

# Lexington-Fayette Urban County Government

200 E. Main St  
Lexington, KY 40507



## Minutes

Tuesday, September 10, 2024

3:00 PM

Packet

Council Chamber

**Urban County Council Work Session**

**I. Public Comment - Issues on Agenda**

**Present** 14 - Dan Wu, James Brown, Chuck Ellinger, Tayna Fogle, Shayla Lynch, Hannah LeGris, Brenda Monarrez, Liz Sheehan, Denise Gray, Preston Worley, Fred Brown, Whitney Elliott Baxter, Dave Sevigny, and Jennifer Reynolds

**Absent** 1 - Kathy Plomin

**II. Requested Rezonings/ Docket Approval**

**A motion was made by Council Member Sevigny, seconded by Council Member Ellinger, that the be Approved The motion PASSED by unanimous vote.**

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Modification to an Agreement with the Ky. Dept. of Military Affairs, Div. of Emergency Management, under the Chemical Stockpile Emergency Preparedness Program (CSEPP) for FY 2023, extending the Contract through September 30, 2025. [Council Office, Hall]

**A motion was made by Council Member Jennifer Reynolds, seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 9/12/2024.The motion PASSED by unanimous vote.**

**III. Approval of Summary**

**Present** 14 - Dan Wu, James Brown, Chuck Ellinger, Tayna Fogle, Shayla Lynch, Hannah LeGris, Brenda Monarrez, Liz Sheehan, Denise Gray, Preston Worley, Fred Brown, Whitney Elliott Baxter, Dave Sevigny, and Jennifer Reynolds

**Absent** 1 - Kathy Plomin

**a** Table of Motions: Council Work Session, August 27, 2024

**A motion was made by Council Member Dan Wu, seconded by Council Member Liz Sheehan, that this Summary be Approved.The motion PASSED by unanimous vote.**

**IV. Budget Amendments**

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 2025 SCHEDULE NO. 0008.

A motion was made by Council Member Dan Wu, seconded by Council Member Liz Sheehan, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 9/12/2024.The motion PASSED by unanimous vote.

**V. Budget Adjustments - For Information Only**

**VI. New Business**

**VII. Communications From the Mayor - Appointments**

A motion was made by Council Member Gray, seconded by Council Member Fogle, that the be Approved The motion PASSED by unanimous vote.

**VIII. Communications From the Mayor - Donations**

A motion was made by Council Member Gray, seconded by Council Member Wu, that the be Approved The motion PASSED by unanimous vote.

**IX. Communications From the Mayor - Procurements**

A motion was made by Council Member Gray, seconded by Council Member Elliott Baxter, that the be Approved The motion PASSED by unanimous vote.

**X. Continuing Business/ Presentations**

**a** Summary: General Government & Planning Committee, June 11, 2024

A motion was made by Council Member Preston Worley, seconded by Council Member Whitney Elliott Baxter, that this Resolution be Approved and Referred to Docket.and sent to the Urban County Council to return on 9/12/2024.The motion PASSED by unanimous vote.

**b** Summary: Special General Government & Planning Committee, August 29, 2024

A motion was made by Council Member Preston Worley, seconded by Council Member Dan Wu, that this Resolution be Approved and Referred to Docket.and sent to the Urban County Council to return on 9/12/2024.The motion PASSED by unanimous vote.

**c** Recognition: Jessica Allinder, Division of Procurement

**d** Presentation: Annual ARPA Update

**XI. Council Reports**

**XII. Public Comment - Issues Not on Agenda**

### **XIII. Adjournment**

A motion was made by Council Member Ellinger, seconded by Council Member Wu, that the be Adjourned The motion PASSED by unanimous vote.

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## Administrative Synopsis - New Business Items

- a** A Resolution authorizing the Mayor, on behalf of the Lexington-Fayette Urban County Government, to execute Change Order No. 1 to the Stormwater Quality Projects incentive Grants with the Unitarian Universalist Church of Lexington (UUCL), for Stormwater Quality Projects, increasing the Grant award by the sum of \$60,522.40, from \$299,477.60 to \$360,000.00. [Div. of Water Quality, Martin]
- A motion was made by Council Member Whitney Elliott Baxter, seconded by Council Member Denise Gray, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 9/12/2024.The motion PASSED by unanimous vote.**
- b** A Resolution authorizing the Div. of Streets and Roads to purchase first aid training from Red Cross, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Red Cross, related to the purchase, at a cost not to exceed \$1,520. [Div. of Streets and Roads, Allen]
- A motion was made by Council Member Whitney Elliott Baxter, seconded by Council Member Denise Gray, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 9/12/2024.The motion PASSED by unanimous vote.**
- c** Authorization to execute an Amendment to the Agreement with the University of Kentucky Research Foundation (UKRF) to increase the contract in the amount of \$83,619 for the provision of evaluation services for Community Paramedicine Overdose Outreach Lexington (CPOOL) under the Comprehensive Opioid, Stimulant, and Substance Use Program from the Department of Justice, Bureau of Justice Assistance grant program, and to extend the period of performance to September 30, 2025. Funds are budgeted. (L0836-24) (Wells/Armstrong)
- A motion was made by Council Member Whitney Elliott Baxter, seconded by Council Member Denise Gray, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 9/12/2024.The motion PASSED by majority vote (Council Members LeGris and Sheehan recused).**
- d** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Contract with Strand Associates Inc., for the Town Branch Park Access Improvements Project, increasing the Contract price by the sum of \$50,000, from \$100,000 to \$150,000. [Div. of Engineering, Burton]
- Approved and Referred to Docket to the Urban County Council due back on 9/12/2024**
- e** A Resolution authorizing the Div. of Police to purchase Integrated Ballistic

Identification System Safeguard Warranty and Protection Plan from Forensic Technology Inc., a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Forensic Technology Inc., related to the procurement at a cost not to exceed \$20,878.60. [Div. of Police, Weathers]

**A motion was made by Council Member Whitney Elliott Baxter, seconded by Council Member Denise Gray, that this Agenda Item be Approved and Referred to Docket and sent to the Urban County Council to return on 9/12/2024. The motion PASSED by unanimous vote.**

- f** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the License Agreement with Cincinnati, New Orleans and Texas Pacific Railway Co. (Norfolk Southern Railway Co.), for additional permit fees for the Spurr and Dotson Pump Station Sanitary Sewer Infrastructure Project, increasing the Contract by the sum of \$20,000, from \$21,135 to \$41,135. XWQ

**Approved and Referred to Docket to the Urban County Council due back on 9/12/2024**

- g** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Addendum No. 2 to the Agreement with the University of Ky. Research Foundation (UKRF), for the provision of evaluation services for year three of the expanded First Responders and Community Partners Overdose Prevention Project, at a cost not to exceed \$99,997. [Dept. of Social Services, Allen-Bryant]

**Approved and Referred to Docket to the Urban County Council due back on 9/12/2024**

- h** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept an award from the Environmental Protection Agency Solid Waste Infrastructure for Recycling Grant Program, for the Dept. of Environmental Quality and Public Works, Div. of Waste Management, which Grant funds are in the amount of \$1,800,000. in Federal funds for fiscal year 2025, for equipment and facility upgrades at Lexington Fayette Urban County Government Materials Recovery Facility, the acceptance of which does not obligate the Urban County Government to the expenditure of funds, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Div. of Waste Management, Howard]

**A motion was made by Council Member Whitney Elliott Baxter, seconded by Council Member Denise Gray, that this Agenda Item be Approved and Referred to Docket and sent to the Urban County Council to return on 9/12/2024. The motion PASSED by unanimous vote.**

- i** A Resolution authorizing the Mayor, on behalf of the Urban County

Government, to execute an Agreement with the Meadowthorpe Neighborhood Association, to fund a Public Art Project, with funds from the percent for Art Fund, in celebration of the meadowthorpe Neighborhood's 75th anniversary, through the Public Art Commission's Collaborative Grant Program, in an amount not to exceed \$21,250. [Mayor's Office, Lyons]

**A motion was made by Council Member Whitney Elliott Baxter, seconded by Council Member Denise Gray, that this Agenda Item be Approved and Referred to Docket and sent to the Urban County Council to return on 9/12/2024. The motion PASSED by unanimous vote.**

j A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Participating Addendum/Cooperative Purchasing Master Agreement with Konica Minolta Business Solutions, Inc. USA through NASPO VALUEPOINT, establishing a price contract for the purchase of multi-function devices and related software, services and cloud solutions, and further authorizing the Director of Procurement or his designee to execute any other necessary documents related to the price contract. [Div. of Procurement, Slatin]

**A motion was made by Council Member Whitney Elliott Baxter, seconded by Council Member Denise Gray, that this Agenda Item be Approved and Referred to Docket and sent to the Urban County Council to return on 9/12/2024. The motion PASSED by unanimous vote.**

k A Resolution of the Lexington-Fayette Urban County Government accepting an additional Grant of \$1,186,810 (for a total of \$13,054,095) in Federal funds from the Ky. Cleaner Water Round 2 Grant (ARPA) for the design and construction of Ultraviolet Disinfection Systems at each Wastewater Treatment Plants as part of the Consent Decree Remedial Measures Plan Project, the acceptance of which does not obligate the Urban County Government to the expenditure of funds, approving the Grant Assistance Agreement, authorizing the amendment of the Lexington-Fayette Urban County Government's Annual Budget, and authorizing a representative to sign all related documents. [Div. of Water Quality, Martin]

**A motion was made by Council Member Whitney Elliott Baxter, seconded by Council Member Denise Gray, that this Agenda Item be Approved and Referred to Docket and sent to the Urban County Council to return on 9/12/2024. The motion PASSED by unanimous vote.**

l A Resolution authorizing the Mayor, on behalf of the Lexington-Fayette Urban County Government, to execute Change Order No. 2 to the Agreements with Tetra Tech, Inc., for the Former Jacks Creek Pike Landfill Improvement Project, for the Div. of Water Quality, decreasing the Contract price by the collective sum of \$36,900, from \$156,350 to \$119,450. [Div. of Environmental Services, Carey]

**A motion was made by Council Member Whitney Elliott Baxter, seconded by Council Member Denise Gray, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 9/12/2024.The motion PASSED by unanimous vote.**

**m** An Ordinance amending the Unclassified Civil Service authorized strength by transferring one (1) unclassified position of Administrative Specialist, Grade 516N, to the Div. of Revenue, and transferring the incumbent, effective upon passage of Council. [Div. of Human Resources, George]

**A motion was made by Council Member Whitney Elliott Baxter, seconded by Council Member Denise Gray, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 9/12/2024.The motion PASSED by unanimous vote.**

**n** An Ordinance amending the Classified Civil Service authorized strength by creating one (1) classified position of Odor Control Manager, Grade 523E, in the Div. of Water Quality, creating one (1) classified position of Traffic Engineer, Grade 525E, in the Div. of Traffic Engineering, creating one (1) classified position of E911 Manager, Grade 527E, in the Div. of Enhanced 911, effective July 1, 2024. [Div. of Human Resources, George]

**A motion was made by Council Member Whitney Elliott Baxter, seconded by Council Member Denise Gray, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 9/12/2024.The motion PASSED by unanimous vote.**

**o** An Ordinance amending the civil service authorized strength by abolishing one (1) unclassified position of Construction Supervisor, Grade 524E, and creating one (1) unclassified position of Construction Manager, Grade 531E, all in the Dept. of Environmental Quality, effective upon passage of Council. [Div. of Human Resources, George]

**A motion was made by Council Member Whitney Elliott Baxter, seconded by Council Member Denise Gray, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 9/12/2024.The motion PASSED by unanimous vote.**

**p** A Resolution authorizing the Div. of Emergency Management to purchase the Alert Notification System from Everbridge Inc., a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Everbridge Inc., related to the procurement at a cost not to exceed \$118,427.79. [Div. of Emergency Management, Larkin]

**A motion was made by Council Member Whitney Elliott Baxter, seconded by Council Member Denise Gray, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 9/12/2024.The motion PASSED by unanimous vote.**



**q** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to an Agreement, the final form of which is subject to the approval of the Dept. of Law and the Div. of Grants and Special Programs, with Davis Park Station Limited Liability Limited Partnership, under the HOME Investment Partnerships Program, to allocate an additional \$277,576 of Federal funds awarded under the American Rescue Plan Act (ARPA), pending approval of any necessary Budget amendments, to provide housing and supportive services to individuals and households who are homeless, at risk of homelessness, or other vulnerable populations at Davis Park Station, and further authorizing the Mayor to execute any other documents related to this amendment. [Div. of Grants and Special Programs, Reynolds]

**A motion was made by Council Member Whitney Elliott Baxter, seconded by Council Member Denise Gray, that this Agenda Item be Approved and Referred to Docket and sent to the Urban County Council to return on 9/12/2024. The motion PASSED by unanimous vote.**

**r** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. Three (3) to the Agreement with Prime AE (formerly Integrated Engineering, PLLC), for design services of Meadows/Northland/Arlington Public Improvements Project, Phase 7, increasing the Contract price by the sum of \$44,300 and raising the total Contract price from \$360,823 to \$405,123. [Div. of Engineering, Burton]

**Approved and Referred to Docket to the Urban County Council due back on 9/12/2024**

**s** A resolution of the Lexington-Fayette Urban County Government accepting the grant of \$2,780,000.00 in Federal funds from the Kentucky Cleaner Water Round 2 Grant (ARPA) for the East Hickman Pump Station Expansion and Rehabilitation Project, the acceptance of which does not obligate the Urban County Government to the expenditure of funds, approving the grant assistance agreement, authorizing the amendment of the Lexington-Fayette Urban County Government's annual budget, and authorizing a representative to sign all related documents. [Div. of Water Quality, Martin]

**A motion was made by Council Member Whitney Elliott Baxter, seconded by Council Member Denise Gray, that this Agenda Item be Approved and Referred to Docket and sent to the Urban County Council to return on 9/12/2024. The motion PASSED by unanimous vote.**

**t** A Resolution of the Lexington-Fayette Urban County Government accepting the grant of \$2,220,000 in Federal funds from the Kentucky Cleaner Water Round 2 Grant (ARPA) for the Blenheim Way Trunk Sewer Project, the acceptance of which does not obligate the urban county government to the expenditure of funds, approving the grant assistance agreement, authorizing the amendment of the

Lexington-Fayette Urban County Government's annual budget, and authorizing a representative to sign all related documents. [Div. of Water Quality, Martin]

**A motion was made by Council Member Whitney Elliott Baxter, seconded by Council Member Denise Gray, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 9/12/2024.The motion PASSED by unanimous vote.**

- u** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement (PSA) with Jubilee Jobs of Lexington, Inc., pursuant to RFP #35-2024, to assist with the Work-Lexington Program, at a cost not to exceed the sum of \$62,718.42. [Mayor's Office, Glasscock]

**A motion was made by Council Member Whitney Elliott Baxter, seconded by Council Member Denise Gray, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 9/12/2024.The motion PASSED by unanimous vote.**

- v** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a purchase of Service Agreement (PSA) with Community Ventures Corporation, pursuant to RFP #35-2024, to assist with small business owner connections and networking, entrepreneurial development/start-up assistance, minority owned business development, and women owned business development, at a cost not to exceed the sum of \$63,220.17. [Office of the Mayor, Glasscock]

**A motion was made by Council Member Whitney Elliott Baxter, seconded by Council Member Denise Gray, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 9/12/2024.The motion PASSED by unanimous vote.**