

**CAMPBELL COUNTY FISCAL COURT
MINUTES**

SEPTEMBER 17, 2015

A special meeting of the Campbell County Fiscal Court was held on Wednesday, September 17, 2015, at 3:00 p.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
Paula Spicer	Fiscal Court Clerk
Kim Serra	Assistant County Administrator
Marie Schenkel	Finance Director
Colonel Craig Sorrell	Police Chief
Cindy Minter	Planning and Zoning Director
Sergeant Tom Nitschke	Police Department

The meeting was called to order at 3:00 p.m. by Judge Pendery.

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 Mayors Meeting of July 28, 2015 and the regular meeting of September 2, 2015 were presented. Commissioner Coleman requested an addition to the minutes of the September 2 meeting. He stated that at the meeting he thanked JC Morgan for the improvements to the Library without raising taxes. Mr. Morgan then said that they did dip into their reserve funds. He would like the minutes to reflect that they remodeled the basement of the Newport branch, improved the parking lot at Ft. Thomas and put out an RFP with the Kentucky League of Cities for a survey which has to be fairly expensive. So if they went into their reserve funds it seems that it wasn't for day to day activities or business, but their own choice to do these improvements and the survey for a five-year plan. Commissioner Coleman stated that Mr. Morgan said that they'd dipped into the reserves in the amount of \$177,000 or \$172,000. He'd like to make the point that they've done a lot of improvements which is a good thing, and that's why they dipped into the reserves, not for normal day-to-day activities. Motion was made by Commissioner Coleman to amend the minutes, seconded by Judge Pendery. All voted "AYE"

and the motion passed. Motion was made by Commissioner Coleman to accept the amended minutes, seconded by Commissioner Lampe. All voted "AYE" and the motion passed.

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

Chief Craig Sorrell introduced Rod Bell from Sanitation District No. 1. Mr. Bell has offered free training to the Campbell County Police Department for 8-10 years in the area of confined space and exposure to gases. Sergeant Tom Nitschke, Training Officer, stated that many changes were implemented during and as a result of the Department's accreditation process. Mr. Bell went out of his way to help them with the training. He is a great friend of the Department. Sergeant Nitschke on behalf of Chief Sorrell and the Department presented a Certification of Appreciation to Mr. Bell. Judge Pendery stated that he knows Mr. Bell and the quality of the County's organization is greatly improved by contributions such as Mr. Bell's. He appreciates his help.

Chief Craig Sorrell presented a report on the purchase of a body worn camera system for the Campbell County Police Department. After much research, he recommends the purchase of the Taser Axon Body Camera. He showed a picture of the camera and how it is to be worn by the officer. He described the camera and its features. One of the main reasons that he likes this system is that the officer cannot tamper with the video in any way. At the end of his shift, an officer simply puts the camera in a docking station and the video is automatically uploaded and the unit is recharged. The camera system also includes the software which has editing capability. This system will be easy to work with when responding to open records requests. Chief Sorrell reviewed the policy governing officers' use of the system. He anticipates additional work for the records clerk at the Police Department to upload, manage, edit and set retention levels on the videos. He briefly explained limitations to the system. Chief Sorrell stated the costs as follows: the cameras are \$399 each plus license for each camera and an administrative license, and two 6-bay docks. The initial purchase would be for 25 cameras. The capital outlay would be \$16,808 in year one, \$8,118 in year two and \$8,418 in year three, for a total of \$33,344 over three years. Chief Sorrell stated that there will be training for the officers. He has looked into grant opportunities to offset the cost, but most of them have very daunting restrictions; there is no practical grant applications for Campbell County. Chief Sorrell stated that the use of body worn cameras is growing exponentially. Louisville has spent \$4.5 million on its system and Cincinnati is starting use of cameras with a different system. He expects that the County could start using the cameras before the first of next year if approved by the Fiscal Court.

Marie Schenkel read Resolution R-124-15 by title. R-124-15 authorizes the Judge/Executive to execute a contract with Taser Axon for the purchase of a body camera system for the Campbell County Police Department in the amount of \$33,344 payable in three annual installments of \$16,808, \$8,118 and \$8,418. Execution of the contract is subject to review by the County Attorney. Commissioner Coleman made a motion to adopt R-124-15, seconded by Commissioner Lampe. All voted "AYE" and the motion passed.

Paula Spicer presented old business with a second reading of Ordinance O-07-15 by title. O-07-15 relates to the 2015-2016 annual budget and amendments thereof. Matt Elberfeld explained that the amendment is due to the receipt of Kentucky Transportation Cabinet emergency money

for Upper Tug Fork flooding. Judge Pendery made a motion to adopt O-07-15, seconded by Commissioner Painter. Commissioner Coleman asked if this budget amendment was due to the \$150,000 shortage in gas tax revenue. Matt Elberfeld stated that it is not. All voted “AYE” and the motion passed.

Ordinance O-09-15 was read by title. O-09-15 amends, updates and adopts the vision, goals and objectives of the Comprehensive Plan for unincorporated Campbell County and the Cities of Crestview, Melbourne, Silver Grove, Southgate and Woodlawn. Commissioner Lampe made a motion to adopt O-09-15, seconded by Commissioner Coleman. All voted “AYE” and the motion passed.

New business was then presented with a first reading of Ordinance O-10-15 by title and summary. O-10-15 enacts and adopts the 2015-S-31 Supplement to the Code of Ordinances of the County Campbell, Kentucky. This supplement contains legislation adopted from January 1, 2015 through June 30, 2015. No vote was required on this first reading.

Ordinance O-11-15 was read by title and summary given. O-11-15 amends Section 90.06 “Animal Control; Impounding Procedures” of the Campbell County Code of Ordinances to comply with Kentucky Revised Statutes. New language was drafted by the County Attorney’s office setting out notification requirements for both owners and the Animal Shelter regarding missing animals and to bring the County’s procedures in line with the statutes. No vote was required on this first reading.

Resolution R-123-15 was read by title and summary given. R-123-15 authorizes the Judge/Executive to execute a Service Agreement between the Campbell County Fiscal Court and the City of Alexandria to provide non-routine animal control services within the City of Alexandria. Pursuant to this agreement, the County’s Animal Control Officer will assist the Alexandria police in instances where the police do not have the necessary expertise to deal with certain animal control issues. The City of Alexandria has also approved this agreement. Commissioner Coleman made a motion to adopt R-123-15, seconded by Commissioner Painter. All voted “AYE” and the motion passed.

Resolution R-102-15 was read by title and summary given. R-102-15 authorizes the Judge/Executive to execute a Service Agreement with Airbus DS Communications, Inc. for an off-site hosted communicator for the Office of Emergency Management. The current agreement expires the end of this year. The new agreement is for a term of four years at an annual cost of \$16,500, the same cost as the last four years. Commissioner Coleman made a motion to adopt R-102-15, seconded by Judge Pendery. All voted “AYE” and the motion passed.

Matt Elberfeld requested a motion to meet in executive session pursuant to KRS 61.810(1)(f) discussions or hearings which might lead to the appointment, discipline or dismissal of an individual employee, member, or student without restricting that employee’s, member’s or student’s right to a public hearing. Motion was made by Commissioner Coleman, seconded by Judge Pendery. All voted “AYE” and the motion passed.

Commissioner Coleman asked if any progress had been made on the sewer lateral line agreement with Sanitation District No. 1 (SD1). Steve Franzen stated that no progress has been made; they are still discussing the agreement. The problem is the requirement of SD1 for indemnification. He and other county and city attorneys do not think that it is appropriate. They are very much in favor of starting the lateral program again, but not the indemnification language in the agreement. Judge Pendery stated that a recent court ruling removed sovereign immunity in certain respects from the Sanitation District and that is why they are seeking additional indemnification in agreements like this. Mr. Franzen stated that he understands that, but it affects the County's insurance coverage.

Commissioner Coleman stated that at the last Sanitation District No. 1 Board of Directors' meeting the Board voted 4-2 to proceed with the Camp Springs pipeline project. He would prefer that the Campbell County representatives had not voted for it. He agrees that the problems in Silver Grove need to be corrected. He would like to see an alternate route used for the project even if it is more expensive. He would rather have a more expensive project here than have the money spent in Boone County. Alternate routes were given. Even if they are more expensive it would have been better in the long run. Judge Pendery stated that the calculations show that it is less expensive to use this route and then add a completely separate project to take in new customers than it would have been to take them in with an alternate route.

Tom Lampe announced that Bill Turner, Office of Emergency Management Director, won the 2015 Catalyst Award from the Kentucky Emergency Management Association.

Commissioner Painter reported that he and others met with the Northern Kentucky Water District last week. The Water District has identified different areas that they do not serve into manageable units. The unit that they focused on is in the Grants Lick area and would serve 190 homes. One issue to bringing water service to these areas is that the population density is such that the cost of installing service is prohibitive compared to the money that would be brought in from the customers. The Water District has a policy of not adding a surcharge of more than \$30 onto a water bill to bring service to an area. This leaves quite a shortage. There is some rural grant money available to do this type of expansion but it is based on the median income being below the poverty level. Commissioner Painter stated that over the next few months the Northern Kentucky Area Development District will put together another effort to gauge the income levels of the 190 homes to be served to see if it can qualify for rural grant money. Judge Pendery stated that it costs \$30,000+ for each of the homes that are not served by the Water District. About 98 percent of residences in their service area are served by the Northern Kentucky Water District.

Judge Pendery announced that the Beyond the Curb urban living tour will take place on September 27, 2015 in the City of Newport. The purpose of the event is to showcase northern Kentucky's diverse and vibrant urban housing market to the Cincinnati region.

Judge Pendery announced that the Campbell County Fall Clean Up will take place on October 23, 24 and 25, 2015 from 8:00am to 5:00pm on Friday and Saturday and from 8:00am to 4:00pm on Sunday.

Marie Schenkel requested a motion to approve the budget transfers as presented for September 17, 2015. These transfers do not increase the overall budget, but simply move items between budget lines. Motion was made by Commissioner Coleman, seconded by Judge Pendery. All voted "AYE" and the motion passed.

Ms. Schenkel then requested a motion to approve the claims as presented for September 17, 2015. County Attorney Steve Franzen stated that he has reviewed the claims and determined that they all appear appropriate. Motion was made by Commissioner Painter, seconded by Commissioner Lampe. All voted "AYE" and the motion passed.

The Fiscal Court met in executive session beginning at 4:00 p.m. Commissioner Painter made a motion to adjourn the executive session at 4:35 p.m., seconded by Commissioner Lampe. All voted "AYE" and the motion passed.

There being no further business to come before the Fiscal Court, Commissioner Lampe made a motion to adjourn, seconded by Commissioner Coleman. All voted "AYE" and the meeting adjourned at 4:37 p.m.

Attachments:

Resolution R-124-15 Contract with Taser Axon
Ordinance O-07-15 Amend 2015-2016 Annual Budget
Ordinance O-09-15 Adopt Visions, Goals and Objectives of the Comprehensive Plan
Ordinance O-10-15 Adopt Code of Ordinances Supplement
Ordinance O-11-15 Amend Animal Impounding Procedures
Resolution R-123-15 Service Agreement with City of Alexandria
Resolution R-102-15 Service Agreement with Airbus DS Communications
Budget Transfers September 17, 2015
Claims and Supplemental Claims September 17, 2015

Approved:

STEVE PENDERY
Judge/Executive

Attest:

Paula K. Spicer, Fiscal Court Clerk