

**CAMPBELL COUNTY FISCAL COURT
MINUTES**

December 19, 2007

A meeting of the Campbell County Fiscal Court was held on Wednesday, December 19, 2007, 5:30 p.m. at the Campbell County Fiscal Court, 24 West Fourth Street, Newport, Kentucky.

In attendance at the meeting were:

COUNTY JUDGE/EXECUTIVE:
STEVE PENDERY

COUNTY COMMISSIONERS:
DAVE OTTO
KENNETH L. RECHTIN
MARK HAYDEN

Robert Horine	County Administrator
Jim Seibert	Director of Fiscal Affairs
Justin Verst	County Attorney
Chief Keith Hill	Chief, Campbell County Police Department
Ron Schneider	Deputy OEM Director
Melissa Williams	Director of Administration
Susan Prather	Fiscal Court Clerk
David Plummer	Administrative Analyst

The meeting was called to order by Judge Penderly at 5:30 p.m.

Judge Penderly called for a moment of silence followed by the Pledge of Allegiance. Following roll call, a quorum was declared present.

Minutes of the Fiscal Court meeting held December 5, 2007 and Mayors' Meeting held October 23, 2007 were presented by Judge Penderly. Motion was made by Commissioner Rechtin and seconded by Commissioner Otto to approve the minutes of December 5 and October 23, 2007 as presented. All voted "AYE" and the motion passed unanimously.

Judge Penderly recognized citizens or public officials wishing to address the Court. There being no one wishing to address the Court, Judge Penderly invited the presentation of Old Business.

Melissa Williams, Director of Administration, presented Ordinance O-17-07 to the Court for second reading and passage consideration. The Ordinance was read by title and a summary given: an ordinance authorizing the execution of an amended and restated Local Development Area Agreement with the City of Dayton, Kentucky and the City of Dayton, Kentucky Public Properties Corporation as may be necessary pursuant to creation of a Local Development Area to provide for the financing of necessary public infrastructure improvements relating to the

Belmont Lake, LLC Project. Ms. Williams stated that Mr. Richard Spoor, attorney for the Developer, along with Mr. Ken Sherman, developer of the site, were present to answer questions. Motion was made by Commissioner Rechtin and seconded by Commissioner Otto. Mr. Sherman then made a brief presentation regarding the development providing details as to the history of the site, cost of infrastructure improvements, and lay-out and number of sites proposed. Commissioner Rechtin questioned in which school district the property lies. Mr. Sherman stated that the site lies within the Dayton Independent School District. Mr. Horine further explained that the Developer has proposed two amendments to the Local Development Area Agreement to substantially close the funding gap those being to extend the term of the commitment from 22 years to 30 years along with deleting the provision that excludes "Growth Factor Revenue". There being no further discussion, all voted "AYE" and the motion passed unanimously.

Upon the conclusion of Old Business, New Business was then invited by Judge Pendery. Ms. Williams presented Resolution R-153-07 to the Court for consideration. The Resolution was read by title and a summary given: a resolution of the Campbell County Fiscal Court authorizing the Judge/Executive to apply for grant funds from the Kentucky Department of Agriculture's Animal Control Advisory Board to fund the Spay and Neuter Voucher Program at the Campbell County Animal Shelter. She noted that County previously received such funding and that the current request is for \$5,000.00 to continue the voucher program already in place. Motion was made by Commissioner Rechtin and seconded by Commissioner Hayden. Commissioner Rechtin questioned whether the County requires adopted owners to spay or neuter their adopted animal. Ms. Williams explained that the spay/neuter of an adopted animal is required; however, the voucher provided to the owner at the time of adoption covers a portion of the cost of the procedure. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Resolution R-156-07 was then presented by Ms. Williams. The Resolution was read by title and a summary given: a resolution of the Campbell County Fiscal Court acknowledging an executed Agreement between the Hamilton County Emergency Management Agency and Campbell County Fiscal Court. She explained that the Agreement memorializes the disposition of the decontamination trailer as well as other equipment purchased with Urban Area Security Initiative Funds. Mr. Ron Schneider, Deputy OEM Director, was available for questions. Motion was made by Commissioner Rechtin and seconded by Commissioner Otto. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Next, Ms. Williams presented Resolution R-157-07 to the Court for consideration. The Resolution was read by title and a summary given: a resolution of the Campbell County Fiscal Court authorizing the County Judge/Executive to execute an Order of Affiliation with the Fire Department Bellevue Dayton Rescue Squad, Campbell County Water Rescue Squad, Central Campbell Fire District Rescue Squad and Campbell County Search and Rescue Squad. She noted that the document is an annual affiliation and carries the recommendation of Ken Knipper, OEM Director. Mr. Ron Schneider, Deputy OEM Director, was available for questions. Motion was made by Commissioner Rechtin and seconded by Judge Pendery. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Resolution R-158-07 was then presented by Ms. Williams. The Resolution was read by title and a summary given: a resolution of the Campbell County Fiscal Court authorizing the County Judge/Executive to execute a Block Grant Funding Application with the Kentucky Board of Emergency Medical Services to award grant monies through Senate Bill 66 Funds for Campbell County Ambulance Services. She noted that the award is for \$10,000.00 to be split equally among the eight squads. Motion was made by Commissioner Otto and seconded by Commissioner Rehtin. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Personnel Matters were then brought before the Court. Ms. Williams requested a motion to appoint the following Patrol Offices to the Campbell County Police Department:

Mark Wilke	Patrolman Grade 3	\$18.5083/hr (Grade 11A)
Gary Down, Jr.	Patrolman Grade 3	\$18.5083/hr (Grade 11A)

Ms. Williams noted that both appointments are lateral entry appointments and are effective January 6, 2008. Motion was made by Judge Pendery and seconded by Commissioner Otto. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Next, Ms. Williams requested a motion to recommend the following individuals to the Kentucky Department for Public Health for reappointment to the Campbell County Local Board of Health:

Lawrence Brennan, MD
George Hall, MD
Beth Healy, Pharm.D
Daniel Sheridan, DND
Sue Weber, RN

Said appointments are for two years appointments, effective January 1, 2008 through December 31, 2009. Motion was made by Judge Pendery and seconded by Commissioner Hayden. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Upon the conclusion of New Business, Judge Pendery invited reports from Staff. Mr. Robert Horine, County Administrator, presented Resolution R-151-07 to the Court for consideration. The Resolution was read by title and a summary given: a resolution of the Campbell County Fiscal Court establishing a policy for the acceptance of certain existing roads into the County-Maintained Road System. As the residents of Kremer Drive requested additional time to review such policy, Mr. Horine suggested tabling discussion and action for Resolution R-151-07. Commissioner Hayden added that a request for additional review time was also made by residents of Keating Drive. Resolution R-151-07 was then tabled for discussion.

Resolution R-159-07 was then presented by Mr. Horine. The Resolution was read by title and a summary given: a resolution of the Campbell County Fiscal Court expressing support for extension of authorization for the issuance of Industrial Bond Revenue Bonds by the City of Bellevue for a commercial development at Harbor Greene. Mr. Horine explained that this

project did receive approval for the issuance of \$24 million in Industrial Revenue Bonds several years ago; however, the Developer reports that the portion of the project being funded with IRBs has increased in cost to \$28 million. The Developer is requesting an extension of the IRB authorization to the full \$28 million. Mr. Dobbs Ackerman, developer of the site, and Mr. Richard Spoor, Attorney for the Developer, were available for questions. Mr. Ackerman stated that the project is progressing on schedule with the original companies planned to occupy the building. He then provided a brief history of the project adding that the request would have been presented sooner as the costs rose but regulations pertaining to IRBs have changed. Mr. Ackerman explained that the request is being made under the current regulations in order to eliminate future questions as to the set of rules followed. Motion was made by Commissioner Rechtin and seconded by Commissioner Otto. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Mr. Justin Verst, County Attorney, stated that a suit is pending for the clean-up costs resulting from the AA accident of Mr. Greg Gibson in which a teenager was fatally injured. As the civil action is being presented quicker than the criminal action, he has agreed to dismiss the civil action without prejudice in order to allow the criminal action to proceed first. Mr. Verst explained he will re-file within the one year statute should the \$22,000 clean-up cost not be recouped through criminal proceedings.

Neither the County Commissioners nor Judge Pendery had reports to submit.

A report from the Fiscal Director was then requested by Judge Pendery. Mr. Jim Seibert, Director of Fiscal Affairs, presented Ordinance O-15-07 for second reading and passage consideration. The Ordinance was read by title and a summary given: an ordinance relating to the 2007-2008 Annual Budget and Amendments thereof. Motion was made by Commissioner Rechtin and seconded by Commissioner Hayden. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Resolution R-154-07 was then presented by Mr. Seibert. The Resolution was read by title and a summary given: a resolution of the Campbell County Fiscal Court approving the County Clerk's Budget as submitted for calendar year 2008. Mr. Seibert added that the Clerk's Budget is required to be filed by January 15. Mr. Verst stated he reviewed the proposed budget and all appears to be in order. Motion was made by Commissioner Hayden and seconded by Commissioner Rechtin. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Next, Mr. Seibert presented Resolution R-155-07 to the Court for consideration. The Resolution was read by title and a summary given: a resolution of the Campbell County Fiscal Court approving the County Sheriff's Budget as submitted for calendar year 2008. Mr. Verst stated he reviewed the proposed budget and all appears to be in order. Motion was made by Commissioner Rechtin and seconded by Commissioner Hayden. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Mr. Seibert then presented transfers for the Court's approval. Motion was made by Commissioner Rechtin and seconded by Judge Pendery. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Mr. Seibert next requested a motion to approve the Claims as presented. Mr. Verst stated he reviewed the claims and all appear to be in order. Motion was made by Commissioner Otto and seconded by Commissioner Hayden. There being no further discussion, all voted "AYE" and the motion passed unanimously.

There being no further business before the Court, motion was made by Commissioner Rechtin and seconded by Commissioner Otto to adjourn. All voted "AYE" and the meeting adjourned at 6:03 p.m.

Attachments:

Ordinance O-15-07	Amendment to FY08 Budget
Ordinance O-17-07	Amended Local Development Area Agreement with the City of Dayton, KY
Resolution R-153-07	KY Agriculture's Animal Advisory Board Grant Funding
Resolution R-154-07	2008 Budget for Campbell County Clerk
Resolution R-155-07	2008 Budget for Campbell County Sheriff
Resolution R-156-07	Agreement with Hamilton County Emergency Management
Resolution R-157-07	Order of Affiliation with Search and Rescue Units
Resolution R-158-07	Block Grant Funding for County Ambulance Services
Resolution R-159-07	Resolution of Support for Industrial Revenue Bonds by the City of Bellevue
Transfers	December 19, 2007
Claims	December 19, 2007
Supplemental Claims	December 19, 2007

Approved:

STEVE PENDERY
Campbell County Judge/Executive

Attest:

SUSAN A. PRATHER
Fiscal Court Clerk