

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky November 4, 2021

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on November 4, 2021 at 6:04 p.m. Present were Mayor Gorton in the chair presiding, and the following members of the Council: Kay, Kloiber, Lamb, LeGris, McCurn, Moloney, Plomin, Reynolds, Sheehan, Worley, Baxter, Bledsoe, F. Brown, J. Brown, and Ellinger.

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

Ordinances No. 99-2021 through 111-2021, inclusive, and Resolutions No. 573-2021 through 592-2021, inclusive, were reported as having been signed and published and ordered to record.

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The Invocation was given by Rabbi Shani Abramowitz of Ohavay Zion Synagogue.

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Upon motion by Mr. Ellinger, seconded by Ms. Plomin, and approved by unanimous vote, the Minutes of the October 28, 2021 Council Meeting were approved.

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Mayor Gorton asked Shad Lacefield to join her at the podium, along with Ms. Bledsoe, and read a Proclamation declaring November 4, 2021 as Force on the Course Day in Lexington.

Ms. Bledsoe shared her fondness for golf and spoke of the mentorship opportunity it provides.

Mr. Lacefield thanked the Mayor and Council for their kind words and recognition, as well as Div. of Parks and Recreation employee Curtis Mitchell, and Asbury and Transylvania Universities for their continued support of the program. He talked about the mission of the program and shared a video.

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Mayor Gorton asked the Lafayette Band “Pride of the Bluegrass” Field Commanders and Directors to join her at the podium, and read a Proclamation declaring November 2021 as Lafayette Band Month in Lexington. She introduced Band Director

Robert Dee Bishop, Assistant Directors Chris Strange and Aaron Jones, and Drum Majors Islam Abushareah, Hayden Arnold, Lauren Hayes, and Lance Young and congratulated them for their 22nd KMEA AAAAA State Championship.

Dir. Bishop spoke of the tradition of excellence displayed in each generation of band students, and expressed gratitude for the community support.

Mr. F. Brown congratulated the Marching Band on their state championship. He also spoke of his admiration for local high school band programs, noting many of his family members have participated over the years.

Ms. Reynolds spoke of the discipline and the time devoted by the band members. She expressed pride in the band students and thanked them for their hard work.

Ms. Bledsoe recalled her experience participating in the Lafayette Marching Band and congratulated the students.

Ms. Sheehan congratulated the students and recounted her experience at the Band's performance from earlier in the week.

Ms. Baxter expressed pride in the students and spoke of her experience participating in the Band.

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Mayor Gorton asked Coach James Ray to join her at the podium, along with members of the Paul Laurence Dunbar High School Boys' Soccer Team, and read a Proclamation declaring November 4, 2021 as Dunbar Boys' Soccer Day in Lexington. She congratulated the team for their 2021 KHSAA State Soccer Championship and spoke of her fondness for soccer.

Coach Ray thanked the Mayor and the Council for the recognition and support, and expressed pride in the team.

Ms. Bledsoe congratulated the team for their championship and hard work, also acknowledging the dedication of the students' parents for their time and efforts.

Mr. J. Brown congratulated the team on their championship.

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The following ordinances received second reading. Upon motion by Ms. Lamb, and seconded by Mr. Ellinger, the ordinances were approved by the following vote:

Aye: Kay, Kloiber, Lamb, LeGris, McCurn, -----15
Moloney, Plomin, Reynolds, Sheehan,
Worley, Baxter, Bledsoe, F. Brown, J.
Brown, Ellinger

Nay: -----0

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 2022.

An Ordinance changing the zone from a Neighborhood Business (B-1) zone to a Planned Neighborhood Residential (R-3) zone, for 0.32 net (0.47 gross) acre, for properties located at 309, 311 and 315 Race St. and 431 and 433 E. Third St. (Lexington Home Ownership; Council District 1).

An Ordinance changing the zone from a Wholesale and Warehouse Business (B-4) zone to a Restricted Light Industrial (I-1) zone, for 2.33 net (2.49 gross) acres, for property located at 720-740 National Ave., and for 1.69 net (2.41 gross) acres, for property located at 737 National Ave. (Walker Properties of Central KY, LLC; Council District 3).

An Ordinance suspending Ordinance No. 292-2005 for the submission of the Mayor's proposed annual operating and capital improvements Budgets for FY 2023, and directing that these Budgets be submitted to the Urban County Council by no later than April 19, 2022.

An Ordinance amending certain of the Budgets of the Lexington Fayette Urban County Government for VisitLex in the amount of \$1,000,000 out of American Rescue Plan Act Funds as approved at Work Session October 26, 2021, and appropriating and re-appropriating funds, Schedule No. 17.

An Ordinance amending certain of the Budgets of the Lexington Fayette Urban County Government for Affordable Housing in the amount of \$10,000,000 out of American Rescue Plan Act Funds as approved at Work Session October 26, 2021, and appropriating and re-appropriating funds, Schedule No. 18.

An Ordinance amending certain of the Budgets of the Lexington Fayette Urban County Government for broadband infrastructure in the amount of \$30,000 out of

American Rescue Plan Act Funds as approved at Work Session October 26, 2021, and appropriating and re-appropriating funds, Schedule No. 19.

An Ordinance amending certain of the Budgets of the Lexington Fayette Urban County Government for overnight shelter in the amount of \$1,400,000 out of American Rescue Plan Act Funds as approved at Work Session October 26, 2021, and appropriating and re-appropriating funds, Schedule No. 20.

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 2022 Schedule No. 15.

An Ordinance amending certain of the Budgets of the Lexington Fayette Urban County Government for Committee of the Whole appropriations for parking repairs, compensation study, and IT infrastructure as approved at Work Session October 26, 2021, and appropriating and re-appropriating funds, Schedule No. 21.

An Ordinance amending the authorized strength by abolishing one (1) vacant classified position of Licensed Clinical Social Worker, Grade 519E, and creating one (1) classified position of Certified Social Worker, Grade 518E, in the Div. of Youth Services, effective upon passage of Council.

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The following ordinances received first reading and were ordered to be placed on file for public inspection until November 18, 2021:

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 2022 Schedule No. 16.

An Ordinance amending the authorized strength by abolishing one (1) vacant classified position of Polygraph Technician, Grade 514N, and creating one (1) classified position of Background Investigation Specialist, Grade 515N, in the Div. of Police, effective upon passage of Council.

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A Resolution authorizing and directing the Mayor, on behalf of the Lexington Fayette Urban County Government, to execute Contract Modification No. 2 with EA Partners, in order to increase the Contract price by \$39,295 for design services related to

Town Branch Trail Crossing, raising the total Contract price from \$91,600 to \$130,895 received second reading.

Upon motion by Ms. Plomin, and seconded by Mr. F. Brown, the resolution was approved by the following vote:

Aye: Kay, Kloiber, Lamb, LeGris, McCurn, -----14
Plomin, Reynolds, Sheehan, Worley,
Baxter, Bledsoe, F. Brown, J. Brown,
Ellinger

Nay: Moloney -----1

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A Resolution authorizing and directing the Mayor, on behalf of the Lexington Fayette Urban County Government, to execute Contract Modification No. 1 with Stantec Consulting Services, Inc., to increase the contract price by \$14,442.14 for aide related to the design of a retaining wall for the Town Branch Trail/Commons, raising the total Contract price from \$94,000.00 to \$108,442.14 received second reading.

Upon motion by Ms. Plomin, and seconded by Mr. F. Brown, the resolution was approved by the following vote:

Aye: Kay, Kloiber, Lamb, LeGris, McCurn, -----14
Plomin, Reynolds, Sheehan, Worley,
Baxter, Bledsoe, F. Brown, J. Brown,
Ellinger

Nay: Moloney -----1

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A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Contract Modification No. 8 to the Agreement with Gresham Smith and Partners for Construction Administrative Services related to the Town Branch Commons Corridor Project, at a cost not to exceed \$79,954 received second reading.

Upon motion by Ms. Plomin, and seconded by Mr. F. Brown, the resolution was approved by the following vote:

Aye: Kay, Kloiber, Lamb, LeGris, McCurn, -----14
Plomin, Reynolds, Sheehan, Worley,
Baxter, Bledsoe, F. Brown, J. Brown,
Ellinger

Nay: Moloney -----1

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The following resolutions received second reading. Upon motion by Ms. Plomin, and seconded by Mr. F. Brown, the resolutions were approved by the following vote:

Aye: Kay, Kloiber, Lamb, LeGris, McCurn, -----15
Moloney, Plomin, Reynolds, Sheehan,
Worley, Baxter, Bledsoe, F. Brown, J.
Brown, Ellinger

Nay: -----0

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a permanent forty (40) foot access easement of a portion of 1180 Newtown Pike from Lexmark International Inc., for the relocation of the Legacy Trail.

A Resolution amending Resolution 029-2020 to revise the amount of the Grant Award from the Ky. Transportation Cabinet from \$275,000 to \$272,000, and authorizing and directing the Mayor to execute an Amendment to an Agreement with the Cabinet for a School Zone Enhancement Project.

A Resolution authorizing the Div. of Police to purchase maintenance and support for fingerprint identification system from Idemia Identity & Security USA LLC, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Idemia Identity & Security USA LLC, related to the procurement, at a cost not to exceed \$9,344.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept donations of a portrait depicting the first elected Mayor of Lexington, Charles W. Foushee, and two family Bibles owned by former Mayor Foushee.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Five Year Lease Agreement, with Dell Financial Services, as well as any documents related to the lease, for the preservation of historic data from the mainframe system, for the Chief Information Officer, at a cost not to exceed \$35,518.25 in FY 2022.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Service Site Agreement between the Lexington Fayette Urban County Government and the Ky. Environmental Education Leadership Corps (an AmeriCorps Program of the Ky. Environmental Education Council), for the assignment of an AmeriCorps member to the Div. of Parks and Recreation for a period of one year, at a cost not to exceed \$4,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Quote and Lease Agreement with Software Information Systems, for new hardware and security software, at a cost not to exceed \$161,045.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Voluntary Collection Agreement with HomeAway.com, Inc., for the collection and remittance of local transient room taxes on behalf of hosts, at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement (awarded pursuant to RFP 20-2021) with Capital Court Authority, LLC, for the provision of drug testing services and reporting for offenders on electronic monitoring and for those on supervised probation, at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to purchase a Four (4) Year Extended Warranty Agreement from Romaine Companies, Inc., for the body scanner located at the Fayette County Detention Center.

A Resolution accepting the bid of EHI Consultants in the amount of \$37,000 for design services, construction services, and other related services at Shillito and Southland Parks, as outlined in the response to RFP No. 25 2021, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with EHI Consultants related to the bid.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a license Agreement with the Lexington Center Corporation to host Kiddie Kapers at the Lexington Opera House, at a cost not to exceed \$9,900.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to negotiate and enter into a Redevelopment Agreement (awarded pursuant to RFP 27-2021) with the United Way of the Bluegrass, for renovation and adaptive reuse of the former Palmer Pharmacy Building, located at 400 East Fifth St., at no cost to the Urban County Government.

A Resolution establishing Locus Diagnostics, LLC, d/b/a LocusUSA, as a sole source provider for DiagnostX for the Div. of Emergency Management, and authorizing the Mayor, or her designee, on behalf of the Urban County Government, to execute any

necessary Agreements with Locus Diagnostics, LLC, d/b/a LocusUSA, related to the procurement of these goods, at a cost not to exceed \$54,205.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a \$500 Grant from Ky. American Water's Firefighting Support Grant Program for the purchase of Personal Protective Equipment Hoods for the Div. of Fire and Emergency Services, 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.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a \$3,000 Grant from the Norfolk Southern Corporation Community Impact Grant Program, for the purchase of an E-bike for the Div. of Police, the acceptance of which does not obligate the Urban County Government for expenditure of funds, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute modifications to two (2) Agreements with the Ky. Dept. of Military Affairs, Div. of Emergency Management, under the Chemical Stockpile Emergency Preparedness Program (CSEPP) for FY 2019 and FY 2020, extending the period of performance for both Agreements through September 30, 2022.

A Resolution authorizing and directing the Mayor, on behalf of the Lexington Fayette Urban County Government, to execute an Amendment to an Agreement with New Beginnings Bluegrass, Inc, to extend the period of performance to August 31, 2022.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Agreement with FoodChain to shift funding from one eligible expense to another, and further authorizing the Mayor to execute any other necessary amendments that authorize the shifting of funds already budgeted.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Cabinet of Health and Family Services, Dept. for Community Based Services, which Grant funds are in the amount of \$137,540 in Federal funds, for the support of child care expenses in the Extended School Program in the Div. of Parks and Recreation, 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.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Neighborhood Action Match Grant Program Contracts with Cave Hill Community Association, Inc. (\$2,332), Darby Creek Townhomes Association (\$4,250), Dogwood Trace Neighborhood Association (\$10,000), Gratz Park Neighborhood Association (\$2,755), Griffin Gate Community Association (\$10,000), Lakeshore Village Homeowner Neighborhood Association (\$7,100), Lake Area Neighborhood Association (\$5,000), Rabbit Run HOA (\$10,000), Saddle Club Homeowners Association (\$6,750), Still Meadow HOA (\$10,000), Sunny Slope Farm Homeowners Association (\$10,000), The Fairways at Andover Neighborhood Association (\$10,000), and Westmoreland Neighborhood Association (\$6,843), for the purpose of carrying out various neighborhood activities and improvements for FY 2022, at a cost not to exceed \$95,030.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute agreements with Lexington Housing for the Handicapped, Inc. (\$4,949), Step by Step, Inc. (\$400), and Lexington African American Sports Hall of Fame, Inc. (\$350), for the Office of the Urban County Council, at a cost not to exceed the sums stated.

A Resolution accepting the bid of Sorrell Construction Services LLC, in the amount of \$71,250, for Pond Cleaning and Expansion at Haley Pike Landfill, for the Div. of Waste Management, and authorizing the Mayor, on behalf of the Lexington Fayette Urban County Government, to execute an Agreement with Sorrell Construction Services LLC, related to the bid.

A Resolution ratifying the Permanent Classified Civil Service Appointments of: Kendrick Adams, Recreation Manager, Grade 518E, \$2,099.60 biweekly in the Div. of Parks and Recreation, effective September 15, 2021, Phoebe Kingsley, Public Service Worker, Grade 507N, \$14.214 hourly in the Div. of Parks and Recreation, effective October 26, 2021; and ratifying the Permanent Sworn Appointment of: Timothy Graul, Police Sergeant, Grade 315N, \$32.408 hourly in the Div. of Police, effective September 15, 2021.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Subrecipient Agreement with VisitLex in order to allocate \$1,000,000 of Federal funds awarded pursuant to the American Rescue Plan Act of 2021, and authorizing the Mayor to execute any other needed Agreements or amendments with VisitLex related to the use of these funds.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to apply for a Broadband Deployment Grant with the Ky. Infrastructure Authority and in partnership with Spectrum Mid-America, LLC, for the provision of broadband to households in Fayette County, and to execute any related documents, and further authorizing payment in an amount not to exceed \$10,000 toward this project.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Commonwealth of Ky.'s Dept. of Community Based Services, for certification of the Family Care Center as a vendor with the State Funded Child Care Assistance Program, at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute the second renewal of the Agreement with New Life Day Center, for the Litter Pickup Services with Panhandler Participation Program, at a cost not to exceed \$150,000.

A Resolution authorizing the Div. of Fire and Emergency Services to purchase cardiac monitors from Zoll, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Zoll, related to the procurement, at a cost not to exceed \$191,147.31.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a fourth renewal of the Agreement with Stantec Consulting Services, Inc., for continued program management services for the Sanitary Sewer Capacity Assurance Program required by the Consent Decree, at a cost estimated not to exceed \$329,370.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement (awarded pursuant to RFP No. 28-2021) with Strand Associates, Inc., for investigation and design services for the West Hickman Waste Water Treatment Plant RAS/WAS Improvements Project, a Remedial Measures Project required by the Consent Decree, at a cost not to exceed \$179,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Supplemental Agreement No. 4 with Ky. Transportation Cabinet, for administration and inspection of Armstrong Mill Rd. Sidewalk Project, at a cost not to exceed \$ 299,400.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. Three (3) to the Agreement with Pace Contracting, LLC, for the Town Branch Commons Corridor Construction Project Zones 1 4, increasing the contract price by \$1,042,942.57 and raising the total contract price from \$20,877,417.00 to \$21,920,359.57, pending approval from the Ky. Transportation Cabinet.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the U.S. Dept. of Justice (DOJ) under the Edward Byrne Memorial Justice Assistance Grant Program, which Grant funds are in the amount of \$153,791 in Federal funds, for the purchase of equipment and technology investments for 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 accepting the Collective Bargaining Agreement by and between the Lexington Fayette Urban County Government and Bluegrass Fraternal Order of Police, Lodge No. 4, Police Officers and Sergeants Unit.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Agreements with Lady Veterans Connect, Inc. (\$1,200), Greenhouse17, Inc. (\$2,300), and Lexington Leadership Foundation, Urban Impact (\$350), 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 Mayor, on behalf of the Lexington Fayette Urban County Government, to accept a proposal from Element Design, to design six (6) sports courts, and to execute any necessary documents related to this project, at a cost not to exceed \$36,200 received first reading.

Upon motion by Ms. Lamb, seconded by Mr. McCurn, and approved by majority vote (Mr. Worley was absent), the rules were suspended and the resolution received second reading.

Upon motion by Ms. LeGris, and seconded by Vice Mayor Kay, the resolution was approved by the following vote:

Aye:	Kay, Kloiber, Lamb, LeGris, McCurn, Moloney, Plomin, Reynolds, Sheehan, Baxter, Bledsoe, F. Brown, J. Brown, Ellinger	-----14
Nay:		-----0
Absent:	Worley	-----1

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A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One (1) to the Agreement with E.C. Matthews Co., Inc., for the Woodland Park Restroom Building, increasing the Contract price by \$147,600 and raising the total Contract price from \$379,950 to \$527,550 received first reading.

Upon motion by Ms. LeGris, seconded by Ms. Plomin, and approved by majority vote (Mr. Worley was absent), the rules were suspended and the resolution received second reading.

Upon motion by Ms. LeGris, and seconded by Vice Mayor Kay, the resolution was approved by the following vote:

Aye:	Kay, Kloiber, Lamb, LeGris, McCurn, Moloney, Plomin, Reynolds, Sheehan, Baxter, Bledsoe, F. Brown, J. Brown, Ellinger	-----14
Nay:		-----0
Absent:	Worley	-----1

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The following resolutions received first reading and were ordered to be placed on file for public inspection until November 18, 2021:

A Resolution accepting the bid of Dugan & Meyers, LLC, in the amount of \$4,336,000, for Town Branch Scum Facility Construction, for the Div. of Water Quality,

and authorizing the Mayor, on behalf of the Lexington Fayette Urban County Government, to execute an Agreement with Dugan & Meyers, LLC, related to the bid.

A Resolution ratifying the Permanent Classified Civil Service Appointments of: Michael Hauserman, Code Enforcement Officer, Grade 516N, \$22.701 hourly in the Div. of Code Enforcement, effective November 3, 2021, and Nicholas Clouse, Vehicle & Equipment Technician, Grade 514N, \$19.054 hourly in the Div. of Facilities and Fleet Management, effective November 10, 2021.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute the Second Amendment to the Purchase of Services Agreements with Community Action Council of Lexington Fayette, Bourbon, Harrison, and Nicholas Counties, Inc. for workforce development services, reducing the Contract amount to \$20,000 for FY 2022.

A Resolution authorizing and directing the Mayor, on behalf of the Lexington Fayette Urban County Government, to execute an Agreement with Norfolk Southern Corporation, for a Railroad Safety Project at Waveland Museum Lane, at no cost to the Urban County Government.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an amendment to the Flexible Spending Benefits Plan with Chard, Snyder & Associates, Inc. In order to comply with the CARES Act of 2020, the Consolidated Appropriations Act (2021), and the American Rescue Plan Act, effective upon passage of Council.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Partial Release of Easement, releasing a portion of a sanitary sewer easement on the property located at 3891 Real Quiet Lane.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Partial Release of Easement, releasing a portion of a sanitary sewer easement on the property located at 3875 Real Quiet Lane.

A Resolution authorizing the Mayor, on behalf of the Lexington Fayette Urban County Government, to execute Supplemental Agreement No. 2 with the Ky. Transportation Cabinet, for project management staff of Mercer Rd. at Greendale Rd. Turn Lanes Project, at a cost not to exceed \$126,953.

A Resolution authorizing the Mayor, on behalf of the Lexington Fayette Urban County Government, to execute a second Amendment to the Agreement with Community Action Council providing non congregate shelter services in order to shift funding from one eligible expense to another, and further authorizing the Mayor to execute any other amendments that authorize the shifting of funds already Budgeted.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Agreements with Greenhouse17, Inc. (\$1,000), and Salvation Army (\$1,900), for the Office of the Urban County Council, at a cost not to exceed the sums stated.

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At 7:01 p.m., Mr. Worley departed the meeting.

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A Resolution authorizing and directing the Mayor or her designee, on behalf of the Urban County Government, to execute any necessary Agreements with the respective bargaining units for the Divs. of Police, Fire and Emergency Services, and Corrections, to ensure that sworn employees covered by the respective bargaining Agreements receive a one-time pay supplement of \$5,000 each (ARPA funds) at the same time as the full time non-bargaining employees (anticipated date of distribution December 17, 2021).

A Resolution authorizing and directing the Mayor or her designee, on behalf of the Urban County Government, to execute any necessary Agreements with the respective bargaining units for the Divs. of Police, Fire and Emergency Services, and Corrections, to ensure that sworn employees covered by the respective bargaining Agreements, similarly to classified (non-bargaining) employees, receive Juneteenth Independence Day (June 19th) and Veterans Day (November 11th) as holidays beginning in calendar year 2022.

A Resolution initiating for Planning Commission review and recommendation a Zoning Ordinance Text Amendment to allow barber shops and beauty parlors in the definition of a Home based business.

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Upon motion by Vice Mayor Kay, and seconded by Ms. Sheehan, the Communications from the Mayor were approved by majority vote (Mr. Worley was absent)

and were as follows: (1) Recommending the appointment of Mathew Henderson to the Administrative Hearing Board with a term expiring July 1, 2024; (2) Recommending the reappointments of Dougie Allen, Owner/ Designee Hospitality Entertainment Representative, Clay Angelucci, Owner/ Designee Office Representative, Bryanna Carroll, Owner/ Designee of a Parking Facility Representative, Scott Davidson, Owner/ Designee Office Representative, James Frazier, Owner/ Designee Office Representative, Mary Quinn Ramer, Tenant Representing Owners, to the Downtown Lexington Management District Board of Directors all with terms expiring December 1, 2025; (3) Recommending the reappointment of Jordan Parker, Financial/ Bank Industry Representative, to the Economic Development Investment Board with a term expiring March 1, 2025; (4) Recommending the appointment of Gaines Brown, District 6 Resident, to the Environmental Commission with a term expiring November 1, 2025; (5) Recommending the appointment of Gail Bartilow, filling the unexpired term of Chad Walker, to the Homelessness Prevention and Intervention Board with a term expiring October 1, 2023; (6) Recommending the reappointment of Daryl Smith to the Industrial Authority Board with a term expiring December 1, 2025; and, (7) Recommending the reappointment of Barbara Fischer to the Social Services Advisory with a term expiring September 1, 2025.

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The following Communications from the Mayor were received for information only: (1) Probationary Classified Civil Service Appointment of Sara Burd, Administrative Specialist Sr., Grade 516N, \$21.250 hourly in the Div. of Emergency Management, effective November 8, 2021; (2) Probationary Classified Civil Service Appointment of William Whitlock, Skilled Trades Worker Sr., Grade 517N, \$26.000 hourly in the Div. of Community Corrections, effective November 8, 2021; (3) Probationary Classified Civil Service Appointment of Hannah Brosnan, Program Specialist, Grade 513E, \$1,391.20 biweekly in the Dept. of Social Services, effective November 22, 2021; (4) Probationary Classified Civil Service Appointment of Jessica Ledford, Social Worker, Grade 516E, \$1,632.00 biweekly in the Div. of Community & Resident Services, effective December 6, 2021; (5) Probationary Classified Civil Service Appointment of Alonda McDermott, Social Worker, Grade 516E, \$1,798.48 biweekly in the Div. of Community & Resident Services,

effective November 22, 2021; (6) Probationary Classified Civil Service Appointment of Angenia Morning, Child Care Program Aide, Grade 508N, \$13.864 hourly in the Div. of Family Services, effective November 22, 2021; (7) Probationary Classified Civil Service Appointment of Abigail Kerins, Technical Specialist, Grade 515N, \$21.600 hourly in the Div. of Parks and Recreation, effective November 8, 2021; (8) Probationary Classified Civil Service Appointment of Shauna O'Brien, Financial Coordinator, Grade 516N, \$22.481 hourly in the Div. of Grants and Special Programs, effective November 1, 2021; (9) Sworn Reinstatement Appointment of Megan Morlock, Corrections Officer, Grade 110N, \$16.869 hourly in the Div. of Community Corrections, effective October 25, 2021; (10) Sworn Reinstatement Appointment of Ashley Stanfield, Corrections Officer, Grade 110N, \$16.869 hourly in the Div. of Community Corrections, effective November 1, 2021; (11) Termination of Woodford Jones, Public Service Worker Sr., in the Div. of Streets and Roads effective October 6, 2021; (12) Termination of Dirk Walker, Equipment Operator, in the Div. of Water Quality effective September 30, 2021; (13) Resignation of Treena Burnette, Eligibility Counselor, in the Div. of Community & Resident Services effective October 8, 2021; (14) Resignation of Jonathan Floyd, Police Officer, in the Div. of Police effective October 1, 2021; (15) Resignation of Jacob Hardin, Police Officer, in the Div. of Police effective October 5, 2021; (16) Resignation of Buddha Adhikari, Program Specialist NE, in the Dept. of Social Services effective October 15, 2021; (17) Resignation of Darryl Glaser, Firefighter 56, in the Div. of Fire & Emergency Services effective October 2, 2021; (18) Resignation of Donna Jones, Equipment Operator Sr., in the Div. of Streets and Roads effective October 6, 2021; (19) Resignation of Robert Hedger, Resource Recovery Operator, in the Div. of Waste Management effective October 18, 2021; (20) Resignation of James Schultze, Treatment Plant Operator, in the Div. of Water Quality effective October 7, 2021; (21) Resignation of Robert Murphy, Public Service Worker, in the Div. of Waste Management effective October 7, 2021; and, (22) Resignation of Zachary Jones, Corrections Officer, in the Div. of Community Corrections effective October 10, 2021.

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At 7:04 p.m., Mr. Kloiber departed the meeting.

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Mayor Gorton announced Dir. of Communications Susan Straub, Mayor's Office, had won the 2021 James C. Bowling Excellence in Public Relations Award. She shared that many journalists and public media agencies hold an esteemed view of Dir. Straub for her responsiveness. Mayor Gorton congratulated Dir. Straub for her award and recognition.

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Ms. Baxter spoke about the "Light the World in Teal" program, which lit several Lexington landmarks, including Rupp Arena, in teal light to raise awareness and show support for people affected with Alzheimer's. She invited residents to attend the Kentucky Book Festival, held at Joseph-Beth Booksellers on November 6, from 10:00 a.m. through 6:00 p.m. Ms. Baxter thanked the Lexington Fire Dept. for hosting Council Field Day, and shared several photos of the event.

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Ms. Reynolds recognized members of Boy Scout Troop 186 who were attending the meeting in order to earn their Citizenship Badge. She invited residents and families to attend the Oxford Circle Landscape Planting Project on November 6, at 9:00 a.m.

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Mr. Moloney commended Dir. Straub on her award. He thanked the Council for helping Sheriff Kathy Witt. Mr. Moloney inquired if the \$7 million ARPA proposal for the Town Branch Commons park entrance was included as a part of the City's negotiations with Main Street Baptist Church. Mayor Gorton responded. He asked if it was a part of her request. Mayor Gorton responded.

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Mr. J. Brown thanked Ms. Baxter for sharing the photos from the Council Field Day. He stated he enjoyed the opportunity and expressed an interest to expand the event to other divisions. Mr. J. Brown thanked Mayor Gorton and Mr. Ellinger for attending the grand opening of the futsal court at Martin Luther King Park. He thanked Dir. Monica Conrad, Div. of Parks and Recreation, Laura Hatfield, former Dir. of ONE Lexington, and Winburn Middle School staff for taking the suggestions of students and turning it into a reality. Mr. J. Brown spoke about the development of the former Palmer Pharmacy Building, and encouraged the public to provide input on the proposed plan.

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Ms. Bledsoe informed residents that a portion of Clays Mill Rd. between Pasadena Dr. and Stone Rd. was closed to traffic through November 18 and noted the traffic detour via Stone Rd. and Southview Dr. She announced the previously rescheduled Freaky Friday Flick event on November 5 was canceled due to frigid temperatures and hoped that the event would return in 2022.

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April Taylor, Council District 1, spoke about the Resolution relating to the Collective Bargaining Agreement – Police Officers and Sergeants which was on the docket to receive second reading

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Rabbi David Wirtschafter, Council District 5, congratulated the Lafayette High School Band and Dunbar Boys' Soccer Teams for their recent championships. He spoke about speeding vehicles on Richmond Rd, as well as the Resolution relating to the Collective Bargaining Agreement – Police Officers and Sergeants which was on the docket to receive second reading.

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Upon motion by Vice Mayor Kay, seconded by Mr. Ellinger, and approved by majority vote (Mr. Worley and Mr. Kloiber were absent), the meeting adjourned at 7:21 p.m.

Deputy Clerk of the Urban County Council