

**CAMPBELL COUNTY FISCAL COURT
MINUTES**

October 1, 2008

A regular meeting of the Campbell County Fiscal Court was held on Wednesday, October 1, 2008, 7:00 p.m. at the Campbell County Courthouse located at 8352 East Main Street, Alexandria, Kentucky.

In attendance at the meeting were:

COUNTY JUDGE/EXECUTIVE:
STEVE PENDERY

COUNTY COMMISSIONERS:
DAVID OTTO
KENNETH RECHTIN
MARK HAYDEN

Melissa Williams	Director of Administration
Jim Seibert	Director of Fiscal Affairs
Justin Verst	County Attorney
Col. Keith Hill	Chief, Campbell County Police Department
Greg Buckler	Campbell County Jailer
John Austin	Government Relations Manager
David Plummer	Administrative Assistant
Lynn Farris	Acting Fiscal Court Clerk

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 special (regular rescheduled) Fiscal Court Meeting held on September 16, 2008 were presented. Motion was made by Commissioner Rechtin, seconded by Commissioner Hayden, to approve the minutes. All voted "AYE" and the motion passed unanimously.

Next, Judge Pendery invited the presentation of Ron Schneider and John Griswold, Office of Emergency Management Deputy Directors. Mr. Schneider started the presentation by explaining the responsibilities of the Emergency Management Office. It starts with the citizens, then a local OEM agency, a state agency (covers eight counties) and the federal agency, now under the

Department of Homeland Security. In Kentucky, every county is required to have a local director. The OEM handles a four-fold task: (1) mitigation; (2) preparedness; (3) response and (4) recovery. He also explained the importance of emergency planning and the education that his office offers to schools and civic groups.

He stated that every county has to have a search and rescue coordinator. He is the coordinator for Campbell County. He stated there are two different search agents: Campbell County Search & Rescue, which is dogs, ATV's, equestrian and ground search teams. There is also Campbell County Water Rescue. Both of these units are extremely active.

In response to the wind storm on September 14, 2008, OEM is currently working on damage assessment and compiling this information for the state and federal agencies. Mr. Schneider stated that Campbell County has a population of over 88,000 and experienced a 90% power loss and hundreds of roads blocked by downed trees and live power lines. He stated that every part of our county was impacted. Most traffic signals were out, but there were very few accidents.

Mr. Schneider thanked the Cities of Southgate and Alexandria for making their civic centers available during the recovery when citizens were without electricity. He also noted that four businesses made showers available to the public in Campbell County. They were Urban Active in Bellevue; YMCA in Fort Thomas; Town & Country in Wilder and Body Dynamics in Alexandria.

Mr. Schneider provided a PowerPoint presentation of the new decontamination trailer and mass casualty unit. The new decontamination trailer has air-inflated tents. His office is part of SOSINK (Southern Ohio Southeast Indiana Northern Kentucky) and they have twelve of each the decontamination trailers and mass casualty units. They can treat several casualties at a time. The trailer can be set up by six people in about twenty minutes.

Judge Pendery thanked Mr. Schneider and Mr. Griswold for the presentation and update. He also thanked Ken Knipper for all the good work his department does. He stated the citizens need to know information when incidents occur. The emergency management personnel plan in advance and work together closely with other counties. He stated Campbell County was a mess after the wind storm and it has been cleaned up in good order. He added that Duke Energy stated that this was their worst disaster ever in this area.

Next, Judge Pendery allowed Mr. Jim Parsons to address the court regarding the first item listed on the agenda under New Business. This involves a local participation agreement relating to the Manhattan Harbour Development Area. The Manhattan Harbour project is a development along the river front in Dayton, Kentucky, in front of the flood wall. It has a new connector to the flood levee along Berry Street. There will be a new east/west roadway along the floodwall. The total investment in this project is approximately \$850 million. Mr. Parsons was present to discuss Campbell County's participation in the local Tax Increment Financing (TIF) district. The City of Dayton, beginning next week, will adopt the TIF ordinance. Dayton will create the TIF district, the development plan and approve the local participation agreement. A public hearing was conducted in Dayton on September 11, 2008. There is a 30-day window period where local governments who are requested to participate with a pledge of revenue may do so if they elect to do so. The library board did, in fact, approve a pledge and agreement to participate.

Mr. Parsons stated he will be meeting with the Health District and other local special districts. He stressed this does not effect the county or city tax rates whatsoever. He also stressed that school districts cannot pledge revenues.

A discussion followed. Commissioner Rechten asked the time frame for all the developments. Mr. Parsons stated that there was no time frame. The process would take several months. Commissioner Otto asked if any land acquisition was necessary. Mr. Parsons stated little land acquisition was needed. The Manhattan Harbour Project is being developed on previously developed property.

Judge Pendery stated the State of Kentucky controls laws for TIF projects. This project is recreating an entire urban area. It's a wonderful project and there are safeguards in the law, including approval process feasibility work & financial projections by the state to make sure money invested is appropriate.

Commissioner Hayden added that tax increment financing does not work for every project, but it works well for projects like this. The property is not going to generate revenue without tax increment financing. After the development, it will be a tremendous economic boost for Dayton. Judge Pendery thanked Mr. Parsons for attending the meeting and presenting information for the Manhattan Harbour Project.

Mrs. Williams presented Ordinance O-09-08 for first reading. It was read by title and a summary given. This ordinance approves a local participation agreement relating to the Manhattan Harbour Development Area, Dayton, Kentucky. The Agreement relates to the establishment of a development area tax increment financing district.

Judge Pendery then made a presentation. He stated it is very difficult to address public issues and find solutions. He stated a lot of politicians tell you what you want to hear, but not many tell you what you need to know. It is fiscal court's ambition to tell people what they need to know about Campbell County. A petition is being circulated to roll back the tax rate that was set at the last meeting and it is misleading the public in order to get signatures. He urged citizens not to sign the petition. In the last legislative session, the lawmakers passed a law that transferred the responsibility of housing the clerk, sheriff & PVA from an entity called the Courthouse Commission to the fiscal court. Under the law, because the Courthouse Commission no longer has the expense for these offices, they no longer have a tax base. They've been applying a tax on the northern 2/3rds of Campbell County since the 1880's. At a fiscal court meeting, the court took action to take responsibility for this job at less than the Courthouse Commission did. We propose to step into their shoes and share a property tax to cover the project, at fewer cost to the taxpayers. As a group, Campbell County taxpayers will actually pay less this year than last. The difference is, fiscal court will be collecting the tax, not the Courthouse Commission.

Judge Pendery had a PowerPoint presentation showing where taxes from a resident actually go. The school system gets over half, then the fire district, the state of Kentucky and fiscal court is fourth on the list. On a \$100,000 assessed value, the fiscal court will get \$122 in taxes. He added that fiscal court only gets 12% of the total tax bill. Two-thirds of people in northern

Campbell County will save about \$3; one-third in the south end of the county will pay about \$6.72 more.

Judge Pendery stated that there is a variety of opinions expressed with the fiscal court members. There are currently two Democrats and two Republicans on the court. The decision for the tax rate was unanimous. The issue was debated. The fiscal court is united more often than not.

Commissioner Otto added that he had reports from citizens that they felt harassed to sign the tax petition. Commissioner Hayden stated it is important for people to know that the legislature removed the funding mechanism to house the sheriff, county clerk and PVA. There is no funding now to provide these offices. Some source is needed to fund this. He added that fiscal court keeps spending to a minimum and cannot absorb these costs of the additional expense. He stated there is no excess room in the fiscal court's budget.

Next, Old Business was presented to the Court. Ordinance O-8-08 was on the agenda for second reading and passage consideration. Mrs. Williams read the ordinance by title and gave a summary. This ordinance adopts the policy and procedure manual for the Campbell County Restricted Custody Center. The manual has been reviewed and approved by the Kentucky Department of Corrections. Jailer Buckler recommended adopting this manual. He was present to answer any questions. Commissioner Rechtin made a motion to adopt O-8-08, seconded by Commissioner Otto. All voted "AYE" and the motion passed unanimously.

Resolution R-102-08 was read by title and a summary given. This Resolution allocates \$5,000 from the Senior Citizens Tax Contingency Funds to cover expenses for the 2008 Campbell County Senior Picnic. Pat Dressman, Human Services Director, recommended this resolution. Commissioner Rechtin made a motion to adopt R-102-08, seconded by Judge Pendery. All voted "AYE" and the motion passed unanimously.

Resolution R-103-08 was read by title and a summary given. This Resolution authorizes the Judge/Executive to execute contracts with Kramer Excavating, Inc. for snow removal and ice maintenance services for the 2008-2009 winter season to the following facilities: Alexandria Courthouse, Clerk's Annex in Alexandria; 24 West 4th Street; 1010 Monmouth Street; District Court lot; portion of Thriftway's parking lot that serves district court; senior center; detention center and Lakeside Terrace. Judge Pendery made a motion to adopt R-103-08, seconded by Commissioner Rechtin. All voted "AYE" and the motion passed unanimously.

Personnel motions were then presented to the court. Judge Pendery made a motion to appoint Paula Spicer to the position of Executive Secretary/Fiscal Court Clerk effective October 13, 2008 with compensation set at Grade 11J (\$39,706.00 annually). Commissioner Otto seconded the motion; all voted "AYE" and the motion passed unanimously. Judge Pendery noted that this was Lynn Farris' last meeting as acting fiscal court clerk. He added that she has done a wonderful job assisting us as staff searched for a replacement for Susan Prather, the former fiscal court clerk. We thank Mrs. Farris for her dedication and service to Campbell County.

Judge Pendery made a motion to accept the notice of intent to retire from Bonnie Geisler, Planning & Zoning Manager, effective December 31, 2008. Commissioner Otto seconded the motion; all voted “AYE” and the motion passed unanimously.

Judge Pendery made a motion to appoint Tony Pfeffer to the Campbell County & Municipal Planning & Zoning Commission for a four year term, effective immediately through June 30, 2012. Mr. Pfeffer replaces Richard Hoskin whose term expired June 30, 2008. Mr. Hoskin did not wish to be reappointed. Commissioner Rechlin seconded the motion; all voted “AYE” and the motion passed unanimously.

Judge Pendery made a motion to appoint Commissioner Kenneth L. Rechlin to the Northern Kentucky Area Development Board for a three year term, effective October 1, 2008 through September 30, 2011. Commissioner Rechlin replaces Mr. Doug Haney on the Board. Commissioner Hayden seconded the motion; all voted “AYE” and the motion passed unanimously.

Under the County Administrator’s report, it was stated that at the conclusion of all other business, the court will enter Executive Session, pursuant to KRS 61.810(1)(c), pending litigation against the county.

The County Attorney had no report. The County Commissioners had no reports.

Judge Pendery announced that on October 3, 2008 at 2:00 PM, the Campbell County Conservation District and Campbell County Conservancy will dedicate the “Hawthorne Crossing Conservation Area”. This is a 140-acre parcel of land located in the middle of Campbell County along the Licking River. Land was obtained through a grant from the Kentucky Heritage Land Conservation Fund. Judge Pendery added that the nature license plates paid for this \$900,000 grant.

Judge Pendery then thanked all the senior citizens who attended the annual picnic, held this year on September 17th. Everyone had a great time.

Commissioner Otto added that the Charity Guild of Northern Kentucky will have a Tour of Homes on October 4th, from 1:30 to 5:30 PM. Tickets are on sale at Citizens’ Bank.

Next on the agenda was the Fiscal Director’s report. Mr. Seibert requested the bid for construction of a new storage building for the recreation department be tabled at this time. He also asked that the resolution involving the busing of non public school children for fiscal year 2009 be tabled.

Mr. Seibert then requested a motion to approve the claims as presented for October 1, 2008. County Attorney Verst stated he reviewed the claims and all appear appropriate. Motion was made by Commissioner Otto and seconded by Commissioner Hayden. All voted “AYE” and the motion passed unanimously.

As previously mentioned, Commissioner Rechtin made a motion to enter Executive Session, pursuant to KRS 61.810(1)(c), pending litigation against the county. Motion was seconded by Judge Pendery. All voted "AYE" and the motion passed unanimously. Executive Session was entered at approximately 8:30 p.m.

Commissioner Rechtin made a motion to exit Executive Session and reenter the regular meeting of the court. Commissioner Otto seconded this motion. All voted "AYE" and the motion passed unanimously.

There being no further business to come before the Fiscal Court, Commissioner Rechtin made a motion to adjourn, seconded by Commissioner Otto. All voted "AYE" and the meeting adjourned at 8:54 p.m.

Attachments:

Ordinance O-8-08	Adopts Manual for Campbell County Restricted Custody Center
Resolution R-102-08	Allocates funds from Senior Citizens Tax Contingency Funds
Resolution R-103-08	Authorizes Contracts for Snow Removal with Kramer Excavating
Claims	October 1, 2008

Approved:

STEVE PENDERY
Campbell County Judge/Executive

Attest:

LYNN FARRIS
Acting Fiscal Court Clerk