



**Lexington-Fayette Urban County  
Government  
Minutes - Final  
Urban County Council Work Session**

200 E. Main St  
Lexington, KY 40507

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Tuesday, May 6, 2014

3:00 PM

Council Chamber

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**Packet**

**I. Public Comment - Issues on Agenda**

**Present** 14 - Linda Gorton, Chuck Ellinger, Steve Kay, Chris Ford, Shevawn Akers, Diane Lawless, Julian Beard, Bill Farmer Jr., Kevin Stinnett, Jennifer Scutchfield, George Myers, Harry Clarke, Peggy Henson, and Ed Lane

**Absent** 1 - Jennifer Mossotti

**II. Requested Rezonings/ Docket Approval**

[0490-14](#)

Bluegrass Area Development District PSA FY14

**A motion was made by Council Member Julian Beard, seconded by Council Member Linda Gorton, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned by 5/8/2014. The motion PASSED by an unanimous vote.**

[0469-14](#)

Handicapped parking fine \$250

**A motion was made by Council Member Peggy Henson, seconded by Council Member Chuck Ellinger, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned by 5/8/2014. The motion PASSED by an unanimous vote.**

[0476-14](#)

Commissioner of Environmental Quality and Public Works David Holmes

**A motion was made by Council Member Kevin Stinnett, seconded by Council Member Julian Beard, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned by 5/8/2014. The motion PASSED by an unanimous vote.**

**III. Approval of Summary**

[0445-14](#)

April 22, 2014 Work Session Table of Mottos

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Jennifer Scutchfield, that this Agenda Item be Approved. The motion PASSED by an unanimous vote.**

**IV. Budget Amendments**

[0475-14](#)

A motion was made by Council Member Julian Beard, seconded by Council Member Jennifer Scutchfield, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned by 05/08/14. The motion PASSED by an unanimous vote.

**V. New Business**

**VI. Continuing Business/ Presentations**

a [0446-14](#) Special Planning & Public Works Committee, April 15, 2014 Summary

b [0447-14](#) Presentatton Lexttran Fiscal Year2014-2015 Budget; By: Rocky Burke, General Manager

**Received and Filed**

[0489-14](#) LexTran Budget FY15

A motion was made by Council Member Peggy Henson, seconded by Council Member Julian Beard, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned by 5/8/2014. The motion PASSED by an unanimous vote.

c [0450-14](#) Presentatton LFUCG's Populatton Health Managementt Strattege; By: Benji Marrs, Sr. VP Benefitt Insurance Marketting

**Received and Filed**

d [0448-14](#) Presentatton Samuel Brown Healthth Centter; Year 2 Review; By: David R. French, MD and David M Demers, VP Maratthon Healthth

**Received and Filed**

**VII. Council Reports**

**VIII. Mayor's Report**

[0474-14](#)

1. Recommending the appointment of Mr. Larry B. Forrester to the Board of Adjustment with term to expire 7/1/2017. Mr. Forrester will fill the unexpired term of Mr. Joseph Smith. The Confirmation Hearing is scheduled for Thursday, May 8, 4:45 P.M.
2. Recommending the appointment of Mr. Ben A. Turpin, as LFUCG representative, and the reappointment of Ms. Cheryl A. Birch, as Area Resident representative, to the Charles Young Center Advisory Board with terms to expire 3/1/2018. The term of Ms.

Connie Rayford expired.

3. Recommending the appointment of Ms. Susan Plueger, as Designee, Commissioner of Environmental Quality & Public Works; Non-voting, to the Corridors Commission with term to expire 8/1/2017. The term of Mr. Kevin Wente expired.
4. Recommending the appointments of Mr. William S. Howard, as Home Builders of Lexington representative, Mr. Frank Penn, as KY Thoroughbred Association representative, and the reappointment of Mr. Marianna M. Marye, as Fayette County Neighborhood Council representative, to the Rural Land Management Board, with terms to expire 4/1/2018. Terms for Mr. Greg Padgett and Mr. Tom Thornbury are expired.
5. Recommending the appointment of Ms. Susan Plueger, Commissioner of Environmental Quality & Public Works; Ex-officio representative, to the Tree Board. Mr. Kevin Wente is no longer serving.

**A motion was made by Council Member Linda Gorton, seconded by Council Member Jennifer Scutchfield, that these Communications be Approved and Referred to Docket, and sent to the Urban County Council to be returned by 5/8/2014. The motion PASSED by an unanimous vote.**

## **IX. Public Comment - Issues Not on Agenda**

## **X. Adjournment**

**A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this be Adjourn.. The motion PASSED by an unanimous vote.**

## Administrative Synopsis - New Business Items

- a [0374-14](#) Authorization to execute agreements awarding seventeen (17) grants under the Sustainability Grants Program in the Division of Environmental Policy.  
(L0374-14) (Plueger/Martin)  
This is a request to execute agreements awarding seventeen (17) grants totaling \$28,740 under the Sustainability Grants Program in the Division of Environmental Policy. A 100% match is required by the grantee and may come from donations, materials, services, documented use of vehicles or machinery, tipping fees, and volunteer hours. Funds are budgeted.  
**A motion was made by Council Member Linda Gorton, seconded by Council Member George Myers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned by 05/08/2014. The motion PASSED by unanimous vote.**
- b [0379-14](#) Authorization to amend Section 21-5 of the Code of Ordinances, abolishing one (1) position of Network Security Engineer (Grade 119E) and creating one (1) position of Administrative Officer Sr. (Grade 120E) in the Division of Enterprise Solutions. (L0408-14)  
(Maxwell/Graham)  
This is a request to amend Section 21-5 of the Code of Ordinances, abolishing one (1) position of Network Security Engineer (Grade 119E) and creating one (1) position of Administrative Officer Sr. (Grade 120E) in the Division of Enterprise Solutions. The impact for FY 2014 (2 pay periods) will be a savings of \$252.  
**A motion was made by Council Member Linda Gorton, seconded by Council Member George Myers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned by 05/08/2014. The motion PASSED by unanimous vote.**
- c [0380-14](#) Authorization to submit application, and accept award if offered, to the Kentucky Department of Juvenile Justice under the Juvenile Accountability Block Grant Program for FY 2015. (L0380-14)  
(Gooding/Mills)  
This is a request to submit application, and accept award if offered, to the Kentucky Department of Juvenile Justice under the Juvenile Accountability Block Grant Program for FY 2015 for an amount of \$16,183. A 10% match of \$1,798 is required.  
**A motion was made by Council Member Linda Gorton, seconded by Council Member George Myers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned by 05/08/2014. The motion PASSED by unanimous vote.**
- d [0383-14](#) Authorization to amend Facility Usage Agreement with the Fayette

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County Board of Education for the purchase of snacks for Parks and Recreation's Extended School Program (ESP) and Recreational Enrichment and Learning (REAL) program. (L0383-14) (Reed)  
This is a request to amend Facility Usage Agreement with the Fayette County Board of Education for the purchase of snacks for Parks and Recreation's ESP and REAL programs through the end of the school year, June 6, 2014, at a cost not to exceed \$75,000. Funds are budgeted.

**A motion was made by Council Member Linda Gorton, seconded by Council Member George Myers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned by 05/08/2014. The motion PASSED by unanimous vote.**

e [0384-14](#)

Authorization to amend Resolution 633-2013 to award price contract for custodial services at the Family Care Center to the second low bidder, INTEC Building Services Inc. (L0384-14) (Slatin/O'Mara)  
This is a request to amend Resolution 633-2013 to award price contract for custodial services at the Family Care Center to the second low bidder, INTEC Building Services Inc. The low bidder, Saffire Cleaning Service LLC, cancelled their contract within the first month of contract award. There is no budgetary impact.

**A motion was made by Council Member Linda Gorton, seconded by Council Member George Myers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned by 05/08/2014. The motion PASSED by unanimous vote.**

f [0396-14](#)

Authorization to execute agreement with VAR Resources, Inc. for the master lease of new and upgraded equipment for laptop computers and other computing devices across LFUCG. (L0396-14) (Nugent/Hamilton)

This is a request to execute agreement with VAR Resources, Inc. for the master lease of new and upgraded equipment for laptop computers and other computing devices across LFUCG.

**A motion was made by Council Member Linda Gorton, seconded by Council Member George Myers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned by 05/08/2014. The motion PASSED by unanimous vote.**

g [0397-14](#)

Authorization to execute a Clinical Affiliation Agreement and a Business Associate Agreement with Lincoln Memorial University-Debusk College of Osteopathic Medicine (LMU-DCOM) to set forth guidelines by which LMU-DCOM will have its physician assistant students participate in ride time on Division of Fire and Emergency Medical Services emergency care units as part of their educational process and to allow students access to patient information during their ride time as required by HIPAA laws. (L0397-14) (Jackson/Mason)

This is a request to execute a Clinical Affiliation Agreement with

LMU-DCOM to set forth guidelines by which LMU-DCOM will have its physician assistant students participate in ride time on Division of Fire and Emergency Medical Services emergency care units as part of their educational process, and a Business Associate Agreement (BAA) to allow students access to patient information during their ride time. A BAA is required by federal HIPAA laws. There is no budgetary impact.

**A motion was made by Council Member Linda Gorton, seconded by Council Member George Myers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned by 05/08/2014. The motion PASSED by unanimous vote.**

- h**     [0398-14](#)     Authorization to execute Change Order No. 3 to agreement with Smith Contractors, Inc. for Town Branch and West Hickman Wastewater Treatment Plant Electrical, SCADA, Blower/Aeration and Pump Station Improvements Project. (L0398-14) (Martin)

This is a request to execute Change Order No. 3 to agreement with Smith Contractors, Inc. for an amount of \$98,834.47 for electrical equipment coordination changes for Town Branch and West Hickman Wastewater Treatment Plant Electrical, SCADA, Blower/Aeration and Pump Station Improvements Project. This increase brings the new contract total to \$14,534,225.81. Funds are budgeted.

**A motion was made by Council Member Linda Gorton, seconded by Council Member George Myers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned by 05/08/2014. The motion PASSED by unanimous vote.**

- i**     [0399-14](#)     Authorization to execute Change Order No. 4 to agreement with Smith Contractors, Inc. for Town Branch and West Hickman Wastewater Treatment Plant Electrical, SCADA, Blower/Aeration and Pump Station Improvements Project. (L0399-14) (Martin)

This is a request to execute Change Order No. 4 to agreement with Smith Contractors, Inc. for an amount of \$63,351.75 for installing a new fiber connection for Town Branch and West Hickman Wastewater Treatment Plant Electrical, SCADA, Blower/Aeration and Pump Station Improvements Project. This increase brings the new contract total to \$14,597,577.56. Funds are budgeted.

**A motion was made by Council Member Linda Gorton, seconded by Council Member George Myers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned by 05/08/2014. The motion PASSED by unanimous vote.**

- j**     [0401-14](#)     Authorization to execute agreement with Constellation NewEnergy, Inc. for supply of natural gas under Columbia Gas of Kentucky's SVGTS tariff at six LFUCG facilities. (L0401-14) (Plueger/Martin)

This is a request to execute agreement with Constellation NewEnergy, Inc. for supply of natural gas under Columbia Gas of Kentucky's SVGTS tariff at six LFUCG facilities for a fixed price not to exceed \$6.20 per Mcf (thousand cubic feet).

A motion was made by Council Member Linda Gorton, seconded by Council Member George Myers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned by 05/08/2014. The motion PASSED by unanimous vote.

k [0405-14](#)

Authorization to amend Section 21-5 of the Code of Ordinances by abolishing one (1) position of Attorney Sr. (Grade 121E) and creating two (2) positions of Attorney (Grade 117E) in the Department of Law. (L0405-14) (Maxwell/Graham)

This is a request to amend Section 21-5 of the Code of Ordinances by abolishing one (1) position of Attorney Sr. (Grade 121E) and creating two (2) positions of Attorney (Grade 117E) in the Department of Law. The fiscal impact for FY 2014 (1 pay period) is a cost of \$678.

A motion was made by Council Member Linda Gorton, seconded by Council Member George Myers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned by 05/08/2014. The motion PASSED by unanimous vote.

l [0408-14](#)

Authorization to execute Amendment No. 2 to agreement with the Kentucky Transportation Cabinet for the Downtown Lexington Traffic Movement and Revitalization Study and to approve execution of Change Modifications No. 1 and 2 to the Engineering Services Agreement with Stantec Consulting Services, Inc. (L0408-14) (Gooding/Paulsen)

This is a request to execute Amendment No. 2 to agreement with the Kentucky Transportation Cabinet for extension of the performance period through June 30, 2015 and accepting an additional \$25,000 in federal funding for the Downtown Lexington Traffic Movement and Revitalization Study and to approve execution of Change Modifications No. 1 and 2 to the Engineering Services Agreement with Stantec Consulting Services, Inc for changes in the scope of work and the additional amount of \$25,000. This increase brings the total award to \$490,000.

A motion was made by Council Member Linda Gorton, seconded by Council Member George Myers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned by 05/08/2014. The motion PASSED by unanimous vote.

m [0411-14](#)

Authorization to execute a Referral Agency Memorandum of Understanding with Dress for Success Lexington to provide services to students enrolled at the Family Care Center. (L0411-14) (Benz/Mills)

This is a request to execute a Referral Agency Memorandum of Understanding with Dress for Success Lexington to provide services to students enrolled at the Family Care Center. There is no budgetary impact.

A motion was made by Council Member Linda Gorton, seconded by Council Member George Myers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned by 05/08/2014.

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The motion PASSED by unanimous vote.

- n [0415-14](#) Authorization to approve a Sole Source Certification related to the Division of Youth Services' Summer Feeding Food Box Distribution and Mobile Backpack Programs in partnership with God's Pantry Food Bank, Fayette County Public Schools, and Fresh Approach. (L0415-14) (Mills)

This is a request to approve a Sole Source Certification related to the Division of Youth Services' Summer Feeding Food Box Distribution and Mobile Backpack Programs in partnership with God's Pantry Food Bank, Fayette County Public Schools, and Fresh Approach. Cost of the program is \$52,600.

**A motion was made by Council Member Linda Gorton, seconded by Council Member George Myers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned by 05/08/2014. The motion PASSED by unanimous vote.**

- o [0421-14](#) Authorization to amend Section 21-5 and 22-5 of the Code of Ordinances, abolishing two (2) positions of Equipment Operator Sr. (Grade 109N) in the Division of Waste Management and creating three (3) positions of Heavy Equipment Technician (Grade 113N), one (1) unclassified position of Service Writer (Grade 109N), and one (1) unclassified position of Fleet Parts Specialist all in the Division of Facilities and Fleet Management. (L0421-14) (Maxwell/Graham)

This is a request to amend Section 21-5 and 22-5 of the Code of Ordinances, abolishing two (2) positions of Equipment Operator Sr. (Grade 109N) in the Division of Waste Management and creating three (3) positions of Heavy Equipment Technician (Grade 113N), one (1) unclassified position of Service Writer (Grade 109N), and one (1) unclassified position of Fleet Parts Specialist all in the Division of Facilities and Fleet Management. The impact for FY 2014 (1 pay period) is \$5,652.12.

**A motion was made by Council Member Linda Gorton, seconded by Council Member George Myers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned by 05/08/2014. The motion PASSED by unanimous vote.**

- p [0422-14](#) Authorization to accept deeds of easement from owners of record of 2446 Liberty Road, 705 Woodward Lane and 725 Woodward Lane, as needed for the Wilderness Road/Woodward Lane Sanitary Sewer Project. (L0422-14) (Martin)

This is a request to accept deeds of easement from owners of record of 2446 Liberty Road, 705 Woodward Lane and 725 Woodward Lane, as needed for the Wilderness Road/Woodward Lane Sanitary Sewer Project. There is no budgetary impact.

**A motion was made by Council Member Linda Gorton, seconded by Council Member George Myers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned by 05/08/2014.**



The motion PASSED by unanimous vote.

q [0426-14](#)

Authorization to submit a grant application, and to accept award if offered, to the Bluegrass Area Development District for operation of the Senior Citizens Center in FY 2015. (L0426-14) (Gooding/Mills)  
This is a request to submit a grant application, and to accept award if offered, to the Bluegrass Area Development District for operation of the Senior Citizens Center in FY 2015. The estimated amount of available funds is \$83,830.

**A motion was made by Council Member Linda Gorton, seconded by Council Member George Myers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned by 05/08/2014. The motion PASSED by unanimous vote.**

r [0429-14](#)

Authorization to submit grant application to the Kentucky Commercial Mobile Radio Service Emergency Communications Board for Lexington 911 PSAP Customer Premise Equipment Upgrade Project. (L0429-14) (Gooding/Mason)  
This is a request to submit grant application to the Kentucky Commercial Mobile Radio Service Emergency Communications Board for an amount of \$703,430 for Lexington 911 PSAP Customer Premise Equipment Upgrade Project.

**A motion was made by Council Member Linda Gorton, seconded by Council Member George Myers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned by 05/08/2014. The motion PASSED by unanimous vote.**

s [0430-14](#)

Authorization to execute agreement with Volunteers of America for financial support of emergency housing services - FY 2014. (L0430-14) (Gooding/Hamilton)  
This is a request to execute agreement with Volunteers of America for an amount of \$8,000 for financial support of emergency housing services - FY 2014. Funds are budgeted.

**A motion was made by Council Member Linda Gorton, seconded by Council Member George Myers, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned by 05/08/2014. The motion PASSED by unanimous vote.**