

Lexington-Fayette Urban County Government

200 E. Main St
Lexington, KY 40507



Minutes

Tuesday, May 3, 2022

3:00 PM

Packet

Council Chamber

Urban County Council Work Session

I. Public Comment - Issues on Agenda

Present 14 - Steve Kay, Richard Moloney, Chuck Ellinger, Josh McCurn, Hannah LeGris, Susan Lamb, Liz Sheehan, David Kloiber, Preston Worley, Fred Brown, Whitney Baxter, Amanda Bledsoe, Jennifer Reynolds, and Kathy Plomin

Absent 1 - James Brown

II. Requested Rezonings/ Docket Approval

Present 15 - Steve Kay, Richard Moloney, Chuck Ellinger, James Brown, Josh McCurn, Hannah LeGris, Susan Lamb, Liz Sheehan, David Kloiber, Preston Worley, Fred Brown, Whitney Baxter, Amanda Bledsoe, Jennifer Reynolds, and Kathy Plomin

Absent 0

A motion was made by Council Member Susan Lamb, 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 5/5/2022.The motion PASSED by unanimous vote.

A motion was made by Council Member James Brown, seconded by Council Member James Brown, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/5/2022.The motion PASSED by unanimous vote.

A Resolution accepting the bid of Pace Contracting, LLC (awarded pursuant to rfp No. 28-2022), in the amount of \$1,249,200, for the design and construction of a water play area in Charles Young Park called "Splash!", and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Pace Contracting, LLC, related to the bid. [Council Office, Maynard]

A motion was made by Council Member James Brown, seconded by Council Member Steve Kay, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/5/2022.The motion PASSED by unanimous vote.

III. Approval of Summary

a Table of Motions: Council Work Session, April 26, 2022

A motion was made by Council Member Kathy Plomin, seconded by Council Member Whitney Baxter, 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 2022 SCHEDULE NO. 0040.

A motion was made by Council Member Hannah LeGris, seconded by Council Member Kathy Plomin, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/5/2022.The motion PASSED by unanimous vote.

AN ORDINANCE AMENDING CERTAIN OF THE BUDGETS OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT FOR COUNCIL APPROPRIATIONS FOR VARIOUS PROJECTS FROM AMERICAN RESCUE PLAN ACT (ARPA) STATE AND LOCAL RECOVERY FUNDS, AS APPROVED FEBRUARY 17, 2022, AND APPROPRIATING AND RE-APPROPRIATING FUNDS, SCHEDULE NO 0041.

A motion was made by Council Member Hannah LeGris, seconded by Council Member Kathy Plomin, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/5/2022.The motion PASSED by unanimous vote.

V. New Business

VI. Continuing Business/ Presentations

a Neighborhood Development Funds: May 3, 2022

A motion was made by Council Member Whitney Baxter, seconded by Council Member Amanda Bledsoe, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/5/2022.The motion PASSED by majority vote (Council Members James Brown, Chuck Ellinger, David Kloiber, Richard Moloney, and Liz Sheehan recused themselves).

b Summary: Environmental Quality & Public Works Committee, March 1, 2022

A motion was made by Council Member Fred Brown, seconded by Council Member Steve Kay, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/5/2022.The motion PASSED by unanimous vote.

c Proclamation: National Correctional Officers Week

Received and Filed

d Presentation: CBA Police Lieutenants and Captains

Received and Filed

e Presentation: Addressing Violence in Lexington (Part 2): Enforcement and Reentry

A motion was made that this Presentation be Received and Filed.The motion PASSED by unanimous vote.

VII. Council Reports

VIII. Mayor's Report

IX. Public Comment - Issues Not on Agenda

X. Adjournment

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

Administrative Synopsis - New Business Items

- a** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute certificates of consideration and other necessary documents, and to accept deeds for property interests needed for the Campbell Lane Stormwater Improvements Project, at a cost not to exceed \$1,500. [Div. of Water Quality, Martin]
- A motion was made by Council Member Chuck Ellinger II, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/5/2022.The motion PASSED by unanimous vote.**
- b** A Resolution establishing Thermal Service, LLC (f/k/a Thermal Equipment Service, Inc.), as a sole source provider for the purchase and service of HVAC Equipment. [Div. of Facilities and Fleet Management, Baradaran]
- A motion was made by Council Member Chuck Ellinger II, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/5/2022.The motion PASSED by unanimous vote.**
- c** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Partial Release of Easement, releasing a utility easement on the property located at 3677 Barrow Wood Lane. [Div. of Water Quality, Martin]
- A motion was made by Council Member Chuck Ellinger II, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/5/2022.The motion PASSED by unanimous vote.**
- d** Authorization to execute an amendment to the Purchase of Service Agreement with the Community Action Council for Lexington-Fayette, Bourbon, Harrison, and Nicholas Counties, Inc. to carry forward funds in the amount of \$19,250.00 extending the period to conduct its Pinnacle Youth Program through June 30, 2023. The program was awarded funds via the Extended Social Resources (ESR) program. No budgetary impact. (L0403-22) (Allen-Bryant)
- A motion was made by Council Member Chuck Ellinger II, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/5/2022.The motion PASSED by unanimous vote.**
- e** Authorization to execute an agreement with R.J. Corman Railroad Company for the set up and execution of Lexington's 4th of July fireworks display at Railroad's Lexington Yard on July 4, 2022. No budgetary impact. (L0404-22) (Conrad/Ford)

A motion was made by Council Member Chuck Ellinger II, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/5/2022.The motion PASSED by unanimous vote.

- f** Authorization to execute a lease agreement with NAMI for space located at 498 Georgetown Street, the Black and Williams Neighborhood Center, beginning on July 1, 2022 for a three-year period. The total rental revenue for year one is \$7,830.75. (L0405-22) (Ford)

A motion was made by Council Member Chuck Ellinger II, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/5/2022.The motion PASSED by unanimous vote.

- g** Authorization to execute a lease agreement with West End Community Empowerment Project of Lexington, Inc. for space located at 498 Georgetown Street, the Black and Williams Neighborhood Center, beginning July 1, 2022 for a three-year period. The total rental revenue for year one is \$24,723.50. (L0406-22) (Ford)

A motion was made by Council Member Chuck Ellinger II, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/5/2022.The motion PASSED by unanimous vote.

- h** Authorization to accept a donation from Galls to assist the Division of Police with recruiting efforts. The donated items include promotional images wrapping the trailer of a regional traveling semi-truck, t-shirts to pass out at events, and a marketing package through WKYT, a total value of \$3,750. No budgetary impact. (L0407-22) (Weathers/Armstrong)

A motion was made by Council Member Chuck Ellinger II, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/5/2022.The motion PASSED by unanimous vote.

- i** Authorization to execute a Professional Services Agreement, pursuant to RFP No. 17-2022, with Tetra Tech, Inc., to design improvements at the former Jacks Creek Pike Landfill at Raven Run Nature Sanctuary at a cost of \$37,000.00 for Phase 1 Design and Bid Services. Budget amendment in process. (L0408-22) (Carey/Albright)

A motion was made by Council Member Chuck Ellinger II, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/5/2022.The motion PASSED by unanimous vote.

- j** Authorization to execute a Letter of Agreement with the U.S. Department of the Army, amending the current Easement No. DACA27-2-07-164 located at the David Barrow USARC, 1051 Russell Cave Road for the

construction of the Lexmark Trunk A&B Sewer project, a Remedial Measures Project required by the Consent Decree, at a cost not to exceed \$4,000.00. Funds are budgeted. (L0409-22) (Martin/Albright)

A motion was made by Council Member Chuck Ellinger II, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/5/2022.The motion PASSED by unanimous vote.

- k** Authorization for a second amendment of Resolution No. 457-2020, increasing the easement acquisition budget by \$41,413.27 from \$91,000 to \$132,413.27, for the property located at 1651 North Broadway, for the New Circle Road Trunks A and B Sewer Project, a Consent Decree Project. Funds are budgeted. (L0410-22) (Martin/Albright)

A motion was made by Council Member Chuck Ellinger II, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/5/2022.The motion PASSED by unanimous vote.

- l** Authorization to accept donations purchased by the Citizens Police Academy Alumni Association (CPAAA) to support a variety of programs and services within the Division of Police. The total value of donated items is \$7,400. No budgetary impact. (L0412-22) (Weathers/Armstrong)

A motion was made by Council Member Chuck Ellinger II, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/5/2022.The motion PASSED by unanimous vote.

- m** Authorization to accept the proposal and retain TrustedSec for 40 hours of Incident Response and Forensic Analysis services annually to contain, investigate and assist with security incidents, and to execute future renewals and change orders. Total annual cost not to exceed \$16,000. Funds are budgeted in FY2022 and included in the FY2023 MPB. (L0423-22) (Valicenti)

A motion was made by Council Member Chuck Ellinger II, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/5/2022.The motion PASSED by unanimous vote.

- n** Authorization to execute an amendment to Supplemental Agreement #1 with the Kentucky Transportation Cabinet incorporating the budget and scope of work for the approved U.S. Department of Transportation Amendment No. 3 of the TIGER grant for the Town Branch Commons Project and allow pass through of funds to LFUCG. No budgetary impact. (L0424-22) (Peacher/Scott).

Approved and Referred to Docket to the Urban County Council

- o** Authorization to execute an amendment to the Fayette Park Homeowners

Association, Inc. Neighborhood Action Match agreement providing an extension to the project to May 31, 2023, at no additional cost. An extension is necessary due to delays related to the Coronavirus. (L0425-22) (Reynolds/Lanter)

A motion was made by Council Member Chuck Ellinger II, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/5/2022.The motion PASSED by unanimous vote.

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Authorization to accept the Collective Bargaining Agreement between LFUCG and the Bluegrass Fraternal Order of Police, Lodge No. 4, Lieutenants and Captains Unit, and to execute a related agreement for retroactive pay. A draft copy of the bargaining agreement showing the changes from the current contract and the related agreement are expected to be ratified by the Union no later than May 2, 2022. Estimated cost for FY2022 is \$650,000.00. Funds are budgeted. (L0433-22) (Speckert)

A motion was made by Council Member Chuck Ellinger II, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/5/2022.The motion PASSED by unanimous vote.