

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky January 23, 2020

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on January 23, 2020 at 6:08 p.m. Present were Mayor Gorton in the chair presiding, and the following members of the council: Mossotti, Plomin, Reynolds, Worley, F. Brown, J. Brown, Ellinger, Evans, Farmer, Gibbs, Kay, Lamb, McCurn, and Moloney. Absent was Council Member Bledsoe.

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

Resolutions No. 1-2020 through 5-2020, inclusive, were reported as having been signed and published and ordered to record.

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The Invocation was given by Pastor Winston Taylor of Capital City Seventh Day Adventist Church.

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At 6:09 p.m., Ms. Bledsoe joined the meeting.

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An Ordinance changing the zone from a Wholesale and Warehouse Business (B-4) zone to a High Rise Apartment (R-5) zone, for 5.6 net (5.951 gross) acres, for property located at 840 Angliana Ave. (F2 Companies; Council District 3) received second reading.

Upon motion by Mr. Ellinger, and seconded by Mr. Farmer, the ordinances were approved by the following vote:

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

Nay: -----0

Recuse: Worley -----1

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

Aye: Mossotti, Plomin, Reynolds, Worley, -----15
Bledsoe, F. Brown, J. Brown, Ellinger,
Evans, Farmer, Gibbs, Kay, Lamb,
McCurn, Moloney

Nay: -----0

An Ordinance amending Articles 1 and 6-8(k) of the Land Subdivision Regulations regarding the definition of a “stub street sign” and the location of and responsibility for such signs.

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 \$40,000 to provide funds for Council Projects in the Div. of Parks and Recreation for Buckhorn Park Development, Phase I and first steps of Phase II 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 \$4,000 to provide funds for Council Projects in the Div. of Parks and Recreation to purchase two picnic tables for Meadowbrook Park 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 \$4,915 to provide funds for Council Projects in the Div. of Parks and Recreation to install siding at Fifth Third Pavilion to help insulate the Farmer’s Market 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 \$7,500 to provide funds for Council Projects in the Div. of Environmental Services to assist in the Dantzler Ct. Neighborhood Greenspace Project and appropriating and re appropriating funds, Schedule No. 26.

An Ordinance amending the authorized strength by abolishing one (1) vacant unclassified position of Affordable Housing Manager P/T, Grade 526N, and creating one (1) unclassified position of Affordable Housing Manager, Grade 526E, in the Div. of Grants and Special Programs, effective upon passage of Council.

An Ordinance amending the authorized strength by abolishing one (1) unclassified position of CSEPP Manager P/T, Grade 520N, and one (1) unclassified position of Administrative Specialist P/T, Grade 513N and creating one (1) unclassified position of CSEPP Manager, Grade 520N, in the Div. of Emergency Management, effective February 3, 2020.

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The following ordinances received first reading and were ordered to be placed on file for public inspection until February 6, 2020:

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. 22.

An Ordinance amending certain of the Budgets of the Lexington Fayette Urban County Government to reflect current requirements for funds in the amount of \$10,000 to provide funds for Council Projects in the Div. of Code Enforcement for the Sidewalk Replacement Grant Program and appropriating and re appropriating funds, Schedule No. 27.

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

Aye: Mossotti, Plomin, Reynolds, Worley, -----15
Bledsoe, F. Brown, J. Brown, Ellinger,
Evans, Farmer, Gibbs, Kay, Lamb,
McCurn, Moloney

Nay: -----0

A Resolution accepting the bids of Telrepc, Inc., and L&W Emergency Equipment, establishing Price Contracts for Refurbished Mobile Data Computers, for the Div. of Police.

A Resolution accepting the bid of AB Quality Products d/b/a Reconik, establishing a Price Contract for Portable Radio Earpieces, for the Div. of Police.

A Resolution accepting the bid of Bachman Auto Group in the amount of \$68,945.20, for a Chevrolet Silverado 2500 HD, for the Div. of Fire and Emergency Services.

A Resolution accepting the bid of L&W Emergency Equipment, establishing a Price Contract for Vehicle Equipment Installation, for the Div. of Police.

A Resolution accepting the bids of L&W Emergency Equipment, Inc., and Radio Communications Systems, Inc., establishing Price Contracts for Emergency Lighting and Equipment, for the Div. of Police.

A Resolution accepting the bid of C3 Mechanical, LLC, in the amount of \$221,000, for Boiler Replacement Project, for the Dept. of General Services, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with C3 Mechanical, LLC, related to the bid.

A Resolution accepting the bid of Herrick Co., Inc., in the amount of \$458,500, for the Town Branch Waste Water Treatment Plant and West Hickman Waste Water Treatment Plant Safety Showers and Eye Wash Replacement, 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 accepting the bid of Myers Fence, Inc., in the amount of \$149,075, for Shillito Dugout Replacement, for the Div. of Parks and Recreation, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Myers Fence, Inc., related to the bid.

A Resolution accepting the bid of Wildcat Window Tinting, LLC, establishing a Price Contract for Auto and Light Duty Truck Accessories, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of Hydromax USA, LLC, in the amount of \$164,470, for 2020 Capacity Assurance Program Flow Monitoring, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Hydromax USA, related to the bid.

A Resolution accepting the bid of Lagco, Inc., in the amount of \$4,077,162, for the Cane Run and Lexmark Trunk A and Trunk B Sewer Improvements, for the Div. of Water

Quality, 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 Bachman Auto Group, Inc., establishing a Price Contract for Chevrolet Parts, for the Div. of Facilities and Fleet Management.

A Resolution ratifying the Probationary Classified Civil Service Appointments of: Katherine Osborne, Administrative Specialist, Grade 513N, \$18.185 hourly in the Div. of Purchasing, effective January 20, 2020, William Caudell, Public Service Supervisor, Grade 514N, \$17.902 hourly in the Div. of Streets and Roads, effective December 23, 2019, Tamara Hernandez Serrano, Public Service Worker Sr., Grade 509N, \$15.286 hourly in the Div. of Water Quality, effective January 6, 2020, Dallas Taylor, Pump Station Program Manager, Grade 523E, \$2,980.48 biweekly in the Div. of Water Quality, effective January 20, 2020, Jennifer Carey, Municipal Engineer Sr., Grade 525E, \$3,674.32 biweekly in the Div. of Water Quality, effective December 9, 2019, John Williams, Resource Recovery Operator, Grade 513N, \$17.049 hourly in the Div. of Waste Management, effective January 6, 2020, Larry Grubbs, Resource Recovery Operator, Grade 513N, \$18.604 hourly in the Div. of Waste Management, effective January 6, 2020, Dereke Soaper, Resource Recovery Operator, Grade 513N, \$17.049 hourly in the Div. of Waste Management, effective January 6, 2020, Terrance Jackson, Resource Recovery Operator, Grade 513N, \$17.049 hourly in the Div. of Waste Management, effective January 6, 2020, Nathan Dickerson, Administrative Officer, Grade 523E, \$3,196.48 biweekly in the Dept. of Environmental Quality & Public Works, effective January 20, 2020 and Chy'anne Krugler, Telecommunicator Sr., Grade 517N, \$22.170 hourly in the Div. of Enhanced 911, effective February 3, 2020; ratifying the Permanent Classified Civil Service Appointments of: Chundra Lott, Accountant Sr., Grade 520E, \$2,121.20 biweekly in the Div. of Accounting, effective January 8, 2020, James Confides, Engineering Technician, Grade 514N, \$19.752 hourly in the Div. of Engineering, effective December 10, 2019, Mark Sanders, Municipal Engineer Sr., Grade 525E, \$3,057.70 biweekly in the Div. of Water Quality, effective November 13, 2019, Jason Allinder, Traffic Signal Systems Manager, Grade 527E, \$3,307.69 biweekly in the Div. of Traffic Engineering, effective January 1, 2020, Madelyn Madden, Child Care Program Aide, Grade 508N, \$13.470 hourly in the Div. of Family Services, effective January 8, 2020, Alexandria Neal,

Child Care Program Aide, Grade 508N, \$13.559 hourly in the Div. of Family Services, effective January 8, 2020, Heidi Lawson, Public Service Worker Sr., Grade 509N, \$16.838 hourly in the Div. of Parks and Recreation, effective November 20, 2019, Samantha Castro, Planner Sr., Grade 521N, \$29.808 hourly in the Div. of Planning, effective December 17, 2019; ratifying the Permanent Sworn Appointments of: Meredith Taylor, Police Sergeant, Grade 315N, \$32.408 hourly in the Div. of Police, effective December 10, 2019, Greg Wims, Police Sergeant, Grade 315N, \$32.408 hourly in the Div. of Police, effective December 10, 2019 and Marcus Sell, Police Lieutenant, Grade 317E, \$3,346.88 biweekly in the Div. of Police, effective December 10, 2019; ratifying the Unclassified Civil Service appointment to the Office of the Urban County Council: Kelley Farley, Aide to Council, Grade 518E, \$2,115.39 biweekly in the Office of the Urban County Council, effective February 3, 2020; ratifying the Classified Civil Service Council leaves of: Sarah Adams, Custodial Worker, Grade 505N, \$12.165 hourly in the Div. of Facilities and Fleet Management, effective from December 16, 2019 through January 7, 2020 and Donald Bailey, Equipment Operator Sr., Grade 512N, \$22.403 hourly in the Div. of Streets and Roads, effective December 11, 2019 through December 31, 2019; ratifying the Classified Civil Service Demotions of: Cody Skimmerhorn, Public Works Apprentice, Grade 504N, \$13.090 hourly in the Div. of Water Quality, effective January 13, 2020 and Andre Ingram, Public Service Worker, Grade 507N, \$13.750 hourly in the Div. of Water Quality, effective January 13, 2020.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement with the Lexington Rescue Mission, Inc., for the provision of a Street Outreach Worker for individuals and families impacted by violence, at a cost not to exceed \$10,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with the Lexington History Museum, Inc. (\$1,000) and the Academy for Leadership at Millcreek Elementary c/o 16th District PTA, Inc. (\$510), for the Office of the Urban County Council, at a cost not to exceed the sums stated.

A Resolution authorizing the Div. of Police, on behalf of the Urban County Government, to purchase maintenance for the additional body worn cameras that were

purchased from Axon Enterprise, Inc., a sole source vendor, at a cost not to exceed \$54,672.

A Resolution authorizing an amendment to Resolution No. 324-2018 with Communications Venture Corporation (d/b/a INdigital), and to authorize INdigital as a sole source provider of Text-to-911 services for Lexington agencies in its network.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Telcordia Technologies Inc., d/b/a iconectiv, for accuracy of the 911 database, at a cost not to exceed \$6,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Ky. Dept. of Housing, Buildings and Construction for expanded jurisdiction.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Ky. Dept. of Housing, Buildings and Construction, for HVAC permitting and inspection.

A Resolution approving the granting of an inducement to Anixter Inc., or its successor or affiliate, pursuant to the Ky. Business Investment Act (KRS Subchapter 154.32), whereby the Lexington Fayette Urban County Government agrees to rebate annually one percent (1%) of the Company's occupational license fees for a term of no longer than ten (10) years from the activation date, subject to the limitations contained in the Act and any Agreement with the Ky. Economic Development Finance Authority or the Urban County Government related to the project, and taking other related action.

A Resolution approving the granting of an inducement to CLARK Material Handling Co., or its successor or affiliate, pursuant to the Ky. Business Investment Act (KRS Subchapter 154.32), whereby the Lexington Fayette Urban County Government agrees to rebate annually one percent (1%) of the Company's occupational license fees for a term of no longer than ten (10) years from the activation date, subject to the limitations contained in the Act and any Agreement with the Ky. Economic Development Finance Authority or the Urban County Government related to the project, and taking other related action.

A Resolution approving the granting of an inducement to Faneuil, Inc., or its successor or affiliate, pursuant to the Ky. Business Investment Act (KRS Subchapter

154.32), whereby the Lexington Fayette Urban County Government agrees to rebate annually one half of one percent (.5%) of the Company's occupational license fees for a term of no longer than ten (10) years from the activation date, subject to the limitations contained in the Act and any Agreement with the Ky. Economic Development Finance Authority or the Urban County Government related to the project, and taking other related action.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Transportation Cabinet, which Grant funds are in the amount of \$275,000 Federal funds, for the implementation of the School Zone Enhancements Project, the acceptance of which obligates the Urban County Government for the expenditure of \$68,000 as a local match, 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 an Agreement awarding a Class B (Education) Incentive Grant to the University of Ky. Research Foundation, for Stormwater Quality Projects, at a cost not to exceed \$21,646.16.

A Resolution authorizing the Div. of Water Quality, on behalf of the Urban County Government, to purchase a Flygt Products replacement pump for the Lower Cane Run Pump Station, from Xylem Water Solutions USA, Inc., a sole source provider, at a cost not to exceed \$173,553.10.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a one year extension to the Contract with Meridian Management Corporation for facility management services for the Fayette County Courthouses, at a cost not to exceed \$956,880.48.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Mid Term Conversion Letter with Oracle America, Inc., and Mythics, Inc., to allow the Urban County Government's data to be migrated to a new cloud hosting environment, and to further execute Managed Services Agreement Amendment 001/2019 with Metaformers, Inc., to increase the amount of managed services support provided by Metaformers each month and to increase the annual price of the Contract with Metaformers by \$40,131 from \$160,524 to \$200,655.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Partial Release of Easements, releasing portions of access and utility easements on the property located at 1171 Providence Place Pkwy.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with UK Opera Theatre, for the performance of The Billy Goats Gruff at the Family Care Center, at a cost not to exceed \$600.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Master License and Services Renewal Agreement with WellSky Corporation, for the Case Management Information System, for the Dept. of Social Services, at a cost not to exceed \$30,560.

A Resolution authorizing and directing the Div. of Traffic Engineering, pursuant to Section 18 46 of the Code of Ordinances, to designate Walnut Hill Rd. (from Old Richmond Rd. to Delong Rd.); Shelby Ln. (from Walnut Hill Rd. to Jacks Creek Pike); and Crawley Ln. (from Tates Creek Rd. to Jacks Creek Pike) as being prohibited to through trucks, and authorizing and directing the Div. of Traffic Engineering to install proper and appropriate signs in accordance with the designation.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Rental Agreement with the Fayette County Board of Education, for a testing site to be used to conduct initial fire testing for potential Fire Recruits, for the Div. of Fire and Emergency Services, at a cost not to exceed \$200.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept additional Commonwealth of Ky. funds in the amount of \$3,100.30, from the Ky. Energy and Environment Cabinet, for the continuation of the Litter Abatement Grant funding program for FY 2020, the acceptance of which does not obligate the Urban County Government for the expenditure of funds.

A Resolution amending Resolution No. 656-2019, pertaining to the execution of the Consultant Services Agreement with WSP USA, Inc., for the completion of the U.S. 27/Nicholasville Rd. Coordinated Land Use Plane and Transportation Study, increasing the not to exceed amount by \$2,000 for a new total agreement amount of \$222,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with RED7E, for year two (2) of the

implementation of an overdose prevention awareness campaign, for the First Responders and Community Partners Overdose Prevention Program, at a cost not to exceed \$57,248.

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Upon motion by Ms. Bledsoe, seconded by Mr. J. Brown, and approved by unanimous vote, a Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase Agreement with Global Software, LLC d/b/a insightsoftware, for CAFR production software, for the Div. of Accounting, at a cost not to exceed \$22,487 in FY 2020, with future fiscal years contingent upon the appropriation of sufficient funds was added to the docket and received first reading.

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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: Kelsey Parry, Public Service Worker Sr., Grade 509N, \$14.775 hourly in the Div. of Streets and Roads, effective February 10, 2020, Emily Epperson, Municipal Engineer Sr., Grade 525E, \$2,769.24 biweekly in the Div. of Water Quality, effective March 16, 2020, Pamela Wade, Assistant Records Custodian, Grade 510N, \$16.447 hourly in the Div. of Police, effective February 17, 2020, Bobby Purchase, Vehicle & Equipment Technician, Grade 514N, \$19.991 hourly in the Div. of Facilities and Fleet Management, effective upon passage of Council, Johnny Davis, Heavy Equipment Technician, Grade 518N, \$22.558 hourly in the Div. of Facilities and Fleet Management, effective upon passage of Council and Quinn Riley, Public Service Worker Sr., Grade 509N, \$14.261 hourly in the Div. of Parks and Recreation, effective upon passage of Council; and authorizing the Div. of Human Resources to make a conditional offer to the following Unclassified Civil Service appointment: Fletcher Gabbard, Construction Supervisor, Grade 524E, \$2,601.20 biweekly in the Div. of Water Quality, effective February 3, 2020 received first reading.

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

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

Aye: Mossotti, Plomin, Reynolds, Worley, -----15
Bledsoe, F. Brown, J. Brown, Ellinger,
Evans, Farmer, Gibbs, Kay, Lamb,
McCurn, Moloney

Nay: -----0

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A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Jubilee Jobs of Lexington, Inc. (\$1,225), Lafayette High School Track & Field Booster Club, Inc. (\$800), Historic Woodward Heights Neighborhood Association (\$800), Pearls of Service Foundation, Inc. (\$750), Julius Marks PTA, Inc. (\$900), Girls on the Run (\$1,125), Friends for Skateparks (\$650), Ky. Chinese American Association, Inc. (\$800), Lexington Rescue Mission (\$975), Bluegrass Community Foundation (\$1,375), Lexington Fashion Collaborative, Inc. (\$1,000) and Community Action Council c/o Senior Corp. (\$100), for the Office of the Urban County Council, at a cost not to exceed the sums stated received first reading.

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

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

Aye: Mossotti, Plomin, Reynolds, Worley, -----15
Bledsoe, F. Brown, J. Brown, Ellinger,
Evans, Farmer, Gibbs, Kay, Lamb,
McCurn, Moloney

Nay: -----0

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A Resolution accepting the bid of Pace Contracting, LLC, in the amount of \$20,193,934.98, for the Town Branch Commons Project Construction, for the Office of the Mayor, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Pace Contracting, LLC, related to the bid received first reading and was ordered to be placed on file for public inspection until February 6, 2020.

Mr. Moloney spoke in opposition to the resolution. He commented on the changes made to the application of the TIGER Grants funds, removal of water features previously

included in the project as well as the sidewalks affected by the project change. He also spoke of the city's budget cuts. Brandi Peacher, Dir. of Project Management in the Office of the Mayor, responded.

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The following resolutions received first reading and were ordered to be placed on file for public inspection until February 6, 2020:

A Resolution accepting the bid of L M Asphalt Partners Ltd. d/b/a ATS Construction, in the amount of \$3,854,486.96, for the Town Branch Trail Phase 6 and Turn Lane at Manchester and Forbes, for the Div. of Engineering, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with ATS Construction, related to the bid.

A Resolution accepting the bid of Bachman Auto Group, Inc., establishing a Price Contract for Chevrolet Vehicles, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of C & R Asphalt, LLC, establishing a Price Contract for Crack Sealing, for the Dept. of Environmental Quality and Public Works.

A Resolution ratifying the Probationary Classified Civil Service Appointments of: David Dawkins, Information Systems Specialist Sr., Grade 517N, \$24.465 hourly in the Div. of Police, effective February 3, 2020 and Matthew Woodson, Fleet Operations Supervisor, Grade 519N, \$26.000 hourly in the Div. of Facilities and Fleet Management, effective February 3, 2020; ratifying the Permanent Classified Civil Service Appointments of: Rebekah Lamey, Customer Service Specialist, Grade 510N, \$15.858 hourly in the Div. of Lexcall, effective January 1, 2020, Delana Williams, Customer Service Specialist, Grade 510N, \$15.281 hourly in the Div. of LexCall, effective January 1, 2020 and Kenneth Hacker, Skilled Trades Worker, Grade 515N, \$20.472 hourly in the Div. of Parks and Recreation, effective December 24, 2019; ratifying the Sworn Probationary Demotion of: Steven Parker, Community Corrections Officer, Grade 110N, \$19.747 hourly in the Div. of Community Corrections, effective December 30, 2019 and ratifying the Permanent Sworn Appointment of: Patrick Burus, Community Corrections Sergeant, Grade 112N, \$23.937 hourly in the Div. of Community Corrections, effective January 20, 2020.

A Resolution approving and directing the permanent barricading of Ivy Bridge Dr. at its southern terminus and waiving the procedures set forth in Resolution 339 81.

A Resolution establishing Kraus Associates, Inc. d/b/a AK Associates, as a sole source provider of telephone technology and equipment manufactured by Solacom Technologies Inc. and Execom logging recorders, for the Div. of Enhanced 911 and authorizing the Mayor or her designee, on behalf of the Urban County Government, to execute any necessary Agreements with Kraus Associates, Inc. d/b/a AK Associates, related to the procurement of these goods and services

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the U.S. Dept. of Justice, which Grant funds are in the amount of \$35,916 Federal funds under the 2019 State Criminal Alien Assistance Program (SCAAP), are for reimbursement of costs related to the incarceration of undocumented criminal aliens, 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 an Agreement awarding a Class B (Education) Incentive Grant to Bluegrass Greensource, Inc., for stormwater quality projects, at a cost not to exceed \$34,500.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Agreement with Judy Construction Co., for the West Hickman Waste Water Treatment Plant Final Clarifiers No. 7 and No. 8 Improvements Project, increasing the Contract price by the sum of \$83,735.75, from \$1,615,000.00 to \$1,698,735.75.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to accept deeds and to execute any documents necessary for the acquisition of property interests to facilitate construction of the Wilson Downing Sidewalk Project 676, at a cost not to exceed \$10,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Federal Emergency Management Agency (FEMA) and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$88,500 Federal funds and \$14,160 Commonwealth of Ky. funds, under the Hazard Mitigation

Grant Program, and are for the procurement and installation of a redundant emergency power system at the Lexington Fayette Animal Care and Control (LFACC) Facility.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to accept deeds and to execute any documents necessary for the acquisition of property interests to facilitate construction of the Armstrong Mill Rd. Sidewalk Project 151, at a cost not to exceed \$14,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Release of Claims Agreements with Officer Henry C. Hicks, for care of retired canine Brixi, and with Officer Steven Newton, for care of retired canine Max.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Federal Emergency Management Agency (FEMA) and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$16,500 Federal funds and \$2,640 Commonwealth of Ky. funds, under the Hazard Mitigation Grant Program, and are for the procurement and installation of twelve (12) flood warning markers and signs in Fayette County.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Supplemental Agreement No. 1 with the Ky. Transportation Cabinet, for the acceptance of Federal funds in the amount of \$292,000 for the Construction Phase of the Citation Trail Project, the acceptance of which obligates the Urban County Government for the expenditure of \$73,000 as a local match.

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Upon motion by Ms. Mossotti, and seconded by Vice Mayor Kay, the Communications from the Mayor were approved by unanimous vote and were as follows: (1) Recommending the appointment of Ms. Mary McCormac, to the Arboretum Advisory Board, with term expiring December 31, 2023; (2) Recommending the reappointment of Ms. Christina Espinosa Bard, At large, and Mr. Ryan Guyder, Employment/Education Advocate Representative, to the Commission for People with Disabilities, both with terms expiring April 7, 2024; (3) Recommending the appointment of Ms. Nicole Jenkins, to the Explorium Board of Directors, fulfilling an unexpired term, with term expiring January 23,

2024; (4) Recommending the appointment of Mr. Joshua Mers, to the Human Rights Commission, with term expiring February 4, 2024; (5) Recommending the appointment of Mr. Joseph Coleman, Alternate, Mr. Mike Mayer, Engineer, and Mr. Mark Polston, At large, and the reappointment of Mr. Steve Stadler, Alternate, to the Infrastructure Hearing Board, all with terms expiring February 1, 2023; and, (6) Recommending the reappointment of Lt. Mark Brand, Police Representative, to the Keep Lexington Beautiful Commission, with term expiring February 1, 2024.

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Commander Jesse Harris, Div. of Police, presented a disciplinary matter regarding Officer Matthew DeMent. It is alleged that Officer DeMent has committed the offense of Operation of Vehicles in violation of KRS 95.450 and General Order 1973-02J, Disciplinary Procedures, Appendix B, Operational Rule 1.13 – Operation of Vehicles in that on the 17th day of November 2019, he allegedly:

(1) At approximately 0215hrs on November 17th, 2019, Officer DeMent drove his department issued police cruiser after having consumed alcoholic beverages while off duty.

The appropriate punishment for this conduct is Forty (40) hours Suspension Without Pay and Sixty (60) days Suspension of Home Fleet after returning to duty.

Upon motion by Ms. Plomin, seconded by Ms. Reynolds and approved by unanimous vote, the disciplinary recommendation was approved.

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Commander Jesse Harris, Div. of Police, presented a disciplinary matter regarding Officer Roberto Reyes. It is alleged that Officer Reyes has committed the offense of Unsatisfactory Performance and Audio and Video Recordings in violation of KRS 95.450 and General Order 1973-02J, Disciplinary Procedure, Appendix B, Operational Rule 1.11 – Unsatisfactory Performance and General Order 1973-02J, Disciplinary Procedures of Sworn Officers, Appendix B, Operation Rule 1.37 – Audio and Video Recordings in that on the various days of August and September 2019, he allegedly:

(1) On August 17th, 2019, at approximately 0107, Officer Reyes made contact with an individual during a call of disorderly individuals at 2490 Nicholasville Road.

During the interaction, Officer Reyes used inappropriate language, including racial slurs, while speaking with the subject. Officer Reyes has previously been counseled regarding his use of inappropriate language.

(2) On August 18th, 2019, at approximately 0147, Officer Ryes was approached by a subject who told Officer Reyes that he had just been assaulted by a suspect. The victim also referenced a possible EPO that the suspect was violating. At the conclusion of the encounter with the victim, Officer Reyes did not complete any reports documenting the allegations of assault or violations of protection orders.

(3) On 8/18/2019, at approximately 2220, shortly after 3rd Shift roll call, Lt. Sell and Sgt. Thurman met with Officer Reyes to discuss performance issues. Those issues were later addressed in formal charges.

(4) On 9/12/2019, Officer Reyes was interviewed pursuant to the formal charges. During the interview, Officer Reyes disclosed that he surreptitiously recording the meeting with Lt. Sell and Sgt. Thurman. Officer Reyes gave the recording that he made with his cellular telephone, to Lts. Boyles and Brotherton. The appropriate punishment for this conduct is Written Reprimand.

Upon motion by Mr. F. Brown, seconded by Vice Mayor Kay and approved by unanimous vote, the disciplinary recommendation was approved.

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Ms. Lamb announced that the Lexington Housing Authority has opened the wait list for one-, two- and three-bedroom apartments at Centre Meadows Apartments located on Centre Parkway, with online applications accepted on www.LexHA.org until Sunday, May 31, 2020, and online applications are also being accepted for one-bedroom apartments at Connie Griffith Apartments for elderly persons 62 years of age or older, located on Tower Plaza downtown.

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At 6:50 p.m., Ms. Bledsoe departed the meeting.

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Vice Mayor Kay commented on Mr. Moloney's earlier remarks regarding the Town Branch Trail funding and sidewalks involved in the associated streetscape projects.

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Mr. Moloney asked Ms. Peacher for clarification on the location of sidewalks that will be affected by the Town Branch Trail streetscape projects.

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Mx. Jamie Baker, Waller Ave, spoke of discrimination experiences they have had and grievances filed with the Salvation Army.

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Upon motion by Mr. Farmer, seconded by Ms. Mossotti, and approved by majority vote (Ms. Bledsoe was absent for the vote), the meeting adjourned at 7:02 p.m.

Deputy Clerk of the Urban County Council