

Lexington-Fayette Urban County Government

200 E. Main St
Lexington, KY 40507



Docket

Thursday, February 9, 2023

6:00 PM

Work Copy

Council Chambers

Urban County Council

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

[0002-23](#) Recognition the 5 winners of Girls Who Game

[0165-23](#) Recognition of Bobby Washington

IV. Ordinances – Second Reading

1. [0078-23](#) An Ordinance changing the zone from a High Density Apartment (R-4) zone, a Neighborhood Business (B-1) zone and a Light Industrial (I-1) zone to an Industrial Redevelopment Planned Unit Development (PUD-3) zone, for 27.087 net (27.461 gross) acres, for property located at 125 Turner Commons Way and 1409 N. Forbes Rd. (Turner Property 4, LLC; Council District 11). Approval 8-0 (To Be Heard by March 15, 2023) [Div. of Planning, Duncan]
2. [0125-23](#) 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, Fy 2023 Schedule No. 28. [Div. of Budgeting, Lueker]
3. [0044-23](#) An Ordinance amending Article XLIII of Chapter 2 and Section 2-457 of the Lexington-Fayette Urban County Code of Ordinances to change the name of the Commission provided therein to the Access Lexington Commission; amending Section 2-458 of the code to increase the membership of the commission to nineteen (19) members by adding a member representing a public transportation agency and the director of Building Inspection, or their designee, and otherwise designating certain employees of Officers of the Urban County Government as ex officio members; amending Section 2-459 of the Code to account for ex officio members in addition to Councilmembers; and amending Section 2-463 to utilize more inclusive language; all effective upon passage of Council. [Mayor's Office, Scott]

V. Ordinances – First Reading

4. [0156-23](#) An Ordinance expanding and extending the Full Urban Services District #1 for the Urban County Government for the provision of street lighting, street cleaning, and garbage and refuse collection, to include the area defined as certain properties on the following streets: Armature Court, Ash Rapids, Bay Springs Park, Beaumont Centre Circle, Bryant Rd., Cattle Path, Cordele Lane, Cravat Pass, Crocus Court, Danby Woods Dr., Elizabeth Street, Estrella Dr., Greendale Rd., Harrington Court, Harrodsburg Rd., Hemp Hill Dr., Industry Rd., Innovation Dr., Larch Tree Park, Leestown Rd., Liberty Rd., Loblolly Court, Mable Lane, Madison Point Dr., Magnolia Springs Dr., Malone Dr., Marbella Lane, Mill Ridge Rd., Mooncoin Way, Mulundy Way, Newtown Court, Newtown Springs Dr., Nicholasville Rd., Old House Rd., Old Mt Tabor Rd., Old Rosebud Rd., Old Schoolhouse Lane, Parker Meadows, Peaks Mill Dr., Real Quiet Lane, Rosette Way, Roundway Down Lane, Russell Cave Rd., Rutledge Ave., Sandersville Rd., Silver Charm Lane, Sorrell Way, Spurr Rd., St Andrews Walk, Stolen Horse Trace, Strasburg Park, Sullivans Trace, Sundollar Cove, Tracery Oaks Dr., Vincent Way, Waveland Museum Lane, Wilson Downing Rd., and Winning Colors Lane. [Council Office, Maynard]

5. [0157-23](#) An Ordinance expanding and extending Partial Urban Services District #3 for the Urban County Government for the provision of garbage and refuse collection, to include the area defined as certain properties on the following streets: Bobwhite Trail, Branham Park, Browning Trace, Burning Tree Circle, Castlebridge Lane, Crusaders Way, Dudee Court, Flying Ebony Dr., Glasford Square, Goldon Trophy Trail, Grassland Park, Griffin Gate Dr., Harmony Hall Lane, Kelburn Court, Knightsbridge Lane, Laredo Court, Liberty Rd., Lorenzo Place, Patchen Lake Lane, Ryan Circle, Somersly Place, Tatton Park, Walkers Way, and Wentworth Place. [Council Office, Maynard]

6. [0158-23](#) An Ordinance expanding and extending Partial Urban Services District #4 for the Urban County Government for the provision of street lighting, to include the area defined as certain properties on the following streets: Betty Hope Lane, Crescent Ave., Glade Lane, and Maura Trace. [Council Office, Maynard]

7. [0159-23](#) An Ordinance expanding and extending Partial Urban Services District #5 for the Urban County Government for the provision of street lighting and garbage and refuse collection, to include the area defined as certain properties on the following streets: Audubon Ave., Blue Bonnet Court, Blue Bonnet Dr., Bracktown

Rd., Bradley Lane, Dantzler Court, Floral Park, Forest Park Rd., Literary Circle, Potomac Dr., State St., University Ave., and Waterview Court. [Council Office, Maynard]

8. [0160-23](#) An Ordinance expanding and extending Partial Urban Services District #6 for the Urban County Government for the provision of street lighting and street cleaning, to include the area defined as certain properties on the following streets: Agape Dr. and palomar Trace Dr. [Council Office, Maynard]

VI. Resolutions – Second Reading

1. [0042-23](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Mavron, Inc., a sole source provider, for the Div. of Facilities and Fleet Management, for three prisoner transport van inserts, at a cost not to exceed \$117,390.60. [Div. Of Facilities and Fleet Management, Baradaran]
2. [0043-23](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to donate three chainsaws and a walk-behind concrete saw to Letcher County Rd. Dept. for rehabilitation from flood damage. [Div. of Streets and Roads, Allen]
3. [0046-23](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to remit \$21,460 to LexArts, Inc., as reimbursement for costs related to the commissioned art panel installation at Isaac Murphy Memorial Art Garden. [Div. of Parks and Recreation, Conrad]
4. [0049-23](#) A Resolution establishing Henry P. Thompson Co. as a sole source provider of Boerger Replacement Pumps for the Div. of Water Quality, and authorizing the Mayor, or her designee, on behalf of the Urban County Government, to execute any necessary Agreements with Henry P. Thompson Co. related to the procurement of these goods, at a cost not to exceed \$46,243.14. [Div. of Water Quality, Martin]
5. [0062-23](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant of \$106,597.90 in Federal funds from the Ky. Dept. of Military Affairs, Div. of Emergency Management, under the FY 2023 Emergency Management Assistance Project, for the Div. of Emergency Management, in order to support emergency preparedness activities in Fayette County, the acceptance of which obligates the

Urban County Government for the expenditure of \$119,195.00 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Div. of Emergency Management, Dugger]

6. [0063-23](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to an Agreement with New Vista of the Bluegrass to amend the Budget and extend the performance period through April 1, 2023, and further authorizing the Mayor to execute any other amendments with New Vista of the Bluegrass related to this Agreement. [Div. of Grants and Special Programs, Reynolds]

7. [0064-23](#) A Resolution authorizing and directing the Mayor, on behalf of the Lexington-Fayette Urban County Government, to execute a Professional Services Agreement with Element Design, PLLC, for design services for the Oliver Lewis Way Bus Shelter, at a cost not to exceed \$32,600. [Div. of Parks and Recreation, Conrad]

8. [0065-23](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Transportation Cabinet (“Cabinet”) in order to accept a Grant from the Cabinet and the Lexington Area Metropolitan Planning Organization (“MPO”), which Grant funds are in the amount of \$120,000 in Surface Transportation Block Grant-Lexington (STBG-SLX) Federal funds for the Virginia/Red Mile/Forbes Trail Connectivity Safety Study as part of the MPO’S FY 2021-2024 Transportation Improvement Program, the acceptance of which obligates the Urban County Government to the expenditure of \$30,000 as a local match, and authorizing the Mayor to execute an Agreement with the University of Ky. to contribute \$15,000 toward this match requirement, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Div. of Planning, Duncan]

9. [0066-23](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to an Agreement with Stonewall Terrace, LLC, under the HOME Investment Partnerships Program, to provide that Stonewall Terrace, LLC, may give a preference to low-income households who are living with HIV/Aids, and further authorizing the Mayor to execute any other amendments related to this Agreement. [Div. of Grants and Special Programs, Reynolds]

10. [0047-23](#) A Resolution accepting the bid of Seiler Instrument and Manufacturing Co., Incorporated, in the amount of \$44,307.05, for FSU Trimble X7 Scanner, for the Div. of Police, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Seiler Instrument and Manufacturing Co., incorporated, related to the bid. (4 Bids, Low) [Weathers]
11. [0087-23](#) A Resolution accepting the bid of Todd Johnson Contracting, Inc., in the amount of \$155,195.24, for the De Roode Street Manhole Project, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Todd Johnson Contracting, Inc., related to the bid. (2 Bids, Low) [Martin]
12. [0098-23](#) A Resolution accepting the bid of Seagrave Fire Apparatus, LLC, in the amount of \$1,642,683, for a ladder truck, for the Div. of Fire and Emergency Services, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Seagrave Fire Apparatus, LLC, related to the bid. (2 Bids, Non-Low) [Wells]
13. [0110-23](#) A Resolution ratifying the Permanent Classified Civil Service Appointments of: Michael Sexton, Accounting Technician, Grade 509N, \$16.312 hourly in the Div. of Accounting, effective January 18, 2023, Charles Sayre, Engineering Technician, Grade 515N, \$21.000 hourly in the Div. of Engineering, effective December 13, 2022, Eric Howard, Deputy Director of Human Resources, Grade 531E, \$4,332.32 biweekly in the Div. of Human Resources, effective February 1, 2023, Brian Estes, Administrative Specialist, Grade 516N, \$22.211 hourly in the Div. of Facilities and Fleet Management, effective February 1, 2023, William Wood, Project Manager, Grade 520N, \$26.780 hourly in the Div. of Facilities and Fleet Management, effective February 1, 2023, Rachael Lay, Staff Assistant Sr., Grade 511N, \$17.073 hourly in the Div. of Planning, effective January 18, 2023. [Div. of Human Resources, Walters]
14. [0036-23](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Addendum to the Agreement with Industrial/Organizational Solutions, Inc., to provide continued services for Police Sergeants and Police Lieutenants promotional processes, for the Lexington Div. of Police, at a cost not to exceed \$75,953. [Div. of Human Resources, Walters]
15. [0041-23](#) A Resolution authorizing the Mayor, on behalf of the Urban County

Government, to accept settlement funds in the amount of \$2,891,826.38, reflecting total disbursements from Johnson & Johnson and the first disbursement from McKesson, AmerisourceBergen and Cardinal Health, pursuant to the One Ky. Opioid Settlement Memorandum of Understanding related to multi-district opioid litigation, and further authorizing the Mayor to execute any necessary documents related to the acceptance of these funds. [Dept. of Social Services, Allen-Bryant]

16. [0070-23](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute the fourth Renewal of the Agreement with Advanced Mulching Technologies, Inc. d/b/a EcoGro, for post-construction monitoring, reporting, and maintenance relating to the Coldstream Park Stream Corridor Restoration and Preservation Project, a Supplemental Environmental Project required by the Consent Decree, at a cost estimated not to exceed \$59,397. [Div. of Water Quality, Martin]
17. [0071-23](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to donate a 2004 Toro Z Master Mower and 2016 and 2017 Stihl Chainsaws to Eastern Ky. Flood Relief. [Div. of Waste Management, Thurman]
18. [0073-23](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a donation from Orange Theory Fitness of a Free Motion Treadmill, for use at the Div. of Police, at no cost to the Urban County Government. [Div. of Police, Weathers]
19. [0075-23](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Professional Services Agreement (awarded pursuant to RFP 68-2022) with Gresham Smith, to perform a Corridors Typology Study and Strategic Design Guide, for the Div. of Environmental Services, at a cost not to exceed \$150,000. [Div. of Environmental Services, Carey]
20. [0077-23](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the University of Ky. in order to provide \$500,000 for the expansion of the Visitor Center at the Arboretum. [Dept. of General Services, Ford]
21. [0090-23](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky.

Office of Homeland Security for acceptance of a Grant in the amount of \$447,898 Federal funds, under the FY 2022 State Homeland Security Grant Program, for the Div. of Police, in order to purchase and install an MX10 thermal imaging camera system, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Div. of Police, Weathers]

22. [0091-23](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Office of Homeland Security for acceptance of a Grant in the amount of \$164,422 in Federal funds under the FY 2022 State Homeland Security Grant Program, for the Div. of Police, in order to purchase a Utility Terrain Vehicle and an explosive/chemical analyzer, 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 Police, Weathers]
23. [0093-23](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Office of Homeland Security for acceptance of a Grant in the amount of \$39,840 in Federal funds, under the FY 2022 state Homeland Security Grant Program, for the Div. of Fire and Emergency Services, in order to purchase a Utility Terrain Vehicle and trailer, 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 Management, Wells]
24. [0094-23](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant award of \$50,000 from the Blue Grass Community Foundation for the installation of permanent educational elements for Splash! at Charles Young Park, 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. [Office of the Mayor, Peacher]
25. [0095-23](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant award of \$20,000 from Friends of the Parks of Fayette County, awarded by the American Water Charitable Fund in 2021, for fabrication and

installation of educational signs along the Town Branch Commons Educational Walking Trail, 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. [Office of the Mayor, Peacher]

26. [0096-23](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Benefit Insurance Marketing to comply with HIPAA regulations and Security Rules, at no cost to the Urban County Government. [Div. of Human Resources, Walters]

VII. Resolutions – First Reading

27. [0131-23](#) A Resolution accepting the bid of Herrick Co., Inc., in the amount of \$2,690,200, for West Hickman WAS/RAS Improvements, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Herrick Co., Inc., related to the bid. (3 Bids, Low) [Martin]
28. [0137-23](#) A Resolution accepting the bid of ECS Environmental Solutions, in the amount of \$49,000, for Scrubber Services and Carbon Replacement, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with ECS Environmental Solutions, related to the bid. (4 Bids, Low) [Martin]

VIII. Fire/Police Discipline - NO

IX. Announcements

X. Public Comments

Adjournment