

**CAMPBELL COUNTY FISCAL COURT
MINUTES**

September 2, 2015

A regular meeting of the Campbell County Fiscal Court was held on Wednesday, September 2, 2015, 7:00 p.m. at the Campbell County Courthouse located at 8352 East Main Street, Alexandria, Kentucky.

COUNTY JUDGE/EXECUTIVE:
STEVE PENDERY

COUNTY COMMISSIONERS:
CHARLIE COLEMAN
TOM LAMPE
BRIAN PAINTER

Pat Walsh	Assistant County Attorney
Matt Elberfeld	County Administrator
Kim Serra	Assistant County Administrator
Paula Spicer	Fiscal Court Clerk
Marie Schenkel	Finance Director
Chief Craig Sorrell	Campbell County Police Department

The meeting was called to order at 7:00 p.m. by Judge Penderly. Cable Access was present to film the meeting.

Judge Penderly 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 August 19, 2015 and the special meeting of August 25, 2015 were presented. Motion was made by Commissioner Painter, seconded by Commissioner Lampe to approve the minutes. All voted "AYE" and the motion passed.

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

Judge Penderly advised that State statute requires Special Purpose Governmental Entities to present their tax rate for the year to the Fiscal Court. He pointed out that the Fiscal Court has no authority to change the rate as set by the Boards of Directors of these agencies. Judge Penderly then invited representatives of the Special Purpose Governmental Entities to address the Fiscal Court.

Dennis Walter, Vice Chairman, Campbell County Conservation District, stated that the District is not raising its tax rate this year. Due to diligent budgeting and watchful spending, the rate will

remain the same as last year without compromising services to the citizens of Campbell County. He then explained the purpose of the Conservation District and services provided.

Jim Krift, Vice Chairman, Campbell County Cooperative Extension District, stated that the Extension District has increased its rate by using the compensating rate set by the State as follows: 3.30 cents per \$100 valuation for real property, 5.47 cents per \$100 valuation for personal property and 2.0 per \$100 valuation for motor vehicles. Mr. Krift explained how the Extension District is funded by the University of Kentucky, Department of Agriculture and the State. He described its staff and the many programs that it provides.

Ken Knipper, Secretary, Campbell County Fire District No. 1, stated that there will be no increase in its tax rate – it will remain the same as last year. Mr. Knipper explained the areas that merged to form Fire District No. 1. The District offers firefighting, EMS and rescue services.

JC Morgan, Director, Campbell County Public Library, described recent changes for the library such as renovations at the Newport branch, parking lot improvements at the Ft. Thomas branch, automatic renewal of certain books and lowered fines. The library's circulation for this past year was 1.2 million books – a large portion of this was children's materials. He stated that use of Wi-Fi has increased, use of meeting rooms and participation in programs have also increased. This year the Library is one of four in the State that has achieved an Exemplary Rating pursuant to the Kentucky Public Library standards. He stated that the Library hired a long range planner through the Kentucky League of Cities to help them move into the future. The planner is currently conducting surveys and interviews and they hope to have a five-year plan in place for the Library by April. Mr. Morgan talked about the lawsuit filed in January 2012 challenging the method by which it sets its tax rate every year. Currently they are waiting to see if the Kentucky Supreme Court is going to hear an appeal of a decision in the Library's favor. The tax rates for this year are 7.7 cents per \$100 valuation for real property, 9.08 cents for personal property and 2.6 cents for motor vehicles. Commissioner Coleman stated that he is glad that they could make improvements without raising taxes. Mr. Morgan stated that they had to dip into reserves in the amount of \$177,000; their reserves are about \$1 million. Most of the Library's income is from the personal property taxes.

Bernie Henke, Chairman, Southern Campbell County Fire District, stated that the Board of Trustees has kept the tax rate the same as last year: 80 cents per \$100 valuation for real estate and 20 cents for tangible property. Mr. Henke stated that they do well with their budget. They provide fire and ambulance service for over 47 square miles of the County.

Paula Spicer presented old business with a second reading of Ordinance O-08-15 by title and summary. O-08-15 authorizes the issuance of General Obligation Bonds Series 2015 in an aggregate principal amount not to exceed \$5,500,000; approving the form of bonds; authorizing designated officers to execute and deliver the bonds; providing for the payment and security of the bonds; creating a bond payment fund; maintaining the heretofore established sinking fund; authorizing acceptance of the bid of the bond purchaser for the purchase of the bonds; and repealing inconsistent ordinances. This bond issue will fund the renovations at the Campbell County Detention Center. Commissioner Lampe made a motion to adopt O-08-15, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

New business was then presented with Resolution R-114-15 by title and summary given. R-114-15 adopts and approves the execution of a Rural Secondary Fund Supplemental Agreement No. 1 between the Fiscal Court and the Commonwealth of Kentucky, Transportation Cabinet, Department of Rural and Municipal Aid, and accepting all roads and streets referred to therein as being a part of the County Road System. The agreement increases funding in the amount of \$20,000 to the Fiscal Court for the construction of the bridge and approaches on Daniels Road. Judge Pendery made a motion to adopt R-114-15, seconded by Commissioner Lampe. All voted “AYE” and the motion passed.

Resolution R-115-15 was read by title and summary given. R-115-15 authorizes the County Judge/Executive to execute an agreement with the Kentucky Board of Emergency Medical Services to accept Block Grant Funds in the amount of \$10,000 for Campbell County ambulance services. The funds will be distributed among the County’s ambulance service providers. Commissioner Lampe made a motion to adopt R-115-15, seconded by Commissioner Painter. All voted “AYE” and the motion passed.

Ms. Spicer announced that staff requests that Resolution R-116-15 which authorized agreements with Sanitation District No. 1, be tabled to a future meeting. Matt Elberfeld explained that the County Attorney is working with the Sanitation District on indemnification language in the proposed agreement with Sanitation District No. 1 and could not get it finalized in time for the meeting. Judge Pendery stated that there are a number of public agencies involved in the agreement.

Resolution R-117-15 was read by title and summary given. R-117-15 authorizes the Judge/Executive to execute a 911 Emergency Telephone Service Fee Collection Interlocal Cooperation Agreement. Commissioner Coleman made a motion to adopt R-116-15, seconded by Commissioner Lampe. In answer to Commissioner Coleman’s question, Matt Elberfeld stated that the 911 fee fund is solvent. He further stated that this agreement allows the Sheriff to receive a fee for collecting the 911 service fee as it appears on the tax bills. All voted “AYE” and the motion passed.

Resolution R-119-15 was read by title and summary given. R-119-15 authorizes the Judge/Executive to execute a Memorandum of Agreement with the Kentucky Department for Local Government Office of Federal Grants to accept up to \$100,000 in funds for the AJ Jolly Trailside Enhancement Project. Part of the funds will be used for property drainage in the “bowl area” in front of the Stapleton Pavilion and to install a new automatic gate at AJ Jolly Park. Commissioner Lampe made a motion to adopt R-119-15, seconded by Commissioner Painter. All voted “AYE” and the motion passed.

Ordinance O-09-15 was presented for a first reading by title and summary. 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. Cindy Minter stated that in February this year a draft of the vision, goals and objectives were made available for public comment on the County’s website, in print form, by direct mailings and targeted presentations. Dozens of public comments were received and the Campbell County and Municipal Planning and Zoning Commission (Commission) held two open

workshops. The Commission also held a public hearing in July. Ms. Minter stated that the Commission's recommended revised vision, goals and objectives are now before the Fiscal Court for adoption. She read the modified vision and 11 goals. Ms. Minter answered questions from the Fiscal Court.

Resolution R-120-15 was read by title and summary given. R-120-15 authorizes application to the Campbell County and Municipal Planning and Zoning Commission for zoning text amendments pertaining to cellular or wireless communications systems. Due to recent changes in federal statutes and an FCC order, Cindy Minter recommends amending the County's zoning ordinance to bring it into compliance with the new regulations. Most of the changes are to definitions in the ordinance. When the amendments are finalized, it will be brought back to the Fiscal Court for adoption. Commissioner Lampe made a motion to adopt R-120-15, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Resolution R-122-15 was read by title and summary given. R-122-15 authorizes an Interlocal Agreement between the Campbell County Fiscal Court and the City of Alexandria for building inspection services. This agreement will also include HVAC permit review and inspection services which were previously approved by Resolution R-112-15. Commissioner Painter made a motion to adopt R-122-15, seconded by Commissioner Lampe. Ms. Minter explained that the County Attorney is still working on the agreement. Commissioner Painter amended his motion to adopt the resolution subject to approval by the County Attorney, seconded by Commissioner Lampe. All voted "AYE" and the motion passed.

A motion was requested to approve a step-in-grade increase for Officer Kyle Gray from Police Officer Grade 3 to Police Officer Grade 4 with salary adjustment from \$20.60 per hour to \$21.63 per hour effective September 4, 2015 in accordance with the current Fraternal Order of Police working agreement. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to approve a step-in-grade increase for Sergeant Gary Downs from Grade SG1 to Grade SG2 with salary adjustment from \$29.64 per hour to \$30.53 per hour effective August 1, 2015 in accordance with the current Fraternal Order of Police working agreement. Motion was made by Judge Pendery, seconded by Commissioner Lampe. All voted "AYE" and the motion passed.

A motion was requested to appoint Alex Turner to the position of Police Officer Grade 6 with the Campbell County Police Department effective September 13, 2015 with compensation set at Grade PO6 \$51,509 annually (\$24.76 per hour) and annual benefit cost of \$18,821.33. As a lateral officer, Mr. Turner will be granted 10 years of service credit at the time of appointment. Judge Pendery made a motion adding that there is a contingency associated with this appointment because there is further testing involved, seconded by Commissioner Coleman. Chief Sorrell advised that Mr. Turner has been approved by the Police Force Merit Board and he has personally interviewed him. Mr. Turner was a police officer in Cleveland, Ohio but has moved here due to his wife's profession. Chief Sorrell further stated that the advantage of hiring a lateral entry officer is that they do not have to attend the 12-week academy and therefore can be put on the street as soon as they complete field training with an officer. It is a very selective

process – there are many candidates that are not chosen. Chief Sorrell stated that there have been openings in the Department since he arrived and he has been very careful to get the best candidates which has taken some time. All voted “AYE” and the motion passed.

A motion was requested to appoint Doug Maliszewski to the position of Police Officer Grade 6 with the Campbell County Police Department effective September 13, 2015 with compensation set at Grade PO6 \$51,09 annually (\$24.76 per hour) and annual benefit cost of \$18,821.33. As a lateral officer, Mr. Maliszewski will be granted 10 years of service credit at the time of appointment. Motion was made by Judge Pendery, seconded by Commissioner Lampe. All voted “AYE” and the motion passed.

A motion was requested to reappoint Joe Strange and David Boden to the Board of the Pendleton County Water District each for a four-year term effective November 1, 2015 through October 31, 2019. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted “AYE” and the motion passed.

Commissioner Coleman announced that a meeting is scheduled for September 8, 2015 at 7:00pm at Mokka to discuss the possibility of Chase Law School moving from Campbell County.

Commissioner Coleman thanked Matt Elberfeld for getting answers to some of his questions about the Health Department’s expenses.

Commissioner Lampe acknowledged Cindy Minter upon being named the 2015 Mitigation Manager of the year by the Kentucky Association of Mitigation Managers for her hard work as flood plain manager. Ms. Minter obtained entrance into the Community Rating System by FEMA for five Campbell County cities. As a result residents will get discounts on their flood insurance.

Commissioner Lampe advised that there was a meeting of the Jolly Park Community Development Council where they reviewed preliminary design concepts for the RV campground and splash park proposals for A J Jolly Park. The Council will attend a future meeting to update the Fiscal Court.

Commissioner Painter advised that a meeting will be held next Thursday with the Northern Kentucky Water District regarding providing service to parts of the County that currently do not have access to water service.

Judge Pendery announced that the 48th Annual Campbell County Senior Citizen Picnic will be held on September 16, 2015 from 11:00am to 4:00pm at Pendery Park.

Judge Pendery made a motion to change the Fiscal Court meeting from September 16, 2015 to Thursday, September 17, 2015 at 3:00pm at the County Administration Building, Fiscal Court Chambers, 1098 Monmouth Street, Newport, Kentucky due to the Senior Citizen Picnic. Commissioner Painter seconded the motion. All voted “AYE” and the motion passed.

Judge Pendery stated that it is very expensive to buy flood insurance and the cost will likely climb. To have the discounts available will save a lot of money for residents. Cindy Minter stated that she will talk about the mitigation management at a future meeting. The Cities of Silver Grove, Melbourne, Woodlawn, Southgate and the unincorporated County are the five communities entering into the program. FEMA was told that we are taking control of our flood zones with respect to management and land use and as a result they gave property owners discounts on insurance.

Marie Schenkel requested a motion to accept the bid of Mago Construction Company in the amount of \$301,456.48 for resurfacing of Washington Trace Road. Mago Construction was the lower of two bids received for this project. Motion was made by Commissioner Painter, seconded by Commissioner Lampe. Ms. Schenkel stated that about \$9,000 of the cost of this project is due to prevailing wage requirements. All voted "AYE" and the motion passed.

Resolution R-118-15 was read by title and summary given. R-118-15 accepts the proposal of Clark Schaefer Hackett for the audit of the Housing Choice Voucher Program, a component unit of the County. The audit services will be for a period of three years beginning with fiscal year 2015 at an annual fee of \$8,000 for the first two years and \$8,500 for the third year. Judge Pendery made a motion to adopt R-118-15, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Resolution R-121-15 was read by title and summary given. R-121-15 declares certain County-owned personal property as surplus and authorizes the Finance Director to dispose of same by electronic auction. A list of the surplus property was provided to the Fiscal Court. Ms. Schenkel stated that two trucks on the surplus list would not be sold until the County takes delivery of its new truck. Commissioner Lampe made a motion to adopt R-121-15, seconded by Judge Pendery. All voted "AYE" and the motion passed. Judge Pendery stated that since using govdeals.org the County has been making more money from the sale of its surplus property. Matt Elberfeld agreed adding that it reaches a bigger audience; the County has even sold surplus property to other governments in different parts of the country.

Ms. Schenkel then requested a motion to approve the claims as presented for September 2, 2015. Pat Walsh stated that County Attorney Steve Franzen has reviewed the claims and determined that they all appear appropriate. Motion was made by Commissioner Coleman, 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 Painter. All voted "AYE" and the meeting adjourned at 8:00 p.m.

Attachments:

Ordinance O-08-15 Bond Issue for Detention Center Renovation
Resolution R-114-15 Rural Secondary Fund Supplemental Agreement
Resolution R-115-15 Agreement with Kentucky Board of Emergency Medical Services
Resolution R-117-15 Interlocal Agreement with Campbell County Sheriff

Resolution R-119-15 Memorandum of Agreement with KY Department for Local Government
Ordinance O-09-15 Amend Vision, Goals & Objectives for the Comprehensive Plan
Resolution R-120-15 Application for Zoning Text Amendments
Resolution R-122-15 Interlocal Agreement with City of Alexandria
Resolution R-118-15 Accept Proposal for Audit of Housing Choice Voucher Program
Resolution R-121-15 Declare Certain County-owned Property as Surplus
Claims and Supplemental Claims September 2, 2015

Approved:

STEVE PENDERY
Judge/Executive

Attest:

Paula K. Spicer, Fiscal Court Clerk