that this Ordinance permits temporary off-site sales or display events, such as tent sales, of Motor Vehicles by a Dealer. This Ordinance permits an

upcoming temporary off-site sale at NKU. Judge Pendery noted that the Court had previously passed a resolution to allow for such sales, but the State would not accept a resolution and insisted that the matter must be handled by an Ordinance. He stated that, since the NKU event was to be held soon, a special meeting of the Court will be held on Friday, May 21, 2004, at Noon in order to hold the second reading and passage consideration of the Ordinance. Ms. Williams stated that no action was necessary on the Ordinance at this meeting and that it would be acted upon at the next Fiscal Court meeting on its second reading.

Ms. Williams next presented Resolution R-46-04, which she read by title and provided a summary to the Court for its consideration. She stated that this Resolution authorizes the Judge/Executive to execute an agreement with ULH&P for the installation of two light poles at Pendery Park. Installation of the poles is a one-time cost of \$4,710, which will be covered by the bike path grant previously received by the County. There being no further discussion, Commissioner Rechtin made a motion and Commissioner Otto seconded, to approve Resolution R-46-04. All voted "AYE" and the motion passed unanimously.

Ms. Williams then presented Resolution R-51-04, which she read by title and provided a summary to the Court for its consideration. She stated that this resolution authorizes the Judge/Executive to execute an Interlocal Agreement with the City of California, Kentucky to provide building permit review and inspection services. She noted that Peter Klear, Planning & Zoning Director, was present to answer any questions. There being no further discussion, Commissioner Rechtin made a motion and Commissioner Otto seconded, to approve Resolution R-51-04.

Ms. Williams then presented Resolution R-52-04, which she read by title and provided a summary to the Court for its consideration. She stated that this resolution authorizes the Judge/Executive to execute a contract with Sanitation District #1 to provide labor and equipment necessary to bush hog the entry road for the new Eastern Wastewater Treatment Plant. There being no further discussion, Commissioner Rechtin made a motion and Commissioner Otto seconded, to approve Resolution R-52-04. All voted "AYE" and the motion passed unanimously.

Ms. Williams then requested a motion to appoint Assistant Police Chief Keith Hill and OEM Director Ken Knipper to be "viewers" to assist Road Supervisor Ken Schultz with a review of a portion of Woeste Road, located in the unincorporated area, that has been requested to be closed by a group of citizens. The process to discontinue a county road is outlined in KRS 178.070. The viewers are to report in writing to the Fiscal Court what inconvenience, if any, would result from the discontinuance of the road. A public hearing will then be held and, if the consensus is to close the road, an ordinance will be presented to the Court to do so. She noted that Peter Klear, Planning & Zoning Director, was present to answer any questions. There being no further discussion, Commissioner Rechtin made a motion and Commissioner Otto seconded, to approve the motion. All voted "AYE" and the motion passed unanimously.

Ms. Williams then presented Resolution R-43-04, which she read by title and provided a summary to the Court for its consideration. She stated that this resolution authorizes the Judge/Executive to execute a contract with Anthem to provide medical and life insurance to eligible employees of the Fiscal Court, effective July 1, 2004 through June 30, 2005. She noted

that Naguanda Deaton, Personnel Director, was present to answer any questions. There being no further discussion, Judge Pendery made a motion and Commissioner Rehtin seconded, to approve Resolution R-43-04. All voted "AYE" and the motion passed unanimously.

Ms. Williams then presented Resolution R-44-04, which she read by title and provided a summary to the Court for its consideration. She stated that this resolution authorizes the Judge/Executive to execute a contract with Dental Care Plus to provide dental/vision insurance for eligible employees on a voluntary payroll deduction basis at a pre-tax rate. The contract will be effective July 1, 2004 through June 30, 2005. There being no further discussion, Commissioner Otto made a motion and Commissioner Rehtin seconded, to approve Resolution R-44-04. All voted "AYE" and the motion passed unanimously

Ms. Williams then presented Resolution R-45-04, which she read by title and provided a summary to the Court for its consideration. She stated that this resolution authorizes the Judge/Executive to execute a contract with Chard Snyder to establish a Section 125 flexible spending account to meet IRS regulations for pre-tax payroll deductions. There being no further discussion, Judge Pendery made a motion and Commissioner Rehtin seconded, to approve Resolution R-45-04. All voted "AYE" and the motion passed unanimously

Ms. Williams next requested a motion to acknowledge the appointment of Annie Schmidt to the seasonal position of Camping/Concession Worker in the Recreation Maintenance Department. Compensation was set at \$8.81 per hour, effective May 7, 2004 through the 2004 Park Season. There being no further discussion, Judge Pendery made a motion and Commissioner Rehtin seconded, to approve the motion. All voted "AYE" and the motion passed unanimously.

Ms. Williams then requested a motion to acknowledge the appointment of Allen Pape to the seasonal position of Golf Course Maintenance Worker at the A.J. Jolly Golf Course. Compensation was set at \$12.50 per hour, effective May 7, 2004 through the 2004 Park Season. There being no further discussion, Judge Pendery made a motion and Commissioner Otto seconded, to approve the motion. All voted "AYE" and the motion passed unanimously.

Ms. Williams next requested a motion to request the Campbell County Police Merit Board to begin the process to find a replacement for retiring Police Chief David Sandfoss. There being no further discussion, Judge Pendery made a motion and Commissioner Rehtin seconded, to approve the motion. All voted "AYE" and the motion passed unanimously.

Ms. Williams then requested a motion to reappoint Charles Petit to the Central Campbell Fire District for a three-year term, effective July 1, 2004 through June 30, 2007. Mr. Petit is presently filling out the term of Don Baker. There being no further discussion, Judge Pendery made a motion and Commissioner Otto seconded, to approve the motion. All voted "AYE" and the motion passed unanimously.

Ms. Williams next requested a motion to reappoint Rev. Lee Hopkins and Marsha Dufek to the Northern Kentucky Area Development District Council on Aging for two-year terms, effective July 1, 2004 through June 30, 2006. There being no further discussion, Judge Pendery made a motion and Commissioner Otto seconded, to approve the motion. All voted "AYE" and the motion passed unanimously.

Ms. Williams then requested a motion to acknowledge the re-nomination of Carla Austin to the Campbell County Local Health Board to serve on the Northern Kentucky Independent Health District Board for a two-year term, effective July 1, 2004 through June 30, 2006. There being no further discussion, Judge Pendery made a motion and Commissioner Rechtin seconded, to approve the motion. All voted "AYE" and the motion passed unanimously.

Judge Pendery next requested reports from Staff. Mr. Horine, County Administrator, presented Resolution R-48-04, which he read by title and provided a summary to the Court for its consideration. He stated that this resolution authorizes the Judge/Executive to execute an agreement with Cartec Engineering Corporation to perform limited environmental testing at the site of the new County Administration Building. This testing is in conjunction with the planned demolition of the three buildings closest to 11th & Monmouth Streets. The maximum estimated cost is not to exceed \$4,000. There being no further discussion, Commissioner Rechtin made a motion and Commissioner Otto seconded, to approve Resolution R-48-04. All voted "AYE" and the motion passed unanimously.

Judge Pendery then requested a report from the County Attorney's office. Ms. Dowell advised she had nothing further to report from the County's Attorney's office at this meeting.

Judge Pendery next requested reports from the Commissioners. Commissioner Otto and Commissioner Rechtin advised they had nothing further to report at this meeting.

Judge Pendery then asked for a report from the Fiscal Director. Mr. Seibert requested a motion to solicit bids for resurfacing work on County Roads for the Fiscal Year 2005 budget. There being no further discussion, Commissioner Rechtin made a motion and Judge Pendery seconded, to approve the motion. All voted "AYE" and the motion passed unanimously.

Mr. Seibert next requested a motion to declare certain items surplus property at no value, and authorize staff to dispose of said property. There being no further discussion, Commissioner Otto made a motion and Commissioner Rechtin seconded, to approve the motion. All voted "AYE" and the motion passed unanimously.

Mr. Seibert then presented for first reading Ordinance O-11-04, which he read by title and provided a summary. He explained that this Ordinance adopts the Fiscal Year 2005 General Fund Budget for the Campbell County Fiscal Court. Mr. Seibert stated that no action was necessary on the Ordinance at this meeting and that it would be acted upon at the next Fiscal Court meeting on its second reading.

Mr. Seibert next presented Resolution R-42-04, which he read by title and provided a summary to the Court for its consideration. He stated that this resolution grants Sheriff John Dunn, Jr. his Quietus for 2003 taxes. There being no further discussion, Commissioner Rechtin made a motion and Commissioner Otto seconded, to approve Resolution R-42-04. All voted "AYE" and the motion passed unanimously.

Mr. Seibert then presented Resolution R-49-04, which he read by title and provided a summary to the Court for its consideration. He stated that this resolution authorizes the Fiscal Court to

take action to cover costs related to various jail renovation and construction projects in the upcoming bond issue. Commissioner Rechtin inquired as to whether the resolution relates only to the jail project or if it covered the new building project also. Mr. Seibert explained that this related strictly to the new jail project. There being no further discussion, Judge Pendery made a motion and Commissioner Otto seconded, to approve Resolution R-49-04. Judge Pendery and Commissioner Otto voted “AYE;” Commissioner Rechtin voted “NAY,” and the motion passed by majority vote.

Mr. Seibert next presented Resolution R-50-04, which he read by title and provided a summary to the Court for its consideration. He stated that this resolution approves the Fiscal Year 2005 budget for the Transit Authority of Northern Kentucky. There being no further discussion, Judge Pendery made a motion and Commissioner Rechtin seconded, to approve Resolution R-50-04. All voted “AYE” and the motion passed unanimously.

Mr. Seibert then stated that a public hearing was held prior to the start of the Fiscal Court meeting to obtain input from the public regarding County Road Aid and Local Government Economic Assistance funds. He noted that no comments were given from the public.

Mr. Seibert then requested approval of the Claims being presented at this meeting. Ms. Dowell advised that County Attorney Verst had reviewed the claims and that they appeared to be appropriate. There being no further discussion, Commissioner Otto made a motion that the claims be approved and paid. Commissioner Rechtin seconded the motion. All voted “AYE” and the motion passed unanimously.

There being no further business to come before the meeting, it was moved by Commissioner Otto, seconded by Commissioner Rechtin, that the meeting be adjourned. All voted “AYE” and the meeting was adjourned at 5:48 p.m.

Attachments:

Proclamation:	Proclaims the Month of May 2004 as “Older Americans Month”
Proclamation:	Proclaims May 22, 2004 as “Institute of Management Accountants Day
Ordinance O-09-04:	Change of Name of Campbell County Fire Protection District Number Five to “Alexandria Fire District”
Ordinance O-10-04:	Update of Official List of Roads
Ordinance O-11-04:	Fiscal Year 2005 General Fund Budget
Ordinance O-12-04:	Permit for Temporary Off-Site Sales or Display Events of Motor Vehicles by Dealers
Resolution R-42-04:	Sheriff’s Quietus for 2003 Taxes
Resolution R-43-04:	Agreement with Anthem for Employee Medical and Life Insurance
Resolution R-44-04:	Agreement with Dental Care Plus for Employee Dental/Vision Insurance
Resolution R-45-04:	Agreement with Chard Snyder to Establish a Section 125 Premium Plan
Resolution R-46-04:	Agreement with ULH&P for Installation of Lights at Pendery Park
Resolution R-48-04:	Agreement with Cartec Engineering for Limited Environmental Testing
Resolution R-49-04:	Inducement for Jail Construction Expenditures
Resolution R-50-04:	TANK Budget for Fiscal Year 2005

Resolution R-51-04: Interlocal Agreement between City of California, Kentucky to Provide for Building Permit Review and Inspection Services
Resolution R-52-04: Contract with Sanitation District #1 to Provide Services for Bush Hogging Entry Road for the New Eastern Wastewater Treatment Plant
Claims: May 19, 2004

Approved:

/s/ Steve Pendery
STEVE PENDERY
Campbell County Judge/Executive

Attest:

/s/ Sandra L. Mulligan
Sandra L. Mulligan
Fiscal Court Clerk