

**CAMPBELL COUNTY FISCAL COURT
MINUTES
JUNE 30, 2004**

A special (change of date) meeting of the Campbell County Fiscal Court was held on Wednesday, June 30, 2004, at 7:00 p.m. at the Alexandria Courthouse, 8352 E. Main Street, Alexandria, Kentucky.

In attendance at the meeting were:

COUNTY JUDGE/EXECUTIVE
STEVE PENDERY

COUNTY COMMISSIONERS:
DAVID OTTO
KENNETH RECHTIN
WILLIAM VERST

Robert Horine	County Administrator
Jim Seibert	Fiscal Director
Justin Verst	County Attorney
David Sandfoss	Chief, Campbell County Police Department
Melissa Williams	Director of Administration
Sandra Mulligan	Fiscal Court Clerk

The meeting was called to order at 7:00 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. The meeting was covered by *Government Access*.

Judge Pendery presented the minutes from the special Fiscal Court meeting of June 16, 2004. It was moved by Commissioner Otto and seconded by Commissioner Rechtin that the minutes of the special Fiscal Court meeting of June 16, 2004 be approved. All voted "AYE" and the motion passed unanimously.

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

Judge Pendery next asked if there were any citizens present who wished to address the Court, noting that he believed several citizens were present in the audience to address the Court regarding Ordinance O-14-04, which deals with the discontinuation of a portion of Woeste Road. He stated that this issue would be dealt with when Old Business was called for on the Agenda. There were no citizens present who wished to address the Court.

Judge Pendery then requested items of Old Business be brought before the Court. He reported that there had been a public hearing and first reading of proposed Ordinance O-14-04 held on June 16, 2004. He stated that he believed, from the public input and research into the issue of closing a portion of Woeste Road, the issue is not presently ripe for a final determination. His recommendation, therefore, would be to reject the Ordinance at this time. He believes there are

too many variables to be considered at this time. There is a road project with U.S. 27 in which several intersections will be re-worked and, as far as the developers are concerned, there are certain requirements that they must perform that must take place within a large window of time, perhaps as much as 2 years. The traffic flows and the necessity of making a move to close Woeste Road will be better known in the future, when some of the construction projects are completed.

Commissioner Otto stated that he is not an expert on the closing of a portion of Woeste Road, but believes that the residents in that neighborhood are the experts, since they know the traffic patterns. He stated that even though the Fiscal Court had received a recommendation from the State to go forward with the closure, the residents drive the area several times per day. He noted that it has always been the policy of the Fiscal Court that they listen to resident's opinions, and that sometimes it is hard to make certain decisions with the information it has been given. His recommendation is to reject the Ordinance at this time.

Commissioner Rechlin stated that he drove out and looked at the area in question in order to determine what the benefit of the closure would be. He saw no benefit to the closure, other than to the developer, and no real benefit to the County. His recommendation is that the closure of a portion of Woeste Road is not appropriate at this time.

Commissioner Verst stated that although he was not able to attend the last Fiscal Court meeting at which the public hearing took place, he had received a number of phone calls and e-mails relating to this matter. He stated that somewhere down the road the cost of maintaining Woeste Road would come back to the County. This issue may need to be revisited in the future in order to determine if the County can afford, at the expense of other road needs, to keep that portion of Woeste Road open. He does not wish to create a problem where there isn't one currently. He believes the residents have a good feel for how the traffic flows are, concerns beyond the traffic flow, and children in the area. He believes that there are more questions than answers on the issue at this point, and he does not feel confident in going forward at this point with going forward with the closure of Woeste Road.

There being no further discussion, Commissioner Otto made a motion and Commissioner Rechlin seconded, to reject Ordinance O-14-04. All voted "AYE" and the motion to reject passed unanimously.

Judge Pendery then requested items of New Business be brought before the Court. Ms. Williams requested a motion to acknowledge a Proclamation honoring Bill and Betty Verst on their 50th Wedding Anniversary. She noted that with their family, Mr. and Mrs. Verst, Sr. celebrated their anniversary on June 19, 2004, and that they are the parents of Commissioner Bill Verst. Commissioner Verst stated that his parents were very pleased to receive the Proclamation and had a beautiful celebration of their anniversary. There being no further discussion, Commissioner Verst made a motion and Commissioner Rechlin seconded, to approve the motion. All voted "AYE" and the motion passed unanimously.

Ms. Williams next presented Resolution R-71-04, which she read by title and provided a summary to the Court for its consideration. She stated that this Resolution revises the Campbell County Police Manual, Chapter 13F-Uniforms to include revisions relating to body armor, the elimination of references to dispatcher uniforms, and other housekeeping items. She noted that Campbell County Police Chief, David Sandfoss, was recommending the Resolution. There

being no further discussion, Commissioner Rehtin made a motion and Commissioner Verst seconded, to approve Resolution R-71-04. All voted "AYE" and the motion passed unanimously.

Ms. Williams next presented Resolution R-76-04, 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 execute an agreement with the Kentucky Housing Corporation for Lakeside Terrace Apartments regarding the Section 8 Housing Assistance Payment Contract for the New Construction/Substantial Rehabilitation Contract for a four-year renewal period. She noted that Reno Deaton, Lakeside Terrace Manager, is recommending the Resolution. There being no further discussion, Commissioner Otto made a motion and Commissioner Verst seconded, to approve Resolution R-76-04. All voted "AYE" and the motion passed unanimously.

Ms. Williams then presented Resolution R-77-04, which she read by title and provided a summary to the Court for its consideration. She stated that this Resolution authorizes the Fiscal Court to adjust the basic rent contract at the Lakeside Terrace Apartments from \$265 per month to \$280 per month, and authorizes the Judge/Executive to execute the Rent Schedule with the U.S. Department of Housing and Urban Development. She noted the County had received approval from the Department of Housing and Urban Development for this increase and that Reno Deaton, Lakeside Terrace Manager, is recommending the Resolution. Commissioner Otto pointed out that the Resolution as presented was numbered R-77-03 and requested that it be changed to R-77-04. Ms. Williams noted the change for the record. Commissioner Rehtin asked if the rent increase was done annually. Mr. Horine stated that it had been at least two years since the rent was increased. A rent comparability study was completed in the Spring by a certified inspector and it was determined that a rent increase was in order. There being no further discussion, Commissioner Otto made a motion and Commissioner Rehtin seconded, to approve Resolution R-77-04. All voted "AYE" and the motion passed unanimously.

Ms. Williams next requested a motion to increase the annual compensation of all eligible Campbell County Fiscal Court employees by 4%; 1.5% being cost of living increase and 2.5 being merit increase. The increases will be effective with the pay period beginning June 27, 2004. Employees are eligible for a merit increase if they have received a satisfactory performance evaluation, and have been in their current position six months. Employees covered by the AFSCME Working Agreement are bound by the cost of living and step merit increases per their agreement. There being no further discussion, Judge Pendery made a motion and Commissioner Rehtin seconded, to approve the motion. All voted "AYE" and the motion passed unanimously.

Ms. Williams then requested a motion to reappoint Frank Mazzei to the Northern Kentucky Convention and Visitors' Commission for a three-year term, effective August 1, 2004 through July 31, 2007. Mr. Mazzei represents the Northern Kentucky Restaurant Association on the Board and is the proprietor of Pompilio's Restaurant located in Newport. She noted that she spoke with Mr. Mazzei and he is very pleased to continue on the Board, if reappointed. There being no further discussion, Judge Pendery made a motion and Commissioner Rehtin seconded, to approve the motion. All voted "AYE" and the motion passed unanimously.

Ms. Williams next requested a motion to reappoint Carl Ward to the Northern Kentucky Convention and Visitors' Commission for a three-year term, effective August 1, 2004 through July 31, 2007. Mr. Ward represents the Northern Kentucky Hotel/Motel Association on the

Board. She noted that Mr. Ward is very pleased to continue on the Board, if reappointed. There being no further discussion, Judge Pendery made a motion and Commissioner Rehtin seconded, to approve the motion. All voted "AYE" and the motion passed unanimously.

Ms. Williams then requested a motion to reappoint Kay Wright to District One Fire District for a three-year term, effective July 1, 2004 through June 30, 2007. 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.

Ms. Williams next requested a motion to reappoint Bernie Henke to the Southern Campbell Fire District for a three-year term, effective July 1, 2004 through June 30, 2007. 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 nominate Dr. Daniel Sheridan to the Campbell County Local Health Board to serve for a two-year term effective immediately. She noted that the Fiscal Court makes a nomination to the Kentucky Cabinet for Health Services and the State will have the final say in the appointment. Judge Pendery stated that Dr. Sheridan would fill the open dentist slot on the Local Board. 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. Mr. Horine, County Administrator, stated that he had nothing further to report at this meeting.

Judge Pendery then requested a report from the County Attorney. Mr. Verst stated that things were running smoothly at the County Attorney's office, and he had nothing further to report.

Judge Pendery next requested reports from the Commissioners. Commissioners Verst, Rehtin and Otto stated they had nothing further to report at this meeting.

Judge Pendery then requested a report from the Fiscal Director. Mr. Seibert requested a motion to award the bid for asphalt materials for fiscal year 2005 for the Campbell County Road Department from Barrett Paving Materials, Inc. and Eaton Asphalt for the north end of the County and Mago Construction for the south end of the County. There being no further discussion, Commissioner Verst made a motion and Commissioner Otto seconded, to approve the motion. All voted "AYE" and the motion passed unanimously.

Mr. Seibert next presented Resolution R-72-04, which he read by title and provided a summary to the Court for its consideration. He stated that this Resolution authorizes the pre-approval of Senior Picnic related bills not to exceed \$5,000. The State Auditor has recommended the County take this action since some vendors require immediate payment. There being no further discussion, Commissioner Rehtin made a motion and Commissioner Otto seconded, to approve Resolution R-72-04. All voted "AYE" and the motion passed unanimously.

Mr. Seibert then presented Resolution R-73-04, which he read by title and provided a summary to the Court for its consideration. He stated that this Resolution authorizes the transfer of funds from the MH/MR fund to the Capital Projects Fund, to be used for the construction of the Senior Fitness Center. The amount of the transfer will be \$88,300 and is a County match on a grant to

add the fitness facility at the Senior Center. There being no further discussion, Commissioner Rechtin made a motion and Commissioner Verst seconded, to approve Resolution R-73-04. All voted "AYE" and the motion passed unanimously.

Mr. Siebert next requested approval of the Budget Transfers being presented at this meeting. Transfers need to be made so as to put the year-end records in proper order as to the accounting for various expenses and revenues. There being no further discussion, Commissioner Rechtin made a motion, and Commissioner Otto seconded, to approve the motion. All voted "AYE" and the motion passed unanimously.

Mr. Seibert then requested approval of the Claims dated June 30, 2004 and July 1, 2004 being presented at this meeting. County Attorney Verst advised that he 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.

Commissioner Otto then thanked everyone for their prayers for Commissioner Verst, who has recently been undergoing cancer treatments, and asked that they continue to pray for his recovery.

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 7:25 p.m.

Attachments:

Proclamation: "Bill and Betty Verst Day" – June 30, 2004
Ordinance O-14-04: Discontinuation of Portion of Woeste Road (Rejected)
Resolution R-71-04: Amendment to Campbell County Police Manual
Resolution R-72-04: Pre-Approval of Senior Picnic Expenses
Resolution R-73-04: Transfer of MH/MR Funds for Construction
Resolution R-76-04: Agreement with Kentucky Housing Corporation for Section 8 New Construction/Substantial Rehabilitation Funding
Resolution R-77-04: Amendment to Lakeside Terrace Rent Contract
Transfers: June 30, 2004
Claims: June 30, 2004
July 1, 2004

Approved:

/s/ Steve Pendery

STEVE PENDERY

Campbell County Judge/Executive

Attest:

/s/ Sandra L. Mulligan

Sandra L. Mulligan

Fiscal Court Clerk