

**CAMPBELL COUNTY, KY FISCAL COURT  
MINUTES**

**OCTOBER 5, 2022**

A regular meeting of the Campbell County Fiscal Court was held on Wednesday, October 5, 2022, 7:00 p.m. at the Campbell County Courthouse, 8352 East Main Street, Alexandria, Kentucky.

In attendance were:

COUNTY JUDGE/EXECUTIVE  
STEVE PENDERY  
COUNTY COMMISSIONERS  
GEOFF BESECKER  
TOM LAMPE  
BRIAN PAINTER

County Attorney Steve Franzen,  
County Administrator Matt Elberfeld,  
Fiscal Court Clerk Paula Spicer,  
Finance Director/Treasurer Laura Lewis,  
Police Chief Craig Sorrell

The meeting was called to order at 7:00 p.m. by Judge Pendery. Cable Access was present to film the meeting. The meeting was also broadcast live on the Campbell Media website.

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

Following roll call, a quorum was declared present.

Judge Pendery requested a motion to approve the minutes from the Fiscal Court regular meeting of September 21, 2022. Motion was made by Commissioner Painter, seconded by Commissioner Besecker to approve the minutes. All voted "Aye" and the motion passed.

Judge Pendery administered the Oath of Office to Police Officer Joshua Wilhoit. Officer Wilhoit's son pinned his badge. Chief Sorrell stated that Officer Wilhoit comes from the Dayton, Kentucky Police Department where he served a number of years and prior to that served with the Kentucky State Police. Officer Wilhoit then introduced his sons Carter and Channing and his daughter Ella who were present. Judge Pendery welcomed Officer Wilhoit and pledged the support of the Fiscal Court. The Fiscal Court is very proud of its police department.

Judge Pendery called on Tammy Nolan who had signed in to address the Fiscal Court. Ms. Nolan, a Campbell County voter, taxpayer and concerned citizen, held up document #0137, page 387, the written oath of office for many of the elected officials present. She stated that in the May 17<sup>th</sup> primary election laws were violated – specifically KRS 117.235. She is present to ask

that Mr. Painter resign his seat because he has not followed his oath and he broke election laws. Ms. Nolan referred to recent Circuit Court and Court of Appeals findings that Mr. Painter violated the law. She again asked Mr. Painter to resign his position because he broke his oath of office. Judge Pendery replied that this entire matter has been adjudicated and the Fiscal Court will follow the law and the law according to a unanimous opinion of a three-judge panel and according to the Kentucky Supreme Court is that if Commissioner Painter made a mistake it did not reach a level that would require him to step down. The Court has affirmed that he is the Republican nominee. Ms. Nolan stated that isn't it a misdemeanor breaking the election law. Judge Pendery stated that the law is what the Court says it is.

Finding that nobody else had signed in to speak, Judge Pendery proceeded with the agenda.

Paula Spicer presented old business with a second reading of Ordinance O-11-22. O-11-22 enacts and adopts the 2022 S-45 Supplement to the Campbell County Code of Ordinances to incorporate certain ordinances/resolutions adopted between January 1, 2022 through June 30, 2022. Commissioner Lampe made a motion to adopt O-11-22, seconded by Commissioner Painter. All voted "Aye" and the motion passed.

New business was then presented beginning with Resolution R-78-22. R-78-22 adopts the Northern Kentucky Solid Waste Management Plan 5-Year (2023-2027) update. Commissioner Painter made a motion to adopt R-78-22, seconded by Commissioner Lampe. All voted "Aye" and the motion passed.

Resolution R-79-22 was read by title. R-79-22 authorizes the Judge/Executive to apply for 2023 Litter Abatement Funding from the Division of Waste Management. These funds support roadside litter clean-up efforts such as the Trash for Cash Program and the Detention Center's Community Service Program. Commissioner Lampe made a motion to adopt R-79-22, seconded by Commissioner Besecker. Commissioner Besecker stated that this past weekend he took part in this Program, as he has a number of times. He added that Allyn Reinecke does a good job utilizing the resources provided through this grant for our community and for groups. He appreciates her work and the work of the Commonwealth. This past Saturday in Cold Spring he worked on the Trash for Cash Program. It's a wonderful program where both kids and their parents get involved to show they care for the community. All voted "Aye" and the motion passed.

Resolution R-81-22 was read by title. R-81-22 authorizes the Judge/Executive to execute a grant agreement to accept a Victims of Crime Act (VOCA) grant award for the Police Social Worker Program at the Campbell County Police Department. Commissioner Painter made a motion to adopt R-81-22, seconded by Commissioner Besecker. All voted "Aye" and the motion passed.

A motion was requested to authorize the addition to two Campbell County Police Department School Resource Officers to be assigned to Cline and Crossroads Elementary Schools under the terms of the current school resource officer agreement with the Campbell County School District. Motion was made by Judge Pendery, seconded by Commissioner Lampe. All voted "Aye" and the motion passed.

A motion was requested to appoint Samuel Broomall to the position of Police Officer (PO1) with the Campbell County Police Department effective October 6, 2022 with compensation set at \$50,564.80 annually (\$24.31 hourly). Motion was made by Judge Pendery, seconded by Commissioner Besecker. All voted “Aye” and the motion passed.

A motion was requested to appoint Benjamin Scaggs to the full-time Building Inspector Trainee position in the Planning and Zoning Department effective October 7, 2022 with compensation set at pay grade 4, \$22.00 per hour. Motion was made by Judge Pendery, seconded by Commissioner Lampe. All voted “Aye” and the motion passed.

A motion was requested to appoint Justin Faul to the full-time Building Inspector I position in the Planning and Zoning Department effective October 24, 2022 with compensation set at pay grade 4, \$26.00 per hour. Motion was made by Judge Pendery, seconded by Commissioner Lampe. All voted “Aye” and the motion passed.

A motion was requested to accept the resignation of Tax Compliance Officer Cynthia Gallagher effective November 30, 2022. Motion was made by Judge Pendery, seconded by Commissioner Lampe. Judge Pendery thanked Ms. Gallagher for her 20 years of loyal service. All voted “Aye” and the motion passed.

Judge Pendery then made a motion to authorize staff to advertise, interview and make a hiring recommendation for a Tax Compliance Officer. Commissioner Lampe seconded the motion. All voted “Aye” and the motion passed.

A motion was requested to recommend to the Kentucky Department for Public Health the reappointment of James Ernst OD, Kevin Hanson PE and Brandon Heineke DVM to the Campbell County Local Board of Health for a two-year term effective January 1, 2023 through December 31, 2024. Motion was made by Judge Pendery, seconded by Commissioner Besecker. All voted “Aye” and the motion passed.

Neither the County Administrator, nor the County Attorney had reports for the meeting.

Commissioners Besecker, Lampe and Painter had no report for the meeting.

Judge Pendery announced that the Halloween Spooktacular will be held on Saturday, October 22, 2022 from Noon to 2:00pm at AJ Jolly Park. Children under 12 can trick or treat and costume contests will be held for all ages – infants to adults. There will also be games and food, drink and craft vendors. Suggested donation is \$5 per vehicle.

Police Chief Sorrell announced that the Campbell County Police Department is recruiting. Anyone interested in being a police officer please check the website and see what the Department has to offer.

Laura Lewis thanked Cindy Gallagher for her 20 years of service in the Finance and Occupational Tax Department; she is a good co-worker.

Ms. Lewis then presented the Finance Director/Treasurer's report beginning with Resolution R-80-22. R-80-22 authorizes the Judge/Executive to execute a contract with the Campbell County Board of Education for fiscal year 2023 for the provision of bus transportation of parochial school students. The total contract cost is \$366,486 and the Fiscal Court seeks reimbursement from the State for these expenses every year. Commissioner Besecker made a motion to adopt R-80-22, seconded by Commissioner Painter. All voted "Aye" and the motion passed.

A motion was requested to authorize the purchase of a 2023 Dodge Durango V6 from the state master contract for the Office of Emergency Management. The new vehicle will replace a 10-year old Durango with 116,000 miles that needs extensive maintenance for heavy use in emergency response. The quoted cost of the new truck is \$39,906. The old vehicle will be reassigned to the general fleet for the County. Motion was made by Commissioner Lampe, seconded by Commissioner Painter. All voted "Aye" and the motion passed.

A motion was requested to approve transfers to the Campbell County Sheriff's calendar year 2022 budget. Motion was made by Commissioner Besecker, seconded by Commissioner Painter. All voted "Aye" and the motion passed.

Resolution R-82-22 was read by title. R-82-22 declares certain County-owned personal property as surplus and authorizes the County Finance Director/Treasurer to sell or otherwise dispose of such property. Commissioner Lampe made a motion to adopt R-82-22, seconded by Commissioner Painter. All voted "Aye" and the motion passed.

A motion was requested to approve interfund transfers dated September 30, 2022. Motion was made by Commissioner Painter, seconded by Judge Pendery. All voted "Aye" and the motion passed.

A motion was requested to approve budget transfers dated September 30, 2022. Ms. Lewis stated that the transfers don't increase the total size of the budget, but reallocate funds to different line items. Motion was made by Commissioner Besecker, seconded by Commissioner Painter. All voted "Aye" and the motion passed.

Ms. Lewis then requested a motion to approve the claims and claims paid per standing order dated September 28 and October 5, 2022 and employee benefit claims dated October 1, 2022. County Attorney Steve Franzen advised that he has reviewed the claims, claims paid per standing order and employee benefit claims and determined that they all appear appropriate. Commissioner Besecker made a motion to approve the claims, seconded by Commissioner Painter. Commissioner Lampe agreed with payment of the claims however, recused himself from approving any claims related to employee benefits due to his employer's relationship with those companies. All voted "Aye" and the motion passed.

There being no further business to come before the Fiscal Court, Commissioner Besecker made a motion to adjourn, seconded by Commissioner Painter. All voted "Aye" and the meeting adjourned at 7:25 p.m.

Attachments:

Ordinance O-11-22 Adopt Code Supplement  
Resolution R-78-22 Adopt NKY Solid Waste Management 5-Year Plan Update  
Resolution R-79-22 Application for Litter Abatement Grant Funding  
Resolution R-81-22 Victims of Crime Act Grant Agreement  
Resolution R-80-22 Contract for School Bus Transportation  
Resolution R-82-22 Disposition of Surplus Property  
Interfund Transfers dated September 30, 2022  
Budget Transfers dated September 30, 2022  
Claims and Claims Paid Per Standing Order dated September 28 and October 5, 2022 and  
Employee Benefits Claims dated October 1, 2022

Approved:

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STEVE PENDERY  
Judge/Executive

Attest:

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Paula K. Spicer, Fiscal Court Clerk