

CAMPBELL COUNTY FISCAL COURT
MINUTES

A special (change of date) meeting of the Campbell County Fiscal Court was held on Tuesday, September 16, 2003, at 12:00 Noon at the Fiscal Court Conference Room, 24 W. 4th Street, Newport, 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
Chief David Sandfoss	Chief, Campbell County Police Department
Ken Knipper	Director of Office of Emergency Management
Melissa Williams	Director of Administration
Andy Kuykendall	IT Manager
Sandra Mulligan	Fiscal Court Clerk

The meeting was called to order at 12:00 Noon 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 regular Fiscal Court meeting of September 3, 2003. It was moved by Commissioner Otto and seconded by Commissioner Rechtin that the minutes of the Fiscal Court meeting of September 3, 2003 be approved. All voted "AYE" and the motion passed unanimously.

Judge Pendery then recognized Emmitt "Johnny" Johnson, who recently retired as a Deputy Jailer and from the Campbell County Detention Center, and presented him with a proclamation proclaiming September 16, 2003 as Emmitt "Johnny" Johnson Day in Campbell County. Greg Buckler, Campbell County Jailer, then presented Mr. Johnson with an award for his loyal and dedicated service to the Detention Center. Mr. Johnson thanked the Court and Mr. Buckler for honoring him. Mr. Jim Daley, Chief Deputy, was also present for the presentation.

Judge Pendery then asked if there was anyone else present who would like to address the Court. There were none.

Judge Pendery next requested items of Old Business be brought before the Court. Ms. Williams presented for second reading and passage consideration Ordinance 0-18-03. She explained that this ordinance amends the Official List of County Roads to add Countrylake Drive (located in Hidden Lake Estates off the AA Highway), and Brant Court and Goldeneye Drive (both located in the Pond Creek Crossing Subdivision by Campbell County High School). There being no further discussion, Commissioner Rehtin made a motion and Commissioner Verst seconded, to approve Ordinance 0-18-03. All voted "A YE" and the motion passed unanimously.

Ms. Williams then presented for second reading and passage consideration Ordinance 0-19-03. She explained that this ordinance officially changes the name of Campbell County Fire Protection District Number Four to Southern Campbell Fire District. She noted that the Board of Directors of the Fire District requested this name change. There being no further discussion, Commissioner Rehtin made a motion and Commissioner Verst seconded, to approve Ordinance 0-19-03. Commissioner Verst abstained from the vote, due to a potential conflict of interest. A majority voted "AYE" and the motion passed unanimously.

Judge Pendery then requested items of New Business be brought before the Court. Ms. Williams presented Resolution R-104-03, which she read by title and provided a summary to the Court for its consideration. She stated that this resolution requests the Kentucky Economic Development Finance Authority to adopt a resolution providing for the issuance of revenue bonds up to \$34 million, which proceeds will be loaned to St. Luke Hospitals, Inc. She noted that Roger Peterman of Peck, Shaffer & Williams and Jim Sommerkamp of St. Luke Hospitals were present to answer any questions. Mr. Peterman explained that this resolution would allow for a refinancing of bonds that were issued in 2001, that there was no new money involved, and that this resolution was required by State law in order for the State issuer to issue the bonds for the refinancing. There being no further discussion, Commissioner Otto made a motion and Commissioner Verst seconded, to approve Resolution R-104-03. All voted "AYE" and the motion passed unanimously.

Ms. Williams then presented Resolution R-106-03, which she read by title and provided a summary to the Court for its consideration. She stated that this resolution requests mental health/mental retardation tax funds in the amount of \$6,500 be allocated to the Campbell County Family Court, acting on behalf of the Campbell County Juvenile Drug Court, from contingency funds for Fiscal Year 2004. She noted that Robert Horine, County Administrator, was present to answer any questions. Mr. Horine explained that the Family Court had been unable to find continuing funding to keep it in operation, and that Judge Foellger was very committed to continuing this service for Campbell County residents. Judge Foellger appealed to the Fiscal Court and other Campbell County organizations for funding. Commissioner Rehtin inquired as to how long this amount of funding would carry the Family Court/Juvenile Drug Court program through and Mr. Horine responded that it would only carry them through Fiscal Year 2004, but that he believes they will continue to explore options for continuing funding. There being no further discussion, Commissioner Verst made a motion and Commissioner Rehtin seconded, to approve Resolution R-106-03. All voted "AYE" and the motion passed unanimously.

Ms. Williams next presented Resolution R-108-03, which she read by title and provided a summary to the Court for its consideration. She stated that this resolution authorizes the Campbell County Fiscal Court to accept a Highway Safety Grant in the amount of \$20,000, such funding to be utilized to provide overtime and benefits for an enforcement program on the AA Highway. She noted that Chief Sandfoss was present to answer any questions. There being no further discussion, Commissioner Otto made a motion and Commissioner Rehtin seconded, to approve Resolution R-108-03. All voted "AYE" and the motion passed unanimously. Commissioner Verst suggested to Chief Sandfoss, with reference to the goals and projection of radar enforced speed, perhaps if the police officers would drive in one direction for a while, then turn around and come back, motorists might take the speed limit more seriously, since most of them would not pass a police officer.

Ms. Williams then requested a motion to appoint Michael Coppage to the position of Patrolman Grade II with the Campbell County Police Department, Grade 10A, with compensation set at \$34,545 annually, effective September 30, 2003. She explained that this would be a lateral transfer, which provides Ptl. Coppage with 3 years, 6 months service credit. 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 next requested a motion to approve merit increases of 2.5% for each of Nathaniel Boggs (Campbell County Police Department), Andy Kuykendall (CCFC-IT), and Shannon Clem (Campbell County Police Department), effective with the pay period following the employee's anniversary date. She explained that these employees were not eligible for merit increases on June 29, 2003 due to their hiring dates, but have now reached their 6-month anniversary. 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.

Judge Pendery next requested reports from Staff. Mr. Horine stated that he had invited Ken Knipper and the staff of the Emergency Management Office to bring their two new vehicles to the meeting for the Court to view. He noted that Mr. Knipper, Ron Schneider and John Griswold had worked very hard to make the best possible use of the resources the Court had made available to them through these new vehicles. Mr. Horine also reported that a new phone system would be installed in the next couple of weeks, the cutover from the old system taking place sometime during the week of September 29. He noted that the capabilities of the new system are incredible, and will enhance the County's ability to serve the public efficiently and quickly.

Judge Pendery then requested a report from the County Attorney. Mr. Verst advised that he had nothing further to report.

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

Judge Pendery then reminded everyone that the Campbell County Senior Picnic would be held on September 17, 2003 at Pendery Park, with tickets on sale at the Campbell County Senior Center and at the Fiscal Court offices in Newport. He also stated that there would be a Joint

Fiscal Courts meeting on September 18, 2003 at The Marquise Center in Wilder, at 6:00 p.m., and that Southern Campbell Fire Department would have their grand opening celebration on September 20, 2003 at 3:00 p.m. Judge Pendery then stated that U.K. basketball coach Tubby Smith would be at The Marquise Center this evening, and stated that the Court would like to present Mr. Smith with a proclamation honoring him for his many accomplishments and dedication to the University of Kentucky's Basketball Program. In light of already proclaiming September 16, 2003 as Emmitt "Johnny" Johnson day in Campbell County, Judge Pendery asked if this would be a conflict. Being not, he requested a motion to approve honoring Mr. Smith on the same day. There being no further discussion, Commissioner Otto made a motion and Judge Pendery seconded, to approve the motion. All voted "AYE" and the motion passed unanimously.

Judge Pendery then requested a report from the Fiscal Director. Mr. Seibert presented Resolution R-105-03, which he read by title and provided a summary to the Court for its consideration. He stated that this Resolution authorizes the Judge/Executive to execute a contract with the Campbell County Board of Education for the transportation of non-public school children for Fiscal Year 2004 in the amount of \$413,470.37. He noted that the County gets reimbursed annually for the majority of the funds, and that the amount had decreased over last year's amount. Commissioner Rechtin inquired as to whether any discussions had taken place regarding the school system accepting the amount that the County is reimbursed, rather than for the full amount. Judge Pendery responded that the full amount had to be submitted in order to get the partial reimbursement. Commissioner Rechtin asked about if the school system had been asked to reimburse the County the amount that they are not reimbursed for, explaining that the County is funding something that is not being done throughout the County. He stated that he did not want to discontinue this funding since it had been done for many years, but he is not comfortable with spending such a large amount of taxpayer dollars on something that is not being used throughout the County. Judge Pendery stated he feels that is something that should be explored. Commissioner Rechtin stated that the County does not provide any funding for parochial school children north of Ft. Thomas, such as those in Newport, Bellevue and Dayton, although the request had been made to fund it. Commissioner Verst stated that there was no provider of service for that area, and Commissioner Rechtin noted that the provider of service could be created, or use the Newport or Dayton school system, if the County would fund it for them. Commissioner Rechtin again stated that he was in favor of passing the resolution and did not want to do away with the funding, but feels the County should explore being reimbursed for the difference that the County is not reimbursed for. Mr. Horine stated that the County had received communication recently from a statewide organization that will be leading a lobbying effort to increase the funding at the State level for reimbursement. He noted that Campbell County would partner with this organization in the lobbying efforts, but he could not guarantee success in the effort. There being no further discussion, Commissioner Rechtin made a motion and Commissioner Verst seconded, to approve Resolution R-105-03. All voted "AYE" and the motion passed unanimously.

Mr. Seibert then presented Resolution R-107-03, which he read by title and provided a summary to the Court for its consideration. He stated that this Resolution authorizes the Judge/Executive to execute a renewal contract with International Business Machines for computer equipment maintenance, in the amount of \$2,474. There being no further discussion, Commissioner Otto

made a motion and Judge Pendery seconded, to approve Resolution R-I07-03. All voted "AYE" and the motion passed unanimously.

Mr. Seibert next presented Ordinance 0-14-03 for second reading and passage consideration. He explained that this Ordinance amends the Fiscal Year 2004 annual budget. There being no further discussion, Commissioner Otto made a motion and Commissioner Rechtin seconded, to approve Ordinance 0-14-03. All voted "AYE" and the motion passed unanimously.

Mr. Seibert next requested a motion to approve and accept the 2003 tax rates for all countywide taxing districts, excluding school districts. He noted that these rates refer to not only the County rates for real property, personal property, bank deposit rate, motor vehicle and watercraft, but also for the rates for property for the Library, Soil Conservation, Extension Service and Health Department. There being no further discussion, Judge Pendery made a motion and Commissioner Rechtin seconded, to approve the motion. All voted "AYE" and the motion passed unanimously.

Mr. Seibert next requested approval of the Transfers being presented at this meeting. There being no further discussion, Commissioner Rechtin made a motion to approve the transfers and Commissioner Verst seconded the motion. All voted "AYE" and the motion passed unanimously.

Mr. Seibert then requested approval of the Claims being presented at this meeting. Mr. 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.

Judge Pendery requested a motion to take the meeting into executive session in order to discuss real estate issues. He noted that Judge Foellger was present at the meeting and he would like to include him in the executive session discussions. Commissioner Rechtin then made a motion to take the meeting into executive session under KRS. 61.810(1)(a). Commissioner Verst seconded the motion. All voted "AYE" and the motion passed unanimously.

After a brief executive session, Commissioner Otto made a motion to resume the regular meeting session, and Commissioner Verst seconded. All voted "AYE" and the meeting resumed.

There being no further business to come before the meeting, it was moved by Commissioner Otto, seconded by Commissioner Verst, that the meeting be adjourned. All voted "AYE" and the meeting was adjourned at 1: 15 p.m.

Attachments:

Proclamation Honoring Emmitt "Johnny" Johnson

Proclamation Honoring Tubby Smith

Ordinance O-14-03: Amendment of FY04 Annual Budget

Ordinance O-18-03: Amendment of Official County Roads List

Ordinance O-19-03: Fire Protection District Number Four Name Change
Resolution R-104-03: Kentucky Economic Development Finance Authority Revenue Bonds for
St. Luke Hospitals
Resolution R-105-03: Campbell County School Board Contract for Transportation of Non-Public
School Children
Resolution R-106-03: MH/MR Tax Funds for Juvenile Drug Court
Resolution R-107-03: Maintenance Contract with IBM
Resolution R-108-03: Highway Safety Grant
Transfers: September 16, 2003
Claims: September 16, 2003

Approved:

STEVE PENDERY
Campbell County Judge/Executive

Attest:

Sandra L. Mulligan
Fiscal Court Clerk