

# **Lexington-Fayette Urban County Government**

*200 E. Main St  
Lexington, KY 40507*



## **Docket**

**Thursday, November 14, 2019**

**6:00 PM**

**Work Copy**

**Council Chambers**

**Urban County Council**

**I. Roll Call****II. Invocation****III. Minutes of the Previous Meetings**

- [1152-19](#) Minutes for the October 15, 2019 and October 29, 2019 Zone Change Public Hearings, October 16, 2019 Police Disciplinary Hearing, and October 24, 2019 Council Meeting.

**IV. Presentations**

- [1050-19](#) American Legion 100th Anniversary
- [1181-19](#) Lafayette High School Marching Band

**V. Ordinances – Second Reading**

1. [1076-19](#) 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 2020. [Council Office, Maynard]
2. [1083-19](#) An Ordinance amending the authorized strength by abolishing one (1) vacant classified position of Body & Paint Mechanic, Grade 514N, and creating one (1) classified position of Vehicle & Equipment Technician, Grade 514N, in the Div. of Facilities and Fleet Management, effective upon passage of Council. [Div. of Human Resources, Maxwell]
3. [1067-19](#) An Ordinance closing a portion of Rodes Ave.; determining that the property owner abutting the portion to be closed has been identified, provided with written notice of the proposed closing, and consented thereto in writing; and authorizing the Mayor, on behalf of the Urban County Government, to execute a Quitclaim Deed transferring the former right-of-way to the abutting owner, subject to the reservation of easements and restrictions. [Dept. of Environmental Quality and Public Works, Albright]
4. [1155-19](#) An Ordinance amending Section 2-460 of the Code of Ordinances of the Lexington-Fayette Urban County Government changing the terms of service for elected officers from one (1) year to two (2)

years. [Council Office, Maynard]

5.        [1153-19](#)        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, Lueker]
6.        [1154-19](#)        An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to provide funds for purchase orders rolling from FY 2019 into FY 2020, and appropriating and re-appropriating funds, Schedule No. 17. [Div. of Budgeting, Lueker]
7.        [1122-19](#)        An Ordinance abolishing the Address Hearing Board; amending Sections 17-3(c) and 17-4.2 of the Lexington-Fayette Urban County Code of Ordinances to assign the duties of the Address Hearing Board to the Administrative Hearing Board established in Section 12-6 of the Code of Ordinances; and striking section 17-4.3 of the Code of Ordinances in its entirety. [Div. of Enhanced 911, Stack]

## **VI.     Resolutions – Second Reading**

1.        [1046-19](#)        A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Professional Service Agreements with Jean Nicole Perkins and Megan Woods, for service as Sexual Assault Nurse Examiners on an on-call basis for the performance of sexual assault examinations through December 31, 2019, at a cost not to exceed \$22,210. [Div. of Police, Weathers]
2.        [1055-19](#)        A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the U.S. Dept. of Justice, which Grant funds are in the amount of \$9,477 Federal funds under the 2018 State Criminal Alien Assistance Program (SCAAP), are for reimbursement of costs related to the incarceration of undocumented criminal aliens, 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 Community Corrections, Haney]
3.        [1063-19](#)        A Resolution authorizing and directing the Mayor, on behalf of the

Urban County Government, to execute an Agreement with Lexington Convention Center and Hyatt Regency, for the Annual Police Awards Banquet. [Div. of Police, Weathers]

4.      [1065-19](#)      A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Amendment No. Two (2) to the Agreement with Bluegrass Area Development District, increasing Federal funding in the amount of \$1,348, for operation of the Lexington Senior Center for FY 2020. [Div. of Aging and Disability Services, Stambaugh]
  
5.      [1066-19](#)      A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Quitclaim Deed and any other documents necessary to transfer a portion of non-utilized right-of-way located adjacent to the property at 1287 Manchester St. to the abutting property owner. [Dept. of Environmental Quality and Public Works, Albright]
  
6.      [1075-19](#)      A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Substation Easement, and all other necessary documents, granting Ky. Utilities Co. a permanent easement upon a portion of the real property located at the terminus of Ty Ct. [Div. of Facilities and Fleet Management, Baradaran]
  
7.      [1079-19](#)      A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 (Final) to the Agreement with C3 Construction, LLC, for the Riviera Rd. Culvert Replacement Project, increasing the contract price by the sum of \$11,992.50, from \$270,000.00 to \$281,992.50, and extending the date of completion by sixty (60) calendar days, to September 6, 2019. [Div. of Water Quality, Martin]
  
8.      [1080-19](#)      A Resolution amending Resolution No. 323-2019, which authorized the acceptance of deeds for property interests needed for the UK Trunk C, D, and E Sewer Project, a Remedial Measures Project required by the Consent Decree, increasing the cost by the sum of \$4,000, from \$8,000 to \$12,000. [Div. of Water Quality, Martin]
  
9.      [1081-19](#)      A Resolution amending Resolution No. 59-2019, which authorized the acceptance of deeds for property interests needed for the Wolf Run B & C Trunk Sewer Project, a Remedial Measures Project required by the Consent Decree, increasing the cost by the sum of \$99,000, from \$46,100 to \$145,100. [Div. of Water Quality, Martin]

10.     [1106-19](#)     A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Friends of the Lexington Senior Center (\$1,500), for the Office of the Urban County Council, at a cost not to exceed the sum stated. [Council Office, Maynard]
11.     [1085-19](#)     A Resolution accepting the bid of R.P. Foster, Inc. d/b/a Foster Supply, Inc., establishing a price contract for Tactile Warning Tiles, for the Div. of Streets and Roads. (3 Bids, Low) [Allen]
12.     [1104-19](#)     A Resolution accepting the bid of Norman Story & Associates, LLC, in the amount of \$49,913.50, for In Ground Lift Repair, for the Div. of Fire and Emergency Services. (1 Bid) [Chilton]
13.     [1113-19](#)     A Resolution accepting the bid of Smith Contractors, Inc., in the amount of \$3,188,500, for the Sharon Village Pump Station Project, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Smith Contractors, Inc., related to the bid. (3 Bids, Low) [Martin]
14.     [1114-19](#)     A Resolution accepting the bid of Brenntag Mid-South, Inc., establishing a price contract for Sulfur Dioxide-Liquid, for the Div. of Water Quality. (1 Bid) [Martin]
15.     [1115-19](#)     A Resolution accepting the bid of Brenntag Mid-South, Inc., establishing a price contract for Liquid Chlorine for Treatment Plants, for the Div. of Water Quality. (1 Bid) [Martin]
16.     [1140-19](#)     A Resolution accepting the bid of Labor Works-Lexington, LLC, establishing a price contract for Temporary Labor, for the Div. of Water Quality. (2 Bids, Low) [Martin]
17.     [1144-19](#)     A Resolution ratifying the Probationary Classified Civil Service Appointments of: Darrell Watkins, Resource Recovery Operator, Grade 513N, \$23.335 hourly in the Div. of Waste Management, effective October 28, 2019, Kenny Priddy, Heavy Equipment Technician, Grade 518N, \$23.246 hourly in the Div. of Facilities and Fleet Management, effective October 28, 2019, and Margaret Boland, Administrative Specialist, Grade 513N, \$17.156 hourly in the Div. of Fire and Emergency Services, effective November 25, 2019; ratifying the Unclassified Civil Service pay increase to the Office of the Urban County Council of: Renea Buckles, Aide to Council, Grade 518E, from \$2,284.80 biweekly to \$2,611.20

biweekly, effective September 30, 2019; and ratifying the Classified Civil Service voluntary demotion of: Darryl Stewart, Resource Recovery Operator, Grade 513N, \$20.397 hourly in the Div. of Waste Management, effective October 28, 2019. [Div. of Human Resources, Maxwell]

18.     [1156-19](#)     A Resolution designating the speed limit on Faircrest Dr., between Della Dr. and Laurel Hill Rd., 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]
19.     [1129-19](#)     A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Lady Veterans Connect, Inc. (\$750.00), for the Office of the Urban County Council, at a cost not to exceed the sum stated. [Council Office, Maynard]
20.     [1056-19](#)     A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Analytic Insight, for the development of two strategic plans for the Offices of Homelessness Prevention and Intervention and Affordable Housing, in response to RFP No. 31-2019 at a cost not to exceed \$50,000. [Office of Homelessness Prevention and Intervention, Ruddick]
21.     [1057-19](#)     A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Community Action Council for Lexington-Fayette, Bourbon, Harrison and Nicholas Counties, for the operation of an Intensive Street Outreach Program, in response to RFP No. 30-2019 at a cost not to exceed \$280,000. [Office of Homelessness Prevention and Intervention, Ruddick]
22.     [1064-19](#)     A Resolution authorizing the Div. of Fire and Emergency Services, on behalf of the Urban County Government, to purchase cardiac monitors from ZOLL, a sole source provider, at a cost not to exceed \$250,000. [Div. of Fire and Emergency Services, Chilton]
23.     [1068-19](#)     A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Brandstetter Carroll, Inc., for design services for renovation of Fire Station #9, at a cost not to exceed \$31,750. [Div. of Fire and Emergency Services, Chilton]

24.     [1094-19](#)     A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a donation from CPAAA of 10 motorcycle helmets, for use at the Div. of Police, at no cost to the Urban County Government. [Div. of Police, Weathers]
25.     [1109-19](#)     A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the FM Global Fire Prevention Grant 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 \$4,550, and are for the purchase of seven (7) Canon Rebel T7 cameras and lenses for the Fire Investigations Bureau, 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, Chilton]
26.     [1110-19](#)     A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to Ky. American Water, 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 \$500, under the 2019 Fire Fighting Support Grant, and are for the purchase of Personal Protective Equipment for the Div. of Fire and Emergency Services, 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, Chilton]
27.     [1116-19](#)     A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Lexington-Fayette County Health Dept., for the provision of training and dispensing Naloxone to First Responders and community members, for the First Responders and Community Partners Overdose Prevention Program, at a cost not to exceed \$270,000. [Dept. of Social Services, Ford]
28.     [1118-19](#)     A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute any and all documents necessary to subdivide the real property located at 105 Quinton Ct. as shown on the Administrative Action Amendment Non-Building Minor Subdivision Plat, declaring the property identified as Lot 1A on the

plat as surplus property, and authorizing disposal of the property at fair market value. [Div. of Water Quality, Martin]

29.      [1119-19](#)      A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement of Purchase and Sale, and all other related documents, with a Great American Brand Real Estate, LLC, for the sale of 3 acres of real property located at 1551 McGrathiana Pkwy., for a sum of \$585,000, and authorizing other necessary actions. [Mayor's Office, Atkins]
30.      [1120-19](#)      A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute any and all documents necessary to subdivide the real property located at 2401 Richmond Rd. as shown on the Administrative Action Amendment Non-Building Minor Subdivision Plat, declaring the property identified as Lot 6A on the plat as surplus property, and authorizing disposal of the property at fair market value. [Div. of Water Quality, Martin]
31.      [1121-19](#)      A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement (awarded pursuant to RFP No. 32-2019) with Strand Associates, Inc., for investigation and design services for the Town Branch Waste Water Treatment Plant Scum Handling and Scum Facility Improvements Project, at a cost estimated not to exceed \$215,000. [Div. of Water Quality, Martin]
32.      [1123-19](#)      A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement (awarded pursuant to RFP No. 33-2019) with GRW Engineers, Inc., for investigation and design services for the West Hickman Waste Water Treatment Plant Solids Processing Building Improvements Project, at a cost estimated not to exceed \$243,400. [Div. of Water Quality, Martin]
33.      [1124-19](#)      A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with the Office of the Fayette County Sheriff, for use of the Police Canine Facility. [Div. of Police, Weathers]
34.      [1125-19](#)      A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Supplemental Agreement No. 1 with the Ky. Transportation Cabinet, Office of Local Programs Transportation Alternatives Program, for the acceptance of additional Federal funds in the amount of \$208,000 for the Construction Phase of the Todds Rd. Sidewalk Project, the acceptance of which obligates the Urban County Government for



the expenditure of \$52,000 as a local match. [Div. of Engineering, Burton]

35.     [1126-19](#)     A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Plan Renewal Agreement with Humana for the Medicare Advantage Plan, for the period beginning January 1, 2020 through December 31, 2020. [Div. of Human Resources, Maxwell]
36.     [1127-19](#)     A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Justice and Public Safety Cabinet, which Grant funds are in the amount of \$80,000 Federal funds, are for the continuation of the Street Sales Drug Enforcement Project, the acceptance of which obligates the Urban County Government for the expenditure of \$35,000 as a local match, authorizing the Mayor to transfer unencumbered funds within the Grant Budget, and authorizing and directing the Mayor to execute an Agreement with the Fayette County Commonwealth's Attorney's Office, for a full-time prosecutor for the Street Sales Drug Enforcement Project, at a cost not to exceed \$95,300 for FY 2020. [Div. of Police, Weathers]

## **VII.   Resolutions – First Reading**

37.     [1053-19](#)     A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a First Amended Memorandum of Understanding with the Commonwealth of Kentucky, Finance and Administration Cabinet, and the Commonwealth of Kentucky, Kentucky Communications Network Authority, granting the Urban County Government the right to purchase a twenty-eight (28) year indefeasible right of use to fiber optic cable already installed in Lexington-Fayette County at a cost of \$63,588. [Div. of Computer Services, Nugent]
38.     [1105-19](#)     A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Volunteer Income Tax Assistance/Tax Counseling for the Elderly (VITA/TCE) Partner Sponsor Agreement and an Internal Revenue Service Civil Rights Assurance, for provision of the 2020 Volunteer Income Tax Assistance Program at the Charles Young Center, at no cost to the Urban County Government. [Dept. of Social Services, Ford]
39.     [1143-19](#)     A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the

Agreement with New Life Day Center, Inc., for the operation of the Litter Pickup Services with Panhandler Participation Program, increasing the Contract price by the sum of \$20,000, from \$100,000 to \$120,000. [Div. of Environmental Services, Plueger]

40.      [1150-19](#)      A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from Anthem Ky. Medicaid, which Grant funds are in the amount of \$25,000, are for a transitional housing assistance fund for youth ages 18 to 24, 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, and authorizing and directing the Mayor to execute an Agreement With Arbor Youth Services, for the operation of a transitional housing program for youth ages 18 to 24 experiencing homelessness, at a cost not to exceed \$25,000. [Office of Homelessness Prevention and Intervention, Ruddick]
41.      [1103-19](#)      A Resolution accepting the bids of Tom Chesnut Excavation and Construction Services, LLC, and Woodall Construction Co., Inc., establishing price contracts for Equipment Rental with Operator, for the Div. of Streets and Roads. (2 bids, Low) [Allen]
42.      [1148-19](#)      A Resolution accepting the bids of Finley Fire Equipment Co.; 911 Fleet and Fire Equipment Holdings, LLC d/b/a 911 Fleet & Fire Equipment; America's Bravest Equipment Co.; The Public Safety Store, LLC; and Vogelpohl Fire Equipment, Inc., establishing price contracts for Emergency Fire Equipment, for the Div. of Fire and Emergency Services. (5 Bids, Low) [Chilton]
43.      [1158-19](#)      A Resolution accepting the bid of Bachman Auto Group, establishing a price contract for Chevrolet Silverado Trucks, for the Div. of Facilities and Fleet Management. (1 Bid) [Baradaran]
44.      [1174-19](#)      A Resolution accepting the bids of Path Master, Inc.; Traffic Control Products; Baldwin & Sours, Inc.; Iron Armour, LLC; Traffic Parts, Inc.; Gridsmart Technologies, Inc.; Precision Traffic & Safety Systems Information; and General Traffic Equipment Corporation, establishing price contracts for Traffic Signal and Control Equipment, for the Div. of Traffic Engineering. (10 Bids, Low) [Neal]
45.      [1185-19](#)      A Resolution accepting the bid of MAC Construction & Excavating, Inc., in the amount of \$10,963,000, for the UK Trunk Sewer C, D &

E, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with MAC Construction & Excavating, Inc., related to the bid. (4 bids, Low) [Martin]

46.     [1194-19](#)     A Resolution accepting the bid of Basham Construction & Rental Co., Inc., in the amount of \$643,000, for the Shandon, Windburn & Thoroughbred Acres Trunk Sewer Connector, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Basham Construction & Rental Co., Inc., related to the bid. (5 bids, Low) [Martin]
47.     [1214-19](#)     A Resolution accepting the bid of Crown Trophy, establishing a price contract for Trophies, Plaques and Awards, for the Div. of Central Purchasing. (1 Bid) [Slatin]
48.     [1200-19](#)     A Resolution ratifying the Probationary Classified Civil Service Appointments of: James Duff, Equipment Operator Sr., Grade 512N, \$18.092 hourly in the Div. of Water Quality, effective November 25, 2019, Jeremy Asbery, Heavy Equipment Technician, Grade 518N, \$21.760 hourly in the Div. of Facilities and Fleet Management, effective November 25, 2019 and Donna Lewis, Administrative Specialist, Grade 513N, \$23.468 hourly in the Div. of Planning, effective November 25, 2019; and ratifying the Permanent Classified Civil Service Appointments of: Judith Cox, Telecommunicator Supervisor, Grade 520E, \$1,933.76 biweekly in the Div. of Enhanced 911, effective October 15, 2019, David Wilson, Heavy Equipment Technician, Grade 518N, \$25.035 hourly in the Div. of Facilities and Fleet Management, effective October 15, 2019 and Gary Edwards, Heavy Equipment Mechanic - Apprentice, Grade 511N, \$16.830 hourly in the Div. of Facilities and Fleet Management, effective November 20, 2019. [Div. of Human Resources, Maxwell]
49.     [1201-19](#)     A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following Probationary Classified Civil Service Appointments: Pete Spencer, Security Officer, Grade 507N, \$14.175 hourly in the Dept. of Public Safety, effective November 25, 2019 and Brandon Akerman, Maintenance Mechanic, Grade 515N, \$18.797 hourly in the Div. of Water Quality, effective December 9, 2019; and authorizing the Div. of Human Resources to make a conditional offer to the following probationary Community Corrections Officer appointments: Alaysha Clay, Michael S. McGinnis, Michael D. McGinnis, Shane

Adcock, Lorenzo Calderon, Katherine Prows-Lepera, Thomas Wells, Jonathan Sparks, Cyrille Bisong, James Mulready, Zariah Kavanaugh, Amber Eversole, Elizabeth Baughman, and Shonna Swikel, 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 appointment: Tonia Walters, Administrative Specialist Sr., Grade 516N, \$20.434 hourly in the Div. of Accounting, effective November 25, 2019. [Div. of Human Resources, Maxwell]

### **VIII. Communications From the Mayor (For Information Only)**

#### **1202-19**

- (1) Resignation of William Faust, Fleet Operations Manager, Grade 521E, in the Dept. of Facilities and Fleet Management, effective October 11, 2019;
- (2) Resignation of Brandon S. Harris, Police Officer, Grade 311N, in the Div. of Police, effective October 22, 2019;
- (3) Resignation of Louanne Burgess, Mailroom Clerk, Grade 508N, in the Dept. of General Services, effective October 4, 2019;
- (4) Resignation of Adam Perlmutter, Corrections Officer, Grade 110N, in the Div. of Community Corrections, effective October 25, 2019;
- (5) Resignation of Nathan A. Price, Corrections Officer, Grade 110N, in the Div. of Community Corrections, effective October 19, 2019;
- (6) Resignation of Kristopher Hughes, Corrections Officer, Grade 110N, in the Div. of Community Corrections, effective October 1, 2019; and
- (7) Reinstatement of Amber Robinson, Community Corrections Officer, Grade 110N, \$17.365 hourly in the Div. of Community Corrections, effective upon the passage of Council; and
- (8) Temporary Appointment of Michael Skidmore, Director of Risk Management, Grade 532E, \$4,136.80 biweekly in the Div. of Risk Management, effective August 5, 2019.

### **IX. Announcements**

### **X. Fire/Police Discipline - YES**

### **XI. Public Comments**

### **XII. Adjournment**

