

**CAMPBELL COUNTY FISCAL COURT  
MINUTES**

**May 17, 2006**

A regular meeting of the Campbell County Fiscal Court was held on Wednesday, May 17, 2006, at 5:30 p.m., at the at the Fiscal Court Conference Room, 24 W. 4<sup>th</sup> Street, Newport, Kentucky.

In attendance at the meeting were:

COUNTY JUDGE/EXECUTIVE:  
STEVE PENDERY

COUNTY COMMISSIONERS:  
KENNETH RECHTIN  
MARK HAYDEN

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|------------------------|-----------------------------------------------------|
| William Schoettelkotte | Assistant County Attorney                           |
| Robert Horine          | County Administrator                                |
| Jim Seibert            | Fiscal Affairs Director                             |
| Keith Hill             | Chief, Campbell County Police Department            |
| Ken Knipper            | Office of Emergency Management Director             |
| Melissa Williams       | Administration Director & Acting Fiscal Court Clerk |
| Tasha Wilder           | Meeting Recorder                                    |

Judge Pendery called the meeting to order. A moment of silence was called for by Judge Pendery, followed by the Pledge of Allegiance. Following roll call, a quorum was declared present. Commissioner Otto was absent due to illness.

Judge Pendery presented the minutes from the Fiscal Court meeting of May 3, 2006 and the Mayors' Meeting of April 25, 2006 for approval. Commissioner Rechtin made a motion and Commissioner Hayden seconded to approve the minutes of May 3, 2006 and April 25, 2006. All voted "AYE" and the motion passed unanimously.

Judge Pendery then asked if there was anyone present who would like to address the Court on any other issues. No one addressed the Court.

Judge Pendery then requested items of Old Business be brought before the Court. Ms. Williams presented for second reading and passage consideration Ordinance O-05-06, which she read by title and provided a summary to the Court for its consideration. She stated that this Ordinance updates the official list of roads in Campbell County that will be controlled and maintained by the Campbell County Fiscal Court, and amend Ordinance O-17-05 to add Belle Pointe Drive and Harmony Lane to the road list. Commissioner Rechtin made a motion and Commissioner

Hayden seconded to approve O-05-06. There being no further discussion, all voted "AYE," and the motion was unanimously approved.

Ms. Williams next presented for second reading and passage consideration Ordinance O-06-06, which she read by title and provided a summary to the Court for its consideration. She stated that this Ordinance amends the text of the Official Zoning Ordinance for unincorporated Campbell County, Article X-General Regulations, adding Funeral Homes as a conditional use in an A-1 and R-RE zone, and adding a definition for the term "Funeral Home" in Article VII-Definitions. Commissioner Rechtin made a motion and Commissioner Hayden seconded to approve O-05-06. There being no further discussion, all voted "AYE," and the motion was unanimously approved.

Ms. Williams then presented for second reading and passage consideration Ordinance O-07-06, which she read by title and provided a summary to the Court for its consideration. She stated that this Ordinance enacts and adopts Supplement 2006 S-13 to the Code of Ordinances of the County. She added that this Ordinance approves the codified version of Ordinances adopted from July 1, 2005 through December 31, 2005. Commissioner Rechtin made a motion and Judge Penderly seconded to approve O-05-06. There being no further discussion, all voted "AYE," and the motion was unanimously approved.

Judge Penderly next requested items of New Business be brought before the Court. Ms. Williams next presented Resolution R-79-06, which she read by title and provided a summary to the Court for its consideration. She stated that this Resolution authorizes the Judge/Executive to enter into agreements with the Alexandria Fair Board for 2006. She added that this contract is usually brought before the Court in August, but is being brought early because the fair asked for assistance with bush hog work for a 4-H Horse Camp. She noted this contract also covers the work we do in preparation for the fair and to purchase 10 fair booths used to promote the county. Commissioner Rechtin made a motion and Commissioner Hayden seconded to approve Resolution R-79-06. There being no further discussion, all voted "AYE," and the motion was unanimously approved.

Ms. Williams next presented Resolution R-84-06, which she read by title and provided a summary to the Court for its consideration. She stated this Resolution authorizes the Judge/Executive to execute an agreement with Ms. Vikki Rawe to provide recreational programming such as, archery classes and turtle races, for A.J. Jolly Park's 2006 park season. Commissioner Rechtin made a motion and Commissioner Hayden seconded to approve Resolution R-84-06. There being no further discussion, all voted "AYE," and the motion was unanimously approved.

Ms. Williams then presented Resolution R-85-06, which she read by title and provided a summary to the Court for its consideration. She stated this Resolution authorizes the County Judge/Executive to execute a contract with Camp Springs Volunteer Fire Department to provide labor and equipment to haul gravel to the Camp Springs Fire Station. She stated that the Camp Springs Fire Department takes care of its own facility and is working on drainage issues. She added that they need assistance in bringing gravel to their parking lot and they will pay for the gravel and fuel. Commissioner Hayden made a motion and Commissioner Rechtin seconded to

approve Resolution R-85-06. There being no further discussion, all voted "AYE," and the motion was unanimously approved.

Ms. Williams then presented Resolution R-80-06, 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 enter into a contract with Chard Snyder to provide a Flexible Spending Account to all eligible employees of the Campbell County Fiscal Court and Detention Center through payroll deduction. She stated that the program worked the same as last year. Judge Pendery made a motion and Commissioner Rehtin seconded to approve Resolution R-80-06. There being no further discussion, all voted "AYE," and the motion was unanimously approved.

Ms. Williams then presented Resolution R-81-06, 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 renew a contract with Dental Care Plus to offer insurance through payroll deduction to all eligible employees of the Campbell County Fiscal Court and Detention Center. She noted that the wrong recommendation was put into the binders, but the 2006 recommendation was before them at their place at the table. She added that the cost is \$23.20 a month for a single and \$71.93 a month for a family, and approximately 63 individuals use this volunteer dental insurance in FY06. Judge Pendery made a motion and Commissioner Rehtin seconded to approve Resolution R-81-06. There being no further discussion, all voted "AYE," and the motion was unanimously approved.

Ms. Williams next requested a motion to appoint David Bruener to the position of Patrolman Grade II, with three years service credit, at grade 10A with compensation set at \$17.15/hr, effective May 17, 2006. Judge Pendery made a motion and Commissioner Hayden seconded, to approve the motion. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Ms. Williams then requested a motion to appoint Clinton Kohls to the part time position of Starter/Hospitality worker at A.J. Jolly Golf Course at grade 4A with compensation set at \$7.29/hr, effective May 17, 2006. Judge Pendery made a motion and Commissioner Rehtin seconded, to approve the motion. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Ms. Williams next requested a motion to appoint Meggy Rawe as Camping Concession employee at A.J. Jolly Park, at \$9.10/hr., effective May 17, 2006 through the 2006 Park Season. Judge Pendery made a motion and Commissioner Rehtin seconded, to approve the motion. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Ms. Williams next requested to table a motion to appoint an individual to replace Dan Stellar on the Central Fire District Board. Judge Pendery stated that there are two fabulous candidates, who meet all criteria, vying for the position. The Judge will circulate the names to consider this appointment more carefully.

Judge Pendery next requested reports from Staff. County Administrator, Robert Horine, stated there were a few events in the county this weekend. At the vision planning meeting, Dennis

Walter reminded him that the Northern Kentucky Wine Festival is this Saturday from 11 a.m. to 7 p.m. at the Brentwood Nursery on the AA Highway. The event moved from St. Joseph Church because the festival grew too large, and they will shuttle people from the Park and Ride located at the AA Highway and Four Mile Pike. There are ten Kentucky wineries involved, three of those are from Campbell County, fifteen crafters, and different music every hour. Everyone is invited.

Second, there is a 1 p.m. groundbreaking ceremony at NKU this Saturday May 20, 2006 for the new Arena. The event has been moved to the parking lot of the Hermann House due to inclement weather.

Lastly, Mr. Horine requested an executive session, at the close of the meeting, pursuant to K.R.S. 61.810 (B) deliberations of future acquisitions of real property and (C) discussions of proposed or pending litigation against the public agency. Commissioner Rechtin made a motion and Commissioner Hayden seconded to hold an executive session after the meeting. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Assistant County Attorney William Schoettelkotte stated he had nothing to report.

Commissioner Rechtin and Commissioner Hayden stated they had nothing further to report.

Judge Pendery then reported on the three day Visioning Sessions held on May 12, 13, & 17, 2006. On the first day, 215 items were identified with economic development recognized as the prime constraint. There were elements of environmentally sensitive groups present and an understanding was reached that things green and economic development do not necessarily oppose one another, and in fact each can support the other if properly planned. This understanding took two days. On the third day, the matter of advancing an economic agenda, and what it should be for Campbell County was discussed. The chokepoint for this agenda was identified as real estate. The problem being that there is not the zoning, utilities, and size acreage needed in enough identified instances for people who would do sales work for Campbell County and have a product to sell. Overall, this was a good exercise and as a public official, it was encouraging to have a wide variety of people and backgrounds and come to the same conclusions that we come to in our work.

Commissioner Rechtin added that one of the problems we might have is lack of participation by some of the cities with their own independent planning bodies. We have must include them in the process. Judge Pendery added that a problem was identified that most of the economic development work and most of the economic development successes are in cities that do not participate in our planning. In some of these cities, we need to reach out to them by preaching the economic development message. Commissioner Rechtin suggested that we may need to speak with the cities one-on-one with their individual planning committees and city administrations. Commissioner Hayden then asked how the areas of economic development will be delineated. Judge Pendery stated that there was not a delineation drawn, but this group tried to come up with a County wide vision and pulling in other agencies was named as a constraint.

Commissioner Hayden then stated that perhaps when focusing on economic development, we should start focusing on geographical areas in the county or in cities where development makes sense so we have the infrastructure in place. Judge Pendery stated that we have already done that with the Commercialization Triangle at NKU and scattered site development for the middle of the county. For the cities north of there, Dan Tobergte is going to go out and talk to the cities about the state incentives available and what resources are available to them. In the south end of the county, there will be some testimony that there is not great potential for a large scale business development for lack of infrastructure and zoning. Our planning and zoning body is going to have to find a couple hundred acres within the county where we can safely attract business that is already zoned.

Commissioner Hayden then asked if all the zoning was in place for the Technology Triangle. Judge Pendery replied that event took us through a process not unlike what we may need to do with the economic development message. The three cities were called in, the concept was explained to them, they were enthusiastic, and it was explained that in their comprehensive plan reviews, property needed to be set aside. Six to ten sites were identified for Tri-ED to try and sell.

Commissioner Rehtin stated that process-wise it may be beneficial to bring their planning commission and the county planning commission together to share information, and to do long term planning. Commissioner Hayden added that planning cannot be reactive, and you must look long term as far as zoning goes. Judge Pendery added that to attract big business, zoning must be already in place.

Robert Horine noted that 15 people, who serve on the overall advisory board for the Comprehensive Plan, participated and were engaged all three days of this event, and should be applauded for their commitment.

Commissioner Rehtin then asked if a document from the event would be compiled. Judge Pendery replied that a vision statement was completed the first day, and five objectives were created with economic development being the prime constraint.

Judge Pendery then asked for a report from the Fiscal Director. Jim Seibert presented for first reading Ordinance O-08-06, which he read by title and provided a summary to the Court for its consideration. He stated this ordinance adopts the 2007 fiscal year budget for the Campbell County General Fund. Mr. Seibert noted this ordinance puts the budget into the state format so it can be sent to Frankfort for tentative approval before we bring it back for a second reading and passage consideration in late June. Commissioner Hayden asked for clarification about money being set aside in the budget for acquiring property. He asked if in the budget we are setting aside money for acquiring property that may or may not be used, and does this decision to acquire property come back to the Fiscal Court for final consideration? Judge Pendery replied that he was correct and the Fiscal Court would have to approve any property acquisition. Mr. Seibert then stated that for the state formatting any money that might be spent in the next year needed to be present in the budget or amendments would have to be made all year and not just for special circumstances. Mr. Seibert also noted that all purchases, even for routine capital items like police cruisers, come back before the Fiscal Court for final approval.

Mr. Seibert then presented Resolution R-82-06, which he read by title and provided a summary to the Court for its consideration. He stated this Resolution adopts and approves the execution of a County Road Coop Program Contract for unincorporated Campbell County in the amount of \$286,465.00. He also added this is the annual funding that comes to us from the Commonwealth of Kentucky. Commissioner Rechtin made a motion and Commissioner Hayden seconded to approve Resolution R-82-06. There being no further discussion, all voted "AYE" in a roll call vote, and the motion was unanimously approved.

Mr. Seibert then presented Resolution R-83-06, which he read by title and provided a summary to the Court for its consideration. He stated this Resolution adopts and approves the execution of Municipal Aid Coop Program Contract for the Urban Place of Claryville in unincorporated Campbell County in the amount of \$24,305.00 for FY07. Commissioner Rechtin made a motion and Judge Penderly seconded to approve Resolution R-83-06. There being no further discussion, all voted "AYE" in a roll call vote, and the motion was unanimously approved.

Mr. Seibert then requested a motion to adopt an Annual Standing Order to Pre-Approve Certain Recurring Expenses (Personnel, Employee Benefits & Utilities) for FY07. He added these are listed on our normal claims run. Commissioner Rechtin made a motion and Commissioner Hayden seconded, to approve the motion. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Mr. Seibert then requested a motion to authorize the purchase of a Greens Mower from State Contract Pricing for the A.J. Jolly Golf Course. He stated the item is to be purchased from Century Equipment at a cost of \$22,448.95. He added that this purchase is in the current budget. Judge Penderly made a motion and Commissioner Rechtin seconded, to approve the motion. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Mr. Seibert next requested approval of the Claims being presented at this meeting. Assistant County Attorney William Schoettelkotte stated that he had reviewed the Claims, and they appeared to be appropriate. Commissioner Hayden made a motion that the Claims be approved and paid. Judge Penderly seconded the motion. There being no further discussion, all voted "AYE" and the motion passed unanimously.

At this time, an executive session was held. A motion to come out of the Executive Session was made by Commissioner Rechtin and seconded by Commissioner Hayden. There being no further business to come before the meeting, it was moved by Commissioner Rechtin, seconded by Commissioner Hayden, that the meeting be adjourned. All voted "AYE" and the meeting was adjourned at 6:53 p.m.

**Attachments:**

Ordinance O-05-06: Update of Official Road List  
Ordinance O-06-06: Amendment of Official Zoning Ordinance  
Ordinance O-07-06: Supplement S-13 to Code of Ordinances  
Ordinance O-08-06: Fiscal year 2007 Budget for Campbell County General Fund  
Resolution R-79-06: Agreements with the Alexandria Fair Board

Resolution R-80-06: Renewal of contract with Chard Snyder  
Resolution R-81-06: Renewal of contract with Dental Care Plus  
Resolution R-82-06: Contract for County Road Aid Coop  
Resolution R-83-06: Contract for Municipal Aid for Claryville  
Resolution R-84-06: Agreement for recreational services  
Resolution R-85-06: Agreement with Camp Springs Volunteer Fire Department  
Claims: May 17, 2006

Approved:

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STEVE PENDERY  
Campbell County Judge/Executive

Attest:

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MELISSA WILLIAMS  
Fiscal Court Clerk- Acting

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TASHA WILDER  
Recorder