

**CAMPBELL COUNTY FISCAL COURT
MINUTES**

NOVEMBER 5, 2014

A regular meeting of the Campbell County Fiscal Court was held on Wednesday, November 5, 2014, 7:00 p.m. at the Campbell County Courthouse located at 8352 East Main Street, Alexandria, Kentucky.

COUNTY JUDGE/EXECUTIVE:
STEVE PENDERY

COUNTY COMMISSIONERS:
PETE GARRETT
BRIAN PAINTER
KENNETH RECHTIN

Steve Franzen	Campbell County Attorney
Robert Horine	County Administrator
Matt Elberfeld	Finance Director
Paula Spicer	Fiscal Court Clerk
Lt. Colonel Todd Straman	Campbell County Interim Police Chief
Kim Serra	Human Resources Director

The meeting was called to order at 7:00 p.m. by Judge Penderly. Cable Access was present to film the meeting.

Judge Penderly 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 October 15, 2014 were presented. Motion was made by Commissioner Painter, seconded by Commissioner Rechtin to approve the minutes. All voted "AYE" and the motion passed.

Judge Penderly invited comments from the public.

Ron McCormick stated that the Conservation District met before the Campbell County and Municipal Planning and Zoning Commission regarding the addition of agricultural uses in the A-1 Agricultural and R-RE Residential Rural Estate Zones. The District wanted to include bed and breakfast establishments and agritourism, and to clarify language addressing road-side stands that sell agricultural products in these zones. They opposed conditional permits for timber harvesting in the County by farmers. Mr. McCormick thanked the Fiscal Court and the Planning and Zoning Commission for being sensitive to the issues of the agricultural community and for trying to address some of their concerns. They look forward to continuing a good relationship with the Fiscal Court and Planning and Zoning Commission

Paula Spicer presented old business with a second reading by title and summary of Ordinance O-16-14. O-16-14 enacts and adopts the 2014 S-29 Supplement to the Code of Ordinances of the County Campbell, Kentucky. This Supplement includes legislation adopted from January 1, 2014 through June 30, 2014. Commissioner Painter made a motion to adopt O-16-14, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Ordinance O-17-14 was read by title and summary given. O-17-14 amends the text of the Official Zoning Ordinance for unincorporated Campbell County at Article X, Section 10.1 A-1 Agricultural Zone, Section 10.2 R-RE Residential Rural Estate, and Article VII Definitions. Commissioner Garrett made a motion to adopt O-17-14, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

New business was presented with a first reading of Ordinance O-18-14 by title and summary given. O-18-14 amends the text of the Official Zoning Ordinance for unincorporated Campbell County at Article IX, Section 9.29 Cellular or Wireless Communications Systems. The Campbell County and Municipal Planning and Zoning Commission met on October 14, 2014 and after hearing the evidence and testimony presented, voted to approve the proposed amendments. This amendment will bring the County's ordinance in line with State statutes. No vote was taken on the first reading of this ordinance.

Ordinance O-19-14 was read by title and summary given. O-19-14 amends the text of the Official Zoning Ordinance for unincorporated Campbell County at Article X, Section 10.10 RMHP Residential Mobile Home Park Zone. The Campbell County and Municipal Planning and Zoning Commission also heard evidence and testimony on this amendment at its October 14, 2014 meeting and voted to approve the proposed amendment. No vote was taken on the first reading of this ordinance.

Resolution R-119-14 was read by title and summary given. R-119-14 authorizes the County Judge/Executive to execute an addendum to the Contract between the Fiscal Court and the City of Crestview, Kentucky to provide snow removal and ice maintenance services on approximately 1.2 miles of streets in the City of Crestview, Kentucky for the 2014-2015 winter season. The cost of these services was increased from \$250 to \$325 per trip due to an increase in the price of deicing salt. Commissioner Painter made a motion to adopt R-119-14, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Resolution R-120-14 was read by title and summary given. R-120-14 authorizes the County Judge/Executive to execute an addendum to the Contract with Saint Joseph Church, Camp Springs, for snow removal and ice maintenance services for the 2014-2015 winter season, and for mowing and trimming services along the entrance road. The cost of the snow removal services was increased from \$100 to \$130 per trip due to an increase in the price of deicing salt. The \$300 charge for mowing and trimming shall remain the same. The Church will also allow the Fiscal Court use of its meeting room under this contract. Commissioner Painter made a motion to adopt R-120-14, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Resolution R-121-14 was read by title and summary given. R-121-14 authorizes the Judge/Executive to enter into an Interlocal Cooperative Agreement pursuant to KRS 65.210 et seq with the Fiscal Courts of Boone, Carroll, Gallatin, Grant, Kenton, Owen and Pendleton Counties, within the boundaries of the Northern Kentucky Workforce Investment Area for the purpose of redesignating the Northern Kentucky Consortium to administer programs in accordance with the Workforce Innovation and Opportunity Act of 2014. The new agreement is required due to recent updates and renewals of federal programs. Commissioner Painter made a motion to adopt R-121-14, seconded by Commissioner Rechlin. All voted “AYE” and the motion passed.

Resolution R-122-14 was read by title and summary given. R-122-14 acknowledges the application for a 2014 Illegal Open Dump Remediation Grant from the Kentucky Division of Waste Management in the amount of \$135,076.50 to clean up the illegal open dump located at 8242 Licking Pike, Campbell County, Kentucky. Commissioner Rechlin made a motion to adopt R-122-14, seconded by Commissioner Painter. This illegal dump was discovered after the Hawthorne Crossing Conservation Area was acquired along the Licking River; the dump is visible from that site. It was reported to the Kentucky Division of Waste Management, and after determining that the property owners were deceased, Fiscal Court staff worked with the Division of Waste Management to apply for this grant. No matching funds are required. Staff will investigate whether a lien can be placed to recover the cost of the cleanup. All voted “AYE” and the motion passed.

Resolution R-123-14 was read by title and summary given. R-123-14 authorizes the County Judge/Executive to execute a service contract with the Greater Cincinnati Hazardous Materials Unit, Inc. for the provision of hazardous materials response, containment and mitigation. The County shall pay an amount equal to \$0.10 per capita for each person residing in Campbell County – about \$9,033.60. Commissioner Rechlin made a motion to adopt R-123-14, seconded by Judge Pendery. All voted “AYE” and the motion passed.

Resolution R-129-14 was read by title and summary given. R-129-14 requests the Kentucky Transportation Cabinet to expedite painting of the Veterans Memorial Bridge on KY 8 between Newport and Covington. The bridge is scheduled to be painted in three years, however due to its deteriorating condition and the anticipated number of visitors to the region for major events in the next two years, the Southbank partners are urging the Transportation Cabinet to perform the work earlier. Judge Pendery made a motion to adopt R-129-14, seconded by Commissioner Painter. All voted “AYE” and the motion passed.

Resolution R-130-14 was read by title and summary given. R-130-14 authorizes the County Judge/Executive to execute an agreement with Duke Energy for installation of a street light at Perkins Drive and US 27. Commissioner Rechlin made a motion to adopt R-130-14, seconded by Commissioner Painter. All voted “AYE” and the motion passed.

A motion was requested to authorize staff to advertise, interview and hire a full time Human Resources Specialist. Motion was made by Judge Pendery, seconded by Commissioner Painter. Commissioners Garrett and Painter and Judge Pendery voted “AYE”, Commissioner Rechlin voted “NAY” and the motion passed.

A motion was requested to accept the resignation of Officer Nicholas Blank V from the Campbell County Police Department effective November 2, 2014. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to advance Officer Andrew Noyes from Police Officer Grade 3 to Police Officer Grade 4 with salary adjustment from Grade 11B to Grade 12A (\$22.0756 per hour) effective November 14, 2014 in accordance with the current Fraternal Order of Police working agreement. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

Resolution R-124-14 was read by title and summary given. R-124-14 updates the position descriptions for Building Inspector II and Building Inspector III and authorizes corresponding amendments to the Administrative Code. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to appoint Allan Kramer to the full time position of Road Maintenance Specialist I with the Campbell County Road Department effective November 24, 2014 with compensation set at \$21.25 per hour (\$44,200 annually with total benefit costs of \$16,970.69) according to the AFSCME working agreement. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to reappoint Ralph Cooper, David Wormald, Timothy Seaman, Robert Keller and James Doecker to the Campbell County Building Appeals Board for a four-year term effective November 1, 2014 through October 31, 2018. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

Resolution R-126-14 was read by title and summary given. R-126-14 reappoints Matthew Elberfeld, Cynthia Minter and Henry Pogue V to the 911 Service Fee Appeals Board for a one-year term effective November 1, 2014 through October 31, 2015. Judge Pendery made a motion to adopt R-126-14, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to appoint Fire Chief Greg Buckler to the Campbell County Consolidated Dispatch Board of Directors to fill the unexpired term of Fire Chief Jerry Sandfoss effective November 6, 2014 through January 22, 2015. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

Robert Horine presented Resolution R-127-14 by title and summary given. R-127-14 authorizes payment to TechnoSoft Inc. in the amount of \$29,809.89 to update tax bill collection software to allow for collection of 911 service fees. Commissioner Rehtin made a motion to adopt R-127-14, seconded by Judge Pendery. Mr. Horine explained that in August 2013 the Fiscal Court had accepted the bid of TechnoSoft in the amount of \$22,360.00 to update the tax bill collection software used by the County Clerk, Sheriff and Property Valuation Administrator to accommodate collection of the 911 service fee. The invoice received by the Fiscal Court was marked 100 percent complete and it was paid. In March 2014 the Fiscal Court received another invoice in the amount of \$29,809.89 for additional work performed. After initially denying

payment of the invoice, TechnoSoft provided detailed documentation for the work performed and staff recommends paying the invoice to settle all accounts with TechnoSoft. Commissioners Garrett and Painter and Judge Pendery voted “AYE”, Commissioner Rechin voted “NAY” and the motion passed.

Resolution R-127-14 was read by title and summary given. R-127-14 accepts the sole source bid of J. Construction Co., Inc. in the amount of \$23,970.00 for repair of the retaining wall at 1098 Monmouth Street. Shortly after the Fiscal Court moved into the Administration Building, some deterioration of the retaining wall along John Street was noticed. The building’s architect, Brandstetter Carroll Inc. and its construction manager Codell Construction were notified and have agreed to reimburse the Fiscal Court for 100 percent of the cost of the repairs. Commissioner Rechin made a motion to adopt R-127-14, seconded by Commissioner Painter. All voted “AYE” and the motion passed.

Commissioner Rechin requested a discussion regarding the Economic Development Officer position. Mr. Horine stated that staff has recommended three candidates for the Economic Development Officer position. The most recent candidate called today to advise that he had changed his mind due to personal circumstances and had taken another position. He was a good experienced candidate and staff had amended the job description and salary to accommodate him. Mr. Horine stated that they will advertise again. He regrets that they do not have a person to appoint tonight.

Matt Elberfeld requested a motion to authorize staff to advertise for bids for janitorial services for the Campbell County Administration Building. The current contract for janitorial services expires December 31, 2014 and will not be renewed. Motion was made by Commissioner Rechin, seconded by Judge Pendery. All voted “AYE” and the motion passed.

A motion was requested to accept bids for surplus County property. The surplus property sale was held on October 23, 2014. A list of the successful bidders was provided to the Fiscal Court. Motion was made by Commissioner Rechin, seconded by Commissioner Garrett. All voted “AYE” and the motion passed.

A motion was requested authorizing the purchase of a T750 Bobcat compact track loader from Bobcat Enterprises in the amount of \$56,862.37 for use by the Road Department. The price is from the State contract and the purchase is budgeted. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted “AYE” and the motion passed.

A motion was requested to accept the bid of JD Contracting Services, LLC in the amount of \$20,345.00 to install a storm sewer system at the intersection of Sugarmill and Parkside Drive. JD Contracting submitted the best bid for this project. Pursuant to an agreement with Sanitation District No. 1, the Sanitation District will pay one-half of the cost of the project. Motion was made by Judge Pendery, seconded by Commissioner Painter. All voted “AYE” and the motion passed.

A motion was requested to accept the bid of Mago Construction Company, Inc. in the amount of \$158,515.69 to resurface California Crossroad. Mago Construction submitted the best bid for

this work. The Fiscal Court will use \$120,469.00 in flex funds from the Kentucky Transportation Cabinet toward the cost of the project. The work will be completed in Spring, 2015. Motion was made by Commissioner Rechtin, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

A motion was requested to approve the claims and supplemental claims as presented for November 5, 2014. County Attorney Steve Franzen stated that he has reviewed the claims and determined that they all appear appropriate. Motion was made by Commissioner Rechtin, seconded by Commissioner Painter. All voted "AYE" and the motion passed.

There being no further business to come before the Fiscal Court, Commissioner Rechtin made a motion to adjourn, seconded by Commissioner Painter. All voted "AYE" and the meeting adjourned at 7:55 p.m.

Attachments:

Ordinance O-16-14 Adopt Code Supplement
Ordinance O-17-14 Zoning Ordinance Text Amendment
Ordinance O-18-14 Zoning Ordinance Text Amendment
Ordinance O-19-14 Zoning Ordinance Text Amendment
Resolution R-119-14 Snow Removal Contract with City of Crestview
Resolution R-120-14 Snow Removal Contract with St. Joseph Church
Resolution R-121-14 Interlocal Agreement with Northern Kentucky Fiscal Courts
Resolution R-122-14 Application for Illegal Open Dump Remediation Grant
Resolution R-123-14 Contract with Greater Cincinnati Hazardous Materials Unit
Resolution R-129-14 Request to Paint Veterans Memorial Bridge
Resolution R-124-14 Update Position Descriptions for Building Inspector II and III
Resolution R-126-14 Reappoint Members to the 911 Service Fee Appeals Board
Resolution R-130-14 Execute Agreement for Street Light Installation
Resolution R-127-14 Authorize Payment to TechnoSoft
Resolution R-128-14 Accept Bid for Repair of Retaining Wall at 1098 Monmouth Street
Claims and Supplemental Claims November 5, 2014

Approved:

STEVE PENDERY
Judge/Executive

Attest:

Paula K. Spicer, Fiscal Court Clerk