

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky November 9, 2017

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on November 9, 2017 at 6:03 p.m. Present were Mayor Gray in the chair presiding, and the following members of the council: Kay, Lamb, Moloney, Mossotti, Plomin, Scutchfield, Smith, Stinnett, Bledsoe, F. Brown, J. Brown, Evans, Farmer, Gibbs, and Henson.

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

Ordinances No. 154-2017 through 156-2017, inclusive, and Resolutions No. 632-2017 through 658-2017, inclusive, were reported as having been signed and published and ordered to record.

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The Invocation was given by Chaplain Donovan Stewart, Div. of Police.

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Mayor Gray asked Mr. J. Brown to introduce Mr. H.B. Deatherage of the Kentucky Veterans Hall of Fame. Mr. J. Brown introduced Mr. Deatherage and described an upcoming event that will be held in Lexington.

Mr. Gary Griesser sang the National Anthem, and displayed a slide presentation to better describe the upcoming event and the mission of the organization. Mr. Deatherage and Mr. Griesser commented at its conclusion about the Hall of Fame and its membership. The gentlemen presented Mayor Gray with a gift to demonstrate the City's relationship with the Ky. Veterans Hall of Fame.

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Mayor Gray recognized several members of the Montclair Neighborhood Association and thanked them for attending the meeting.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Transportation Cabinet (KYTC), for the exchange of a total of approximately 34.658 road lane miles located in Lexington-Fayette County, with KYTC to receive approximately 19.6 road lane miles and the Urban County Government to receive approximately 15.058 road lane miles; and authorizing the Mayor, or his designee, to sign any necessary documents related to the exchange was on the docket for first reading.

Upon motion by Mr. Gibbs, seconded by Ms. Mossotti, and approved by unanimous vote, the resolution was taken out of order to be considered before other items and to permit public comment.

Mr. Gibbs moved to postpone the first reading of the resolution until the Council Meeting on November 16, 2017. Mr. Farmer seconded the motion.

Mr. Moloney expressed concerns with postponing the resolution.

The motion passed by majority vote (Mr. Moloney voted No).

The following persons spoke against the resolution: (1) Ms. Jan Stallones, Cooper Dr.; (2) Mr. Dan Omlor, Cooper Dr.; (3) Mr. Clyde Kirtley, Montclair Neighborhood Association (upon motion by Mr. Farmer, seconded by Ms. Plomin, without objection, Mr. Kirtley was granted additional time to speak).

Commissioner Dowell Hoskins-Squier, Dept. of Environmental Quality and Public Works, spoke about the resolution, and the benefits that accrue to both the Commonwealth of Kentucky and the Lexington-Fayette Urban County Government as a result.

The following additional persons spoke in opposition to the resolution: (4) Ms. Monica McFarland, Cooper Dr.; (5) Ms. Patricia Price, Kastle Rd.; (6) Mr. Jerry Price, Kastle Rd.; (7) Mr. Thomas Meng, Summit Dr.; and (8) Mr. Aaron Jutte, Cooper Dr.

Mr. Gibbs responded to Mr. Jutte's comments.

The following additional persons spoke in opposition to the resolution: (9) Mr. Scott Brugh, Kastle Rd.; (10) Ms. Kate Yunker, Cooper Dr. (Mr. Charles Yeomans ceded time to Ms. Yunker); (11) Mr. Ashwin Krishna, Kastle Rd.; and (12) Mr. Guinness McFadden, Summit Dr.

Mr. Gibbs responded to Mr. McFadden's comments.

The following additional persons spoke in opposition to the resolution: (13) Mr. Kevin Compton, Cooper Dr.; (14) Ms. Amy Clark, Kastle Rd. (Ms. Karen Sheets ceded time to Ms. Clark); and (15) Mr. Bernard McCarthy, Harry St.

The following person spoke in favor of the resolution: (1) Mr. Daryl Love, Firethorn Pl. (Mr. Paul Price ceded time to Mr. Love).

The following additional person spoke in opposition to the resolution: (16) Mr. Tom Randolph.

The Council discussed a matter of procedure and Mr. Randolph continued his comments.

Ms. Henson asked about changing the roads selected for the road swap, and whether other residential roads are State roads. Ms. Hoskins-Squier responded.

Mr. Farmer asked about discussions with the University of Kentucky about its feedback on the proposed road swap. Ms. Hoskins-Squier responded.

Mayor Gray spoke about a meeting with State road engineers. Ms. Hoskins-Squier also spoke about the meeting.

Ms. Hoskins-Squier explained the theoretical process that would occur if Cooper Dr. were to be widened.

Mr. Moloney talked about the premise of giving up a street.

Vice Mayor Kay expressed understanding for the concerns about the swap; however, he also talked about his experience as a member of the Metropolitan Planning Board and how the Board operates. He talked about his perception of the unlikelihood of Cooper Dr. changing in any perceptible way as a result of the swap.

Mr. J. Brown asked about the classification of the street and how that might change in the future. Ms. Hoskins-Squier responded.

Mr. J. Brown expressed his appreciation for Mr. Gibbs: his experience, his integrity, and his desire to do the best he can for his constituents. Ms. Mossotti concurred with Mr. Brown's comments about Mr. Gibbs.

Ms. Mossotti asked about the timeline for the proposed road swap. Ms. Hoskins-Squier responded. Mr. Farmer responded.

Mr. Stinnett asked about communication that may have taken place with stakeholders at the State level. Ms. Hoskins-Squier responded.

Mr. F. Brown talked about the various issues involved in the road swap.

Mayor Gray thanked everyone for participating in the meeting.

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Mayor Gray asked Dr. Craig Humbaugh to the podium, Commissioner of the Department of Health for Fayette County. Dr. Humbaugh talked about the benefits of the Needle Exchange Program in Fayette County, which is entering its second year.

Vice Mayor Kay asked whether the number of participants in the Program is increasing. Dr. Humbaugh responded.

Ms. Henson thanked Dr. Humbaugh for the presentation and spoke about the need for the services that the program provides.

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The following ordinance received second reading. Upon motion by Ms. Henson, and seconded by Ms. Scutchfield, the ordinance was approved by the following vote:

Aye: Kay, Lamb, Moloney, Mossotti, -----13
Scutchfield, Smith, Stinnett, Bledsoe,
F. Brown, J. Brown, Farmer, Gibbs,
Henson

Nay: -----0

Recused: Evans
Absent for the vote: Plomin

An Ordinance changing the zone from a Planned Neighborhood Residential (R-3) zone to a Neighborhood Business (B-1) zone, for 1.36 net (1.80 gross) acres, for properties located at 119, 121, 123, and 131 Virginia Avenue; 665, 685, and 693 South Limestone Street; and 662 Maxwellton Court. (CORE Lexington 685 Limestone, LLC; Council District 3).

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The following ordinances received second reading. Upon motion by Ms. Henson, and seconded by Ms. Scutchfield, the ordinances were approved by the following vote:

Aye: Kay, Lamb, Moloney, Mossotti, Scutchfield, -----14
Smith, Stinnett, Bledsoe,
F. Brown, J. Brown, Evans, Farmer, Gibbs,
Henson

Nay: -----0
Absent for the vote: Plomin

An Ordinance changing the zone from a Highway Service Business (B-3) zone to a Wholesale and Warehouse Business (B-4) zone, for 0.44 net (0.60 gross) acre, for property located at 757 Newtown Pike. (SCW Newtown, LLC; Council District 1).

An Ordinance changing the zone from a Planned Neighborhood Residential (R-3) zone to a Light Industrial (I-1) zone, for 0.71 net (1.14 gross) acres, for property located at 300 Alexandria Drive. (FRM Lawson Property; Council District 12).

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. 10.

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The following ordinances received first reading and were ordered placed on file for public inspection until November 16, 2017:

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$2,000 in the Div. of Traffic Engineering from the Council Projects Funds for improvements to the new pedestrian intersection located at the intersection of South Ashland Avenue and Ashland Avenue, and appropriating and re-appropriating funds, Schedule No. 12.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$9,000 in the Div. of Traffic Engineering from the Council Projects Funds for speed tables on Bullock Place and appropriating and re-appropriating funds, Schedule No. 13.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$26,414.80 from the Council Projects Funds for Ky. Theatre renovation and appropriating and re-appropriating funds, Schedule No. 14.

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. 11.

An Ordinance amending section 12-1(a) of the Code of Ordinances related to the Property Maintenance Code to delete the 1998 Edition and include the 2015 Edition of the International Property Maintenance Code; amending Section 12-1(b) of the Code of Ordinances related to the Property Maintenance Code to not incorporate the following sections of the 2015 Property Maintenance Code 111.1, 111.2.1, 111.2.2, 111.2.3, 111.2.4, 111.2.5, 111.3, 111.4, 111.4.1, 111.5, 111.6, 111.6.1, 111.6.2, 111.7, 111.8, 302.4, 304.17, 308.2, 308.2.1, 308.2.2, 308.3, 308.3.1, 308.3.2, and 309.5, to include PM-102.3 application of other codes, to allow for delegation of enforcement in PM-103.1, to renumber PM-103.4 to PM-103.45, to allow for designation in PM-104.6, to revise the penalty schedule to include violations from 30 to 41 or above and add fines of \$600 to \$2,500 in PM-106.4.1(b), to delete the publication requirement and require posting of the property in PM-107.1 to include PM-107.6 transfer of ownership, to delete PM-108.1 utility removal and replace it with PM-108.1 general, to raise the

administrative cost from \$75 to \$250 in PM-108.2, to include PM-108.2.1 disconnection of utility services, to include PM-108.5, prohibited occupancy, to include PM-108.5.1 occupying a condemned structure, to include PM-108.5.2 violation of PM-108.5, to delete PM-110.4, to include PM-112.4 failure to comply with an order, to include PM-201.3 related to other codes, to renumber PM-303.19 to PM-301.4 and revising the reference to KAR, to include PM-302.2.1 discharge of storm water, to include PM-304.3.1 unit identification, to renumber PM-304.15 to PM-304.14, creating PM-304.15 doors, creating PM-309.3 single occupancy, creating PM-309.4 multiple occupancy, creating PM-402.2 halls and stairways, creating PM-503.4 floor surfaces, deleting PM-504.4, deleting PM-602.2.1, deleting PM-602.2.2, creating PM-602.3 heat supply, renumbering PM-602.3 to PM-602.4 and changing from nonresidential structures to occupiable work spaces, renumbering PM-602.5 to PM-602.6, amending PM-605.2 to include ground fault interrupters, deleting PM-701.1, creating PM-702.4.1 means of escape, creating PM-704.2 smoke alarms, creating PM-704.2.1.5 smoke alarms, deleting PM-705.5.2, deleting PM-901.1, deleting PM-901.2, deleting PM-901.2.1, deleting PM-902.2, deleting PM-902.3, deleting PM-903.1, deleting PM-904.1, deleting PM-905.1, deleting PM-906.1; amending Section 12-2(a) of the Code of Ordinances related to nuisances to include definitions of ashes, debris, garbage, trash, and weed; amending Section 12-2(b) of the Code of Ordinances related to nuisances to delete the requirement of substantial diminution; amending Section 12-2(c)(1) of the Code of Ordinances related to nuisances to include non-licensed, improper licensed or inoperative vehicles, amending 12-2(c)(3) of the Code of Ordinances related to nuisances to include garbage, debris, ashes, trash or any other kind of waste; amending Section 12-2(c)(4)(a) of the Code of Ordinances to add a variety of weeds to this section including those classified by the United States Dept. of Agriculture; amending Section 12-2(c)(4)(b) of the Code of Ordinances related to nuisances to replace the 12 inch height requirement with 10 inches that does not apply to crops, trees, bushes, shrubs, flowers or ornamental plants; creating a new Section 12-2(c)(4)(d) of the Code of Ordinances related to nuisances to provide for maintenance of bushes, shrubs, plants, vines and other vegetation, creating Section 12-2(c)(4)(e) of the Code of Ordinances related to nuisances to renumber former Section 12-2(c)(4)(d)

to 12-2(c)(4)(e), deleting Section 12-2(c)(5) of the Code of Ordinances related to nuisances; amending Section 12-2(c)(6) of the Code of Ordinances related nuisances to renumber to 12-2(c)(5) to include other inoperable or demolished objects; deleting Section 12-2(c)(7) of the Code of Ordinances related to nuisances and renumbering it as 12-2(c)(6) and to include the accumulation of mud, dirt and moss; amending the second Section 12-2(c) of the Code of Ordinances related to nuisances to include carports and decks and renumbering to 12-2(d); creating Section 12-2(e) of the Code of Ordinances related to nuisances to maintain compost piles; amending Section 12-2(d) of the Code of Ordinances related to nuisances to renumber the Section to 12-2(f); creating Section 12-2(g) of the Code of Ordinances related to nuisances to renumber former Section 12-2(e) to 12-2(g); creating Section 12-2(h) of the Code of Ordinances related to nuisances to renumber former Section 12-2(f) to 12-2(h); amending section 12-5(b) of the Code of Ordinances related to penalties to increase the period from 12 months to 24 months and to increase the maximum fine to \$1,500; amending Section 12-5(c) of the Code of Ordinances related to penalties to increase the period from 12 months to 24 months and to increase the maximum fine to \$1,500; amending Section 12-8.4(b) of the Code of Ordinances related to accumulation of snow as a nuisance to change the referenced section of the code from 12-7 to 12-3.

An Ordinance amending Articles 1, 3, 8, 9, 10, 12, 15, 16, 17, 22A & B, 23, and 24 of the Zoning Ordinance to move several uses from the conditional use category to either the principal permitted or the accessory use category.

An Ordinance amending the Unclassified Civil Service authorized strength by abolishing one (1) position of Equipment Operator, Grade 510N, and creating one (1) position of Educational Program Aide, Grade 508N, in the Div. of Youth Services, effective upon passage of Council.

An Ordinance pursuant to section 2-1(a) of the Code of Ordinances of the Lexington-Fayette Urban County Government, adopting a schedule of meetings for the Council for the calendar year 2018.

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The following resolutions received second reading. Upon motion by Ms. Scutchfield, and seconded by Ms. Henson, the resolutions were approved by the following vote:

Aye: Kay, Lamb, Moloney, Mossotti, Plomin, -----15
Scutchfield, Smith, Stinnett, Bledsoe,
F. Brown, J. Brown, Evans, Farmer, Gibbs,
Henson

Nay: -----0

A Resolution accepting the bid of Lexington Truck Sales, Inc., establishing a price contract for Cab and Chassis Truck with Rear Loading Refuse Collection Body, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of Tim Short Ford of Morehead, in the amount of \$48,049, for a Ford F550 Truck, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of Man O'War Harley-Davidson, establishing a price contract for Motorcycles for Law Enforcement, for the Div. of Facilities and Fleet Management.

A Resolution ratifying the Probationary Classified Civil Service Appointment of: Aaron Johnson, Public Service Supervisor Sr., Grade 517N, \$23.500 hourly in the Div. of Water Quality, effective November 13, 2017, Dajaun Lewis, Resource Recovery Operator, Grade 513N, \$17.374 hourly in the Div. of Waste Management, William Faust, Fleet Operations Manager, Grade 521E, \$2,766.64 biweekly in the Div. of Facilities and Fleet Management, both effective October 30, 2017 and Audrey Jones, Human Resources Analyst, Grade 520E, \$1881.60 biweekly in the Div. of Human Resources, effective November 13, 2017; ratifying the Permanent Civil Service Appointment of: Corey Welker, Traffic Signal Technician Sr., Grade 515N, \$25.500 hourly in the Div. of Traffic Engineering, effective October 3, 2017; ratifying the Probationary Sworn Appointment of: Andrew Myatt, Police Sergeant, Grade 315N, \$31.149 hourly in the Div. of Police, effective October 2, 2017; and ratifying the Unclassified Civil Service Appointments of: Melissa McCartt-Smyth, Administrative Aide to Mayor Sr., Grade 524E, \$2,858.96 biweekly in the Office of the Mayor, effective November 13, 2017 and John McCarty, Chief Deputy Coroner, Grade 517N, \$26.864 hourly in the Coroner's Office, effective October 30, 2017.

A Resolution authorizing the Div. of Fire and Emergency Services, on behalf of the Urban County Government, to purchase bay doors from Overhead Door, a sole source provider, at a cost not to exceed \$100,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Agreement with Sunflower Kids, Inc., extending the period of performance through September 30, 2018 for the provision of supervised visitation and monitored exchange services, under the Safe Havens Project.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Addendum to the price contract (Bid No. 36-17) with Trinity Services Group, Inc., to clarify and provide additional risk protection at no additional cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Hope Center, for the continuation of the Housing First Project, at a cost not to exceed \$250,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Hope Center, for renovation of transitional housing for individuals experiencing homelessness, at a cost not to exceed \$85,990.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Salvation Army, for renovation of the emergency shelter located at 736 West Main Street, at a cost not to exceed \$15,530.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Engineering Services Agreement with GRW Engineers, Inc., for the design of the Rosemont Garden Sidewalk Project, at a cost not to exceed \$61,170.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Engineering Services Agreement with Palmer Engineering, for the design of the Todds Rd. Sidewalk Project, at a cost not to exceed \$99,719.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Pasiv Duty, LLC, for field testing firearm monitoring equipment.

A Resolution authorizing the Mayor, on behalf of the Urban County Government and pursuant to Resolution No. 181-74 and Ordinance No. 4-75, to execute a four year Meet and Confer Memorandum of Understanding with the American Federation of State, County and Municipal Employees, AFSCME Local 4468, to non-wage related benefits and working conditions for certain employees in the Div. of Waste Management.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with LWT Enterprises, Inc., for filming the Mounted Unit, at no cost to the government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with Transylvania University's Dept. of Public Safety, for mutual aid on University facilities.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with the Commonwealth of Ky. Justice and Public Safety Cabinet, Ky. State Police, for the acceptance of Federal funds in the amount of \$40,000, under the Ticketing Aggressive Cars and Trucks (TACT) Grant Program, the acceptance of which obligates the Urban County Government for the expenditure of \$10,000 as a local match.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Canteen, for vending services at the Training Academy.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with Bluegrass.org for training and education of officers, at a cost not to exceed \$1,000 per training class.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to donate to the Ravenna Police Dept., one (1) Police vehicle - 2004 Ford Crown Victoria which the Div. of Police has taken out of service.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Institute 193 (\$740), and Sisters Road to Freedom, Inc. (\$840), for the Office of the Urban County Council, at a cost not to exceed the sums stated.

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A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following probationary Classified Civil Service Appointments of; Dennis Allen, Maintenance Mechanic, Grade 515N, \$20.102 hourly, Augustus Sanford, Equipment Operator, Grade 510N, \$14.753 hourly, both effective December 11, 2017, Howard Gerton, Public Service Worker Sr., Grade 509N, \$14.783 hourly, effective October 23, 2017 and Lawrence Warfield, Resource Recovery Operator, Grade 513N, \$16.757 hourly, all in the Div. of Water Quality, Miquel Vivanco, Resource Recovery Operator, Grade 513N, \$17.871 hourly in the Div. of Waste Management, Jeffrey Lewis, Security Officer, Grade 507N, \$13.882 hourly in the Dept. of Public Safety, Richard Strange, Trades Supervisor, Grade 518N, \$26.660 hourly in the Div. of Parks and Recreation, and Jason Nelson, Golf Course Superintendent Sr., Grade 520E, \$2,095.60 biweekly in the Div. of Parks and Recreation, all effective upon passage of Council; authorizing the Div. of Human Resources to make a conditional offer to the following Unclassified Civil Service Appointments: Daniel Layne, Records Management Assistant P/T, Grade 507N, \$13.000 hourly in the Office of the Clerk of the Urban County Council, effective November 20, 2017 and Amanda Nwamkpa, Security Officer P/T, Grade 507N, \$13.929 hourly in the Dept. of Public Safety, effective upon passage of Council; and authorizing the Div. of Human Resources to make a conditional offer to the following Unclassified Civil Service appointment to the Office of the Urban County Council: Renea Buckles, Aide to Council P/T, Grade 518E, \$1,120.00 biweekly in the Office of the Urban County Council, effective November 7, 2017 was on the docket for first reading.

Upon motion by Ms. Lamb, seconded by Mr. Farmer, and approved by unanimous vote, the resolution was amended to change the Division of Lawrence Warfield, Resource Recovery Operator, Grade 513N, \$16.757 hourly, from the Div. of Water Quality to the Div. of Waste Management.

A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following probationary Classified Civil Service Appointments of; Dennis Allen, Maintenance Mechanic, Grade 515N, \$20.102 hourly, Augustus Sanford, Equipment Operator, Grade 510N, \$14.753 hourly, both effective December 11, 2017, Howard Gerton, Public Service Worker Sr., Grade 509N, \$14.783 hourly, effective

October 23, 2017 and Lawrence Warfield, Resource Recovery Operator, Grade 513N, \$16.757 hourly, all in the Div. of Waste Management, Miquel Vivanco, Resource Recovery Operator, Grade 513N, \$17.871 hourly in the Div. of Waste Management, Jeffrey Lewis, Security Officer, Grade 507N, \$13.882 hourly in the Dept. of Public Safety, Richard Strange, Trades Supervisor, Grade 518N, \$26.660 hourly in the Div. of Parks and Recreation, and Jason Nelson, Golf Course Superintendent Sr., Grade 520E, \$2,095.60 biweekly in the Div. of Parks and Recreation, all effective upon passage of Council; authorizing the Div. of Human Resources to make a conditional offer to the following Unclassified Civil Service Appointments: Daniel Layne, Records Management Assistant P/T, Grade 507N, \$13.000 hourly in the Office of the Clerk of the Urban County Council, effective November 20, 2017 and Amanda Nwamkpa, Security Officer P/T, Grade 507N, \$13.929 hourly in the Dept. of Public Safety, effective upon passage of Council; and authorizing the Div. of Human Resources to make a conditional offer to the following Unclassified Civil Service appointment to the Office of the Urban County Council: Renea Buckles, Aide to Council P/T, Grade 518E, \$1,120.00 biweekly in the Office of the Urban County Council, effective November 7, 2017, as amended, received first reading.

Upon motion by Ms. Henson, seconded by Ms. Plomin, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

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

Aye: Kay, Lamb, Moloney, Mossotti, Plomin, -----15
 Scutchfield, Smith, Stinnett, Bledsoe,
 F. Brown, J. Brown, Evans, Farmer, Gibbs,
 Henson

Nay: -----0

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A Resolution accepting the bids of WRC1, LLC d/b/a W. Rogers Co., in the amount of \$5,190,766, for the Expansion Area 3 Pump Station (Contract 1), and of Hubert Excavating & Contracting, LLC, in the amount of \$1,180,000, for the Force Main Improvements (Contract 2), for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with WRC1, LLC d/b/a

W. Rogers Co. and Hubert Excavating & Contracting, LLC, related to the respective bids received first reading.

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

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

Aye: Kay, Lamb, Moloney, Plomin, Scutchfield, -----14
Smith, Stinnett, Bledsoe, F. Brown, J. Brown,
Evans, Farmer, Gibbs, Henson

Nay: Mossotti -----1

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A Resolution accepting the bid of Vogelpohl Fire Equipment, Inc., in the amount of \$561,330, for a Tanker Pumper, for the Div. of Fire and Emergency Services received first reading.

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

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

Aye: Kay, Lamb, Moloney, Mossotti, Plomin, -----15
Scutchfield, Smith, Stinnett, Bledsoe,
F. Brown, J. Brown, Evans, Farmer, Gibbs,
Henson

Nay: -----0

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A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Partial Release of Easement, releasing a utility easement on the property located at 4131 Todds Rd. received first reading.

Upon motion by Ms. Plomin, seconded by Vice Mayor Kay, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

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

Aye: Kay, Lamb, Moloney, Mossotti, Plomin, -----15
Scutchfield, Smith, Stinnett, Bledsoe,
F. Brown, J. Brown, Evans, Farmer, Gibbs,
Henson

Nay: -----0

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A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Lexington NAACP (\$760), Bluegrass Greensource (\$500), and Griffith Ballard Towers Resident Council, Inc. (\$75), for the Office of the Urban County Council, at a cost not to exceed the sums stated received first reading.

Upon motion by Ms. Scutchfield, seconded by Ms. Henson, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

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

Aye: Kay, Lamb, Moloney, Mossotti, Plomin, -----15
Scutchfield, Smith, Stinnett, Bledsoe,
F. Brown, J. Brown, Evans, Farmer, Gibbs,
Henson

Nay: -----0

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The following resolutions received first reading and were ordered placed on file for public inspection until November 16, 2017:

A Resolution accepting the bid of the Allen Co., Inc., in the amount of \$951,165, for Wilson Downing Drainage Improvements, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Allen Co. Inc., related to the bid.

A Resolution accepting the bid of Bobcat Enterprises, Inc., establishing a price contract for Equipment Rental Without Operator, for the Div. of Streets and Roads.

A Resolution ratifying the Probationary Classified Civil Service Appointments of: Gary Robertson, Equipment Operator, Grade 510N, \$17.050 hourly, and Larry Carrier, Vehicle & Equipment Mechanic, Grade 512N, \$18.132 hourly, both in the Div. of Streets

and Roads, effective November 20, 2017, Dustin Himes, Maintenance Mechanic, Grade 515N, \$18.428 hourly in the Div. of Water Quality, effective November 27, 2017, Anne Greis, Telecommunicator Sr., Grade 517N, \$21.300 hourly in the Div. of Emergency Management/911, effective December 11, 2017, Dominique Rawlings, \$2,461.54 biweekly in the Div. of Facilities and Fleet Management, effective November 13, 2017 and Christopher Taylor, \$2,340.56 biweekly in the Div. of Planning, effective November 27, 2017, both Administrative Officer, Grade 523E, and Rosemary Olive, Administrative Specialist Sr., Grade 516N, \$23.232 hourly in the Div. of Parks and Recreation, effective November 13, 2017; ratifying the Permanent Civil Service Appointments of: Joshua Dezarn, Municipal Engineer Sr., Grade 525E, \$2,640.88 biweekly in the Div. of Engineering, effective November 8, 2017, Randall Wilson, Trades Worker Sr., Grade 511N, \$15.964 hourly in the Div. of Streets and Roads, effective November 1, 2017, Christopher Holtzclaw, Environmental Inspector, Grade 516N, \$21.053 hourly in the Div. of Water Quality, effective September 6, 2017, Elizabeth Irwin and Joyce Probus, both Billing Specialist, Grade 516N, \$21.694 hourly, effective November, 1, 2017, Michael Miller, Treatment Plant Operator, Grade 515N, \$19.392 hourly, effective June 5, 2017, Anthony Nesbitt, Equipment Operator, Grade 510N, \$15.588 hourly, effective September 27, 2017, Brent Ross, Public Service Worker Sr., Grade 509N, \$14.530 hourly, effective November 22, 2017 all in the Div. of Water Quality, Timothy Gentry, Resource Recovery Operator, Grade 513N, \$17.049 hourly in the Div. of Waste Management, effective November 15, 2017 and Claire McBride, Telecommunicator Sr., Grade 517N, \$20.724 hourly in the Div. of Emergency Management/911, effective October 17, 2017.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Contract with Unique Security, Inc., for the Div. of Community Corrections for Jail Security System Replacement, at a total cost not to exceed \$3,422,840.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with Smart Growth America, for the acceptance of Grant funds in the amount of \$8,000 and participation in the Safe Streets Academy, the acceptance of which obligates the Urban County Government for the

expenditure of \$8,000 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Office of Homeland Security, which Grant funds are in the amount of \$41,200 Federal funds, under the 2017 State Homeland Security Grant Program, are for the purchase of equipment kits to improve response to explosive/firearm threats by the Div. of Police, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Office of Homeland Security, which Grant funds are in the amount of \$24,000 Federal funds, under the 2017 State Homeland Security Grant Program, are for the purchase of Personal Protective Equipment (PPE) for the Div. of Fire and Emergency Services, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Blue Grass Community Foundation, and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$7,240, and are for the operation of Crocks and Kicks Program for the Div. of Parks and Recreation.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Kroger Community Fields Program, and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$25,000, and are for repair of ball fields for the Div. of Parks and Recreation.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Certificates of Consideration and other necessary documents, and to accept Deeds for property interests needed for the Wilson Downing Rd. Flood Mitigation Project, at a cost not to exceed \$30,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a multi-year True Lease Schedule with Dell Financial Services, LLC, pursuant to Master Lease Agreement No. 6705564, for the lease of desktop computers for the Urban County Government, at an estimated cost not to exceed \$89,901.80.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Engineering Services Agreement (awarded pursuant to RFP No. 26-2017) with GRW Engineers, Inc., for investigation and design services for the Town Branch Waste Water Treatment Plant Thickening Process Evaluation and Equipment Upgrades Project, at a cost estimated not to exceed \$261,140.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Order Form with Routeware, for GPS monthly service fees, at a cost not to exceed \$30,026.63.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Certificates of Consideration and all other documents necessary to accept Deeds for property interests needed for Sections 1 and 2 of the Versailles Rd. Corridor Improvement Project, at a cost not to exceed \$51,000, plus usual and appropriate closing costs.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Engineering Services Agreement with Banks Engineering, for the design of the Citation Trail Project, at a cost not to exceed \$117,101.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Blue Grass Community Foundation, which Grant funds are in the amount of \$2,000, under the What's Next Grant Program, are for the Let Art Rain Project, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Service Contract with Dunbar Armored, Inc., for the Div. of Community Corrections, to transport deposits from the division to Chase Bank, at a total cost not to exceed \$10,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 3 to the Contract with Pace Contracting, LLC, for the Jacobson and Masterson Station Park Spraygrounds Project, increasing the contract price by the sum of \$21,170.24 from \$1,215,134.42 to \$1,236,304.66 and adding twenty (20) calendar days to the construction schedule.

A Resolution authorizing the Div. of Water Quality, on behalf of the Urban County Government, to purchase Supervisory Control and Data Acquisition (SCADA) Citect/Historian Support Services for the Town Branch and West Hickman Waste Water Treatment Plants and Pump Stations from Advantage Industrial Automation, Inc., a sole source provider, at a cost not to exceed \$36,795.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to accept a donation from Friends of Raven Run, Inc., of a Land Pride WC1504 wood chipper and three (3) Stihl Forestry Helmets for use at Raven Run Nature Sanctuary, at an estimated value of \$3,425.15.

A Resolution amending Resolution 416-2017 to include 467, 471 and 473 West Second Street as part of a Residential Parking Permit Program for the south side of the 400 block of West Second Street, between Bruce Street and Jefferson Street, twenty-four (24) hours per day, Monday through Sunday.

A Resolution adopting Goals and Objectives for the 2018 Comprehensive Plan.

* * *

Ms. Scutchfield moved to approve the Communications from the Mayor, and the motion was seconded by Mr. Farmer.

Upon motion by Mr. J. Brown, seconded by Mr. Farmer, and approved by unanimous vote, the Communications from the Mayor were amended to change the name of the Downtown Lexington Partnership to the Downtown Development Authority.

The Communications from the Mayor, as amended, were approved by unanimous vote and were as follows: (1) Recommending the appointment of Ms. Elaina Howard, Mayor's Designee, to the Community Action Council, with term ending Dec. 31, 2018; and, (2) Recommending the appointment of Mr. Kevin Atkins, Mayor's Designee, Ms. Ann Bakhaus, Ms. Melody Flowers, Ms. Paula Hanson, and Ms. Melissa Murphy to

the Downtown Development Authority with terms expiring Nov. 9, 2021, Nov. 9, 2019, Nov. 9, 2021, Nov. 9, 2019, and Nov. 9, 2021, respectively.

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The following Communications from the Mayor were received for information only: (1) Resignation of Jose F. Rincon, Laboratory Technician, Grade 513N, Div. of Water Quality, effective Oct. 4, 2017; (2) Resignation of Albert Beatty, Chief Deputy Coroner, Grade 517N, Coroner's Office, effective Oct. 12, 2017; (3) Resignation of Stanley Browning, Community Corrections Officer, Grade 110N, Div. of Community Corrections, effective Oct. 18, 2017; (4) Resignation of Ronald Mack, Community Program Coordinator, Grade 514N, Div. of Police, effective Oct. 24, 2017; (5) Resignation of Alayna Murray, Community Corrections Officer, Grade 110N, Div. of Community Corrections, effective Oct. 4, 2017; (6) Resignation of Melissa Martin, Victim's Advocate, Grade 514N, Div. of Police, effective Oct. 19, 2017; (7) Resignation of Michael Clark, Police Officer, Grade311N, Div. of Police, effective Oct. 24, 2017; (8) Resignation of Morgan LeClair, Police Officer, Grade311N, Div. of Police, effective Oct. 24, 2017; and, (9) Resignation of Stevie Wood, Police Officer, Grade311N, Div. of Police, effective Oct. 25, 2017.

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Ms. Mossotti moved to cancel the Committee of the Whole meeting scheduled for November 16. Ms. Scutchfield seconded the motion and it was approved by unanimous vote.

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Ms. Henson complimented the earlier presentation on veterans and talked about the Celebrating Women Veterans event she attended yesterday for female veterans, put on by the Women Veterans Alliance.

* * *

Ms. Lamb complimented the supporters and host of the Women Veterans event. Ms. Lamb spoke about a veterans appreciation event on Saturday, November 11, 2017 at 10:00 a.m. at Veterans Park.

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Ms. Elizabeth Jensen, Evans Mill Rd., read a letter about the Old Richmond Road Neighborhood Association (Ms. Mary Diane Hanna ceded time to Ms. Jensen).

* * *

Commander Brad Ingram, Div. of Police, presented a police disciplinary recommendation regarding Officer Timothy Moore. It is alleged Officer Moore has committed the offense of Violating Any Rules of the Division and Emergency and Pursuit Driving in violation of KRS 95.450 and General Order 1973-02/I Disciplinary Procedures, Appendix B, Operational Rule 1.35 and Emergency Pursuit and Driving in that he allegedly on July 5th 2017 at approximately 1317 hours, Officer Timothy Moore engaged in a vehicle pursuit. During the course of the vehicle pursuit, Officer Moore violated several policies outlined in General Order 2011-08C Emergency and Pursuit Driving. The appropriate punishment for this conduct is One Hundred and Sixty Hours (160) hours Suspension Without Pay.

Upon motion by Mr. Farmer, and seconded by Ms. Henson, the disciplinary recommendation was approved by unanimous vote.

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Upon motion by Mr. Stinnett, seconded by Mr. Farmer, and approved by unanimous vote, the meeting adjourned at 8:54 p.m.

Clerk of the Urban County Council