

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky September 22, 2022

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on September 22, 2022 at 6:00 p.m. Present were Mayor Gorton in the chair presiding and the following members of the Council: Bledsoe, F. Brown, Ellinger, Kay, Kloiber, Lamb, LeGris, McCurn, Moloney, Reynolds, Sheehan, Worley, and Baxter. Absent were Council Members J. Brown and Plomin.

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

Ordinances No. 095-2022 through 098-2022, inclusive, and Resolutions No. 484-2022 through 517-2022, inclusive, were reported as having been signed and published and ordered to record.

* * *

The Invocation was given by Pastor Richard Gaines of the Consolidated Baptist Church.

* * *

Upon motion by Ms. LeGris, seconded by Ms. Lamb, and approved by unanimous vote, a presentation recognizing International Sign Language Day was placed on the docket.

* * *

Upon motion by Mr. Ellinger, seconded by Ms. Baxter, and approved by unanimous vote, the Minutes of the August 30, 2022 Council Meeting and September 8, 2022 Council Meeting were approved.

* * *

At 6:05 p.m., Mr. J. Brown joined the meeting.

* * *

Mayor Gorton asked Mr. Mike Halligan, CEO of God's Food Pantry, to join her at the podium and read a Proclamation declaring September 2022 as God's Pantry Hunger Action Month in Lexington.

Mr. Halligan thanked the Mayor and Council for the Proclamation. He spoke about Hunger Action Month and Hunger Action Day, which is September 23, 2022. He implored

the Council and the public to consider what they could do to help those experiencing hunger. He shared statistics about food insecurity in Fayette County and explained the reasons that the statistics about food insecurity in Fayette County and Kentucky were so high. Mr. Halligan shared ways in which the Lexington Fayette Urban County Government has made a difference in combating hunger and ways that constituents facing hunger could reach out to God's Pantry for help. He shared a story about a Fayette County resident who had dealt with food insecurity.

* * *

Mayor Gorton asked Ms. Sharon Land, along with Ms. LeGris and Ms. Sheehan, to join her at the podium. She shared that Mrs. Land has worked as a school crossing guard in Lexington since 1991 and is currently stationed at Maxwell Elementary, Cassidy Elementary, and Morton Middle Schools. She spoke of Mrs. Land's dedication to children's safety and her ability to build relationships with children. Mayor Gorton read a Proclamation declaring September 22, 2022 as Sharon Land Day in Lexington.

Ms. Land thanked everyone for the honor. She shared that she had only missed 3 days of work in 15 years on the job and that she did not want to miss work because she felt obliged to take care of "her kids."

Ms. LeGris learned of Ms. Land's impact on the community through one of the families for whom Ms. Land has helped. She spoke of Ms. Land's kindness and integrity, noting that there were many families in the gallery this evening to show their support for her work.

Ms. Sheehan explained that Cassidy Elementary and Morton Middle Schools were located in her district and that Mrs. Land was the crossing guard for her family. She shared an anecdote about her family's experience with Mrs. Land as crossing guard for her daughter.

* * *

Mayor Gorton asked Ms. Virginia Moore and Mr. Justin Stanley from the Commission on the Deaf and Hard of Hearing to join her at the podium. She shared that Mr. Stanley was a constituent of Ms. LeGris's. Mayor Gorton read a Proclamation declaring September 23, 2022 as International Day of Sign Languages in Lexington.

Ms. Moore thanked the Council for their support of the International Day of Sign Languages. She spoke of Mr. Stanley's work on the Commission for the Deaf and Hard of Hearing, specifically alerting the Council to major events for the Deaf and Hard of Hearing community in Lexington.

Mr. Stanley thanked Ms. LeGris and Mayor Gorton for the recognition.

Ms. Moore shared that there were 54,000 Deaf and Hard of Hearing residents in Fayette County and that there were 700,000 in the State of Kentucky and explained the importance of her involvement in Governor Andy Beshear's press conferences during the COVID-19 pandemic. She shared some more statistics about hearing loss as well as Tinnitus. Ms. Moore acknowledged the type of sign languages in Fayette County were as diverse as the types of spoken languages. She introduced Ms. Jenna White, who, she explained, is deaf herself.

Ms. White shared that she is frequently asked if American Sign Language (ASL) is used in other countries. She explained that other countries have sign languages of their own. She clarified ASL can vary by geographical region and ethnicity.

* * *

The following ordinances received second reading. Upon motion by Mr. Ellinger, and seconded by Vice Mayor Kay, the ordinances were approved by the following vote:

Aye: Bledsoe, F. Brown, J. Brown, Ellinger, -----14
Kay, Kloiber, Lamb, LeGris, McCurn,
Moloney, Reynolds, Sheehan, Worley,
Baxter

Nay: -----0

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 2023 Schedule No. 12.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for the Div. of Environmental Services for funds in the amount of \$168 from Neighborhood Development Funds for tree replacement in the Pebble Creek right-of-way, Schedule No. 14.

An Ordinance amending and reenacting the following sections of Chapter 12 of the Lexington-Fayette Urban County Government Code of Ordinances pertaining to housing and property maintenance standards: Section 12-1 related to the Property Maintenance

Code to adopt and incorporate the 2021 Edition of the International Property Maintenance Code with certain deletions, revisions, and additions including matters related to its scope and administration, definitions, general requirements, light, ventilation and occupancy limitations, plumbing facilities and fixture requirements, mechanical and electrical requirements, Fire safety requirements, other codes, penalties, violations and the Violations library; Section 12-2(c) related to nuisances to create certain exemptions and special provisions related to the excessive growth of weeds, grass and other vegetation; Section 12-3 related to abatement of nuisance to reassign certain duties from the Commissioner of Planning, Preservation, and Development to the Commissioner of Housing Advocacy and Community Development; and Section 17-162(a) related to sidewalk replacement financial assistance to reduce the annual income threshold in the definition of “qualified property owner”; all effective on January 1, 2023.

* * *

The following ordinances received first reading.

Upon motion by Mr. F. Brown, seconded by Ms. Reynolds, and approved by unanimous vote, the rules were suspended and the following Ordinances received second reading.

Upon motion by Mr. Ellinger, and seconded by Ms. Lamb, the Ordinances were approved by the following vote:

Aye: Bledsoe, F. Brown, J. Brown, Ellinger, -----14
Kay, Kloiber, Lamb, LeGris, McCurn,
Moloney, Reynolds, Sheehan, Worley,
Baxter

Nay: -----0

An Ordinance amending the authorized strength by creating one (1) Classified Civil Service Position of Recreation Supervisor, Grade 514E, in the Dept. of Social Services and creating one (1) Unclassified Civil Service Position of Administrative Specialist Sr., Grade 516N, in the Office of the Mayor, all effective July 1, 2022.

An Ordinance changing the zone from an Agricultural Rural (A R) zone and a Single Family Residential (R -1D) zone to a Neighborhood Business (B-1) zone for 5.6879 net (5.8494 gross) acres, for property located at 6270 Athens Walnut Hill Pike. (Athens Property, LLC; Council District 12).

An Ordinance creating Article 22, Appendix C of the Zoning Ordinance to create a new Planned Unit Development (PUD-3) zone to allow a Mixed Use Development that would permit a blend of residential, commercial, entertainment, and industrial uses. (Turner Property 4, LLC).

An Ordinance amending the authorized strength by abolishing one (1) vacant unclassified position of Life Skills Program Instructor, Grade 512N, in the Div. of Youth Services; creating one (1) classified position of Recreation Supervisor, Grade 514E, in the Div. of Parks and Recreation; and transferring two (2) vacant unclassified positions of Educational Program Aide P/T, along with the funds associated with these positions, from the Div. of Youth Services to the Div. of Parks and Recreation, all effective upon passage of Council.

An Ordinance amending Section 21-37 of the Code of Ordinances of the Lexington Fayette Urban County Government to authorize up to four (4) hours of leave with pay for eligible employees for the purpose of voting.

An Ordinance amending the Unclassified Civil Service authorized strength by abolishing one (1) vacant unclassified position of Information Security Engineer Sr., Grade 532E, in the Dept. of Information Technology, effective upon passage of Council. An Ordinance amending the authorized strength by transferring one (1) Classified Civil Service Position of GIS Developer, Grade 522E, and three (3) Classified Civil Service Positions of GIS Analyst, Grade 516N, along with the incumbents in the positions, from the Div. of Computer Services to the Div. of Enterprise Solutions, all effective upon passage of Council.

An Ordinance creating Section 7-6 of the Code of Ordinances providing for an alternative process for the acceptance, approval, and establishment of price contracts for purchases for which funds have been budgeted, that requires identification of the Dept. or Div. for which the procurement is being made and a description of the goods or services being procured, for inclusion on the Mayor's Report for Council approval, effective upon passage of Council.

*

*

*

The following ordinance received first reading and was ordered to be placed on file for public inspection until October 13, 2022:

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 2023 Schedule No. 13.

* * *

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 in order to move remaining funds to the Construction Phase of the Town Branch Trail Commons Project received second reading.

Upon motion by Ms. Baxter, and seconded by Vice Mayor Kay, the resolution was approved by the following vote:

Aye: Bledsoe, F. Brown, J. Brown, Ellinger, -----13
Kay, Kloiber, Lamb, LeGris, McCurn,
Reynolds, Sheehan, Worley, Baxter

Nay: Moloney -----1

* * *

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. Five (5) to the Agreement with L-M Asphalt Partners d/b/a ATS Construction, for the Town Branch Trail Phase 6, increasing the Contract price by \$240,937.98 and raising the total Contract price from \$4,633,109.27 to \$4,874,047.25 received second reading.

Upon motion by Ms. Baxter, and seconded by Vice Mayor Kay, the resolution was approved by the following vote:

Aye: Bledsoe, F. Brown, J. Brown, Ellinger, -----13
Kay, Kloiber, Lamb, LeGris, McCurn,
Reynolds, Sheehan, Worley, Baxter

Nay: Moloney -----1

* * *

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a first addendum to the Agreement with Mackey Group, LLC d/b/a Wiser Strategies, for creative design services for public outreach and media campaigns for the Div. of Environmental Services, expanding the scope of the Agreement to provide for additional services for public outreach related to the vacuum leaf collection program, and

increasing the Contract price by the sum of \$10,000, from \$50,000 to \$60,000 received second reading.

Upon motion by Ms. Baxter, and seconded by Vice Mayor Kay, the resolution was approved by the following vote:

Aye: Bledsoe, F. Brown, J. Brown, Ellinger, -----13
Kay, Kloiber, Lamb, LeGris, McCurn,
Reynolds, Sheehan, Worley, Baxter

Nay: Moloney -----1

*

*

*

The following resolutions received second reading. Upon motion by Ms. Baxter, and seconded by Vice Mayor Kay, the resolutions were approved by the following vote:

Aye: Bledsoe, F. Brown, J. Brown, Ellinger, -----14
Kay, Kloiber, Lamb, LeGris, McCurn,
Moloney, Reynolds, Sheehan, Worley,
Baxter

Nay: -----0

A Resolution ratifying the Permanent Classified Civil Service Appointments of: Tara Chenault, Administrative Specialist Sr., Grade 516N, \$21.562 hourly in the Div. of Revenue, effective August 28, 2022, Jada Griggs, Program Manager Sr., Grade 524E, \$3,010.80 biweekly in the Div. of Environmental Services, effective August 28, 2022, Zachary Prewitt, Arborist, Grade 517N, \$25.875 hourly in the Div. of Environmental Services, effective August 28, 2022.

A Resolution specifying the intention of the Urban County Council to expand and extend the Full Urban Services District #1 to provide street lighting, street cleaning, and garbage and refuse collection; finding a need for this service in the area included; and finding the ability of the Urban County Government to provide this service in this area, which area is defined as certain properties on the following streets: Bay Springs Park; Buttermilk Rd.; Case Way; Cattle Path; Feathersound Way; Foster Dr.; Hailey Rose Way; Hollow Creek Rd.; Huntly Place; Mountjoy Place; Night Heron Way; Silver Springs Dr.; Squires Circle; Squirrel Nest Lane; Stolen Horse Trace; and Tanksley Way.

A Resolution specifying the intention of the Urban County Council to expand and extend Partial Urban Services District #3 to provide garbage and refuse collection; finding a need for this service in the area included; and finding the ability of the Urban County Government to provide this service in this area, which area is defined as certain properties

on the following streets: Cocos Way; Silver Springs Circle; Silver Springs Way; Waldorf Lane; and William Astor Lane.

A Resolution specifying the intention of the Urban County Council to expand and extend Partial Urban Services District #5 to provide street lighting and garbage and refuse collection; finding a need for this service in the area included; and finding the ability of the Urban County Government to provide this service in this area, which area is defined as certain properties on the following streets: Lansdowne Dr.; Pindell Court; Vicksburg Rd.; and Wedgewood Court.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Cerner Corporation for Medication History Inquiry Services for the inmate population, for the Div. of Community Corrections, at a cost not to exceed \$16,800.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with Ohio Task Force One National Urban Search and Rescue, to add three new Div. of Fire members.

A Resolution establishing Henry P. Thompson Co. As a sole source provider of Boerger replacement parts for sludge pumps for the Div. of Water Quality, and authorizing the Mayor, or her designee, on behalf of the Urban County Government, to execute any necessary Agreements with Henry P. Thompson Co. Related to the procurement of these goods, at a cost not to exceed \$22,759.34.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Lease Agreement with AVOL Ky., Inc., for the lease of Urban County Government property located at 851 Todds Rd.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Agreement with the U.S. Dept. of Housing and Urban Development (HUD) under the HOPWA CV (Housing Opportunities for Persons with Aids) Grant Program, in order to shift funding from one eligible program activity to another, and further authorizing the Mayor to execute any other necessary amendments related to this Agreement.

A Resolution authorizing the Dept. of General Services to purchase a Ferno Inx Stretcher from Ferno, a sole source provider, and authorizing the Mayor, on behalf of the

Urban County Government, to execute any necessary Agreement with Ferno, related to the procurement, at a cost not to exceed \$41,460.

*

*

*

Upon motion by Mr. J. Brown, seconded by Ms. Reynolds, and approved by unanimous vote, A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the U.S. Dept. of Homeland Security, Federal Emergency Management Agency, which Grant funds are in the amount of \$4,216,394.70 Federal funds under the FY 21 staffing for Adequate Fire and Emergency Response (SAFER) Grant Program, for the hiring of twenty-one Firefighters, the acceptance of which does not obligate the Urban County Government to the expenditure of funds, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget received first reading.

Upon motion by Ms. Lamb, seconded by Mr. Ellinger, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

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

Aye:	F. Brown, J. Brown, Ellinger, Kay, Kloiber, Lamb, LeGris, McCurn, Moloney, Reynolds, Sheehan, Worley, Baxter	-----13
Nay:		-----0
Absent:	Bledsoe	-----1

Mr. Ellinger asked Chief Jason Wells, Div. of Fire and Emergency Services to provide more information to the public about the resolution.

Chief Wells asked Kevin Pletzke, Lexington Local Firefighters 526 Union President, to join him at the podium. Chief Wells explained that the Fire Department recognized the need for increased staffing and had begun discussing that need with community leaders. He explained further that a grant application was submitted and awarded to allow for an increase in personnel in the Div. of Fire and Emergency Services.

Mr. Ellinger thanked Chief Wells for working towards and earning the grant.

Mr. F. Brown asked Chief Wells about the number of firefighters who would be added to the Div. of Fire. Chief Wells explained that 21 firefighters would be added to the

force, taking the number of firefighters from 599-620. Mr. F. Brown clarified that the funds for these new positions would last for three years.

* * *

A Resolution authorizing and directing the Mayor, on behalf of the Lexington Fayette Urban County Government, to execute Amendment #4 to the TIGER Agreement with the U.S. Dept. of Transportation, which will modify the Budget for the Town Branch Commons Project, move funds to different phases, clarify the use of funds in all zones, and extend the Budget period end date received first reading.

Upon motion by Ms. Lamb, seconded by Mr. Ellinger, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

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

Aye:	F. Brown, J. Brown, Ellinger, Kay, Kloiber, Lamb, LeGris, McCurn, Reynolds, Sheehan, Worley, Baxter	-----12
Nay:	Moloney	-----1
Absent:	Bledsoe	-----1

* * *

The following resolutions received first reading.

Upon motion by Ms. Lamb, seconded by Mr. Ellinger, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

Upon motion by Mr. Ellinger, and seconded by Ms. Baxter, the resolutions were approved by the following vote:

Aye:	F. Brown, J. Brown, Ellinger, Kay, Kloiber, Lamb, LeGris, McCurn, Moloney, Reynolds, Sheehan, Worley, Baxter	-----13
Nay:		-----0
Absent:	Bledsoe	-----1

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 2022-2023 school year.

A Resolution authorizing the Div. of Fire and Emergency Services to purchase Handtevy Pediatric Emergency Standards System from Handtevy Pediatric Emergency

Standards, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Handtevy Pediatric Emergency Standards, related to the procurement, at a cost not to exceed \$30,785.35.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Bureau of Prisons Federal Medical Center, for Reciprocal Fire Assistance.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, as the Collaborative Applicant, to execute and submit the 2022 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 seeks up to \$2,432,934 in Federal funds for the operation of programs by Community Nonprofit Organizations to reduce homelessness in Lexington Fayette County, and to accept an amount, up to \$166,115, of the Grant funds, if the application is approved, for project planning and data management expenses related to monitoring programs funded by the Grant, the acceptance of which obligates the Urban County Government for the expenditure of an amount, up to \$41,529, as a local match, 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 an Agreement with the Ky. Transportation Cabinet to accept a Grant of \$177,000 in Federal funds from the Ky. Transportation Cabinet Transportation Alternatives Program (TAP), for the Design Phase of the Alumni Dr. Shared Use Path Project, the acceptance of which obligates the Urban County Government to the expenditure of \$44,250 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget.

A Resolution accepting the bid of Bluegrass Contracting Corporation, in the amount of \$720,476, for construction of Davis Park, for the Div. of Grants & Special Programs, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Bluegrass Contracting Corporation, related to the bid.

A Resolution accepting the bid of Advantage Auto Leasing, Inc. dba Advantage Trailers & Hitches, in the amount of \$169,901, for a trailer, for the Div. of Facilities and Fleet Management, and authorizing the Mayor, on behalf of the Urban County

Government, to execute an Agreement with Advantage Auto Leasing, Inc., dba Advantage Trailers & Hitches, related to the bid.

A Resolution accepting the bid of Worldwide Equipment, Inc., establishing a price contract for a Rearloader, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bids of General Parts Distribution, LLC dba Advance Auto Parts/Carquest; the Alton E. Blakley Co., Inc. Db a Alton Blakley Ford; Bachman Auto Group, Inc.; Dukes A&W Enterprises, LLC; Fleetpride, Inc.; Kentuckiana Auto and Truck Supply, LLC; Napa Auto Parts NTN028; Paul Miller Ford, Inc.; and Smyth Automotive, Inc., establishing price contracts for Light Duty Auto Parts, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of Lagco, Inc., in the amount of \$594,900, for the Government Annex Mechanical System Replacement, for the Div. of General Services, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Lagco, Inc., related to the bid.

A Resolution accepting the bid of Accent Wire Tie, establishing a price contract for Baling Wire, for the Div. of Police.

A Resolution accepting the bid of Green Wave Computer Recycling, LLC, establishing a price contract for E-Waste Operation, for the Div. of Waste Management.

A Resolution accepting the bids of Fouser Environmental Services, Ltd., and Pace Analytical, LLC, establishing price contracts for Laboratory Testing for Water Quality, for the Div. of Water Quality.

A Resolution accepting the bid of S.I. Inc., in the amount of \$514,230 for Campbell Lane and Bob-O-Link Drive Stormwater Improvements, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with S.I. Inc., related to the bid.

A Resolution accepting the bids of Central Indiana Truck Equipment Corp.; J. Edinger & Son, Inc.; and Municipal Equipment, Inc., establishing price contracts for refuse body repairs, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bids of General Parts Distribution, LLC dba Advance Auto Parts/Carquest; the Alton E. Blakley Co., Inc. Db a Alton Blakley Ford; Bachman Auto Group, Inc.; Bluegrass International Trucks, Buses, RV'S & Idealease; Cummins

Inc.; Fleetpride Inc.; Kentuckiana Auto & Truck Supply, LLC; Napa Auto Parts NTN028; Paul Miller Ford, Inc.; and Truckpro, LLC., establishing price contracts for filters, for the Div. of Facilities and Fleet Management.

A Resolution ratifying the Permanent Classified Civil Service Appointments of: Steven Rowlett, Producer, Grade 515N, \$20.911 hourly in the Div. of Government Communications, effective July 24, 2022, John Burrell, Human Resources Analyst, Grade 520E, \$2,341.20 biweekly in the Div. of Human Resources, effective August 22, 2022, Nhu Ngoc (Amy) Truong, Safety and Loss Control Specialist, Grade 520E, \$2,620.80 biweekly in the Div. of Human Resources, effective September 28, 2022; and ratifying the Permanent Sworn Appointments of: Donnell Gordon, Police Lieutenant, Grade 317E, \$4,001.90 biweekly in the Div. of Police, effective July 17, 2022, Elizabeth Kanis, Police Sergeant, Grade 315N, \$36.644 hourly in the Div. of Police effective July 17, 2022, Michelle Patton, Police Sergeant, Grade 315N, \$36.644 hourly in the Div. of Police effective July 17, 2022, Matthew Laney, Police Sergeant, Grade 315N, \$36.644 hourly in the Div. of Police effective August 14, 2022.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Third Amendment to the Subrecipient Agreement with Community Action Council ("CAC") in order to allocate \$6,921,202.20 of Federal Emergency Rental Assistance Grant Funds Awarded under Section 501(A) of Division N of the Consolidated Appropriations Act, 2021 (ERA 1) To CAC for the continued operation of the Housing Stabilization Program, and authorizing the Mayor to execute any other needed Agreements or amendments with CAC related to the use of these funds.

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 Strand Associates, Inc., for Investigation and Design Services for improvements to the West Hickman Waste Water Treatment Plant, a Remedial Measures Project required by the Consent Decree, increasing the Contract price by \$53,870, from \$179,000 to \$232,870.

A Resolution establishing Burdine Security Group as a sole source provider of electronic access systems for the Div. of Facilities & Fleet Management, and authorizing the Mayor, or her designee, on behalf of the Urban County Government, to execute any

necessary Agreements with Burdine Security Group related to the procurement of these goods.

A Resolution authorizing the Div. of Police to purchase Graykey License Premier from Grayshift LLC, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Grayshift LLC, related to the procurement, at a cost not to exceed \$46,570.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Environmental Enterprises, Inc. (EEI), in order to apply an award of \$102,000 in Commonwealth of Ky. Funds received from the Ky. Energy and Environment Cabinet for FY 2023 to pay disposal costs associated with the Fall 2022 Fayette County Household Hazardous Waste Recycling Event.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Board of Emergency Medical Services of \$10,000 in Commonwealth of Ky. Funds for the Div. of Fire and Emergency Services for FY 23, 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 and directing the Mayor, on behalf of the Urban County Government, to execute the Second Amendment to a Grant Agreement with the Bluegrass Area Development District, Inc., to include an updated Budget with eligible expenses and incorporate an increase of \$91,341.60 in Federal funds, for the Senior Citizens Center in FY 23, 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 and submit a Grant Application to the Ky. Dept. of Education/Div. of School and Community Nutrition seeking \$79,000 in Federal funds for participation in the United States Dept. of Agriculture's Child Care Food Program, for provision of breakfast, lunch, and supplements to children at the Family Care Center in FY 2023, and to provide any additional information requested in connection with this Grant Application, and to accept this Grant if the application is approved, the acceptance of which does not

obligate the Urban County Government to 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 Neighborhood Action Match Grant Program Contracts with Cardinal Valley Neighborhood Association (\$320), Eastland Parkway Neighborhood Association (\$1,800), Garden Meadows Homeowners Association (\$8,000), Griffin Gate Community Association (\$8,000), Heatherwood Homeowner Association (\$7,500), Home Place-the Savanna HOA, Inc. (\$4,886), Kenwick Neighborhood Association (\$5,651), McConnells Trace Homeowners Association (\$5,190), Palomar Hills Community Association, Inc. (\$4,000), Picadome Neighborhood Association (\$600), St. Martin Village Neighborhood Association (\$7,500), Tates Creek Mansionettes, Inc. (\$8,000), the Fairways at Lakeside Community Association (\$8,000), the Gardens of Hartland HOA (\$7,500), the Oaks Condominiums of Lexington Ky. (\$8,000), Walnut Hill Club at Chilesburg Owners Association, Inc. (\$5,311), West Wind Homeowners Association (\$7,095), Willow Oak Homeowners Association (\$3,042), and Wyndam Meadows Homeowners Association (\$583), for the Purpose of carrying out various neighborhood activities and improvements for FY 2023, at a cost not to exceed \$100,978.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit four (4) Grant Applications to the Ky. Transportation Cabinet, and to provide any additional information requested in connection with these Grant Applications, which seek \$2,175,200 in Federal funds under the Congestion Mitigation Air Quality (CMAQ) Program for the Town Branch Trail Midblock Crossing (\$376,000), Mt. Tabor Rd. Improvements (\$904,000), Mason Headley Multimodal Improvements (\$295,200), and fiber optic cable along Man O' War and Versailles Rd. (\$600,000).

A Resolution establishing Everbridge, Inc., as a sole source provider for the Alert Notification System for the Div. of Emergency Management, and authorizing the Mayor or her designee, on behalf of the Lexington Fayette Urban County Government, to execute any necessary Agreements with Everbridge, Inc., related to the procurement of these goods, at a cost not to exceed \$114,978.44.

A Resolution amending Section 2.102 of Appendix A, Rules and Procedures of the Lexington Fayette Urban County Council, to re align the standing committees of the Urban County Council by creating the following standing committees: Social Services and Public Safety Committee, General Government and Planning Committee, Environmental Quality and Public Works Committee, and Budget, Finance, and Economic Development Committee, all effective January 1, 2023.

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 and Public Safety Cabinet seeking an award of \$96,994 in Federal funds from the 2020 Project Safe Neighborhood Grant, which shall be used for the purchase of equipment and payment of overtime for targeted enforcement and surveillance in prioritized areas in FY 23, to provide any additional information requested in connection with this Grant Application, and to accept this Grant if the application is approved, the acceptance of which does not obligate the Urban County Government to the expenditure of funds, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget for these Grants.

* * *

At 7:10 p.m., Ms. Bledsoe departed the meeting.

* * *

The following Communications from the Mayor were received for information only:

(1) Probationary Classified Civil Service Appointment of Dakota Farrington, License Inspector, Grade 512N, \$19.539 hourly in the Div. of Revenue, effective October 10, 2022; (2) Probationary Classified Civil Service Appointment of Jake Stephens, Municipal Engineer Sr., Grade 528E, \$3,211.60 biweekly in the Div. of Engineering, effective October 3, 2022; (3) Probationary Classified Civil Service Appointment of Roderick Gray, Trades Worker Sr., Grade 511N, \$18.451 hourly in the Div. of Streets and Roads, effective September 19, 2022; (4) Probationary Classified Civil Service Appointment of Shannon Schultze, Administrative Specialist, Grade 513N, \$20.302 hourly in the Div. of Water Quality, effective September 26, 2022; (5) Probationary Classified Civil Service Appointment of Robert Bishop, Maintenance Mechanic, Grade 515N, \$22.384 hourly in the Div. of Water Quality, effective September 26, 2022; (6) Probationary Classified Civil Service Appointment of Lori Henry, Staff Assistant Sr., Grade 510N, \$22.268 hourly in

the Div. of Water Quality, effective September 19, 2022; (7) Probationary Classified Civil Service Appointment of Marrico Givens, Public Service Worker, Grade 507N, \$15.500 hourly in the Div. of Waste Management, effective September 26, 2022; (8) Probationary Classified Civil Service Appointment of Gabriel Semonis, Telecommunicator, Grade 514N, \$19.091 hourly in the Div. of Enhanced 911, effective October 3, 2022; (9) Probationary Classified Civil Service Appointment of Hector Joyner, Deputy Director Community Corrections, Grade 526E, \$4,114.24 biweekly in the Div. of Community Corrections, effective October 24, 2022; (10) Probationary Classified Civil Service Appointment of Dina Gross, Administrative Specialist, Grade 513N, \$20.181 hourly in the Div. of Police, effective September 12, 2022; (11) Probationary Classified Civil Service Appointment of Jordan Clevenger, Heavy Equipment Technician, Grade 518N, \$23.688 hourly in the Div. of Facilities and Fleet Management, effective September 19, 2022; (12) Probationary Classified Civil Service Appointment of Jason Oesterling, Trades Supervisor, Grade 518N, \$30.000 hourly in the Div. of Facilities and Fleet Management, effective September 12, 2022; (13) Probationary Classified Civil Service Appointment of Justin Mullannix, Golf Services Manager, Grade 524E, \$2,947.00 biweekly in the Div. of Parks and Recreation, effective September 12, 2022; (14) Probationary Classified Civil Service Appointment of Ersula Killens, Administrative Specialist Sr., Grade 516N, \$24.427 hourly in the Div. of Grants and Special Programs, effective September 26, 2022; (15) Probationary Sworn Appointment of Mark Mills, Community Corrections Sergeant, Grade 112N, \$27.478 hourly in the Div. of Community Corrections, effective August 29, 2022; (16) Probationary Community Corrections Officer Appointment of Reece Kirkland, Community Corrections Officer, Grade 110N, \$20.000 hourly in the Div. of Community Corrections, effective September 12, 2022; (17) Unclassified Civil Service Appointment of Vanessa Dennis, Family Court Services Specialist, Grade 516N, \$24.039 hourly in the Office of Circuit Judges, effective October 10, 2022; (18) Unclassified Civil Service Appointment of Daevon Dreux, Public Works Apprentice, Grade 504N, \$15.387 hourly in the Div. of Water Quality, effective September 26, 2022; (19) Classified Civil Service Voluntary Demotion of Traci Holman, Customer Service Specialist, Grade 510N, \$22.231 hourly in the Div. of LexCall, effective August 29, 2022; (20) Classified Civil Service Voluntary Demotion of Anthony Daugherty, Public Service Worker, Grade 507N, \$15.426

hourly in the Div. of Parks and Recreation, effective September 12, 2022; and, (21) Unclassified Civil Service Appointment to the Office of the Urban County Council of Kelley Farley, Budget Analyst, Grade 519N, \$34.488 hourly in the Office of the Urban County Council, effective September 12, 2022.

* * *

Chief Jason Wells, Div. of Fire and Emergency Services, presented a disciplinary action regarding Capt. Nathaniel Cornelius. An allegation has been made that Capt. Nathaniel Cornelius has committed the offense of failure to report for duty in violation of KRS 95.450 (inefficiency, misconduct, insubordination or violation of law or rule) and UDG 2.02 in that on the 7th of May, 2022, he/she allegedly failed to report as scheduled for an overtime shift.

The appropriate punishment for this conduct is Written Reprimand.

Upon motion by Mr. McCurn, seconded by Mr. J. Brown and approved by majority vote (Ms. Bledsoe was absent), the disciplinary recommendation was approved.

* * *

Chief Wells, Div. of Fire and Emergency Services, presented a disciplinary action regarding Firefighter Daniel Burton. An allegation has been made that Firefighter Daniel Burton has committed the offense of Dereliction of Duty in violation of KRS 95.450 (inefficiency, misconduct, insubordination or violation of law or rule) and UDG 2.03 in that on the 11th of April, 2022, he/she allegedly did not complete a clinical rotation as required and altered documents to indicate that he had.

The appropriate punishment for this conduct is 24 hour suspension without pay.

Upon motion by Mr. McCurn, seconded by Vice Mayor Kay and approved by majority vote (Ms. Bledsoe was absent), the disciplinary recommendation was approved.

* * *

Chief Wells, Div. of Fire and Emergency Services, presented a disciplinary action regarding Firefighter William Biddle. An allegation has been made that Firefighter William Biddle has committed the offense of Dereliction of Duty in violation of KRS 95.450 (inefficiency, misconduct, insubordination or violation of law or rule) and UDG 2.03 in that on the 11th of April, 2022, he allegedly did not complete a clinical rotation as required and altered documents to indicate that he had.

The appropriate punishment for this conduct is 24 hour suspension without pay.

Upon motion by Mr. McCurn, seconded by Ms. Baxter and approved by majority vote (Ms. Bledsoe was absent), the disciplinary recommendation was approved.

* * *

At 7:22 p.m., Mr. J. Brown departed the meeting.

* * *

Ms. Reynolds spoke about Council Agriculture Day that was held on September 21, 2022 and her experience with the various activities. She also spoke about a Tree Week event where citizens could come and receive free trees. Ms. Reynolds went on to explain that the cancellation of a Public Hearing held by the state regarding the incinerator at C&R Asphalt was caused due to a technical error. She shared that information about rescheduling the Public Hearing could be found at www.eec.ky.gov/airpublicnotices.

* * *

At 7:22 p.m., Mr. J. Brown departed the meeting.

* * *

Mr. Moloney expressed his sorrow about the recent passing of former Council Member Bobby Flynn. He told some quick anecdotes about Mr. Flynn. Mr. Moloney shared his experience shadowing employees at Div. of Enhanced 911. He commended all the hard work that the employees in that division and expressed concerns staffing shortages and increases in calls during emergencies.

* * *

Ms. Lamb also voiced her condolences for Bobby Flynn. She explained that CivicLex and YOUnify would be hosting three non-profit and non-partisan events called Civic Genius where the focus would be to work with people in the community to brainstorm ideas for local government and tech companies. She shared that more information about the events could be found at ourcivicgenius.org. She expressed her gratitude for all Lexington-Fayette Urban County Government employees.

* * *

Mr. Kloiber reminded everyone that the Step Up For Kids event was going to be held on October 1, 2022 at the Whitaker YMCA and that the event raised money for the Black Achievers and Empowered Scholars scholarship programs.

* * *

Ms. Baxter presented pictures of the Council Agriculture Day activities. She talked about the various events they attended throughout the day. She thanked everyone involved for the educational opportunity.

* * *

Mr. Ellinger spoke about his experience riding a horse on Council Agriculture Day, something he had never done despite living in Lexington for many years. He encouraged everyone to get out to the Kentucky Horse Park to go on a trail ride. Mr. Ellinger also expressed his gratitude for the hard work employees at the Div. of Enhanced 911 do and shared some details about his experiences having to call 911.

* * *

Vice Mayor Kay spoke on behalf of Mr. J. Brown who had departed the meeting earlier to attend a neighborhood meeting. He shared that the Green Acres, Hollow Creek, and Breckinridge Neighborhoods would be hosting an Annual Neighborhood Day on Saturday September 24, 2022 from 2:00 p.m. from 8:00 p.m. Similarly, he shared that Oakwood Neighborhood would be hosting a Neighborhood Day on Saturday September 24, 2022 from 12:00 p.m. to 4:00 p.m. and finally, he spoke of the Lexington African American Sports Hall of Fame Gala, which would be honoring local sports legends on Saturday September 24, 2022 at the Central Bank Center.

* * *

Dottie Bean, 8th District, shared that she would be withholding her comments and pursuing her complaints through the Citizen’s Advocate Office.

* * *

Mike Scanlon, 5th District, expressed concern about the Public Safety staffing shortages and the rise of gun violence in the Lexington Community. He implored Council to come up with a plan to address these issues and suggested several places to start coming up with a plan.

* * *

Mr. Rock Daniels, 11th District, opened with a moment of silence for the person who died today due to gun violence. He also spoke of the gun and ammunition that were found at Frederick Douglass High School. Mr. Daniels voiced concerns over staffing

shortages and other issues that Enhanced 911 was facing. He suggested some solutions for the problems.

*

*

*

Shaheen Ginnan, 6th District, remarked on Chief Lawrence Weather's comments during a press conference on Gun Violence held earlier in the month. She expressed her concern about the growing problem of crime in the community and suggested solutions to combat the crime. She thanked all first responders.

*

*

*

Jim Coleman, 12th District, thanked the Council for their support. He spoke of some of the challenges facing Public Safety right now. He shared five suggestions to improve the community and combat crime.

*

*

*

Upon motion by Ms. LeGris, seconded by Ms. Baxter, and approved by majority vote (Ms. Bledsoe and Mr. J. Brown were absent), the meeting adjourned at 7:49 p.m.

Deputy Clerk of the Urban County Council