



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

200 E. Main St
Lexington, KY 40507

Tuesday, October 23, 2012

3:00 PM

Council Chamber

Packet

I. Public Comment - Issues on Agenda

Present 15 - Bill Farmer Jr., Chris Ford, Chuck Ellinger, Diane Lawless, Doug Martin, Ed Lane, George Myers, Jay McChord, Julian Beard, K.C. Crosbie, Kevin Stinnett, Council Member Linda Gorton, Peggy Henson, Steve Kay, and Tom Blues

Absent 0

II. Requested Rezonings/ Docket Approval - Yes

III. Approval of Summary - Yes

[1115-12](#)

Table of motions October 16

A motion was made by Council Member Linda Gorton, seconded by Council Member Tom Blues, that this Summary be Approved. The motion PASSED by an unanimous vote.

IV. Budget Amendments - Yes

V. New Business - Yes

[1146-12](#)

An ordinance to amend Section 2-465 of the Code to add the Office of the Commissioner of Planning, Preservation or his designee as non-voting members to the Corridors Commission.

A motion was made by Council Member Tom Blues, seconded by Council Member Julian Beard, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/25/2012. The motion PASSED by an unanimous vote.

[1147-12](#)

Amend Resolution 303-2012 relating to the establishment of a residential parking permit program for the 1200 block of Kastle Road as recommended by the Lexington Parking Authority.

A motion was made by Council Member Diane Lawless, seconded by Council Member Linda Gorton, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/25/2012. The motion PASSED by an unanimous vote.

[1148-12](#)

Ordinance creating Section 14-205 in the Code of Ordinances pertaining to creating a civil enforcement system for littering violations and taking other related actions.

A motion was made by Council Member Tom Blues, seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/25/2012. The motion PASSED by an unanimous vote.

[1149-12](#)

Initiate ZOTA Article 17-7E

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Linda Gorton, that this Agenda Item be Approved and Referred to the Urban County Docket, to be returned by 10/25/2012. The motion PASSED by an unanimous vote.

VI. Continuing Business/ Presentations - Yes

a [1121-12](#)

Neighborhood Development Funds - October 23, 2012

A motion was made by Council Member Chuck Ellinger, seconded by Council Member Linda Gorton, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/25/2012. The motion PASSED by an unanimous vote.

b [1120-12](#)

c [1119-12](#)

Environmental Quality Committee Summary 9-25-12

d [1111-12](#)

Public Safety Committee Summary October 9 2012

e [1127-12](#)

Planning and PW Summary October 16th 2012

f [1122-12](#)

Presentation: Collective Bargaining Agreement Fire Majors; By: Ed Gardner

Considered

g [1123-12](#)

Presentation: Animal Plan for Disasters; By: Pat Dugger, Director Emergency Management

Considered

h [1124-12](#)

Presentation: Outdoor Warning Siren System; By: Pat Dugger, Director Emergency Management

Considered

VII. Council Reports

VIII. Mayor's Report - Yes

1136-12

1. Recommending the appointment of Mr. Don Knuckles, as 8th District representative, to the Environmental Commission, with a term to expire 10-1-2016.
2. Recommending the appointment of Mr. Leonard C. Brown to the Environmental Hearing Commission, with a term to expire 6-1-2014.
3. Recommending the appointment of Mr. Matthew B. Courtney to the Explorium of Lexington Board, with a term to expire 7-1-2014. Mr. Courtney will fill the unexpired term of Mr. Kyle Lake.
4. Recommending the appointments of Mr. Angel R. Careaga, as business community representative, and Mr. Raymond L. Isenhour, as build/developer representative, to the Greenspace Commission, with terms to expire 7-18-2015 and 7-18-2013 respectively. The terms of Mr. John Park and Mr. Mark McCain have expired.
5. Recommending the appointment of Ms. Nancy Jo Kemper to the Human Rights Commission, with a term to expire 1-14-2014. Ms. Kemper will fill the unexpired term of Ms. Pam Duncan.
6. Recommending the reappointment of Mr. Robert L. McClelland to the Senior Services Commission, with a term to expire 9-1-2016.
7. Recommending the appointment of Mr. Jonathan Perkins, as citizen representative, to the Tree Board, with a term to expire 4-19-2016.

A motion was made by Council Member Linda Gorton, seconded by Council Member Tom Blues, that this Communication be Amended to remove the appointment to the Board of Adjustment, pending a November 15, 2012 confirmation hearing. The motion PASSED by an unanimous vote.

A motion was made by Council Member Lane, seconded by Council Member Martin, that this Communication be Approved and Referred to the Urban County Council Docket, due back on 10/25/2012. Mr. Martin recused himself from the vote on the appointment to the Explorium Board. The motion Passed by the following vote:

Aye: 14 - Bill Farmer Jr., Chris Ford, Chuck Ellinger, Diane Lawless, Ed Lane, George Myers, Jay McChord, Julian Beard, K.C. Crosbie, Kevin Stinnett, Council Member Linda Gorton, Peggy Henson, Steve Kay, and Tom Blues

Nay: 0

Absent: 0

Recuse: 1 - Doug Martin

IX. Public Comment - Issues Not on Agenda

X. Adjournment

Administrative Synopsis - New Business Items

- a** [1069-12](#) Authorization to execute a Purchase Order with Global Compliance for five additional IntegriLink User Licenses. (L1069-12) (Sahli)
This is a request to execute a Purchase Order with Global Compliance in the amount of \$1,500 for five additional IntegriLink User Licenses. This database management system is used to document and process information reported through the LFUCG Ethics Tip Line. Funds are budgeted.
- A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/25/2012. The motion PASSED by an unanimous vote.**
- b** [1070-12](#) Authorization of addresses to proceed through the 2012 Urban Service Change process. (L1070-12) (Moloney)
This is a request for authorization of addresses to proceed through the 2012 Urban Service Change process. The changes involve petitioning for refuse collection and correction to service districts. There is no budgetary impact.
- A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/25/2012. The motion PASSED by an unanimous vote.**
- c** [1076-12](#) Authorization to change street names and/or individual property address numbers within various Council Districts in order to eliminate problem addresses within Fayette County and to insure the proper operation of the Enhanced 9-1-1 system. (L1076-12) (Lucas/Mason)
This is a request to change street names and/or individual property address numbers within various Council Districts in order to eliminate problem addresses within Fayette County and to insure the proper operation of the Enhanced 9-1-1 system. There is no budgetary impact.
- A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/25/2012. The motion PASSED by an unanimous vote.**
- d** [1077-12](#) Authorization to execute a Group Sales Agreement with Crowne Plaza for rental of meeting space for the promotional process for Police Sergeants and Lieutenants. (L1077-12) (Maxwell/Graham)
This is a request to execute a Group Sales Agreement with Crowne Plaza for an amount not to exceed \$2,500 for rental of meeting space for the promotional process for Police Sergeants and Lieutenants. Funds are budgeted.

A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/25/2012. The motion PASSED by an unanimous vote.

- e [1078-12](#) Authorization to execute a Facility Usage Agreement with The Fayette County Board of Education for the purpose of using Winburn Middle School Gymnasium for Winburn Community Center Program. (L1078-12) (Hancock/Hamilton)

This is a request to execute a Facility Usage Agreement with The Fayette County Board of Education for the purpose of using Winburn Middle School Gymnasium for Winburn Community Center Program, weekdays October 1, 2012 through May 2, 2013. There is no budgetary impact.

A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/25/2012. The motion PASSED by an unanimous vote.

- f [1086-12](#) Authorization to execute an agreement with Management Advisory Group International Inc., to provide professional human resource management consulting. (L1086-12) (Maxwell/Graham)

This is a request to execute an agreement with Management Advisory Group International Inc., to provide professional human resource management consulting for a compensation study at a cost not to exceed \$34,050. Funds are budgeted.

A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/25/2012. The motion PASSED by an unanimous vote.

- g [1087-12](#) Authorization to execute Change Order No. 1 (Final) with Claunch Construction for the Green Acres Storm Water Treatment Units. (L1087-12) (Martin/Moloney)

This is a request to execute Change Order No. 1 (Final) with Claunch Construction for an amount of \$2,800 for the Green Acres Storm Water Treatment Units. This increase brings the total project cost to \$186,800. Funds are budgeted.

A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/25/2012. The motion PASSED by an unanimous vote.

- h [1089-12](#) Authorization to execute a Professional Services Agreement with E. Clark Toleman Real Estate Appraisal Services to provide services for the acquisition of sanitary sewer easements and/or real property necessary to implement the Sanitary Sewer Remedial Measures Plans. (L1089-12) (Martin/Moloney)

This is a request to execute a Professional Services Agreement with E. Clark Toleman Real Estate Appraisal Services to provide services for the acquisition of sanitary sewer easements and/or real property necessary to implement the Sanitary Sewer Remedial Measures Plans. Funds for these services are included in each of the 82 individual project budgets.

A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/25/2012. The motion PASSED by an unanimous vote.

- i [1090-12](#) Authorization to execute a Third Supplemental Lease Agreement with the Lexington-Fayette Urban County Airport Board relating to the reissuance of an amount not to exceed \$24,420,000 in aggregate principal for refunding all of the Series 2009 B & C outstanding variable rate bonds. (L1090-12) (Driskell)

This is a request to execute a Third Supplemental Lease Agreement with the Lexington-Fayette Urban County Airport Board relating to the reissuance of an amount not to exceed \$24,420,000 in aggregate principal for refunding all of the Series 2009 B & C outstanding variable rate bonds.

A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/25/2012. The motion PASSED by an unanimous vote.

- j [1091-12](#) Authorization to execute an agreement with Urgent Treatment Clinics to provide occupational wellness and services for a three (3) year term beginning January 1, 2013. (L1091-12) (Maxwell/Graham)

This is a request to execute an agreement with Urgent Treatment Clinics to provide occupational wellness and services for a three (3) year term beginning January 1, 2013. Funds are budgeted in the Division of Human Resources adopted budget.

A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/25/2012. The motion PASSED by an unanimous vote.

- k [1092-12](#) Authorization to execute a Memorandum of Understanding (MOU) with Fayette County Public Schools, Division of Law Enforcement, outlining the use of the Mobile Data Network which is maintained by the Lexington Division of Police. (L1092-12) (Basin/Mason)

This is a request to execute a MOU with Fayette County Public Schools, Division of Law Enforcement, outlining the use of the Mobile Data Network which is maintained by the Lexington Division of Police. There is no budgetary impact.

A motion was made by Council Member Linda Gorton, seconded by Council

Member Steve Kay, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/25/2012. The motion PASSED by an unanimous vote.

- I** [1093-12](#) Authorization to execute a Mutual Aid Agreement with Fayette County Public Schools, Division of Law Enforcement, outlining the procedure to be followed by requesting and responding agencies in the event of a request for assistance. (L1093-12) (Bastin/Mason)
This is a request to execute a Mutual Aid Agreement with Fayette County Public Schools, Division of Law Enforcement, outlining the procedure to be followed by requesting and responding agencies in the event of a request for assistance. There is no budgetary impact.
A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/25/2012. The motion PASSED by an unanimous vote.
- m** [1097-12](#) Authorization to approve the bids of The Allen Company, Inc., Boyd Gambrell Excavating, and E. C. Matthews Co., Inc., establishing Construction Unit Prices for the Division of Engineering and other appropriate divisions for use on small projects. (L1097-12) (Bayert/Paulsen)
This is a request to approve the bids of The Allen Company, Inc., Boyd Gambrell Excavating, and E. C. Matthews Co., Inc., establishing Construction Unit Prices for the Division of Engineering and other appropriate divisions for use on small projects.
A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/25/2012. The motion PASSED by an unanimous vote.
- n** [1104-12](#) Authorization to execute a Rental Agreement with the Lexington Center Corporation for use of the Opera House for the Kiddie Kaper recital. (L1104-12) (Hancock/Hamilton)
This is a request to execute a Rental Agreement with the Lexington Center Corporation for use of the Opera House for the Kiddie Kaper recital April 25 - 27, 2013. Payment for the rental will be paid by ticket sales to the event. There is no budgetary impact.
A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/25/2012. The motion PASSED by an unanimous vote.
- o** [1113-12](#) Authorization to execute a Collective Bargaining Agreement (CBA) with the Lexington Professional Firefighters, IAFF Local 526, on behalf of Fire Majors. (L1113-12) (Graham)
This is a request to execute a CBA with the Lexington Professional Firefighters, IAFF Local 526, on behalf of Fire Majors. The term is for

three (3) years.

A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/25/2012. The motion PASSED by an unanimous vote.

p [1114-12](#)

Authorization to amend Section 22-5 of the Code of Ordinances, abolishing one (1) position of Council Administrative Specialist (Grade 115E) and creating one (1) position of Council Staff Specialist (Grade 109N) in the Council Office. (L1114-12) (Maxwell/Graham)

This is a request to amend Section 22-5 of the Code of Ordinances, abolishing one (1) position of Council Administrative Specialist (Grade 115E) and creating one (1) position of Council Staff Specialist (Grade 109N) in the Council Office. The total annual impact is a cost savings of \$17,798.42.

A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/25/2012. The motion PASSED by an unanimous vote.

[1017-12](#)