

**CAMPBELL COUNTY FISCAL COURT  
MINUTES**

**SEPTEMBER 20, 2017**

A regular meeting of the Campbell County Fiscal Court was held on Wednesday, September 20, 2017 at 5:30p.m. at the Campbell County Administration Building, Fiscal Court Chambers, 1098 Monmouth Street, Newport, Kentucky.

In attendance at the meeting were:

COUNTY JUDGE/EXECUTIVE  
STEVE PENDERY

COUNTY COMMISSIONERS  
CHARLIE COLEMAN  
TOM LAMPE  
BRIAN PAINTER

|                     |                                   |
|---------------------|-----------------------------------|
| Steve Franzen       | County Attorney                   |
| Matt Elberfeld      | County Administrator              |
| Kim Serra           | Assistant County Administrator    |
| Marie Schenkel      | Finance Director                  |
| Paula Spicer        | Fiscal Court Clerk                |
| Frank Spataro       | Human Resources Director          |
| Seth Cutter         | Economic Development Manager      |
| Chief Craig Sorrell | Campbell County Police Department |

The meeting was called to order at 5:30 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 September 6, 2017 were presented. Commissioner Lampe made a motion to adopt the minutes, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Judge Pendery then called the names of those who had signed in to address the Fiscal Court.

Jim Pfister requested an explanation of the resolutions regarding A J Jolly Park when they are presented during the meeting.

Bill Woody stated that he wanted to give a different perspective on tax increases for people on a fixed income. The constant tax increases are tough on people on fixed incomes. The increase is more than just \$6 to some businesses; it comes back to him in the manner of higher prices. He

stated that when ad valorem taxes are increased, the inventory and personal property taxes of businesses are increased. Businesses then have to increase prices to their customers. It is a struggle for small businesses. Mr. Woody listed the amounts of cost of living adjustments for social security from 2013 through 2016 and stated that this year they may get a 2% adjustment and at the same time Medicaid Part B increased an average of \$12.

Skip Schulte stated that he does not want to speak; he thought that it was a general sign-in sheet.

Paula Spicer presented old business with a second reading of Ordinance O-11-17 by title. O-11-17 enacts and adopts the 2017 S-35 Supplement to the Campbell County Code of Ordinances to include ordinances/resolutions adopted between January 1, 2017 and June 30, 2017.

Commissioner Lampe made a motion to adopt O-11-17, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

New business was presented with a first reading of Ordinance O-12-17 by title. O-12-17 amends Chapter 73 "Traffic Schedules" of the Campbell County Code of Ordinances to change the maximum speed limit on Indian Trace Road and Joann Lane to 25 MPH. No vote was taken on the first reading of this ordinance.

Resolution R-81-17 was read by title and summary given. R-81-17 authorizes the Judge/Executive to execute a Purchase of Service Agreement with the Northern Kentucky Area Development District for operations of the Campbell County Senior Center for Fiscal Year 2018. Commissioner Lampe made a motion to adopt R-81-17, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Resolution R-82-17 was read by title and summary given. R-82-17 adopts the Northern Kentucky Solid Waste Management Plan 2018-2022 update. Judge Pendery made a motion to adopt R-82-17, seconded by Commissioner Lampe. All voted "AYE" and the motion passed.

Resolution R-83-17 was read by title and summary given. R-83-17 authorizes the Judge/Executive to execute a Service Agreement with the City of Crestview, Kentucky to provide snow removal and ice maintenance services on approximately 1.2 miles of streets within the City of Crestview. Commissioner Lampe made a motion to adopt R-83-17, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Resolution R-84-17 was read by title and summary given. R-84-17 authorizes the Judge/Executive to execute a Service Agreement with AECOM Technical Services, Inc. Commissioner Lampe made a motion to adopt R-84-17, seconded by Judge Pendery. Commissioner Coleman requested an explanation for the public. Mr. Elberfeld explained that AECOM is an engineering firm specializing in dam and retention structure work. The State of Kentucky inspects the dam at A J Jolly Park annually. In the latest inspection, they noticed deficiencies in the spillway and recommended the hiring of an engineer to perform a comprehensive analysis of the dam. The County has made some minor repairs over the years, but never had an inspection by an engineer since the dam was built in the 1960's. The State has contracted with AECOM and that is how the County learned of them. Judge Pendery stated that at one time the County plugged a leak in the dam. He stated that there has been a long-running

conversation with the State about who is responsible for the dam – it is most likely the County. Mr. Elberfeld added that the cost is not-to-exceed \$19,000 including an in-person inspection and formal report. All voted “AYE” and the motion passed.

Resolution R-85-17 was read by title and summary given. R-85-17 authorizes the Judge/Executive to execute an Agreement with Paddling For Cancer Awareness, Inc. (P4CA) for the construction and use of a boat storage building at A J Jolly Park. Judge Pendery made a motion to adopt R-85-17, seconded by Commissioner Lampe. Mr. Elberfeld explained that P4CA, which organizes the dragon boat races at the Park and uses the lake for practice, asked the County about building a boat storage house on park property near the current maintenance building. They will pay for all costs related to construction and then donate the finished building to the County. P4CA will keep their dragon boats in the building and allow the County to store its kayaks and canoes in the building as well. The County Attorney has reviewed and approved the Agreement. All voted “AYE” and the motion passed.

Judge Pendery made a motion to advance Road Maintenance Specialist Bradley Mattill from Level I (\$22.10 per hour or \$45,975.90 annually) to Level II \$24.56 per hour or \$51,074.82 annually) effective September 25, 2017 in accordance with the current AFSCME working agreement. Commissioner Lampe seconded the motion. All voted “AYE” and the motion passed.

Judge Pendery made a motion to advance Police Officer Jacob Daley from PO3 (\$21.2180 per hour or \$44,133.44 annually) to PO4 (\$22.2787 per hour or \$46,339.70 annually) effective October 12, 2017 in accordance with the current FOP working agreement. Commissioner Lampe seconded the motion. All voted “AYE” and the motion passed.

Judge Pendery made a motion to advance Police Officer Robert Latham from PO3 (\$21.2180 per hour or \$44,133.44 annually) to PO4 (\$22.2787 per hour or \$46,339.70 annually) effective October 12, 2017 in accordance with the current FOP working agreement. Commissioner Lampe seconded the motion. All voted “AYE” and the motion passed.

Judge Pendery made a motion to appoint Robert Houp to the position of Police Officer Grade 6 with the Campbell County Police Department effective October 1, 2017 with compensation set at \$53,054.27 annually (\$24.5069 per hour) with annually benefit cost of \$32,542. Robert Houp will be a lateral officer and will be granted 10 years of service credit at his time of appointment. Commissioner Lampe seconded the motion. Commissioner Coleman asked if this appointment was a replacement and Mr. Elberfeld replied that this is a back fill for the School Resource Officer. All voted “AYE” and the motion passed.

Judge Pendery made a motion to accept the resignation of Cindy Westerman, Part-time Kennel Technician, effective October 1, 2017. Commissioner Painter seconded the motion. All voted “AYE” and the motion passed.

Judge Pendery made a motion to authorize staff to advertise, accept applications and interview to fill the vacant Part-time Kennel Technician position. Commissioner Lampe seconded the motion. All voted “AYE” and the motion passed.

Judge Pendery made a motion to appoint Marie Schenkel as his designee on the Northern Kentucky Independent District Board of Health effective September 21, 2017, and to continue the appointment of Pat Dressman as his designee on the District Board of Health Building Committee until the Committee's project is complete. Commissioner Lampe seconded the motion. Commissioner Coleman asked what the project is. Judge Pendery replied that it is the construction of a new building for the Health District. Commissioner Coleman asked if that was in the Executive Order, it is on the summary; the Order does not say until the project is complete. Mr. Elberfeld stated that the Building Committee will be dissolved when the project is complete. Commissioner Coleman then asked where Ms. Dressman lives. Mr. Elberfeld replied that she lives in Kenton County. Commissioner Coleman then asked why a person who lives in Kenton County was appointed when there are 92,000 people in Campbell County. Judge Pendery stated that Ms. Dressman worked for the Fiscal Court for about 18 years and supervised the Senior Center and the Human Services Program. Commissioner Coleman stated that it is an insult to the citizens and taxpayers of Campbell County to pick somebody from another County. Judge Pendery stated that Ms. Dressman was an employee and served as his alternate on the District Board. Commissioner Coleman stated that she was an employee but lives in Kenton County. He further stated that the Fiscal Court doesn't mind reaching into Woody's pocket to raise taxes, but he's not good enough to be on the board. He stated that it is an embarrassment and a slap in the face to Campbell County citizens. Commissioners Lampe and Painter and Judge Pendery voted "AYE", Commissioner Coleman voted "NAY" and the motion passed.

Matt Elberfeld presented Resolution R-87-17 by title and summary. R-87-17 authorizes the Northern Kentucky Area Development District to extend the Contract with Addiction Services Council to operate the Northern Kentucky Regional Helpline and provide funding of \$24,900 in program support. He recalled that just over a year ago the Fiscal Court entered into an agreement with St. Elizabeth, Boone County and Kenton County to operate the regional helpline. The NKADD serves as the fiscal agent for the project and that is why the resolution directs them. The original contract was for a one-year term with optional one-year renewal. Last year's contribution of \$28,350 has gone down to \$24,900 because it is anticipated that the helpline will be able to recover some costs through Medicaid. The funding formula is the same with St. Elizabeth paying half and the three counties each paying one-third of the other half. The Fiscal Court's share is paid from the County's Mental Health Tax funds, and it has approved already funding from the FY18 tax allocations. Judge Pendery made a motion to adopt R-87-17, seconded by Commissioner Lampe. All voted "AYE" and the motion passed.

A motion was requested to meet in executive session pursuant to KRS 61.810(1)(c) discussions of proposed or pending litigation against or on behalf of the public agency at the end of regular business. No action will be taken as a result of the executive session. The proposed or pending litigation to be discussed is the consent decree. Motion was made by Judge Pendery, seconded by Commissioner Lampe. All voted "AYE" and the motion passed.

Judge Pendery announced that a Field Day Fundraiser will be held on September 30, 2017 from 10am to 2pm at the Campbell County Animal Shelter to benefit the Shelter. There will be fun activities for kids, local vendors, food and drinks, raffles, working dog demonstrations, a rabies vaccine clinic and pet adoptions.

Judge Pendery announced that the Campbell County Animal Shelter Golf Outing to raise funds for the Shelter will be held on Sunday, October 8, 2017 at A J Jolly Golf Course. Registration and lunch from 11am to 12:30pm with play starting at 1pm.

Marie Schenkel presented Resolution R-86-17 by title and summary. R-86-17 authorizes the execution of an Agreement with Prosource for the lease of a copier/printer for use in the Planning and Zoning Office. She explained that the new machine will have color printing and fax capabilities. The lease is for a term of 60-months at a cost of \$131 per month. This will replace the current copier whose lease expires December 7, 2017. Commissioner Lampe made a motion to adopt R-86-17, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Marie Schenkel requested a motion to approve budget transfers for September 20, 2017. Motion was made by Judge Pendery, seconded by Commissioner Lampe. All voted "AYE" and the motion passed.

Ms. Schenkel then requested a motion to approve the claims and supplemental claims as presented for September 20, 2017. County Attorney Steve Franzen stated that he has reviewed the claims and determined that they all appear appropriate. Motion was made by Commissioner Lampe seconded by Commissioner Painter. Commissioner Coleman asked about a \$1,432 bill for HVAC. He thought that the reason they hired an HVAC person was to save money on HVAC work. Ms. Schenkel stated that she does not recall the bill but will look into it. Mr. Elberfeld found the bill listed on the claims and stated that he would ask Mike Braun about the bill and advise Commissioner Coleman. Commissioner Coleman stated that he was under the impression that the person hired was experienced. He then asked about a bill for Ritter Cleaning and why outside people were hired to clean bathrooms at the park. Ms. Serra stated that an outside firm was been cleaning the park bathrooms on weekends all season. Commissioner Coleman stated that six people were hired at the last meeting because of all the work that needed to be done at the park. Ms. Serra explained that from Memorial Day to Labor Day they hired an outside company to clean bathrooms at the park for campers and it was the same company that cleaned the police Department, OEM and the annex until the a new person was hired at the last meeting to clean this building and the other out buildings. The contract will not be renewed next summer. Commissioner Coleman then asked about a payment to the Northern Kentucky Water District to replace a fire hydrant that was knocked over. Ms. Schenkel stated that she will look into it and report back to him. Judge Pendery stated that normally fire hydrants are the responsibility of cities and the county. All voted "AYE" and the motion passed.

Judge Pendery called a five-minute recess prior to the Fiscal Court meeting in Executive Session at 6:00 p.m. pursuant to motion previously made.

Commissioner Lampe made a motion seconded by Commissioner Painter to adjourn the executive session. All voted "AYE" and the motion passed.

There being no further business to come before the Fiscal Court, Commissioner Painter made a motion to adjourn, seconded by Commissioner Lampe. All voted "AYE" and the meeting adjourned at 7:05 p.m.

Attachments:

|                                |                                                               |
|--------------------------------|---------------------------------------------------------------|
| Ordinance O-11-17              | Adopt Code of Ordinances Supplement                           |
| Ordinance O-12-17              | Amend Traffic Schedules – Speed Limits                        |
| Resolution R-81-17             | Agreement with NKADD for Senior Center Funding                |
| Resolution R-82-17             | Adopt NKY Solid Waste Management Plan Update                  |
| Resolution R-83-17             | Service Agreement with City of Crestview                      |
| Resolution R-84-17             | Professional Services Agreement with AECOM Technical Services |
| Resolution R-85-17             | Agreement with Paddling for Cancer Awareness                  |
| Resolution R-87-17             | Extend Contract for Operation of NKY Regional Helpline        |
| Resolution R-86-17             | Agreement with Prosource for Lease of Copier                  |
| Budget Transfers               | September 20, 2017                                            |
| Claims and Supplemental Claims | September 20, 2017                                            |

Approved:

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STEVE PENDERY  
Judge/Executive

Attest:

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Paula K. Spicer, Fiscal Court Clerk