

**CAMPBELL COUNTY FISCAL COURT
MINUTES**

March 15, 2006

A regular meeting of the Campbell County Fiscal Court was held on Wednesday, March 15, 2006, 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, beginning at 5:18 p.m. for the purpose of obtaining public comments regarding the adoption of the Fiscal Year 2007 Agency Housing Plan for the Campbell County Housing Department. Present at the hearing were:

Sarah Collins, Housing Director
Melissa Williams, Administration Director
Keith Hill, Campbell County Chief of Police
Pat Dressman, Human Services Director
Sandra Mulligan, Fiscal Court Clerk

Ms. Collins opened the public hearing and stated that public comments would be taken regarding the adoption of the Fiscal Year 2007 Agency Housing Plan for the Campbell County Department of Housing, noting that the Plan had been set out for review for the past 45 days. There were no questions or comments from the public. Ms. Collins then closed the public hearing at 5:19 p.m.

In attendance at the Fiscal Court meeting were:

COUNTY JUDGE/EXECUTIVE
STEVE PENDERY

COUNTY COMMISSIONERS:
DAVID OTTO
KENNETH RECHTIN
MARK HAYDEN

Robert Horine	County Administrator
Bill Schoettelkotte	Assistant County Attorney
Keith Hill	Campbell County Chief of Police
Greg Buckler	Campbell County Jailer
Sarah Collins	Interim Housing Director
Ken Knipper	Office of Emergency Management Director
Pat Dressman	Human Services Director
Melissa Williams	Director of Administration
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 March 1, 2006. It was moved by Commissioner Otto and seconded by Commissioner Rehtin that the minutes of March 1, 2006 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 stated there was no Old Business.

Judge Pendery next requested items of New Business be brought before the Court. Ms. Williams presented Resolution R-31-06, which she read by title and provided a summary to the Court for its consideration. She stated that this Resolution acknowledges the request for an extension of the Juvenile Justice Title V Grant 2002-JP-FX-001 for the months of May and June, 2006. This will allow Brighton Center to extend the Take Charge Program through the end of this school year. She noted that Pat Dressman, Human Services Director, was present to answer any questions. Commissioner Rehtin made a motion and Commissioner Hayden seconded to approve Resolution R-31-06. There being no further discussion, all voted "AYE," and the motion was unanimously approved.

Ms. Williams next presented Resolution R-32-06, which she read by title and provided a summary to the Court for its consideration. She stated that this Resolution allocates additional funding for home delivered meals to meet the needs of homebound senior citizens. The request is for an additional \$18,000 senior tax funds be allocated to Senior Services of Northern Kentucky. Commissioner Otto made a motion and Commissioner Rehtin seconded to approve Resolution R-32-06. There being no further discussion, all voted "AYE," and the motion was unanimously approved.

Ms. Williams then presented Resolution R-33-06, which she read by title and provided a summary to the Court for its consideration. She stated that this Resolution approves the transfer of \$13,669 in Mental Health/Mental Retardation funds for Redwood Rehabilitation Center from the Children's Habilitation Program and the Therapeutic and Assistive Technology Program to the Work and Adult Habilitation Services Program due to the increased demand for the adult services. She noted that Pat Dressman, Human Services Director, was present to answer any questions. Commissioner Hayden made a motion and Commissioner Rehtin seconded to approve Resolution R-33-06. There being no further discussion, all voted "AYE," and the motion was unanimously approved.

Ms. Williams next presented Resolution R-34-06, which she read by title and provided a summary to the Court for its consideration. She stated that this Resolution adopts the 2006 policies for the Campbell County Senior Bus Program. She noted that Pat Dressman, Human Services Director, was present to answer any questions. Commissioner Otto made a motion and Commissioner Rehtin seconded to approve Resolution R-34-06. Judge Pendery asked Ms. Dressman if there were any changes made that need to be reviewed more thoroughly by the Fiscal Court. Ms. Dressman stated that the only major change was in that they used to be allowed the months of April through November to schedule trips, and that time frame has now

been shortened to May through October. There being no further discussion, all voted “AYE,” and the motion was unanimously approved.

Ms. Williams then presented Resolution R-35-06, 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 apply for grant funds from the Kentucky Office of Transportation Enhancement Programs for construction of a multi-use pathway connecting Parkside Subdivision to A.J. Jolly Park. The grant proposal is for approximately \$70,000 of T-21 funds which will be matched by labor and equipment from the Road Department to put in an approximate 1-mile path. Commissioner Rehtin made a motion and Commissioner Otto seconded to approve Resolution R-35-06. Commissioner Hayden commented that he believes this is an important project for the south end of the County and he appreciates the staff looking into obtaining these funds. There being no further discussion, all voted “AYE,” and the motion was unanimously approved.

Ms. Williams next presented Resolution R-36-06, 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 apply for grant funds from the Kentucky Office of Transportation Enhance Programs for planning and analysis of a multi-use pathway along Four Mile Creek from Silver Grove to Alexandria. This project was proposed by the Camp Springs Initiative group. The area proposed is very hilly and planning funds will be needed to decide where the pathway will be constructed. The group is looking for possible match money to assist in funding the project. Commissioner Otto made a motion and Commissioner Hayden seconded to approve Resolution R-36-06. There being no further discussion, all voted “AYE,” and the motion was unanimously approved.

Ms. Williams then presented Resolution R-37-06, 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 apply for grant funds from the Foundation for a Healthy Kentucky in order to establish a dental program to assist low income and elderly Campbell countians. The County is not presently able to assist people with dental needs due to limited resources, and it is hoped that this grant will be awarded in the amount of \$5,000. Commissioner Rehtin made a motion and Commissioner Otto seconded to approve Resolution R-37-06. Commissioner Hayden commented that HealthPoint recently opened dental assistance in their clinic in Bellevue. The group accepts medical cards and indigents. This is a big step for HealthPoint to be involved in dental care and have a full-time dentist and dental assistants, with state-of-the-art equipment. Commissioner Otto noted that part of the funding for the dental care was received from the tobacco settlement. There being no further discussion, all voted “AYE,” and the motion was unanimously approved.

Ms. Williams next presented Resolution R-38-06, which she read by title and provided a summary to the Court for its consideration. She stated that this Resolution sets out the line of continuity of government for Campbell County in the event of the absence or disability of the Judge/Executive and Deputy Judge/Executive, in the case of a national, state or local emergency. This Resolution is being updated to reflect current elected officials. Commissioner Rehtin made a motion and Commissioner Otto seconded to approve Resolution R-38-06. There being no further discussion, all voted “AYE,” and the motion was unanimously approved.

Ms. Williams then presented Resolution R-39-06, 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 Master Agreements with the Kentucky Department of Military Affairs, Division of Emergency Management, to award grant monies for use in supporting emergency preparedness activities. The grant funds are for the maximum amount of \$52,310.64, but it is more likely that the funds received will be in the range of \$30,000, depending on how many counties apply for the funds. She noted that Ken Knipper, Office of Emergency Management Director, was present to answer any questions. Commissioner Rehtin made a motion and Commissioner Hayden seconded to approve Resolution R-39-06. Commissioner Rehtin asked Mr. Knipper to give an explanation of this grant. Mr. Knipper stated that in the past, counties were given set amounts, but many agencies are not meeting the requirements to get these funds, which means the funds go back into federal funds. These agreements give higher limits to the counties so that the monies can be reallocated without going back to the legislature. There being no further discussion, all voted "AYE," and the motion was unanimously approved.

Ms. Williams next presented Resolution R-40-06, which she read by title and provided a summary to the Court for its consideration. She stated that this Resolution adopts and approves the execution of a Municipal Road Aid Bond Fund Agreement between Campbell County and the Commonwealth of Kentucky in which \$27,142 will be allocated to be used for resurfacing on Pleasant Ridge Road, from Goldeneye Drive to Losey Road, a total distance of .9 miles. Commissioner Rehtin made a motion and Commissioner Hayden seconded to approve Resolution R-40-06. There being no further discussion, all voted "AYE," and the motion was unanimously approved.

Ms. Williams then presented Resolution R-41-06, 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 Memorandum of Agreement with the Northern Kentucky Area Development District to allow Campbell County to receive up to \$1,000 from the Kentucky Natural Resources and Environmental Protection Cabinet's Waste Tire Fund. These funds will be used to dispose of tires collected in the Campbell County Clean-Up which is scheduled for the weekend of March 24, 25 and 26. She noted that Reno Deaton, Solid Waste Manager, is recommending that the County take advantage of this program. Commissioner Otto made a motion and Commissioner Hayden seconded to approve Resolution R-41-06. There being no further discussion, all voted "AYE," and the motion was unanimously approved.

Ms. Williams next presented Resolution R-44-06, which she read by title and provided a summary to the Court for its consideration. She stated that this Resolution authorizes the Campbell County Board of Elections to use multiple voting machines in all Precincts for the May Primary Election and the November General Election. This request was made by Jack Snodgrass, Chairman of the Election Commission and County Clerk, which request is required by KRS 117.105. The new voting machines will be handicapped accessible. Commissioner Otto made a motion and Commissioner Rehtin seconded to approve Resolution R-44-06. There being no further discussion, all voted "AYE," and the motion was unanimously approved.

Ms. Williams then presented Resolution R-45-06, which she read by title and provided a summary to the Court for its consideration. She stated that this Resolution adopts the Annual

Agency Plan for Fiscal Year 2007 for the Campbell County Housing Department. A public hearing was conducted by Sarah Collins, Director of Housing, at which no comments were made. The Plan has been before the public for the past 45 days. She noted that Ms. Collins was present to answer any questions. Commissioner Otto made a motion and Commissioner Hayden seconded to approve Resolution R-45-06. There being no further discussion, all voted "AYE," and the motion was unanimously approved.

Ms. Williams next requested a motion to proclaim April as Child Abuse Prevention Month in Campbell County. This Proclamation was requested by Donna Bloemer of the Family Nurturing Center. Commissioner Hayden made a motion and Commissioner Rechtin seconded, to approve the motion. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Ms. Williams then requested a motion to extend the deadline for use of 2005 overflow vacation from April 1, 2006 to June 30, 2006 for Melissa Williams, Russell Guy, Dennis Reller, Debi Bauer, Pat Dressman, Ron Schneider, Steve Myers, Peter Klear, Reno Deaton, Todd Straman, Josh Wice, Ed Richardson, Chris Sapp, Brett Ruschman, Marsha Dufek, Ken Knipper, Robert Horine, Bonnie Geisler, and Chris Juniet. Judge Pendery made a motion and Commissioner Otto seconded, to approve the motion. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Ms. Williams then requested a motion to increase the grade rating of Patrolman Nicholas Heiert from Grade 1, 9B, \$16.7439/hr. to Grade 2, 10A, \$17.1523/hr. in accordance with the FOP Agreement. Said increase will be effective March 21, 2006. Judge Pendery made a motion and Commissioner Rechtin seconded, to approve the motion. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Ms. Williams then requested a motion to increase the grade rating of Patrolman Shannon Clem from Grade 2, 10D, \$18.4711/hr. to Grade 3, 11C, \$18.9217/hr. in accordance with the FOP Agreement. Said increase will be effective March 23, 2006. Judge Pendery made a motion and Commissioner Otto seconded, to approve the motion. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Judge Pendery next requested reports from Staff. County Administrator, Robert Horine presented Resolution R-43-06, which he read by title and provided a summary to the Court for its consideration. He stated that this Resolution authorizes staff to advertise for proposals from qualified consultants to provide funding application preparation and project management services for a Community Development Block Grant for a home ownership project in the City of Newport, Kentucky. This is a proposal that the Fiscal Court assist with a project being conducted by the Newport Housing Authority in conjunction with Brighton Properties, in which they will build 54 new single family residences in the City of Newport. Twenty of those residences, by virtue of CDBG funds, would allow for mortgage subsidy for new homeowners to buy these properties. The project is expected to be completed in a short amount of time, so the County's CDBG capacity will not be tied up for an extended period of time. Eligible participants who would be buyers of the properties are anyone from within or outside of the County who meets the income requirements to participate in the program. Commissioner Rechtin asked whether Brighton Center would be administering the program. Mr. Horine stated

that he believes the actual project management services would be by the consultant and the consultant would be under contract to the Fiscal Court. The actual work of putting the packages together would be done jointly between Newport Housing Authority and Brighton Properties. Brighton owns some of the properties and is actually contracting with a developer to build the units, and Newport Housing Authority is providing some of the funding. Commissioner Hayden asked if eminent domain was used to acquire any of these properties. Mr. Horine stated that none of the properties in question were acquired through eminent domain; the bulk of the properties being acquired by Brighton from the City of Newport. Commissioner Rehtin asked what kind of guarantee there was that this project would turn quickly. Mr. Horine stated that he is convinced that all the parties in the matter are motivated to complete the sale of the properties as quickly as possible. Commissioner Rehtin made a motion and Commissioner Otto seconded to approve Resolution R-43-06. There being no further discussion, all voted "AYE," and the motion was unanimously approved.

Mr. Horine next presented Resolution R-46-06, which he read by title and provided a summary to the Court for its consideration. He stated that this Resolution authorizes the County Judge/Executive to execute a Change Order for construction of the kitchen/laundry addition to the Campbell County Detention Center. Change Order #11-8 with Bluegrass Electrical Consultants, Inc. increases the contract cost by \$1,569.13 to modify electric service to dryers in the laundry area and install additional equipment on a freezer unit in the kitchen as required by building inspectors. Commissioner Rehtin made a motion and Commissioner Otto seconded to approve Resolution R-46-06. There being no further discussion, all voted "AYE," and the motion was unanimously approved.

Mr. Horine next presented Resolution R-47-06, 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 a lease agreement with Mr. Burgess Doan for temporary use of a parking lot located at the southeast corner of 6th & Columbia Streets in Newport. The site will be used for construction offices and equipment storage during the construction of the expansion of the Campbell County Detention Center. This lot is in front of the old Thriftway building and the rate of lease will be \$1,000 per month. The owner is asking for a hold harmless and indemnification release which the County Attorney needs to review and approve. He asked that the Resolution be approved, subject to approval by the County Attorney. Commissioner Rehtin made a motion and Commissioner Otto seconded to approve Resolution R-47-06. There being no further discussion, all voted "AYE," and the motion was unanimously approved.

Mr. Horine then stated that there were many grant application items at this meeting and a few past meetings, and these grants are a direct result of action that the Fiscal Court took in September to allow a reclassification of a position and add Lori Goetz to the Fiscal Court staff as an administrative analyst. He noted that Ms. Goetz is very effective in working on grant requests and with agencies and communities to bring the grants to fruition. Commissioner Hayden added his thanks to Ms. Goetz for her work in this respect. Judge Pendery stated that Ms. Goetz is very talented and thanked her for the work she is doing.

Assistant County Attorney Schoettelkotte stated that had nothing further to report.

Commissioners Otto, Rehtin and Hayden stated that they had nothing further to report.

Judge Pendery then requested a motion to move the April 5, 2006 Fiscal Court meeting to March 29, 2006 at 7:00 p.m. at the Alexandria Courthouse, due to scheduling conflicts. Commissioner Rehtin made a motion to approve the change of the meeting, and Commissioner Otto seconded. There being no further discussion, all voted "AYE" and the motion was unanimously approved.

Judge Pendery then asked for a report from the Fiscal Director. In the absence of Fiscal Director Jim Seibert, Mr. Horine presented for first reading Ordinance O-03-06, which he read by title and provided a summary to the Court for its consideration. He noted that Robert Cooper, Financial Advisor from Seasongood & Mayer, and Roger Peterman, Bond Attorney from Peck, Shaffer & Williams, were present to answer any questions regarding this Ordinance. Mr. Horine stated that this Ordinance authorizes the issuance of General Obligation Public Project Bonds, Series 2006, in an aggregate principal amount not to exceed \$15,000,000, approving the form of bonds, authorizing designated officers to execute and deliver the bonds, provide for the payment and security of the bonds, create a bond payment fund, maintain the establishing sinking fund, authorizing acceptance of the bid of the bond purchaser for the purchase of the bonds, and repealing inconsistent ordinances. These bonds will finance the construction of the jail expansion project and recover funds that have already been expended for the earlier phases of the jail work, including the Restricted Custody Center and the kitchen/laundry addition to the jail. The proposed time schedule is to tentatively close on the bond sale around the middle of June prior to the end of the current fiscal year. Commissioner Rehtin asked what the actual amount expected is. Mr. Peterman stated that it is currently sized at \$11,700,000. Commissioner Rehtin asked if there was a breakdown for that amount, as he thought the actual amount was around \$10,500,000. Mr. Horine stated that the higher amount would also allow the recovery of the cost of the land acquired for the new administration building. Commissioner Rehtin stated he thinks that amount should not be included in this debt issuance, but should be clean and separate from the jail. Commissioner Hayden stated he believes that amount should be separate also and those issues should be voted on separately. Mr. Peterman asked if the Commissioners were talking about borrowing money separately, because there are economies of scale in doing just one bond issue as opposed to two. Mr. Horine stated that we would not do a separate land bond issue right now, but hold it back and do it as part of a larger bond issue that would be associated with the administration building at that point in the process. Mr. Cooper stated that there is positive arbitrage and this is another reason they would want to recover the full amount now. Commissioner Rehtin asked if Mr. Cooper would provide additional information to him on that, and stated that he is considering the fact that the County has revenue streams that are being earmarked for the administration building and he would like to see that match up with the debt issuance on that building. He believes that if the County is going to borrow \$15 million for the other building, then all the land, the property, the debt and everything else associated with it matches up fairly well with the revenue streams that will come out of the County pro forma. Mr. Cooper noted that the State has to file a petition with GOLD and that is why there has to be a number in there, but there is no final structure. Commissioner Rehtin stated he would like to continue this discussion in the next couple of weeks. Mr. Horine stated that no action was necessary on the Ordinance at this meeting, and would be voted on at the next reading.

Mr. Horine next requested approval of the Claims being presented at this meeting. Assistant County Attorney Schoettelkotte stated that County Attorney Justin Verst had reviewed the Claims, and they appear to be appropriate. Commissioner Otto made a motion that the Claims be

approved and paid. Commissioner Hayden seconded the motion. Commissioner Hayden inquired as to the line item for fishing equipment and a backstop net. Mr. Horine advised that the fishing equipment was purchased for a program with the Kentucky Division of Fish & Wildlife where they provide a fishing derby, with the Fiscal court providing prizes for that event. The backstop net was purchased to replace one at A.J. Jolly Park that had worn out. Commissioner Hayden next inquired as to the line item for carpet cleaning at A.J. Jolly Clubhouse, and asked if there had been a roof leak. Mr. Horine advised that this item was for routine cleaning on the first floor of the clubhouse. There being no further discussion, all voted "AYE" and the motion passed unanimously.

There being no further business to come before the meeting, it was moved by Commissioner Rechtin, seconded by Commissioner Otto, that the meeting be adjourned. All voted "AYE" and the meeting was adjourned at 6:13 p.m.

Attachments:

Ordinance O-03-06: Approval of Bond Funding
Resolution R-31-06: Extension of Juvenile Justice Grant
Resolution R-32-06: Allocation of Senior Tax Funds
Resolution R-33-06: Transfer of MH/MR Funds
Resolution R-34-06: 2006 Senior Bus Program Policies
Resolution R-35-06: Application for Funds for Construction of Multi-Use Pathway (Jolly Park)
Resolution R-36-06: Application for Funds for Planning of Multi-Use Pathway (Four Mile)
Resolution R-37-06: Application for Funds for Dental Program for Low Income Residents
Resolution R-38-06: Continuity of County Government
Resolution R-39-06: Agreements to Receive EMS Program Funds
Resolution R-40-06: Agreement for Municipal Road Aid Bond Funds
Resolution R-41-06: Agreement for Tire Disposal Funds
Resolution R-43-06: Application for Community Development Block Grant
Resolution R-44-06: Approval of Use of Multiple Voting Machines
Resolution R-45-06: Adoption of Annual Agency Plan for FY07 for Housing Department
Resolution R-46-06: Approval of Change Order for Jail Construction
Resolution R-47-06: Approval of Lease Agreement for Use of Parking Lot
Proclamation: Child Abuse Prevention Month
Claims: March 15, 2006

Approved:

/s/ Steve Pendery

STEVE PENDERY

Campbell County Judge/Executive

Attest:

/s/ Sandra L. Mulligan

Sandra L. Mulligan

Fiscal Court Clerk