

**CAMPBELL COUNTY FISCAL COURT
MINUTES**

JULY 19, 2017

A regular meeting of the Campbell County Fiscal Court was held on Wednesday, July 19, 2017 at 5:30p.m. at the Campbell County Administration Building, Fiscal Court Chambers, 1098 Monmouth Street, Newport, Kentucky.

In attendance at the meeting were:

COUNTY JUDGE/EXECUTIVE
STEVE PENDERY

COUNTY COMMISSIONERS
CHARLIE COLEMAN
TOM LAMPE
BRIAN PAINTER

Steve Franzen	County Attorney
Matt Elberfeld	County Administrator
Kim Serra	Assistant County Administrator
Marie Schenkel	Finance Director
Paula Spicer	Fiscal Court Clerk
Frank Spataro	Human Resources Director
Seth Cutter	Economic Development Manager
Lt. Dennis Lehmkuhl	Campbell County Police Department

The meeting was called to order at 5:30 p.m. by Judge Pendery. Cable Access was present to film the meeting.

Judge Pendery asked for a moment of silence followed by the Pledge of Allegiance.

Following roll call, a quorum was declared present.

Minutes from the Fiscal Court regular meeting of July 5, 2017 were presented. Commissioner Lampe made a motion to adopt the minutes, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Judge Pendery advised that the scheduled guest was delayed and he would be introduced when he arrived. He further acknowledged that nobody had signed up to address the Fiscal Court.

There being no old business, Paula Spicer presented new business with Resolution R-63-17 by title and summary. R-63-17 authorizes the Judge/Executive to execute a 2017 Kentucky Waste Tire Management Program Agreement with the Division of Waste Management for a Waste Tire

Collection event in Campbell County on August 10, 11 and 12, 2017. Commissioner Lampe made a motion to adopt R-63-17, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Resolution R-64-17 was read by title and summary given. R-64-17 authorizes the Judge/Executive to execute an Affiliation Agreement with the Northern Kentucky Technical Rescue Team for rescue services during certain emergencies. The Agreement will be for a term ending on August 31, 2018. Commissioner Lampe made a motion to adopt R-64-17, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Resolution R-65-17 was read by title and summary given. R-65-17 authorizes Mark Krebs, Jr. to participate in the Campbell County Property Assessment and Reassessment Moratorium Program for the property at 40 East Ninth Street, Newport, Kentucky. Judge Pendery made a motion to adopt R-65-17, seconded by Commissioner Lampe. All voted "AYE" and the motion passed.

Judge Pendery made a motion to reappoint Christie Fillhardt to the Campbell County Public Library Board of Trustees for a four-year term effective October 1, 2017 through September 30, 2021. The motion was seconded by Commissioner Lampe. Commissioner Coleman stated that at a previous meeting he had asked a representative from the Library if its policy had been changed to allow taxpayers to ask questions at the meetings. She said that it had changed and that taxpayers were allowed to ask questions. He has since been told that the policy has not been changed. He called JC Morgan a few hours ago and was told that the policy was not changed and that taxpayers need to submit questions in writing with a few exceptions. He then asked if the Library Board would permit cable to tape their meetings for the public to see and he was told No. Commissioner Coleman stated that he cannot support an appointment to a Board that does not allow taxpayers to ask questions nor allow the taxpayers to see the meetings. Judge Pendery stated that he thought that questions were allowed in general, but the Library Board runs their meetings differently than the Fiscal Court; complicated questions need to be submitted in writing. He said that people are also welcome to call with questions and get answers. The Library Board does not have people interfering in its meetings. Commissioners Lampe and Painter and Judge Pendery voted "AYE", Commissioner Coleman voted "NAY" and the motion passed.

Judge Pendery made a motion to reappoint Carla Landon to the Campbell County Public Library Board of Trustees for a four-year term effective October 1, 2017 through September 30, 2021. The motion was seconded by Commissioner Lampe. Commissioner Coleman had the same thoughts about Ms. Landon's reappointment. He talked to her personally and was told that she would not do anything to change the Library's policy. Commissioners Lampe and Painter and Judge Pendery voted "AYE", Commissioner Coleman voted "NAY" and the motion passed.

Judge Pendery introduced Brother Joe Paslay, a lay Minister at Calvary Christian Church who has ministered to inmates at the Campbell County Detention Center over the last 20 years. He visits the jail 3-4 times per week and brings his own tub for those wishing to be baptized. Brother Joe also makes special trips to the jail to counsel those who have a death or traumatic event affecting their family. He also assists inmates to find jobs, housing and with other issues upon their release. Judge Pendery congratulated and thanked Brother Joe for his work at the jail

and for bringing attention to the need of inmates at the jail. Judge Pendery stated that the State does not have any programs for inmates that will help produce a better person, they depend on volunteers who are willing to work with inmates. Judge Pendery presented a plaque to Mr. Paslay in recognition of his service to inmates at the Campbell County Detention Center.

Matt Elberfeld requested a motion to meet in executive session at the end of regular business pursuant to KRS 61.810(1)(c) discussions of proposed or pending litigation against or on behalf of the public agency. He further stated that there may be action taken as a result of the executive session. Motion was made by Commissioner Lampe, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Commissioner Coleman asked if Judge Pendery could explain to the public about the SHIFT program and asked if it was accurate that the program includes a lane being added to I-471. Judge Pendery stated that there are some states using a program to prioritize transportation projects based on issues such as safety, congestion, need, and other objective criteria rather than political input. Governor Bevin is interested in shifting into a situation where objective criteria is used to make decisions on transportation projects. The State has recognized that there is not nearly enough money allocated to do the projects that are in the six-year plan. A lot of money from gasoline taxes has been shunted into other uses by the legislature over the years – it does not go exclusively to build or maintain roads. The result is that there is not nearly enough money necessary to fund all projects. There are meetings going on across the State and at OKI to try to prioritize projects. Judge Pendery stated that there is talk about a project to add another lane on I-471 that would cost over \$1 billion. Commissioner Coleman stated that he was pleased to hear Bob Yeager mention the eastern bypass project as a viable option to be considered. As far as Campbell County is concerned, it is a no-brainer for economic development efforts in the south end of the County.

Commissioner Painter stated that there were two music festivals in the County on July 8. One in Ft. Thomas and the Sun Valley Music Festival at A J Jolly Park. He went to both but ended up at the Sun Valley bluegrass music festival at the Stapleton Pavilion - a great venue. There were not many music festivals in the area before the Stapleton Pavilion was built. There were many people kayaking and canoeing on the lake as well.

Judge Pendery announced that the quarterly Campbell County Fiscal Court and Mayors meeting will be held on Tuesday, July 25, 2017 at 6:00pm in the Fiscal Court Chambers, 1098 Monmouth Street, Newport, Kentucky.

Judge Pendery announced that a Waste Tire Collection Event will be held on August 10 and 11 from 8am to 5pm and on August 12 from 8am to 12:00noon at the Campbell County Transportation Center, 1175 Racetrack Road, Alexandria. The following kinds of tires on or off the rim, will be accepted: truck/light truck, passenger car, implement, lawn tractor, bicycle, motorcycle and golf cart. Tire retailers, scrap/salvage yards and recycle businesses are prohibited from participating. Certain kinds of tires will not be accepted. Please see the County's website at www.campbellcountyky.org or call 859-547-1866 for more information.

Judge Pendery announced that the Festival on the Lake at A J Jolly Park will be held on August 12, 2017 from 2pm to 11pm. This free event will feature live music throughout the day, kids' activities, crafts and food, beer and wine for sale. Parking is \$10. No outside food or drink allowed.

Judge Pendery announced that there is a protocol for the disposal of American flags. Residents may now bring damaged or worn flags to the Campbell County Sheriff's office where they will be collected and disposed of in the proper manner.

Marie Schenkel requested a motion to authorize staff to advertise for bids for snow removal for the 2017-2018 winter season. Two separate jobs will be bid:

(a) Southern Campbell County – salt and parking lots only at 8330 W. Main Street and Alexandria Courthouse, and salt, parking lot and sidewalks at the Senior Center

(b) Northern Campbell County – salt and lots only for the Detention Center and salt, parking lots and sidewalks for the County Administration Building.

Motion was made by Commissioner Painter, seconded by Commissioner Lampe. Judge Pendery pointed out that Fiscal Court staff clears sidewalks at some facilities and Detention Center inmates clear sidewalks at some facilities. These bids will allow staff to get help when needed. Commissioner Coleman asked if these will be sealed bids and if the same company can bid on both jobs. Mr. Elberfeld answered affirmatively. All voted "AYE" and the motion passed.

A motion was requested to accept the bid of Fyda Freightliner Cincinnati, Inc. for two single axle trucks at a cost of \$149,854 each, \$299,708 total. Ms. Schenkel advised that Boone, Campbell and Kenton Counties engaged in a joint bid process for single axle dump trucks to combine their purchasing power. Two bids were received with Fyda Freightline being the low bidder. She listed some of the equipment that will be included on the trucks. They did not use the lower State contract because the specifications do not meet the County's needs. The new trucks will replace two old trucks to be declared as surplus property once the new trucks are delivered. Motion was made by Judge Pendery, seconded by Commissioner Lampe. All voted "AYE" and the motion passed.

Marie Schenkel requested a motion to approve budget transfers for July 19, 2017. She stated that the transfers do not change the overall budget they only reallocate certain funds. Motion was made by Commissioner Lampe, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Ms. Schenkel then requested a motion to approve the claims and supplemental claims as presented for July 19, 2017. She pointed out that some storm water bills included. County Attorney Steve Franzen stated that he has reviewed the claims and determined that they all appear appropriate. Motion was made by Commissioner Painter seconded by Commissioner Lampe. Commissioner Coleman made his normal comment about storm water at the park. All voted "AYE" and the motion passed.

Resolution R-66-17 was read by title and summary given. R-66-17 authorizes preapproval of Senior Picnic related bills not to exceed \$5,000. Ms. Schenkel explained the need for this is so

some upfront costs can be paid before tickets are sold. Judge Pendery made a motion to adopt R-66-17, seconded by Commissioner Lampe. All voted "AYE" and the motion passed.

The Fiscal Court met in Executive Session at 6:00 p.m. pursuant to motion previously made.

Commissioner Lampe made a motion seconded by Commissioner Painter to adjourn the executive session at 7:55p.m. All voted "AYE" and the motion passed.

Steve Franzen requested a motion to authorize the County Attorney to file a lawsuit pertaining to the assessments received for alleged spiking. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

There being no further business to come before the Fiscal Court, Commissioner Lampe made a motion to adjourn, seconded by Commissioner Painter. All voted "AYE" and the meeting adjourned at 7:57 p.m.

Attachments:

Resolution R-63-17 Waste Tire Management Program Agreement
Resolution R-64-17 Affiliation Agreement with NKY Technical Rescue Team
Resolution R-65-17 Participation in Property Assessment Moratorium Program
Budget Transfers July 19, 2017
Claims and Supplemental Claims July 19, 2017
Resolution R-66-17 Preapproval of Senior Picnic Related Expenses

Approved:

STEVE PENDERY
Judge/Executive

Attest:

Paula K. Spicer, Fiscal Court Clerk