

**CAMPBELL COUNTY FISCAL COURT
MINUTES**

November 6, 2013

A regular meeting of the Campbell County Fiscal Court was held on Wednesday, November 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

Steve Franzen	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
Sarah Collins	Director of Housing
Cindy Minter	Director of Planning and Zoning

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 October 16, 2013 were presented. Motion was made by Commissioner Painter, seconded by Commissioner Garrett to approve the minutes. All voted "AYE" and the motion passed.

Judge Pendery invited comments from the public. There being none, he proceeded with the agenda.

Melissa Williams presented old business with a second reading of Ordinance O-11-13 by title and summary. O-11-13 enacts and adopts the 2013 S-27 Supplement to the Code of Ordinances of the County of Campbell, Kentucky (January 1, 2013 through June 30, 2013). Commissioner Rechtin made a motion to adopt O-11-13, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

New business was presented with Ordinance O-12-13 by title and summary. O-12-13 amends Chapter 111: Alcoholic Beverages of the Campbell County Code of Ordinances. State statutes were recently changed to allow the sale of alcoholic beverages on Election Days if approved by the local jurisdiction. Sales of alcohol are currently prohibited in unincorporated Campbell County on Election Days. This ordinance will allow sales of alcoholic beverages in the unincorporated areas on Election Days. No vote is required on this first reading of the ordinance.

Ordinance O-13-13 was read by title and summary given. O-13-13 updates the official list of roads in Campbell County, Kentucky that will be controlled and maintained by the Campbell County Fiscal Court, and amends Ordinance O-07-12 to add the following road to said official list: Kensington Drive, and also to correct the spelling of Chalk Road. Cindy Minter advised that the road was built to specifications and has been inspected; there are about 15 residences on the street. No vote is required on this first reading of the ordinance.

Resolution R-137-13 was read by title and summary given. R-137-13 revises the payment standards to be used in Campbell County under the Campbell County Housing Choice Voucher Program. The Campbell County Department of Housing must annually review its payment standards and adjust them as needed to meet US Department of Housing and Urban Development requirements. The payment standards for 0 and 1-bedroom units are decreased effective October 1, 2013 to meet the HUD requirements. Commissioner Rechtin made a motion to adopt R-137-13, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Resolution R-144-13 was read by title and summary given. R-144-13 permits the use of unrestricted net assets held by the Campbell County Department of Housing to satisfy Housing Assistance Payment obligations in the event of a delay in the receipt of the regularly scheduled HAP disbursement deposit from the United States Department of Housing and Urban Development. The funds will be repaid once the deposits are received from HUD. Commissioner Garrett made a motion to adopt R-144-13, seconded by Commissioner Rechtin. All voted "AYE" and the motion passed.

Resolution R-140-13 was read by title and summary given. R-140-13 authorizes the County Judge/Executive to execute an addendum to the contract between the Fiscal Court and the City of Crestview, Kentucky to provide snow removal and ice maintenance services on streets in the City of Crestview, Kentucky for the 2013-2014 winter season. Pursuant to this annual contract the City of Crestview shall pay \$250 per trip for the County road crews to treat 1.2 miles of road in Crestview. Commissioner Rechtin made a motion to adopt R-140-13, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Resolution R-141-13 was read by title and summary given. R-141-13 authorizes the County Judge/Executive to execute a contract with St. Joseph Church, Camp Springs, for the services of snow removal and ice maintenance for the 2013-2014 winter season, and for mowing the trimming services along the Church's entrance road that school buses use to deliver and pick up children from the elementary school. The Church will reimburse the County \$300 (one time) for mowing and trimming work and \$100 per trip for snow and ice removal. Commissioner Rechtin

made a motion to adopt R-141-13, seconded by Commissioner Painter. All voted “AYE” and the motion passed.

Resolution R-138-13 was read by title and summary given. R-138-13 authorizes a fish habitat improvement project at A J Jolly Park. The project will take place in January 2014. The Kentucky Department of Fish and Wildlife, the Jolly Park Community Development Council and Parks and Recreation staff endorse this project. Commissioner Garrett made a motion to adopt R-138-13, seconded by Commissioner Rehtin. All voted “AYE” and the motion passed.

Resolution R-139-13 was read by title and summary given. R-139-13 authorizes a Canada Geese hunting program at A J Jolly Park in January 2014. The Kentucky Department of Fish and Wildlife, the Jolly Park Community Development Council and County staff have developed this program to address the nuisance and hazardous conditions caused by the geese at A J Jolly Park. Commissioner Garrett made a motion to adopt R-139-13, seconded by Commissioner Rehtin. All voted “AYE” and the motion passed. Mickey Craig, Kentucky Fish and Wildlife Officer stated that the program will be conducted on certain days in January 2014. The program is for wild geese only.

Resolution R-145-13 was read by title and summary given. R-145-13 authorizes the County Judge/Executive to execute an amended agreement with the Campbell County Conservation District in regards to the Hawthorne Crossing Conservation Area and the St. Anne’s Woods and Wetland Conservation Area. The current agreement with the Conservation District allows County Road Department staff to assist with work at the Hawthorne Crossing Conservation Area. This amendment will add the St. Anne’s Woods and Wetlands area to the agreement. Commissioner Rehtin made a motion to adopt R-145-13, seconded by Commissioner Garrett. Commissioner Garrett stated that the St. Anne’s Conservation Area will add 165 acres to the Hawthorne Crossing 135 acres for a total of 300 acres for the public to use at no cost to the taxpayers. All voted “AYE” and the motion passed.

Resolution R-146-13 was read by title and summary given. R-146-13 adopts Chapter 3N and amends Chapter 5J of the Campbell County Police Policy and Procedure Manual. Commissioner Rehtin made a motion to adopt R-146-13, seconded by Commissioner Garrett. Chief Keith Hill advised that the officers asked for body worn cameras that can be used in place of cruiser cameras. A policy was needed in the event that recordings are used in court. The new policy on alcohol and drug testing procedures is an effort to make the department more transparent. All voted “AYE” and the motion passed.

Resolution R-142-13 was read by title and summary given. R-142-13 authorizes the Judge/Executive to apply for litter abatement funding from the Division of Waste Management for 2014. This grant requires no matching funds. The County has previously received about \$50,000 through this grant; however the amount varies depending on the number of applicants. Commissioner Rehtin made a motion to adopt R-142-13, seconded by Commissioner Garrett. All voted “AYE” and the motion passed.

Resolution R-143-13 was read by title and summary given. R-143-13 authorizes the Judge/Executive to accept grant funds from the Kentucky Department of Agriculture’s Animal

Control Advisory Board. The County will receive \$1,650 to fund its spay/neuter voucher program. No matching funds are required. Commissioner Garrett made a motion to adopt R-143-13, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to authorize staff to advertise for bids to construct improvements to Keating Drive pursuant to the Fiscal Court's "Policy for Acceptance of Certain Existing Roads". An engineer's inspection has been performed to identify improvements needed to bring the road into compliance with County standards. All of the residents on Keating Drive have signed a commitment to pay for the improvements. Motion was made by Commissioner Painter, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to authorize staff to solicit "Letters of Interest" for electrical inspection services for the Campbell County Planning and Zoning Department. The current contracts for electrical inspections will expire on December 31, 2013. Motion was made by Commissioner Rehtin, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

A motion was requested to authorize staff to solicit bids for demolition of three structures and one foundation on Rockyview Drive in unincorporated Campbell County. The Planning and Zoning Department has issued notices of condemnation and demolition for three unoccupied structures at 1102, 1108 and 1114 and one foundation at 1130 Rockyview Drive. Liens will be placed on the property for the cost of demolition. Motion was made by Commissioner Rehtin, seconded by Commissioner Garrett. Cindy Minter explained that the condemnation/demolition process has taken longer with these properties due to the property being abandoned by the owners and the owners filing bankruptcy. The structures will be gone by the end of the year. All voted "AYE" and the motion passed.

A motion was requested to authorize staff to solicit bids for demolition of one structure located at 13960 Peach Grove Road in unincorporated Campbell County. The Planning and Zoning Department has issued a notice of condemnation and demolition for the structure. A lien will be placed on the property for the cost of demolition. Motion was made by Commissioner Rehtin, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Resolution R-135-13 was read by title and summary given. R-135-13 adopts the 2014 Holiday schedule for the Campbell County Fiscal Court employees. Judge Pendery made a motion to adopt R-135-13, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to appoint Christopher J. Lauer II to the position of Police Officer Grade I with the Campbell County Police Department with compensation set at Grade 9A, \$37,983 annually (\$18.2612 per hour). Mr. Lauer's appointment shall be effective one week prior to the start of the Law Enforcement Academy currently scheduled for December 2, 2013. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to accept the resignation of Gary McCormick from the Campbell County Fire District One Board of Trustees effective October 17, 2013. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to appoint Linus Enzweiler to the Campbell County Fire District One Board of Trustees to fill the unexpired term of Gary McCormick, effective November 6, 2013 through June 30, 2015. Motion was made by Judge Pendery, seconded by Commissioner Rechtin. All voted "AYE" and the motion passed.

Robert Horine presented Resolution R-136-13 by title and summary. R-136-13 expresses support for the expansion of the current statistical boundaries of the Port of Cincinnati. The Fiscal Court has been requested to support a joint request of the Northern Kentucky Port Authority and Port of Greater Cincinnati Development Authority to expand the jurisdictional boundaries of the Port of Cincinnati from 26 to 205 miles. This includes the entire Ohio River frontage of Campbell County and approximately 7 miles of the Licking River. This expansion will enhance local development efforts to promote opportunities along the Ohio River. Commissioner Garrett made a motion to adopt R-136-13, seconded by Judge Pendery. All voted "AYE" and the motion passed.

Resolution R-147-13 was read by title and summary given. R-147-13 authorizes the Judge/Executive to execute an Interlocal Agreement between the Counties of Campbell, Boone and Kenton to continue participation in the Northern Kentucky Drug Strike Force. Campbell County has participated in the Northern Kentucky Drug Strike Force (NKDSF) for over 20 years. The current agreement, adopted in 2001 needs to be updated to address insurance for the NKDSF and to allow future amendments. Judge Pendery made a motion to adopt R-147-13, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Ordinance O-14-13 was read by title and summary given. O-14-13 amends the Interlocal Agreement for the provision of public safety-911 communications services originally approved by Campbell County Fiscal Court on January 9, 2001 and amended previously by ordinances O-9-2002 and O-14-05, by replacing Section V – Funding. Mr. Horine explained that the amendment reflects the new \$45 annual service fee and eliminates the landline fee. Commissioner Rechtin pointed out that this action is actually retroactive; he previously suggested that they renegotiate the interlocal agreement. Mr. Horine stated that the Cities of Newport and Ft. Thomas are taking similar action. No vote is required on this first reading of the ordinance.

Ordinance O-15-13 was read by title and summary given. O-15-13 amends Ordinance O-11-86 originally approved by Campbell County Fiscal Court on October 15, 1986 and amended previously by Ordinances O-27-2000 and O-13-05, by deleting the fee per telephone access line. Mr. Horine explained that this ordinance will eliminate the \$3 monthly fee on landlines which has been replaced by the new \$45 annual service fee. No vote is required on this first reading of the ordinance.

Matt Elberfeld requested a motion to authorize staff to solicit bids for cleaning services for the 1098 Monmouth Street, Newport, facility. The current agreement expires on November 30, 2013. Motion was made by Commissioner Rechtin, 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 November 6, 2013. County Attorney Steve Franzen stated that he has reviewed the claims and determined that they all appear appropriate. Motion was made by Commissioner Garrett, seconded by Commissioner Painter. Commissioner Rehtin recused himself from voting to approve any payments made to Senior Services of Northern Kentucky, his employer. All voted "AYE" and the motion passed.

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

Attachments:

Ordinance O-11-13 Adopt Code of Ordinances Supplement
Ordinance O-12-13 Amend Code of Ordinances Chapter 111
Ordinance O-13-13 Amend County Maintained Road List
Resolution R-137-13 Amend Housing Payment Standards
Resolution R-144-13 Approve Use of Housing Unrestricted Net Assets
Resolution R-140-13 Contract with Crestview for Snow Removal
Resolution R-141-13 Contract with St. Joseph Church for Snow Removal
Resolution R-138-13 Authorize Fish Habitat Improvement Project at A J Jolly Park
Resolution R-139-13 Authorize Canada Geese Hunting Program at A J Jolly Park
Resolution R-145-13 Amend Agreement with Campbell County Conservation District
Resolution R-146-13 Amend Police Policy and Procedure Manual
Resolution R-142-13 Application for Litter Abatement Grant
Resolution R-143-13 Accept Grant Funds for Spay/Neuter Program
Resolution R-135-13 Adopt 2014 Holiday Schedule for Employees
Resolution R-136-13 Support Expansion of Port of Cincinnati Boundaries
Resolution R-147-13 Execute Interlocal Agreement for Northern Kentucky Drug Strike Force
Ordinance O-14-13 Amend Interlocal Agreement for 911 Communication Services
Ordinance O-15-13 Delete 911 Fee on Telephone Access Lines
Claims and Supplemental Claims November 6, 2013

Approved:

STEVE PENDERY
Judge/Executive

Attest:

Paula K. Spicer
Fiscal Court Clerk