



Lexington-Fayette Urban County Government Minutes - Final

200 E. Main St
Lexington, KY 40507

Urban County Council Work Session

Tuesday, January 17, 2017

3:00 PM

Council Chamber

Packet

I. Public Comment - Issues on Agenda

Present 27 - Steve Kay, Bill Farmer Jr., Bill Farmer Jr., Kevin Stinnett, Jennifer Mossotti, Jennifer Mossotti, Peggy Henson, Peggy Henson, James Brown, James Brown, Kathy Plomin, Sasha Higgins, James Brown, James Brown, Jake Gibbs, Jennifer Mossotti, Jennifer Mossotti, Jennifer Scutchfield, Susan Lamb, Bill Farmer Jr., Bill Farmer Jr., Angela Evans, Richard Moloney, Fred Brown, Amanda Bledsoe, Peggy Henson, and Peggy Henson

Absent 0

II. Requested Rezonings/ Docket Approval

A motion was made by Council Member Peggy Henson, seconded by Council Member Steve Kay, that the Docket be Approved. The motion PASSED by unanimous vote.

III. Approval of Summary

a [0043-17](#) Table of Motions: Council Work Session, December 9, 2016

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

IV. Budget Amendments

[0059-17](#)

A motion was made by Council Member Jennifer Scutchfield, seconded by Council Member Steve Kay, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.

[0060-17](#)

A motion was made by Council Member Jennifer Scutchfield, seconded by Council Member Steve Kay, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.

[0061-17](#)

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$9,200 in the Div. of Parks and Recreation from the Council Projects Funds for purchase and planting trees at Bell Place and appropriating and re-appropriating funds, Schedule No. 33. [Div. of Budgeting, Lueker]

A motion was made by Council Member Jennifer Scutchfield, seconded by Council Member Steve Kay, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.

[0062-17](#)

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$12,182 in the Div. of Parks and Recreation from the Council Projects Funds for Shillito Park Basketball Court Repaving and appropriating and re-appropriating funds, Schedule No. 31. [Div. of Budgeting, Lueker]

A motion was made by Council Member Jennifer Scutchfield, seconded by Council Member Steve Kay, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.

[0063-17](#)

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$7,500 in the Div. of Streets and Roads from the Council Projects Funds for repaving Nicholasville Service Rd. and appropriating and re-appropriating funds, Schedule No. 30. [Div. of Budgeting, Lueker]

A motion was made by Council Member Jennifer Scutchfield, seconded by Council Member Steve Kay, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.

V. New Business

VI. Continuing Business/ Presentations

a [0042-17](#)

Neighborhood Development Funds, January 17, 2017

A motion was made by Council Member Steve Kay, seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.

b [0034-17](#)

Committee Summary: General Government & Social Services, November 1, 2016

Received and Filed

c [0037-17](#) Committee Summary: Planning & Public Safety, December 6, 2016

Received and Filed

d [1367-16](#) For Information Only-Corrected Committee Summary: Planning & Public Safety,
October 11, 2016

Received and Filed

VII. Council Reports

VIII. Mayor's Report

[0057-17](#)

(1) Recommending the reappointment of Mr. William Alverson to the Affordable Housing Governing Board, with term expiring January 19, 2021; (2) Recommending the reappointment of Mr. James Mead to the Arboretum Advisory Board, with term expiring January 19, 2021; (3) Recommending the reappointment of Council Member Susan Lamb to the City Employees Pension Fund Board, with term expiring January 19, 2021; (4) Recommending the reappointments of Mr. Roger Daman, as ADA Coordinator Representative, Council Member Peggy Henson, and Ms. Laura Thomas, as Specific Disabilities Representative, to the Commission for People with Disabilities, with terms expiring January 19, 2021; (5) Recommending the reappointment of Council Member Fred Brown to the Internal Audit Board, with term expiring January 19, 2021; and, (6) Recommending the appointment of Ms. Vicki Reed, as At-Large Representative, to the Raven Run Citizen Advisory Board, filling an unexpired term, with term expiring January 13, 2018.

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Amanda Bledsoe, that this Communciation be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.

IX. Public Comment - Issues Not on Agenda

X. Adjournment

A motion was made by CM Farmer, Jr., seconded by CM Bledsoe, that the Meeting be Adjourned. The motion PASSED by unanimous vote.

Administrative Synopsis - New Business Items

- a [1353-16](#) Authorization to execute a Statement of Affiliation for Search and Rescue between the Division of Fire and Emergency Services Rescue Team and the Division of Emergency Management in accordance with KRS Chapter 39F. No budgetary impact. (L1353-16) (Dugger/Bastin)
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.**
- b [1380-16](#) Authorization to request a Sole Source Service Agreement with R J Corman for rehabilitation of the existing grade crossing located at the Town Branch Waste Water Treatment Plant. The total cost will be \$40,193.00. Funds are budgeted. (L1380-16) (Martin/Hoskins-Squier)
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.**
- c [1386-16](#) Authorization to request approval of a FY17 (Class A) Stormwater Projects Incentive Grant for The Woodfield Homes Association, Inc. Funds in the amount of \$100,000.00 will provide water quality and quantity control by designing and constructing solutions to address the protection of the Woodfield Stormwater Detention Pond. Funds are budgeted. (L1386-16) (Martin/Hoskins-Squier)
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.**
- d [1387-16](#) Authorization to request approval of a FY17 (Class A) Stormwater Quality Projects Incentive Grant for Stonewall Community Association, Inc. in the amount of \$11,864.00. Grant funds will be used to alleviate issues of flooding, pooling water and inflow and infiltration. Funds are budgeted. (L1387-16) (Martin/Hoskins-Squier)
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.**
- e [1388-16](#) Authorization to approve the purchase of replacement components for the Helixpress #3 Fine Screen and Conveyor assembly in operation at the West Hickman Creek WWTP. The manufacturer, Parkson Corporation, is the sole source for the specified component. The cost of the components is \$27,571.00. Funds are budgeted. (L1388-16) (Martin/Hoskins-Squier)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.

- f** [1391-16](#) Authorization to amend lease agreement with Denham-Blythe Company, Inc. for space located at 100 Trade Center Street. This space is occupied by LFUCG's Wellness Center. The existing amendment is set to expire and the Division of Human Resources has expressed the desire to remain in the current location. The cost for this Fiscal Year is \$61,957.28. Funds are budgeted. (L1391-16) (Baradaran/Reed)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.

- g** [1398-16](#) Authorization to accept a donation from the Lexington Medical Society in the amount of \$500.00 for the Bell House Striders Walking Club. (L1398-16) (Conrad/Reed)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.

- h** [1403-16](#) Authorization to accept Fire Fighting Support Grant from Kentucky American Water in the amount of \$500 to support the purchase of Personal Protective Equipment for the Division of Fire and Emergency Services. Budget amendment in process. (L1409-16) (Chilton/Bastin)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.

- i** [1404-16](#) Authorization to enter into a Memorandum of Understanding with "My City Bikes" for the provision of event sponsorship for the "Life is a Cycle" group bicycle ride event in May, 2017. This Fiscal Year cost is \$250.00. Funds are budgeted. (L1404-16) (Paulsen/King)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.

- j** [1405-16](#) Authorization to amend Resolution Number 634-2016 accepting the proposal submitted by Element Design for Architectural and Engineering Services for Masterson Station Park Sprayground in the amount of \$36,800. The correct amount should have been \$38,600. Funds are budgeted. (L1405-16) (Conrad/Reed)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.

- k** [1408-16](#) Authorization to execute agreements with various nonprofit organizations for participation in the Adopt-A-Spot Roadway Cleanup Program under the Kentucky Pride Grant for FY17. The total cost is \$43,496.78. Funds are budgeted. (L1408-16)
(Plueger/Hoskins-Squier)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.

- l** [1409-16](#) Authorization to request a resolution authorizing the Mayor on behalf of the Lexington-Fayette Urban County government to execute a partial release of utility easement, releasing the easement at 746 Allendale Drive. There are no costs associated with the project. (L1409-16) (Martin/Hoskins-Squier)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.

- m** [1410-16](#) Authorization to execute a partial release of utility easement, releasing the easement at 1440 East New Circle Road and 2228 Young Drive. There are no funds associated with the project. (L1410-16)
(Martin/Hoskins-Squier)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.

- n** [1411-16](#) Authorization to approve a request for an FY17 (Class A) Stormwater Quality Projects Incentive Grant for Tanbark Association of Neighbors, Inc. (TAN) in the amount of \$31,650.00. Funds will be used to improve water quality by mitigating issues of erosion and ponding from stormwater runoff in an existing swale located west of Crosby Drive. The project will include public education through meetings, mail, flyers, door-to-door communications, and a scheduled seminar. Funds are budgeted. (L1411-19) (Martin/Hoskins-Squier)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.

- o** [1412-16](#) Authorization to execute an agreement awarding a Class B

(Infrastructure) Stormwater Quality Projects Incentive Grant to Transylvania University. The grant of \$222,832.80 will be used to mitigate flooding and erosion issues on Transylvania's campus at the corner of North Upper and Fourth Street. Funds are budgeted. (L1412-16) (Martin/Hoskins-Squier)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.

- p [1414-16](#) Authorization to execute Supplemental Agreement No. 1 with the Kentucky Transportation Cabinet, accepting additional federal funds in the amount of \$518,400 for the Man O War & Alumni Drive Intersection Project for construction. Budget Amendment in process. (L1414-16) (Burton/Paulsen)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.

- q [1415-16](#) Authorization to execute agreement with Banks Engineering in the amount of \$116,055 for design of West Hickman Trail South Project. Funds are budgeted. (L1415-16) (Burton/Paulsen)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.

- r [0003-17](#) Authorization to abolish one (1) vacant classified position of Trades Worker Sr. (Grade 511N), two (2) vacant classified positions of Electrician (Grade 517N) and one (1) vacant classified position of Program Specialist (Grade 513E) and create one (1) classified position of Public Service Worker Sr. (Grade 509N), one (1) classified position of Skilled Trades Worker Sr. (Grade 517N) and two (2) classified positions of Billing Specialist (Grade 516N) all in the Division of Water Quality, effective upon passage of Council. Additionally, create two (2) unclassified positions of Treatment Plant Operator Apprentice Class II (Grade 512N) in the Division of Water Quality, effective upon passage of Council. This has a 12-month future impact of a cost of \$731.47 and funds are budgeted. (L0003-17) (Maxwell/Hamilton)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.

- s [0005-17](#) Authorization to execute a Memorandum of Agreement between

Lexington Fayette Urban County Government and the Federal Emergency Management Agency (FEMA) for Integrated Public Alert and Warning System (IPAWS) Program Management Office. The only changes from the previous agreement is adding all of our current Alert and Warning systems that have the capability to send an IPAWS message and updated contact information. No budgetary impact. (L0005-17) (Dugger/Bastin)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.

t [0006-17](#)

Authorization to execute Engineering Services Agreements with the following ten (10) prequalified firms: HDR Engineering, Inc.; Gresham Smith and Partners; Bell Engineering; GRW; Banks Engineering Inc.; EA Partners PLC; Stantec Consulting Services, Inc.; CDP Engineers, Inc.; Strand Associates, Inc.; and Palmer Engineering, to provide engineering services for the Division of Engineering as needed and selected on a cost proposal basis (Contract #1, Roadway Corridor and Intersection Design/Planning, of RFP #38-2016) . (L0006-17) (Burton/Paulsen)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.

u [0007-17](#)

Authorization to submit an application to the U.S. Department of Justice Office on Violence Against Women under the Justice for Families Program requesting federal funds in the amount of \$550,000 to improve the community's response of the civil and criminal justice system to families with a history of sexual assault, domestic violence, dating violence, and stalking. No matching funds required. (L0007-17) (Theakston/Ford)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.

v [0008-17](#)

Authorization to approve an FY17 (Class A) Stormwater Quality Projects Incentive Grant for Ashwood Townhomes of Laredo Association, Inc. in the amount of \$16,170.00. Funds will be used for design and installation of two raingardens and to hold two community events. Funds are budgeted. (L0008-17) (Martin/Hoskins-Squier)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.

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- w [0009-17](#) Authorization to abolish one (1) vacant classified position of Vehicle and Equipment Mechanic Apprentice (Grade 510N), one (1) vacant classified position of Body and Paint Mechanic (Grade 514N) and create one (1) classified position of Vehicle and Equipment Technician (Grade 514N), one (1) classified position of Heavy Equipment Technician in the Division of Facilities and Fleet Management, effective upon passage by Council. This has a 12-month future impact of a cost of \$8,887.12 and funds are budgeted. (L0009-17) (Maxwell/Hamilton)
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.**
- x [0013-17](#) Authorization to execute an agreement between the Lexington-Fayette Urban County Government and CGL RicciGreene for consulting services related to the Lexington Central Library Reuse-Retrofit Analysis in response to RFP #27-2016 with a cost not to exceed \$124,500. Funds are budgeted. (L0013-17) (Hamilton/Baradaran)
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.**
- y [0014-17](#) Authorization to approve change order 1 with Omni in the amount of \$19,691 for the new restroom building and concession at Lansdowne Merrick originally approved by resolution 143-2016. The new contract amount including this change order is \$247,691. Funds are budgeted. (L0014-17) (Conrad/Reed)
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.**
- z [0015-17](#) Authorization to execute an Amendment to the Consultant Services Agreement with Brandstetter Carroll, Inc., for design services for the New Fire Station #24 at an additional cost not to exceed \$323,811. Funds are budgeted. (L0015-17) (Chilton/Bastin)
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.**
- aa [0016-17](#) Authorization to request approval of Change Order #3 (Final) to the LFUCG contract with Van Hook Enterprises, Inc. in the amount of \$10,403.44 for construction services associated with the West

Hickman Waste Water Treatment Plant Administrative Building Expansion/Improvements project. The new contract amount including this change order will be \$481,305.42 representing an 8.65% increase of the original contract amount. Funds are budgeted. (L0016-17) (Martin/Hoskins-Squier)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.

bb [0020-17](#)

Authorization to create one (1) vacant unclassified position of Victim's Advocate (Grade 514N) in the Division of Police, effective upon passage of Council. This has a 12-month future impact cost of \$55,231.03 and will be funded by a grant. (L0020-17) (Maxwell/Hamilton)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.

cc [0021-17](#)

Authorization to execute a payment of \$51,000 each to the Kentucky State Treasurer and the U.S. Department of Justice for Sanitary Sewer Overflows (SSOs) in accordance with the provisions of Paragraph 44(ii) of the Consent Decree between LFUCG, The Commonwealth of Kentucky (state) and the U.S. Environmental Protection Agency (EPA). Funds are budgeted. (L0021-17) (Martin/Hoskins-Squier)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.

dd [0022-17](#)

Authorization to change the title of seven (7) unclassified positions of Probation Officer - Juvenile (Grade 515N) to Juvenile Probation Officer (Grade 515N). Additionally, we request to change the title of one (1) unclassified position of Juvenile Surveillance Probation Officer (Grade 515N) to Juvenile Probation Officer (Grade 515N); reclassifying the incumbent within the Division of Youth Services, effective upon passage of Council. There is no fiscal impact associated with this action. (L0022-17) (Maxwell/Hamilton)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.

ee [0023-17](#)

Authorization to execute a Facility Usage Contract between the Fayette County Board of Education and the LFUCG Parks and Recreation,

Extended School Program (ESP) and Recreational Enrichment and Learning (REAL) program. The cost for this Fiscal Year is \$92,500.00. Funds are budgeted. (L0023-17) (Conrad/Reed)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.

ff [0024-17](#)

Authorization to enter a rental agreement with the Fayette County Board of Education for a testing site to be used to conduct fire initial testing to become a Fire Recruit for the Division of Fire and Emergency Services. The cost of the use of the facility is not to exceed \$2,500 and funds are budgeted in the division's Professional Services/Fire account. (L0024-17) (Maxwell/Hamilton)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 01/19/2017. The motion PASSED by unanimous vote.