

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky June 6, 2019

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on June 6, 2019 at 6:03 p.m. Present were Mayor Gorton in the chair presiding, and the following members of the council: Ellinger, Farmer, Gibbs, Kay, Lamb, McCurn, Moloney, Mossotti, Plomin, Reynolds, Worley, Bledsoe, F. Brown, J. Brown. Absent was Council Member Evans.

The reading of the Minutes of the previous meeting was waived.

Ordinances No. 30-2018 through 32-2018, inclusive, and Resolutions No. 251-2018 through 271-2018, inclusive, were reported as having been signed and published and ordered to record.

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky June 6, 2019

The Invocation was given by Dr. Bill Curwood of Central Christian Church.

*

*

*

Upon motion by Vice Mayor Kay, seconded by Ms. Plomin, and approved by unanimous vote, the Minutes of the May 16, 2019 Council Meeting were approved.

*

*

*

Mayor Gorton approached the podium and recognized two WWII veterans in the audience, Mr. Louis Fields and Mr. Elias White, by asking them to stand. The Mayor spoke of the contributions each gentleman made during their service during WWII. She spoke of the troops who came ashore on the beaches of Normandy 75 years ago today, the lives that were lost, and the mission of the U.S. and Allied forces to restore freedom to the Western world. In honor of the 75th anniversary of D-Day, the Mayor read a Proclamation declaring June 6, 2019 as D-Day 75th Anniversary Day in Lexington.

*

*

*

Mayor Gorton asked Ms. Rachel Seevers and her family to join her at the podium and read a Proclamation declaring June 6, 2019 Rachel Seevers Day in Lexington. The Mayor spoke of Ms. Seevers, a current graduate of Paul Laurence Dunbar High School who recently won numerous awards in several science and engineering competitions. She was eighth among the top ten winners in the Regeneron Science Talent Search. Her winning idea was a new design for an airplane wing that uses high speed air to improve efficiency. Additionally, Ms. Seevers was one of four Grand Award Winners, and Kentucky's only winner, in the 2019 Intel International Science and Engineering Fair for designing an underwater propulsion device that mimics the motion and thrust of a jellyfish. She also won "Best Project Overall" at both this year's Central Kentucky Regional Science and Engineering Fair and the Kentucky American Water District Science Fair in Lexington. Ms. Seevers spoke of her personal experience as a female in STEM and of her efforts to encourage and support more female participation in STEM programs at her high school.

*

*

*

Mayor Gorton asked Ms. Anita Franklin and members of the Moms Demand Action group to join her at the podium and read a Proclamation declaring June 7th-9th, 2019 as National Gun Violence Awareness Weekend in Lexington. Ms. Franklin spoke of her late son, Antonio, who five years ago was a victim of gun violence when he was hit and killed by a stray bullet in Duncan Park. She spoke of her loss and her determination to not allow his death to be in vain. Ms. Franklin went on to explain that the color orange became a symbol of the gun violence awareness movement due to its use by hunters as a safety precaution. Ms. Franklin expressed gratitude to the Mayor and the Council for recognizing National Gun Violence Awareness Day.

*

*

*

The following ordinances received second reading. Upon motion by Vice Mayor Kay, and seconded by Mr. Ellinger, the ordinances were approved by the following vote:

Aye: Ellinger, Farmer, Gibbs, Kay, Lamb, McCurn, -----14
Moloney, Mossotti, Plomin, Reynolds, Worley,
Bledsoe, F. Brown, J. Brown

Nay: -----0

An Ordinance pursuant to Section 6.12 of the Lexington Fayette Urban County Government Charter creating the Div. of Lexcall in the Office of the Chief Administrative Officer; creating the Div. of Emergency Management in the Dept. of Public Safety; creating the Div. of Enhanced 911 in the Dept. of Public Safety; transferring the Div. of Code Enforcement from the Dept. of Planning, Preservation and Development to the Dept. of Public Safety; transferring the Div. of Building Inspection from the Dept. of Planning, Preservation and Development to the Dept. of Environmental Quality and Public Works; transferring the Div. of Historic Preservation from the Dept. of Planning, Preservation and Development to the Office of the Chief Administrative Officer; transferring the Div. of Planning from the Dept. of Planning, Preservation and Development to the Office of the Chief Development Officer; transferring the Office of Purchase of Development Rights from the Dept. of Planning, Preservation and Development to the Office of the Chief Administrative Officer; transferring the Div. of Engineering from the Dept. of Planning, Preservation and Development to the Dept. of

Environmental Quality and Public Works; transferring all vacant positions and all incumbents; amending the Classified Civil Service authorized strength by abolishing one (1) position of Language Access Specialist, Grade 523E, and one (1) position of Program Specialist, Grade 513E, in the Office of the Commissioner of Social Services; creating one (1) position of Language Access Specialist, Grade 523E, and one (1) position of Program Specialist, Grade 513E, in the Office of the Mayor; transferring the incumbents; abolishing one (1) position of Director of Emergency Management, Grade 526E, one (1) position of Operations and Recovery Manager, Grade 521E, one (1) position of Information Officer, Grade 518E, one (1) position of Emergency Preparedness Coordinator, Grade 516N, one (1) position of Administrative Specialist Senior, Grade 516N, one (1) position of Emergency Systems Specialist, Grade 515N, and one (1) position of Logistics Officer, Grade 508N, all in the Div. of Emergency Management/E911; creating one (1) position of Director of Emergency Management, Grade 526E, one (1) position of Operations and Recovery Manager, Grade 521E, one (1) position of Information Officer, Grade 518E, one (1) position of Emergency Preparedness Coordinator, Grade 516N, one (1) position of Administrative Specialist Senior, Grade 516N, one (1) position of Emergency Systems Specialist, Grade 515N, and one (1) position of Logistics Officer, Grade 508N, all in the Div. of Emergency Management; transferring all vacant positions and all incumbents; abolishing one (1) position of Call Center Director, Grade 525E, one (1) position of Customer Service Supervisor, Grade 515E, one (1) position of Customer Account Specialist Senior, Grade 514N, one (1) position of Customer Account Specialist, Grade 512N, and one (1) position of Customer Service Specialist, Grade 510N, all in the Div. of Government Communications; creating one (1) position of Call Center Director, Grade 525E, one (1) position of Customer Service Supervisor, Grade 515E, one (1) position of Customer Account Specialist Senior, Grade 514N, one (1) position of Customer Account Specialist, Grade 512N and one (1) position of Customer Service Specialist, Grade 510N, all in the Div. of Lexcall; transferring all vacant positions and all incumbents; amending the Unclassified Civil Service authorized strength by abolishing one (1) position of Administrative Officer senior, Grade 526E in the Office of the Mayor; creating one (1) position of Administrative Officer Senior, Grade

526E, in the Office of the Chief Development Officer; transferring the incumbent; abolishing one (1) Program Coordinator, Grade 525E, in the Office of the Commissioner of Social Services; creating one (1) position of Program Coordinator, Grade 525E, in the Office of the Mayor; transferring the incumbent; abolishing one (1) position of Administrative Officer Senior, Grade 526E, in the Office of the Commissioner of Planning, Preservation and Development; creating one (1) position of Administrative Officer Senior, Grade 526E, in the Div. of Computer Services; transferring the incumbent; abolishing one (1) position of Affordable Housing Manager P/T, Grade 526E, in the Office of the Commissioner of Planning, Preservation and Development; creating one (1) position of Affordable Housing Manager P/T, Grade 526E, in the Div. of Grants and Special Programs; transferring the incumbent; abolishing one (1) position of CSEPP Manager P/T, Grade 520N, one (1) position of Emergency Planning Coordinator, Grade 516E, and one position of Administrative Specialist P/T, Grade 513N, in the Div. of Emergency Management/E911; creating one (1) position of CSEPP Manager P/T, Grade 520N, one (1) position of Emergency Planning Coordinator, Grade 516E, and one position of Administrative Specialist P/T, Grade 513N, in the Div. of Emergency Management; transferring the incumbents; effective July 1, 2019.

An Ordinance amending Chapter 16 of the Code of Ordinances as follows: amending Section 16-48 to increase disposal fees for sewage; amending Section 16-57.1 to provide that all rates and fees set forth in Sections 16-48, 16-59, and 16-60 shall be adjusted annually each fiscal year effective July 1, 2021, in accordance with the Consumer Price Index for all urban consumers; amending Section 16-59 to increase fees for sanitary sewer service rates for residential users subject to Schedule A from \$6.68 for the first unit, from zero (0) to one hundred (100) cubic feet of water and \$5.03 per unit for usage in excess of one (1) unit to \$7.01 effective July 1, 2019 and \$7.36 effective July 1, 2020, for the first unit, from zero (0) to one hundred (100) cubic feet of water and \$5.28 effective July 1, 2019 and \$5.54 effective July 1, 2020, per unit for usage in excess of one (1) unit; to increase sanitary sewer service rates for users subject to Schedule B from \$8.10 for the first unit, from zero (0) to one hundred (100) cubic feet of water, and \$6.12 for usage in excess of one (1) unit to \$8.51 effective July 1, 2019 and \$8.94 effective July

1, 2020, for the first unit, from zero (0) to one hundred (100) cubic feet of water and \$6.43 effective July 1, 2019 and \$6.75 effective July 1, 2020, per unit for usage in excess of one (1) unit, plus increase the charge for suspended solids from 0.911 to 0.957 effective July 1, 2019 and 1.005 effective July 1, 2020, the charge for ammonia nitrogen from 2.769 to 2.907 effective July 1, 2019 and 3.052 effective July 1, 2020, and the charge for biochemical oxygen demand from 1.102 to 1.157 effective July 1, 2019 and 1.215 effective July 1, 2020; and amending Section 16-60 to increase sanitary sewer tap on fees.

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. 28.

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 for the Div. of Traffic Engineering from Neighborhood Development Funds for three wayfinding signs for Masterson Station Park, Schedule No. 30.

An Ordinance amending Ordinance No. 184-2016 to correctly state conditional zoning restrictions that were approved as part of the zoning map amendment changing the zone from a Light Industrial 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.

*

*

*

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. 29 was on the docket for first reading.

Ms. Bledsoe moved to amend the ordinance to include a Budget Amendment in the amount of \$22,399.66 for overtime in the Division of Fire and Emergency Services. The funding for this overtime comes from the reimbursements received for EMS services provided at Keeneland and Kentucky Three Day Event. The motion was seconded by Ms.

Mossotti and approved by unanimous vote. The ordinance as amended received first reading and was placed on public file for public inspection until June 20, 2019.

*

*

*

An Ordinance amending Section 18-148 of the Lexington-Fayette Urban County Code of Ordinances to allow electric bicycles and electric motor-assisted scooters on bicycle paths; amending Section 18-25 of the Lexington-Fayette Urban County Code of Ordinances to add drivers of electric bicycles and electric motor-assisted scooters to the requirements provided therein; and creating Chapter 17D of the Lexington-Fayette Urban County Code of Ordinances to regulate dockless vehicles within the public right-of-way and individuals operating electric bicycles and electric motor-assisted scooters; all effective upon passage of Council was on the docket for first reading.

Ms. Sandra Broadus, Alternative Transportation Manager at the University of Kentucky, spoke in favor of the ordinance.

Mr. McCurn moved to amend the ordinance to remove Section 2 prohibiting electric bicycles and electric motor-assisted scooters on the sidewalks and to amend Section 6 to include a new subsection to require users be at least 16 years old, setting the Div. of Police as the enforcement mechanism of this requirement, and setting the penalty coexistent with state law in regards to users of low-speed scooters on highways, bicycle paths, and bicycle lanes. The motion was seconded by Ms. Reynolds.

Mr. Gibbs spoke against the amendment due to the lack of time to examine the motion.

Mr. Moloney urged his colleagues to wait on any amendments until input from neighborhoods could be gathered.

Mr. Worley spoke against the amendment and expressed the need to allow time to study and observe how the ordinance will affect the community.

Ms. Reynolds spoke in support of the motion. She expressed concern for the safety of the riders should they be required to ride in the street.

Mr. Ellinger asked Mr. Scott Thompson, Planner with the area Metropolitan Planning Organization, and Mr. Keith Horn, Dept. of Law, a question about ordinances

pertaining to bicycles on the sidewalks and whether this would apply to scooters. Mr. Thompson responded. Mr. Horn Responded.

Mayor Gorton asked Mr. Horn a procedural question. Mr. Horn responded.

Mr. J. Brown asked Mr. Horn a question about age restrictions. Mr. Horn responded.

Mr. J. Brown expressed support for Mr. McCurn's motion.

Mr. Moloney asked Mr. Horn about the types of scooters allowed on the sidewalks. Mr. Horn responded.

Vice Mayor Kay spoke about his desire to pass the ordinance.

Mr. McCurn expressed his concerns for safety.

Mr. F. Brown called the question; that motion died for lack of a second.

Mr. McCurn withdrew his motion; Ms. Reynolds withdrew her second.

Mr. Ellinger asked for clarification about the age restriction. Mr. Horn responded.

Ms. Bledsoe asked for confirmation that the age restriction would apply to all companies providing the scooters and electric bicycles. Mr. Horn responded.

The ordinance received first reading and was ordered placed on file for public inspection until June 20, 2019.

* * *

The following ordinance received first reading and was ordered and placed on file for public inspection until July 2, 2019.

An Ordinance changing the zone from an Agricultural Urban (A-U) zone to an Expansion Area Residential (EAR-2) zone, for 8.48 net (8.94 gross) acres, for property located at 2020 Russell Cave Rd. (Trust Equity, LLC; Council District 1).

* * *

The following ordinances received first reading and were ordered and placed on file for public inspection until July 8, 2019

An Ordinance changing the zone from an Agricultural Urban (A-U) zone to a High Density Apartment (R-4) zone, for 8.332 net (8.385 gross) acres, for property located at 3330 Todds Rd. (a portion of). (Clover Communities (AMD.); Council District 7).

An Ordinance changing the zone from a Single Family Residential (R-1D) zone to a Townhouse Residential (R-1T) zone, for 4.937 net (5.052 gross) acres and to a Neighborhood Business (B-1) zone, for 1.652 net (2.002 gross) acres; and from an Agricultural Urban (A-U) zone to a Townhouse Residential (R-1T) zone for 10.668 net (11.876 gross) acres and to a Neighborhood Business (B-1) zone, for 1.040 net and gross acres, for property located at 3450 & 3550 Todds Rd. (Anderson Acquisition, LLC; District 7).

*

*

*

The following ordinances received first reading and were ordered placed on file for public inspection until June 20, 2019:

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$1,000 for the Div. of Environmental Services from Neighborhood Development Funds for a Tree Week planting event at Beaumont Park, Schedule No. 31.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$1,000 for the Div. of Environmental Services from Neighborhood Development Funds for Greenspace Projects with the LFUCG Greenspace Commission, Schedule No. 32.

An Ordinance amending Section 5-29 of the Code of Ordinances related to the fee schedule for building permits as follows: amending Section 5-29(1) related to the construction of residential buildings to delete the existing fee of one tenth (00.1) of one (1) percent of the cost of construction, with the cost to be based on twenty dollars (\$20.00) per square foot, with a minimum fee of twenty-five dollars (\$25.00) for single family residences of one thousand five hundred (1,500) square feet or less and fifty dollars (\$50.00) for other residential buildings, and replace it with a fee of \$0.10 per square foot, with a minimum fee of one hundred fifty dollars (\$150.00); amending Section 5-29(3) related to remodeling projects to delete the existing fee of one tenth (00.1) of one (1) percent of the estimated cost of remodeling, with a minimum fee of fifty dollars (\$50.00) for residential remodeling and two hundred dollars (\$200.00) for commercial remodeling, and replace it with a fee of \$0.10 per square foot, with a minimum fee of one hundred and

fifty dollars (\$150.00) for residential remodeling and two hundred and fifty dollars (\$250.00) for commercial remodeling; amending Section 5-29(4) related to the construction of residential accessory buildings to delete the existing fee of one tenth (00.1) of one (1) percent of the cost of the accessory building, with the cost to be based on ten dollars (\$10.00) per square foot, with a minimum fee of fifty dollars (\$50.00), and replace it with a fee of \$0.10 per square foot of the project, with a minimum fee of one hundred fifty dollars (\$150.00); amending section 5-29(5) related to swimming pools to delete the existing fee of sixty cents (\$0.60) per hundred cubic feet, with a minimum fee of fifty dollars (\$50.00), for residential swimming pools, and replace it with a fee of one hundred dollars (\$100.00) for residential swimming pools, and to delete the existing fee of sixty cents (\$0.60) per hundred cubic feet, with a minimum fee of one hundred dollars (\$100.00), for commercial swimming pools, and replace it with a fee of two hundred dollars (\$200.00) for commercial swimming pools; amending Section 5-29(12) related to fences to delete the existing fee of twenty five dollars (\$25.00) for a residential fence and replace it with a fee of fifty dollars (\$50.00) for a residential fence, and to delete the existing fee of fifty dollars (\$50.00) for commercial fence and replace it with a fee of one hundred dollars (\$100.00) for a commercial fence; amending Section 5-29.2 of the Code related to construction plan review fees to create a fee for the review of residential construction plans in the amount of twenty five dollars (\$25.00), which shall be applicable to all residential construction projects, including new construction, additions, remodeling, and accessory structures, but not fences, paving, curb cuts, or swimming pools; and creating Section 5-29.4 of the Code of Ordinances related to additional inspection fees to create a fee of fifty dollars (\$50.00) for a second re-inspection of the same inspection type and a fee in an amount that is double the amount of the previous re-inspection fee for each additional re-inspection, all effective July 1, 2019.

An Ordinance appropriating the Revenues, Expenditures/Expenses and Interfund Transfers for the General Services District Fund, the Tenant Relocation Fund, the Full Urban Services Districts Fund, the Police Confiscated Federal Fund, the Police Confiscated State Fund, the Public Safety Fund, the Industrial Revenue Bond Fund, the Municipal Aid Program Fund, the County Road Aid Program Fund, the Mineral Severance Fund, the Coal

Severance Fund, the Miscellaneous Special Revenue Fund, the Police Confiscated - Treasury Fund, the Lexington Economic Development Fund, the Affordable Housing and Homelessness Fund, the FY 2020 Bond Projects Funds, the Sanitary Sewer Revenue and Operating Fund, the Sanitary Sewer Construction Fund, the Lexington-Fayette Urban County Government Public Facilities Corporation General Fund, the Lexington-Fayette Urban County Government Public Facilities Corporation Parks Projects Fund, the Water Quality Management Fund, the Water Quality Management Construction Fund, the Landfill Fund, the Right of Way Program Fund, the Extended School Program Fund, the Enhanced 911 Fund, the Central Ky. 911 Fund, the Lexington-Fayette Urban County Government Public Library Corporation Fund, the City Employees' Pension Fund, the Police and Fire Retirement Fund of the Lexington-Fayette Urban County Government, the Medical Insurance Fund, the Property and Casualty Claims Fund, and the Reallocation of Bond Project Funds, on a Divisional level by four (4) control levels, for the fiscal year ending June 30, 2020, for the Lexington-Fayette Urban County Government and its agencies and instrumentalities; approving and adopting the capital improvement program for fiscal years (FY) 2020 through (FY) 2025, as a portion of the fiscal year (FY) 2020 annual capital improvements Budget; approving funding for the Lexington-Fayette Urban County Tourist and Convention Commission from the transient room tax, said funding to equal 99 1/2% of the revenue from the tax; and suspending the application and operation of Ordinance 50-2016 (Contingency Designation Fund and Policy) as to any funding requirements in FY 2020.

*

*

*

The following resolutions received second reading. Upon motion by Mr. Farmer, and seconded by Mr. Ellinger, the resolutions were approved by the following vote:

Aye: Ellinger, Farmer, Gibbs, Kay, Lamb, McCurn, -----14
 Moloney, Mossotti, Plomin, Reynolds, Worley,
 Bledsoe, F. Brown, J. Brown

Nay: -----0

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Dept. of Criminal Justice Training, for use of the McKinney Driving Track.

A Resolution establishing Bobcat Enterprises as a sole source provider for performing out of warranty repairs and providing replacement parts for Bobcat manufactured equipment, for the Div. of Facilities and Fleet Management and authorizing the Mayor or designee, on behalf of the Urban County Government, to execute any necessary Agreements with Bobcat Enterprises related to the procurement of these goods and services.

A Resolution authorizing the Div. of Water Quality, on behalf of the Urban County Government, to purchase chlorine gas and sulfur dioxide regulators for the Town Branch Waste Water Treatment Plant, from JAGS Environmental, Inc., a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with JAGS Environmental, Inc., related to the procurement, at a cost estimated not to exceed \$19,884.

A Resolution authorizing the Div. of Water Quality, on behalf of the Urban County Government, to purchase sludge pump replacement parts for the Town Branch Waste Water Treatment Plant, from Straeffer Pump & Supply, Inc., a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Straeffer Pump & Supply, Inc., related to the procurement, at a cost estimated not to exceed \$19,657.47.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class B (Infrastructure) Incentive Grant to Northyard, LLC, for stormwater quality projects, at a cost not to exceed \$299,968.60.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Supplemental Agreement No. 2 with the Ky. Transportation Cabinet, for the acceptance of additional Federal funds in the amount of \$57,615.00 for the Construction Phase for the Oxford Circle Sidewalks Project, reallocating \$3,181.60 from the Right-of-Way Phase to the Construction Phase, the acceptance of which obligates the Urban County Government for the expenditure of \$14,403.75 as a local match.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with Bluegrass Community and Technical College

(BCTC), for services relating to water quality monitoring in the West Hickman Watershed, at no cost to the Urban County Government.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement (awarded pursuant to RFP No. 15-2019) with Advanced Mulching Technologies, Inc. d/b/a EcoGro, for post-construction monitoring, reporting, and maintenance relating to the Coldstream Park Stream Restoration and Preservation Project, a Supplemental Environmental Project required by the Consent Decree, at a cost estimated not to exceed \$54,312 in fiscal year 2019.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Partial Release of Easement, releasing a portion of a utility easement on the property located at 440 Squires Rd.

A Resolution initiating a text amendment to Article 8, Sections 8-17(o), 8-18(o) and 8-19(o) of the Zoning Ordinance to provide for greater correlation between the Town Branch Commons corridor and development that is adjacent to, connected to, or interacts directly with the Town Branch Commons corridor, in the B-2B zone.

A Resolution approving the FY 2020 Budget of the Transit Authority of the Lexington-Fayette Urban County Government (Lextran) pursuant to KRS 96A.360 and requesting that the Commissioner of Finance authorize the Fayette County Sheriff's Office to disburse the funds to Lextran collected from the ad valorem tax approved by voters on November 9, 2004.

A Resolution accepting the bid of Rawdon Meyers, Inc., in the amount of \$10,652, for Plug Valve (20 Inch) and Knife Gate Valve (20 Inch) for the West Hickman Waste Water Treatment Plant, for the Div. of Water Quality.

A Resolution accepting the bid of Winner's Circle Painting, In the amount of \$29,500, for Exterior Painting of CMU Buildings and Steel Hoist Rails at the West Hickman Waste Water Treatment Plant, for the Div. of Water Quality.

A Resolution accepting the bid of Adams SFC, Inc. d/b/a R.P. Adams, in the amount of \$61,899, for Automatic Backwash Strainer for the West Hickman Waste Water Treatment Plant, for the Div. of Water Quality.

A Resolution accepting the bids of Batteries Plus Bulbs; Fleet Pride, Inc.; and General Parts Distribution, LLC d/b/a Advanced Auto Parts, establishing price contracts for Truck and Auto Batteries, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of Riley Oil Co., establishing a price contract for Commercial Fuel - Diesel, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of Horvath Communications, Inc. d/b/a Horvath Towers V, in accordance with the provisions of Ordinance No. 69-2016, creating and offering for sale a franchise for the operation of a non-exclusive telecommunications (or related non-cable) system in Fayette County, and authorizing the Mayor, on behalf of the Urban County Government, to execute a franchise Agreement with Horvath Communications, Inc. d/b/a Horvath Towers V, incorporating the terms and conditions of Ordinance No. 69-2016.

A Resolution accepting the bid of C3 Mechanical, LLC, in the amount of \$185,000, for the West Hickman Waste Water Treatment Plant Solids Processing Building Plumbing Improvements, for the Div. of Water Quality, and authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with C3 Mechanical, LLC, related to the bid.

A Resolution ratifying the Probationary Classified Civil Service Appointments of: Joseph Smith, Resource Recovery Operator, Grade 513N, \$17.049 hourly in the Div. of Waste Management, effective May 27, 2019, DeMarcus Wingate, Resource Recovery Operator, Grade 513N, \$17.049 hourly in the Div. of Waste Management, effective May 27, 2019, James Confides, Engineering Technician, Grade 514N, \$19.752 hourly in the Div. of Engineering, effective June 10, 2019 and James Baker, Fleet Operations Supervisor, Grade 519N, \$28.000 hourly in the Div. of Facilities and Fleet Management, effective June 10, 2019; ratifying the Permanent Civil Service Appointments of: Caleb Hubbard, Customer Service Supervisor, Grade 515E, \$1,532.40 biweekly in the Div. of Government Communications, effective May 12, 2019 and Kendra Carter, Call Center Director, Grade 526E, \$2,792.32 biweekly in the Div. of Government Communications, effective March 3, 2019 and ratifying the Unclassified Civil Service appointment of:

Johnathan LaFollette, Treatment Plant Operator-Class II, Grade 512N, \$16.834 hourly in the Div. of Water Quality, effective April 19, 2019.

A Resolution declaring 913 Georgetown St. as surplus and authorizing the Mayor, on behalf of the Lexington-Fayette Urban County Government, to execute deeds and any other necessary documents for the transfer of 913 Georgetown St. to Community Action Council.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 2 (final) to the Agreement with Woodall Construction Co., Inc., for the Fleet Management Water Quality Improvements Project, decreasing the Contract price by the sum of \$3,386.25, from \$138,704.74 to \$135,318.49, and extending the date of completion by 160 days, to April 29, 2019.

A Resolution authorizing the Div. of Waste Management, on behalf of the Urban County Government, to purchase parts and services for equipment at the Material Recovery Facility from Machinex, a sole source provider, at a cost not to exceed \$100,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with Ky. Border Collie Association regarding the coordination and production of the Bluegrass Classic Stockdog Trial.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit the 2019 Consolidated Plan/Grant Application to the United States Dept. of Housing and Urban Development (HUD), to provide any additional information requested in connection with this Grant Application, and to accept the Grant if the application is approved, which Grant funds are in the amount of \$3,770,582 Federal funds, are for FY 2020 Community Development Block Grant (CDBG) Program (\$2,346,550), Home Program (\$1,228,568), and Emergency Solutions Grant (ESG) Program (\$195,464), the acceptance of which obligates the Urban County Government for the expenditure of \$362,664 from various funding sources as a local cash match and \$132,800 in-kind match; authorizing the Mayor to execute Agreements for the approved plan and authorizing the Mayor to transfer unencumbered funds within the Grant Budget.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Third Amendment to Lease Agreement with Dentham-Blythe Co., extending for

one (1) year, with one (1) optional renewal, the term of the lease for office space at 100 Trade Center St., which is used for the Lexington-Fayette Urban County Government Wellness Center, at a cost not to exceed \$106,212.48 in fiscal year 2020 and \$111,523.08 in fiscal year 2021.

A Resolution authorizing the Dept. of Law to institute condemnation proceedings in Fayette Circuit Court to obtain permanent and temporary easements on portions of the property located at 1151 Manchester St. for the Town Branch Trail Project, Phase 6.

* * *

Mayor Gorton departed the meeting at 7:27 p.m. and Vice Mayor Kay assumed the Chair.

* * *

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Equipment Rental Agreement with FLIX, Inc., for use of projection equipment and film licenses at Free Friday Flicks at Jacobson Park, at a cost not to exceed \$13,000 received first reading.

Upon motion by Mr. Worley, seconded by Mr. Farmer, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

Upon motion by Mr. Farmer, and seconded by Ms. Plomin, the resolution was approved by the following vote:

Aye: Farmer, Gibbs, Kay, Lamb, McCurn, -----13
Moloney, Mossotti, Plomin, Reynolds,
Worley, Bledsoe, F. Brown, J. Brown

Nay: -----0

Absent: Ellinger

* * *

A Resolution amending Resolution No. 151-2019, pertaining to Change Order No. 4 with Lagco, Inc. for construction of the Meadows/Northland/Arlington Public Improvement Project, Phases 5E & 5F, to correct the amounts from which funds were paid, reducing the amount spent from the Neighborhood Sewer Fund and increasing the amount spent in the Community Development Block Grant (CDBG) Fund received first reading.

Upon motion by Mr. J. Brown, seconded by Mr. Ellinger, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

Upon motion by Mr. Farmer, and seconded by Ms. Plomin, the resolution was approved by the following vote:

Aye: Farmer, Gibbs, Kay, Lamb, McCurn, -----13
Moloney, Mossotti, Plomin, Reynolds,
Worley, Bledsoe, F. Brown, J. Brown

Nay: -----0

Absent: Ellinger

*

*

*

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Jessie Clark PTA (\$500), CASA of Lexington (\$2,500), Greenhouse17 (\$1,000), Stonewall Community Association (\$500), Copperfield Neighborhood Association (\$500), Magnolia Run Carriage Homes (\$500), the Carnegie Center for Literacy and Learning (\$2,165), the Lexington Fisher House Foundation, Inc. (\$1,000), Lexington Challenger Tennis Charity, Inc. (\$500), Pralltown Neighborhood Association (\$600), Pensacola Park Neighborhood Association (\$1,500), Bluegrass Lions Diabetes Project c/o Bluegrass Lions Club (\$1,000), Neighbors United for South Elkhorn Creek, Inc. (\$500), One Parent Scholar House (\$1,600), Seedleaf (\$1,715), Radio Eye (\$665), Athens West Theatre Company (\$665), Trees Lexington (\$665), New Life Day Center (\$665), Foodchain (\$665), Lexington Humane Society (\$665), Moveable Feast (\$665), Bluegrass Greensource (\$665), Greater Gardenside Association (\$1,021), Big Brothers Big Sisters of The Bluegrass (\$500), Hope Center (\$1,000), The Salvation Army (\$1,000), LexArts, Inc. (\$1,500), Lexington Hearing and Speech Center, Inc. (\$2,000), Marehaven Homeowners Association, Inc. (\$300), McConnell's Trace Neighborhood Association (\$300), Masterson Station Neighborhood Association, Inc. (\$300), Georgetown Street Neighborhood Association, Inc. (\$300), Meadowthorpe Neighborhood Association (\$500), Arbor Youth Services, Inc. (\$950), Townley Park Homeowners Association, Inc. (\$667), Hill N Dale Neighborhood Association (\$500), Tahlsound Music Festival (\$425), Believing In Forever, Inc. (\$400), Smithtown Community Neighborhood Organization, Inc. (\$150), Community Inspired Solutions, Inc. (\$150), Bryan Station Alumni Foundation, Inc.

(\$1,000), the Cottages of Liberty Woods Neighborhood, Inc. (\$500), the Danby Corners Neighborhood Association, Inc. (\$500), Autumn Ridge Homeowners Association, Inc. (\$1,500), Lexington Sister Cities Programs, Inc. (\$400), Nerd Squad, Inc. (\$500), the Liberty Area Neighborhood Association, Inc. (\$500), Joyland Neighborhood Association, Inc. (\$740), the Lansdowne Neighborhood Association (\$650), Pride Community Services Organization (\$450), Sweet Blessings, Inc. (\$450), Imperial Court Of Ky, Inc. (\$450), Chilesburg Maintenance Association (\$900), 16th District PTA c/o Hayes Middle School PTA (\$750), Lexington Leadership Foundation (\$750), Walnut Creek HOA (\$900.00), Squire Oak HOA (\$700), Kenwick Neighborhood Association, Inc. (\$2,500), Chenault Neighborhood Association (\$500), Lakeshore Village Neighborhood Association (\$1,250), Lansdowne-Merrick Neighborhood Association (\$500), Idle Hour Neighbors Alliance (\$2,000), 16th District PTA c/o Breckenridge Elementary PTA (\$500), Sisters Road to Freedom, Inc. (\$1,000), One World Films (\$1,000), Henry Clay Memorial Foundation (\$1,000), and Ashland Neighborhood Association (\$500), for the Office of the Urban County Council, at a cost not to exceed the sums stated received first reading.

Upon motion by Mr. Worley, seconded by Mr. Ellinger, and approved by unanimous vote the rules were suspended and the resolution received second reading.

Upon motion by Mr. Farmer, and seconded by Ms. Plomin, the resolution was approved by the following vote:

Aye: Farmer, Gibbs, Kay, Lamb, McCurn, -----13
Moloney, Mossotti, Plomin, Reynolds,
Worley, Bledsoe, F. Brown, J. Brown

Nay: -----0

Absent: Ellinger

*

*

*

A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following Probationary Classified Civil Service Appointments: Anthony Witt, Maintenance Supervisor, Grade 519E, \$25.514 hourly in the Div. of Waste Management, effective upon passage of Council, David Fender, Public Service Worker, Grade 507N, \$14.207 hourly in the Div. of Waste Management, effective upon passage of Council, Jennifer Lykins, Public Service Worker, Grade 507N, \$12.723 hourly in the Div. of Waste

Management, effective upon passage of Council, Marquis Tompkins, Public Service Worker, Grade 507N, \$12.723 hourly in the Div. of Waste Management, effective upon passage of Council, Stephanie Baker, Staff Assistant, Grade 508N, \$14.219 hourly in the Div. of Police, effective June 24, 2019, James Tinsley, Safety Officer, Grade 511N, \$17.268 hourly in the Div. of Police, effective July 8, 2019, Michael Bereznak, Safety Officer, Grade 511N, \$17.268 hourly in the Div. of Police, effective July 8, 2019, Michael Antos, Safety Officer, Grade 511N, \$17.042 hourly in the Div. of Police, effective July 8, 2019, Aaron Varney, Safety Officer, Grade 511N, \$16.083 hourly in the Div. of Police, effective July 8, 2019, Stacey Linville, Safety Officer, Grade 511N, \$16.289 hourly in the Div. of Police, effective July 8, 2019 and Samantha Castro, Planner Sr., Grade 521N, \$29.808 hourly in the Div. of Planning, effective June 17, 2019; authorizing the Div. of Human Resources to make a conditional offer to the following probationary Community Corrections Officer appointments: Dylan Hanshaw, Tiarra Hufford, Chris Rose, Steven Walling, Domminick Witt, Karen Rice, Joshua Foster, Armando Torres, and Clancy Kemp, all Community Corrections Officer Recruit, Grade 110N, \$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 Logan, Public Service Worker, Grade 507N, \$14.144 hourly in the Div. of Waste Management, effective upon passage of Council, Billy Moore, Public Service Worker, Grade 507N, \$13.571 hourly in the Div. of Waste Management, effective upon passage of Council, Jalin Jones, Public Service Worker, Grade 507N, \$13.011 hourly in the Div. of Waste Management, effective upon passage of Council and Taban Herrington, Administrative Specialist P/T, Grade 513N, \$17.799 hourly in the Div. of Emergency Management, effective June 24, 2019; authorizing the Div. of Human Resources to make a conditional offer to the following Probationary Sworn Appointments: Brandon Abney, Kyle Carr, Brian Nichols, Matthew Dixon, Blake Risen, Tyler Weathers, Patrick Gray, Daniel Burton, Brett Maynard, Joshua Simpson, Kyle Lawrence, John Horsley, Jesse Eaton, Justus Branock, William Phillips, Spencer Dechent and Robert Schulten, all Firefighter Recruit, Grade 311N, \$20.160 hourly in the Div. of Fire and Emergency Services, effective upon passage of Council received first reading.

Upon motion by Mr. J. Brown, seconded by Mr. Ellinger, and approved by unanimous vote the rules were suspended and the resolution received second reading.

Upon motion by Mr. Farmer, and seconded by Ms. Plomin, the resolution was approved by the following vote:

Aye: Farmer, Gibbs, Kay, Lamb, McCurn, -----13
Moloney, Mossotti, Plomin, Reynolds,
Worley, Bledsoe, F. Brown, J. Brown

Nay: -----0

Absent: Ellinger

*

*

*

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 and Public Safety Cabinet, 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 \$134,889 Federal funds, under the Victim Assistance Formula Grant, and are for the implementation of the Underserved Minority Victims Advocacy Program for the Dept. of Social Services, the acceptance of which obligates the Urban County Government for the expenditure of \$33,723 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget received first reading.

Upon motion by Ms. Lamb, seconded by Mr. Ellinger, and approved by unanimous vote the rules were suspended and the resolution received second reading.

Upon motion by Mr. Farmer, and seconded by Ms. Plomin, the resolution was approved by the following vote:

Aye: Farmer, Gibbs, Kay, Lamb, McCurn, -----13
Moloney, Mossotti, Plomin, Reynolds,
Worley, Bledsoe, F. Brown, J. Brown

Nay: -----0

Absent: Ellinger

*

*

*

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Foodchain (\$1,000), The Plantory (\$3,500), Hope Center (\$1,550), Bluegrass Tomorrow (\$1,000), and the Lexington History Museum (\$1,000), for

the Office of the Urban County Council, at a cost not to exceed the sums stated received first reading.

Upon motion by Mr. Worley, seconded by Mr. Ellinger, and approved by unanimous vote the rules were suspended and the resolution received second reading.

Upon motion by Mr. Farmer, and seconded by Ms. Plomin, the resolution was approved by the following vote:

Aye: Farmer, Gibbs, Kay, Lamb, McCurn, -----13
Moloney, Mossotti, Plomin, Reynolds,
Worley, Bledsoe, F. Brown, J. Brown

Nay: -----0

Absent: Ellinger

* * *

Mr. Ellinger departed the meeting.

* * *

The following resolutions received first reading and were ordered placed on file for public inspection until June 20, 2019:

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Ky. Housing Corporation, for purposes of establishing the Office of Homelessness Prevention and Intervention's role, responsibility, and utilization of the Ky. Homeless Management Information System (KY-HMIS), at a cost not to exceed \$24,000.

A Resolution approving, pursuant to Section 22-55.1 of the Code of Ordinances, the bonds with surety of Kathy H. Witt, Fayette County Sheriff, in the amounts of \$1,000,000 and \$5,000,000, and directing the Div. of Risk Management to record the bond with surety, along with a certified copy of this Resolution, in the office of the Fayette County Clerk.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Dept. of Military Affairs, Div. of Emergency Management 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 \$779,200 Federal funds, and are for the continuation of the Chemical Stockpile Emergency Preparedness Program (CSEPP) for FY 2019, 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.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Transportation Cabinet, 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 \$480,000 Federal funds, and are for the ITS/CMS (Intelligent Transportation System/Congestion Management System) Traffic Improvements Project for FY 2020, the acceptance of which obligates the Urban County Government for the expenditure of \$120,000 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a certificate of consideration and all necessary documents and to accept the deed for the purchase of a permanent easement at 3251 Beaumont Centre Circle for the YMCA Beaumont Creek Crossing Multi-Use Trail Project at a cost not to exceed \$15,000.

A Resolution amending Resolution No. 360-2018, pertaining to the Agreement with Fayette County Commonwealth's Attorney's Office for the Street Sales Drug Enforcement Project increasing the not-to-exceed amount by \$11,609 for a new total Agreement amount of \$83,334.

A Resolution authorizing the Div. of Fire and Emergency Services, on behalf of the Urban County Government, to purchase replacement parts and repairs for E-One Fire trucks from Vogelpohl Fire Equipment, Inc., a sole source provider, at a cost not to exceed \$50,000.

A Resolution amending Section 2 of Resolution No. 182-2019, relating to a sole source provider Agreement with Excellance, Inc., to change the not to exceed sum from \$200,000 to \$500,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Transportation Cabinet (KYTC), to delegate responsibility for the operation and maintenance of traffic signals and electrical traffic control devices on roadways included in the State Primary Road System and located

in Lexington-Fayette County to the Urban County Government, at an estimated cost not to exceed \$330,000 to be reimbursed by KYTC, from July 1, 2019 to June 30, 2020.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Professional Services Agreement with Impressions Marketing and Events for sponsorship coordination services for the Div. of Parks and Recreation.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Agreement with Bluegrass Care Navigators for the continued operation of a Medical Respite Care Program, at a cost not to exceed \$80,731.01.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amended Agreement with Community Action Council for the continued operation of an Intensive Case Management with Coordinated Entry Housing Navigation Program, at a cost not to exceed \$50,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Statement of Affiliation with the Div. of Fire and Emergency Services Rescue Team and Div. of Emergency Management in accordance with KRS Chapter 39F, for meeting requirements for Assistance Program Grants.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Homeland Security Investigations, HSI Nashville, for reimbursement of expenses in joint operations.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with TAC Air, a sole source vendor, for aircraft storage, at a cost not to exceed \$1,470.50 per month.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute options extending for one (1) year the Purchase of Service Agreements currently in place with the following organizations at the following costs: Jubilee Jobs of Lexington, Inc., and Lexington Rescue Mission, Inc. (\$59,500); Opportunity Workshop of Lexington, Inc., d/b/a Opportunity for Work and Learning, Inc., (\$26,000); Community Action Council for Lexington-Fayette, Bourbon, Harrison, and Nicholas Counties, Inc., (\$26,000); Building Industry Association of Central Ky. d/b/a Building Institute of Central

Ky. (\$26,000); Urban League of Lexington-Fayette County, Inc., (\$22,500); Build Inclusion, Inc., (\$20,000); and Community Ventures Corporation (\$17,500), to provide workforce development, job training, and job placement services to the public, at a total cost not to exceed \$197,500.

A Resolution amending the Lexington-Fayette Urban County Government procurement regulations to increase the amount of an expenditure for which the government is not required to legally advertise for bids from \$20,000 to \$30,000, and approving, adopting and restating the regulations to be effective as amended on July 1, 2019.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Agreement with Element Design for Construction Administration Services for the Shillito Park Playground Design Service, Contract No. 049-2018, increasing the Contract price by the sum of \$36,864, from \$49,000 to \$85,864.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Integration Partners for the installation and maintenance of telephone systems at the Family Care Center, located at 1135 Harry Sykes Way, the Audrey Grevious Center, located at 1177 Harry Sykes Way, and the Versailles Rd. Government Center, located at 1306 Versailles Rd., at a cost not to exceed \$53,000 in Fiscal Year 2019, and \$12,000 each fiscal year thereafter that services are provided.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute certificates of consideration and other necessary documents, and to accept deeds for property interests needed for the UK trunk C, D, and E Sewer Project, a Remedial Measures Project required by the Consent Decree, at a cost not to exceed \$8,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with U.S. Geological Survey, for the continuing and ongoing maintenance and operation of existing stream flow and precipitation gauges for the period July 1, 2019 through June 30, 2020, at a cost not to exceed \$118,450, subject to sufficient funds being appropriated (FY2020).

A Resolution authorizing the Div. of Water Quality to purchase GPS hardware and database maintenance services from Routeware, Inc., a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any

necessary Agreement with Routeware, Inc., related to the procurement, at a cost estimated not to exceed \$39,586.80.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Supplemental Agreement No. 2 with the Ky. Transportation Cabinet, for the acceptance of additional Federal funds in the total amount of \$2,957,038.53, \$911,200.00 from CMAQ funds and \$2,045,838.53 from Transportation Enhancement funds, to be used for the construction phase of the Fourth Street Corridor Enhancement Project, the acceptance of which obligates the Urban County Government for the expenditure of \$739,259.63 as a local match.

A Resolution accepting the bids of Victory Supply, Inc.; Charm-Tex, Inc.; and ICS Jail Supplies, Inc., establishing price contracts for Jumpsuits for Inmates, for the Div. of Community Corrections.

A Resolution accepting the bids of Kentuckiana Auto & Truck Supply, LLC, and Automotive Distributors Co., Inc., establishing price contracts for Truck and Auto Batteries (Supplemental), for the Div. of Facilities and Fleet Management.

A Resolution ratifying the Probationary Classified Civil Service Appointments of: Jody Scrivner, Program Specialist, Grade 513E, \$1,503.04 biweekly in the Div. of Water Quality, effective June 24, 2019, Sheri Burdine, Administrative Specialist Sr., Grade 516N, \$24.391 hourly in the Div. of Fire and Emergency Services, effective June 24, 2019 and Kenneth Hacker, Skilled Trades Worker, Grade 515N, \$20.472 hourly in the Div. of Parks and Recreation, effective June 24, 2019; and ratifying the Permanent Civil Service Appointments of: Michael Miller, Administrative Specialist, Grade 513N, \$19.439 hourly in the Div. of Accounting, effective May 12, 2019, David Harris, Traffic Signal Technician Master, Grade 518N, \$30.962 hourly in the Div. of Traffic Engineering, effective May 19, 2019, Stoney McGuire, Facilities Manager, Grade 523E, \$2,221.76 biweekly in the Div. of Facilities and Fleet Management, effective May 26, 2019, Matthew Probus, Code Enforcement Officer, Grade 516N, \$20.739 hourly in the Div. of Code Enforcement, effective June 17, 2019 and Michael LeMaster, Code Enforcement Officer, Grade 516N, \$21.532 hourly in the Div. of Code Enforcement, effective June 10, 2019, and ratifying the Permanent Sworn Appointments of: Samantha Collier, Community Corrections

Sergeant, Grade 112N, \$23.937 hourly in the Div. of Community Corrections, effective May 27, 2019, Marcus Sell, Police Lieutenant, Grade 317N, \$41.015 hourly in the Div. of Police, effective June 10, 2019, Meredith Taylor, Police Sergeant, Grade 315N, \$31.772 hourly in the Div. of Police, effective June 10, 2019 and Greg Wims, Police Sergeant, Grade 315N, \$31.772 hourly in the Div. of Police, effective June 10, 2019.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with Fayette County Public Schools, for transportation services for the Family Care Center's students and their children for the 2019 summer school session, at a cost not to exceed \$4,893.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with Fayette County Public Schools, for transportation services for the Family Care Center's students and their children for the 2019-2020 school year, at a cost not to exceed \$78,141.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Welcome House of Northern Ky., for the operation of the Lexington Payee Program, in response to RFP No. 7-2019 at a cost not to exceed \$483,557.

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 & Williams Neighborhood Center, located at 498 Georgetown St., in consideration of anticipated annual revenue in the amount of \$4,809.72.

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 and Public Safety Cabinet, 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 \$52,156 Federal funds, under the Victim Assistance Formula Grant, and are for the support of a bilingual victims advocate for the Div. of Police, the acceptance of which obligates the Urban County Government for the expenditure of \$13,539 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Kentucky Utilities for utility relocation for the Brighton Trail Pedestrian Bridge Project, at a cost not to exceed \$35,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Commission on Fire Protection, Personnel, Standards, and Education, which Grant funds are in the amount of \$3,154,508 Commonwealth of Ky. funds, and are for fire training incentives for firefighters for FY 2020, 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.

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, under the Ky. Law Enforcement Foundation Program Fund, which Grant funds are in the amount of \$3,349,920 Commonwealth of Ky. funds, are for Police training incentives for FY 2020, 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.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Lease Agreements for residential park caretaker properties with the following individuals for the listed properties in consideration of the sums stated in annual rent: Hollis Harvill for 705 Caden Ln., \$4,980; Everett Hampton for 2075 Parkers Mill Rd., \$3,060; Edmon Chaney for 3401 Shamrock Ln., \$6,120; Anna Wiker-Peacynski for 3990 Raven Run Way, \$4,560; and Fred Williamson for 4051 Richmond Rd., \$3,240.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to accept the proposals for FY 2020 for excess liability insurance from, and to execute any necessary contracts and documents on behalf of the Urban County Government with, the following insurance companies and/or their respective broker J. Smith Lanier & Co. - Lexington/Powell Walton Milward: aviation from Westchester Fire Insurance Co. at a cost not to exceed \$20,571.74; general, auto, public officials, law enforcement, and professional from Safety National Casualty Corporation at a cost not to exceed \$489,805.81; property

from Affiliated Factory Mutual (FM) at a cost not to exceed \$351,365.00; cyber from ACE American Insurance Co. at a cost not to exceed \$21,748.77; pollution from AIG Specialty Insurance Co. at a cost not to exceed \$18,992.11; and workers' compensation from Safety National Casualty Corporation at a cost not to exceed \$395,692.00, all subject to sufficient funds being appropriated.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Dept. of Juvenile Justice which Grant funds are in the amount of \$198,070.60 Commonwealth of Ky. funds, are for the operation of the Audrey Grevious Center formerly known as the Lexington Day Treatment Center, 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.

A Resolution establishing Burdine Security Group as a sole source provider for installing and performing repairs on security systems for LFUCG owned buildings, for the Div. of Facilities and Fleet Management, and authorizing the Mayor or designee, on behalf of the Urban County Government, to execute any necessary Agreements with Burdine Security Group related to the procurement of these goods and services.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Bluegrass Area Development District which Grant funds are in the amount of \$123,000 Federal and Commonwealth of Ky. funds, are for the operation of the Lexington Senior Center for FY 2020, the acceptance of which obligates the Urban County Government for the expenditure of \$284,094 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget.

A Resolution amending Resolution 391-2018 to increase the amount authorized for payment for the acquisition of right-of-way to facilitate construction of Zone 2 of the Town Branch Commons Project from \$200,000 to \$400,000.

A Resolution requesting that the Ky. Economic Development Finance Authority issue revenue bonds in an amount of up to \$330,000,000, the proceeds of which will provide for the refinancing of certain outstanding bonds that financed and/or refinanced

St. Joseph Health System Projects in the geographic territory of Lexington-Fayette Urban County Government.

A Resolution designating the speed limit as 25 miles per hour on the following street segments: Copper Run Blvd., from Clays Mill Rd. to Calevares Dr.; and Copperfield Dr., from Copper Run Blvd. to Steamboat Rd.; and authorizing and directing the Div. of Traffic Engineering to install proper and appropriate signs in accordance with the designation.

*

*

*

Vice Mayor Kay moved to amend item 12 in the Communications from the Mayor to include the phrase, "...to the Rural Land Management Board..." The motion was seconded by Mr. Farmer and approved by majority vote (Mr. Ellinger was absent for the vote).

Upon motion by Mr. Farmer, and seconded by Vice Mayor Kay, the Communications from the Mayor, as amended, were approved by majority vote (Mr. Ellinger was absent for the vote) and were as follows: (1) Recommending the reappointment of Mr. Jon Woodall to the Alarm Advisory Board, with term expiring May 12, 2022; (2) Recommending the reappointment of Councilmember Josh McCurn and the appointment of Ms. Ellen Sam (filling an unexpired term), to the Animal Care and Control Advisory Board, with terms expiring August 26, 2023 and February 23, 2021, respectively; (3) Recommending the reappointment of Mr. Kevin Edmonds as LFUCG Representative, and Ms. Rolanda Woolfork as Area Resident Representative, to the Black & Williams Neighborhood Community Care Center Board, with terms expiring August 13, 2023 and August 26, 2023, respectively; (4) Recommending the reappointment of Mr. John Kirkland to the Bluegrass Crime Stoppers, with term expiring March 22, 2023; (5) Recommending the reappointment of Ms. Bryanna Carroll and Ms. Miranda Wyles to CASA of Lexington, with terms expiring July 1, 2021 and July 1, 2023, respectively; (6) Recommending the reappointment of Mr. David Beach as University of Kentucky Representative to the Commission for People with Disabilities, with term expiring April 29, 2023; (7) Recommending the reappointment of Ms. Vanessa Sandford as Area Resident Representative to the Dunbar Neighborhood Center Board, with term expiring March 20, 2022; (8) Recommending the appointments to the Environmental Commission of Ms.

Mahtaab Bagherzadeh, Additional District 3 Resident Representative, Mr. Gaines Brown, Additional District 6 Resident Representative, Ms. Sadie Middleton, Additional District 2 Resident Representative, and Mr. Devon Peterson, Additional District 7 Resident Representative, all with terms expiring June 6, 2023; (9) Recommending the appointment of Ms. Kathy Artilles, Bluegrass Hospitality Association Nominee to the Lexington Convention and Visitors Bureau Board of Directors (filling an unexpired term), with term expiring January 14, 2020; (10) Recommending the appointment of Mr. Richard Young, Professional Artist Representative to the Public Arts Commission, with term expiring June 6, 2021; (11) Recommending the appointment of Ms. Ashley Hoffman, Educator Representative, Ms. Lisa Morris, Forester Representative, and Ms. Jennifer Hubbard-Sanchez, Parks and Recreation Representative, to the Raven Run Citizens Advisory Board, all with terms expiring June 6, 2023; (12) Recommending the appointments of Ms. Margaret Graves, Land Conservation Group Nominee, Mr. Gregory Harbut, Councilmember Nominee, Mr. Robert James, Farm Bureau Nominee, Ms. Elisabeth Jenson, Councilmember Nominee, Councilmember Jennifer Mossotti, Mr. Thomas Owen, Commerce Lexington Representative (filling an unexpired term), and Ms. Mary Quinn Ramer, Visitlex Representative (filling an unexpired term), with terms expiring June 6, 2023, June 6, 2023, June 6, 2023, June 6, 2023, June 6, 2023, July 11, 2021, and August 18, 2020, respectively, to the Rural Land Management Board; and, (13) Recommending the appointment of Ms. Jo Johnson to the Social Services Advisory Board, with term expiring June 1, 2023.

*

*

*

The following Communications from the Mayor were received for information only: (1) Resignation of Michael Owens, Service Writer, Grade 510N, Div. of Facilities and Fleet Management, effective May 5, 2019; (2) Resignation of Beau J. Rideau, Corrections Sergeant, Grade 112N, Div. of Community Corrections, effective May 7, 2019; (3) Resignation of Robert Andrews, Hostler, Grade 505N, Div. of Police, effective May 9, 2019; (4) Resignation of Augustus Sanford, Public Service Worker, Grade 507N, Div. of Waste Management, effective May 5, 2019; (5) Resignation of Kristi McIntosh, Police Officer, Grade 311N, Div. of Police, effective May 16, 2019; (6) Resignation of Garland

Poteet, Police Officer, Grade 311N, Div. of Police, effective May 16, 2019; and, (7) Resignation of Scott Willis, Corrections Recruit, Grade 109N, effective May 7, 2019.

*

*

*

Chief John Gosper, Div. of Fire and Emergency Services, presented a disciplinary matter regarding Firefighter Brian Baker. It is alleged that Firefighter Baker has committed the offense of tardy twice and late once in 12 months in violation of KRS 95.450 and UDG 1.11 Late/Tardy. On the seventh day of May, 2019, he allegedly was tardy by arriving at 7:02. The appropriate punishment for this conduct is a written warning.

Upon motion by Mr. Farmer, seconded by Mr. J. Brown, and approved by majority vote (Mr. Ellinger was absent for the vote) the disciplinary recommendation was approved.

*

*

*

Mr. Ellinger rejoined the meeting.

*

*

*

Commander Ann Welch, Div. of Police, presented a disciplinary matter regarding Officer Nicholas Music #53674. It is alleged that Officer Music has committed the offense of violating any rules of the division in violation of KRS 35.450 and General Order 1973-02J, Disciplinary Procedures, Appendix B, Operational Rule 1.35 – Violating Any Rules of the Division, specifically General Order – 1973-03R – Operation and Maintenance of Department Vehicles, Section V – Use of Department Vehicles, paragraph B, 2. On the 14th day of March, 2019 he allegedly, at approximately 0720, left his assigned sector (Central) in a personally owned vehicle approximately 40 minutes prior to the end of his shift. During this time Officer Music was dispatched to assist another officer on a call but was unable to because he was no longer in his cruiser and available to respond. Officer Music was driving a personally owned vehicle because he is currently serving a sixty (60) day home fleet suspension. The appropriate punishment for this conduct is written reprimand.

Upon motion by Mr. Farmer, seconded by Mr. Ellinger, and approved by unanimous vote the disciplinary recommendation was approved.

*

*

*

Mr. Moloney offered congratulations to Mr. Eric Frankel, Executive Director of the Blue Grass Airport, for receiving an \$11,000,000 Federal grant to help pay for a multi-year expansion project.

*

*

*

Mr. Worley spoke about his relationship with Dr. Curwood and his gladness to have the Reverend present today to give the invocation. Mr. Worley also paid homage to his grandfathers, Mr. James Mullins and the late Mr. Ancil Worley, who both fought in WWII.

*

*

*

Mr. Bernard McCarthy, Harry St., spoke about gun violence.

*

*

*

Upon motion by Mr. Farmer, seconded by Ms. Plomin, and approved by unanimous vote, the meeting adjourned at 7:55 p.m.

Clerk of the Urban County Council