

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky December 3, 2019

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on December 3, 2019 at 5:19 p.m. Present were Mayor Gorton in the chair presiding, and the following members of the council: Kay, Lamb, McCurn, Moloney, Mossotti, Reynolds, Worley, Bledsoe, F. Brown, J. Brown, Ellinger, Evans, Farmer and Gibbs. Absent was Council Member Plomin.

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

Ordinances No. 96-2019 through 97-2019, inclusive, and Resolutions No. 638-2019 through 671-2019, inclusive, were reported as having been signed and published and ordered to record.

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The Invocation was given by Councilmember Bill Farmer.

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Upon motion by Mr. Ellinger, seconded by Vice Mayor Kay, and approved by unanimous vote, the Minutes of the November 14, 2019 and November 21, 2019 Council Meetings were approved.

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Mayor Gorton asked Marjorie Guyon, Lexington-based artist, to approach the podium and introduce her colleague, Barry Burton. Ms. Guyon introduced Mr. Burton as the model, spiritual leader, and installation person of the project. She then made a presentation on her project, *I Was Here* – Exhibition and Installation of “Ancestor Spirit Portraits” in Cheapside Square, an On the Street Museum collaboration with photographer Patrick J. Mitchell. Ms. Guyon discussed the inspiration behind the concept and the creative process throughout the project. She talked about the numerous partners across Lexington, Louisville and Winchester who have agreed to display her installations.

Mr. Burton spoke of his involvement and experiences as his role in the project evolved. He spoke of the awareness the project has created, in demonstrating the events at Cheapside as events of American history, not just African American history.

Ms. Reynolds mentioned how meaningful the project was to her.

Mr. J. Brown thanked Ms. Guyon for the presentation and spoke of the importance of bringing this project to the newly renovated Cheapside Square. He concurred with Mr. Burton's statements. Mr. J. Brown talked about his long-term support of the project and praised Ms. Guyon for the nationwide recognition the project has been received.

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Mayor Gorton recognized Andrew Taylor, a Life Scout from Troop 73, who was attending the meeting to earn his Citizenship Badge.

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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 was on the docket to receive second reading.

Vice Mayor Kay moved to amend Ordinance #3 under Second Reading of Ordinances to remove the budget amendments related to the Council Fund Balance projects (budget journals 120254 and 120255-56) and further moved to amend Ordinance #12 under First Reading of Ordinances to add these items in a total amount of \$619,170, which is reduced by \$96,000 in order to provide funding for the pending CDL supplement. The motion was seconded by Ms. Mossotti and approved by unanimous vote.

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, as amended, received second reading.

Upon motion by Vice Mayor Kay, and seconded by Ms. Mossotti, the ordinance passed by the following vote:

Aye:	Kay, Lamb, McCurn, Mossotti, Reynolds, Worley, Bledsoe, F. Brown, J. Brown, Ellinger, Evans, Farmer, Gibbs	-----13
Nay:	Moloney	-----1

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Mr. Gibbs recognized the neighborhood representatives who were in attendance and thanked them for their dedication and attending numerous meetings throughout the H-1 Overlay process.

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An Ordinance creating a Historic District (H-1) zone for the Pensacola Park Neighborhood for 92.68+ gross acres, for properties located at 96-171 Goodrich Ave., 101-224 Lackawanna Rd., 1801-1909 Nicholasville Rd. (odd addresses only), 1855-1859 Norfolk Dr., 101-177 Penmoken Park, 1847-1877 Pensacola Dr., 108-199 Rosemont Garden, 105-175 Suburban Ct., and 101-166 Wabash Dr. (Urban County Planning Commission; Council District 3) received second reading.

Upon motion by Vice Mayor Kay, and seconded by Ms. Mossotti, the ordinance failed by the following vote:

Aye:	Kay, Lamb, Moloney, Reynolds,	-----7
	Bledsoe, J. Brown, Gibbs	
Nay:	McCurn, Mossotti, Worley, F. Brown,	-----6
	Evans, Farmer	
Recuse:	Ellinger	-----1

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Mayor Gorton asked Keith Horn, Dept. of Law, about the result of the H-1 Overlay vote. Mr. Horn explained that the ordinance did not pass but the Planning Commission's recommendation would go into effect by operation of law.

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Mr. Gibbs asked for clarification. Mr. Horn responded. Mr. Gibbs spoke about the history of this zone change process as well as the lack of opposition throughout the process.

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Mr. Moloney reiterated the effect of the vote on the zone change to the neighborhood representatives who were in attendance.

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

Aye:	Kay, Lamb, McCurn, Moloney, Mossotti,	-----14
	Reynolds, Worley, Bledsoe, F. Brown, J. Brown, Ellinger, Evans, Farmer, Gibbs	
Nay:		-----0

An Ordinance changing the zone from an Agricultural Rural (A-R) zone to an Expansion Area Residential (EAR-1) zone for 26.34 net (27.19 gross) acres and an Expansion Area Residential (EAR-2) zone, for 11.92 net (13.30 gross) acres, for property located at 2575 Polo Club Boulevard (a portion of). (Ball Homes, Inc. (Amd.); Council District 12).

An Ordinance amending Subsection 2-483(f) of the Code of Ordinances of the Lexington Fayette Urban County Government, relating to the Affordable Housing Governing Board, specifically the purpose of the fund, changing the requirement of inspection of Affordable Housing Units funded by the Affordable Housing Fund to the inspection of Affordable Housing Developments funded by the Affordable Housing Fund.

An Ordinance creating Subsection 6-53(b)(5) of the Code of Ordinances relating to pensions other than Police and Firemen, specifically, pensions on retirement, to provide for an increase of four percent (4%) to each retiree's annuity or the annuity paid to the retiree's widow or dependent children.

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Mr. Moloney inquired about the amendment made to Ordinance #3 under Second Reading of Ordinances. Mayor Gorton responded. Keith Horn, Dept. of Law, responded.

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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. 20 was on the docket to receive first reading.

Vice Mayor Kay moved to further amend Ordinance #12 under First Reading of Ordinances to change the total amount from \$619,170 to \$659,170 in order to include \$40,000 for the Corrections activities. The motion was seconded by Ms. Mossotti and approved by unanimous vote.

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Mayor Gorton clarified that the amendment was discussed and voted on at the Work Session held earlier that day.

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Mr. McCurn inquired about the nature of funds involved in the amendment. Vice Mayor Kay responded.

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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. 20, as amended, received first reading and was ordered to be placed on file for public inspection until December 5, 2019.

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The following ordinances received first reading and were ordered to be placed on file for public inspection until December 5, 2019:

An Ordinance expanding and extending the Full Urban Services District #1 for the Urban County Government for the provision of street lighting, street cleaning, and garbage and refuse collection, to include the area defined as certain properties on the following streets: Allenridge Point, Appian Crossing Way, Armstrong Mill Rd., Ashmont Way, Autumn Ridge Dr., Bridgewater Way, Calendula Rd., Carnation Dr., Carner Bluff, Coroneo Ln., Cosimo Way, Covington Dr., Covington Point, Cravat Pass, Drummond Dr., Firenze Park, Fisk Ct., Gadsten Ct., Guildhall Ln., Halford Pl., Haymaker Pkwy., Hollyhock Dr., Laurel Hill Rd., Livingston Lane, Lorenzo Way, Lucca Court, Lucca Place, Mackinwood Drive, Miles Point Way, Moon Rise Way, Morning Glory Lane, Our Tibbs Trail, Piero Way, Polo Club Blvd., Rutledge Ave., Sawgrass Cove, Squirrel Nest Ln., Steamboat Rd., Stolen Horse Trace, Tatton Park, Thomas Park, Villa Medici Pass, Walcot Way, White Oak Trace, and Wigginton Point.

An Ordinance expanding and extending Partial Urban Services District #3 for the Urban County Government for the provision of garbage and refuse collection, to include the area defined as certain properties on the following street: Branham Park.

An Ordinance expanding and extending Partial Urban Services District #5 for the Urban County Government for the provision of street lighting and garbage and refuse collection, to include the area defined as certain properties on the following streets: Greenlawn Dr., Huckleberry Cir., Jade Cir., Ridge Rd., Stoneybrook Dr., Thornhill Ln., Tisdale Court, Westbrook Dr., and Windrush Cir.

An Ordinance suspending Ordinance No. 292-2005 for the submission of the Mayor's proposed annual operating and capital improvements budgets for FY 2021, and directing that these Budgets be submitted to the Urban County Council by no later than April 28, 2020.

An Ordinance amending Section 21-27 of the Code of Ordinances increasing the CDL supplement from \$0.08 to \$1.08 hourly for nonexempt employees required by their job duties to hold a commercial driver's license, effective January 6, 2020.

An Ordinance amending Section 1 of Ordinance No. 88-2019, which established the schedule of meetings for the Lexington Fayette Urban County Council for the calendar year 2020, to change the date of the Mayor's Budget Address to April 28 at 10:00 a.m.; to change the date of the Committee of the Whole Meeting scheduled for May 26 to May 28; to cancel the June 4 Council Meeting; to add a Council Meeting on June 9 at 3:00 p.m. for first reading of the FY21 Budget; and to add a Council Meeting on June 11, including second reading of the FY21 Budget.

An Ordinance providing authorization to change the base pay of certain exempt employees in order to conform to the Fair Labor Standards Act (FLSA) and bringing all affected incumbents to the new required salary threshold status, effective the first payroll Monday following passage of Council.

An Ordinance amending the authorized strength by abolishing three (3) vacant unclassified positions of Project Engineering Coordinator, Grade 525E, and creating three (3) unclassified positions of Construction Supervisor, Grade 524E, in the Div. of Water Quality, effective upon passage of Council.

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A Resolution authorizing the Div. of Traffic Engineering, pursuant to Code of Ordinances Section 18-51, to install traffic calming devices on Glendover Rd., between Jesselin Dr. and Bellafonte Dr. received second reading.

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

Aye:	Kay, Lamb, McCurn, Moloney, Mossotti, Reynolds, Worley, Bledsoe, F. Brown, J. Brown, Ellinger, Evans, Gibbs	-----13
Nay:	Farmer	-----1

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

Aye: Kay, Lamb, McCurn, Moloney, Mossotti, -----14
Reynolds, Worley, Bledsoe, F. Brown, J.
Brown, Ellinger, Evans, Farmer, Gibbs

Nay: -----0

A Resolution accepting the bid of Worldwide Equipment, Inc., establishing a price contract for Frontloader, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of Olympic Construction, LLC, in the amount of \$50,200, for the Concrete Slab Replacement Project for Fire Stations #1 and #16, for the Div. of Fire and Emergency Services, and authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Olympic Construction, LLC, related to the bid.

A Resolution accepting the bid of Herrick Co., Inc., in the amount of \$1,499,350, for the Town Branch Waste Water Treatment Plant Secondary Digester Complex Improvements, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Herrick Co., Inc., related to the bid.

A Resolution ratifying the Probationary Classified Civil Service Appointments of: Michael Vaught, Fleet Operations Manager, Grade 521E, \$2,515.39 biweekly in the Div. of Facilities and Fleet Management, effective November 25, 2019, James Begley, Traffic Signal Technician Sr., Grade 515N, \$18.797 hourly in the Div. of Traffic Engineering, effective December 2, 2019, and Nathan Robinson, Equipment Operator, Grade 510N, \$15.259 hourly in the Div. of Parks and Recreation, effective November 18, 2019; ratifying the Permanent Civil Service Appointments of: Andrea Bolin, Administrative Specialist, Grade 513N, \$17.134 hourly in the Div. of Police, effective September 4, 2019, Brian Estes, Permit Clerk, Grade 512N, \$18.091 hourly in the Div. of Police, effective October 01, 2019, Michelle Deas, Staff Assistant Sr., Grade 510N, \$16.410 hourly in the Div. of Police, effective October 29, 2019, Kelli Brewer, Staff Assistant Sr., Grade 510N, \$17.317 hourly in the Div. of Police, effective October 29, 2019, and James Baker, Fleet Operations Supervisor, \$28.000 hourly in the Div. of Facilities and Fleet Management,

effective December 10, 2019, and ratifying the Classified Civil Service Demotion of: Heath Jackson, Public Service Worker, Grade 507N, \$14.037 hourly in the Div. of Parks and Recreation, effective November 18, 2019.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Consumer Product Safety Commission, which Grant funds are in the amount of \$2,500, are for the purchase of supplies for a Fire Safety and Prevention Project, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, and authorizing the Mayor to transfer unencumbered funds within the Grant budget.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to Supplemental Agreement No. Four (4) with the Kentucky Transportation Cabinet, amending language to allow for reimbursements to be paid directly to the Lexington Community Land Trust for gap financing on single family homes constructed as part of the Newtown Pike Extension Project.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Supplemental Agreement No. Four (4) with the Kentucky Transportation Cabinet, for the acceptance of additional Federal funds in the amount of \$13,200,000 for the Construction Phase of Section 1 of the Clays Mill Rd. Improvement Project, the acceptance of which does not obligate the Urban County Government for the expenditure of funds.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Professional Service Agreement with Marinda Beasley, for service as Sexual Assault Nurse Examiner on an on call basis for the performance of sexual assault examinations through December 31, 2020, at a cost not to exceed \$16,210.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 (Final) to the Agreement with Trademark Excavating Co., LLC, for the Firethorn Detention Basin Water Quality Improvements Project, decreasing the contract price by the sum of \$22,000, from \$115,000 to \$93,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Grant Award Agreement with North Limestone

Community Development Corp. d/b/a NoLi CDC Corporation, for a Stormwater Quality Project, decreasing the Grant Award by the sum of \$3,624.54, from \$80,588.50 to \$76,963.96.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Grant Award Agreement with North Limestone Community Development Corp. d/b/a NoLi CDC Corporation, for a Stormwater Quality Project, decreasing the Grant Award by the sum of \$4,028.00, from \$91,298.92 to \$87,270.92.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Grant Award Agreement with William Henderson d/b/a UeducateU, Inc., for a Stormwater Quality Project, terminating the Grant Award in its entirety, in the amount of \$2,496.10.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Grant Award Agreement with Friends of Wolf Run, Inc., for a Stormwater Quality Project, decreasing the Grant Award by the sum of \$5,435.27, from \$32,820.00 to \$27,384.73.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Grant Award Agreement with Friends of Wolf Run, Inc., for a Stormwater Quality Project, decreasing the Grant Award by the sum of \$7,766.27, from \$43,520.00 to \$35,753.73.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Grant Award Agreement with Gardenside Neighborhood Association, Inc., for a Stormwater Quality Project, decreasing the Grant Award by the sum of \$474.69, from \$16,100.00 to \$15,625.31.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Grant Award Agreement with Gardenside Neighborhood Association, Inc., for a Stormwater Quality Project, decreasing the Grant Award by the sum of \$471.63, from \$6,000.00 to \$5,528.37.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Grant Award Agreement with the Living Arts and

Science Center, Inc., for a Stormwater Quality Project, decreasing the Grant Award by the sum of \$50.06, from \$34,920.00 to \$34,869.94.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Grant Award Agreement with Stonewall Community Association, Inc., for a Stormwater Quality Project, decreasing the Grant Award by the sum of \$3,660.49, from \$11,864.00 to \$8,203.51.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Grant Award Agreement with Tanbark Association of Neighbors, Inc., for a Stormwater Quality Project, decreasing the Grant Award by the sum of \$220.11, from \$31,650.00 to \$31,429.89.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Official Use System Map Delivery and Non-Disclosure Agreement with Kentucky American Water Co. to allow the Urban County Government to access confidential hydrant data at no cost to the Urban County Government.

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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: Chris Ivey, Skilled Trades Worker Sr., Grade 517N, \$21.087 hourly in the Div. of Water Quality, effective December 9, 2019, Traci Doleman, Assistant Records Custodian, Grade 510N, \$16.447 hourly in the Div. of Police, effective December 23, 2019 and William Lloyd, Grants Administrative Aide, Grade 516N, \$20.198 hourly in the Div. of Grants and Special Programs, effective December 9, 2019; and authorizing the Div. of Human Resources to make a conditional offer to the following Probationary Sworn Appointments: Lawrence Saval, Police Sergeant, Grade 315N, \$32.408 hourly in the Div. of Police, effective December 9, 2019, John Wilhoit, Brad Wells, Sean Campbell, Daniel Helo, Bradley Cantrell, Kevin Gochett, Christina Bojaski, Jordon Toler, Kelsey Young, Charles Davis, Taylor Cordovano, Adam Cervasio, Hyun Choi, Derrick Glover, Christian Soriano Altamirano, Nathaniel Church, Gregory Gerton, Lucas Miller, Richard Henderlight, Dustin Spaeth, Matthew Howard, Jordan Moody, Kyle Sieberts, Christopher Beard, James Jones, Derrick Noe, Jordan Whitman, Jacob Kennedy, Jonathan Gist, Myles Foster, Caleb Croney, Joel Bottomley, Kyle Blankenship and Clay Cyrus, all Police Officer

Playworld Midstates, establishing price contracts for Outdoor Playground Equipment, for the Div. of Parks and Recreation.

A Resolution accepting the bid of Pace Contracting, LLC, in the amount of \$3,900,727, for The Fourth Street Corridor Enhancements and Legacy Trail Phase 3, for the Div. of Engineering, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Pace Contracting, LLC, related to the bid.

A Resolution accepting the bid of Drellishak & Drellishak d/b/a Pro Tech Security Sales, establishing a price contract for Respiratory Protection System, for the Div. of Police.

A Resolution accepting the bids of Adcolor, Inc., and L & W Emergency Services Equipment, Inc., establishing a price contract for Reflective Vehicle Decals, for the Div. of Police.

A Resolution ratifying the Probationary Classified Civil Service Appointments of: Janelle Francis, Administrative Specialist Sr., Grade 516N, \$20.689 hourly in the Dept. of Law, effective December 9, 2019, Daniel Layne, Assistant Records Custodian, Grade 510N, \$14.851 hourly in the Div. of Police, effective December 9, 2019 and Amanda Richeal, Staff Assistant Sr., Grade 510N, \$16.410 hourly in the Div. of Building Inspection, effective December 9, 2019; ratifying the Permanent Civil Service Appointment of: Renu Agarwal, Payroll Analyst, Grade 520N, \$26.023 hourly in the Div. of Accounting, effective November 20, 2019; ratifying the Permanent Sworn Appointments of: Matthew Barrett, Zachary Biegel, Leon Buchanan, Katherine Chapman, James Chism, Cody Ellis, Franklin Epley, Cory Harper, Robert Jackson, Slade Klinksiek, Tiason Lockridge, Brandon Means, David Orear, Branden Purnell, Richard Schubert, Ethan Southard and Stephen Wilson, all Police Officers, Grade 311N, \$20.765 hourly in the Div. of Police, effective November 14, 2019; ratifying the Unclassified Civil Service appointment of: Brandon Compton, Treatment Plant Operator Apprentice II, Grade 512N, \$17.610 hourly in the Div. of Water Quality, effective November 11, 2019; ratifying the Unclassified Civil Service appointment to the Office of the Urban County Council of: Eve Wallingford, Aide to Council, Grade 518E, \$2,288.46 biweekly in the Office of the Urban County Council, effective November 11, 2019.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Amendment No. 1 to Work Order No. 8 under the Riskmaster Accelerator AWS SaaS Access Agreement with Computer Sciences Corporation for Riskmaster upgrade, to amend terminology and change the start date for hosting services, at no additional cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Lexington Fayette Urban County Government, to execute the First Amendment to the Software as a Service (SaaS) Services Agreement with Benevate, Inc. to allow for two additional users of the neighborly software program for the Office of the Chief Development Officer, at an additional cost not to exceed \$5,700.

A Resolution authorizing and directing the Mayor to execute a Memorandum of Understanding with Lexington Fayette Urban County Housing Authority, to provide assistance with the Lexington Housing Authority's Family Unification Program.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Ky. Humanities Council, Inc., (\$200) for the Office of the Urban County Council at a cost not to exceed the sum stated.

A Resolution authorizing and directing the Mayor, on behalf of the Lexington Fayette Urban County Government, to execute the First Amendment to the Purchase of Services Agreement with the Lexington Children's Museum, Inc., d/b/a Explorium of Lexington, to increase the Government's FY 2020 funding by \$41,500 in consideration for the services provided under the Agreement, at a cost not to exceed the sum stated.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Consultant Services Agreement with EOP Architects for the Design Services of the Government Center Building Elevator Evaluation increasing the amount by the sum of \$14,452.28 from \$22,500.00 to \$36,952.28.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 2 to the Agreement with Smith Management Group, Inc., for the Audit of the Waste Water Treatment Plant Safety Program and Post Audit Implementation Services Project, increasing the Contract price by the sum of \$230,000.00, from \$532,311.25 to \$762,311.25.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a second Amendment to the Agreement with Bluegrass Care Navigators, providing for an additional \$11,000 to expand the Medical Respite Care Program.

A Resolution authorizing and directing the Mayor to execute a Memorandum of Understanding with Lexington Fayette Urban County Housing Authority, to provide assistance with the Lexington Housing Authority's Foster Youth Independence Initiative.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Supplemental Agreement No. 3 with the Ky. Transportation Cabinet, for the acceptance of additional Federal funds in the amount of \$212,000 for the Construction Phase of the Fourth Street Corridor Enhancement Project, the acceptance of which does not obligate the Urban County Government for the expenditure of funds.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a proposal from Bell Engineering to provide engineering design work to widen the road over the causeway at Jacobson Park, in response to RFP No. 42-2019, at a cost not to exceed \$44,150.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Supplemental Agreement No. 3 with the Ky. Transportation Cabinet, for the acceptance of additional Federal funds in the amount of \$11,200 for the Armstrong Mill Rd. Sidewalks Project Right Of Way Phase, the acceptance of which obligates the Urban County Government for the expenditure of \$2,800 as a local match.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Five Year Lease Agreement with VertiQ Software, LLC, for software for the Coroner's Data Management System, at a cost not to exceed the sum of \$18,900 annually.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Board of Emergency Medical Services, 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 \$10,000 Commonwealth of Ky. funds, and are for the purchase of EMS training equipment and training for EMT and paramedic personnel for the Div. of

Fire and Emergency Services, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Supplemental Agreement No. 2 with the Ky. Transportation Cabinet, for the acceptance of additional Federal funds in the amount of \$8,000 for the Right of Way Phase of the Wilson Downing Sidewalk Project, the acceptance of which obligates the Urban County Government for the expenditure of \$2,000 as a local match.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with the Federal Bureau of Investigation, Dept. of Veterans Affairs, for response to emergency tactical situations on federal property.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Addendum to the Agreement (awarded pursuant to RFP No. 29-2019) with Wiser Strategies, for media planning and placement services, expanding the scope of the Agreement to provide for additional services for public outreach related to the UK Trunk C, D, and E Sewer Project, a Remedial Measures Project required by the Consent Decree, increasing the Contract price by the sum of \$119,200, from \$225,000 to \$344,200.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 2 to the Agreement with L-M Asphalt Partners Ltd. d/b/a ATS Construction, for the Expansion Area 3 Trunk Sewer Project, increasing the Contract price by the sum of \$543,063.16, from \$3,933,807.49 to \$4,476,870.65.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Master Equipment and Products Agreement with Siemens Healthcare Diagnostics, Inc. for the provision of drug testing equipment and reagents for the Div. of Community Corrections, at a total cost not to exceed \$149,127 for fiscal year 2020.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept deeds of easement and to execute any documents necessary for

the acquisition of right of way, to facilitate construction of the Mercer Rd. Improvements at Greendale Project, at a cost not to exceed \$258,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Subordination Agreement for the property located at 169 Deweese Street (St. James Place), subordinating the LFUCG Federal HOME Loan as a Second Mortgage to the refinanced Primary Mortgage with Traditional Bank.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Five Year Lease Agreement with Dell Financial Services for consolidation and modernization of the data center, at a cost not to exceed the sum of \$215,897.68 annually.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute the 2020 General Term Orders for the Fayette County Clerk and the Fayette County Sheriff, establishing the number of deputies and assistants allowed to each and their respective compensation, subject to the limits for each category as specified in the General Term Orders and the requirements established by law.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Engineering Services Agreement (awarded pursuant to RFQ No. 38-2019), with Integrated Engineering, Inc., to provide services for the Div. of Water Quality under the Indefinite Services Contract for Engineering Services for Watershed Design West Hickman, with future work awarded and funds budgeted on a project basis.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Engineering Services Agreement (awarded pursuant to RFQ No. 38-2019), with GRW Engineers, Inc., to provide services for the Div. of Water Quality under the Indefinite Services Contract for Engineering Services for Watershed Design East Hickman, with future work awarded and funds budgeted on a project basis.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Engineering Services Agreement (awarded pursuant to RFQ No. 38-2019), with Strand Associates, Inc., to provide services for the Div. of Water Quality under the Indefinite Services Contract for Engineering Services for Watershed Design Town Branch and Wolf Run, with future work awarded and funds Budgeted on a project basis.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Engineering Services Agreement (awarded pursuant to RFQ No. 38-2019), with Stantec Consulting Services, Inc., to provide services for the Div. of Water Quality under the Indefinite Services Contract for Engineering Services for Watershed Design Cane Run, North Elkhorn, and South Elkhorn, with future work awarded and funds budgeted on a project basis.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a donation from Rood & Riddle of One Thousand Dollars (\$1,000), for use at the Div. of Fire and Emergency Services.

A Resolution authorizing payment in the amount of \$29,500 to the Commonwealth of Ky., Ky. State Treasurer, and \$29,500 to the United States Dept. of Justice, as stipulated penalties under the Consent Decree, and authorizing the Mayor, on behalf of the Lexington Fayette Urban County Government, to execute any necessary documents related to the payment.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Lease Agreement with Progress Lex Inc., d/b/a Civiclex for approximately 294 total gross square feet of space on the fourth floor of the Pam Miller Downtown Arts Center.

A Resolution authorizing the Div. of Human Resources to make a conditional offer to the successful candidates for the following Classified Civil Service Positions: Staff Assistant Senior, in the Div. of Building Inspection; Code Enforcement Officer, in the Div. of Code Enforcement; Life Skills Program Specialist, in the Div. of Community Corrections; Telecommunicator and Telecommunicator Senior, in the Div. of E911; Administrative Officer, in the Dept. of Environmental Quality and Public Works; Skilled Trades Worker Senior, in the Div. of Facilities and Fleet Management; Software Developer Senior, in the Div. of Computer Services; Early Child Care Program Aide, in the Div. of Family Services; Heavy Equipment Technician, in the Div. of Fire and Emergency Services; Fleet Operations Manager, Heavy Equipment Technician and Vehicle and Equipment Technician, in the Div. of Facilities and Fleet Management; Grants Administrative Aide, in the Div. of Grants and Special Programs; Internal Auditor, in the Div. of Internal Audit; Paralegal, in the Dept. of Law; Equipment Operator and Public

Service Worker Senior, in the Div. of Parks and Recreation; Staff Assistant Senior, in the Div. of Planning; Assistant Records Custodian, Electronic Technician, Information Systems Specialist Senior, in the Div. of Police; Administrative Specialist and Administrative Specialist Senior, in the Div. of Revenue; Security Officer, in the Dept. of Public Safety; Equipment Operator Senior, Public Service Supervisor, Trades Worker Senior, in the Div. of Streets and Roads; Traffic Signal Technician Senior, in the Div. of Traffic Engineering; Enforcement Officer, Public Service Worker, Resource Recovery Operator, and Safety Specialist, in the Div. of Waste Management; Capacity Management Operations and Maintenance (CMOM) Program Manager, Compliance and Monitoring Manager, Municipal Engineer Senior, Public Service Supervisor, Public Service Worker Senior, Pump Station Program Manager and Skilled Trades Worker Senior, in the Div. of Water Quality; authorizing the Div. of Human Resources to make a conditional offer to the successful candidates for the following Unclassified Civil Service Positions: Early Child Care Program Aide in the Div. of Family Services; Public Service Worker, in the Div. of Waste Management; Juvenile Probation Officer, in the Div. of Youth Services; and Project Engineering Coordinator, in the Div. of Water Quality; authorizing the Div. of Human Resources to make conditional offers to successful candidates for Community Corrections Officer position; directing the Mayor to provide a list of the names of the successful candidates, pay grades and salaries no later than January 16, 2020; and providing that this authorization shall expire on January 10, 2020.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Sisters Road to Freedom (\$1,025) and Breaking the Bronze Ceiling c/o Bluegrass Community Foundation (\$2,800), for the Office of the Urban County Council, at a cost not to exceed the sums stated.

* * *

Upon motion by Vice Mayor Kay, and seconded by Ms. Mossotti, the Communications from the Mayor were approved by majority vote (Mr. Ellinger and Mr. Farmer recused) and were as follows: (1) Recommending the reappointment of Ms. Christine Parsons, and the appointment of Mr. Patrick Robinson to the Agricultural Extension District Board, both with terms expiring January 1, 2023; (2) Recommending the appointment of Ms. Anita Franklin, Area Resident, to the Charles Young Center

Advisory Board, with term expiring November 19, 2023; (3) Recommending the appointment of Councilmember Chuck Ellinger to the Corridors Commission, with term expiring August 1, 2023; (4) Recommending the appointment of Ms. Amy Sohner, Ex officio Executive Director of Bluegrass Pride, to the Keep Lexington Beautiful Commission, with term expiring February 4, 2024; (5) Recommending the appointment of Mr. Beau Neal, Ex officio Fayette County Extension Agricultural Agent, to the Rural Land Management Board, with term expiring December 31, 2022; (6) Recommending the appointment of Councilmember Bill Farmer, to the Sister Cities Program Commission, with term expiring January 14, 2024; (7) Recommending the appointment of Ms. Sonja Brooks, Art History Representative, to the Urban County Arts Review Board, with term expiring August 13, 2023; and, (8) Recommending the appointment of Mr. Harry Clarke, to the Water Quality Fees Board, with term expiring February 24, 2024.

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The following Communications from the Mayor were received for information only: (1) Classified Civil Service Acting Appointment of Lisa McFadden, Deputy Director of Administrative Services, Grade 527E, \$2,995.36 biweekly in the Div. of Water Quality, effective December 2, 2019; (2) Resignation of Jeffrey Allen, Traffic Signal Technician Sr., Grade 515N in the Div. of Traffic Engineering, effective November 6, 2019; (3) Resignation of Shyla Bourne, Administrative Specialist Sr., Grade 516N, in the Dept. of Law, effective November 1, 2019; (4) Resignation of Tiffiany Andrews, Corrections Recruit, Grade 109N, in the Div. of Community Corrections, effective November 1, 2019; (5) Resignation of Zachary W. Caldwell, Fire Recruit, Grade 310N, in the Div. of Fire and Emergency Services, effective October 31, 2019; (6) Resignation of Joshua R. Warinner, Corrections Recruit, Grade 109N, in the Div. of Community Corrections, effective November 7, 2019; and, (7) Termination of Jennifer Duff, Telecommunicator, Grade 514N, in the Div. of Enhanced 911, effective November 19, 2019.

* * *

Mr. J. Brown requested Human Resources return to the December 5, 2019 Council Meeting with an explanation on which employees have a Commercial Driver's License (CDL) required per their job description and why those employees may not be eligible for the pay increase currently being considered by the Council.

* * *

At 6:31 p.m., Ms. Mossotti departed the meeting.

* * *

Ms. Bledsoe announced several upcoming events in her district: the Christmas Light Show at Fire Station #20 on Harrodsburg Rd. on December 4 from 6:00 p.m. – 8:00 p.m., Coffee with Your Councilmember at McLeod’s Coffee on Southland Dr. on December 5 from 9:00 a.m. – 11:00 a.m., and the Southland Tree Lighting Ceremony at Fire Station #12 on Southland Dr. on December 6, starting at 5:30 p.m. She commended the Downtown Lexington Partnership for moving the Christmas Parade to Saturday, December 7 at 11:00 a.m. instead of holding it on a weeknight as done in previous years.

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Mr. Moloney wished everyone a Happy Holiday and Happy New Year and thanked city employees for their hard work this past year.

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Ms. Reynolds inquired about funding for the CDL increase. Melissa Lueker, Dir. of Budgeting, responded.

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Vice Mayor Kay addressed the funding question in regards to funds being pulled from his Capital Project Fund. Ms. Lueker responded. William O’Mara, Comm. of Finance, responded.

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Mayor Gorton thanked the Council for their efforts in the multiple meetings held earlier in the day.

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Ms. Evans requested clarification about funding for the CDL increase. Mr. O’Mara responded. Stacey Maynard, Council Administrator, responded.

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Upon motion by Ms. Lamb, seconded by Mr. Ellinger, and approved by majority vote (Ms. Mossotti was absent for the vote), the meeting adjourned at 6:41 p.m.

Deputy Clerk of the Urban County Council