

Lexington-Fayette Urban County Government

200 E. Main St
Lexington, KY 40507



Minutes

Tuesday, June 4, 2019

3:00 PM

Packet

Council Chamber

Urban County Council Work Session

I. Public Comment - Issues on Agenda**II. Requested Rezonings/ Docket Approval**

A motion was made by Council Member Farmer, Jr., seconded by Council Member Plomin, that the be Approved The motion PASSED by unanimous vote.

A motion was made by Council Member Amanda Bledsoe, seconded by Council Member Bill Farmer, Jr., that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 6/6/2019. The motion PASSED by unanimous vote.

AN ORDINANCE APPROPRIATING THE REVENUES, EXPENDITURES/EXPENSES AND INTERFUND TRANSFERS FOR THE GENERAL SERVICES DISTRICT FUND, THE TENANT RELOCATION FUND, THE FULL URBAN SERVICES DISTRICTS FUND, THE POLICE CONFISCATED FEDERAL FUND, THE POLICE CONFISCATED STATE FUND, THE PUBLIC SAFETY FUND, THE INDUSTRIAL REVENUE BOND FUND, THE MUNICIPAL AID PROGRAM FUND, THE COUNTY ROAD AID PROGRAM FUND, THE MINERAL SEVERANCE FUND, THE COAL SEVERANCE FUND, THE MISCELLANEOUS SPECIAL REVENUE FUND, THE POLICE CONFISCATED - TREASURY FUND, THE LEXINGTON ECONOMIC DEVELOPMENT FUND, THE AFFORDABLE HOUSING AND HOMELESSNESS FUND, THE FY 2020 BOND PROJECTS FUNDS, THE SANITARY SEWER REVENUE AND OPERATING FUND, THE SANITARY SEWER CONSTRUCTION FUND, THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT PUBLIC FACILITIES CORPORATION GENERAL FUND, THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT PUBLIC FACILITIES CORPORATION PARKS PROJECTS FUND, THE WATER QUALITY MANAGEMENT FUND, THE WATER QUALITY MANAGEMENT CONSTRUCTION FUND, THE LANDFILL FUND, THE RIGHT OF WAY PROGRAM FUND, THE EXTENDED SCHOOL PROGRAM FUND, THE ENHANCED 911 FUND, THE CENTRAL KENTUCKY 911 FUND, THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT PUBLIC LIBRARY CORPORATION FUND, THE CITY EMPLOYEES' PENSION FUND, THE POLICE AND FIRE RETIREMENT FUND OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT, THE MEDICAL INSURANCE FUND, THE PROPERTY AND CASUALTY CLAIMS FUND, AND THE REALLOCATION OF BOND PROJECT FUNDS, ON A DIVISIONAL LEVEL BY FOUR (4) CONTROL LEVELS, FOR THE FISCAL YEAR ENDING JUNE 30, 2020, FOR THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT AND ITS AGENCIES AND INSTRUMENTALITIES; APPROVING AND ADOPTING THE CAPITAL IMPROVEMENT PROGRAM FOR FISCAL YEARS (FY) 2020 THROUGH (FY) 2025, AS A PORTION OF THE FISCAL YEAR (FY) 2020 ANNUAL CAPITAL IMPROVEMENTS BUDGET; AND APPROVING FUNDING FOR THE LEXINGTON-FAYETTE URBAN COUNTY TOURIST AND CONVENTION COMMISSION FROM THE TRANSIENT ROOM TAX, SAID FUNDING TO EQUAL 99 1/2% OF THE REVENUE FROM THE TAX; AND SUSPENDING THE APPLICATION AND OPERATION OF ORDINANCE 50-2016 (CONTINGENCY DESIGNATION FUND AND POLICY) AS TO ANY

FUNDING REQUIREMENTS IN FY 2020.

A motion was made by Council Member Amanda Bledsoe, seconded by Council Member James Brown, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 6/6/2019. The motion PASSED by unanimous vote.

A motion was made by Council Member Jennifer Mossotti, seconded by Council Member Amanda Bledsoe, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 6/6/2019. The motion PASSED by unanimous vote.

III. Approval of Summary

- a Table of Motions: Council Work Session, May 28, 2019

A motion was made by Council Member Jennifer Mossotti, seconded by Council Member Kathy Plomin, that this Agenda Item 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, SCHEDULE NO. 0029.

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Steve Kay, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 6/6/2019. The motion PASSED by unanimous vote.

V. New Business

VI. Continuing Business/ Presentations

- a Neighborhood Development Funds: June 4, 2019

A motion was made by Council Member Kathy Plomin, seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 6/6/2019. The motion PASSED by unanimous vote.

- b Committee Summary: Planning & Public Safety, May 7, 2019

Received and Filed

A motion was made by Council Member Jennifer Mossotti, seconded by Council Member Steve Kay, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 6/6/2019. The motion PASSED by majority vote (CM Kay and CM J. Brown were absent, CM Farner and CM Plomin voted No).

VII. Council Reports

VIII. Mayor's Report

- (1) Recommending the reappointment of Mr. Jon Woodall to the Alarm Advisory Board, with term expiring May 12, 2022;
- (2) Recommending the reappointment of Councilmember Josh McCurn and the appointment of Ms. Ellen Sam (filling an unexpired term), to the Animal Care and Control Advisory Board, with terms expiring August 26, 2023 and February 23, 2021, respectively;
- (3) Recommending the reappointment of Mr. Kevin Edmonds as LFUCG Representative, and Ms. Rolanda Woolfork as Area Resident Representative, to the Black & Williams Neighborhood Community Care Center Board, with terms expiring August 13, 2023 and August 26, 2023, respectively;
- (4) Recommending the reappointment of Mr. John Kirkland to the Bluegrass Crime Stoppers, with term expiring March 22, 2023;
- (5) Recommending the reappointment of Ms. Bryanna Carroll and Ms. Miranda Wyles to CASA of Lexington, with terms expiring July 1, 2021 and July 1, 2023, respectively;
- (6) Recommending the reappointment of Mr. David Beach as University of Kentucky Representative to the Commission for People with Disabilities, with term expiring April 29, 2023;
- (7) Recommending the reappointment of Ms. Vanessa Sandford as Area Resident Representative to the Dunbar Neighborhood Center Board, with term expiring March 20, 2022;
- (8) Recommending the appointments to the Environmental Commission of Ms. Mahtaab Bagherzadeh, Additional District 3 Resident Representative, Mr. Gaines Brown, Additional District 6 Resident Representative, Ms. Sadie Middleton, Additional District 2 Resident Representative, and Mr. Devon Peterson, Additional District 7 Resident Representative, all with terms expiring June 6, 2023;
- (9) Recommending the appointment of Ms. Kathy Artiles, Bluegrass Hospitality Association Nominee to the Lexington Convention and Visitors Bureau Board of Directors (filling an unexpired term), with term expiring January 14, 2020;
- (10) Recommending the appointment of Mr. Richard Young, Professional Artist Representative to the Public Arts Commission, with term expiring June 6, 2021;
- (11) Recommending the appointment of Ms. Ashley Hoffman, Educator Representative, Ms. Lisa Morris, Forester Representative, and Ms. Jennifer Hubbard-Sanchez, Parks and Recreation Representative, to the Raven Run Citizens Advisory Board, all with terms expiring June 6, 2023;
- (12) Recommending the appointments of Ms. Margaret Graves, Land Conservation Group Nominee, Mr. Gregory Harbut, Councilmember Nominee, Mr. Robert James, Farm Bureau Nominee, Ms. Elisabeth Jenson, Councilmember Nominee, Councilmember Jennifer Mossotti, Mr. Thomas

- Owen, Commerce Lexington Representative (filling an unexpired term), and Ms. Mary Quinn Ramer, Visitlex Representative (filling an unexpired term), with terms expiring June 6, 2023, June 6, 2023, June 6, 2023, June 6, 2023, June 6, 2023, July 11, 2021, and August 18, 2020, respectively; and,
- (13) Recommending the appointment of Ms. Jo Johnson to the Social Services Advisory Board, with term expiring June 1, 2023.

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Communication be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 6/6/2019. The motion PASSED by majority vote (CM Kay, CM J. Brown, CM Evans were absent).

IX. Public Comment - Issues Not on Agenda

X. Adjournment

A motion was made by Council Member Mossotti, seconded by Council Member Plomin, that the be Adjourned The motion PASSED by majority vote (CM Kay, CM J. Brown, and CM Evans were absent).

Administrative Synopsis - New Business Items

- a** Authorizing to execute a Memorandum of Understanding with Fayette County Public Schools for transportation services, for the Family Care Center's students and their children 2019 summer school session, at a cost not to exceed \$4,893.00. Funds are budgeted. (L0536-19)
(Rodes/Ford)
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 6/6/2019. The motion PASSED by unanimous vote.**
- b** Authorization to execute a Memorandum of Understanding with Fayette County Public Schools for transportation services for the 2019-2020 academic school year with the Family Care Center. Funds in the amount of \$78,141.00 were requested in the FY2020 budget. (L0538-19)
(Rodes/Ford)
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 6/6/2019. The motion PASSED by unanimous vote.**
- c** Authorization to amend the follow ordinances: section 5-29(1) of the code of ordinances related to fee schedule to delete the existing fee and replace it with \$0.10 per Square Foot, minimum fee one hundred fifty dollars (\$150.00); Amending section 5-29(3) of the code of ordinances related to fee schedule to delete the existing fee and replace it with \$010 per square foot, minimum fee two hundred fifty dollars (\$250.00); Amending section 5-29(4) of the code of ordinance related to fee schedule to delete the existing fee and replace it with \$0.10 per square foot at a minimum fee of \$150.00; amending section 5-29(5) of the code of ordinances related to the fee schedule to delete the existing fee and replace it with a \$100.00 or \$200.00 fee; amending section 5-29(12) of the code of ordinances related to fee schedule to delete the existing fee and to replace it with a fee of \$50.00 and \$100.00; amending section 5-29.2 of the code of ordinances related to fee schedules to delete the existing section and replace it with fees for commercial and residential construction plan review fee; creating section 5-29.4 of the code of ordinances related to fee schedule to create additional inspection fees for reinspections. Budget impact of \$400,000. in revenue. (L0563-19)
(Crowe/Albright)
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 6/6/2019. The motion PASSED by unanimous vote.**

- d** Authorization to execute an agreement with Welcome House Northern Kentucky for the operation of the Lexington Payee Program at a cost not to exceed \$483,557.00, with \$156,054.00 in year 1, \$160,595.00 in year 2, and \$166,908.00 in year 3. The Social Security Representative Payment Program (Payee Program) provides financial management of benefits for people who are incapable of managing their payments on their own. No fiscal year budget impact. Funds were requested in the FY2020 budget. (L0565-19) (Ruddick/Hamilton)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 6/6/2019. The motion PASSED by unanimous vote.

- e** Authorization to approve the lease agreement with NAMI Lexington (KY), Inc. for their continued occupancy of 795 square feet space with in the Black & Williams Center located at 498 Georgetown Street. Fiscal year revenue impact of \$4809.72. (L0585-19) (Baradaran/Reed)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 6/6/2019. The motion PASSED by unanimous vote.

- f** Authorization to submit an application and accept award, if offered, to the Kentucky Justice and Public Safety Cabinet requesting federal funds in the amount of \$52,156 under the Victim Assistance Formula Grant funded by the Victims of Crime Act, the acceptance of which obligates the government to provide match in the amount of \$13,539. Budget amendment in process. (L0586-19) (Weathers/Armstrong)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 6/6/2019. The motion PASSED by unanimous vote.

- g** Authorization to execute an agreement with Kentucky Utilities for the relocation of utilities for the Brighton Trail Pedestrian Bridge Project at a cost not to exceed \$35,000. Funds are budgeted. (0587-19) (Burton/Albright)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 6/6/2019. The motion PASSED by unanimous vote.

h

Authorization to accept award for Fire Training Incentive Grant in an amount up to \$3,154,508 for FY 2020 from the Commission on Fire Protection, Personnel, Standards, and Education for Training Incentives for Firefighters. No local match required. (L0588-19) (Chilton/Armstrong)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 6/6/2019. The motion PASSED by unanimous vote.

i

Authorization to accept an award for Police Training Incentive Grant in an amount up to \$3,349,920 for FY 2020 from the Kentucky Justice and Public Safety Cabinet under the Kentucky Law Enforcement Foundation Program Fund. No local match required. (L0589-19) (Weathers/Armstrong)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 6/6/2019. The motion PASSED by unanimous vote.

j

Authorization to submit an application and accept award, if offered, to the Kentucky Justice and Public Safety Cabinet requesting federal funds in the amount of \$134,889 under the Victim Assistance Formula Grant funded by the Victims of Crime Act. Match in the amount of \$33,723 is required and has been budgeted. (L0590-19) (Theakston/Ford)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 6/6/2019. The motion PASSED by unanimous vote.

k

Authorization to execute Lease Agreements for residential park caretaker properties with the following individuals for the listed properties in consideration of the sums stated in annual rent: Hollis Harvill for 705 Caden Lane, \$4,980; Everett Hampton for 2075 Parkers Mill Rd., \$3,060; Edmon Chaney for 3401 Shamrock Lane, \$6,120; Anna Wiker-Peacynski for 3990 Raven Run Way, \$4,560; and Fred Williamson for 4051 Richmond Rd., \$3,240. Tenants are essential to Parks operations and the land shall be used for residential use and no other purpose. Total revenue impact for FY2020 is \$21,960.00. (0592-19) (Conrad/Reed)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to

Docket, and sent to the Urban County Council to be returned on 6/6/2019. The motion PASSED by unanimous vote.

I

Authorization to Renew Excess Property and Casualty Insurance Policies for FY2020. Funds requested in the FY2020 budget. (L0595-19) (Johnston/Hamilton)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 6/6/2019. The motion PASSED by unanimous vote.

m

Authorization to accept award from the Kentucky Department of Juvenile Justice in the amount of \$198,070.60 for provision of Day Treatment Services in the Division of Youth Services for FY 2020. No match required. Funds requested in FY2020 budget for program operation. (L0598-19) (Hong/Ford)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 6/6/2019. The motion PASSED by unanimous vote.

n

Authorization to approve Burdine Security Group as a sole source vendor. No budgetary impact. (L0602-19) (Baradaran/Reed)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 6/6/2019. The motion PASSED by unanimous vote.

o

Authorization to accept \$123,000 in federal and state funding from the Bluegrass Area Development District for operation of the Lexington Senior Center in FY 2020, the acceptance of which obligates the government to provide match in the amount of \$284,094. FY20 budget amendment in process. Annual impact (L0604-19) (Stambaugh/Ford)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 6/6/2019. The motion PASSED by unanimous vote.

p

Authorization for additional funding for the acquisition of easements/right of way and related costs in Zone 2 of the Town Branch Commons project. Increasing the original budget by the sum of \$200,000, amending the

authorized amount from \$200,000 to \$400,000. Funds are budgeted.
(L0605-19) (Scott)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 6/6/2019. The motion PASSED by unanimous vote.