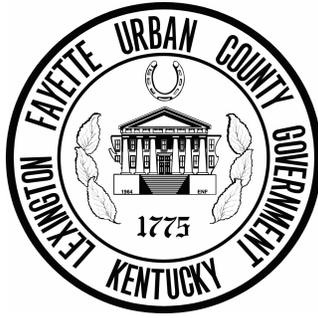


Lexington-Fayette Urban County Government

*200 E. Main St
Lexington, KY 40507*



Docket

Thursday, September 29, 2016

6:00 PM

Work Copy

Council Chambers

Urban County Council

I. Roll Call**II. Invocation****III. Presentations**

- [1101-16](#) Recognition of Jr. Fire Marshall
- [1102-16](#) Commerce Lexington Award
- [1103-16](#) Sherry and Geoff Maddock Recognition
- [1104-16](#) Henry Clay History Club Award Recognition

IV. Ordinances – Second Reading

1. [0969-16](#) An Ordinance changing the zone from a Single Family Residential (R-1C) zone to a Wholesale and Warehouse (B-4) zone, for 0.31 net (0.48 gross) acres, for property located at 1500 & 1502 N. Limestone. (James Clay Waller (AMD.); Council District 1). Approval 9-0 (To Be Heard by October 26, 2016) [Div. of Planning, Duncan]
2. [1050-16](#) An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for municipal expenditures, and appropriating and re-appropriating funds, Schedule No. 9. [Div. of Budgeting, McGee]
3. [1051-16](#) An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$2,000 in the Div. of Streets and Roads from the Council Projects Funds for a sidewalk improvement project in the Meadowthorpe neighborhood and appropriating and re-appropriating funds, Schedule No. 10. [Div. of Budgeting, McGee]
4. [1052-16](#) An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$40,000 in the Div. of Parks and Recreation from the Council Projects Funds for patch and repair work to the Martin Luther King Park driveway

entrance and appropriating and re-appropriating funds, Schedule No. 11. [Div. of Budgeting, McGee]

5. [1053-16](#) An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$39,000 in the Div. of Parks and Recreation from the Council Projects Funds for repaving the basketball courts at Green Acres Park and appropriating and re-appropriating funds, Schedule No. 12. [Div. of Budgeting, McGee]

6. [1054-16](#) An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements in the Div. of Environmental Services for funds in the amount of \$1,200 from Neighborhood Development Funds to support the Recycle Challenge, and appropriating and re-appropriating funds, Schedule No. 14. [Div. of Budgeting, McGee]

7. [1021-16](#) An Ordinance amending the Classified Civil Service authorized strength by abolishing two (2) positions of Staff Assistant, Grade 508N, and creating three (3) positions of Assistant Records Custodian, Grade 510N; reclassifying the incumbents in the Div. of Police, effective the beginning of the next pay period following passage of Council. [Div. of Human Resources, Maxwell]

V. Ordinances – First Reading

8. [1065-16](#) An Ordinance modifying the conditional zoning restrictions in a Mixed Use 2: Neighborhood Corridor (MU-2) zone for 0.94 net (1.10 gross) acres, for property located at 275 South Limestone. (City View Investments, LLC; Council District 3). Approval 10-0 OBJECTOR (To Be Heard By November 23, 2016)[Division of Planning, Duncan]

9. [1066-16](#) An Ordinance changing the zone from a Light Industrial (I-1) zone to a Wholesale and Warehouse (B-4) zone, for 12.03 net (15.75 gross) acres, and a Planned Neighborhood Residential (R-3) zone to a Wholesale and Warehouse (B-4) zone, for 2.24 net (4.0 gross) acres, for property located at 2551 Leestown Rd. and (a portion of) 745 Greendale Rd. (RML Construction, LLP; Council District 2). Approval 10-0 OBJECTORS (To Be Heard By November 23, 2016) [Div. of Planning, Duncan]

10. [1080-16](#) An Ordinance changing the zone from a Single Family Residential (R-1C) zone to a Neighborhood Business (B-1) zone for 1.0 net (1.14 gross) acre, and from a Planned Neighborhood Residential (R-3) zone to a Neighborhood Business (B-1) zone, for 0.62 net (0.92 gross) acre, for property located at 2090, 2094, and 2098 Harrodsburg Rd. (Atlas I, LLC (Amd); Council District 11). Disapproval 6-2 OBJECTORS (To Be Heard By December 7, 2016) [Div. of Planning, Duncan]
11. [1081-16](#) An Ordinance amending Article 23A-10 of the Zoning Ordinance to allow for new land uses within the expansion area. Approval of the Staff Alternative Text 7-3 (Planning Commission). [Div. of Planning, Duncan]

VI. Resolutions – Second Reading

1. [1013-16](#) A Resolution accepting the bid of Med-Eng, LLC, establishing a price contract for Ballistic Ensemble, for the Div. of Police. (1 Bid) [Barnard]
2. [1026-16](#) A Resolution accepting the bid of Vogelpohl Fire Equipment, Inc., in the amount of \$853,979, for Heavy Duty Walk-In Rescue Vehicle, for the Div. of Fire and Emergency Services. (2 Bids, Low) [Chilton]
3. [1028-16](#) A Resolution accepting the bid of Adams Contracting, LLC, in the amount of \$328,980, for the Loudon Ave. Sidewalk Project, for the Div. of Engineering, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Adams Contracting, LLC, related to the bid. (3 Bids, Low) [Burton]
4. [1037-16](#) A Resolution of the Lexington-Fayette Urban County Government relating to the issuance by the Ky. Economic Development Finance Authority of revenue bonds to finance and refinance, among other things, costs incurred by Baptist Healthcare System, Inc., in constructing and acquiring certain hospital facilities in the Urban County. [Council Office, Maynard]
5. [0943-16](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Group CJ, LLP, for the marketing campaign for the mobility office, at a cost not to exceed \$51,500 for FY 2017. [Div. of Planning, Duncan]

6. [0980-16](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to amend the Citizen Participation Plan for the development of the Consolidated Plan to include changes in local processes and reflect new federal regulations. [Div. of Grants and Special Programs, Gooding]
7. [0991-16](#) A Resolution authorizing the Div. of Water Quality to purchase chemical kits for the HACH DR5000 Spectrophotometer at the Town Branch Waste Water Treatment Plant, from HACH Co., a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with HACH Co. related to the procurement, at a cost not to exceed \$27,554.16. [Div. of Water Quality, Martin]
8. [0992-16](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Justice Cabinet under the Violence Against Women Act Program, and to provide any additional information requested in connection with this Grant Application, and to accept this Grant if the application is approved, which Grant funds are in the amount of \$38,805 Federal funds, are for the continuation of the Sexual Assault Nurse Examiner (SANE) Program for FY 2017, the acceptance of which obligates the Lexington-Fayette Urban County Government for the expenditure of \$28,150 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Div. of Police, Barnard]
9. [0993-16](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Contract with Fitzsimmons Office of Architecture, Inc., for architectural and engineering services for Castlewood Community Center, increasing the contract price by the sum of \$22,500 from \$18,000 to \$40,500. [Div. of Parks and Recreation, Conrad]
10. [1002-16](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute the Lease Agreements with AIDS Volunteers, Inc., for the lease of Urban County Government properties located at 851 Todds Rd. and 1807 Dalton Ct. [Div. of Grants and Special Programs, Gooding]
11. [1003-16](#) A Resolution amending Section 3 of Resolution No. 496-2016,

which authorized the Div. of Human Resources to make conditional offers of employment, correcting dates for the Captain, Lieutenant and Sergeant positions in the Div. of Community Corrections, effective retroactive to August 8, 2016. [Div. of Human Resources, Maxwell]

12. [1005-16](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement with the Lexington History Museum, Inc. for the maintenance of its collection and the provision of educational programs for the benefit of the public, at a cost not to exceed \$60,000. [Div. of Facilities and Fleet Management, Baradaran]
13. [1006-16](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Office for Refugees (KOR), and to provide any additional information requested in connection with this Grant Application, and to accept this Grant if the application is approved, which Grant funds are in the amount of \$22,350 Federal funds, under the Refugee Targeted Assistance Program (RTAP), and are for the provision of services for refugees in Fayette County, the acceptance of which does not obligate the Lexington-Fayette Urban County Government for the expenditure of funds, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Office of Multicultural Affairs, Taylor]
14. [1012-16](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Expanded Jurisdiction Agreement with the Ky. Dept. of Housing Buildings and Construction, for expanded jurisdiction. [Div. of Building Inspection, Crowe]
15. [1019-16](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 2 to the Agreement with Vanhook Enterprises, Inc., for the West Hickman Waste Water Treatment Plant Administration Building Expansion/Improvements Project, increasing the contract price by the sum of \$5,371.94 from \$465,530.04 to \$470,901.98 and extending the date of completion by twenty-three (23) calendar days, to February 14, 2017. [Div. of Water Quality, Martin]
16. [1020-16](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a

Class B (Education) Incentive Grant to William Henderson d/b/a UeducateU, Inc., for stormwater quality projects, at a cost not to exceed \$2,496.10. [Div. of Water Quality, Martin]

17. [1022-16](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Addendum to the Memorandum of Understanding with the Lexington-Fayette County Health Dept. for Fats, Oil and Grease (FOG) training services, renewing the Memorandum of Understanding for a period of one (1) year at a cost not to exceed \$1,200. [Div. of Water Quality, Martin]
18. [1023-16](#) A Resolution of the Lexington-Fayette Urban County Government approving the execution and delivery by the City of Midway, Ky. of its City of Midway, Ky., Educational Facilities Refunding Revenue Bond, Series 2016 (Providence Montessori School, Inc. Project) in an amount not to exceed \$1,800,000, and the use of the proceeds thereof (a) to refinance the outstanding City of Midway, Ky., Educational Facilities Refunding Revenue Bond, Series 2012 (Providence Montessori School, Inc. Project), (b) to refinance an outstanding taxable bank loan between the borrower and Fifth Third Bank, Lexington, Ky., previously incurred to finance the acquisition of the borrower's facilities located at 519 West Fourth Street, Lexington, Ky. 40508, (c) to refinance an outstanding taxable bank loan between the borrower and Fifth Third Bank, Lexington, Ky., previously incurred to finance the acquisition of the borrower's real properties located at 1203 and 1207 Texaco Rd., Lexington, Ky. 40508, and (d) to pay costs of issuance of the Series 2016 Bond. [Mayor's Office, Atkins] Public Hearing on Sept. 29, 2016 at 6 p.m.
19. [1027-16](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement with Lexington-Fayette Animal Care and Control, LLC, for animal control services at a cost not to exceed \$1,320,100. [Dept. of Public Safety, Bastin]
20. [1036-16](#) A Resolution approving the Dept. of Social Services' Extended Social Resource (ESR) Grant Program guidelines, including the objectives, funding targets, program criteria, and evaluation process for the FY 18 and FY 19 ESR Grant Program. [Council Office, Maynard]

VII. Resolutions – First Reading

21. [1038-16](#) A Resolution accepting the bid of Gilpin Masonry Construction Co., Inc., in the amount of \$112,250, for the Portico, Parapet, and Chimney Repairs at Bell Place, for the Div. of Parks and Recreation, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Gilpin Masonry Construction Co., Inc., related to the bid. (1 Bid) [Conrad]
22. [1047-16](#) A Resolution accepting the bid of Municipal Sales, Inc., establishing a price contract for Sewer Line Chemical Root Control, for the Div. of Water Quality. (2 Bids, Low) [Martin]
23. [1063-16](#) A Resolution accepting the bid of Toyota South, Inc., in the amount of \$80,019, for Toyota Tacoma Pickup Trucks, for the Div. of Facilities and Fleet Management. (3 Bids, Low) [Baradaran]
24. [1064-16](#) A Resolution accepting the bid of S & S Truck Tire Center, establishing a price contract for Tire Retreading, for the Div. of Facilities and Fleet Management. (1 Bid) [Baradaran]
25. [1071-16](#) A Resolution accepting the bid of Adams Contracting, LLC, in the amount of \$107,000, for Concrete Apron Replacement for Fire Stations 12, 13 and 14, for the Div. of Fire and Emergency Services, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Adams Contracting, LLC, related to the bid. (4 Bids, Low) [Chilton]
26. [1094-16](#) A Resolution ratifying the probationary Classified Civil Service Appointments of: Greta Giles, Administrative Specialist, Grade 513N, \$18.238 hourly in the Div. of Revenue, effective October 3, 2016, Jonathan Cole, Electronic Computer Controls Manager, Grade 523E, \$2,302.88 biweekly in the Div. of Water Quality, effective October 17, 2016, Kashene Wayne, Human Resources Analyst, Grade 520E, \$1,999.60 biweekly in the Div. of Human Resources, effective October 3, 2016, Raymond Brandewie, Operations and Recovery Manager, Grade 521E, \$2,574.72 biweekly, Robert Poage, GIS Developer, Grade 522E, \$2,416.00 biweekly, Judith Cox, Telecommunicator Sr., Grade 517N \$20.744 hourly and William Montgomery, Radio/Electronics Specialist, Grade 515N, \$22.737 hourly, all in

the Div. of Emergency Management/911, effective October 17, 2016, Frank White, Heavy Equipment Technician, Grade 516N, \$27.214 hourly in the Div. of Facilities and Fleet Management, effective October 17, 2016 and Robert Meyer, Skilled Trades Worker, Grade 515N, \$23.915 hourly in the Div. of Parks and Recreation, effective October 3, 2016; ratifying the Permanent Civil Service Appointment of: Faye Clark, Risk Management Accountant, Grade 518E, \$1,820.56 biweekly in the Div. of Accounting, effective September 21, 2016; ratifying the approved Council leave of: Lantis Howard, Resource Recovery Operator, Grade 513N in the Div. of Waste Management, beginning June 10, 2016 through July 23, 2016. [Div. of Human Resources, Maxwell]

27. [1095-16](#) A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following Probationary Civil Service Appointments: Brian Hayes, Municipal Engineer Sr., Grade 525E, \$2,681.69 biweekly in the Div. of Engineering, effective October 10, 2016, Kelley Douglas, Telecommunicator Sr., Grade 517N, \$22.231 hourly in the Div. of Emergency Management/911, effective October 17, 2016, Leon Powell, Corrections Building Maintenance Sr., Grade 519N, \$25.014 hourly, effective October 3, 2016 and Frank Bidwell Jr., Skilled Trades Worker, Grade 515N, \$20.578 hourly, effective October 10, 2016, both in the Div. of Community Corrections, Becky Stewart, Child Care Program Aide, Grade 508N, \$14.210 hourly in the Div. of Family Services, effective October 10, 2016 and Kenneth Parsons, Fleet Parts Specialist, Grade 510N, \$15.860 hourly in the Div. of Facilities and Fleet Management, effective upon passage of Council; authorizing the Div. of Human Resources to make a conditional offer to the following Unclassified Civil Service Appointments: Daniel Doran Partin, Custodial Worker P/T, Grade 505N, \$12.067 hourly in the Div. of Family Services and Anthony Meza, Probation Officer - Juvenile, Grade 515N, \$18.731 hourly in the Div. of Youth Services, both effective October 17, 2016. [Div. of Human Resources, Maxwell]
28. [0977-16](#) A Resolution specifying the intention of the Urban County Council to expand and extend the Full Urban Services District #1 to provide street lighting, street cleaning, and garbage and refuse collection; finding a need for this service in the area included; and finding the ability of the Urban County Government to provide this service in this area, which area is

defined as certain properties on the following streets: Autumn Ridge Dr., Bay Springs Park, Blackwell Pl., Cornelius Trace, Handsboro Park, Henderson Dr., Horsemint Trl., Jacob Ct., Kavanaugh Ln., Lauderdale Dr., Lawson Ln., Magnolia Springs Dr., Marco Ln., Millstone Way, Patchen Lake Ln., Polo Club Blvd., Pompano Ln., Remington Way, Sir Barton Way, Sweet Clover Ln., Sweet Clover Park, Taborlake Cir., Taborlake Ct., Taborlake Cv., Taborlake Dr., Taborlake Pl., Taborlake Ridge, Taborlake Walk, Trailwood Ln., Tranquility Pt., and Wyndham Hills Dr. [Dept. of Environmental Quality and Public Works, Hoskins-Squier]

29. [1098-16](#) A Resolution specifying the intention of the Urban County Council to expand and extend Partial Urban Services District #5 to provide street lighting and garbage and refuse collection; finding a need for this service in the area included; and finding the ability of the Urban County Government to provide this service in this area, which area is defined as certain properties on the following streets: Hill N Dale Rd., Fredericksburg Rd., and Noel Ct. [Dept. of Environmental Quality and Public Works, Hoskins-Squier]
30. [1067-16](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Griffith Ballard Towers Resident Council, Inc. (\$250), Georgetown Street Area Neighborhood Association, Inc. (\$500), Harrod Hill Neighborhood Association (\$1,000), Lexington District Branch #23 of the National Association of Black Veterans, Inc. (\$900), Alpha Beta Lambda Chapter of Alpha Phi Alpha Fraternity, Inc. (\$750), UnderMain (\$700), Japan/America Society of Ky (\$500), Honor Flight Ky, Inc. (\$1,100), and East End Community Development (\$750), for the Office of the Urban County Council, at a cost not to exceed the sums stated. [Council Office, Maynard]
31. [1009-16](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Lease Agreement with NAMI Lexington (Ky), Inc., for approximately 795 square feet of space at the Black and Williams Neighborhood Center, generating an annual revenue of \$4,809.72 for the Urban County Government. [Div. of Facilities and Fleet Management, Baradaran]
32. [1042-16](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to

the Agreement with the Friends of Wolf Run, reducing the funds available for services from \$16,000 to \$13,200 and providing for an extension of the performance period for services through December 31, 2016, for activities under the Wolf Run Creek Watershed Based Plan, at no additional cost to the Urban County Government. [Div. of Environmental Services, Plueger]

33. [1044-16](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 (Final) to the Contract with Smith Contractors, Inc., for the Expansion Area 2A Wastewater System Improvements Contract 1 - Pump Station Project, decreasing the contract price by the sum of \$18,978.08 from \$4,861,000.00 to \$4,842,021.92. [Div. of Water Quality, Martin]

VIII. Communications From the Mayor (For Information Only)

- [1096-16](#) 1. Classified Civil Service Temporary Appointment of Daniel Burns, Fleet Operations Supervisor, Grade 519N, \$25.792 hourly in the Div. of Facilities and Fleet Management, effective September 12, 2016.

IX. Announcements

X. Public Comments

Adjournment