

**KENTON COUNTY FISCAL COURT**  
**Kenton Chambers**  
**1840 Simon Kenton Way**  
**Covington**

**MEETING MINUTES**

**July 13, 2021**

**5:30 P.M.**

**Call to Order**

Judge Knochelmann called to order the July 13, 2021, meeting of the Kenton County Fiscal Court. Treasurer Roy Cox led the invocation and the Pledge of Allegiance.

Present:                    Judge/Executive Kris Knochelmann  
                                 Commissioner Jon Draud, District 2  
                                 Commissioner Joe Nienaber, District 3  
                                 County Attorney Stacy Tapke

Staff:                        Scott Gunning, Assistant County Administrator  
                                 Roy Cox, County Treasurer  
                                 Sue Kaiser, Fiscal Court Clerk

**Approval of Minutes**

**A. Approval of the Minutes from the meeting of June 8, 2021.**

Commissioner Nienaber made the motion for approval; seconded by Commissioner Draud. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

**B. Approval of the Minutes from the special meeting of June 24, 2021.**

Commissioner Draud made the motion for approval; seconded by Commissioner Nienaber. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

**Citizens Address**

No citizens came before the Fiscal Court.

**General Business**

**A. Update on the Legislative Session from Senator Chris McDaniel.**

Senator McDaniel had to reschedule.

**B. Swearing in of Charles Duncan as a Sergeant for the Kenton County Police Department.**

Judge Knochelmann swore in Charles Duncan as a Sergeant for the Police Department.

Chief Jones thanked Sergeant Duncan for taking on the challenge.

Judge Knochelmann thanked Sergeant Duncan for all of his service.

**C. Claims List dated June 25, 2021, and Claims List dated July 9, 2021.**

There were no questions on the Claims List.

**Ordinances**

**A. Ordinance 225.98 - First Reading**

**An Ordinance of the Kenton County Fiscal Court, Kentucky, providing for a credit of its Occupational License Fee for new employees as part of an Economic Development Project by Diversey, Inc. under the Kentucky Business Investment Program (KRS 154.32-010 -KRS 154.32-100).**

Judge Knochelmann stated that no action is required until the second reading.

Commissioner Draud asked what Diversey does?

Jeremy Worley answered that they specialize in hygiene and sanitation products.

Commissioner Draud asked where they will be located?

Mr. Worley answered that they will be in Elsmere. He thanked the Fiscal Court for supporting this economic development project.

**B. Ordinance 340.5 - First Reading**

**An Ordinance amending Ordinance 340.3 relating to the use and control of hazardous materials in Kenton County, Kentucky, to adopt a new fee schedule .**

Judge Knochelmann stated that no action is required until the second reading.

Steve Hensley stated that this is to update the fee schedule for cost recovery, as the fees haven't been updated since 2002.

**Resolutions**

**A. Resolution No. 21-17**

**A Resolution for the Kenton County Fiscal Court acknowledging and concurring in the setting/maintaining of the tax rates of the Kenton County Board of Health for 2021 at 2.50 cents per \$100 valuation.**

Judge Knochelmann explained that the Board of Health no longer has to come before the Fiscal Court to present tax rate. This is just to acknowledge their tax rate.

Commissioner Draud asked if this is the same rate as last year?

Judge Knochelmann answered that he believes that it is.

Commissioner Draud made the motion for approval; seconded by Commissioner Nienaber. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

**B. Resolution No. 21-18**

**A Resolution of the County of Kenton, Kentucky ("County") authorizing, approving and directing the execution of one Kentucky opioid settlement**

**agreement in the pending litigation against contributors of opioid addiction crisis.**

County Attorney Stacy Tapke stated that earlier in the session, they passed the legislation that all proceeds that come in from the very large, multi-district litigation that is ongoing will come into the Commonwealth of Kentucky, and get split 50/50 between the Commonwealth and all the local governments. This MOU is a document that was prepared by our legal counsel, and it is essentially being adopted by all the counties across the Commonwealth to set up the structure for where those monies flow. They worked with the Attorney General's office to make sure they were okay with this MOU. She recommends that the Fiscal Court adopts this MOU.

Commissioner Draud asked if Ms. Tapke has any idea when the money is coming to the County?

Ms. Tapke answered that she does not know when the money will come in.

Commissioner Draud made the motion for approval; seconded by Commissioner Nienaber. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

**C. Resolution No. 21-19**

**A Resolution prohibiting discrimination in the sale, rental, lease, advertising of sale, rental or lease, financing of housing or land to be used for construction of housing, or in the provision of brokerage or rental services because of race, color, religion, sex, disability (physical or mental), familial status (children) or national origin.**

Meghan Sandfoss from NKADD stated that the county has three CDBG Grants that have been funded. Two of them are for the Transitions Recovery Center, and one of the grant is for the Utility Assistance Program. As part of the procedure to request the release of funds, this Resolution needs to be passed saying that the county is committed to not discriminate when it comes to housing.

Commissioner Nienaber made the motion for approval; seconded by Commissioner Draud. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

**D. Resolution No. 21-20**

**A Resolution authorizing and approving certain actions in connection with the Community Development Block Grant (CDBG) program.**

Ms. Sandfoss stated that there are additional steps that need to be taken. There will be an environmental review for all of the funds. It has to be signed off on by the county that all requirements have been met. This states that no one is being displaced by this funding.

Commissioner Nienaber made the motion for approval; seconded by Commissioner Draud. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

**E. Resolution No. 21-21**

**A Resolution of Kenton County appointing a Title VI Coordinator, appointing three members as Title VI Committee and Section 504 Committee Members, allowing the Judge/Executive, on behalf of the Fiscal Court, to be authorized to sign the Title VI Statement of Assurances, and that the County adopt the Kentucky Department for Local Government 's Title VI Plan.**

Ms. Sandfoss stated that this is just setting up a committee to review accessibility and any discrimination issues.

Commissioner Draud made the motion for approval; seconded by Commissioner Nienaber. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

**F. Resolution No. 21-22**

**A Resolution authorizing an application to the Kentucky Transportation Cabinet for reimbursement of expenditures for the transportation of non-public school students.**

Judge Knochelmann stated that this is a Resolution that we do every year.

Commissioner Draud made the motion for approval; seconded by Commissioner Nienaber. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

**Consent Agenda**

**A. Exhibit No. 21-87**

**Request approval to extend the contract with Progress Rail for structural used railroad rail for the Kenton County Public Works Department**

**B. Exhibit No. 21-88**

**Request approval of the funding contract between the Kenton County Fiscal Court and Ohio-Kentucky-Indiana Regional Council of Governments (OKI).**

**C. Exhibit No. 21-89**

**Request approval of the contract amendment between Tyler Technologies and the Kenton County Fiscal Court for CAD services for the Kenton County Emergency Communications Department.**

**D. Exhibit No. 21-90**

**Request approval to accept the Kentucky Department for Libraries and Archives Local Records Grant for archiving files for the Kenton County Police Department.**

**E. Exhibit No. 21-91**

**Request approval of the one year contract extension for On-Call Engineering Services with Palmer Engineering, Integrated Engineering, WSP USA and Burgess and Niple, Inc. for the Kenton County Public Works Department.**

**F. Exhibit No. 21-92**

**Request approval to ratify a Department of Corrections Grant for supporting and providing alternatives to detention center programs for the Kenton County Detention Center.**

**G. Exhibit No. 21-93**

**Request approval to reject all bids for the in-place patching solicitation for the Kenton County Public Works Department.**

**H. Exhibit No. 21-94**

**Request approval to reject all bids for the Hot-Mix asphalt solicitation for the Kenton County Public Works Department.**

- I. **Exhibit No. 21-95**  
Request approval to accept the termination notice from NAPA Auto Parts of Alexandria for the Kenton County Public Works Department.
- J. **Exhibit No. 21-96**  
Request approval to issue a Quietus to the Kenton County Sheriff for the Fiscal Year 2020 taxes.
- K. **Exhibit No. 21-97**  
Request approval to surplus various items for the Kenton County Technology Services Department.
- L. **Exhibit No. 21-98**  
Request approval to accept the proposal from Palmer engineering for final design and right- of-way services for the Amsterdam Rd. sidewalk project.

All items on the Consent Agenda were voted on together.

Commissioner Nienaber made the motion for approval; seconded by Commissioner Draud. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

#### **Executive Orders**

- A. **Executive Order 21-65**  
An Executive Order relating to the Fiscal Court approving the re-appointment of Kathleen Carnes, Adam Davey, Brian Halloran and Mark Reitzes to the Parks and Recreation Commission.

Commissioner Nienaber made the motion for approval; seconded by Commissioner Draud. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

- B. **Executive Order 21-66**  
An Executive Order relating to the Fiscal Court approving the appointment of Amanda Peters to the Transitions Board.

Commissioner Draud made the motion for approval; seconded by Commissioner Nienaber. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

- C. **Executive Order 21-67**  
An Executive Order relating to the Fiscal Court approving the re-appointment of Lorne Wolfe to the Piner/Fiskburg Fire District Board.

Commissioner Nienaber made the motion for approval; seconded by Commissioner Draud. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

- D. **Executive Order 21-68**  
An Executive Order relating to the Fiscal Court approving the re-appointment of Arthur Anderson to the Independence Fire District Board.

Commissioner Nienaber made the motion for approval; seconded by Commissioner Draud. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

- E. **Executive Order 21-69**

**An Executive Order relating to the Fiscal Court approving the appointment of Jason Stewart as the Property Owner Elect for the Independence Fire District due to the resignation of current member.**

Commissioner Draud made the motion for approval; seconded by Commissioner Nienaber. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

**F. Executive Order 21-70  
An Executive Order relating to the Fiscal Court approving the Order of Affiliation for the Kenton County Government and the Kentucky Search Dog Association.**

Commissioner Nienaber made the motion for approval; seconded by Commissioner Draud. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

**G. Executive Order 21-71  
An Executive Order relating to the Fiscal Court approving an Order of Affiliation between the Kenton County Fiscal Court and the Northern Kentucky Technical Rescue Team.**

Commissioner Nienaber made the motion for approval; seconded by Commissioner Draud. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

**H. Executive Order 21-72  
An Executive Order relating to the Fiscal Court approving the re-appointment of Dr. Gregory Bach, Raymond Erpenbeck, Dr. Lynne Shewmaker and Kurt Pohlgeers to the Kenton County Local Health Board.**

Commissioner Draud made the motion for approval; seconded by Commissioner Nienaber. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

**I. Executive Order 21-73  
An Executive Order relating to the Fiscal Court approving the re-appointment of Steve Hensley and Roy Cox to the 911 Fee Appeals Board.**

Commissioner Nienaber made the motion for approval; seconded by Commissioner Draud. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

**J. Executive Order 21-74  
An Executive Order relating to the Fiscal Court approving the re-appointment of Kevin Murphy to the Convention Center Corporation Board.**

Commissioner Draud made the motion for approval; seconded by Commissioner Nienaber. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

**K. Executive Order 21-75  
An Executive Order relating to the Fiscal Court approving the re-appointment of Greg Bridges, Gregg Hothem, Ken Palmer and Tony Kreutzjans to the Building Code Appeals Board.**

Commissioner Nienaber stated that this is a board that he doesn't get used enough. He believes that our builders should know that this board exists, particularly in Covington where that are issues that arise. It is a pretty important board that could iron out a lot of issues that arise

between building inspections and developers. There is remedy that people don't even realize that is there.

Commissioner Draud made the motion for approval; seconded by Commissioner Nienaber. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

- L. Executive Order 21-76**  
**An Executive Order relating to the Fiscal Court approving the re-appointment of Peter VanCuren to the Ryland Heights Fire District Board.**

Commissioner Nienaber made the motion for approval; seconded by Commissioner Draud. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

- M. Executive Order 21-77**  
**An Executive Order relating to the Fiscal Court approving the contract renewal of Chad Irwin as a School Resource Officer for the Kenton County Schools.**

Commissioner Nienaber made the motion for approval; seconded by Commissioner Draud. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

- N. Executive Order 21-78**  
**An Executive Order relating to the Fiscal Court approving the resignation of Zachary Jones as a Dispatcher for the Kenton County Emergency Communications Department.**

Commissioner Draud made the motion for approval; seconded by Commissioner Nienaber. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

- O. Executive Order 21-79**  
**An Executive Order relating to the Fiscal Court approving the resignation of Jean Wrenn as a Part-Time Secretary/Administrative Assistant for the Kenton County Fiscal Court.**

Commissioner Nienaber made the motion for approval; seconded by Commissioner Draud. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

- P. Executive Order 21-80**  
**An Executive Order relating to the Fiscal Court approving the step increase for Jeremy Sheehan from a Dispatcher 1, G5-2 to a Dispatcher 1, G5-4 for the Emergency Communications Department.**

Commissioner Nienaber made the motion for approval; seconded by Commissioner Draud. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

- Q. Executive Order 21-81**  
**An Executive Order relating to the Fiscal Court approving the step increase for Sarah Halpin from a Dispatcher 1, G5-1 to a Dispatcher 1, G5-2 for the Emergency Communications Department.**

Commissioner Nienaber made the motion for approval; seconded by Commissioner Draud. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

- R. Executive Order 21-82**

**An Executive Order relating to the Fiscal Court approving the step increase for Tiffany Schuler from a Dispatcher 1, G5-2 to a Dispatcher 1, G5-4 for the Emergency Communications Department.**

Commissioner Nienaber made the motion for approval; seconded by Judge Knochelmann. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

**S. Executive Order 21-83  
An Executive Order relating to the Fiscal Court approving the appointment of Colt Kennett as an Animal Services Technician for the Animal Services Department.**

Commissioner Draud made the motion for approval; seconded by Commissioner Nienaber. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

**T. Executive Order 21-84  
An Executive Order relating to the Fiscal Court approving the appointment of Yvonne Calhoun as a Part-Time Secretary/Administrative Assistance for the Kenton County Fiscal Court.**

Commissioner Nienaber made the motion for approval; seconded by Commissioner Draud. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

**U. Executive Order 21-85  
Executive Order relating to the Fiscal Court approving the promotion of Charles Duncan from a Police Officer to a Sergeant for the Kenton County Police Department.**

Commissioner Nienaber made the motion for approval; seconded by Commissioner Draud. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

**Administrative Reporting**

**Emergency Management**

Steve Hensley stated that they rolled out missing persons training for fire and police departments for the various alerts and required processes. It was then used when a Golden Alert-D was issued for the Independence Police Department. The individual was found, and was safe. Also, siren testing has begun, and a couple of the sirens did not activate including the Kenton Fire Department siren. An email was sent to Dan Bodette to get this fixed.

Mr. Hensley then stated that his department received their concurrence letter from state on their Emergency Operations Plan. They are also meeting with Holmes school officials to work on their school safety plans. Lastly, Riverfest planning has begun.

Commissioner Draud asked about the large truck that Mr. Hensley had spoken about.

Mr. Hensley answered that it arrived, and there were no problems.

**Police Department**

Chief Jones stated that he would like to remind our residents of the vacation house check service that is offered by the County Police. If you are a resident of the unincorporated area, and are planning on leaving your home for an amount of time you can request a vacation house check by



contacting the patrol commander prior to your departure. Call the non-emergency number and ask to speak with an on duty Kenton County Police Supervisor or Patrol Bureau Commander. He then gave some tips when going on vacation. First, don't post on social media that you're leaving town and wait to post your photos until after you return. Secondly, keep your doors secured as well as your garage doors. An open or unlocked door is an easy invitation for a thief.

Chief Jones then spoke about the recent community events the Kenton County Police Department has been involved in which include: the Ft. Mitchell 4<sup>th</sup> of July Parade- force protection detail, City of Edgewood Parade- honor guard detail and the Moose Lodge International Conference Event. As for upcoming events, August 20<sup>th</sup> through September 6<sup>th</sup> is the annual "Drive Sober or Get Pulled Over" campaign.

### **Emergency Communications**

Ashley Hawks stated that in putting together some resources for their 360 Wellness Initiative that was started in late spring, they have a pamphlet with all the resources they can utilize for peer support, EAP and different kinds of therapy. It started some questions in the Dispatch Center on how to get more involved in peer support in the area. They located two different affiliation's support groups, and they got in contact with Boone and Campbell County as well as our neighbors to the south to create a large group of dispatchers in our region that are interested in getting training through these two associations.

Judge Knochelmann asked Ms. Hawks to give an update on the training that was done in this building.

Ms. Hawks stated that they did successfully complete a training at this building with St. Elizabeth EAP for all of our dispatchers on secondary trauma. It was to address where everyone is right now, and how every is feeling. This was so well received by our dispatchers, that this is something that the surrounding counties are looking to provide to their dispatchers. This is just the first of many training that will be provided. There is one coming up in the fall by EAP with St. Elizabeth to address everyday routine stress. This will be done quarterly.

### **County Attorney 's Report**

County Attorney Stacy Tapke requested action from the Fiscal Court tonight. In addition to the MOU that was approved, everyone received information about the Perdue Pharma Bankruptcy. This is a time critical issue, and they need the Court to approve the Perdue Pharma Bankruptcy plan.

Commissioner Draud made the motion for approval; seconded by Commissioner Nienaber. Judge Executive Knochelmann called for a voice vote, and the motion passed unanimously 3-0.

### **Commissioners ' Reports**

#### **Commissioner Jon Draud**

Commissioner Draud stated that Attorney General Daniel Cameron is coming into town for the Optimist Club luncheon this week. Also, he got an email from Joe Gallenstein, and he was enquiring about adequate housing. He told him that he would bring it up tonight.

Judge Knochelmann stated that we don't have any housing that we handle, the city handles it but he will reach out to try to find out more information.

#### **Commissioner Joe Nienaber**

Commissioner Nienaber had nothing to report.

### **Judge/Executive 's Report**

Judge Knochelmann stated that there is a very big announcement tonight. He got an email just before this meeting that as of this afternoon, the County is no longer the owner of 303 Court St. It has now been transferred, and the development will move forward with Neyer and UrbanSites to turn into 100+ apartments. The process started about five years ago, and is finally complete. He thanked all of the Commissioners for getting that accomplished.

### **Adjournment**

Having completed all business before the Court, Commissioner Nienaber offered a motion to adjourn which was seconded by Commissioner Draud/ Judge Executive Knochelmann requested a voice vote whereupon all members present voted in the affirmative with a 3-0 vote.

Text for all proposed and recently passed ordinances may be acquired by accessing the Fiscal Court web page at <http://www.kentoncounty.org> or by contacting the administrative offices at 859.392.1400.

### **CLERK CERTIFICATION**

I, Sue J. Kaiser, having been appointed to the office of Fiscal Court Clerk, do hereby certify that this is a true and accurate record of the actions taken by the Kenton County Fiscal Court at the meeting of July 13, 2021.



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Sue J. Kaiser  
Fiscal Court Clerk