

**CAMPBELL COUNTY FISCAL COURT
MINUTES**

SEPTEMBER 22, 2011

A special meeting of the Campbell County Fiscal Court was held on Thursday, September 22, 2011, 5:30 p.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:
PETE GARRETT
BRIAN PAINTER
KENNETH L. RECHTIN

Robert Horine	County Administrator
Melissa Williams	Director of Administration
Steve Franzen	County Attorney
Jim Seibert	Fiscal Director
Paula Spicer	Fiscal Court Clerk
Peter Klear	Planning and Zoning Director
Sarah Collins	Housing Department Director
Linda Eads	Occupational Tax Manager
Lieutenant Colonel Todd Straman	Campbell County Police Department
William Turner	Office of Emergency Management Director

The meeting was called to order at 5:30 p.m. by Judge Pendery.

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 regular meeting of September 7, 2011 were presented. Motion was made by Commissioner Rechtin, seconded by Commissioner Garrett to approve the minutes. All voted "AYE" and the motion passed.

Judge Pendery acknowledged Naguanda Deaton, former Human Resources Director, and William "Bill" Birkenhauer, Sergeant in the Campbell County Police Department, who have both recently retired. Judge Pendery described their careers with the Campbell County Fiscal Court and presented each with a watch in recognition of their retirement.

Judge Pendery asked if there were any comments from the audience.

J R Roth commented on the resolution regarding utility allowances for people that are on government assistance. He stated that the Fiscal Court is raising taxes on landlords and the

reimbursement for utilities will decrease after the new allowances are approved. Sarah Collins explained that the review of utility allowances is required by the federal government, and that the total amount paid to landlords will be unaffected. She stated that the utility allowances have nothing to do with the payment standards or contracts. Mr. Roth stated for example that if utilities go up \$10, then the amount to the landlord would go down \$10. Ms. Collins stated that this scenario could potentially occur in the case of a new unit. Mr. Roth stated that potentially the Fiscal Court is increasing taxes and reducing revenues to landlords.

There being no old business, Melissa Williams presented new business beginning with Ordinance O-15-11 read by title and summary given. O-15-11 updates the official zoning map for unincorporated Campbell County to rezone 14.95 acres located at 8356 Mary Ingles Highway, one mile south of Oneonta Road, unincorporated Campbell County, as described in the attached map, from A-1 (Agriculture One) to INST (Institutional). Judge Pendery stated that this is a first reading and no vote will be taken. Peter Klear advised that the zone map amendment was requested by the property owner Thomas More College in connection with its field biology station operation. Jeff Kordenbrock, Dr. Brad Bielski, both from Thomas More College, Scott Vidourek, architect and Jay Bayer engineer were present to explain the project. Mr. Kordenbrock explained the mission of the biology field station and described the current facilities and the proposed improvements. Mr. Klear pointed out that the zone change will allow for future expansion. Dr. Bielski advised that they've completed a successful \$1.6 million fund-raising campaign for this project; he named some of the major benefactors. In response to Commissioner Painter's questions, Messrs. Kordenbrock and Bayer explained the biologic wetlands and the cisterns and wells that serve the facilities. Commissioner Garrett, who lives near the field station, stated that they have done a great job on the facilities since moving in. Judge Pendery urged people to take a tour of the facility if they have the opportunity.

Resolution R-97-11 was read by title and summary given. R-97-11 adopts amended utility allowances for the Department of Housing. The U.S. Department of Housing and Urban Development requires housing authorities to annually review utility allowances and amend them if actual utility costs have increased or decreased by 10%. Sarah Collins, Housing Department Director, performed the review and based on the findings, recommends the necessary adjustments. Commissioner Rechtin made a motion to adopt R-97-11, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Resolution R-98-11 was read by title and summary given. R-98-11 authorizes approval of Change Order request #1 from Perkins/Carmack Construction for the A J Jolly equestrian campground. Commissioner Rechtin made a motion to adopt R-98-11, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

A motion was requested to proclaim October 2011 as "National Long-Term Care Residents' Rights Month" in Campbell County. Motion was made by Commissioner Rechtin, seconded by Commissioner Garrett. Commissioner Rechtin explained that when people are moved into nursing homes they often feel like they've lost their rights. The purpose of the proclamation is to reaffirm these individuals' rights. He encouraged everyone to take time to visit people living in nursing homes. All voted "AYE" and the motion passed.

A motion was requested to appoint Donald H. Dornheggen II to the position of Patrolman Grade I with compensation set at Grade 9A (\$36,332 annually/\$17.4675 hourly) effective October 10,

2011. Mr. Dornheggen will fill a vacancy in the Police Department due to a resignation. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

Ms. Williams announced that at this time staff does not have an appointment for the Campbell County Cable Board.

Robert Horine presented Resolution PPC-1-11 by title and summary given. PPC-1-11 is a resolution of the Campbell County Public Parks Corporation authorizing execution of a deed restriction at A J Jolly Park. This deed restriction is a condition of the grant funds being used for the equestrian campground. It requires that the property will continue to be used for recreation purposes and that the County will maintain the facilities constructed at that location. Commissioner Garrett made a motion to adopt PPC-1-11, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

Commissioner Garrett stated that he had a good time at the Senior Citizen Picnic yesterday. There was a good turnout despite the rain.

Commissioner Rehtin stated that the Campbell County Public Library has always been a big part of his life and he was pleased to see the growth of the library in Campbell County. He is in favor of the expansion of the library in the southern part of the County. Commissioner Rehtin stated that although he does not agree with the way that members are appointed to the library board, he does agree that this is the right direction for the library to head in, and he is fully supportive of it.

Judge Pendery stated that this is the first time that he can remember having so much rain on the day of the senior picnic, but they still had a good crowd. He stated that it takes a lot of effort by the staff to put this event together. He thanked everyone for coming and thanked staff for their work before and after the picnic.

Judge Pendery announced that the fifth annual Camp Springs Herbst Tour will be on Sunday, October 16, 2011 from 12:00 to 6:00 p.m. Maps for the free self-guided tour will be available at the Camp Springs Fire Department.

Jim Seibert requested a motion to award the bid for resurfacing of Lees and Tarvin Roads to Barrett Paving for \$53.75 per ton; the total estimated cost of the project is \$146,000. The County will use \$126,000 in Flex Funds from the State, and the balance will be funded from the County's Road Department Budget. Motion was made by Commissioner Rehtin, seconded by Judge Pendery. Commissioner Painter pointed out that the County received a little money from FEMA for the damage to roads due to the spring rains. He stated that the Road Department crews have done a lot of hard work repairing the roads since then. All voted "AYE" and the motion passed.

A motion was requested to award the bid for a generator for the Campbell County Emergency Operations Center/Police Department facility to Atkins and Stang, Inc. in the amount of \$62,850. Motion was made by Commissioner Rehtin, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

A motion was requested to authorize staff to seek requests for proposals for the development of computer software needed by the Occupational License Tax office. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. Linda Eads, Occupational Tax Manager, explained that they have worked with various vendors over the years, and the off-the-shelf software that they had to offer was generally too expensive and did not meet the County's needs particularly since they collect taxes for multiple jurisdictions. The right software will allow them to continue to partner with other entities. She explained that part of the RFP is to get an experienced project manager to work with the software developer. Commissioner Rehtin asked for a copy of the RFP and stated that there are software developers in Northern Kentucky. Ms. Eads replied that they have already been contacted by some local developers. The first priority of this project is to replace the antiquated current software, and second is to improve services to customers by offering on-line filing. Commissioner Rehtin stated that the cost of this software, if borne by all entities in Northern Kentucky is minimal compared to the benefits received. Ms. Eads stated that \$65,000 was budgeted for the first phase of this project. J R Roth asked if this problem was unique to Kentucky, if so, perhaps the State should work on it. All voted "AYE" and the motion passed.

A motion was requested to authorize staff to advertise for bids for the construction of the Animal Shelter addition. The addition will be paid for with State grant funds and private donations. Motion was made by Commissioner Rehtin, seconded by Judge Pendery. All voted "AYE" and the motion passed.

Resolution R-95-11 was read by title and summary given. R-95-11 authorizes the Campbell County Judge/Executive to execute a contract with the Campbell County Board of Education for fiscal year 2012 for the provision of bus transportation of parochial school students in the amount of \$360,314.73. The County is reimbursed by the State for most of this cost. Commissioner Rehtin made a motion to adopt R-95-11, seconded by Judge Pendery. All voted "AYE" and the motion passed.

Resolution R-96-11 was read by title and summary given. R-96-11 authorizes the Campbell County Judge/Executive to execute a contract with Southern Cardinal, LLC for Fiscal Year 2012 for the provision of bus transportation of St. Peter and Paul Grade School students in the amount of \$8,419. The terms of the contract provide that Southern Cardinal will reimburse the County for any portion of the \$8,419 that does not get funded by the State. Commissioner Rehtin made a motion to adopt R-96-11, seconded by Commissioner Garrett. All voted "AYE" and the motion passed.

Ordinance O-14-11 was read by title and summary given for a second reading. O-14-11 relates to the 2011-2012 annual budget and amendments thereto. This amendment adds revenue items that were received after the budget had been adopted. Judge Pendery made a motion to adopt O-14-11, seconded by Commissioner Rehtin. All voted "AYE" and the motion passed.

A motion was requested to accept the 2011 tax rates for County-wide taxing districts. Jim Seibert explained that the Kentucky Department for Local Government advised him that the Fiscal Court is not approving these tax rates, but simply taking action to put them in a combined format so that the Department can use them next year to calculate the tax rates. Motion was made by Judge Pendery, seconded by Commissioner Rehtin. Commissioner Rehtin stated that Senator Damon Thayer had proposed that the County would not only simply review the tax rates,

but would actually approve the budgets for these taxing districts. All voted “AYE” and the motion passed.

A motion was requested to purchase a 2012 Ford Fusion SE Model sedan from Paul Miller Ford for the State Contract price of \$16,723.59 for the Campbell County Police Department. This purchase has been budgeted and the vehicle will replace a 2001 Crown Victoria which has been deemed unfit to drive. Judge Pendery made a motion, seconded by Commissioner Rehtin. All voted “AYE” and the motion passed.

A motion was requested to approve the budget transfers as presented for September 22, 2011. Motion was made by Commissioner Rehtin, seconded by Judge Pendery. All voted “AYE” and the motion passed.

Mr. Seibert then requested a motion to approve the claims and supplemental claims as presented for September 22, 2011. County Attorney Steve Franzen stated that he has reviewed the claims and all appear appropriate. Motion was made by Commissioner Rehtin, seconded by Commissioner Garrett. All voted “AYE” and the motion passed.

There being no further business to come before the Fiscal Court, Commissioner Rehtin made a motion to adjourn, seconded by Judge Pendery. All voted “AYE” and the meeting adjourned at 6:38 p.m.

Attachments:

Ordinance O-15-11	Zoning Map Amendment
Resolution R-97-11	Adopt Housing Department Utility Allowances
Resolution R-98-11	Change Order for A J Jolly Equestrian Campground
Proclamation	National Long-Term Care Residents’ Rights Month
Resolution PPC-1-11	Execute Deed Restriction for A J Jolly Equestrian Campground Site
Resolution R-95-11	Contract for Transportation of Non-Public School Students
Resolution R-96-11	Contract for Transportation of St. Peter & Paul School Students
Ordinance O-14-11	Amend FY 12 Budget
Budget Transfers for September 22, 2011	
Claims and Supplemental Claims for September 22, 2011	

Approved:

STEVE PENDERY
Judge/Executive

Attest:

Paula K. Spicer
Fiscal Court Clerk