

**CAMPBELL COUNTY FISCAL COURT
MINUTES**

May 18, 2005

A regular meeting of the Campbell County Fiscal Court was held on Wednesday, May 18, 2005, at 5:30 p.m. at the Fiscal Court Conference Room, 24 W. 4th Street, Newport, Kentucky.

Preceding the opening of the Fiscal Court meeting, a public hearing was held at 5:15 p.m. for the purpose of obtaining public comments regarding the Petition for Entertainment License by Dennis C. and Bonnie K. Walter, d/b/a Stonebrook Winery. Present at the hearing were:

William Schoettelkotte, Assistant County Attorney (Hearing Officer)
Dennis C. Walter (Applicant)
Melissa Williams, Administration Director
Naguanda Deaton, Director of Personnel
Sandra Mulligan, Fiscal Court Clerk

Mr. Schoettelkotte opened the public hearing and stated that he was filling in for County Attorney, Justin Verst. He stated that public comments would be taken regarding the Petition for Entertainment License for Dennis and Bonnie Walter, d/b/a Stonebrook Winery, located at 6570 Vineyard Lane, Melbourne, Kentucky. He noted that an investigation was performed with the assistance of the Campbell County Police Department, who indicated that everything was satisfactory, and Mr. and Mrs. Walters had met the necessary requirements. Ms. Williams stated that there had been no comments or complaints filed with the County Clerk's office as of today and a check with the Planning & Zoning Department finds that Mr. and Mrs. Walters are in compliance. She noted that Mr. Walters will be in compliance with the occupational permit licensing requirements before the wine tasting room opens. Mr. Schoettelkotte asked if there were any questions or comments from the public. There being none, Mr. Schoettelkotte then closed the public hearing at 5:17 p.m.

In attendance at the Fiscal Court meeting were:

COUNTY JUDGE/EXECUTIVE
STEVE PENDERY

COUNTY COMMISSIONERS:
DAVID OTTO
KENNETH RECHTIN

Robert Horine
William Schoettelkotte
Naguanda Deaton
Sarah Collins
Melissa Williams
Sandra Mulligan

County Administrator
Assistant County Attorney
Director of Personnel
Interim Director of Housing
Director of Administration
Fiscal Court Clerk

The meeting was called to order at 5:30 p.m. by Judge Pendery. A moment of silence was called for by Judge Pendery, followed by the Pledge of Allegiance. Following roll call, a quorum was declared present.

Judge Pendery presented the minutes from the Fiscal Court meeting of May 9, 2005. It was moved by Commissioner Otto and seconded by Commissioner Rehtin that the minutes of May 9, 2005 be approved. All voted "AYE" and the motion passed unanimously.

Judge Pendery next asked if there were any public officials or citizens in attendance at the meeting who desired to address the Court. There were none.

Judge Pendery then requested items of Old Business be brought before the Court. Ms. Williams presented for second reading and passage consideration Ordinance O-05-05, which she read by title and provided a summary. She explained that this Ordinance amends Section 111.01 and Section 111.05 of the Campbell County Code of Ordinances to revise the hours when sales are permitted with respect to malt beverages, retail licenses and distilled spirits, and wine, both retail, package and drink license. The Ordinance allows business in the County to permit sales on Sunday during the hours of 11:00 a.m. and 6:00 a.m. on Monday. The Ordinance was requested by Mr. Dennis Walter, a Campbell County vintner, and the Northern Kentucky Vintners & Grape Growers Association. There being no further discussion, Commissioner Rehtin made a motion and Commissioner Otto seconded, to approve Ordinance O-05-05. 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 a motion to acknowledge a Proclamation declaring May, 2005 as Drug Court Month in Campbell County. The Administrative Offices of the Courts has requested this Proclamation. There being no further discussion, Commissioner Otto made a motion and Commissioner Rehtin seconded, to approve the motion. All voted "AYE" and the motion passed unanimously.

Ms. Williams next presented for first reading Ordinance O-06-05, which she read by title and provided a summary to the Court for its consideration. She stated that this Ordinance adopts Supplement 2005 S-11 to the Code of Ordinances of the County, which includes Ordinances adopted during the period July 1, 2004 through December 31, 2004. She noted that no action was necessary on this Ordinance at this time, and it would be acted on at the next meeting of the Court.

Ms. Williams then presented Resolution R-71-05, 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 accept an award from the Murray and Agnes Seasongood Good Government Foundation in support of the Campbell County Public Administration Intern Program. The amount of funding received will be \$12,000, which is double the amount received in the previous year. There being no further discussion, Commissioner Rehtin made a motion and Commissioner Otto seconded, to approve Resolution R-71-05. All voted "AYE" and the motion passed unanimously.

Ms. Williams then presented Resolution R-72-05, which she read by title and provided a summary to the Court for its consideration. She stated that this Resolution renews a contract with Anthem as health care provider and life insurance provider for all eligible employees of the Campbell County Fiscal Court, the Campbell County Detention Center, Campbell County Child Support, Campbell County Cable Board and Campbell County Consolidated Dispatch Center, effective July 1, 2005 through June 30, 2006. She noted that Naguanda Deaton, Personnel Director, was present to answer any questions. There being no further discussion, Commissioner Rechtin made a motion and Commissioner Otto seconded, to approve Resolution R-72-05. All voted "AYE" and the motion passed unanimously.

Ms. Williams then presented Resolution R-73-05, which she read by title and provided a summary to the Court for its consideration. She stated that this Resolution to contract with Dental Care Plus to provide dental insurance to eligible employees through payroll deduction, effective July 1, 2005 through June 30, 2006. This contract will be renewed with a 6% increase. She noted that Naguanda Deaton, Personnel Director, was present to answer any questions. There being no further discussion, Commissioner Rechtin made a motion and Commissioner Otto seconded, to approve Resolution R-73-05. All voted "AYE" and the motion passed unanimously.

Ms. Williams next presented Resolution R-74-05, which she read by title and provided a summary to the Court for its consideration. She stated that this Resolution renews a contract with Chard Snyder to be a third party administrator of a Section 125 Flexible Spending Account to meet IRS regulations for pre-tax payroll deductions of Cafeteria Plan Selections. There being no further discussion, Commissioner Otto made a motion and Commissioner Rechtin seconded, to approve Resolution R-74-05. All voted "AYE" and the motion passed unanimously.

Ms. Williams then presented Resolution R-75-05, which she read by title and provided a summary to the Court for its consideration. She stated that this Resolution authorizes a contract with St. Elizabeth Hospital to provide an employee assistance program to eligible employees, effective July 1, 2005 through June 30, 2006. This is a new program to be supportive of employees. She noted that Naguanda Deaton, Director of Personnel, was present to answer any questions. There being no further discussion, Commissioner Rechtin made a motion and Commissioner Otto seconded, to approve Resolution R-75-05. All voted "AYE" and the motion passed unanimously.

Ms. Williams next requested a motion to allow staff to advertise, interview and hire for the position of IT Manager, due to the resignation of Andy Kuykendall. There being no further discussion, Commissioner Pendery made a motion and Commissioner Otto seconded, to approve the motion. All voted "AYE" and the motion passed unanimously.

Judge Pendery next requested reports from Staff. Mr. Horine, County Administrator, stated he had nothing further to report at this meeting.

Judge Pendery then requested a report from the County Attorney's office. Mr. Schoettelkotte stated he had nothing further to report from the County's Attorney's office at this meeting.

Judge Pendery next requested reports from the Commissioners. Commissioner Otto and Commissioner Rechtin advised they had nothing further to report at this meeting.

Judge Pendery stated he had nothing further to report at this meeting.

Judge Pendery then asked for a report from the Fiscal Director. Mr. Seibert presented for first reading Ordinance O-07-05, which he read by title and provided a summary to the Court for its consideration. He stated that this Ordinance adopts the Fiscal Year 2006 General Fund Budget for the Campbell County Fiscal Court. He noted that no action was necessary on this Ordinance at this time, and it would be acted on at the next meeting of the Court.

Mr. Seibert next requested a motion to adopt a Standing Order to pre-approve certain recurring expenses related to payroll, employee health benefits, and utility payments. The Standing Order is required by KRS 68.275(3). There being no further discussion, Commissioner Otto made a motion, seconded by Commissioner Rechtin, that the Standing Order be approved. All voted "AYE" and the motion passed unanimously.

Mr. Seibert then requested a motion to solicit bids for road resurfacing work for the Fiscal Year 2006 budget year. 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 presented Resolution R-66-05, which he read by title and provided a summary to the Court for its consideration. He stated that this Resolution grants Sheriff John Dunn Jr.'s quietus for 2004 taxes. This is a standard yearly procedure once the tax collections have been settled. There being no further discussion, Commissioner Rechtin made a motion and Commissioner Otto seconded, to approve Resolution R-66-05. All voted "AYE" and the motion passed unanimously.

Mr. Seibert next presented Resolution R-69-05, which he read by title and provided a summary to the Court for its consideration. He stated that this Resolution adopts and approves the execution of a County Road Aid Coop Program Contract with the Commonwealth of Kentucky, Transportation Cabinet for Intergovernmental Programs for the Fiscal Year beginning July 1, 2005. There being no further discussion, Commissioner Rechtin made a motion and Commissioner Otto seconded, to approve Resolution R-69-05. All voted "AYE" and the motion passed unanimously.

Mr. Seibert then presented Resolution R-70-05, which he read by title and provided a summary to the Court for its consideration. He stated that this Resolution adopts and approves the execution of a Municipal Aid Coop Program Contract with the Commonwealth of Kentucky Transportation Cabinet for Intergovernmental programs for the Fiscal Year beginning July 1, 2005, acting on behalf of the Unincorporated Urban Place of Claryville. There being no further discussion, Commissioner Otto made a motion and Commissioner Rechtin seconded, to approve Resolution R-70-05. All voted "AYE" and the motion passed unanimously.

Mr. Seibert then requested approval of the Claims being presented at this meeting. Assistant County Attorney Schoettelkotte advised that County Attorney Verst had reviewed the Claims

and that they appeared to be appropriate. 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.

There being no further business to come before the meeting, it was moved by Commissioner Rechtin, seconded by Commissioner Otto, that the meeting be adjourned. All voted “AYE” and the meeting was adjourned at 5:47 p.m.

Attachments:

Proclamation: Drug Court Month
Ordinance O-05-05: Revision of Hours for Alcohol Sales on Sunday
Ordinance O-06-05: Supplement 2005 S-11 to Code of Ordinances
Ordinance O-07-05: Fiscal Year 2006 General Fund Budget
Resolution R-66-05: Sheriff’s Quietus for 2004 Taxes
Resolution R-69-05: County Road Aid Coop Program Contract
Resolution R-70-05: Municipal Aid Coop Program Contract
Resolution R-71-05: Award of Grant for Public Administration Intern Program
Resolution R-72-05: Renewal with Anthem as Health Care Provider
Resolution R-73-05: Renewal with Dental Care Plus as Dental Provider
Resolution R-74-05: Renewal with Chard Snyder for Section 125 Flexible Spending Account
Resolution R-75-05: Contract with St. Elizabeth Hospital for Employee Assistant Program
Claims: May 18, 2005
May 18, 2005 (Supplemental)
May 18, 2005 (Home Emergency Grant)

Approved:

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

Attest:

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