

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky November 17, 2016

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on November 17, 2016 at 6:03 p.m. Present were Mayor Gray in the chair presiding, and the following members of the council: Lamb, Moloney, Plomin, Scutchfield, Stinnett, Akers, Bledsoe, F. Brown, J. Brown, Evans, Farmer, Gibbs, Henson, and Kay. Absent was Council Member Mossotti.

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

Ordinances No. 180-2016 through 188-2016, inclusive, and Resolutions No. 649-2016 through 677-2016, inclusive, were reported as having been signed and published and ordered to record.

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The Invocation was given by Rev. Keith Tyler of Antioch Missionary Baptist Church.

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Upon motion by Mr. Stinnett, seconded by Ms. Scutchfield, and approved by unanimous vote, the Minutes of the October 13 and 27, 2016 Council Meetings and the November 3, 2016 Special Council Meeting were approved.

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Mayor Gray asked representatives from Arbor Youth Services, Mr. Adrian Wallace, Chair-elect, and Ms. Falon Curtis, Associate Director, to join him at the podium. Mayor Gray spoke about the services Arbor Youth offers at risk youth in the Lexington community. He read a Proclamation designating November as National Runaway Prevention Month in Lexington.

Ms. Curtis thanked Mayor Gray and Council for this recognition. Mr. Wallace spoke about Arbor Youth and thanked the Council for its support.

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Upon motion of Vice Mayor Kay, seconded by Ms. Henson, and approved by unanimous vote, the rules were suspended and public comment was allowed out of order.

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Mr. Corey Dunn, spoke of concern about public safety and inequality in the community. He spoke about the investigative process of a recent incident at Portofino's restaurant. He stated his desire to work together with the City leaders and the Lexington-Fayette Urban County Government.

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Mr. James Greenlee spoke to the crime rate in Lexington and discussed a recent burglary where his home was damaged. He distributed maps to the Council Members purportedly showing crime in the Lexington area.

Mayor Gray introduced Mr. Greenlee to Commissioner Ronnie Bastin, Dept. of Public Safety.

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Mr. Steve Parker, President of the Fraternal Order of Police, Town Branch Lodge 83, addressed the Council regarding the appointment of the Deputy Director of the Div. of Community Corrections. He shared the results of a survey to the active membership employed at the Fayette County Detention Center.

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Ms. Denise Lemons, Spangler Dr., spoke about the recent incident at Portofino's and listening to both sides of an issue.

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Mayor Gray gave a statement on behalf of Chief Mark Barnard, Div. of Police, concerning the incident at Portofino's.

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

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

Nay: -----0

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. 19.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$14,000 in the Div. of Parks and Recreation from the Council Projects Funds for murals at the Dunbar Community Center 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 in the Div. of Traffic Engineering for funds in the amount of \$1,120 from Neighborhood Development Funds for the installation of enhanced street signs in the Eastland Parkway Neighborhood, and appropriating and re-appropriating funds, Schedule No. 22.

An Ordinance amending the authorized strength by abolishing one (1) Classified Civil Service position of Mailroom Clerk, Grade 508N, and creating one (1) Classified Civil Service position of Polygraph Technician, Grade 514N, in the Div. of Police, effective upon passage of Council.

An Ordinance amending the Classified Civil Service authorized strength by abolishing one (1) position of Recreation Manager Sr., Grade 520E, and creating one (1) position of Cultural Arts Program Administrator, Grade 525E, reclassifying the incumbent in the Div. of Parks and Recreation, effective upon passage of Council.

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An Ordinance amending the Unclassified Civil Service authorized strength by abolishing one (1) position of Administrative Specialist Principal, Grade 518E, and creating one (1) position of Administrative Specialist Principal, Grade 518N, in the Div. of Water Quality; abolishing one (1) position of Project Manager, Grade 517E, and creating (1) position of Project Manager, Grade 517N, in the Div. of Community Corrections; abolishing one (1) position of Social Worker, Grade 513E, and creating one (1) position of Social Worker, Grade 513N, in the Div. of Aging and Disability Services; abolishing one (1) position of Recreation Specialist Sr., Grade 516E, and creating one (1) position of Recreation Specialist Sr., Grade 516N, and abolishing three (3) positions of Extended School Program Coordinator, Grade 516E, and creating three (3) positions of Extended School Program Coordinator, Grade 516N, in the Div. of Parks and Recreation; amending the Classified Civil Service authorized strength by abolishing two (2) positions of Budget Analyst, Grade 519E, and creating two (2) positions of Budget Analyst, Grade 519N, in the Div. of Budgeting; abolishing one (1) position of Information Officer, Grade 518E, and creating one (1) position of Information Officer, Grade 518N, in the Div. of Government Communications, abolishing two (2) positions of Deputy Council Clerk, Grade 520E, and creating two (2) positions of Deputy Council Clerk,

Grade 520N, in the Office of the Clerk of the Urban County Council; abolishing one (1) position of Finance and Investment Analyst, Grade 521E, and creating one (1) position of Finance and Investment Analyst, Grade 521N, in the Office of the Commissioner of Finance; abolishing one (1) position of Risk Management Accountant, Grade 518E, and creating one (1) position of Risk Management Accountant, Grade 518N, abolishing three (3) positions of Accountant, Grade 516E, and creating three (3) positions of Accountant, Grade 516N, abolishing two (2) positions of Payroll Analyst, Grade 520E, and creating two (2) positions of Payroll Analyst, Grade 520N, in the Div. of Accounting; abolishing one (1) position of Support Specialist Sr., Grade 519E, and creating one (1) position of Support Specialist Sr., Grade 519N, in the Div. of Computer Services; abolishing one (1) position of Accountant, Grade 516E, and creating one (1) position of Accountant, Grade 516N, abolishing one (1) position of Revenue Compliance Auditor, Grade 518E, and creating one (1) position of Revenue Compliance Auditor, Grade 518N, in the Div. of Revenue; abolishing two (2) positions of Buyer, Grade 517E, and creating two (2) positions of Buyer, Grade 517N, in the Div. of Purchasing; abolishing one (1) position of Program Specialist, Grade 513E, and creating one (1) position of Program Specialist, Grade 513N, in the Div. of Engineering; abolishing one (1) position of Arborist, Grade 517E, and creating one (1) position of Arborist, Grade 517N, abolishing one (1) position of Operations Supervisor, Grade 518E, and creating one (1) position of Operations Supervisor, Grade 518N, abolishing one (1) position of Administrative Specialist Principal, Grade 518N, and creating one (1) position of Administrative Specialist Principal, Grade 518E, in the Div. of Streets and Roads; abolishing one (1) position of Program Specialist, Grade 513E, and creating one (1) position of Program Specialist, Grade 513N, in the Div. of Water Quality; abolishing one (1) position of Environmental Initiatives Specialist, Grade 518E, and creating one (1) position of Environmental Initiatives Specialist, Grade 518N, abolishing three (3) positions of Safety Specialist, Grade 518E, and creating three (3) positions of Safety Specialist, Grade 518N, in the Div. of Waste Management; abolishing one (1) position of Environmental Enforcement Specialist, Grade 518E, and creating one (1) position of Environmental Enforcement Specialist, Grade 518N, abolishing three (3) positions of Environmental Initiatives Specialist, Grade 518E, and creating three (3) positions of

Environmental Initiatives Specialist, Grade 518N, abolishing one (1) position of Information Officer, Grade 518E, and creating one (1) position of Information Officer, Grade 518N, in the Div. of Environmental Services; abolishing one (1) position of Life Skills Program Specialist, Grade 515E, and creating one (1) position of Life Skills Program Specialist, Grade 515N, in the Div. of Community Corrections; abolishing two (2) positions of Social Worker Sr., Grade 516E, and creating two (2) positions of Social Worker Sr., Grade 516N, in the Div. of Aging and Disability Services; abolishing two (2) positions of Social Worker, Grade 513E, and creating two (2) positions of Social Worker, Grade 513N, in the Div. of Adult and Tenant Services; abolishing one (1) position of Life Skills Program Specialist, Grade 515E, and creating one (1) position of Life Skills Program Specialist, Grade 515N, abolishing two (2) positions of Social Worker, Grade 513E, and creating two (2) positions of Social Worker, Grade 513N, abolishing nine (9) positions of Early Child Care Teacher, Grade 512E, and creating nine (9) positions of Early Child Care Teacher, Grade 512N, in the Div. of Family Services; abolishing one (1) position of Social Worker, Grade 513E, and creating one (1) position of Social Worker, Grade 513N, abolishing two (2) positions of Social Worker Sr., Grade 516E, and creating two (2) positions of Social Worker Sr., Grade 516N, in the Div. of Youth Services; abolishing one (1) position of Electrical Instrumentation Tech Sr., Grade 518E, and creating one (1) position of Electrical Instrumentation Tech Sr., Grade 518N, abolishing one (1) position of Administrative Specialist Principal, Grade 518E, and creating one (1) position of Administrative Specialist Principal, Grade 518N, abolishing one (1) position of Project Manager, Grade 517E, and creating one (1) position of Project Manager, Grade 517N, in the Div. of Facilities and Fleet Management; abolishing two (2) positions of Project Manager, Grade 517E, and creating two (2) positions of Project Manager, Grade 517N, abolishing four (4) positions of Recreation Supervisor, Grade 514E, and creating four (4) positions of Recreation Supervisor, Grade 514N, abolishing four (4) positions of Recreation Manager, Grade 518E, and creating four (4) positions of Recreation Manager, Grade 518N, abolishing two (2) positions of Recreation Specialist Sr., Grade 516E, and creating two (2) positions of Recreation Specialist, Sr., Grade 516N, abolishing one (1) position of Golf Course Superintendent, Grade 519E, and creating one (1) position of Golf Course

Superintendent, Grade 519N, in the Div. of Parks and Recreation; abolishing one (1) position of Accountant, Grade 516E, and creating one (1) position of Accountant, Grade 516N, in the Div. of Grants and Special Programs; abolishing one (1) position of Zoning Enforcement Officer Sr., Grade 519E, and creating one (1) position of Zoning Enforcement Officer Sr., Grade 519N, in the Div. of Planning; transferring the incumbents from exempt to non-exempt positions and converting their biweekly salaries to hourly rates of pay, effective the first payroll Monday following passage of Council was on the docket for first reading.

Mr. Farmer asked about the purpose of the ordinance. Mr. John Maxwell, Div. of Human Resources, responded.

The ordinance received first reading.

Upon motion by Ms. Evans, seconded by Vice Mayor Kay, and approved by majority vote (Mr. Stinnett voted No), the rules were suspended and the ordinance received second reading.

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

Aye:	Lamb, Moloney, Scutchfield, Stinnett, Akers, Bledsoe, F. Brown, J. Brown, Evans, Farmer, Gibbs, Henson, Kay	-----13
Nay:		-----0
	Absent for the vote: Plomin	

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The following ordinances received first reading and were ordered placed on file for public inspection until December 1, 2016:

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. 21.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$217 in the Div. of Police from the Council Projects Funds for additional travel expenses associated with training the Vapor Wake Canine and handler and appropriating and re-appropriating funds, Schedule No. 23.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$119,866 in the Div. of Streets and Roads from the Council Projects Funds for paving three sections of Old Paris Pike and appropriating and re-appropriating funds, Schedule No. 24.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$12,800 in the Div. of Streets and Roads from the Council Projects Funds for paving local streets and appropriating and re-appropriating funds, Schedule No. 25.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$45,000 in the Div. of Parks and Recreation from the Council Projects Funds to complete the construction of a new concession stand and restrooms in Martin Luther King Park and appropriating and re-appropriating funds, Schedule No. 26.

An Ordinance amending the Classified Civil Service authorized strength by abolishing one (1) position of Recreation Manager Sr., Grade 520E, and creating one (1) position of Parks and Recreation Superintendent, Grade 525E, reclassifying the incumbent in the Div. of Parks and Recreation, effective upon passage of Council.

An Ordinance amending the Classified Civil Service authorized strength by creating one (1) position of Administrative Officer, Grade 523E, in the Div. of Code Enforcement, effective upon passage of Council.

An Ordinance amending the Unclassified Civil Service authorized strength by extending the term of one (1) position of Administrative Specialist Principal, Grade 518E, and three (3) positions of Administrative Specialist, Grade 513N, for a term of four (4) years, beginning November 4, 2016 and expiring November 4, 2020, in the Div. of Water Quality, effective upon passage of Council.

An Ordinance amending the Classified Civil Service authorized strength by abolishing one (1) position of Public Service Worker Sr., Grade 509N, and one (1) position of Equipment Operator Sr., Grade 512N, and creating one (1) position of Arborist, Grade 517N, in the Div. of Environmental Services, effective upon passage of Council.

An Ordinance amending Section 1 of Ordinance No. 183-2016, which established the schedule of meetings for the Lexington-Fayette Urban County Council for the calendar year 2017, to add a General Government and Social Services Committee meeting on January 17 at 10:00 a.m.

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A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with the Downtown Lexington Management District, for space to be used for the storage of solid waste refuse containers and related services, at a cost not to exceed \$9,600 in FY 2017 received second reading.

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

Aye: Lamb, Moloney, Plomin, Stinnett, Akers, -----13
Bledsoe, F. Brown, J. Brown,
Evans, Farmer, Gibbs, Henson, Kay

Nay: Scutchfield -----1

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

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

Nay: -----0

A Resolution accepting the bids of Custom Products Corporation; Vulcan, Inc. d/b/a Vulcan Signs; Osborn Associates, Inc.; and Mandel Metals, Inc. d/b/a U.S. Standard Sign, establishing price contracts for Completed Signs, Faces and Blanks, for the Div. of Traffic Engineering.

A Resolution accepting the bid of American Commercial Equipment Leasing, LLC, in the amount of \$123,997, for Terminal Tractor, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of KM Specialty Systems, Inc., establishing a price contract for Lincoln Quickclub Automated Lubrication, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bids of Scheller's Fitness and Cycling, in the amount of \$9,440.40; and 123 Wellness, Inc., in the amount of \$6,664.00, for the purchase of fitness equipment for Fire Stations, for the Div. of Fire and Emergency Services.

A Resolution accepting the bids of the L-M Asphalt Partners Ltd. dba ATS Construction; Bluegrass Contracting Corp.; G&G Paving and Construction; Sensabaugh Design & Construction, LLC; the Allen Co., Inc.; Tom Chesnut Excavation & Construction, LLC; Woodall Construction Co., Inc.; and ZKB Services, LLC, establishing 2016 Construction Unit Price Contracts, for the Div. of Engineering.

A Resolution ratifying the Probationary Classified Civil Service Appointments of: Angelia Dixon, Administrative Specialist Principal, Grade 518N, \$25.529 hourly in the Div. of Streets and Roads and Jamison McKinney, Maintenance Mechanic, Grade 515N, \$18.428 hourly in the Div. of Water Quality, both effective November 14, 2016; ratifying the Permanent Civil Service Appointments of: Angel Clark, Staff Assistant Sr., Grade 510N, \$15.592 hourly in the Div. of Code Enforcement, Juan Lewis, Public Service Supervisor, Grade 514N, \$19.293 hourly in the Div. of Family Services, both effective October 25, 2016, Austin Zahn, Public Service Worker, Grade 507N, \$12.892 hourly in the Div. of Parks and Recreation, effective November 2, 2016 and Neville Smith, Producer, Grade 515N, \$19.401 hourly in the Div. of Government Communications, effective October 18, 2016; ratifying the following Unclassified Civil Service pay increase in the Office of the Mayor: Melissa McCartt-Smyth, Administrative Specialist Sr., Grade 516N, \$27.323 hourly, effective November 21, 2016.

A Resolution approving and authorizing an Assistance Agreement between the Lexington-Fayette Urban County Government and the Ky. Infrastructure Authority to provide \$35,976,329 of loan funds for the West Hickman Wet Weather Storage Tanks Project.

A Resolution authorizing 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 \$5,000, are for blazes for the Legacy Trail, 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 the Mayor, on behalf of the Urban County Government, to execute a License Agreement with the Lexington Center Corp. for use of the Lexington Opera House for Kiddie Kapers at a cost not to exceed \$8,100.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. Two (2) (Final) to the Contract with Bluegrass Contracting Corp., for the construction of the Meadows/Northland/Arlington Public Improvements Project, Phase 5D, decreasing the contract price by the sum of \$4,788.48 from \$872,302.46 to \$867,513.98.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a three-year renewal Agreement with NeuStar, Inc., for access to the Number Portability Administration Center, for the Div. of Enhanced 911, at a cost not to exceed \$2000 for FY 2017.

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Upon motion of Ms. Henson, seconded by Mr. J. Brown, and approved by unanimous vote, a Resolution changing the name of Red Mile Place from its intersection with Red Mile Rd. to its terminus to Harry Sykes Way was placed on the docket and received first reading.

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

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

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

Nay: -----0
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A Resolution accepting the bid of ZKB Service, LLC, in the amount of \$27,950, for the ADA Entry Renovation and Container Storage at Carnegie Center, for the Div. of General Services, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with ZKB Service, LLC, related to the bid received first reading.

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

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

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

Nay: -----0

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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: Rodney White, Vehicle and Equipment Mechanic, Grade 512N, \$17.776 hourly in the Div. of Streets and Roads, Kevin Levesque, Engineering Technician Sr., Grade 516N, \$20.237 hourly, Michael Miller, Treatment Plant Operator, Grade 515N, \$19.392 hourly, both in the Div. of Water Quality, all effective December 5, 2016, Yvette Hacker, Staff Assistant Sr., Grade 510N, \$15.237 hourly in the Div. of Police, effective upon passage of Council, Heather Jacobi, Administrative Specialist, Grade 513N, \$16.715 hourly in the Div. of Fire and Emergency Services, effective December 5, 2016 and Bryan Doll, Heavy Equipment Technician, Grade 516N, \$21.608 hourly in the Div. of Facilities and Fleet Management, effective upon passage of Council; authorizing the Div. of Human Resources to make a conditional offer to the following Unclassified Civil Service Appointments: Arthur Lucas, Officer of Diversity and Inclusion, Grade 523E, \$2,500 biweekly in the Office of the Chief Administrative Officer, effective December 5, 2016 and William Henderson, ABC Administrator P/T, Grade 517N, \$30.000 hourly in the Office of Alcohol Beverage Control, effective upon passage of Council received first reading.

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

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

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

Nay: -----0

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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, on behalf of Lieutenants and Captains in the Div. of Police received first reading.

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

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

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

Nay: -----0

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The following resolutions received first reading and were ordered placed on file for public inspection until December 1, 2016:

A Resolution accepting the bid of Lagco, Inc., in the amount of \$552,333, for the Meadows-Northland-Arlington Neighborhood Improvement Project, Phases 5E & 5F, for the Div. of Engineering, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Lagco, Inc., related to the bid.

A Resolution accepting the bid of Adams Contracting, LLC, in the amount of \$155,500, for Construction of a Baseball Field at Cardinal Run Park, for the Div. of Parks and Recreation, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary agreement with Adams Contracting, LLC, related to the bid.

A Resolution accepting the bids of J. Edinger & Son, Inc.; Refuse Parts Depot; Municipal Equipment, Inc.; and Central Indiana Truck Equipment Corp., establishing price contracts for Refuse Body Repairs, for the Div. of Facilities and Fleet Management.

A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following Probationary Civil Service Appointment: Jeffrey Carter, Deputy Director of Community Corrections, Grade 526E, \$3,782.32 biweekly in the Div. of Community Corrections, effective November 14, 2016.

A Resolution ratifying the Probationary Classified Civil Service Appointments of: Jasie Curtis, Finance and Investment Analyst, Grade 521N, \$26.622 hourly in the Dept. of Finance, effective November 28, 2016, John McElroy, Treatment Plant Operator, Grade 515N, \$21.619 hourly, and Bradley Gregory, Treatment Plant Operator, Grade 515N, \$18.514 hourly, both in the Div. of Water Quality, Richard Fowler, Traffic Signal Technician Master, Grade 518N, \$26.667 hourly in the Div. of Traffic Engineering, all effective November 21, 2016, and Janet Bolton, Zoning Enforcement Officer, Grade 516N, \$24.980 hourly in the Div. of Planning, effective November 28, 2016; ratifying the Permanent Classified Civil Service Appointments of: Deborah Woods, Administrative Specialist, Grade 513N, \$18.939 hourly in the Div. of Planning, effective November 2, 2016, William Pugh, Facilities Superintendent, Grade 518E, \$2,153.44 biweekly in the Dept. of General Services, and Kina Suarez, Human Resources Analyst, Grade 520E, \$1,909.28 biweekly in the Div. of Human Resources, both effective November 16, 2016; ratifying the Permanent Sworn Appointments of: Zachary Bowman, Jeffrey Burden, Timothy Carpenter, Quinn Chandler, Matthew Collins, Joshua Crowe, Scott Evely, Justin Gilliam, Markell Heyward, Joshua Horn, Katherine Ishmael, Eric Lomax, Joseph Lusardi, Robert McCullough, Jeremiah Morrison, Anthony Murff, Nicholas Music, Evan Northcutt, Megan Padgett, John Ringe, Rebecca Saylor, Katherine Scalf, Nicholas Stanton, Jeremiah Terry, Derrick Walton, Christopher Ward, Michael Watts, Wayne White, and Joshua Whitmer, all Police Officer, Grade 311N, \$19.567 hourly in the Div. of Police, effective November 7, 2016; ratifying the Probationary Sworn Appointment of: Nathan Williams, Police Sergeant, Grade 315N, \$30.538 hourly in the Div. of Police, effective November 14, 2016; ratifying the voluntary demotion of: Dustin Himes, Public

Service Worker Sr., Grade 509N, \$14.420 hourly in the Div. of Water Quality, effective October 31, 2016.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with Louisville/Jefferson County Metro Government for CPR Training and Certification, at a cost not to exceed \$5,184.50.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Energy and Environment Cabinet, and to provide any additional information requested in connection with this Grant Application, and to accept this Grant if the application is approved, which Grant funds are in the amount of \$148,000 Commonwealth of Ky. funds, and are for the continuation of the Litter Abatement Grant Funding Program for FY 2017, 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 U.S. Dept. of Homeland Security and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$446,409 Federal funds, under the 2016 Assistance to Firefighters Grant Program, and are for the Community Paramedic Pilot Program.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amended Agreement with the Drug Enforcement Administration Program Funded State and Local Task Force for assignment of two detectives.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Renewal Agreement with Baptist Health Plan, Inc., for Prescription Benefit Administrative Services for the period beginning January 1, 2017 through December 31, 2017.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Partial Release of Easement, releasing a portion of a force main sewer easement on the property located at 940 Higbee Mill Rd..

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amended Agreement with the Dept. of Justice, the Dept. of the Treasury, for requested changes by the Dept. of Justice.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Volunteer Income Tax Assistance/Tax Counseling for the Elderly (VITA/CTE) Partner Sponsor Agreement and an Internal Revenue Service Civil Rights Assurance, for the VITA/CTE Program at the Black and Williams Neighborhood Center, at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Amendment No. One (1) to the Agreement with the Cabinet for Health and Family Services, Dept. of Aging and Independent Living, to accept additional Federal funds in the amount of \$3,186 for operation of the Lexington Senior Center.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Sole Source Agreement with Routeware, Inc., a sole source provider, for continuation of the Routeware Support Program.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Service Agreement with Aker Service Co Inc. for the currency and coin counters utilized at the Div. of Community Corrections to process funds received for deposit for incarcerated offenders, at a cost not to exceed \$500 (FY 2016).

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Agreement with Bluegrass Org., Inc., formerly Bluegrass Regional Mental Health-Mental Retardation Board, Inc., for the provision of mental health services for the offender population at the Fayette County Detention Center to provide for a part-time position of Addiction Assessor, increasing the cost of the Agreement by \$26,834.16 for a total cost not to exceed \$976,905.00 for FY17.

A Resolution changing the property address numbers of 3589 Caulder Rd. to 3596 Caulder Rd., 445 Dover Rd. to 431 Dover Rd., 429 Dover Rd. to 455 Dover Rd.,

3771 Briar Hill Rd. to 3775 Briar Hill Rd., 748 Raintree Rd. to 659 Raintree Rd., 128 W. Tiverton Way to 130 W. Tiverton Way, 666 Bateswood Dr. to 668 Bateswood Dr., 1021-1023 Celia Ln. to 1023 Celia Ln., 419 Georgetown St. to 417 Georgetown St., 1044-1048 Manchester St. to 1040 Manchester St, 4078 Foxe Basin Rd. to 4074 Foxe Basin Rd., 801 Oakhill Dr. to 803 Oakhill Dr., 776 Winchester Rd. to 784 Winchester Rd., 205 Clay Ave. to 207 Clay Ave. and changing the street names and property address numbers of 140 Prall St. to 625 S. Limestone, 840 Apache Trl. to 3101 Comanche Trl., 4090 Military Pike to 5426 James Ln., 1598 Calvary Ln. to 1566 Pricetown Rd., 1538 Calvary Ln. to 4757 Todds Rd., 3580 Lyon Dr. to 1096 Wellington Way, 1512 Versailles Rd. to 1575 Hill View Pl., all effective thirty days from passage.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Justice and Public Safety Cabinet, which Grant funds are in the amount of \$50,823 Commonwealth of Ky. funds, under the Victim Assistance Formula Grant, are for the creation of a new bi-lingual Victim Advocate position, for the Div. of Police, the acceptance of which obligates the Urban County Government for the expenditure of \$12,706 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 permit use of fire apparatus by the Fayette Technical Centers, Eastside Campus, for fulfillment of the Community Services Bureau Mission.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a three-year Agreement with Canteen Vending Services, for installation of vending machines at the Public Safety Operations Center, 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 Agreement with the Ky. Transportation Cabinet, correcting dollar amounts for the future phases of the Squires Rd. Sidewalk Project under the Congestion Mitigation and Air Quality (CMAQ) Program.

A Resolution authorizing the establishment of TAC Air as a sole source provider for the purchase of Jet A Aviation Fuel, at a discounted price for the Police Helicopter, funds are budgeted.

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Upon motion by Mr. Stinnett, and seconded by Mr. Farmer, the Communications from the Mayor were approved by unanimous vote and were as follows: (1) Recommending the appointment of Mr. Garyen Denning to the Airport Board, filling the unexpired term of Russ Hensley, with term expiring December 31, 2019; (2) Recommending the appointments of Mr. Derek Adams, as KTC District 7 Representative (Voting), filling the unexpired term of Ms. Becky Barrick, Ms. Lane Boldman, as FCNC Representative, filling the unexpired term of Ms. Paula Singer, and Ms. Mary Quinn Ramer, as At-Large Representative, to the Corridors Commission, with terms expiring August 1, 2018, August 1, 2017, and November 17, 2020, respectively; (3) Recommending the appointment of Ms. Stephanie Spires, filling an unexpired term, and the reappointment of Mr. Adrian Wallace, to the Homeless Prevention and Intervention Board, with terms expiring October 23, 2018 and November 17, 2020, respectively; (4) Recommending the appointment of Mr. Greg Butler as At Large Member to the Keep Lexington Beautiful Commission, filling the unexpired term of Mr. Maurice Nalley, with term expiring February 1, 2019; and, (5) Recommending the reappointment of Ms. Margaret McCoskey to the Senior Service Commission, with term expiring November 17, 2020.

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The following Communications from the Mayor were received for information only: (1) Classified Civil Service Lateral Position Change of Justin Blanton, Vehicle & Equipment Mechanic, Grade 512N, \$16.470 hourly in the Div. of Streets & Roads, effective November 28, 2016; and (2) Unclassified Civil Service Reinstatement of Kenny Bishop, Administrative Aide to the Mayor, Grade 523E, \$2,946.72 biweekly in the Office of the Mayor, effective December 5, 2016.

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Ms. Henson wished everyone a happy Thanksgiving and expressed her thanks for the Mayor's service and the enjoyment she derives from working for the city.

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Mr. J. Brown spoke about the Council's work with and in the community. He spoke of his anticipation of a program that Mayor Gray will bring forward in coming weeks. He

spoke about communication with the community and the city's new position of Officer of Diversity and Inclusion. He asked Commissioner Chris Ford, Dept. of Social Services, to speak about Mr. Harry Sykes and his impact on Lexington.

Mr. Ford spoke about Mr. Sykes and his many contributions to the community at large, and his long history of service in the face of institutional opposition.

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Mr. Fred Brown spoke about a constructive and well-attended meeting at Tates Creek High School concerning bringing guns to school.

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Commander Guy Greene, Div. of Police, presented a disciplinary recommendation regarding Officer Timothy Moore. It is alleged Officer Moore has committed the offense of Violating Any Rules of the Division: Legally Mandated Authority; Responsibility of Officers Using Force; Response to Resistance Reporting and Review Procedures; and Requesting Assistance in violation of KRS 95.450 and General Order 1973-02I, Disciplinary Procedures, Appendix B, Operational Rule 1.35 – General Order 1993-01M, Section V, Sub-Section C – General Order 1991-02I, Section III, Procedure E, 3 and Procedure G, 3 – and S.O. 1993-12C, Section VI, Sub-Section A, 2 in that on the 20th day of August, 2016 he allegedly stopped and detained a shoplifting suspect while in Jessamine County and off duty. He invoked his police authority outside his jurisdiction and without a request from a law enforcement agency within Jessamine County. During this incident, Officer Moore used force likely to result in injury and failed to immediately report it to a supervisor for documentation. The appropriate punishment for this conduct is a Written Reprimand.

Mr. Farmer made a motion, seconded by Mr. Stinnett, to approve the disciplinary matter.

Ms. Evans asked Commander Greene for more information about the allegation and about the disciplinary process. Commander Greene responded.

The motion was approved by unanimous vote.

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Commander Greene presented a disciplinary recommendation regarding Officer Adam P. Ray. It is alleged Officer Ray has committed the offense of Inappropriate

Action in violation of KRS 95.450 and General Order 1973-021, Disciplinary Procedures, Appendix B, Operational Rule 1.48 in that on the 29th day of August, 2016 he allegedly arrested a subject for a misdemeanor offense, Theft by Unlawful Taking – Under \$500, that did not occur in his presence. The charge placed against the subject is not arrestable even if it had occurred in an officer's presence and there were no circumstances existing to support the arrest based on the exceptions outlined in the Ky. Revised Statute (KRS 431.015). The appropriate punishment for this conduct is Forty (40) Hours Suspension Without Pay and Eighty (80) Hours Law Class Retraining.

Mr. Farmer made a motion, seconded by Ms. Henson, to approve the disciplinary matter.

Ms. Lamb asked for clarification on the allegations. Commander Greene responded.

Ms. Henson asked about the timing of offenses and the discipline to following. Commander Greene responded.

Ms. Akers asked for clarification of what officers are doing while waiting for approval or disapproval of disciplinary matters. Commander Greene responded.

The motion was approved by unanimous vote.

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Upon motion by Mr. Stinnett, seconded by Mr. F. Brown, and approved by unanimous vote, the meeting adjourned at 7:33 p.m.

Clerk of the Urban County Council