

**CAMPBELL COUNTY FISCAL COURT
MINUTES**

December 1, 2004

A regular meeting of the Campbell County Fiscal Court was held on Wednesday, December 1, 2004, at 7:00 p.m. at the Campbell County Courthouse, 8352 East Main Street, Alexandria, Kentucky.

Judge Pendery called the meeting to order at 7:03 p.m. A moment of silence was called for by Judge Pendery, followed by the Pledge of Allegiance. Following roll call, a quorum was declared present.

In attendance at the meeting were:

COUNTY JUDGE/EXECUTIVE:
STEVE PENDERY

COUNTY COMMISSIONERS:
DAVID OTTO
WILLIAM VERST
KENNETH RECHTIN

Justin Verst	County Attorney
Robert Horine	County Administrator
Jim Seibert	Fiscal Affairs Director
Keith Hill	Chief, Campbell County Police Department
Peter Klear	Planning & Zoning Director
Reno Deaton	Solid Waste Coordinator
Ken Knipper	Director, Office of Emergency Management
Sarah Collins	Interim Director, Housing Department
Melissa Williams	Administration Director
Sandra Mulligan	Fiscal Court Clerk

Judge Pendery presented the minutes from the Fiscal Court meeting of November 17, 2004 and the Mayors' Meeting of October 26, 2004. It was moved by Commissioner Otto and seconded by Judge Pendery that the minutes of November 17, 2004 and October 26, 2004 be approved. All voted "AYE" and the motion passed unanimously.

Judge Pendery then asked if there were any citizens or public officials present who wished to address the Court. There were none.

Judge Pendery then requested items of Old Business be brought before the Court. Ms. Williams stated that the first order of Old Business was a second reading of Ordinance O-25-04, which she read by title and provided a summary to the Court for its consideration. She explained that this Ordinance rezones a 4.3-acre site from Agricultural One with an Industrial Mining Overlay Zone (IM-A-1) to Highway Commercial with an Industrial Mining Overlay Zone (IM-HC), at the request of Cartec Engineering, per Mr. E.J. Foltz. The Campbell County & Municipal Planning and Zoning Commission is recommending the Fiscal Court approve the zone change. She noted that Peter Klear, Planning & Zoning Director, was present to answer any questions. There being no further discussion, Commissioner Rechtin made a motion and Commissioner Otto seconded, to approve Ordinance O-25-04. All voted "AYE" and the motion passed unanimously.

Ms. Williams then presented for second Reading Ordinance O-27-04, which she read by title and provided a summary to the Court for its consideration. This Ordinance amends Chapter 90 of the Campbell County Code of Ordinances regarding Animals, to include a section on Dangerous Animals. There being no further discussion, Commissioner Rechtin made a motion and Commissioner Verst seconded, to approve Ordinance O-27-04. All voted "AYE" and the motion passed unanimously.

Judge Pendery next requested items of New Business be brought before the Court. Ms. Williams advised that the first order of New Business was Resolution R-135-04, which she read by title and provided a summary to the Court for its consideration. She stated that this Resolution authorizes the County Judge/Executive to execute Affiliation Agreements with the Bellevue Dayton Rescue Squad, the Campbell County Water Rescue Squad, the Central Campbell Fire District Squad, and the Campbell County Search and Rescue Squad. These Agreements are renewed on an annual basis, and KRS requires all rescue squads to have formal affiliation agreements with the local disaster and emergency services organization. She noted that Ken Knipper, Office of Emergency Management Director, was present to answer any questions. There being no further discussion, Commissioner Rechtin made a motion and Judge Pendery seconded, to approve Resolution R-135-04. All voted "AYE" and the motion passed unanimously.

Ms. Williams then stated that Solid Waste Coordinator, Reno Deaton, was present to give a report on the 2004 Fall Clean-Up, the Computer Recycling Program and the Christmas Tree Mulching Program. Mr. Deaton stated that the Fall Litter Abatement Cleanup was a very successful event. This event is a partnership in the County among the cities of Alexandria, Ft. Thomas, Cold Spring, Highland Heights, Crestview, Silver Grove, Melbourne, Mentor, California, Dayton, Southgate and Woodlawn. The drop-off locations for this event were Pendery Park, Campbell County Police Station, the Road Barn, and the Transportation Center. We collected a total of 540,800 lbs. of litter and debris, 3,282 tires of various sizes, collected and recycled freon from 199 appliances, baled and recycled 242,730 lbs. of scrap metal, and collected and recycled 309 car batteries. He presented a comparison of this Clean-Up to the Spring 2004 and Fall 2003 Cleanups, noting that the Fall Clean-Ups were very comparable in numbers. Judge Pendery stated that the numbers of pounds of items collected is astonishing. Mr. Deaton noted that the number of tires collected at all of these Clean-Ups is also amazing, and they have seen a greater increase in tractor and loader-type tires. Mr. Deaton then reported that November 20 was America Recycles Day in Campbell County, and the County conducted a computer/electronic recycling event at NKU. The County received a grant from Dell Computers

that allowed the County to hold this event at no cost to it. Other partners in the event were Technology Recycling Group, Full Circle, Inc., Northern Kentucky University and the Northern Kentucky Solid Waste Management District. Volunteers supplied the labor. A total of 272 vehicles dropped off for recycling 21.7 tons of computer materials, consisting of 424 PC units, 15 laptop units, 736 monitors, 250 printers, and numerous cable wires and apparatus. This was the first time an event of this sort has been able to be held in Campbell County. Mr. Deaton then reported that live Christmas trees could be dropped off for mulching from January 1 through January 15, 2005 at the following sites: Alexandria City Building, Dayton-Riverside Park, Ft. Thomas Highland Park, Ft. Thomas Tower Park, Highland Heights Civic Center, Morscher Field in Silver Grove, Newport City Garage, and Southgate Public Works Garage. All Campbell County residents who would like to have their trees recycled rather than placed in a landfill can drop their trees off to any of these sites for mulching.

Ms. Williams next requested a motion to appoint Amy Roberto to the position of Part-Time Senior Center Wellness/Fitness Coordinator at the Campbell County Senior Center, with compensation set at \$20.97/hr. (Grade 11K), effective December 1, 2004. Commissioner Otto stated that he noticed that Ms. Roberto lives in Dayton, Ohio and inquired as to whether she would be commuting from that area every day. Ms. Williams stated that the position is a part-time position and Ms. Roberto is attending NKU, which allows her to be in the area. There being no further discussion, Judge Pendery made a motion and Commissioner Rechten seconded, to approve the motion. All voted "AYE" and the motion passed unanimously.

Ms. Williams then requested a motion to adopt the 2005 Holiday Schedule for full-time employees of the Campbell County Fiscal Court, in compliance with the Administrative Code. Employees who are covered by outside labor agreements will receive the holidays outlined in those agreements. There being no further discussion, Judge Pendery made a motion and Commissioner Rechten seconded, to approve the motion. All voted "AYE" and the motion passed unanimously.

Ms. Williams next requested a motion to nominate Dr. Richard Schuck, David Noran and Ken Walters for reappointment to the Local Campbell County Board of Health Board for two-year terms, beginning January 1, 2005 through December 31, 2007. Said nominations will be sent to the Cabinet for Health and Family Services for consideration. There being no further discussion, Judge Pendery made a motion and Commissioner Otto seconded, to approve the motion. All voted "AYE" and the motion passed unanimously.

Ms. Williams then requested a motion to appoint Ronald Schneider as the Campbell County Search and Rescue Coordinator for a four-year term, effective November 23, 2004 through November 22, 2008. There being no further discussion, Judge Pendery made a motion and Commissioner Verst seconded, to approve the motion. All voted "AYE" and the motion passed unanimously.

Judge Pendery next requested reports from Staff. County Administrator, Robert Horine, presented Resolution R-134-04, which he read by title and provided a summary to the Court for its consideration. Mr. Horine stated that this Resolution authorizes the Judge/Executive to execute Change Order Number 3 to the contract with Whalen, Inc. for construction of the Restricted Custody Center. The total amount of the Change Order is \$6,401, which covers the

addition of snow guards on the metal roof that are necessary so that snow does not injure anyone who might be walking outside the building, and the installation of underground conduit to provide cable TV service to the facility. He noted that the cable TV service and the amount of the Change Order for that service would be paid out of the inmates' commissary fund. The purpose of putting the cable TV service in is to allow the Jailer to rent TV's and cable service to inmates who are qualified to purchase those services with a handling charge included. There being no further discussion, Commissioner Otto made a motion and Commissioner Verst seconded, to approve Resolution R-134-04. All voted "AYE" and the motion passed unanimously.

Mr. Horine then presented Resolution R-136-04, which he read by title and provided a summary to the Court for its consideration. Mr. Horine stated that this Resolution authorizes the purchase and installation of Automatic External Defibrillator (AED) Devices for six County facilities, at a cost of \$6,516. The County presently has an AED at the Campbell County Senior Center, and in consultation with various Directors of other Departments in the County, has determined a need for these devices in their Departments. The Departments to receive the AED's are the Campbell County Fiscal Court Building, the Campbell County Police Department/OEM, the Campbell County Golf Maintenance/Road Department, A.J. Jolly Clubhouse/Golf Course, Lakeside Terrace, and the Campbell County Detention Center. Employees will receive training from the local Northern Kentucky EMS service on the utilization of these devices. He noted that these devices are proving to be very valuable in facilities around the country in saving lives. The AED's will be purchased off of State contract. Judge Pendery inquired as to whether the local Northern Kentucky EMS was provided an opportunity to bid on this. Mr. Horine stated that the Northern Kentucky EMS actually directed the County to the State source for the AED devices. There being no further discussion, Commissioner Otto made a motion and Commissioner Rechlin seconded, to approve Resolution R-136-04. All voted "AYE" and the motion passed unanimously.

Judge Pendery then requested a report from the County Attorney's office. Mr. Verst advised that everything was going well at the County Attorney's office, and he had nothing further to report.

Judge Pendery next requested reports from the Commissioners. Commissioner Verst made note of the Christmas tie he was wearing, in hopes that his children may watch the program, and wished everyone a safe and wonderful holiday season.

Commissioners Otto and Rechlin stated they had nothing further to report at this meeting.

Judge Pendery announced that the Campbell County Annual Christmas Lighting Program would be held on Friday, December 3, 2004 at 7:00 p.m. at the Campbell County Extension Center in Highland Heights, Kentucky. The program is sponsored by the Fiscal Court and the Campbell County Homemakers Association. He invited everyone to come to the program and enjoy the signing, have a short chat with Santa, and get their pictures taken.

Judge Pendery then asked for a report from the Fiscal Director. Mr. Seibert requested a motion to accept a bid from Orr Safety Corporation for the purchase of Respiratory Equipment to be purchased with WMD funds. The best and lowest bid was \$36,018.50. He noted that Ken Knipper, Office of Emergency Management Director, was present to answer any questions.

Judge Pendery inquired as to how this bid compared to what we were expecting and how the equipment would be used. Mr. Knipper replied that the bid was slightly above what was expected and that the most of this equipment will be used by the Police Department. Judge Pendery stated that with this equipment, the Police Department would be in a better position to be safe should there be a terrorist attack, or hazardous materials problems. Mr. Knipper stated that this equipment could be used by a police officer in a situation where he might pull up on a scene and see something that would cause him to believe one of these events may be taking place. There being no further discussion, Commissioner Rechtin made a motion and Judge Pendery seconded, to approve the motion. All voted “AYE” and the motion passed unanimously.

Mr. Seibert next requested a motion to authorize staff to go out for bid to replace the Restroom Facility in Private Picnic Area #1 at A.J. Jolly Park. There being no further discussion, Judge Pendery made a motion and Commissioner Rechtin seconded, to approve the motion. All voted “AYE” and the motion passed unanimously.

Mr. Seibert then requested approval of the Claims being presented at this meeting. Mr. Verst stated that he had reviewed the claims and that they appeared to be appropriate. Commissioner Otto noted that the amount to be paid out for medical expenses at the Jail for this 2-week period was only \$5,200, compared to \$48,000 from the previous 2-week period. There being no further discussion, Commissioner Otto made a motion that the claims be approved and paid. Commissioner Rechtin seconded the motion. All voted “AYE” and the motion passed unanimously.

Judge Pendery then made a motion for the Court to enter into Executive Session pursuant to KRS 61.810(1)(c), to discuss proposed or potential litigation resulting from the recent Kentucky Supreme Court decision concerning Occupational License Fees. Commissioner Rechtin seconded the motion. All voted “AYE” and the motion passed unanimously. The regular meeting was then adjourned for Executive Session at 7:29 p.m.

Commissioner Otto then made a motion for the Court to exit Executive Session at 7:40 p.m. Commissioner Rechtin seconded the motion. All voted “AYE” and the motion passed unanimously. The regular meeting entered back into session.

There being no further business to come before the meeting, it was moved by Commissioner Otto, seconded by Commissioner Verst, that the meeting be adjourned. All voted “AYE” and the meeting was adjourned at 7:41 p.m.

Attachments:

Ordinance O-25-04: Rezoning of 4.3-Acre Site – Cartec Engineering
Ordinance O-27-04: Amendment of Chapter 90 of the Code of Ordinances Regarding Animals
Resolution R-134-04: Approval of change Order Number 3 for Restricted Custody Center
Resolution R-135-04: Approval of Rescue Squad Affiliation Agreements

Resolution R-136-04: Approval to Purchase Automatic External Defibrillator Devices
Claims: December 1, 2004

Approved:

/s/ Steve Pendery
STEVE PENDERY
Campbell County Judge/Executive

Attest:

/s/ Sandra L. Mulligan
Sandra L. Mulligan
Fiscal Court Clerk