

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky      May 7, 2015

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on May 7, 2015 at 6:00 P.M. Present were Mayor Gray in the chair presiding, and the following members of the council: Council Members Moloney, Mossotti, Scutchfield, Stinnett, Akers, Bledsoe, F. Brown, J. Brown, Evans, Farmer, Gibbs, Henson, Kay, Lamb and Lane.

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

Resolutions No. 184-2015 through 230-2015, and Ordinances No. 31-2015 through 43-2015, inclusive, were reported as having been signed and published, and ordered to record.

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky

May 7, 2015

The Invocation was given by Greg Horn, Little Texas Community Church.

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An Ordinance creating and establishing, pursuant to KRS 91.750, et seq., the "Downtown Lexington Management District" and providing for its boundaries; a fifteen member Board, the requirements and appointing process for Board Members, and their term limits; the powers of the Board; a Fiscal Year commencing on July 1st, the undertaking of economic improvements by the Board; a budget and audit process; an affirmative action plan; public information; an assessment not to exceed \$.10 of \$100 of the assessed property value for each assessed property within the District; a contesting and appeal process; liens; an annual report to property owners; ethical requirements on Board Members; termination of the District in no later than 5 years; Board guidelines; contracting requirements; management, marketing, and administration; reporting requirements; an advisory council to the Board; severability; all effective upon date of passage with the Management District assessment of properties within the District to take place no earlier than allowable by law was on the docket for second reading.

Mr. Gibbs made a motion, seconded by Ms. Bledsoe, to take public comment on this ordinance out of order on the agenda.

Mr. F. Brown asked about taking this ordinance out of order. The Mayor responded.

The motion **passed** by unanimous vote and public comment was taken out of order.

Mr. Joe Terry, St. Ives Circle, spoke about a possible motion to table this ordinance. He encouraged Council not to support this motion and proceed with passing the ordinance.

Mr. Drew Fleming, Queensway Drive, spoke about the Downtown Management District and those who support it. He spoke about the benefits of annual assessments. He encouraged Council to vote on the ordinance.

The ordinance was given second reading. Upon motion of Ms. Henson, and seconded by Mr. Kay, the ordinance was approved by the following vote:

Aye: Moloney, Mossotti, Stinnett, Akers, F. Brown,  
J. Brown, Evans, Farmer, Gibbs, Henson,  
Kay, Lamb -----12

Nay: Lane, Scutchfield-----2  
(Ms. Bledsoe abstained from the vote.)

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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 Administrative Officer, Grade 523E, one (1) position of Security Supervisor, Grade 514N, and twelve (12) positions of Security Officer, Grade 507N, in the Div. of Facilities and Fleet Management, and creating the following Classified Civil Service Positions: one (1) position of Administrative Officer, Grade 523E, one (1) position of Security Supervisor, Grade 514N, and twelve (12) positions of Security Officer, Grade 507N, in the Dept. of Public Safety; abolishing the following Unclassified Civil Service Position: one (1) position of Security Officer P/T, Grade 507N, in Div. of Facilities and Fleet Management, and creating the following Unclassified Civil Service Position: one (1) position of Security Officer P/T, Grade 507N, in the Dept. of Public Safety, and transferring the incumbents at their current job classification, pay grade and salary, from the Div. of Facilities and Fleet Management to the Dept. of Public Safety, effective July 1, 2016 was on the docket for second reading.

Upon motion by Ms. Lamb, seconded by Ms. Henson, and approved by unanimous vote, the ordinance was amended to change the effective date from July 1, 2016 to July 1, 2015. She stated this was a scrivener's error and not a material change that would necessitate a new first reading.

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 Administrative Officer, Grade 523E, one (1) position of Security Supervisor, Grade 514N, and twelve (12) positions of Security Officer, Grade 507N, in the Div. of Facilities and Fleet Management, and creating the following Classified Civil Service Positions: one (1) position of Administrative Officer, Grade 523E, one (1) position of Security Supervisor,

Grade 514N, and twelve (12) positions of Security Officer, Grade 507N, in the Dept. of Public Safety; abolishing the following Unclassified Civil Service Position: one (1) position of Security Officer P/T, Grade 507N, in Div. of Facilities and Fleet Management, and creating the following Unclassified Civil Service Position: one (1) position of Security Officer P/T, Grade 507N, in the Dept. of Public Safety, and transferring the incumbents at their current job classification, pay grade and salary, from the Div. of Facilities and Fleet Management to the Dept. of Public Safety, effective July 1, 2015 was given second reading as amended.

Upon motion of Ms. Henson, and seconded by Mr. Kay, the ordinance was approved by the following vote:

Aye: Moloney, Mossotti, Scutchfield, Stinnett, Akers,  
 Bledsoe, F. Brown, J. Brown, Evans, Farmer,  
 Gibbs, Henson, Kay, Lamb, Lane -----15

Nay: -----0

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The following ordinances were given second reading. Upon motion of Ms. Henson, and seconded by Mr. Kay, the ordinances were approved by the following vote:

Aye: Moloney, Mossotti, Scutchfield, Stinnett, Akers,  
 Bledsoe, F. Brown, J. Brown, Evans, Farmer,  
 Gibbs, Henson, Kay, Lamb, Lane -----15

Nay: -----0

An Ordinance changing the zone from a Wholesale & Warehouse Business (B-4) zone to a Highway Service Business (B-3) zone, for 0.47 net (0.69 gross) acre; and from a Two-Family Residential (R-2) zone to a Highway Service Business (B-3) zone, for 0.55 net (0.62 gross) acre, for property located at 836 & 840 Winchester Rd.; 912, 916, 920 & 922 Detroit Ave.; and a portion of 915, 917, 919 & 921 Dayton Ave., including a dimensional variance (Jake Riordan & Mark A. Jeter; Council District 5).

An Ordinance amending Article 17 of the Zoning Ordinance to allow multi-tenant listings on free-standing signs in the Planned Shopping Center (B-6P) zone. (Ruggles Sign).

An Ordinance pursuant to Section 6.12 of the Lexington-Fayette Urban County Government Charter renaming the Office of Chief Information Officer to the Dept. of Information Technology, effective upon passage of Council.

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. 56.

An Ordinance amending the authorized strength by abolishing, one (1) vacant Classified Civil Service Position of Service Writer, Grade 510N, in the Div. of Parks and Recreation and creating one (1) vacant Classified Civil Service Position of Service Writer, Grade 510N, in the Div. of Facilities and Fleet Management, transferring the position and its funds; and appropriating funds pursuant to Schedule No. 58, effective upon passage of Council.

An Ordinance amending the authorized strength by changing the pay grade of one (1) Classified Civil Service Position of Safety Coordinator, from Grade 514N to 516N and reallocating the incumbent, in the Div. of Streets and Roads, and appropriating funds pursuant to Schedule No. 59.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to provide funds for General Fund reallocation projects as approved at the April 28, 2015 Work Session and appropriating and re-appropriating funds, Schedule No 62.

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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 542E, 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 was on the docket for first reading.

Upon motion by Ms. Lamb, seconded by Ms. Henson, and approved by unanimous vote, the ordinance was amended to change the Computer Systems Manager Grade from Grade 542E to Grade 524E.

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, appropriating funds pursuant to Schedule No. 60, effective upon passage of Council was given first reading as amended ordered placed on file until May 28, 2015 for public inspection.

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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 was given first reading.

Mr. Gibbs asked Mr. Dave Barberie, Dept. of Law, about the restrictions of the exemptions for smoking indoors. Mr. Barberie responded.

Ms. Scutchfield stated that she planned to do a motion to suspend. She spoke about her understanding of the intent of the ordinance.

Ms. Mossotti asked questions of Ms. Janet Graham, Commissioner, Dept. of Law, about the restrictions on the ordinance. Ms. Graham responded.

Ms. Kay stated he was in support of this ordinance but wanted to ensure Council knew that correct restrictions.

Ms. Scutchfield made assurances she would move swiftly to update the ordinance if it is not applied as intended.

Mr. Gibbs stated he will support the motion.

Ms. Mossotti asked for a response from the Law Dept. Ms. Graham stated that the intent of the legislation is to assist vapor shops.

Upon motion of Ms. Scutchfield, seconded by Ms. Akers, the rules were suspended by unanimous vote.

The ordinance was given second reading. Upon motion of Ms. Henson seconded by Mr. Kay, the ordinance was approved by the following vote:

Aye: Moloney, Mossotti, Scutchfield, Stinnett, Akers,  
Bledsoe, F. Brown, J. Brown, Evans, Farmer,  
Gibbs, Henson, Kay, Lane-----14

Nay: -----0  
(Ms. Lamb was absent when the vote was taken.)

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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 was given first reading.

Upon motion of Mr. Farmer, seconded by Mr. Gibbs, the rules were suspended by unanimous vote.

The ordinance was given second reading. Upon motion of Ms. Henson seconded by Mr. Kay, the resolution was approved by the following vote:

Aye: Moloney, Mossotti, Scutchfield, Stinnett, Akers,  
Bledsoe, F. Brown, J. Brown, Evans, Farmer,  
Gibbs, Henson, Kay, Lamb, Lane -----15

Nay: -----0

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The following ordinances were given first reading and ordered placed on file until May 28, 2015 for public inspection.

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.

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.

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.

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The following resolutions were given second reading. Upon motion of Ms. Henson, and seconded by Mr. Farmer, the resolutions were approved by the following vote:

Aye: Moloney, Mossotti, Scutchfield, Stinnett, Akers,  
Bledsoe, F. Brown, J. Brown, Evans, Farmer,  
Gibbs, Henson, Kay, Lamb, Lane -----15

Nay: -----0

A Resolution accepting the bids of S & T Fencing, Inc.; Herb Geddes Fence Co., Inc.; and Myers Fence, LLC, establishing price contracts for fencing for the Div. of Parks and Recreation.

A Resolution accepting the bid of Randle-Davies Construction Co., LLC, in the amount of \$49,880, for Asphalt Repair for Tennis and Basketball Courts (Waverly Park), and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary agreement related to the bid.

A Resolution accepting the bid of Bluegrass Contracting Corp., in the amount of \$864,959.22, for the Meadows Northland Arlington (Oak Hill Drive) 5D, for the Div. of Engineering, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Bluegrass Contracting Corp., related to the bid.

A Resolution accepting the bid of Whayne Supply Co., establishing a price contract for emergency generators and accessories, for the Div. of Water Quality.

A Resolution accepting the bid of J. Edinger & Son, Inc., establishing a price contract for Snow Plows, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of C&R Asphalt, LLC, in the amount of \$22,200, for Asphalt Repair for Basketball Courts (Lou Johnson Park), for the Div. of Parks and Recreation, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary agreement related to the bid.



A Resolution accepting the bid of Tennis Technology, Inc., in the amount of \$55,554, for Asphalt Repair for Tennis Courts (Meadowthorpe and Shillito Parks), for the Div. of Parks and Recreation, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary agreement related to the bid.

A Resolution accepting the bid of Roberts Heavy Duty Towing, Inc., establishing a price contract for towing services for the Divs. of Police and Code Enforcement, the Dept. of General Services, and the Lexington and Fayette County Parking Authority.

A Resolution ratifying the Probationary Civil Service Appointments of: Eric Reid, Support Specialist, Grade 512N, \$15.301 hourly in the Div. of Computer Services, effective May 18, 2015, Melvin Clemmons, Solids Processing Supervisor, Grade 519E, \$1,971.28 biweekly in the Div. of Water Quality, effective May 4, 2015, Darrell Morbley, \$16.379 hourly and Harry Ashby, \$14.312 hourly, both Public Service Worker, Grade 507N, in the Div. of Waste Management, effective May 4, 2015, Ersula Killens, Public Service Supervisor, Grade 514N, \$17.800 hourly in the Div. of Facilities and Fleet Management, effective May 4, 2015, and Thomas Allen II, Public Service Worker Sr., Grade 509N, \$13.218 hourly in the Div. of Parks and Recreation, effective May 4, 2015; and ratifying the Permanent Civil Service Appointments of: Donnie Salmons, Telecommunicator, Grade 513N, \$21.164 hourly in the Div. of Police, effective April 6, 2015 and Ban Hasan, Clerical Assistant, Grade 505N, \$13.516 hourly in the Div. of Family Services, effective March 22, 2015.

A Resolution authorizing the Div. of Water Quality to purchase stationary hazardous gas monitoring equipment for the West Hickman Waste Water Treatment Plant, from Sierra Monitor Corp., a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Sierra Monitor Corp. related to the procurement, at a cost not to exceed \$59,291.98.

A Resolution accepting the Response of Cornerstone Environmental Group, LLC to RFP No. 1-2015 Design of Landfill Cap for Haley Pike Landfill, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Cornerstone Environmental Group, LLC to provide services related to the RFP, at a cost estimated not to exceed \$43,630.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to accept a donation from the Meadows-Loudon Neighborhood Association of \$2,317.90 for the purchase of one park bench and Burr Oak trees to be placed in Castlewood Park at no cost to the Urban County Government.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Contract with Accela, Inc., for the Accela Civic Platform Project, increasing the contract price by the sum of \$134,752.00 from \$1,198,788.20 to \$1,333,540.20.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the U.S. Dept. of Labor and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$1,050,000 Federal funds, and are for the development and implementation of an employment training program for court-involved youth.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Contract Amendments with Headley Green Homeowners Association, Gratz Park Neighborhood Association, Northside Neighborhood Association, and Ashland Neighborhood Association, for extension of the completion date of the Neighborhood Action Match Project to December 31, 2015, and to change the scope of work for the Headley Green Homeowners Association Contract to include the installation of monkey grass and plants along the drainage ditch/basin area, at no cost to the Urban County Government.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Contract with IBM Business Continuity and Recovery Services for the Disaster Recovery Equipment Project, increasing the contract price by the sum of \$51,660 from \$84,360 to \$136,020.

A Resolution supporting and encouraging the establishment of the Forest Health Research and Education Center (FHC) at the University of Ky., for the expansion of critical research and educational programming and to address increased threats from invasive pests and pathogens on trees and forests throughout the region.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Certificate of Consideration and any other necessary documents, and to accept a deed for property located at 1604 Ft. Sumter Dr. for the Ft. Sumter Dr. Stormwater Improvements Project, at a cost not to exceed \$180,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government and pursuant to Resolution No. 181-74 and Ordinance No. 4-75, to execute a Memorandum of Understanding with the American Federation of State, County and Municipal Employees, AFSCME Local 4468, to non-wage related benefits and working conditions for certain employees in the Div. of Waste Management.

A Resolution authorizing and directing 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 Meadow Ln. at New Circle Rd. Modified Access Project, at a cost not to exceed \$5,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Certificate of Consideration and any other necessary documents, and to accept a deed for property located at the intersection of Liberty Rd. at Winchester Rd. for additional funding, for the Liberty Rd. at Winchester Rd. Improvement Project, at a cost not to exceed \$30,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute the Purchase of Service Agreement with Lighthouse Ministries, for the completion of a full-service dining facility for the provision of meals for low-income and homeless individuals, at a cost not to exceed \$67,657.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Contract with Riddell Construction, Inc., for the Coroner/Community Action Center Renovation Project, decreasing the contract price by the sum of \$247.62 from \$597,720.00 to \$597,472.38.

A Resolution accepting the response of CITYVisions Associates, LLC, and AU Associates, Inc., to RFP No. 9-2015 - Development Agent Services for the Old Fayette County Courthouse, and authorizing the Mayor, on behalf of the Urban County Government, to execute a Professional Services Agreement with CITYVisions Associates, LLC, and AU Associates, Inc., to provide services related to the RFP at a cost not to

exceed \$500,000 for Phase 1A, with any additional services and phases provided under the Agreement contingent upon sufficient funds being appropriated in future Fiscal Year(s), for a total cost not to exceed \$1,275,000 for the entire project.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Consultant Services Agreement with Element Design, PLLC, for the Idle Hour Park Improvements Project at a cost not to exceed \$33,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Contract with GRW Engineers, Inc., for the West Hickman Waste Water Treatment Plant Administration Building Expansion/Improvements Project, decreasing the contract price by the sum of \$54,690 from \$95,870 to \$41,180.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Rental Agreement with Fayette County Board of Education, for a fire recruit testing site, at a cost not to exceed \$1,200.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Contract with the Prudential Insurance Co. of America, for group life insurance for all LFUCG employees, effective January 1, 2015, at a cost not to exceed \$775,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Rabbit Run Homeowners Association (\$1,000), Palomar Hills Community Association (\$600), The Village of Rabbit Run Condo Association (\$500), Aylesford Place Neighborhood Association (\$500), Mentelle Neighborhood Association (\$1,000), Growing Together Preschool (\$1,050), Mary Todd Lincoln House (\$550), Captain Underwood Young Marines (\$800), LexArts on behalf of Art Connects (\$1,000), Historic Woodward Heights Neighborhood Association (\$500), Bell Court Neighborhood Association (\$900), and East End Community Development Corp. (\$500), for the Office of the Urban County Council, at a cost not to exceed the sums stated.

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A Resolution authorizing the Div. of Human Resources to make conditional offers to the following Probationary Civil Service Appointments: Vincent Hickey, Building Inspector, Grade 517N, \$21.807 hourly in the Div. of Building Inspection and Chundra Lott, Administrative Specialist Sr., Grade 516N, \$20.769 hourly in the Div. of Revenue, both effective May 18, 2015, Travis Workman, Heavy Equipment Technician, Grade

516N, \$20.009 hourly in the Div. of Facilities and Fleet Management, effective upon passage of Council, and Luke Canfield, Life Skills Program Specialist, Grade 515E, \$1,489.08 biweekly in the Div. of Community Corrections, effective June 1, 2015; and authorizing the Div. of Human Resources to make a conditional offer to the following Unclassified Civil Service Appointments: Glendrick Gardner, \$12.269 hourly and Lester Peoples, \$12.282 hourly, both Public Service Worker, Grade 507N in the Div. of Waste Management, effective upon passage of Council was given first reading.

Upon motion of Ms. Bledsoe, seconded by Ms. Henson, the rules were suspended by unanimous vote.

The resolution was given second reading. Upon motion of Mr. Farmer, and seconded by Ms. Scutchfield, the resolution was approved by the following vote:

Aye: Moloney, Mossotti, Scutchfield, Stinnett, Akers,  
 Bledsoe, F. Brown, J. Brown, Evans, Farmer,  
 Gibbs, Henson, Kay, Lamb, Lane -----15

Nay: -----0

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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 was given first reading.

The resolution was given first reading. Upon motion of Ms. Akers, seconded by Ms. Scutchfield, the rules were suspended by unanimous vote.

The resolution was given second reading. Upon motion of Mr. Farmer, and seconded by Ms. Scutchfield, the resolution was approved by the following vote:

Aye: Moloney, Mossotti, Scutchfield, Stinnett, Akers,  
 Bledsoe, F. Brown, J. Brown, Evans, Farmer,  
 Henson, Kay, Lamb, Lane -----14

Nay: -----0  
 (Mr. Gibbs recused himself.)

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The following resolutions were given first reading. Upon motion of Ms. Akers, seconded by Ms. Scutchfield, the rules were suspended by unanimous vote.

The resolutions were given second reading. Upon motion of Mr. Farmer, and seconded by Ms. Scutchfield, the resolutions were approved by the following vote:

Aye: Moloney, Mossotti, Scutchfield, Stinnett, Akers, Bledsoe, F. Brown, J. Brown, Evans, Farmer, Gibbs, Henson, Kay, Lamb, Lane -----15

Nay: -----0

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.

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.

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.

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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 was given first reading.

Upon motion of Mr. Farmer, seconded by Ms. Mossotti, the rules were suspended by unanimous vote.

The resolution was given second reading. Upon motion of Mr. Farmer, and seconded by Ms. Scutchfield, the resolution was approved by the following vote:

Aye: Moloney, Mossotti, Scutchfield, Stinnett, Akers,  
Bledsoe, F. Brown, J. Brown, Evans, Farmer,  
Gibbs, Henson, Kay, Lamb, Lane -----15

Nay: -----0

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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 was given first reading, with a public hearing being held.

The Mayor opened the public hearing on the Educational Building Revenue Refunding and Improvement Bonds at 6:48 P.M. As there were no comments from the public, the Mayor closed the hearing at 6:49 P.M.

Upon motion of Mr. Stinnett, seconded by Ms. Henson, the rules were suspended by unanimous vote.

The resolution was given second reading. Upon motion of Mr. Farmer, and seconded by Ms. Scutchfield, the resolution was approved by the following vote:

Aye: Moloney, Mossotti, Scutchfield, Stinnett, Akers,  
Bledsoe, F. Brown, J. Brown, Evans, Farmer,  
Gibbs, Henson, Kay, Lamb, Lane -----15

Nay: -----0

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The following resolutions were given first reading and ordered placed on file until May 28, 2015, for public inspection.

A Resolution accepting the bid of SHI International, Inc., establishing a price contract for Panasonic Toughbooks and Docking Stations, for the Div. of Fire and Emergency Services.

A Resolution accepting the bid of Kenney, Inc., in the amount of \$142,600, for the Hartland Pump Station Improvements, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Kenney, Inc., related to the bid.

A Resolution ratifying the Probationary Civil Service Appointments of: Paul Willard, Engineering Technician Principal, Grade 518E, \$2,335.76 biweekly in the Div. of Engineering, effective May 11, 2015, Barry Prater, Plant Manager, Grade 524E, \$2,363.28 biweekly in the Div. of Waste Management, effective May 4, 2015, Alecia Smith, Human Resources Analyst, Grade 520E, \$1,808.55 biweekly in the Div. of Human Resources, effective June 1, 2015, and Stephanie Jackson, Administrative Specialist Principal, Grade 518E, \$1,897.36 biweekly in the Div. of Facilities and Fleet Management, effective May 18, 2015; ratifying the Permanent Civil Service Appointment of: Tricia Platt, Early Child Care Teacher, Grade 512E, \$1,525.68 biweekly in the Div. of Family Services, effective April 20, 2015; and ratifying the Council Leave of: Nicole Wright, Telecommunicator, Grade 513N, in the Div. of Emergency Management/911, beginning May 19, 2015 through July 17, 2015.

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.

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.

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.



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.

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.

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.

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.

\* \* \*

The following Communication from the Mayor was received for information only:

(1) Reinstatement of Donald Warren, Equipment Operator Sr., Grade 512N, \$19.995 hourly, in the Div. of Streets

\* \* \*

Ms. Lamb stated she had the intention to bring forward a motion at Work Session on Tuesday, May 12, 2015, to amend Chapter 25 of the Code of Ordinances, the Ethics Act, to include the Downtown Management District Board as an entity under its review.

\* \* \*

Upon motion of Mr. Kay, seconded by Ms. Lane, and approved by unanimous vote, a public hearing for the Fiscal Year 2016 Budget and the Municipal Aid programs was scheduled on Tuesday, May 26, 2015 at 3:00 P.M. in the Council Chambers.

\* \* \*

Ms. Mossotti invited Council to Lunafest at the Ky. Theatre on May 7, 2015 following the Council Meeting. This event sponsors Bluegrass 17.

\* \* \*  
Ms. Bledsoe stated the Southland Street Fair was to be held Saturday, May 9, 2015 from 3:00 P.M. to 8:00 P.M. She thanked former Council Member Harry Clarke and Council Aide Jamie Giles for their efforts in making this event happen.

\* \* \*  
Mr. Farmer spoke about the Trolley Tour 2015 on May 9, 2015 and invited everyone to take a tour.

\* \* \*  
Mr. Bernard McCarthy, Harry Street, spoke about the CentrePointe project, streets, and traffic.

\* \* \*  
Upon motion of Mr. Stinnett, seconded by Ms. Scutchfield, and approved by unanimous vote, the meeting adjourned at 7:06 p.m.

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Deputy Clerk of the Urban County Council