

Lexington-Fayette Urban County Government

*200 E. Main St
Lexington, KY 40507*



Docket

Thursday, October 27, 2016

6:00 PM

Work Copy

Council Chambers

Urban County Council

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

[1093-16](#) Recognition of Service: Ms. Ruby Allnutt

[1205-16](#) Recognition of Markey Cancer Center and Breast Cancer Awareness Month

[1206-16](#) Recognition of National Disability Employment Awareness Month

[1102-16](#) Award Recognition for Commerce Lexington

IV. Ordinances – Second Reading

1. [1148-16](#) 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. 16. [Div. of Budgeting, McGee]

2. [1114-16](#) An Ordinance amending the authorized strength by abolishing one (1) Unclassified Civil Service position of CSEPP Planner P/T, Grade 514N, and changing the position title for one (1) Classified Civil Service position of Director of Environmental & Emergency Management, Grade 526E, to Director of Emergency Management, Grade 526E, all in the Div. of Emergency Management/911, effective upon passage of Council. [Div. of Human Resources, Maxwell]

3. [1146-16](#) An Ordinance creating Section 12-8.4 (a) of the Code of Ordinances related to accumulation of snow to declare accumulation of snow on a sidewalk a nuisance; creating section 12-8.4 (b) of the Code of Ordinances related to accumulation of snow to provide for abatement of any nuisance in violation of this section; creating Section 12-8.4(b)(1) of the Code of Ordinances related to accumulation of snow to require sidewalks be cleared after an accumulation of four or more inches of snow; creating Section 12-8.4(b)(2) of the Code of Ordinances related to accumulation of snow to require

sidewalks be cleared within twenty four hours of the end of the snow event; creating section 12-8.4(b)(3) of the Code of Ordinances related to accumulation of snow to establish the end of the snow event as posted on the government website; creating Section 12-8.4(c) of the Code of Ordinances related to the accumulation of snow to provide for no citations for sidewalks not cleared when the abutting street has not been plowed; creating Section 12-8.4(d) of the Code of Ordinances related to the accumulation of snow to allow the Mayor or his designee to hold in abeyance the provisions of this section in the presence of extreme weather. [Council Office, Maynard]

V. Ordinances – First Reading

4. [1125-16](#) An Ordinance amending the Unclassified Civil Service authorized strength by abolishing one (1) position of CASA Services Manager, Grade 521E, and creating one (1) position of CASA Program Administrator, Grade 524E, and reclassifying the incumbent in the Div. of Youth Services, effective the beginning of the next pay period following passage of Council. [Div. of Human Resources, Maxwell]

5. [1137-16](#) An Ordinance amending the Unclassified Civil Service authorized strength by extending the term of one (1) temporary position of Administrative Officer Sr., Grade 526E, for a term of two (2) years, expiring on November 7, 2018 in the office of the Commissioner of Planning, Preservation and Development, effective upon passage of Council. [Div. of Human Resources, Maxwell]

6. [1139-16](#) An Ordinance amending the Classified Civil Service authorized strength by abolishing one (1) position of Software Development Manager, Grade 526E, in the Div. of Computer Services, and creating one (1) position of IT Business Relationship Manager, Grade 528E, in the Div. of Enterprise Solutions, effective upon passage of Council. [Div. of Human Resources, Maxwell]

7. [1150-16](#) An Ordinance pursuant to Section 2-1(A) of the Code of Ordinances of the Lexington-Fayette Urban County Government adopting a schedule of meetings for the Council for the calendar year 2017. [Council Office, Maynard]

8. [1167-16](#) An Ordinance changing the zone from a Light Industrial (I-1) zone to a Neighborhood Business (B-1) zone, for 0.35 net (0.54

gross) acre, for properties located at 561, 563 and 565 E. Third St.; and a Downtown Frame Business (B-2A) zone, for 2.38 net (3.95 gross) acres, for properties located at 556 and 576 E. Third St.; and 225, 261 and 265 Midland Ave., and 250 Lewis St. (Community Ventures Properties, LLC; Council District 1). Approval 10-0 OBJECTORS (To Be Heard By December 21, 2016) [Div. of Planning, Duncan]

9. [1171-16](#) An Ordinance changing the zone from a Single Family Residential (R-1D) zone to a Planned Neighborhood Residential (R-3) zone, for 13.81 net (14.47 gross) acres, for property located at 564 Asbury Ln. (a portion of). (Palumbo Properties, Inc.; Council District 1) Approval 9-1 OBJECTORS (To Be Heard By December 21, 2016) [Div. of Planning, Duncan] PUBLIC HEARING on Nov. 17, 2016 at 7:00 p.m.

VI. Resolutions – Second Reading

1. [1110-16](#) A Resolution accepting the bid of Adams Contracting, LLC, in the amount of \$29,500, for Training Tower Concrete Floor Slabs, for the Div. of Fire and Emergency Services. (2 Bids, Low) [Chilton]
2. [1113-16](#) A Resolution accepting the bid of Abbie Jones Consulting, PSC, establishing a price contract for General Surveying Services, for the Div. of Water Quality. (4 Bids, Low) [Martin]
3. [1129-16](#) A Resolution accepting the bid of Brenntag Mid-South, Inc., establishing a price contract for Liquid Chlorine, for the Div. of Water Quality. (2 Bids, Low) [Martin]
4. [1133-16](#) A Resolution ratifying the probationary Classified Civil Service appointment of: Dawn Davis, Commercial Building Inspector, Grade 518N, \$24.635 hourly in the Div. of Building Inspection, effective October 31, 2016; ratifying the Permanent Civil Service Appointments of: William Housh, Security Officer, Grade 507N, \$14.134 hourly in the Dept. of Public Safety, effective September 7, 2016, Mark Putty, Code Enforcement Officer, Grade 516N, \$19.619 hourly in the Div. of Grants and Special Programs, effective October 4, 2016, Louanne Burgess, Mailroom Clerk, Grade 508N, \$14.530 hourly in the Dept. of General Services, effective October 4, 2016; ratifying the Probationary Sworn Appointments of: Brett Gavin and Lucas Moore, both Fire Lieutenant, Grade 315N, \$31.062 hourly,

Andrew Norton and Brandon Voet, both Fire Captain, Grade 316N, \$39.755 hourly, all in the Div. of Fire and Emergency Services, effective October 3, 2016; ratifying the voluntary demotion of: Mark Mabson, Public Service Supervisor Sr., Grade 517N, \$26.437 hourly in the Div. of Waste Management, effective October 17, 2016. [Div. of Human Resources, Maxwell]

5. [0929-16](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Agreement with Ky. Div. of Emergency Management, extending the period of performance through March 30, 2017 for the Clarksdale Court Project, under the Federal Emergency Management Agency's Pre-Disaster Mitigation Program. [Div. of Water Quality, Martin]

6. [1024-16](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Professional Services Agreement with Element Design, PLLC, for architectural and engineering services for the Jacobson Park Sprayground Project at a cost not to exceed \$46,000. [Div. of Parks and Recreation, Conrad]

7. [1025-16](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Professional Services Agreement with Element Design, PLLC, for architectural and engineering services for the Masterson Station Park Sprayground Project at a cost not to exceed \$36,800. [Div. of Parks and Recreation, Conrad]

8. [1061-16](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Consumer Product Safety Commission, which Grant funds are in the amount of \$2,500 Federal funds, are for a Fire Safety and Prevention Project, at no cost to the Urban County Government, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Div. of Fire and Emergency Services, Chilton]

9. [1086-16](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. Two (2) (Final) to the Contract with the Allen Co., for construction of Section 2C of the Clays Mill Rd. Improvements Project, decreasing the contract price by the sum of \$240,153.80 from \$4,401,776.99 to \$4,161,623.19. [Div. of

Engineering, Burton]

10. [1089-16](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Blue Grass Community Foundation's Knight Foundation Donor Advised Charitable Fund, which Grant funds are in the amount of \$10,000, are for the retrofitting the RETRO: Southland Drive Case Study, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Div. of Planning, Duncan]
11. [1091-16](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 3 (Final) to the Agreement with Solid Rock Construction Services, LLC, for the Cardinal Lane Stormwater Improvements Project, Phases 1 and 3, decreasing the contract price by the sum of \$10,488.43 from \$261,874.24 to \$251,385.81. [Div. of Water Quality, Martin]
12. [1106-16](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 (Final) to the Contract with Environmental Remediation Contractor, for Picadome Golf Course Sinkhole Retrofit and Stream Restoration, decreasing the contract price by the sum of \$10,121.24 from \$378,871.50 to \$368,750.26. [Div. of Environmental Services, Plueger]
13. [1109-16](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute modifications to Agreements with the Ky. Dept. of Military Affairs, Div. of Emergency Management, extending the performance period through September 30, 2017 for FY 2013, FY 2014, and FY 2015 Agreements for Federal funds, under the Chemical Stockpile Emergency Preparedness Program (CSEPP), at no additional cost to the Urban County Government. [Div. of Emergency Management/911, Dugger]
14. [1112-16](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Transportation Cabinet relating to the acquisition of right of way for the East Brannon Rd. Extension Project, and further authorizing the Mayor, on behalf of the Urban County Government, to execute a deed and any other documents necessary to transfer a portion of the property located at 200

West Hickman Plant Rd. in Nicholasville, Ky. to the Ky. Transportation Cabinet for the East Brannon Rd. Extension Project. [Div. of Water Quality, Martin]

15. [1118-16](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One (1) (Final) to the Contract with BMC Contracting, for the Cross Keys Pond Improvements Project, increasing the contract price by the sum of \$54,964.48 from \$243,732.90 to \$298,697.38. [Div. of Environmental Services, Plueger]

VII. Resolutions – First Reading

16. [1157-16](#) A Resolution accepting the bid of Zimmer Tractor, Inc., establishing a price contract for AWD Articulating Chassis Tractor and Snow Attachments, for the Div. of Facilities and Fleet Management. (1 Bid) [Baradaran]
17. [1159-16](#) A Resolution accepting the bid of Crown Services, Inc., establishing a price contract for Temporary Labor for General Services, for the Div. of Facilities and Fleet Management. (2 Bids, Low) [Baradaran]
18. [1168-16](#) A Resolution accepting the bid of Sensabaugh Design & Construction, LLC, establishing a price contract for Paved Site Restoration, for the Div. of Water Quality. (2 Bids, Low) [Martin]
19. [1169-16](#) A Resolution accepting the bid of Sensabaugh Design & Construction, LLC, establishing a price contract for Non-Paved Site Restoration, for the Div. of Water Quality. (3 Bids, Low) [Martin]
20. [1170-16](#) A Resolution accepting the bid of Martin's Sanitation Service, Inc., establishing a price contract for Pump & Haul Services for Wastewater, for the Div. of Water Quality. (1 Bid) [Martin]
21. [1172-16](#) A Resolution accepting the bid of Paving Maintenance Supply, a Div. of CrafcO, Inc., in the amount of \$26,625, for Asphalt Hot Box Trailer Mounted, for the Div. of Streets and Roads. (3 Bids, Low) [Miller]
22. [1192-16](#) A Resolution accepting the bid of Tribute Contracting & Consultants, LLC, in the amount of \$5,890,949, for the West Hickman Trunk Sewer B & C, for the Div. of Water Quality, and

authorizing the Mayor, on behalf of the Lexington-Fayette Urban County Government, to execute an Agreement with Tribute Contracting & Consultants, LLC, related to the bid. (7 Bids, Low) [Martin]

23. [1197-16](#)

A Resolution ratifying the Permanent Civil Service Appointments of: Michael Jordan, Trades Worker Sr., Grade 511N, \$20.709 hourly in the Div. of Streets and Roads, effective October 4, 2016, Nicholas Blaida, \$17.179 hourly, Tyler Farrell, \$17.038 hourly, Nanette Lewis, \$19.086 hourly, Andrew Short, \$17.179 hourly, and DeShawn Steele, \$17.179 hourly, all Safety Officer, Grade 511N, in the Dept. of Public Safety, effective September 21, 2016, Kelli Brewer, Staff Assistant, Grade 508N, \$15.131 hourly, effective September 21, 2016 and Steven Prater, Information Systems Specialist Sr., Grade 517N, \$23.023 hourly, effective October 25, 2016, both in the Div. of Police; ratifying the Probationary Sworn Appointment of: James Taulman, Fire Lieutenant, Grade 315N, \$18.693 hourly in the Div. of Fire and Emergency Services, effective October 16, 2016. [Div. of Human Resources, Maxwell]

24. [1198-16](#)

A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following Probationary Civil Service Appointments: Belinda Williams, Staff Assistant Sr., Grade 510N, \$14.837 hourly in the Div. of Revenue, effective November 14, 2016, John Angel, Equipment Operator Sr., Grade 512N, \$16.091 hourly in the Div. of Streets and Roads, and James Wells, Security Officer, Grade 507N, \$13.929 hourly in the Dept. of Public Safety, both effective upon passage of Council; authorizing the Div. of Human Resources to make a conditional offer to the following Probationary Community Corrections Appointments: Anoshua Adams, Joseph Asche, Vanna Brittain, Michael Caniff, William Chitwood, Bonarges Cohen, James Cunningham, Valerie Davis, Corey Goode, Brian Hope, Casey Lewis, James Mattingly, Cesar Mejia-Ochoa, John Omohundro, Samantha Sea, Christopher Simpson, Zachary Simpson, Vanessa Smith, Tammel Thomas, Kelly Webster, Danny White, Joseph Wright, and Brittany Brown, all Community Corrections Officer Recruit, Grade 109N, \$15.384 hourly in the Div. of Community Corrections, effective upon passage of Council; authorizing the Div. of Human Resources to make a conditional offer to the following Unclassified Civil Service Appointments: William White, Paul Caise, Kevin

Madden, Clifton Davis, and David Arnesen, all Public Service Worker, Grade 507N, \$13.929 hourly in the Div. of Waste Management, effective upon passage of Council and William Davis, Security Officer P/T, Grade 507N, \$13.342 hourly in the Dept. of Public Safety, effective upon passage of Council. [Div. of Human Resources, Maxwell]

25. [1161-16](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with American Diabetes Association (\$1,150), Salvation Army (\$2,300), Lexington Blazin' Cats (\$700), Lexington Hearing & Speech Center, Inc. (\$1,850), Athens-Chilesburg Elementary School PTA (\$1,300), and Louisiana Ave. Neighborhood Association (\$3,787), for the Office of the Urban County Council, at a cost not to exceed the sums stated. [Council Office, Maynard]
26. [0971-16](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with the Blue Grass Community Foundation, Inc., for fundraising services for the Town Branch Commons Project, at a cost not to exceed \$180,000. [Mayor's Office, Reed]
27. [1119-16](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with St. Joseph East, accepting the commitment of healthcare services for low-income individuals and supporting the participation in the Drug Discount Program pursuant to Section 340B of the Public Health Service Act, at no cost to the Urban County Government. [Dept. of Social Services, Ford]
28. [1120-16](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Marathon Petroleum Corp. which Grant funds are in the amount of \$4,100, are for the purchase of a pressure reduction valve, for the Div. of Fire and Emergency Services' high capacity foam system, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Div. of Fire and Emergency Services]
29. [1121-16](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant

Application to State Farm's Good Neighbor Citizenship Co. Grant Program, and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$22,000, and are for providing education on auto/roadway safety, home safety, fire prevention, and disaster preparedness for individuals with language barriers. [Office of Multicultural Affairs, Taylor]

30. [1132-16](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Consultant Services Agreement with Brandstetter/Carroll, Inc., for architectural design services for Fire Station #24, at a cost not to exceed \$60,300. [Div. of Fire and Emergency Services, Chilton]
31. [1138-16](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a One-Year Extension Agreement with Benefit Insurance Marketing, Inc., to extend professional services for the LFUCG Optional Employee Benefit Programs, expiring on December 31, 2017, at a cost not to exceed \$117,000. [Div. of Human Resources, Maxwell]
32. [1186-16](#) A Resolution designating the speed limit on Agape Dr., between Dogwood Trace Blvd. and the northern end of Agape Dr. to a point slightly past La Cross Ct., as 25 miles per hour, and authorizing and directing the Div. of Traffic Engineering to install proper and appropriate signs in accordance with the designation. [Council Office, Maynard]

VIII. Communications From the Mayor (For Information Only)

- [1199-16](#) Temporary Acting Assignment of Elizabeth Seberen, Administrative Specialist Principal, Grade 518E, \$1,901.94 biweekly in the Div. of Water Quality, effective October 17, 2016.

IX. Announcements

X. Public Comments

Adjournment