



**Lexington-Fayette Urban County
Government
Minutes - Final
Urban County Council Work Session**

200 E. Main St
Lexington, KY 40507

Tuesday, May 5, 2015

3:00 PM

Council Chamber

Packet

I. Public Comment - Issues on Agenda

Present 15 - Steve Kay, Shevawn Akers, Bill Farmer Jr., Kevin Stinnett, Jennifer Scutchfield, Jennifer Mossotti, Peggy Henson, Ed Lane, Fred Brown, Angela Evans, Susan Lamb, Jake Gibbs, Amanda Bledsoe, Richard Moloney, and James Brown

Absent 0

II. Requested Rezonings/ Docket Approval

[0515-15](#)

A Resolution authorizing the issuance of up to \$4,500,000 of Educational Building Revenue Refunding Bonds, Series 2015 (Sayre College Project) issued by the County of Clark, Ky., the proceeds of which shall be loaned to Sayre College a/k/a Sayre School, a non-profit corporation to finance the cost of refunding the Lexington-Fayette Urban County Government Educational Building Revenue Refunding and Improvement Bonds, Series 2010 (Sayre College Project) ("Prior Bonds"), which Prior Bonds were used to refund earlier obligations, which proceeds were used to construct, install, renovate and equip certain capital improvements to the facilities of Sayre College a/k/a Sayre School, located at 240 North Limestone, Lexington, Ky. and renovating certain facilities owned by Sayre College a/k/a Sayre School located at 129 and 133 Constitution St., Lexington, Ky. for use as offices for academic services. [Mayor's Office, Atkins]

A motion was made by Council Member Kevin Stinnett, seconded by Council Member Ed Lane, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 5/7/2015. The motion PASSED by an unanimous vote.

Enactment No: R-266-2015

[0587-15](#)

An Ordinance amending Section 14-97 of the Code of Ordinances related to smoking indoors to create Section 14-97(9) defining retail e-cigarette stores; amending Section 14-98 of the Code of Ordinances related to smoking indoors to create Section 14-98(1)(g) to create an enforcement exemption for retail e-cigarette stores. [Council Office, Maynard]

A motion was made by Council Member Jennifer Scutchfield, seconded by Council Member Shevawn Akers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 5/7/2015. The motion PASSED by an unanimous vote.

Enactment No: O-054-2015

III. Approval of Summary

- a [0564-15](#) Table of Motions, April 28, 2015 Work Session

A motion was made by Council Member Jennifer Scutchfield, seconded by Council Member Shevawn Akers, that this Summary be Approved. The motion PASSED by an unanimous vote.

IV. Budget Amendments

- [0589-15](#) 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. 61. [Div. of Budgeting, Lueker]

A motion was made by Council Member Amanda Bledsoe, seconded by Council Member Ed Lane, that this Ordinance be Amend. The motion PASSED by an unanimous vote.

A motion was made by Council Member Kevin Stinnett, seconded by Council Member Jennifer Scutchfield, that this Ordinance be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 5/7/2015. The motion PASSED by an unanimous vote.

V. New Business

VI. Continuing Business/ Presentations

- a [0566-15](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Big Brothers/Big Sisters of the Bluegrass, Inc. (\$1,000), Bryan Station High School Alumni Association, Inc. (\$250), Squires Elementary School PTA (\$720), Fayette County Fatherhood Initiative (\$950), and Omega Harvest (\$770), for the Office of the Urban County Council, at a cost not to exceed the sums stated. [Council Office, Maynard]

A motion was made by Council Member Kevin Stinnett, seconded by Council Member Jennifer Scutchfield, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 5/7/2015. The motion PASSED by an unanimous vote.

Enactment No: R-265-2015

VII. Council Reports

[0586-15](#)

An Ordinance amending Section 1 of Ordinance No. 166-2014, which amended and established the schedule of meetings for the Lexington-Fayette Urban County Council for the Calendar Year 2015, to change the dates of the Council meetings scheduled for June 23 and June 25 to June 16 and June 18, with first reading of the FY16 Budget occurring at the Council meeting on June 16 and second reading of the Budget on June 18. [Council Office, Maynard]

A motion was made by Council Member Kay, seconded by Council Member Henson, that this Agenda Item be Approved and Referred to the Docket., and sent to the Urban County Council, due back on 5/7/2015. The motion Passed by the following vote: 13 - 1 Aye: Kay, Akers, Stinnett, Scutchfield, Mossotti, Henson, Lane, Brown, Evans, Lamb, Gbbs, Bledsoe, Moloney. Nay: Farmer.

Aye: 14 - Steve Kay, Shevawn Akers, Kevin Stinnett, Jennifer Scutchfield, Jennifer Mossotti, Peggy Henson, Ed Lane, Fred Brown, Angela Evans, Susan Lamb, Jake Gibbs, Amanda Bledsoe, Richard Moloney, and James Brown

Nay: 1 - Bill Farmer Jr.

Absent: 0

VIII. Mayor's Report

IX. Public Comment - Issues Not on Agenda

X. Adjournment

A motion was made by Council Member Amanda Bledsoe, seconded by Council Member Jennifer Scutchfield, that this meeting be Adjourned. The motion PASSED by an unanimous vote.

Administrative Synopsis - New Business Items

- a [0482-15](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements, awarding Neighborhood Community and Sustainability Grants to Bluegrass Community & Technical College (\$2,792), Greendale Homeowners Association (\$5,000), Heritage Place Condominium Association (\$5,000), Lexington Community Radio (LCR) (\$5,000), Lexington Fashion Collaborative (\$2,100), Lexington Habitat for Humanity (\$1,635), Living Arts & Science Center (\$5,000), Mary E. Wharton Nature Sanctuary (\$5,000), Mary Todd Elementary School (\$1,500), North Lexington YMCA (\$2,500), Paul Lawrence Dunbar High School (\$489), Seedleaf (\$4,570), and Saint Peter Catholic Church (\$4,902), at a cost not to exceed the sums stated. [Div. of Environmental Services, Plueger]
- A motion was made by Council Member Kevin Stinnett, seconded by Council Member Shevawn Akers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 5/7/2015. The motion PASSED by an unanimous vote.**
- Enactment No: R-261-2015
- b [0486-15](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Notice to be recorded in the Fayette County Clerk's Office related to the closing of the Raven Run Landfill (formerly Jacks Creek Pike Landfill) stating that the property located at 3785 Raven Run Way has been utilized as a landfill and may not be disturbed without the permission of the Ky. Div. of Waste Management. [Div. of Environmental Services, Plueger]
- A motion was made by Council Member Kevin Stinnett, seconded by Council Member Shevawn Akers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 5/7/2015. The motion PASSED by an unanimous vote.**
- c [0516-15](#) An Ordinance closing a portion of Race St.; determining that the property owner abutting the portion of the street to be closed has been identified, provided with written notice of the proposed closing, and consented thereto in writing; and authorizing the Mayor, on behalf of the Urban County Government, to execute a Quitclaim Deed transferring the former portion of the right-of-way to the abutting owner, subject to the reservation of easements and restrictions. [Dept. of Environmental Quality & Public Works, Holmes]
- A motion was made by Council Member Kevin Stinnett, seconded by Council Member Shevawn Akers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 5/7/2015. The motion PASSED by an unanimous vote.**
- d [0519-15](#) An Ordinance pursuant to Sections 3.02(24) and 6.12 of the

Lexington-Fayette Urban County Government Charter amending the authorized strength by abolishing the following Classified Civil Service Positions: one (1) position of Computer Systems Manager, Grade 524E, and two (2) positions of Technical Specialist, Grade 515N, in the Div. of Community Corrections; and creating the following Classified Civil Service Positions: one (1) position of Computer Systems Manager, Grade 524E, and two (2) positions of Technical Specialist, Grade 515N, in the Div. of Computer Services, and transferring the incumbents at their current job classification, pay grade and salary, from the Div. of Community Corrections to the Div. of Computer Services, effective upon passage of Council. [Div. of Human Resources, Maxwell]

A motion was made by Council Member Kevin Stinnett, seconded by Council Member Shevawn Akers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 5/7/2015. The motion PASSED by an unanimous vote.

e [0523-15](#)

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Agreement with Hazen and Sawyer, P.S.C., for program management relating to the implementation of the Remedial Measures Plans, extending the contract term for a period of one (1) year. [Div. of Water Quality, Martin]

A motion was made by Council Member Kevin Stinnett, seconded by Council Member Shevawn Akers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 5/7/2015. The motion PASSED by an unanimous vote.

f [0524-15](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Facility Usage Agreements and Concession Contracts with various youth baseball leagues for youth baseball and concession sales. [Dept. of General Services, Reed]

A motion was made by Council Member Kevin Stinnett, seconded by Council Member Shevawn Akers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 5/7/2015. The motion PASSED by an unanimous vote.

Enactment No: R-262-2015

g [0529-15](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 4 to the Contract with EOP Architects, PSC, for the Replacement Senior Citizen Center Design Project, increasing the contract price by the sum of \$4,600 from \$785,355 to \$789,955. [Dept. of General Services, Reed]

A motion was made by Council Member Kevin Stinnett, seconded by Council Member Shevawn Akers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 5/7/2015. The motion PASSED by an unanimous vote.

Enactment No:

- h** [0530-15](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with U.S. Marshalls Service, Violent Offender Task Force, for joint law enforcement operations. [Div. of Police, Barnard]
- A motion was made by Council Member Kevin Stinnett, seconded by Council Member Shevawn Akers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 5/7/2015. The motion PASSED by an unanimous vote.**
- i** [0535-15](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Energy and Environment Cabinet under the Ky. Household Hazardous Waste Management Grant Program and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$110,000 Commonwealth of Ky. funds, and are for the Fayette County Household Hazardous Waste Recycling Event. [Div. of Grants and Special Programs/Dept. of Environmental Policy and Public Works, Gooding/Holmes]
- A motion was made by Council Member Kevin Stinnett, seconded by Council Member Shevawn Akers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 5/7/2015. The motion PASSED by an unanimous vote.**
- j** [0540-15](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Transportation Cabinet, which Grant funds are in the amount of \$43,000 Federal funds, are for design of the Town Branch Trail Crossing under the Congestion Mitigation and Air Quality (CMAQ) Program, the acceptance of which obligates the Urban County Government for the expenditure of \$10,750 as a local match. [Div. of Grants and Special Programs/Dept. of Planning, Preservation and Development, Gooding/Paulsen]
- A motion was made by Council Member Kevin Stinnett, seconded by Council Member Shevawn Akers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 5/7/2015. The motion PASSED by an unanimous vote.**
- Enactment No: R-264-2015
- k** [0543-15](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Supplemental Agreement No. 3 with the Ky. Transportation Cabinet, for the acceptance of additional Federal funds in the amount of \$25,000 for the Polo Club Blvd. Design Phase, the acceptance of which obligates the Urban County Government for the expenditure of \$6,250 as a local match. [Div. of Grants and Special

Programs/Dept. of Planning, Preservation and Development,
Gooding/Paulsen]

A motion was made by Council Member Kevin Stinnett, seconded by Council Member Shevawn Akers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 5/7/2015. The motion PASSED by an unanimous vote.

I [0544-15](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One (1) to the Contract with Bluegrass Contracting Corp., for the Roadway Rehabilitation Project at the intersection of Man O' War Blvd. and Harrodsburg Rd., increasing the contract price by the sum of \$7,621.20 from \$177,899.65 to \$185,520.85. [Div. of Engineering, Frazier]

A motion was made by Council Member Kevin Stinnett, seconded by Council Member Shevawn Akers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 5/7/2015. The motion PASSED by an unanimous vote.

m [0548-15](#)

An Ordinance closing a portion of Richmond Ave. and all of White Ave.; determining that the property owner abutting the portion of the street to be closed has been identified, provided with written notice of the proposed closing, and consented thereto in writing; and authorizing the Mayor, on behalf of the Urban County Government, to execute a Quitclaim Deed transferring the former portion of the right-of-way to the abutting owner, subject to the reservation of easements and restrictions. [Dept. of Environmental Quality and Public Works, Holmes]

A motion was made by Council Member Kevin Stinnett, seconded by Council Member Shevawn Akers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 5/7/2015. The motion PASSED by an unanimous vote.

Enactment No: O-053-2015

n [0549-15](#)

A Resolution establishing a Sole Source Price Contract with Advanced Eco Systems, Inc., as a sole source distributor and ZUMRO, Inc., as a sole source manufacturer for the purchase of decontamination air shelters and related accessories for the Div. of Emergency Management/911. [Div. of Grants and Special Programs/Dept. of Public Safety, Gooding/Bastin]

A motion was made by Council Member Kevin Stinnett, seconded by Council Member Shevawn Akers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 5/7/2015. The motion PASSED by an unanimous vote.