

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky August 29, 2019

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on August 29, 2019 at 6:00 p.m. Present were Mayor Gorton in the chair presiding, and the following members of the Council: Mossotti, Plomin, Reynolds, Worley, Bledsoe, F. Brown, J. Brown, Ellinger, Evans, Farmer, Gibbs, Kay, Lamb, and Moloney. Absent was Council Member McCurn.

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

Ordinances No. 53-2019 through 55-2019, inclusive, and Resolutions No. 426-2019 through 428-2019, inclusive, were reported as having been signed and published and ordered to record.

* * *

The Invocation was given by Pastor Marsha Moors-Charles of Bluegrass United Church of Christ.

* * *

Mayor Gorton asked Ms. Beth Hanna to join her at the podium, and read a Proclamation declaring August 29, 2019 as Beth Hanna Day in Lexington in celebration of Hanna's On Lime. Mayor Gorton praised the restaurant for its significant impact on the local community and the welcoming atmosphere cultured by Beth Hanna and her two-person staff. She spoke in appreciation of the restaurant's many homemade foods that will be missed by downtown Lexingtonians and wished Beth Hanna a happy retirement. Ms. Hanna thanked the Mayor and Council for all of their support.

* * *

An Ordinance levying ad valorem taxes for Municipal Purposes for the fiscal year July 1, 2019 through June 30, 2020, on the assessed value of all taxable property within the taxing jurisdictions of the Lexington-Fayette Urban County Government (all taxes on each \$100.00 of assessed valuation as of the January 1, 2019 assessment date), as follows: General Services District, \$.0800 on real property, including real property of public service companies, \$.0892 on personal property, including personal property of public service companies, noncommercial aircraft, and noncommercial watercraft, \$.1500

on insurance capital, \$.0150 on tobacco in storage, and \$.0450 on agricultural products in storage; Full Urban or Partial Urban Services Districts based on urban services available on real property, including real property of public service companies, \$.1426 for Refuse Collection, \$.0213 for Street Lights, \$.0097 for Street Cleaning, \$.0920 on insurance capital, \$.0150 on tobacco in storage, \$.0450 on agricultural products in storage; abandoned urban property \$1.00; and levying an ad valorem tax for municipal purposes at the rate of \$.0880 on each \$100.00 of assessed value on all motor vehicles and watercraft within the taxing jurisdiction of the Lexington-Fayette Urban County Government as of the January 1, 2020 assessment date was on the docket for second reading.

At 6:11 p.m. Mayor Gorton declared open a public hearing on the ordinance and invited public comment.

At 6:12 p.m. with no one appearing to speak, Mayor Gorton declared the public hearing closed.

The ordinance received second reading. Upon motion by Mr. Farmer, and seconded by Ms. Plomin, the ordinance was approved by the following vote:

Aye:	Mossotti, Plomin, Reynolds, F. Brown, J. Brown, Evans, Farmer, Gibbs, Kay, Lamb	-----10
Nay:	Worley, Bledsoe, Ellinger, Moloney	-----4

*

*

*

An Ordinance levying ad valorem taxes for purposes of support of the Agricultural Extension Office for the Fiscal Year July 1, 2019 through June 30, 2020, on the assessed value of all taxable real and personal property within the taxing jurisdiction of the Lexington-Fayette Urban County Government (all taxes on each \$100.00 of assessed valuation as of the January 1, 2019 assessment date), as follows: \$.0035 on all taxable real property, including real property of public service companies, \$.0041 on taxable personal property, including personal property of public service companies, noncommercial aircraft, and noncommercial watercraft, and excluding inventory in transit, insurance capital, tobacco in storage, and agricultural products in storage; and levying an ad valorem tax for purposes of support of the Agricultural Extension Office at the rate of \$.0032 on each \$100.00 of assessed value on all motor vehicles and watercraft within the

taxing jurisdiction of the Lexington-Fayette Urban County Government as of the January 1, 2020 assessment date was on the docket for second reading.

At 6:11 p.m. Mayor Gorton declared open a public hearing on the ordinance and invited public comment.

At 6:12 p.m. with no one appearing to speak, Mayor Gorton declared the public hearing closed.

The ordinance received second reading. Upon motion by Mr. Farmer, and seconded by Ms. Plomin, the ordinance was approved by the following vote:

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

Nay: -----0

* * *

An Ordinance adopting the request of the Lexington-Fayette County Health Dept. under KRS 212.755 and levying a special ad valorem public health tax for the Fiscal Year July 1, 2019 through June 30, 2020, on the assessed value of all taxable real and personal property within the taxing jurisdiction of the Lexington-Fayette Urban County Government, including real and personal property of public service companies, noncommercial aircraft, noncommercial watercraft, and inventory in transit, and excluding insurance capital, tobacco in storage, and agricultural products in storage, at the rate of \$.028 on each \$100.00 of assessed value as of the January 1, 2019 assessment date; and levying a special ad valorem public health tax at the rate of \$.028 on each \$100.00 of assessed value on all motor vehicles and watercraft within the taxing jurisdiction of the Lexington-Fayette Urban County Government, as of the January 1, 2020 assessment date was on the docket for second reading.

At 6:11 p.m. Mayor Gorton declared open a public hearing on the ordinance and invited public comment.

At 6:12 p.m. with no one appearing to speak, Mayor Gorton declared the public hearing closed.

The ordinance received second reading. Upon motion by Mr. Farmer, and seconded by Ms. Plomin, the ordinance was approved by the following vote:

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

Nay: -----0

*

*

*

An Ordinance levying ad valorem taxes for purposes of support of the Soil and Water Conservation District for the Fiscal Year July 1, 2019 through June 30, 2020, on the assessed value of all taxable real property within the taxing jurisdiction of the Lexington-Fayette Urban County Government, including real property of public service companies, at a rate of \$.0006 on each one hundred dollars (\$100.00) of assessed valuation as of the January 1, 2019, assessment date was on the docket for second reading.

At 6:11 p.m. Mayor Gorton declared open a public hearing on the ordinance and invited public comment.

At 6:12 p.m. with no one appearing to speak, Mayor Gorton declared the public hearing closed.

The ordinance received second reading. Upon motion by Mr. Farmer, and seconded by Ms. Plomin, the ordinance was approved by the following vote:

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

Nay: -----0

*

*

*

The following ordinances received second reading. Upon motion by Mr. Farmer, and seconded by Ms. Plomin, the ordinances were approved by the following vote:

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

Nay: -----0

An Ordinance changing the zone from a Two Family Residential (R-2) Zone to a Planned Neighborhood Residential (R-3) Zone, for 3.82 net (3.92 gross) acres, for property located at 1812 Versailles Rd. (Winterwood, Inc; Council District 11).

An Ordinance changing the zone from a Planned Neighborhood Residential (R-3) Zone to a Two Family Residential (R-2) Zone, for 1.48 net (1.69 gross) acres, for property located at 316-408 Rose Ln. (Roman Catholic Bishop Diocese of Lexington; Council District 3).

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. 4.

*

*

*

The following ordinances received first reading and were ordered placed on file for public inspection until September 12, 2019:

An Ordinance of the Lexington-Fayette Urban County Government making certain findings concerning and establishing a development area for economic development purposes within Fayette County to be known as The Fountains at Palomar Development Area; approving a local participation agreement between Lexington-Fayette Urban County Government, the Dept. of Finance of the Lexington-Fayette Urban County Government, and The Fountains at Palomar, LLC, as Developer, establishing an incremental tax special fund for payment of administrative costs, public infrastructure costs, and redevelopment assistance; designating the Dept. of Finance of the Lexington-Fayette Urban County Government as the agency responsible for oversight, administration, and implementation of the Development Area; approving a Master Development Agreement between the Lexington-Fayette Urban County Government, the Dept. of Finance of the Lexington-Fayette Urban County Government and The Fountains at Palomar, LLC; and authorizing the Mayor and other officials to take such other appropriate actions as are necessary or required in connection with the establishment of the Development Area.

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. 7.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to provide funds for additional purchase orders and pre-paid

expenses rolling from FY 2019 into FY 2020, and appropriating and re-appropriating funds, Schedule No. 5.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to amend Budget related to purchase orders rolled to FY 2020 and purchase orders expensed to FY 2019, and appropriating and re-appropriating funds, Schedule No. 6.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$1,200 from the Neighborhood Development Funds to the Div. of Fire and Emergency Services to assist with a memorial bench and entryway signage at Brenda Cowan Elementary School, Schedule No. 8.

An Ordinance amending section 2-465 of the Code of Ordinances related to the Corridors Commission to increase the voting membership to thirteen (13) members from twelve (12) by adding a third member appointed as Community At-Large increased from two (2) members appointed as Community At-Large; decreasing the non-voting members from seven (7) to six (6) by deleting the member representing Building Inspection.

An Ordinance amending the authorized strength by creating one (1) Unclassified Civil Service Position of Administrative Specialist Sr., Grade 516N, in the Div. of Accounting, effective upon passage of Council.

An Ordinance amending the Classified Civil Service authorized strength reallocating three (3) positions of Heavy Equipment Technician and the incumbents from Grade 516N to Grade 518N, in the Div. of Fire and Emergency Services; and reallocating twenty (20) positions of Heavy Equipment Technician and the incumbents from Grade 516N to Grade 518N, in the Div. of Facilities and Fleet Management; providing a five percent (5%) salary supplement for a Compressed Natural Gas (CNG) Inspector Certification in the Div. of Facilities and Fleet Management pursuant to Section 21-27(e) of the Code of Ordinances; effective the beginning of the pay period following passage of Council.

*

*

*

A Resolution amending Resolution No. 93-2019, which declared a moratorium on zone map amendments and demolition permits for all properties located within the

A Resolution accepting the bid of Path Master, Inc., establishing a price contract for Granville Streetlight Equipment, for the Div. of Traffic Engineering.

A Resolution accepting the bid of Finley Fire Equipment Co., Inc. d/b/a Bluegrass Fire Equipment, establishing a price contract for Fire Hose, for the Div. of Fire and Emergency Services.

A Resolution accepting the bid of Kiesler Police Supply, Inc., establishing a price contract for Ammunition, for the Div. of Police.

A Resolution accepting the bid of Fuelband, LLC, in the amount of \$105,000, for the Construction of Metal Storage Building, for the Div. of Parks and Recreation, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Fuelband, LLC, related to the bid.

A Resolution ratifying the Probationary Classified Civil Service Appointments of: Tamar Tompkins, Administrative Specialist Sr., Grade 516N, \$20.217 hourly in the Div. of Revenue, effective August 19, 2019, Melissa Lyle, Administrative Specialist, Grade 513N, \$20.889 hourly in the Div. of Revenue, effective August 19, 2019, Joseph Boone, Equipment Operator, Grade 510N, \$15.271 hourly in the Div. of Water Quality, effective September 2, 2019, Darren Lizer, Heavy Equipment Technician, Grade 516N, \$21.500 hourly in the Div. of Facilities and Fleet Management, effective September 2, 2019 and Amanda Patrick, Social Worker Sr., Grade 516E, \$1,743.44 biweekly in the Div. of Aging and Disability Services, effective September 2, 2019; ratifying the Permanent Civil Service Appointments of: Tammy Switzer, Administrative Specialist, Grade 513N, \$17.955 hourly in the Div. of Revenue, effective June 10, 2019, Dereke Soaper, Public Service Worker Sr., Grade 509N, \$14.261 hourly in the Div. of Streets and Roads, effective May 12, 2019, Gary Robertson, Equipment Operator Sr., Grade 512N, \$19.130 hourly in the Div. of Streets and Roads, effective October 30, 2018, James Begley, Public Service Worker Sr., Grade 509N, \$14.752 hourly in the Div. of Streets and Roads, effective May 12, 2019, David Walker, Trades Worker Sr., Grade 511N, \$16.375 hourly in the Div. of Streets and Roads, effective July 22, 2018, Christopher Jodarski, Trades Worker Sr., Grade 511N, \$16.643 hourly in the Div. of Streets and Roads, effective November 7, 2018, Adam Tackett, Safety Coordinator, Grade 516N, \$21.777 hourly in the Div. of Streets and Roads, effective November 21, 2018, Randall Wilson, Equipment

Operator Sr., Grade 512N, \$17.423 hourly in the Div. of Streets and Roads, effective October 30, 2018, Thomas Chandler, Equipment Operator Sr., Grade 512N, \$17.157 hourly in the Div. of Water Quality, effective May 19, 2019, James Duff, Equipment Operator, Grade 510N, \$16.447 hourly in the Div. of Water Quality, effective May 26, 2019, Pamela Casey, Administrative Specialist, Grade 513N, \$17.191 hourly in the Div. of Waste Management, effective June 17, 2019, Bethany McFadden, Telecommunicator Supervisor, Grade 520E, \$1,998.80 biweekly in the Div. of Enhanced 911, effective May 12, 2019, Jessica Bailey, Administrative Specialist, Grade 513N, \$17.395 hourly in the Div. of Facilities and Fleet Management, effective August 4, 2019, Lauren Hedge, Planner, Grade 517N, \$22.227 hourly in the Div. of Planning, effective July 7, 2019, Lauren Weaver, Planner Sr., Grade 521N, \$25.371 hourly in the Div. of Planning, effective July 7, 2019, Jennifer Hubbard-Sanchez, Recreation Manager, Grade 518E, \$2,176.00 biweekly in the Div. of Parks and Recreation, effective July 14, 2019, Joseph Elam, Skilled Trades Worker Sr., Grade 517N, \$25.906 hourly in the Div. of Parks and Recreation, effective June 17, 2019, Jesse Henderson, Public Service Worker Sr., Grade 509N, \$15.550 hourly in the Div. of Parks and Recreation, effective July 22, 2019 and Taylor Hamm, Stores Clerk, Grade 508N, \$13.515 hourly in the Div. of Parks and Recreation, effective August 4, 2019; ratifying the Probationary Sworn Appointments of: Daniel Truex, Police Lieutenant, Grade 317E, \$3,281.26 biweekly in the Div. of Police, effective August 19, 2019, and Christopher Ruebsam, Police Sergeant, Grade 315N, \$32.408 hourly in the Div. of Police, effective August 19, 2019; ratifying the Permanent Sworn Appointments of: Thomasena Grider, Police Sergeant, Grade 315N, \$32.408 hourly in the Div. of Police, effective August 4, 2019 and Matthew Merker, Police Sergeant, Grade 315N, \$32.408 hourly in the Div. of Police, effective August 4, 2019; ratifying the Classified Civil Service Council leave of: Wilson Retana-Valencia, Equipment Operator Sr., Grade 512N, \$16.562 hourly in the Div. of Streets and Roads, effective from July 31, 2019 through October 28, 2019 and ratifying the Classified Civil Service demotion of: Michael Rowe, Maintenance Mechanic, Grade 515N, \$18.797 hourly in the Div. of Water Quality, effective August 19, 2019.

A Resolution designating the speed limit on Wellington Way, between Lyon Dr. and Harrodsburg Rd., as 25 miles per hour, and authorizing and directing the Div. of

Traffic Engineering to install proper and appropriate signs in accordance with the designation.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with the Foundation for Latin American Culture and Art (FLACA) regarding the coordination and production of the Latino Festival de Lexington, at a cost not to exceed \$7,500.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Railroad Facility Encroachment Agreement with CSX Transportation, Inc., for the Sharon Village Pump Station Sanitary Sewer Project, for the Div. of Water Quality, at a cost not to exceed \$12,140.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Railroad Facility Encroachment Agreement with CSX Transportation, Inc., for the Lexmark Trunk A Sewer Project, for the Div. of Water Quality, at a cost not to exceed \$8,600.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 2 (Final) to the Agreement with Lagco, Inc., for the Arrowhead Drive Stormwater Improvements Project, increasing the Contract price by the sum of \$1,800, from \$208,114 to \$209,914.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement with Bluegrass Area Development District (BGADD), for the operation of the Homecare Program for home-bound seniors, at a cost not to exceed \$48,610.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Supplemental Agreement No. 5 with the Ky. Transportation Cabinet, for the acceptance of additional Federal funds in the amount of \$2,891,000 for the Polo Club Boulevard Construction Phase, the acceptance of which does not obligate the Urban County Government for the expenditure of funds as a local match.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a five year Service Agreement with Accela for use of the Accela Land Management Platform, at a cost not to exceed \$362,528.27 per year, increasing by 3% annually.

A Resolution approving the Fayette County Sheriff's Settlement - 2018 taxes, for taxes collected as of April 16, 2019, and granting the Sheriff a Quietus.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Residential Lease Agreement with Lucas Rose for the Masterson Station Park caretaker property located at 3561 Shamrock Ln. in consideration of annual rent in the amount of \$5,250.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Contract Modification No. Three (3) to the Professional Services Agreement with CDP Engineers, Inc., for the design of Town Branch Trail Phase III Project, increasing the Contract price by the sum of \$21,230 from \$100,450 to \$121,680.

A Resolution amending Resolution 42-2014, which authorized the execution of a Master Lease Agreement with Dell Financial Services, LLC, for desktop computers, to authorize the Chief Information Officer to execute future True Lease Schedules pursuant to the Master Lease Agreement for the replacement of desktop computers.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Agreement with C3 Mechanical, for the Bell Place Fan Coil Replacement Project, increasing the Contract price by the sum of \$2,860, from \$77,210 to \$80,070.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement (awarded pursuant to RFP No. 25-2019) with Hazen and Sawyer, P.S.C., for Sanitary Sewer Remedial Measures Program Management Consulting Services, at a cost estimated not to exceed \$900,000.

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 Wellington Stormwater Basin A Improvements Project, decreasing the Contract price by the sum of \$12,780.49, from \$177,689.30 to \$164,908.81, and extending the date of completion by 118 calendar days, to March 20, 2019.

A Resolution amending Resolution No. 382-2019, which accepted the bid of Advanced Mulching Technologies d/b/a EcoGro, for the WGPL Green Infrastructure Project, to change the amount of the bid from \$152,962 to \$159,962.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One (1) to the Agreement with Integrated Engineering, PLLC, for design services of Meadows/Northland/Arlington Public Improvements Project, Phase 6A2, increasing the Contract price by the sum \$32,320 from \$319,000 to \$351,320.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Lexington Housing Authority, providing a one-time Grant to help with deposit and move-in financial assistance for those experiencing homelessness, at a cost not to exceed \$20,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Memorandum of Agreement with Bluegrass Community and Technical College, for participation of Police personnel in College courses, at a cost not to exceed \$60,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Agreement with Blau Mechanical, Inc. for the project Detention Plumbing 2019, replacing the domestic hot water lines, for the Div. of Community Corrections, increasing the Contract price by the sum of \$40,468.41 from \$172,000.00 to \$212,468.41.

A Resolution assigning the economic incentive previously granted to nGimat, LLC, pursuant to Resolution 661-2010 to Engi-Mat Co. or its successors in interest or affiliates as may be approved by the Ky. Economic Development Finance Authority.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Third Amendment to Agreement with Aramark Correctional Services, LLC, for the price per meal charge increase mandated in the Agreement, for the Div. of Community Corrections, at a cost not to exceed \$1,922,144 for FY 2020.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Agreement with Bluegrass Area Development District (BGADD), to include the budget and breakdown of eligible reimbursable expenses for the Senior Citizens Center for FY 2020, at no additional cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Shepherd's House, for provision of Substance Abuse Programming for men at the Detention Center for FY 2020, at a cost not to exceed \$65,700.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Shepherd's House, for provision of Substance Abuse Programming for women at the Detention Center for FY 2020, at a cost not to exceed \$65,700.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with the Commonwealth of Ky. Justice and Public Safety Cabinet, Ky. State Police, for the acceptance of Federal funds in the amount of \$20,000.00, under the Ticketing Aggressive Cars and Trucks (TACT) Grant program for FY 2020, the acceptance of which obligates the Urban County Government for the expenditure of \$3,529.41 as a local match.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement with Roots & Heritage Festival, Inc., for the 2019 Roots & Heritage Festival, at a cost not to exceed \$35,500, plus additional in-kind services (estimated cost of \$62,313.25).

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Purchase of Service Agreements for fiscal year 2020 with Commerce Lexington (\$388,450), Downtown Lexington Partnership (\$147,055), LexArts (\$415,700), Lyric Theatre & Cultural Arts Center (\$127,500), Urban League of Lexington-Fayette County (\$76,500), and World Trade Center Ky. (\$46,750), at a total cost not to exceed \$1,201,955.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to Marathon Petroleum Corporation, 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 \$5,000, for the purchase of training and equipment for the Div. of Fire and Emergency Services 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 a Memorandum of Agreement with the Lexington Art League establishing the parties' respective rights and duties concerning the production of the Woodland Art Fair and funds generated thereby.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Sunny Slope Farms Homeowners Association (\$1,000), for the Office of the Urban County Council, at a cost not to exceed the sums stated.

A Resolution establishing a Residential Parking Permit Program for the 400 block of W. Second St., twenty-four (24) hours per day, Monday through Sunday.

A Resolution approving the Office of Homelessness Prevention and Intervention (OHPI) Standard Operating Procedures in relation to encampment removals in Fayette County.

* * *

Ms. Evans departed the meeting.

* * *

Ms. Plomin departed the meeting.

* * *

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to accept a one-time shut down repayment in the amount of \$42,000 from EIE Materials, Inc., d/b/a Lumenari, as full satisfaction of all amounts owed under the incentive Agreement entered by the parties on September 30, 2015, and further authorizing the Mayor to execute all documents necessary to accomplish the same, per the recommendation of the Economic Development Investment Board received first reading.

Upon motion by Ms. Bledsoe, seconded by Ms. Plomin and approved by unanimous vote, the rules were suspended and the resolution received second reading.

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

Aye: Mossotti, Reynolds, Worley, Bledsoe, -----12
F. Brown, J. Brown, Ellinger, Farmer,
Gibbs, Kay, Lamb, Moloney

Nay: -----0

Absent: Plomin, Evans -----2

* * *

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with the Friends of the Parks (\$1,250), Ky. Humanities Council (\$1,825), the Lansdowne Neighborhood Association, Inc. (\$250), the Institute for Compassion in Justice, Inc. (\$1,100), and Botts Beauty Barber Scholarship Foundation, Inc. (\$200), 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. Farmer, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

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

Aye: Mossotti, Reynolds, Worley, Bledsoe, -----12
F. Brown, J. Brown, Ellinger, Farmer,
Gibbs, Kay, Lamb, Moloney

Nay: -----0

Absent: Plomin, Evans -----2

* * *

A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following Probationary Classified Civil Service Appointments: Jeffery Marshall, Security Officer, Grade 507N, \$16.500 hourly in the Dept. of Public Safety, effective September 16, 2019 and Kristi McIntosh, Telecommunicator Sr., Grade 517N, \$20.724 hourly in the Div. of Enhanced 911, effective September 16, 2019 received first reading.

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

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

Aye: Mossotti, Reynolds, Worley, Bledsoe, -----12
F. Brown, J. Brown, Ellinger, Farmer,
Gibbs, Kay, Lamb, Moloney

Nay: -----0

Absent: Plomin, Evans -----2

* * *

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with East End Community Development Corp. (\$300), Old Paris Place Neighborhood Association, Inc. (\$500), Ky. Chinese American Association, Inc. (\$725), and Lexington District Branch #23 NABVETS, Inc. (\$600), 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. Farmer, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

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

Aye: Mossotti, Reynolds, Worley, Bledsoe, -----12
F. Brown, J. Brown, Ellinger, Farmer,
Gibbs, Kay, Lamb, Moloney

Nay: -----0

Absent: Plomin, Evans -----2

* * *

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an amendment to the non-motorized Grade Crossing License Agreement with R J Corman Railroad. Co./Central Ky. Line originally authorized by Resolution 533-2018, amending said Agreement to reflect the addition of a pedestrian crossing as part of the Town Branch Corridor Project, at a cost not to exceed \$64,862.60 received first reading.

Upon motion by Vice Mayor Kay, seconded by Ms. Mossotti, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

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

Aye: Mossotti, Reynolds, Worley, Bledsoe, -----12
F. Brown, J. Brown, Ellinger, Farmer,
Gibbs, Kay, Lamb, Moloney

Nay: -----0

Absent: Plomin, Evans -----2

*

*

*

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 Cabinet under the Violence Against Women Act (VAWA) Program, and to provide any additional information requested in connection with this Grant Application, and to accept this Grant if the application is approved, which Grant funds are in the amount of \$54,707.75 Federal funds and \$10,000.00 Commonwealth of Ky. funds, are for the continuation of the Sexual Assault Nurse Examiner (SANE) Program for FY 2020, the acceptance of which obligates the Lexington-Fayette Urban County Government for the expenditure of \$21,569.25 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget received first reading.

Upon motion by Ms. Mossotti seconded by Vice Mayor Kay, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

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

Aye: Mossotti, Reynolds, Worley, Bledsoe, -----12
F. Brown, J. Brown, Ellinger, Farmer,
Gibbs, Kay, Lamb, Moloney

Nay: -----0

Absent: Plomin, Evans -----2

*

*

*

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an amended Agreement with the United States Dept. of Transportation, for the Town Branch Commons Project, under the 2016 Transportation Investment Generating Economic Recovery (TIGER) Competitive Grant Program, updating the project schedule and estimated project budget for all zones received first reading.

Upon motion by Vice Mayor Kay, seconded by Ms. Mossotti, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

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

Aye:	Mossotti, Reynolds, Worley, Bledsoe, F. Brown, J. Brown, Ellinger, Farmer, Gibbs, Kay, Lamb, Moloney	-----12
Nay:		-----0
Absent:	Plomin, Evans	-----2

* * *

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Non-Motorized Grade Crossing License Agreement with R. J. Corman Railroad Co. /Central Ky. Lines, LLC, for the Town Branch Zone 6 Project located at Thompson Rd. and Manchester St., at a cost not to exceed \$124,417.17 received first reading.

Upon motion by Vice Mayor Kay, seconded by Ms. Mossotti, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

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

Aye:	Mossotti, Reynolds, Worley, Bledsoe, F. Brown, J. Brown, Ellinger, Farmer, Gibbs, Kay, Lamb, Moloney	-----12
Nay:		-----0
Absent:	Plomin, Evans	-----2

* * *

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept additional Federal Grant funds from the Ky. Transportation Cabinet, which Grant funds are in the amount of \$19,495, are for the Traffic Safety Program 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 received first reading.

Upon motion by Ms. Mossotti seconded by Vice Mayor Kay, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

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

Aye: Mossotti, Reynolds, Worley, Bledsoe, -----12
F. Brown, J. Brown, Ellinger, Farmer,
Gibbs, Kay, Lamb, Moloney

Nay: -----0

Absent: Plomin, Evans -----2

*

*

*

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Transportation Cabinet, Office of Highway Safety, which Grant funds are in the amount of \$25,600 Federal funds, are for the Impaired Driving Program, 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 received first reading.

Upon motion by Ms. Mossotti seconded by Vice Mayor Kay, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

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

Aye: Mossotti, Reynolds, Worley, Bledsoe, -----12
F. Brown, J. Brown, Ellinger, Farmer,
Gibbs, Kay, Lamb, Moloney

Nay: -----0

Absent: Plomin, Evans -----2

*

*

*

The following resolutions received first reading and were ordered placed on file for public inspection until September 12, 2019:

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with the Federal Emergency Management Agency, for use of the Public Alert and Warning Systems Management.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Agreement with RED7E, extending the effective term through September 30, 2019, for the design and implementation of an

overdose prevention awareness campaign, for the First Responders and Community Partners Overdose Prevention Program, at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, as the Collaborative Applicant, to execute and submit the 2019 Continuum of Care 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, which Grant funds are in the amount of \$2,075,210 Federal funds, are for the operation of programs by Community Nonprofit Organizations to reduce homelessness in Lexington-Fayette County, and to accept \$141,214 of the Grant funds, if the application is approved, for project planning and data management expenses related to monitoring all programs funded by the Grant, the acceptance of which obligates the Urban County Government for the expenditure of \$35,304 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 and submit an application to the Ky. Dept. of Education (KDE), for provision of Preschool Education Services at the Family Care Center for the 2019-2020 school year.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. Two (2) to the Contract with Tyler Technologies, for CAD/RMS Project, increasing the Contract price by the sum of \$3,053 from \$1,527,150 to \$1,530,203.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Contract with Benevate, Inc., for Neighborly Software, for the Housing Rehabilitation Program in the Div. of Grants and Special Programs, at a cost not to exceed \$29,800.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the United States Dept. of Health and Human Services, which Grant funds are in the amount of \$510,594 Federal funds, under the First Responders - Comprehensive Addiction and Recovery Act Program Year 2 Continuation Grant, are to be used to help reduce Opioid Overdose Fatalities, 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 an Agreement with Kathy H. Witt, Sheriff of Fayette County, for the collection of the ad valorem Urban Service District taxes for the 2019 property tax year, at a cost not to exceed \$350,000, with the payments to be treated as a commission and the Urban County Government receiving and accepting any related payment (\$87,500) from the Commonwealth of Ky.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Agreement with Chilesburg Maintenance Association, under the Neighborhood Action Match Program, revising the project scope and extending the period of performance to February 28, 2020.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Master Services Agreement with Metronet for remote location internet access, and further authorizing the Chief Information Officer to execute Service Agreements pursuant thereto in an amount not to exceed \$100,000 per fiscal year.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Engineering Services Agreements (awarded pursuant to RFP No. 21-2019), with the following prequalified engineering firms: Banks Engineering, Inc.; Howard K. Bell, Consulting Engineers, Inc., d/b/a Bell Engineering; Integrated Engineering, PLLC; Stantec Consulting Services Inc.; Strand Associates, Inc.; and Tetra Tech, Inc., to provide services for the Div. of Water Quality under the Stormwater Management Indefinite Services Agreement, with future work awarded and funds budgeted on a project basis.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement and a Vehicle Lease Agreement with Lexington-Fayette Animal Care and Control, LLC, for animal control services, at a cost not to exceed \$1,504,923.

A Resolution accepting the bid of Mobile Network Supply, LLC, establishing a price contract for Panorama Sharkee Antenna Cables, for the Div. of Police.

A Resolution ratifying the Probationary Classified Civil Service Appointments of: John Harris, Fleet Parts Specialist Sr., Grade 513N, \$17.049 hourly in the Div. of Facilities and Fleet Management, effective September 16, 2019; ratifying the Permanent Civil Service Appointments of: Teresa Doner, Staff Assistant Sr., Grade 510N, \$16.380 hourly

in the Div. of Revenue, effective August 4, 2019, Allison Morris, Staff Assistant Sr., Grade 510N, \$14.729 hourly in the Div. of Revenue, effective August 19, 2019, Amanda Richeal, Staff Assistant, Grade 508N, \$14.918 hourly in the Div. of Revenue, effective August 4, 2019, Phoebe Belew, Maintenance Mechanic, Grade 515N, \$19.643 hourly in the Div. of Water Quality, effective September 4, 2019, Matthew Williams, Educational Program Aide, Grade 508N, \$13.804 hourly in the Div. of Youth Services, effective August 19, 2019, Robert Tucker, Public Service Supervisor, Grade 514N, \$19.991 hourly in the Div. of Parks and Recreation, effective August 4, 2019; and ratifying the Classified Civil Service demotion of: Edmund Pierce, Traffic Signal Technician Sr., Grade 515N, \$20.593 hourly in the Div. of Traffic Engineering, effective September 9, 2019.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a License Agreement with Fright Nights Production Co., LLC, granting a limited license to host a Halloween event at Jacobson Park at no cost to the Urban County Government.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Work Order No. 8 under the Riskmaster Accelerator AWS SaaS Access Agreement with Computer Sciences Corporation for Riskmaster Upgrade, including cloud access and hosting fees, at a cost not to exceed \$80,375 in Fiscal Year 2020, and further authorizing the Chief Information Officer to execute annual Renewal Addendums under the Master License Agreement, at a cost not to exceed \$44,850 per fiscal year.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a License Agreement with Fayette County Public Schools to allow the Div. of Parks and Recreation to install two (2) signs on school property at Deep Springs Elementary and Bryan Station High School as part of the District 6 "Station Nation" trail, at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a purchase Agreement with Ky. Utilities Co. (KU), to provide legal indemnity for nine (9) poles donated and installed for the Shillito Park Playground Project, at no cost to the Urban County Government.

A Resolution authorizing the Div. of Fire and Emergency Services, on behalf of the Urban County Government to purchase a Mid-Mount Tower Ladder Truck from Seagrave Fire Apparatus, LLC, pursuant to Bid Number 5-2019, at a cost not to exceed \$1,430,857.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the National Alliance on Mental Illness (NAMI) Lexington, for the continued operation of the Fayette Mental Health Court (FMHC), at a cost not to exceed \$170,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Agreement with Community Action Council for Lexington-Fayette, Bourbon, Harrison, and Nicholas Counties, Inc., to accept additional federal grant funds in the amount of \$4,350 for the provision of early childhood care and education services under the Head Start Program at the Family Care Center, the acceptance of which obligates the Urban County Government for the expenditure of \$1,087, 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 a multi-year Agreement with Thomson Reuters (West Publishing Corporation), for a subscription to the CLEAR Government Background Investigation Database and Services, for the Div. of Revenue, at a cost not to exceed \$4,318.11 in FY 2020.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Health Care Compliance Monitor Agreement with C Cesario Medical Consulting, LLC, to monitor the offender medical services at the Div. of Community Corrections at a cost not to exceed \$26,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with Ky. River Watershed Watch, to provide services relating to water quality monitoring in the East Hickman Watershed, at a cost not to exceed \$5,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with Hickman Creek Conservancy, to provide

services relating to water quality monitoring in the West Hickman and East Hickman Watersheds, at a cost not to exceed \$1,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Lease Renewal Agreement with Ky. Community and Technical College System, extending the lease for classroom space at the Detention Center, at no cost to the Urban County Government.

A Resolution amending Resolution No. 229-2019, pertaining to bids for playground equipment for the Div. of Parks and Recreation, to also accept the bid of, and establish a price contract with, Recreation Insites, LLC.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept additional Federal Grant funds from the Ky. Transportation Cabinet, which Grant funds are in the amount of \$2,000,000, under the Congestion Mitigation and Air Quality (CMAQ) Program, are for the construction phase of the Town Branch Commons Trail Zone 1, the acceptance of which obligates the Urban County Government for the expenditure of \$500,000 as a local match, to execute all necessary documents required for the acceptance of those funds, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget.

*

*

*

Upon motion by Mr. Farmer, and seconded by Vice Mayor Kay, the Communications from the Mayor were approved by unanimous vote and were as follows: (1) Recommending the appointment of Mr. Tom Gavenonis to the Bluegrass Crime Stoppers, with term expiring August 29, 2023; (2) Recommending the appointment of Mr. Majd Jabbour, At large member, to the Board of Health, with term expiring June 30, 2021; (3) Recommending the appointment of Mr. Ryan Guyder, Employment/Education Advocacy Representative, to the Commission for People with Disabilities, filling an unexpired term, with term expiring April 7, 2020; (4) Recommending the appointment of Mr. Roger Daman, Commissioner of General Services Designee, to the Corridors Commission with term expiring April 7, 2020; (5) Recommending the reappointment of Mr. Evan Buckley, At large Republican, to the Ethics Commission with term expiring July 7, 2023; (6) Recommending the appointment of Mr. Jim McKeighen, Realtor, to the Greenspace Commission, filling an unexpired term, with term expiring June 30, 2022; (7)

Recommending the appointment of Mr. David Cohen, Neighborhood Representative, to the Historic Preservation Commission with term expiring June 30, 2023; (8) Recommending the reappointments of Dr. Christel Broady, European Representative, and Mr. Camilo Quintana, American Representative, both with terms expiring August 27, 2023; the appointments of Ms. Innocent Akwa, African Representative, filling an unexpired term, and Mr. Adrian Wallace, At large member, to the Mayor's International Affairs Advisory Commission with terms expiring October 8, 2023 and August 29, 2023, respectively; (9) Recommending the appointment of Ms. Sarah Thrall, Lexington Philharmonic Society Representative, filling an unexpired term, to the Picnic with the Pops Commission, with a term expiring December 6, 2020; (10) Recommending the reappointment of Ms. Natalie Pope to the Senior Services Commission, with term expiring August 27, 2023; and, (11) Recommending the appointment of Ms. Nicole Gauthier, At large member, to the Tree Board with term expiring August 27, 2023.

*

*

*

The following Communications from the Mayor were received for information only: (1) Classified Civil Service Lateral Transfer of Dustin Himes, Maintenance Mechanic, Grade 515N, \$18.797 hourly, from the Div. of Water Quality to the Div. of Waste Management, effective September 16, 2019; and, (2) Classified Civil Service Acting Assignment of Chanse Hillard, Equipment Operator Sr., Grade 512N, \$16.237 hourly in the Div. of Streets and Roads, effective August 5, 2019.

*

*

*

Vice Mayor Kay spoke about Council Ag Day which enabled Council Members to see firsthand the range of impact the agriculture community has on economic development and thanked everyone involved in the event.

*

*

*

Mr. Farmer invited the public to attend the 5th District Meeting September 11, 2019 at the Senior Citizen Center and the Sister Cities' Halfway to St. Patrick's Day event at O'Neill's Irish Pub. He commended VisitLex for recently receiving the US Travel Association's Destinations Council Destiny Award for their video, entitled "Neigh-SMR," and presented the video for viewing.

*

*

*

Ms. Lamb thanked Deputy Council Clerk Sharon Jones for her service and extended well wishes to her in her future endeavors. She also spoke about her participation in Council Ag Day and expressed a new found appreciation for the local agriculture community.

* * *

Mayor Linda Gorton also thanked Deputy Council Clerk Jones for her service and expeditious reading abilities and wished her well.

* * *

Vida Vitagliano, Stone Ave., spoke of the nuisances of public drunkenness and parties that happen in her neighborhood.

* * *

Chris Huestis, Lynn Rd., spoke in support of Ms. Vitagliano, and also spoke of personal experiences with crime on campus.

* * *

Upon motion by Mr. Farmer, seconded by Mr. Ellinger, and approved by unanimous vote, the meeting adjourned at 7:11 p.m.

Deputy Clerk of the Urban County Council