

# Lexington-Fayette Urban County Government

200 E. Main St  
Lexington, KY 40507



## Minutes

Thursday, February 9, 2023

6:00 PM

Council Chambers

**Urban County Council**

**I. Roll Call**

**Present** 14 - Dan Wu; James Brown; Chuck Ellinger II; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Absent** 1 - Preston Worley

**II. Invocation**

**III. Presentations**

Received and Filed

Received and Filed

**IV. Ordinances – Second Reading**

**Present** 15 - Dan Wu; James Brown; Chuck Ellinger II; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Absent** 0

- 1. An Ordinance changing the zone from a High Density Apartment (R-4) zone, a Neighborhood Business (B-1) zone and a Light Industrial (I-1) zone to an Industrial Redevelopment Planned Unit Development (PUD-3) zone, for 27.087 net (27.461 gross) acres, for property located at 125 Turner Commons Way and 1409 N. Forbes Rd. (Turner Property 4, LLC; Council District 11). Approval 8-0 (To Be Heard by March 15, 2023) [Div. of Planning, Duncan]

**A motion was made by Council Member Ellinger, seconded by Council Member Plomin, that this Ordinance be Approved. The motion PASSED by the following vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

- 2. 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. 28. [Div. of Budgeting, Lueker]

**A motion was made by Council Member Ellinger, seconded by Council Member Plomin, that this Ordinance be Approved. The motion PASSED by the following vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

- 3. An Ordinance amending Article XLIII of Chapter 2 and Section 2-457 of the Lexington-Fayette Urban County Code of Ordinances to change the name of the Commission provided therein to the Access Lexington Commission; amending Section 2-458 of the code to increase the membership of the commission to nineteen (19) members by adding a member representing a public transportation agency and the director of Building Inspection, or their designee, and otherwise designating certain employees of Officers of the Urban County Government as ex officio members; amending Section 2-459 of the Code to account for ex officio members in addition to Councilmembers; and amending Section 2-463 to utilize more inclusive language; all effective upon passage of Council. [Mayor's Office, Scott]

**A motion was made by Council Member Ellinger, seconded by Council Member Plomin, that this Ordinance be Approved. The motion PASSED by the following vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

**V. Ordinances – First Reading**

- 4. An Ordinance expanding and extending the Full Urban Services District #1 for the Urban County Government for the provision of street lighting, street cleaning, and garbage and refuse collection, to include the area defined as certain properties on the following streets: Armature Court, Ash Rapids, Bay Springs Park, Beaumont Centre Circle, Bryant Rd., Cattle Path, Cordele Lane, Cravat Pass, Crocus Court, Danby Woods Dr., Elizabeth Street, Estrella Dr., Greendale Rd., Harrington Court, Harrodsburg Rd., Hemp Hill Dr., Industry Rd., Innovation Dr., Larch Tree Park, Leestown Rd., Liberty Rd., Loblolly Court, Mable Lane, Madison Point Dr., Magnolia Springs Dr., Malone Dr., Marbella Lane, Mill Ridge

Rd., Mooncoin Way, Mulundy Way, Newtown Court, Newtown Springs Dr., Nicholasville Rd., Old House Rd., Old Mt Tabor Rd., Old Rosebud Rd., Old Schoolhouse Lane, Parker Meadows, Peaks Mill Dr., Real Quiet Lane, Rosette Way, Roundway Down Lane, Russell Cave Rd., Rutledge Ave., Sandersville Rd., Silver Charm Lane, Sorrell Way, Spurr Rd., St Andrews Walk, Stolen Horse Trace, Strasburg Park, Sullivans Trace, Sundollar Cove, Tracery Oaks Dr., Vincent Way, Waveland Museum Lane, Wilson Downing Rd., and Winning Colors Lane. [Council Office, Maynard]

**Received First Reading to the Urban County Council due back on 2/16/2023**

5. An Ordinance expanding and extending Partial Urban Services District #3 for the Urban County Government for the provision of garbage and refuse collection, to include the area defined as certain properties on the following streets: Bobwhite Trail, Branham Park, Browning Trace, Burning Tree Circle, Castlebridge Lane, Crusaders Way, Dudee Court, Flying Ebony Dr., Glasford Square, Goldon Trophy Trail, Grassland Park, Griffin Gate Dr., Harmony Hall Lane, Kelburn Court, Knightsbridge Lane, Laredo Court, Liberty Rd., Lorenzo Place, Patchen Lake Lane, Ryan Circle, Somersly Place, Tatton Park, Walkers Way, and Wentworth Place. [Council Office, Maynard]

**Received First Reading to the Urban County Council due back on 2/16/2023**

6. An Ordinance expanding and extending Partial Urban Services District #4 for the Urban County Government for the provision of street lighting, to include the area defined as certain properties on the following streets: Betty Hope Lane, Crescent Ave., Glade Lane, and Maura Trace. [Council Office, Maynard]

**Received First Reading to the Urban County Council due back on 2/16/2023**

7. An Ordinance expanding and extending Partial Urban Services District #5 for the Urban County Government for the provision of street lighting and garbage and refuse collection, to include the area defined as certain properties on the following streets: Audubon Ave., Blue Bonnet Court, Blue Bonnet Dr., Bracktown Rd., Bradley Lane, Dantzler Court, Floral Park, Forest Park Rd., Literary Circle, Potomac Dr., State St., University Ave., and Waterview Court. [Council Office, Maynard]

**Received First Reading to the Urban County Council due back on 2/16/2023**

8. An Ordinance expanding and extending Partial Urban Services District #6 for the Urban County Government for the provision of street lighting and street cleaning, to include the area defined as certain properties on the following streets: Agape Dr. and Palomar Trace Dr. [Council Office, Maynard]

**Received First Reading to the Urban County Council due back on 2/16/2023**

9.

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. 29. [Div. of Budgeting, Lueker]

**Received First Reading to the Urban County Council due back on 2/16/2023**

**VI. Resolutions – Second Reading**

1.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Mavron, Inc., a sole source provider, for the Div. of Facilities and Fleet Management, for three prisoner transport van inserts, at a cost not to exceed \$117,390.60. [Div. Of Facilities and Fleet Management, Baradaran]

**A motion was made by Council Member Ellinger, seconded by Council Member Fogle, that this Resolution be Approved. The motion PASSED by the following vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

2.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to donate three chainsaws and a walk-behind concrete saw to Letcher County Rd. Dept. for rehabilitation from flood damage. [Div. of Streets and Roads, Allen]

**A motion was made by Council Member Ellinger, seconded by Council Member Fogle, that this Resolution be Approved. The motion PASSED by the following vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

3.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to remit \$21,460 to LexArts, Inc., as reimbursement for costs related to the commissioned art panel installation at Isaac

Murphy Memorial Art Garden. [Div. of Parks and Recreation, Conrad]

**A motion was made by Council Member Ellinger, seconded by Council Member Fogle, that this Resolution be Approved. The motion PASSED by the following vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

- 4. A Resolution establishing Henry P. Thompson Co. as a sole source provider of Boerger Replacement 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 \$46,243.14. [Div. of Water Quality, Martin]

**A motion was made by Council Member Ellinger, seconded by Council Member Fogle, that this Resolution be Approved. The motion PASSED by the following vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

- 5. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant of \$106,597.90 in Federal funds from the Ky. Dept. of Military Affairs, Div. of Emergency Management, under the FY 2023 Emergency Management Assistance Project, for the Div. of Emergency Management, in order to support emergency preparedness activities in Fayette County, the acceptance of which obligates the Urban County Government for the expenditure of \$119,195.00 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Div. of Emergency Management, Dugger]

**A motion was made by Council Member Ellinger, seconded by Council Member Fogle, that this Resolution be Approved. The motion PASSED by the following vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

6. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to an Agreement with New Vista of the Bluegrass to amend the Budget and extend the performance period through April 1, 2023, and further authorizing the Mayor to execute any other amendments with New Vista of the Bluegrass related to this Agreement. [Div. of Grants and Special Programs, Reynolds]

**A motion was made by Council Member Ellinger, seconded by Council Member Fogle, that this Resolution be Approved. The motion PASSED by the following vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

7. A Resolution authorizing and directing the Mayor, on behalf of the Lexington-Fayette Urban County Government, to execute a Professional Services Agreement with Element Design, PLLC, for design services for the Oliver Lewis Way Bus Shelter, at a cost not to exceed \$32,600. [Div. of Parks and Recreation, Conrad]

**A motion was made by Council Member Ellinger, seconded by Council Member Fogle, that this Resolution be Approved. The motion PASSED by the following vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

8. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Transportation Cabinet (“Cabinet”) in order to accept a Grant from the Cabinet and the Lexington Area Metropolitan Planning Organization (“MPO”), which Grant funds are in the amount of \$120,000 in Surface Transportation Block

Grant-Lexington (STBG-SLX) Federal funds for the Virginia/Red Mile/Forbes Trail Connectivity Safety Study as part of the MPO'S FY 2021-2024 Transportation Improvement Program, the acceptance of which obligates the Urban County Government to the expenditure of \$30,000 as a local match, and authorizing the Mayor to execute an Agreement with the University of Ky. to contribute \$15,000 toward this match requirement, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Div. of Planning, Duncan]

**A motion was made by Council Member Ellinger, seconded by Council Member Fogle, that this Resolution be Approved. The motion PASSED by the following vote:**

**Aye:** 13 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Brenda Monarrez; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

**Recuse:** 2 - Hannah LeGris and Liz Sheehan

9. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to an Agreement with Stonewall Terrace, LLC, under the HOME Investment Partnerships Program, to provide that Stonewall Terrace, LLC, may give a preference to low-income households who are living with HIV/Aids, and further authorizing the Mayor to execute any other amendments related to this Agreement. [Div. of Grants and Special Programs, Reynolds]

**A motion was made by Council Member Ellinger, seconded by Council Member Fogle, that this Resolution be Approved. The motion PASSED by the following vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

10. A Resolution accepting the bid of Seiler Instrument and Manufacturing Co., Incorporated, in the amount of \$44,307.05, for FSU Trimble X7 Scanner, for the Div. of Police, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Seiler Instrument and Manufacturing Co., incorporated, related to the bid. (4 Bids, Low) [Weathers]

**A motion was made by Council Member Ellinger, seconded by Council Member Fogle, that this Resolution be Approved. The motion PASSED by the following**



**vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

11. A Resolution accepting the bid of Todd Johnson Contracting, Inc., in the amount of \$155,195.24, for the De Roode Street Manhole Project, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Todd Johnson Contracting, Inc., related to the bid. (2 Bids, Low) [Martin]

**A motion was made by Council Member Ellinger, seconded by Council Member Fogle, that this Resolution be Approved. The motion PASSED by the following vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

12. A Resolution accepting the bid of Seagrave Fire Apparatus, LLC, in the amount of \$1,642,683, for a ladder truck, for the Div. of Fire and Emergency Services, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Seagrave Fire Apparatus, LLC, related to the bid. (2 Bids, Non-Low) [Wells]

**A motion was made by Council Member Ellinger, seconded by Council Member Fogle, that this Resolution be Approved. The motion PASSED by the following vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

13. A Resolution ratifying the Permanent Classified Civil Service Appointments of: Michael Sexton, Accounting Technician, Grade 509N, \$16.312 hourly in the Div. of Accounting, effective January 18, 2023, Charles Sayre, Engineering Technician, Grade 515N, \$21.000 hourly in the Div. of Engineering, effective December 13, 2022, Eric Howard, Deputy Director of Human Resources, Grade 531E, \$4,332.32 biweekly

in the Div. of Human Resources, effective February 1, 2023, Brian Estes, Administrative Specialist, Grade 516N, \$22.211 hourly in the Div. of Facilities and Fleet Management, effective February 1, 2023, William Wood, Project Manager, Grade 520N, \$26.780 hourly in the Div. of Facilities and Fleet Management, effective February 1, 2023, Rachael Lay, Staff Assistant Sr., Grade 511N, \$17.073 hourly in the Div. of Planning, effective January 18, 2023. [Div. of Human Resources, Walters]

**A motion was made by Council Member Ellinger, seconded by Council Member Fogle, that this Resolution be Approved. The motion PASSED by the following vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

14.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Addendum to the Agreement with Industrial/Organizational Solutions, Inc., to provide continued services for Police Sergeants and Police Lieutenants promotional processes, for the Lexington Div. of Police, at a cost not to exceed \$75,953. [Div. of Human Resources, Walters]

**A motion was made by Council Member Ellinger, seconded by Council Member Fogle, that this Resolution be Approved. The motion PASSED by the following vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

15.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to accept settlement funds in the amount of \$2,891,826.38, reflecting total disbursements from Johnson & Johnson and the first disbursement from McKesson, AmerisourceBergen and Cardinal Health, pursuant to the One Ky. Opioid Settlement Memorandum of Understanding related to multi-district opioid litigation, and further authorizing the Mayor to execute any necessary documents related to the acceptance of these funds. [Dept. of Social Services, Allen-Bryant]

**A motion was made by Council Member Ellinger, seconded by Council Member Fogle, that this Resolution be Approved. The motion PASSED by the following vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

16. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute the fourth Renewal of the Agreement with Advanced Mulching Technologies, Inc. d/b/a EcoGro, for post-construction monitoring, reporting, and maintenance relating to the Coldstream Park Stream Corridor Restoration and Preservation Project, a Supplemental Environmental Project required by the Consent Decree, at a cost estimated not to exceed \$59,397. [Div. of Water Quality, Martin]

**A motion was made by Council Member Ellinger, seconded by Council Member Fogle, that this Resolution be Approved. The motion PASSED by the following vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

17. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to donate a 2004 Toro Z Master Mower and 2016 and 2017 Stihl Chainsaws to Eastern Ky. Flood Relief. [Div. of Waste Management, Thurman]

**A motion was made by Council Member Ellinger, seconded by Council Member Fogle, that this Resolution be Approved. The motion PASSED by the following vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

18. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a donation from Orange Theory Fitness of a Free Motion Treadmill, for use at the Div. of Police, at no cost to the Urban County Government. [Div. of Police, Weathers]

**A motion was made by Council Member Ellinger, seconded by Council Member Fogle, that this Resolution be Approved. The motion PASSED by the following**

**vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

**19.**

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Professional Services Agreement (awarded pursuant to RFP 68-2022) with Gresham Smith, to perform a Corridors Typology Study and Strategic Design Guide, for the Div. of Environmental Services, at a cost not to exceed \$150,000. [Div. of Environmental Services, Carey]

**A motion was made by Council Member Ellinger, seconded by Council Member Fogle, that this Resolution be Approved. The motion PASSED by the following vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

**20.**

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the University of Ky. in order to provide \$500,000 for the expansion of the Visitor Center at the Arboretum. [Dept. of General Services, Ford]

**A motion was made by Council Member Ellinger, seconded by Council Member Fogle, that this Resolution be Approved. The motion PASSED by the following vote:**

**Aye:** 13 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Brenda Monarrez; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

**Recuse:** 2 - Hannah LeGris and Liz Sheehan

**21.**

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Office of Homeland Security for acceptance of a Grant in the amount of \$447,898 Federal funds, under the FY 2022 State Homeland Security Grant

Program, for the Div. of Police, in order to purchase and install an MX10 thermal imaging camera system, 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. [Div. of Police, Weathers]

**A motion was made by Council Member Ellinger, seconded by Council Member Fogle, that this Resolution be Approved. The motion PASSED by the following vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

- 22.** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Office of Homeland Security for acceptance of a Grant in the amount of \$164,422 in Federal funds under the FY 2022 State Homeland Security Grant Program, for the Div. of Police, in order to purchase a Utility Terrain Vehicle and an explosive/chemical analyzer, 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. [Div. of Police, Weathers]

**A motion was made by Council Member Ellinger, seconded by Council Member Fogle, that this Resolution be Approved. The motion PASSED by the following vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

- 23.** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Office of Homeland Security for acceptance of a Grant in the amount of \$39,840 in Federal funds, under the FY 2022 state Homeland Security Grant Program, for the Div. of Fire and Emergency Services, in order to purchase a Utility Terrain Vehicle and trailer, 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. [Div. of Fire and Emergency Management, Wells]

**A motion was made by Council Member Ellinger, seconded by Council Member**

**Fogle, that this Resolution be Approved. The motion PASSED by the following vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

**24.**

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant award of \$50,000 from the Blue Grass Community Foundation for the installation of permanent educational elements for Splash! at Charles Young Park, 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. [Office of the Mayor, Peacher]

**A motion was made by Council Member Ellinger, seconded by Council Member Fogle, that this Resolution be Approved. The motion PASSED by the following vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

**25.**

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant award of \$20,000 from Friends of the Parks of Fayette County, awarded by the American Water Charitable Fund in 2021, for fabrication and installation of educational signs along the Town Branch Commons Educational Walking Trail, 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. [Office of the Mayor, Peacher]

**A motion was made by Council Member Ellinger, seconded by Council Member Fogle, that this Resolution be Approved. The motion PASSED by the following vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

26. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Benefit Insurance Marketing to comply with HIPAA regulations and Security Rules, at no cost to the Urban County Government. [Div. of Human Resources, Walters]

**A motion was made by Council Member Ellinger, seconded by Council Member Fogle, that this Resolution be Approved. The motion PASSED by the following vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

## VII. Resolutions – First Reading

27. A Resolution accepting the bid of Herrick Co., Inc., in the amount of \$2,690,200, for West Hickman WAS/RAS Improvements, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Herrick Co., Inc., related to the bid. (3 Bids, Low) [Martin]

**Received First Reading to the Urban County Council due back on 2/16/2023**

28. A Resolution accepting the bid of ECS Environmental Solutions, in the amount of \$49,000, for Scrubber Services and Carbon Replacement, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with ECS Environmental Solutions, related to the bid. (4 Bids, Low) [Martin]

**Received First Reading to the Urban County Council due back on 2/16/2023**

29. A Resolution amending and restating Section 1 of Resolution No. 20-2023, relating to the acceptance of a Grant award under the Ky. Clear Water Round 2 Grant with the Ky. Infrastructure Authority, to specifically include mention of the Armstrong Mill Pump Station Replacement (Delong Rd. PS/FM) EH-16 Project. [Council Office, Maynard]

**Received First Reading to the Urban County Council due back on 2/16/2023**

30. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase Of Service Agreement with Utility Planning Network for project management services for the enQuesta software upgrade, for the Div. of Revenue, at a cost not to exceed \$110,000. [Div. of Revenue, Holbrook]

**Received First Reading to the Urban County Council due back on 2/16/2023**

**31.**

A Resolution approving Guidelines for the Hazardous Street Tree (Cost-Share) Program, to provide financial assistance to owners of owner-occupied residential property in removing hazardous street trees pursuant to Chapter 17B of the Code of Ordinances. [Council Office, Maynard]

**Received First Reading to the Urban County Council due back on 2/16/2023**

**32.**

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Transportation Cabinet relating to the acquisition of Right of Way for the New Circle Rd. Improvement Project (from Leestown Rd. to near Georgetown Rd.), and further authorizing the Mayor, on behalf of the Urban County Government, to execute a deed and any other documents necessary to transfer a portion of the property located at 1900 Leestown Rd. to the Ky. Transportation Cabinet for the New Circle Rd. Improvement Project. [Div. of Water Quality, Martin]

**Received First Reading to the Urban County Council due back on 2/16/2023**

**33.**

A Resolution amending Resolution No. 153-2022 to increase the cost of easement acquisition (and other property rights necessary) for the East Hickman Force Main Sanitary Sewer Project, a Remedial Measures Project required by the Consent Decree, from \$26,000.00 to \$54,920.51. [Div. of Water Quality, Martin]

**Received First Reading to the Urban County Council due back on 2/16/2023**

**34.**

A Resolution authorizing the Div. of Computer Services to purchase ongoing storage of publicly accessible data from Amazon Web Services, a sole source provider, at a cost estimated not to exceed \$120,000, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Amazon Web Services, related to the procurement. [Div. of Computer Services, Nugent]

**Received First Reading to the Urban County Council due back on 2/16/2023**

**35.**

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with Bluegrass Community and Technical College (BCTC), for services relating to water quality monitoring in the Wolf Run Watershed, at no cost to the Urban County Government. [Div. of Water Quality, Martin]



**Received First Reading to the Urban County Council due back on 2/16/2023**

36. A Resolution authorizing the Div. of Police to purchase aircraft storage, hangar leases and office rental fuel from Tac Air, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Tac Air, related to the procurement. [Div. Of Police, Weathers]

**Received First Reading to the Urban County Council due back on 2/16/2023**

37. A Resolution authorizing the Div. of Police to purchase Jet A Aviation Fuel from Tac Air, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Tac Air, related to the procurement, at a discounted price of \$1.10 per gallon. [Div. of Police, Weathers]

**Received First Reading to the Urban County Council due back on 2/16/2023**

38. A Resolution authorizing the Div. of Police to purchase Bell Helicopter Service for the Police Helicopter from Thoroughbred Aviation, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Thoroughbred Aviation, related to the procurement. [Div. of Police, Weathers]

**Received First Reading to the Urban County Council due back on 2/16/2023**

39. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Conditional Commitment Letter and Agreement with the Ky. Infrastructure Authority to accept an award of \$2,955,383 in Federal funds under the Ky. Cleaner Water Round 2 Grant (American Rescue Plan Act Funds), for the acquisition and remediation of the parcel located at 299 Southland Dr., 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. [Div. of Water Quality, Martin]

**Received First Reading to the Urban County Council due back on 2/16/2023**

40. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept an award of \$10,000 from the Jessamine County Fiscal Court for the support of planning activities and operating costs related to the Office of the Lexington Area Metropolitan Planning Organization (MPO) for Jessamine County, located within the Div. of Planning, the acceptance of which does not obligate the Urban County Government to the expenditure of funds, authorizing the Mayor to execute any necessary Agreements related to this Grant, and authorizing the

Mayor to transfer unencumbered funds within the Grant Budget. [Div. of Planning, Duncan]

**Received First Reading to the Urban County Council due back on 2/16/2023**

41. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Promotion Agreement with Top Trumps USA, Inc., related to the design of a Lexington Edition of Monopoly, for the Div. of Parks and Recreation, at a cost not to exceed \$7,497. [Div. of Parks and Recreation, Conrad]

**Received First Reading to the Urban County Council due back on 2/16/2023**

42. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a consultant services Agreement (awarded pursuant to RFP No. 64-2022), with Johnson Early Architects, for professional design services of the Valley Park Building Renovation & Expansion ARPA Project, at a cost not to exceed \$69,000. [Div. of Facilities and Fleet Management, Baradaran]

**Received First Reading to the Urban County Council due back on 2/16/2023**

**A motion was made by Council Member Jennifer Reynolds, seconded by Council Member Chuck Ellinger II, that this Resolution be Suspended Rules for Second Reading. The motion PASSED by unanimous vote.**

**A motion was made by Council Member Elliott Baxter, seconded by Council Member Ellinger, that this Resolution be Approved. The motion PASSED by the following vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

43. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Group Sales Agreement with the Hyatt Regency Lexington, for catering services for the Senior Intern Alumni Luncheon, at a cost not to exceed \$6,000. [Dept. of Social Services, Allen-Bryant]

**Received First Reading to the Urban County Council due back on 2/16/2023**

44. 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 Transportation under the RAISE Discretionary Grants Program, and to provide any additional information requested in connection with this Grant Application, which seeks Grant funds in an amount not to exceed \$5,500,000 in Federal funds for the West Gateway

Corridors Planning and Design Project. [Mayor's Office, Peacher]

**Received First Reading to the Urban County Council due back on 2/16/2023**

45. A Resolution authorizing the use of \$500,000 of MAP Funds as a local match in support of the Ky. Transportation Cabinet's 2023 Raise Capital Grant Program application, for the North Broadway Railroad Overpass Project, contingent upon the denial of KYTC's application to the Reconnecting Communities Grant Program, and pending approval of any necessary Budget amendments. [Mayor's Office, Peacher]

**Received First Reading to the Urban County Council due back on 2/16/2023**

46. A Resolution declaring the property located at 400 East Fifth St. as surplus and authorizing the Mayor, on behalf of the Lexington-Fayette Urban County Government, to execute a deed and any necessary documents for the transfer of the property located at 400 East Fifth St. to United Way of the Bluegrass, Inc. [Dept. of General Services, Ford]

**Received First Reading to the Urban County Council due back on 2/9/2023**

**A motion was made by Council Member James Brown, seconded by Council Member Chuck Ellinger II, that this Resolution be Suspended Rules for Second Reading. The motion PASSED by unanimous vote.**

**A motion was made by Council Member Plomin, seconded by Council Member Gray, that this Resolution be Approved. The motion PASSED by the following vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

47. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Statement of Work and a Multi-Year Services Agreement with Metaformers, Inc., for continued support of Oracle Peoplesoft HCM and Finance modules in Oracle's cloud platform, at a cost not to exceed \$440,655; and authorizing the Chief Information Officer, or her designee, on behalf of the Urban County Government, to execute any necessary documents related to the procurement. [Div. of Enterprise Solutions, Stiefel]

**Received First Reading to the Urban County Council due back on 2/16/2023**

48. A Resolution approving the granting of an Inducement to Quality Logistics LLC dba Longship Logistics, or its successor or affiliate, pursuant to the Ky. Business Investment Act (KRS Subchapter 154.32), whereby the Lexington-Fayette Urban County Government agrees to rebate annually

one percent (1%) of the Company's occupational license fees for a term of no longer than ten (10) years from the activation date, subject to the limitations contained in the act and any Agreement with the Ky. Economic Development Finance Authority or the Urban County Government related to the project, and taking other related action. [Mayor's Office, Atkins]

**Received First Reading to the Urban County Council due back on 2/16/2023**

49. A Resolution authorizing and directing the Mayor, on behalf of the Lexington-Fayette Urban County Government, to execute Professional Services Agreements with Gresham Smith and Cushman & Wakefield, U.S., Inc., for the design, infrastructure installation, and marketing of the 200-acre legacy business park, at a cost not to exceed \$2,229,000 (Gresham Smith) and six percent (6%) of land sales (Cushman & Wakefield, U.S., Inc.) [Mayor's Office, Atkins]

**Received First Reading to the Urban County Council due back on 2/16/2023**

50. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to an Agreement with Arbor Youth Services, Inc., in order to adjust the Budget, and further authorizing the Mayor to execute any other amendments with Arbor Youth Services, Inc., related to that Agreement. [Div. of Grants and Special Programs, Reynolds]

**Received First Reading to the Urban County Council due back on 2/16/2023**

51. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Ky. House Bill (HB) 1 County Clerks Election Equipment Grant Application for up to \$675,675 in HB 1 Project Funds with the Dept. for Local Government (DLG) for ePoll books for the County Clerk, to provide additional information and execute any documents which are deemed necessary by DLG to carry out this project, and to accept this Grant if the application is approved; and authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Div. of Grants and Special Programs, Reynolds]

**Received First Reading to the Urban County Council due back on 2/9/2023**

**A motion was made by Council Member Kathy Plomin, seconded by Council Member Denise Gray, that this Resolution be Suspended Rules for Second Reading. The motion PASSED by unanimous vote.**

**A motion was made by Council Member Elliott Baxter, seconded by Council Member Ellinger, that this Resolution be Approved. The motion PASSED by the following vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

**52.**

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Agreements related to Neighborhood Development Funds with Fayette County Farm Bureau Education Foundation, Inc. (\$500); LexArts Inc. (\$1,500); and Henry Clay High School Band Boosters, Inc. (\$700), for the Office of the Urban County Council, at a cost not to exceed the sums stated. [Council Office, Maynard]

Neighborhood Development Funds: February 7, 2023

**Received First Reading to the Urban County Council due back on 2/9/2023**

**A motion was made by Council Member Liz Sheehan, seconded by Council Member Kathy Plomin, that this Resolution be Suspended Rules for Second Reading. The motion PASSED by unanimous vote.**

**A motion was made by Council Member Elliott Baxter, seconded by Council Member Ellinger, that this Resolution be Approved. The motion PASSED by the following vote:**

**Aye:** 15 - Dan Wu; James Brown; Chuck Ellinger; Tayna Fogle; Shayla Lynch; Hannah LeGris; Brenda Monarrez; Liz Sheehan; Denise Gray; Preston Worley; Fred Brown; Whitney Elliott Baxter; Dave Sevigny; Jennifer Reynolds and Kathy Plomin

**Nay:** 0

**Absent:** 0

## **VIII. Communications From The Mayor (Appointments)**

- (1) Recommending the reappointment of Shirley Riley to the Bluegrass Crime Stoppers with a term expiring May 2, 2027;
- (2) Recommending the appointment of Angela Evans, Fayette County Attorney, Ex officio, to the CASA of Lexington Board of Directors;
- (3) Recommending the reappointment of Councilmember James Brown, Corridors Commission Chair, to the Corridors Commission with a term expiring August 1, 2023;
- (4) Recommending the appointments of Kimberly Baird, Fayette County Commonwealth's Attorney, Ex officio, Cynae Carter Adams, Superintendent of Fayette County Schools Designee, Ex officio, Angela Evans, Fayette County Attorney, Ex officio, Sheila Horton-Holt, Director of the Family Care Center, Ex officio, and Alice Salyers, Director of the Nursing Home Ombudsman Agency of the Bluegrass, Ex officio, to the Domestic and Sexual Violence Prevention Coalition;
- (5) Recommending the appointment of Councilmember James Brown, Councilmember Chair of the Budget, Finance, and Economic Development

- Committee, Ex officio, to the Economic Development Investment Board, with a term expiring December 31, 2026;
- (6) Recommending the appointments of Chief Eddie Crews, Paramedic Program Graduate, with a term expiring July 1, 2026, and Sheila Owens-Collins, Health Department Commissioner, Ex officio to the Emergency Medical Advisory Board;
  - (7) Recommending the appointment of Tyler Fallin, Audit Professional, to the Internal Audit Board with a term expiring December 31, 2026;
  - (8) Recommending the appointment of Joshua Irvin, District 8 Representative, to the Parks and Recreation Advisory Board with a term expiring January 14, 2027; and,
  - (9) Recommending the appointment of Karin Wilson, filling and unexpired term, to the Raven Run Advisory Board with a term expiring January 13, 2026.

**A motion was made by Council Member Whitney Elliott Baxter, seconded by Council Member Liz Sheehan, that this Communication (Appointments) be Approved. The motion PASSED by unanimous vote.**

## **IX. Communications From The Mayor (Price Contracts)**

- (1) Accepting and approving the following bids and establishing price contracts for the following Departments or Divisions as to the specifications and amount set forth in the terms of the respective bids:
  - (a) Div. of Fleet Services - Chevy Trucks 19-2023 - Bachman Auto Group
  - (b) Div. of Police - Police Badges 168-2022- CW Nielsen MFG Corporation

**A motion was made by Council Member Dave Sevigny, seconded by Council Member Kathy Plomin, that this Communication (Price Contracts) be Approved. The motion PASSED by unanimous vote.**

## **X. Fire/Police Discipline - NO**

## **XI. Announcements**

## **XII. Public Comments**

### **Adjournment**

**A motion was made by Council Member Sevigny, seconded by Council Member Gray, that the be Adjourned The motion PASSED by unanimous vote.**