

**URBAN COUNTY COUNCIL
WORK SESSION
TABLE OF MOTIONS
June 4, 2019**

Mayor Gorton called the meeting to order at 3:01pm. Council Members Kay, Moloney, Ellinger, J. Brown, McCurn, Gibbs, Lamb, Farmer, Evans, Worley, F. Brown, Mossotti, Bledsoe and Plomin were present. Council Member Reynolds was absent.

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

Motion by Farmer to approve the June 6, 2019 Council meeting docket. Seconded by Plomin. Motion passed without dissent.

Motion by Worley to place ordinance #8 on the docket with a public hearing on July 9th at 5:30pm [An Ordinance changing the zone from an Agricultural Urban (AU) zone to a High Density Apartment (R-4) zone, for 8.332 net (8.385 gross) acres, for property located at 3330 Todds Rd. (a portion of)]. Seconded by Evans. Motion passed without dissent.

Motion by Worley to place ordinance #9 on the docket with a public hearing on July 9, 2019 at 5:30pm (amended to July 8, 2019 at 5:30pm) [An Ordinance changing the zone from a Single Family Residential (R-1D) zone to a Townhouse Residential (R-1T) zone, for 4.937 net (5.052 gross) acres and to a Neighborhood Business (B-1) zone, for 1.652 net (2.002 gross) acres; and from an Agricultural Urban (A-U) zone to a Townhouse Residential (R-1T) zone for 10.668 net (11.876 gross) acres and to a Neighborhood Business (B-1) zone, for 1.040 net and gross acres, for property located at 3450 & 3550 Todds Rd]. Seconded by Evans. Motion passed 8-4 as amended. Kay, Moloney, McCurn, Gibbs, Lamb, Evans, Worley and Plomin voted yes. Ellinger, J. Brown, Farmer and F. Brown voted no.

Motion by Lamb to amend and schedule the public hearing for ordinance #9 on July 8, 2019 at 5:30pm. Seconded by Kay. Motion passed without dissent.

Motion by James Brown to place ordinance #10 on the docket with a public hearing on July 2, 2019 at 6:00pm [An Ordinance changing the zone from an Agricultural Urban (A-U) zone to an Expansion Area Residential (EAR-2) zone, for 8.48 net (8.94 gross) acres, for property located at 2020 Russell Cave Rd]. Seconded by Lamb. Motion passed without dissent.

Motion by Bledsoe to place on the docket for the Council meeting on June 6, 2019 a resolution requesting that the Kentucky Economic Development Finance Authority issue revenue bonds in an amount of up to \$330,000,000, the proceeds of which will provide for the refinancing of certain outstanding bonds that financed and/or refinanced St. Joseph Health System projects in the geographic territory of Lexington-Fayette Urban County Government. Seconded by Farmer. Motion passed without dissent.

Motion by Bledsoe to ratify the Mayor's Proposed Budget for FY2020 as amended by the Council in its meeting regarding the budget. A summary of those amendments has been

provided and further move to place the FY2020 Budget on the docket for the Council meeting on June 6, 2019. Seconded by J. Brown. Motion passed without dissent.

Motion by Bledsoe to amend the Council changes put forward at the May 28, 2019 Budget Committee of the Whole to the FY 2020 Mayor's Proposed Budget to include eliminating the required employee furloughs, contingent upon the Council approving a pending FY 2019 budget amendment reallocating a favorable balance in FY 2019 of \$116,200 in funding for General Fund debt service and establishing a transfer to the Urban Fund for Street Lights. Seconded by J. Brown. Motion passed without dissent.

Motion by Bledsoe to amend the Council change put forward at the May 28, 2019 Budget Committee of the Whole to the FY 2020 Mayor's Proposed Budget related to providing employees with a pay supplement as follows: 1. All employees included in the unified pay plan that have an annual salary of \$50,000 or less will receive a \$500 supplement. 2. All employees included in the unified pay plan, including the council administrator, police chief and fire chief, that have an annual salary of more than \$50,000 will receive a supplement equaling 1% of their respective salaries. Seconded by Kay. Motion passed 11-3. Kay, Ellinger, J. Brown, McCurn, Gibbs, Farmer, Worley, F. Brown, Mossotti, Bledsoe and Plomin voted yes. Moloney, Lamb and Evans voted no.

Motion by Ellinger to reconsider the date and time of the zone change hearing for ordinance #8. Seconded by Farmer. Motion passed 13-1. Kay, Moloney, Ellinger, J. Brown, McCurn, Lamb, Farmer, Evans, Worley, F. Brown, Mossotti, Bledsoe and Plomin voted yes. Gibbs voted no.

Motion by Ellinger to place ordinance #8 on the docket with a public hearing on July 8th and 5:30pm [An Ordinance changing the zone from an Agricultural Urban (AU) zone to a High Density Apartment (R-4) zone, for 8.332 net (8.385 gross) acres, for property located at 3330 Todds Rd. (a portion of)]. Seconded by Farmer. Motion passed 13-1. Kay, Moloney, Ellinger, J. Brown, McCurn, Lamb, Farmer, Evans, Worley, F. Brown, Mossotti, Bledsoe and Plomin voted yes. Gibbs voted no.

Motion by Mossotti to place on the docket for the June 6, 2019 Council Meeting, a Resolution designating the speed limits on Copper Run Boulevard, between Clays Mill Road and Calevares Drive, and Copperfield Drive, between Copper Run Boulevard and Steamboat Road, as 25 miles per hour, and authorizing and directing the Division of Traffic Engineering to install proper and appropriate signs in accordance with that designation. Seconded by Bledsoe. Motion passed without dissent.

III. Approval of Summary

Motion by Mossotti to approve the May 28, 2019 work session summary. Seconded by Plomin. Motion passed without dissent.

IV. Budget Amendments

Motion by Farmer to approve budget amendments. Seconded by Kay. Motion passed without dissent as amended.

Motion by Bledsoe to amend the budget amendment list to include a budget amendment to decrease the debt service and increase the streetlight transfer for FY2019 in the amount of \$116,200. Seconded by Farmer. Motion passed without dissent.

V. New Business

Motion by Farmer to approve new business. Seconded by Ellinger. Motion passed without dissent as amended.

Motion by Mossotti that item L under new business be amended to accept the proposal from Westchester Fire Insurance Company, instead of Old Republic Insurance, for aviation liability insurance. Seconded by Plomin. Motion passed without dissent.

VI. Continuing Business/Presentations

Motion by Plomin to approve neighborhood development funds. Seconded by Ellinger. Motion passed without dissent.

Motion by Mossotti to approve the shared mobility ordinance (as presented and approved at the May 7, 2019 Planning & Public Safety Committee meeting). Seconded by Kay. Motion passed 10-2. Moloney, Ellinger, McCurn, Gibbs, Lamb, Evans, Worley, F. Brown, Mossotti and Bledsoe voted yes. Farmer and Plomin voted no.

Motion by Gibbs to approve the changes to the Dockless Vehicle ordinance, approved by the Planning and Public Safety Committee, that have been recommended by the Department of Law and the Division of Planning relating to the inclusion of the Division of Police, along with LexPark, in the issuance of fines and the Division of Revenue in the collection of fines issued by Police; revisions to the indemnification language; and the removal of bicycles and electric bicycles from the start-up cap, maximum cap, and the \$.25 per trip fee. Seconded by Lamb. Motion passed without dissent.

Motion by Mossotti to refer the issue of dockless vehicles back to committee as the first item on the next agenda. Seconded by Ellinger. Motion failed 2-11. Ellinger and Mossotti voted yes. Kay, Moloney, J. Brown, McCurn, Lamb, Farmer, Evans, Worley, F. Brown, Bledsoe and Plomin voted no.

Motion by Lamb to amend Section 12 of the dockless vehicle ordinance as approved by the Planning and Public Safety Committee to require the Councilmember of the district in which Designated Group Parking Areas are located to also receive updated lists of these areas after changes are approved by the Department of Environmental Quality and Public Works. Seconded by Worley. Motion passed without dissent.

Motion by Lamb to amend Section 13 of the dockless vehicle ordinance, as approved by the Planning and Public Safety Committee, to include impermissible riding locations in the information that must be provided by Licensees on the company's website or social media platforms, and to change the requirement that Licensees remove inoperable and unsafe dockless vehicles from the right-of-way within twenty-four hours of receiving notice to two hours if the Licensee receives notice of the inoperable or unsafe dockless vehicle between

the hours of 7 am and 10 pm, and within twenty-four hours otherwise. Seconded by Worley. Motion passed without dissent.

Motion by Lamb to amend Section 17 of the dockless vehicle ordinance, as approved by the Planning and Public Safety Committee, to require Licensees to provide the Department of Environmental Quality and Public Works with a certificate of insurance evidencing the insurance policy required by the Section upon submission of the application for an operating authority license, the application to renew an operating authority license, and upon a renewal or change in the insurance policy. Seconded by Worley. Motion passed without dissent.

Motion by Worley to amend section 17D-13 of the Code of Ordinances, part 6 to read “as a significant number of trips on dockless vehicles are anticipated to occur on the University of Kentucky’s campus, the University of Kentucky shall receive a share of the fees collected under subsection (2) on a pro rata basis, not to exceed 50% of the amount of fees collected thereunder. Seconded by Lamb. Motion passed without dissent.

VII. Council Reports

VIII. Mayor’s Report

Motion by Farmer to approve the Mayor's Report. Seconded by Ellinger. Motion passed without dissent.

IX. Public Comment – Issues Not on Agenda

X. Adjournment

Motion by Mossotti to adjourn at 5:29pm. Seconded by Plomin. Motion passed without dissent.