

CAMPBELL COUNTY FISCAL COURT MINUTES

June 1, 2005

A regular meeting of the Campbell County Fiscal Court was held on Wednesday, June 1, 2005, at 7:00 p.m., at the Campbell County Courthouse, 8352 East Main Street, Alexandria, Kentucky.

Prior to the opening of the Fiscal Court meeting, Judge Pendery swore in and conducted the Oath of Office for newly appointed Commissioner, Mark T. Hayden. Judge Pendery asked everyone to join him for a moment of silence in memory of Commissioner Bill Verst, who passed away on April 29, 2005 and whose unexpired term will be filled by Commissioner Hayden.

Preceding the opening of the Fiscal Court meeting, a public hearing was held at beginning at 7:25 p.m. for the purpose of obtaining public comments regarding possible uses of the County Road Aid and Local Government Economic Assistance funds. Present at the hearing were:

Steve Pendery, Judge/Executive
David Otto, County Commissioner
Kenneth Rechlin, County Commissioner
Mark Hayden, County Commissioner
Justin Verst, County Attorney
Robert Horine, County Administrator
Jim Seibert, Fiscal Affairs Director
Keith Hill, Chief, Campbell County Police Department
Greg Buckler, Campbell County Jailer
Ken Knipper, Office of Emergency Management Director
Peter Klear, Director of Planning & Zoning
Pat Dressman, Director of Human Services
Sarah Collins, Interim Director of Housing
Melissa Williams, Administration Director
Sandra Mulligan, Fiscal Court Clerk

Judge Pendery opened the public hearing and asked stated that public comments would be taken regarding the possible uses of the County Road Aid and Local Government Economic Assistance funds. Mr. Seibert stated that that amount of County Road Aid funds for Fiscal Year 2006 is \$468,100 and the amount of Local Government Economic Assistance funds for Fiscal Year 2006 is \$8,600. There being no comments from the public, Judge Pendery then closed the public hearing at 7:28 p.m.

Judge Pendery then called the Fiscal Court meeting to order at 7:28 p.m. 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*.

In attendance at the meeting were:

COUNTY JUDGE/EXECUTIVE:
STEVE PENDERY

COUNTY COMMISSIONERS:

DAVID OTTO
KENNETH RECHTIN
MARK HAYDEN

Justin Verst	County Attorney
Robert Horine	County Administrator
Jim Seibert	Fiscal Affairs Director
Keith Hill	Chief, Campbell County Police Department
Greg Buckler	Campbell County Jailer
Ken Knipper	Director, Office of Emergency Operations
Reno Deaton	Solid Waste Manager
Peter Klear	Director of Planning & Zoning
Pat Dressman	Director of Human Services
Sarah Collins	Interim Director of Housing
Melissa Williams	Director of Administration
Sandra Mulligan	Fiscal Court Clerk

Judge Pendery presented the minutes from the Fiscal Court meeting of May 18, 2005 and the minutes from the Mayors' Meeting of April 26, 2005. It was moved by Commissioner Rechlin and seconded by Commissioner Otto that the minutes of Fiscal Court meeting of May 28, 2005 and the minutes from the Mayors' Meeting of April 26, 2005 be approved. All voted "AYE" and the motion passed unanimously.

Judge Pendery then asked if there were any citizens or public officials present who wished to address the Court. Jack Snodgrass, Campbell County Clerk, addressed the Court regarding upgrades to voting precincts. He stated that a survey was done recently of all the voting precincts in Campbell County to make sure that they were handicapped accessible according to the Help America Vote Act (HAVA). The results of that survey will be turned in to the Handicapped Disabilities Coalition in Frankfort. That group will then make recommendations on some of the problems that the County is facing in many of the precincts. The County will have to find new locations for 15 voting precincts that cannot be used any longer as voting precincts. One example is a firehouse that has a great building for this use, but has a gravel parking lot, which makes it non-useable for handicapped people to be able to access it. Out of the 50 voting precincts that are left in the County, there are 28 or 29 that will need some type of renovation with County funds. Some of the renovations include providing temporary ramps for the handicapped. Judge Pendery asked what a county would do in the event every suitable accommodation has a gravel parking lot or some other impediment. Mr. Snodgrass stated that many counties are finding out that the only places they have that are accessible are the new schools, and they are moving all of their precincts into the schools. He does not believe, however, that Campbell County will be looking at that type of situation. He believes there are other viable solutions. He noted that some counties are renting trailers and putting them on-site for election day. He stated that the HAVA regulations are not county or state, but Federal regulations. For the most part, the renovations will be funded by grants that are available to the County. Commissioner Rechlin asked if Mr. Snodgrass had any figures on what these renovations might cost. Mr. Snodgrass stated that at this time he does not. He had a representative of the Handicapped Association and a representative of his office go out and do

the survey that took approximately seven weeks to complete. He will go out and view a lot of the precincts that need renovation again to make sure that nothing was missed. The budgeted request, however, was for approximately \$40,000. He stated he was not even sure how much a ramp would cost. He gave as an example, access to the Alexandria Courthouse is inaccessible because the threshold is more than ¾ inch high. If the County uses a place that just has the threshold problem, it will have to buy side ramps to add to the entrance that will bring the location into compliance. Commissioner Hayden asked if there was any grant money available for these renovations. Mr. Snodgrass stated that the State has money available from HAVA in an approximate amount of \$25 million, which is earmarked to buy new voting machines throughout the State. He stated that Campbell County will need to purchase new voting machines for each precinct. Judge Pendery asked if the County needed additional voting machines or replacement machines. Mr. Snodgrass advised that the County would need additional machines. The HAVA Act states that by the next election, every voting precinct has to be 100% handicapped accessible and it has to have a voting machine that is 100% handicapped accessible. Commissioner Otto asked if the Federal funds would be divided among the counties in the State. Mr. Snodgrass stated that the Board of Elections is going to give each county funds to buy one handicapped machine for every precinct. Commissioner Hayden asked if the funds received by the County out of the \$25 million could be used to pay for the renovations, or if those funds could only be used to buy voting machines. Mr. Snodgrass stated there were additional funds available for equipment and training, but the State has not allocated those funds yet. Judge Pendery thanked Mr. Snodgrass for his report on this project.

Judge Pendery then requested items of Old Business be brought before the Court. Ms. Williams presented for second reading and passage consideration Ordinance O-06-05, which she read by title and provided a summary to the Court. She stated that this Ordinance adopts Supplement 2005 S-11 to the Code of Ordinances of Campbell County, incorporating Ordinances passed during the period July 1, 2004 through December 31, 2004. There being no further discussion, Commissioner Otto made a motion and Commissioner Rehtin seconded to approve Ordinance O-06-05. All voted "AYE" and the motion passed unanimously.

Judge Pendery then requested that items of New Business be brought before the Court. Ms. Williams presented Resolution R-76-05, which she read by title and provided a summary to the Court for its consideration. She stated that this Resolution authorizes the execution of a contract with Joni Mallery, d/b/a Royal Guard Company, for general cleaning services at the Campbell County Senior Center. The rate for these services is \$40 per day, three days per week. She noted that Pat Dressman, Human Services Director, was present to answer any questions. There being no further discussion, Commissioner Rehtin made a motion and Commissioner Hayden seconded to approve Resolution R-76-05. All voted "AYE" and the motion passed unanimously.

Ms. Williams next presented Resolution R-77-05, which she read by title and provided a summary to the Court for its consideration. She stated that this Resolution accepts the Juvenile Justice Grant in the amount of \$69,735 for Brighton Center, Inc.'s "Take Charge Program." The County will be the administrator of the grant, the Judge/Executive will be the authorizing official and the Fiscal Director and Human Services Director will act as officials to submit monthly reports. The Resolution also authorizes the Judge/Executive to execute a Sub-Contractor Agreement with Brighton Center, Inc. to provide services that are outlined in the grant agreement. She noted that Pat Dressman, Human Services Director, was present to answer any questions. There being no further discussion, Commissioner Rehtin made a motion and

Commissioner Otto seconded to approve Resolution R-77-05. All voted “AYE” and the motion passed unanimously.

Ms. Williams then presented Resolution R-81-05, which she read by title and provided a summary to the Court for its consideration. She stated that this Resolution authorizes the County Judge/Executive to execute an Interlocal Agreement with the City of Southgate for the County to provide building permit review and inspection services for that City. She noted that Peter Klear, Planning & Zoning Director, and Jim Hamberg, from the City of Southgate, were present to answer any questions. There being no further discussion, Commissioner Rechten made a motion and Commissioner Hayden seconded to approve Resolution R-81-05. All voted “AYE” and the motion passed unanimously.

Ms. Williams then requested a motion to reclassify the position of Senior Center Wellness Coordinator from part time to full time status, effective July 1, 2005. Pat Dressman, Human Services Director, is recommending the reclassification due to the increased hours the Coordinator has been putting in to meet the demand of seniors for this service. There being no further discussion, Judge Pendery made a motion and Commissioner Rechten seconded to approve the motion. All voted “AYE” and the motion passed unanimously.

Ms. Williams then presented Resolution R-78-05, which she read by title and provided a summary to the Court for its consideration. She stated that this Resolution amends the Organizational chart and Authorized Position List of the County Administrative Code to reflect the reclassification of the Senior Center Wellness Coordinator position from part time to full time status. There being no further discussion, Judge Pendery made a motion and Commissioner Otto seconded to approve Resolution R-78-05. All voted “AYE” and the motion passed unanimously.

Ms. Williams then requested a motion to appoint Amy Roberto to the full time position of Senior Center Wellness Coordinator, with no change in compensation rate or grade level, effective July 1, 2005. Commissioner Otto asked Ms. Dressman how things were working out with Ms. Roberto living up north. Ms. Dressman stated that Ms. Roberto had moved to West Chester, so she now has much less of a drive. Ms. Dressman also stated that there are approximately 50 senior citizens per day who use the Wellness Center. Commissioner Hayden stated he had the opportunity to visit the Center recently and it is a wonderful facility and it is exciting to hear that so many people are using it. There being no further discussion, Judge Pendery made a motion and Commissioner Rechten seconded to approve the motion. All voted “AYE” and the motion passed unanimously.

Ms. Williams next requested a motion to accept the retirement notice of Velma Krieg, Police Clerk/Typist, effective July 1, 2005. There being no further discussion, Judge Pendery made a motion and Commissioner Rechten seconded to approve the motion. All voted “AYE” and the motion passed unanimously.

Ms. Williams next requested a motion to authorize the Campbell County Police Merit Board to begin the process to fill the position of Police Clerk/Typist. 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 recommend to the Campbell County Local Health Board that Dan Sheridan, DMD be appointed to the Northern Kentucky District Health Board, with a term beginning July 1, 2005 and ending June 30, 2007. 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 recommend to the Campbell County Local Health Board that George Hall, MD be appointed to the Northern Kentucky District Health Board, with a term beginning July 1, 2005 and ending June 30, 2007. This appointment is due to the retirement of Dr. Daniel Cortade from the Board. Judge Pendery thanked Dr. Cortade for his service and stated that Dr. Cortade recently served as Chairman on the Board and did an outstanding job. 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 George Hall, MD to serve on the Campbell County Local Board of Health. Said nomination will be submitted to the Kentucky Cabinet for Health Services for consideration. 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 James Daley to the Transit Authority of Northern Kentucky Board for a four-year term, effective July 1, 2005 through June 30, 2009. 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 appoint Dave Guidugli to the Campbell County Cable Board for a two-year term, effective July 1, 2005 through June 30, 2007. Mr. Guidugli will replace Charles Melville on the Board. Judge Pendery thanked and commended Mayor Melville for his work and acting as Chairman on the Board. 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 reappoint Reno Deaton to the Campbell County Cable Board for a two-year term, effective July 1, 2005 through June 30, 2005. 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 appoint Stephanie Steffen to the Campbell County Assessment Appeals Board for a three-year term, effective June 1, 2005 through May 31, 2008. Ms. Steffen is a Realtor with Sibcy Cline, residing in Newport, and will replace Gerri Jones on the Board. Judge Pendery stated that these are tough appointments to fill. They require expertise and patience, and Gerri had both of those qualities. 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 Dan Steller to Central Campbell Fire District for a three-year term, effective July 1, 2005 through June 30, 2008. 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 James Korpik to the Alexandria Fire District for a three-year term, effective July 1, 2005 through June 30, 2008. 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 appoint Eric Rose to the Northern Kentucky Convention and Visitors Bureau to fill the unexpired term of Dr. Tim Mullican, who has resigned, and for an additional three-year term. Said appointment is recommended by the Northern Kentucky Chamber of Commerce and is effective immediately through July 31, 2008. The unexpired term is from June 1, 2005 through July 31, 2005. The three-year term will run from August 1, 2005 through July 31, 2008. Mr. Rose is the Executive Director of the Newport Aquarium. 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. County Administrator, Robert Horine, stated he had nothing further to report at this meeting.

County Attorney Verst then welcomed Commissioner Hayden to the Court, noting that it with mixed feelings due to Commissioner Verst's loss, but he is certain that Commissioner Hayden will carry on the tradition that Commissioner Verst had. He also stated he wanted to remind all Campbell Countians about the keg law violations. There was another parent charged recently by the County Police Department on this violation, where the parent was allowing underage children on their property to consume alcoholic beverages. The last situation the County had, the parent received 90 days in jail and a \$250 fine. There was a situation in Ohio recently where a mother allowed underage children to consume alcohol at her home and one of the children left her home and got in an automobile accident and killed someone. The mother was taken away in handcuffs under Ohio's keg law. This is a serious crime, especially this time of year with graduation parties. He wants everyone to be aware that it can happen to them if they allow this violation of the law. He asked everyone to please make sure they do not allow underage children to consume alcoholic beverages.

Commissioner Otto then welcomed Commissioner Hayden to the Court. He stated that it has been a pleasure for him to work on this Court for the last 19 years for the sole reason that the elected officials the Court has had over those years, no matter what party they were, politics did not come into play. All of the officials have voted their conscience and one of the key things Commissioner Hayden will come to realize is that even though someone may not vote the same as another, once the vote is over with, they go on with business. He stated that he valued everyone's opinions on the Court and looked forward to working with Commissioner Hayden. Commissioner Otto also stated that he had approached Pat Dressman recently on having representatives from the Campbell County Vintners Association be present at the upcoming Senior Citizen's picnic and have samples of their wines available. He also has run this idea by Dennis Walter, who will check with others about being present. He believes the Senior Citizens picnic will be a great place to showcase Campbell County and its new vineyards that are springing up around the County.

Commissioner Rehtin also welcomed Commissioner Hayden to the Court, noting that he believes Commissioner Hayden will do a wonderful job. He stated that he, too, welcomes him with mixed feelings since everyone had become very accustomed to Commissioner Verst, but believes Commissioner Hayden will do a good job for the citizens of Campbell County. Commissioner Rehtin also stated that with the recent murder investigation in our County, he wanted to commend Chief Keith Hill for his handling of the Police Department and the handling of the press. He stated that Chief Hill's actions were exemplary and thanked him for displaying such a fine professionalism. Commissioner Rehtin thanked Jack Snodgrass for being up on the HAVA laws and keeping the Court in tune with that Act.

Commissioner Hayden stated that he is now ready to take off his socks, roll up his pants and smash some grapes. He thanked everyone for their kind comments in welcoming him to the Court. He stated that Commissioner Verst's daughters babysat his sons, and he was a substitute teacher at St. Joseph's where his sons go to school. His sons thought the world of Commissioner Verst and so do he and his wife. Commissioner Verst was a very respected man, and a wonderful public servant. Commissioner Hayden stated that it is with mixed feelings that he comes on this Court under those circumstances. He had prayed very hard for Commissioner Verst and continues to pray for his family and wishes them the very best in these difficult times. Commissioner Hayden stated he is committed to serve in the same way that Commissioner Verst served on the Court. He intends to act in a non-partisan way and intends to do what is best for the people of Campbell County and vote his conscience according to what he believes is best for the people of Campbell County, and after he votes he intends to shake the hands of the other Commissioners and move on to other business. He stated that he appreciates the tremendous assistance he has received from the County staff helping him get up to speed, and he looks forward to working with everyone and moving Campbell County forward.

Judge Pendery then gave announced that the Northern Kentucky United event will be held on Wednesday, June 8, 2005 and Thursday, June 9, 2005. They are an interim committee to the Kentucky State Legislature that will be in town and hold meetings, including taking testimony from citizens on various subjects. This will be an occasion for people to get to know their Legislators from around the State.

Judge Pendery then asked for a report from the Fiscal Director. Mr. Seibert presented Resolution R-80-05, which he read by title and provided a summary to the Court for its consideration. He stated that this Resolution authorizes the County Judge/Executive to execute the annual renewal Agreement with Kentucky Association of Counties (KACo) All Lines Fund for property and liability insurance coverage for Fiscal Year 2006. He noted that the premium represents a 12% increase over the prior year, in part due to additional property to cover and newer equipment that has been purchased. The policy covers general liability, law enforcement coverage, public officials, employment practices, automobile coverage, intentional tort and criminal defense. The total cost is \$314,077. He noted that this coverage has been competitively procured, and KACo provided the best premium for coverage. There being no further discussion, Commissioner Rehtin made a motion and Commissioner Otto seconded to approve Resolution R-80-05. All voted "AYE" and the motion passed unanimously.

Mr. Seibert next presented Resolution R-82-05, which he read by title and provided a summary to the Court for its consideration. He stated that this Resolution authorizes the County Judge/Executive to execute the annual renewal Agreement with Kentucky Association of

Counties for Workers' Compensation insurance coverage, effective July 1, 2005 through June 30, 2006. This policy also went up by 18%, due to an increase in the County's total payroll. The total premium is \$215,041. There were only two companies that the County obtained bids from, since there are only two suppliers in the whole State of Kentucky. Commissioner Rehtin asked if there was a reason for this. Mr. Seibert stated that Kentucky is a tough State to write policies in because of the black lung element that is involved mainly. There being no further discussion, Commissioner Rehtin made a motion and Commissioner Otto seconded to approve Resolution R-82-05. All voted "AYE" and the motion passed unanimously.

Mr. Seibert then requested approval of the Transfers being presented at this meeting. These transfers do not add to the budget, but only moves funds between budget line items to cover necessary spending. There being no further discussion, Commissioner Rehtin made a motion that the Transfers be approved, and Commissioner Hayden seconded the motion. All voted "AYE" and the motion passed unanimously.

Mr. Seibert next requested approval of the Claims being presented at this meeting. County Attorney Verst stated that he had reviewed the Claims and they appear to be appropriate. Commissioner Otto asked about a line item in the Claims payable to St. Luke Hospital in the amount of \$39,311 and inquired as to whether this was for a single incident. Mr. Buckler stated that this amount was for multiple incidents. Mr. Seibert clarified that the amount is actually for 16 different invoices. Commissioner Otto asked Mr. Buckler if he knew what the total amount of claims was that Campbell County has submitted to the State to be paid. Mr. Buckler stated that Campbell County has actually submitted approximately \$30,000 in reimbursement claims to date and will probably submit an additional \$30,000 to \$40,000 by the end of the month. He stated that the State will not make reimbursement until the end of the year because they have to determine how much in claims has been submitted. There is only \$400,000 in the fund to be used for reimbursement to 120 counties. Commissioner Hayden inquired as to whether these medical bills were for both inmates who have been convicted and are being housed for the State as well as inmates who have not been convicted. Mr. Buckler stated that these are pre-trial inmates. The state will pick up the tab for medical expenses if they are a State inmate and they have been in the hospital over a 24-hour period. A State inmate is one who is done with their case in Campbell County and has been final-sentenced, waiting to be shipped to the penitentiary. The invoices that are being requested for payment at this meeting are for inmates who are the responsibility of the County. Inmates are being billed to reimburse the County for their medical expenses, but the County is not very successful at collecting these expenses. There is a State law that says that any medical expenses over \$2,000 per inmate, the State must reimburse the County, but the legislature has only put the amount of \$400,000 in the fund. There being no further discussion, Commissioner Otto made a motion that the Claims be approved and paid. Commissioner Rehtin seconded the motion. All voted "AYE" and the motion passed unanimously.

Commissioner Otto stated that the Campbell County Police Department has had a problem recently with bats, which can be very serious. The most recent incident cost the County \$1,800 to get rid of the bats. He stated that he has contracted a type of lung disease that could be histoplasmosis, which is very common in the Ohio Valley area and in Northern Kentucky. He will be having surgery to treat the disease. The disease is from bat or bird droppings. While this is a concern for the Police Department, it is also a concern for anyone who has had flu-like symptoms for a few months, such as coughing and being extremely tired. The disease is not

well-known and can be fatal at times if not taken care of. He asked all Campbell Countians to be aware of this disease and see their doctor if they have had these symptoms for an extended period of time.

Ms. Dressman then addressed the Court to advise that on June 8, Campbell County Tri-ED, in cooperation with the Police Department, the Sheriff's Office, the Senior Center, and other service providers for the elderly, will host a senior day out on the Levee. It begins at 8:30 a.m. and there is no registration fee. Seniors will be provided a free movie, and there will be presentations on fraud, scams and identity theft. There will also be discounts to the restaurants and exhibitors present to do health screenings. There will be a bus leaving at 8:00 a.m. from the Campbell County Senior Center, but if some Seniors prefer to drive, they can have their parking ticket validated and receive \$2.00 off.

There being no further business to come before the meeting, it was moved by Commissioner Rehtin, seconded by Judge Pendery, that the meeting be adjourned. All voted "AYE" and the meeting was adjourned at 8:08 p.m.

Attachments:

Ordinance O-06-05: Supplement 2005 S-11 to Code of Ordinances
Resolution R-76-05: Contract for Cleaning Services at Campbell County Senior Center
Resolution R-77-05: Juvenile Justice Title V Grant
Resolution R-78-05: Amendment of Organizational Chart and Position List
Resolution R-80-05: FY06 Contract for Property and Liability Insurance
Resolution R-81-05: Interlocal Agreement with Southgate, Kentucky
Resolution R-82-05: FY06 Contract for Worker's Compensation Insurance
Transfers: June 1, 2005
Claims: June 1, 2005
June 1, 2005 (Home Emergency Grant)

Approved:

/s/ Steve Pendery
STEVE PENDERY
Campbell County Judge/Executive

Attest:

/s/ Sandra L. Mulligan
Sandra L. Mulligan
Fiscal Court Clerk