

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky December 5, 2023

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on December 5, 2023 at 5:04 p.m. Present were Mayor Gorton in the chair presiding, and the following members of the Council: Lynch, Monarrez, Plomin, Reynolds, Sevigny, Sheehan, Worley, F. Brown, J. Brown, Ellinger, Elliott Baxter, Fogle, Gray, and LeGris. Absent was Vice Mayor Wu.

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

Ordinances No. 131-2023 through 135-2023, inclusive, and Resolutions No. 610-2023 through 627-2023, inclusive, were reported as having been signed and published and ordered to record.

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The Invocation was given by Rev. James Williams, Lead Pastor of Centenary Methodist.

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Upon motion by Mr. Ellinger, seconded by Ms. Sheehan, and approved by unanimous vote, the Minutes of the October 17, 2023 Zone Change Public Hearing and November 16, 2023 Council Meeting were approved.

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An Ordinance amending Section 3-21(a)(1) of the Code of Ordinances related to alcoholic beverages to amend business hours prohibition to between the hours of 2:30 a.m. and 6:00 a.m. on any day from Monday through Sunday; deleting Sections 3-21(a)(2) and (3) of the Code of Ordinances related to alcoholic beverages; amending Section 3-21(b)(1) of the Code of Ordinances related to alcoholic beverages to amend business hours prohibition to between the hours of 2:30 a.m. and 6:00 a.m. on any day from Monday through Sunday; deleting Sections 3-21(b)(2) and (3) of the Code of Ordinances related to alcoholic beverages received second reading.

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

Aye: Lynch, Monarrez, Plomin, Reynolds, -----13
Sevigny, Sheehan, Worley, J. Brown,
Ellinger, Elliott Baxter, Fogle, Gray, LeGris

Nay: F. Brown -----1

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

Aye: Lynch, Monarrez, Plomin, Reynolds, -----14
Sevigny, Sheehan, Worley, F. Brown, J.
Brown, Ellinger, Elliott Baxter, Fogle,
Gray, LeGris

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, FY 2024 Schedule No. 23.

An Ordinance amending certain of the Budgets of the Lexington Fayette Urban County Government for various appropriations as approved during the October 31, 2023 Committee of the Whole fund balance meeting, 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 \$216,164 to provide funds for Council capital projects in the Div. of Traffic Engineering, Streets and Roads, and Parks and Recreation, and appropriating and re-appropriating funds, Schedule No. 26.

An Ordinance creating Subsection 6-53(B)(8) of the Code of Ordinances relating to Pensions - other than Police and Firemen, specifically, pensions on retirement, to provide for an increase of five percent (5%) to each retiree's base annuity or the annuity paid to the retiree's widow or dependent children, effective January 1, 2024.

Ordinance of the Council of the Lexington Fayette Urban County Government authorizing and approving the execution of a Ninth Supplemental Lease Agreement between the Lexington Fayette Urban County Airport Board as the Lessor and the Lexington Fayette Urban County Government as the Lessee in connection with the

issuance of the Lexington Fayette Urban County Airport Board General Airport Revenue Obligation, 2023 Series A (credit note) (Lexington Fayette Urban County Government General Obligation), evidencing a Line of Credit Agreement by and between the Lexington Fayette Urban County Airport Board and Pinnacle Bank in a maximum aggregate principal amount not to exceed \$16,000,000, for the purpose of providing interim financing for certain airport facilities at the Blue Grass Airport in Fayette County, Kentucky.

An Ordinance amending the civil service authorized strength by abolishing two (2) Classified Civil Service Positions of Administrative Specialist, Grade 516N, and creating one (1) Classified Civil Service Position of Administrative Specialist Senior, Grade 518N, and creating one (1) Classified Civil Service Position of Staff Assistant Senior, Grade 511N, all in the Div. of Revenue, effective upon the passage of Council.

An Ordinance amending Section 21-32(d) of the Lexington Fayette Urban County Government Code of Ordinances to reflect new job classifications of Heavy Equipment Technician, Heavy Equipment Technician Senior, Heavy Equipment Technician Principal, Vehicle and Equipment Technician, Vehicle and Equipment Technician Senior, Vehicle and Equipment Technician Principal and Fleet Operations Supervisor in Fleet Services to receive a tool maintenance allowance of six hundred dollars (\$600) at the beginning of each fiscal year.

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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, FY 2024 Schedule No. 27 was on the docket to receive first reading.

Upon motion by Mr. F. Brown, seconded by Ms. Elliott Baxter, and approved by unanimous vote, the Ordinance was amended to replace Journal 144803-04 for \$50,000 with Journal B144803-04 to accept a donation from the Housing Authority to provide funds for the Gainesway Park Playground in the amount of \$30,000.

The ordinance received a new first reading and was ordered to be placed on file for public inspection until December 7, 2023.

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The following ordinances received first reading and were ordered to be placed on file for public inspection until December 7, 2023:

An Ordinance amending the Unclassified Civil Service authorized strength by abolishing two (2) unclassified positions of Administrative Specialist Senior, Grade 518N, and creating two (2) unclassified positions of Police and Fire pension Benefit Specialist, Grade Z75, establishing a salary range for Grade Z75 with a grade minimum of \$27.536 hourly and a grade maximum of \$41.303 hourly and reallocating the incumbents, in the Dept. of Finance, effective October 23, 2023.

An Ordinance amending Ordinance No. 072-2023 to change the designated funding for the Innovative and Sustainable Solutions to Homelessness Fund from an amount of “at least \$750,000” to an amount of “at least .3%” each fiscal year.

An Ordinance amending certain of the Budgets of the Lexington Fayette Urban County Government to reflect current requirements for funds in the amount of \$17,500 to provide funds for Council Capital Projects in the Div. of Streets and Roads, and appropriating and re-appropriating funds, Schedule No. 28.

An Ordinance changing the zone from a Neighborhood Business (B-1) zone to a Planned Neighborhood Residential (R-3) zone, for 0.56 net (0.79 gross) acres, for property located at 220, 224, 226, 228 E. Seventh Street and 628 Maple Street. (Lexington Habitat for Humanity; Council District 1). Approval 10-0 (To Be Heard by January 24, 2024)

An Ordinance amending Articles 1-11, 3-12, 3-13, 8-1(c)(8), 8-2(c)(8), 8-3(c)(8) and 8-5(c)(2) of the Zoning Ordinance to update the definitions and restrictions regarding second kitchens, accessory living quarters and Accessory Dwelling Units. (ADU'S) (Urban County Planning Commission). Approval of the Staff Alternative 7-3

An Ordinance changing the zone from a Wholesale and Warehouse Business (B-4) zone to a Lexington Center Business (B-2b) zone, for 0.1338 net (0.1911 gross) acres, for property located at 416 and 418 W. Maxwell St. (214 Waller Avenue, LLC; Council District 11). Conditional Approval 10-0 (To Be Heard By January 24, 2024)

An Ordinance changing the zone from an Expansion Area Residential 2 (EAR-2) zone to a Community Center (CC) zone, for 5.64 net and gross acres, for property located at 3320 Feliciana Lane (a portion of) and 6810 Man O'War Boulevard (a portion of)

(Meadow Oaks Farm, LLC; Council District 12). Approval 10-0 (To Be Heard by January 24, 2024)

An Ordinance changing the zone from a Single Family Residential (R-1B) zone and Planned Neighborhood Residential (R-3) zone to a Medium Density Residential (R 4) zone, for 7.556 net (8.197 gross) acres, for property located at 2156, 2176 and 2184 Liberty Rd. (Red Draw Development, LLC; Council District 6). Approval 10-0 (To Be Heard by January 24, 2024)

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: Angus Trail; Ash Rapids; Barleys Pass; Bay Shoals Dr.; Butterfield Way; Buttermilk Rd.; Calendula Rd.; Cravat Pass; Dockside Park; Eden Cove; Flying Ebony Dr.; Harrison Trace; Haywood Cove; Hollyhock Dr.; Huntly Place; Meadowlark Rd.; Night Heron Way; Peaks Mill Dr.; Squirrel Nest Lane; Stolen Horse Trace; Twilight Shadow Dr.; Wading Creek Trail; White Oak Trace; Windflower Way; Versailles Rd.; and Wyndham Hills Dr.

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 Liberty Rd.

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: Clemens Dr.; Langhorne Dr.; Neal Dr.; Quebec Way; Retrac Rd.; Sawyer Court; and Shirlee Dr.

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 Capital Projects in the Divs. of Parks and Recreation and Environmental Services, and appropriating and re-appropriating funds, Schedule No. 29.

An Ordinance amending the authorized strength by abolishing seven (7) Classified Civil Service Positions of Heavy Equipment Technician, Grade 519N; abolishing three (3) Classified Civil Service Positions of Vehicle and Equipment Technician, Grade 517N; and

abolishing one (1) Unclassified Civil Service Position of Project Manager, Grade 520N, all in the Div. of Facilities and Fleet Management, effective upon passage of Council.

An Ordinance amending the authorized strength by abolishing two (2) Classified Civil Service Positions of Computer Analyst, Grade 521E; and creating two (2) Classified Civil Service Positions of Systems Analyst, Grade 523E, all in the Div. of Computer Services, effective upon passage of Council.

An Ordinance amending the Unclassified Civil Service authorized strength by extending one (1) unclassified position of Accountant, Grade 518N, from June 30, 2024 to June 30, 2025, in the Div. of Grants and Special Programs, effective upon passage of Council.

An Ordinance amending the authorized strength by abolishing one (1) Unclassified Civil Service Position of Administrative Officer Senior, Grade 526E, and creating one (1) Classified Civil Service Position of Software Developer Senior, Grade 525E, all in the Div. of Computer Services, effective upon the passage of Council.

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

Aye: Lynch, Monarrez, Plomin, Reynolds, -----14
Sevigny, Sheehan, Worley, F. Brown, J.
Brown, Ellinger, Elliott Baxter, Fogle,
Gray, LeGris

Nay: -----0

A Resolution ratifying the Permanent Classified Civil Service Appointments of: Alicia Nichols, Accounts Payable Assistant, Grade 510N, \$17.248 hourly in the Div. of Accounting, effective November 8, 2023, Matthew Henry, Fleet Parts Specialist Sr., Grade 514N, \$20.981 hourly in the Div. of Facilities and Fleet Management, effective November 15, 2023, Jennifer Meunier, Recreation Specialist Sr., Grade 516N, \$26.250 hourly in the Div. of Parks and Recreation, effective November 8, 2023.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute certificates of consideration and other necessary documents, and to accept deeds from owners of record, for property interests needed for the Floyd Dr. Trunk Sewer Project, a Remedial Measures Project required by the Consent Decree, at a cost not to exceed \$51,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a license Agreement with the Cincinnati, New Orleans and Texas Pacific Railway Co. (Norfolk Southern Railway Co.) to allow for the installation of sanitary sewer infrastructure on railroad property, at a cost not to exceed \$23,215.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with University of Ky., College of Social Work, to remain a practicum site for students.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement With You Matter Ky.!, Inc. to maintain and support the Juvenile Treatment Court Program, at a cost not to exceed \$100,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to amend the plan documents with Mission Square Retirement for the administration of a Roth 457 Plan for Lexington Fayette Urban County Government employees, at no cost to the Urban County Government.

A Resolution approving the Granting of an inducement to Vector Corrosion Technologies, 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 execute an Agreement with the Lexington Fayette County Health Dept. for the Expanded First Responders and Community Partners Overdose Prevention Project (EFRCPOPP), funded under the U.S. Dept. of Health and Human Services First Responders - Comprehensive Addiction and Recovery Act Grant (FR-CARA), at a cost not to exceed \$237,500.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Agreement with Lagco, Inc. for construction of the

Meadows/Northland/Arlington Public Improvements Project, Phase 6-C1 A and B, increasing the Contract price by \$1,680,425, raising the total price to \$2,445,237.

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A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement (awarded pursuant to RFP No. 46-2023), with KFI Engineers, for design services associated with the HVAC Replacement at Police Headquarters at 150 East Main Street, at a cost not to exceed \$103,500 received first reading.

Upon motion by Ms. Sheehan, seconded by Ms. LeGris, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

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

Aye: Lynch, Monarrez, Plomin, Reynolds, -----14
Sevigny, Sheehan, Worley, F. Brown, J.
Brown, Ellinger, Elliott Baxter, Fogle,
Gray, LeGris

Nay: -----0

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A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a donation from Employment Solutions, Inc. of \$50,000, and to accept a donation from Lexington Fayette Urban County Housing Authority of \$30,000 for the Gainesway Park Playground Renovation Project, at no cost to the Urban County Government received first reading.

Upon motion by Mr. F. Brown, seconded by Mr. Ellinger, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

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

Aye: Lynch, Monarrez, Plomin, Reynolds, -----14
Sevigny, Sheehan, Worley, F. Brown, J.
Brown, Ellinger, Elliott Baxter, Fogle,
Gray, LeGris

Nay: -----0

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A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute the 2024 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 received first reading.

Upon motion by Ms. Sheehan, seconded by Ms. Elliott Baxter, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

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

Aye: Lynch, Monarrez, Plomin, Reynolds, -----14
Sevigny, Sheehan, Worley, F. Brown, J.
Brown, Ellinger, Elliott Baxter, Fogle,
Gray, LeGris

Nay: -----0

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A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an extension of the Agreement with New Vista of the Bluegrass, Inc. (f/k/a Bluegrass.org), for offender mental health services, at the Div. of Community Corrections, extending the current Contract through June 30, 2024, at a cost estimated not to exceed \$813,096 received first reading.

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

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

Aye: Lynch, Monarrez, Plomin, Reynolds, -----14
Sevigny, Sheehan, Worley, F. Brown, J.
Brown, Ellinger, Elliott Baxter, Fogle,
Gray, LeGris

Nay: -----0

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The following resolutions received first reading and were ordered to be placed on file for public inspection until December 7, 2023:

A Resolution authorizing the Div. of Fire and Emergency Services to purchase maintenance services from ProCare Services Stryker, a sole source provider, and

authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with ProCare Services Stryker, related to the procurement, at a cost not to exceed \$54,537.19.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement related to Council Capital Project expenditure funds with the Community Inspired Lexington Inc. (\$2,000), 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 Urban County Government, to execute an Agreement related to Council Capital Project expenditure funds with the Seedleaf, Inc. (\$13,000), for the Office of the Urban County Council, at a cost not to exceed the sum stated.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Facility Usage Agreement with the Lexington Ravens Youth Football Organization Corporation, granting the league the right to use Constitution Football Field for the regular season games and practice times in accordance with the terms of the Agreement.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Renewal Agreement with Anthem Health Plans of Ky., Inc., for administrative services, rates and fees within the Agreement, for the period beginning January 1, 2024 through December 31, 2024.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept additional Federal funds in the amount of \$3,675.00, and reduce State funds in the amount of \$6,081.00, for operation of the Lexington Senior Center in FY 2024, the acceptance of which obligates the Urban County Government to the expenditure of \$5,433.02 as a local match, and authorizing the Mayor to execute any additional Agreements or documents related to this matter and to transfer unencumbered funds within the Grant Budget.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Modification No. 1 to an Agreement with the Commonwealth of Ky. Dept. of Military Affairs, Div. of Emergency Management, for the emergency generator project at Lexington Fayette Animal Care and Control (LFACC), extending the period of

performance to June 30, 2034, and to include additional language to the agency terms and conditions.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with United States Secret Service, for reimbursement of costs.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Professional Services Agreement (awarded pursuant to RFP No. 44-2023) with Tetra Tech, Inc., for services related to the Leachate Treatment System Improvement Project at Haley Pike Landfill, at a cost not to exceed \$743,000 in FY 2024.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement related to Neighborhood Development Funds with Sisters & Supporters Working Against Gun Violence, Inc. (\$1,650); Southern Elementary PTA, Inc. (\$450); United Way of the Bluegrass, Inc. (\$1,450); A Caring Place, Inc. (\$1,250); Project Kids 1st, LLC (\$2,550); Bryan Station Neighborhood Community, Inc. (\$1,000); and Wiseguys Urban Uplift Foundation, LLC (\$750), for the Office of the Urban County Council, at a cost not to exceed the sum stated.

A Resolution expressing the intent to accept Maddox Lane as a public street, such acceptance being subject to completion of street improvements to bring Maddox Lane to an acceptable standard and subject to sufficient funds being appropriated for this purpose; and contingent upon recording an amended final record plat to dedicate Maddox Lane as public right of way.

A Resolution designating the speed limit on East Tiverton Way as 25 miles per hour, and designating the speed limit on Camelot Dr., between Wilson Downing Rd. and Belleau Wood Dr., as 25 miles per hour, and authorizing and directing the Div. of Traffic Engineering to install proper and appropriate signs in accordance with these designations.

A Resolution accepting the bid of Connhurst, LLC, in the amount of \$2,179,875 for East Third & Ohio Stormwater and Sanitary Improvements, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Connhurst, LLC, related to the bid.

A Resolution accepting the bid of Hydromax USA, LLC, in the amount of \$172,618, for Capacity Assurance Temporary 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, LLC, related to the bid.

A Resolution accepting the bid of Chambers Painting Contracting, LLC, in the amount of \$83,170, for painting at Family Care Center, for the Dept. of Social Services, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Chambers Painting Contracting, LLC.

A Resolution accepting the bid of Buchanan Contracting, Inc., in the amount of \$899,680.45, for Annual Sanitary Sewer Cleaning and Inspection, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Buchanan Contracting, Inc., related to the bid.

A Resolution ratifying the Permanent Classified Civil Service Appointments of: Kaleigh Scofield, Accounts Payable Assistant, Grade 510N, \$17.213 hourly in the Div. of Accounting, effective November 22, 2023, Isaiah Smith, Public Service Worker Sr., Grade 510N, \$19.754 hourly in the Div. of Streets and Roads, effective November 5, 2023, Judith Cox, Assistant Records Custodian, Grade 514N, \$22.241 hourly in the Dept. of Public Safety, effective October 10, 2023, Ryan Combs, Grants Compliance Officer Sr., Grade 519N, \$28.698 hourly in the Div. of Grants and Special Programs, effective November 22, 2023, Ersula Killens, Administrative Specialist Principal, Grade 520N, \$29.997 hourly in the Div. of Grants and Special Programs, effective November 8, 2023.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute nine Community Project Agreements (RFP No. 37-2023), to be paid with Grant funds awarded under the Nonprofit Capital Grant Program facilities improvements, with Carnegie Center for Literacy and Learning (\$40,000), Central Music Academy (\$41,750), Foodchain, Inc. (\$55,000), Gleanings Housing, Inc. (\$34,954), Lexington Housing for the Handicapped (\$55,000), Living Arts and Science Center (\$16,500), Mission Lexington (\$11,885), New Life Day Center (\$47,861), and Shepherd's House (\$45,280), and authorizing the Mayor, or her designee, to execute any other necessary amendments, addenda, or other documents with these entities related to these funds.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute six Community Project Agreements (RFP No. 37-2023), to be paid with Grant funds awarded under the Nonprofit Capital Grant Program Operational Investments, with Foodchain, Inc. (\$25,000), Gleanings Housing, Inc. (\$16,514), Goodwill Industries of Ky. (\$25,000), Lexington Hearing and Speech Center (\$25,000), Mission Health Lexington (\$15,556), and YMCA of Central Ky. (\$24,000), and authorizing the Mayor, or her designee, to execute any other necessary amendments, addenda, or other documents with these entities related to these funds.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a donation in the amount of \$33,139.70 from Friends of Raven Run, for the Grant match for the Land and Water Conservation Fund Grant.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Engineering Services Agreement (awarded pursuant to RFP No. 41-2023) with GRW Engineers, Inc., for services related to the Town Branch Wastewater Treatment Plant Dewatering Pump Station Improvement Project, for the Div. of Water Quality, at a cost not to exceed \$347,700.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement (awarded pursuant to RFP No. 30-2023) with Davis H. Elliot Construction Co., Inc., for underground utility locating services for the Div. of Traffic Engineering, at a cost not to exceed \$110,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Contract Modification No. 2 to an Agreement with Gresham Smith for the completion of a Phase II Archeological Site Study for the Legacy Business Park Project, increasing the Contract price by the sum of \$282,528, to be paid with funds awarded under the American Rescue Plan Act (ARPA), and raising the total Contract price from \$2,265,682 to \$2,548,210.

A Resolution authorizing the Div. of Police to purchase software license renewal from Cellebrite Inc., a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Cellebrite Inc., related to the procurement, at a cost not to exceed \$13,170.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Liturgical Publications, Inc. (LPI) for design layout and printing of the Lexington Senior Center monthly newsletter, at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with CentralSquare Technologies LLC, for managing the False Alarm Ordinance.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement with the Downtown Lexington Corporation d/b/a Downtown Lexington Partnership (DLP), to assist the organization with the development of a Downtown Lexington Partnership Strategic Plan and Pre Downtown Vision Plan, at a cost not to exceed \$20,000.

A Resolution authorizing the Div. of Fire and Emergency Services to purchase maintenance services from B.L. Anderson Co., Inc., a sole source provider, for repairs at the West Hickman Wastewater Treatment Plant, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with B.L. Anderson Co., Inc. related to the procurement, at a cost not to exceed \$44,372.

A Resolution authorizing payment in the amount of \$49,500 to the Commonwealth of Ky., Ky. State Treasurer, and \$49,500 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 and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Ky. Board of Emergency Medical Services, for continuation of the Community Paramedicine Program.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement related to Council Capital Project Expenditure Funds with United Way of the Bluegrass (\$40,500), 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 Urban County Government, to execute a multi-year Agreement with Interpersonal Frequency, pursuant

to RFP No. 36-2023, for services related to the redesign and the provision of a new content management system and hosting platform for Lexington Fayette Urban County Government's public website, at a cost not to exceed \$399,708 in Fiscal Year 2024.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a volunteer site information sheet and any related documents, for the provision of the 2024 Volunteer Income Tax Assistance Program at the Charles Young 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 a Purchase of Service Agreement with Career Edge LLC, allocating \$100,000 of Federal Grant funds awarded pursuant to the American Rescue Plan Act of 2021 (ARPA) for a cloud based online career services learning management system for residents, and authorizing the Mayor to execute any other necessary Agreements or amendments with Career Edge, LLC related to the use of these funds.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 2 to the Agreement with Bluegrass Contracting Corporation, for the Rosemont Garden Sidewalk Project, increasing the Contract price by \$88,993.15 and raising the total Contract price to \$652,193.15.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 9 to the Agreement with ATS Construction, for the Town Branch Trail Phase 6, increasing the Contract price by \$451,896.42 and raising the total Contract price to \$6,144,424.79.

A Resolution establishing Emergent as a sole source provider of nasal Narcan for United States Substance Abuse and Mental Health Services Administration (SAMSHA) FY2022 First Responders Comprehensive Addiction and Recovery Support Services Act Grant for Year 2 continuation of the Expanded First Responders and Community Partners Overdose Prevention Project (EFRCPOPP), for the Dept. of Social Services, and authorizing the Mayor, or her designee, on behalf of the Urban County Government, to execute any necessary Agreements with Emergent related to the procurement of these goods, at a cost not to exceed \$66,880.

A Resolution establishing Emergent as a sole source provider of nasal Narcan for the Comprehensive Opioid, Stimulant, and Substance Use Program for Year 1 of the

Community Paramedicine Overdose Outreach Lexington (CPOOL) Project, for the Div. of Fire and Emergency Services, and authorizing the Mayor, or her designee, on behalf of the Urban County Government, to execute any necessary Agreements with Emergent related to the procurement of these goods, at a cost not to exceed \$71,250.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a donation from DNA Labs International of two forensic DNA case reviews, for use at the Div. of Police.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Hope Center, Inc., the final form of which shall be subject to approval of the Dept. of Law, in order to provide an additional \$693,657 for Temporary Winter Warming Shelters, located on property owned by the Young Men's Christian Association of Central Ky., Inc. (YMCA), and to execute any necessary amendments or addenda to any Agreements with the YMCA and/or the Hope Center, Inc., related to this project.

A Resolution establishing Sandoval Custom Creations, Inc., as a sole source provider for the purchase of Multi-Use Platform System Equipment, for the Div. of Police, and authorizing the Mayor or her designee, on behalf of the Urban County Government, to execute any necessary Agreements with Sandoval Custom Creations, Inc., related to the procurement of these goods, at a cost not to exceed \$46,705.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Administrative Services Agreement with Anthem Health Plans of Ky., Inc. for administrative services, rates and fees within the Agreement for the 2023 Plan year.

A Resolution authorizing the Div. of Police to purchase maintenance and support for an automated fingerprint identification system from Idemia Identity & Security USA LLC, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Idemia Identity & Security USA LLC, related to the procurement, at a cost not to exceed \$10,302.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement related to Neighborhood Development Funds with Sisters & Supporters Working Against Gun Violence, Inc. (\$800) and Greater Gardenside

association, LLC (\$750), for the Office of the Urban County Council, at a cost not to exceed the sums stated.

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Upon motion by Ms. Fogle, and seconded by Ms. Gray, the Communications from the Mayor (Appointments) were approved by unanimous vote and were as follows: (1) Recommending the appointment of Amanda Lannan, Specific Disabilities Representative, to the Access Lexington Commission, with a term expiring January 1, 2027; (2) Recommending the appointment of Phyllis Cooper to the Board of Health, with a term expiring June 30, 2024; (3) Recommending the appointment of Shanreka Shakleford, LFUCG Representative, filling and unexpired term, to the Charles Young Center Advisory Board, with a term expiring March 1, 2024; (4) Recommending the reappointment of Emily McKenzie, At large, to the Domestic and Sexual Violence Prevention Coalition, with a term expiring January 1, 2028; (5) Recommending the reappointment of Seon Jackson, Business Community Representative, to the Lyric Theatre and Cultural Arts Center Board of Directors, with a term expiring December 8, 2027; (6) Recommending the appointment of Alyssa Noomen, Casual Riders Representative, to the Masterson Station Park Advisory Board, with a term expiring May 1, 2027; (7) Recommending the reappointment of Charles Baesler, At large, to the Mayor's International Affairs, Advisory Commission, with a term expiring August 1, 2027; (8) Recommending the appointment of Emmanuel Smith to the Social Services Advisory Board, with a term expiring September 1, 2027; and, (9) Recommending the appointment of Bill Sallee to the Water Quality Fees Board, with a term expiring February 4, 2027.

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Upon motion by Mr. Sevigny, and seconded by Ms. Reynolds, the Communications from the Mayor (Price Contracts) were approved by unanimous vote and were as follows: Accepting and approving the following bids and establishing price contracts for the following Depts. or Divs. as to the specifications and amount set forth in the terms of the respective bids: (a) Dept. of Fleet Services - Auto & Light Duty Truck Accessories - 126-2023 - Wildcat Window Tinting; (b) Div. of Fleet Services - Chevrolet Parts - 125-2023 - Bachman Auto Group, Inc.; (c) Div. of Fire & Emergency Services - Emergency Fire Equipment - 130-2023 - 911 Fleet & Fire Equipment, America's Bravest Equipment

Company, Atlantic Emergency Solutions, MES SE, The Public Safety Company, LLC and Vogelpohl Fire Equipment; (d) Div. of Police - Reflective Vehicle Decals - 132-2023 - L & W Emergency Equipment; and, (e) Div. of Police - Respiratory Protection System - 133-2023 - Pro-Tech Sales.

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The following Communications from the Mayor were received for information only:

(1) Probationary Classified Civil Service Appointment of Jordan Criswell, Engineering Technician Principal, Grade 519N, \$27.773 hourly in the Div. of Engineering, effective November 20, 2023; (2) Probationary Classified Civil Service Appointment of Michael Fuller, Engineering Technician Principal, Grade 519N, \$27.839 hourly in the Div. of Engineering, effective December 4, 2023; (3) Probationary Classified Civil Service Appointment of Tristen Steinmetz, Public Services Worker Sr., Grade 510N, \$18.708 hourly in the Div. of Streets and Roads, effective December 4, 2023; (4) Probationary Classified Civil Service Appointment of Hayden Hall, Equipment Operator, Grade 512N, \$19.000 hourly in the Div. of Water Quality, effective November 20, 2023; (5) Probationary Classified Civil Service Appointment of Jared Hampton, Equipment Operator, Grade 512N, \$20.082 hourly in the Div. of Water Quality, effective November 6, 2023; (6) Probationary Classified Civil Service Appointment of William Dixon, Equipment Operator Sr., Grade 515N, \$23.650 hourly in the Div. of Water Quality, effective November 20, 2023; (7) Probationary Classified Civil Service Appointment of Brandon Watkins, Public Service Worker Sr., Grade 510N, \$16.167 hourly in the Div. of Water Quality, effective December 4, 2023; (8) Probationary Classified Civil Service Appointment of Corey Barnett, Public Service Worker Sr., Grade 510N, \$16.663 hourly in the Div. of Water Quality, effective December 4, 2023; (9) Probationary Classified Civil Service Appointment of Jeremy Bailey, Safety Specialist, Grade 518E, \$1,902.88 biweekly in the Div. of Water Quality, effective December 4, 2023; (10) Probationary Classified Civil Service Appointment of Matthew Patrick, Security Officer, Grade 511N, \$16.974 hourly in the Dept. of Public Safety, effective December, 4, 2023; (11) Probationary Classified Civil Service Appointment of Brittany Martin, Telecommunicator, Grade 517N, \$24.315 hourly in the Div. of Enhanced 911, effective December 4, 2023; (12) Probationary Classified Civil Service Appointment of Patricia Pannell, Telecommunicator, Grade 517N, \$25.297

hourly in the Div. of Enhanced 911, effective December 4, 2023; (13) Probationary Classified Civil Service Appointment of Shannon Penegor, Open Records Supervisor, Grade 521E, \$2,557.76 biweekly in the Div. of Police, effective December 4, 2023; (14) Probationary Classified Civil Service Appointment of Judith Cox, Police Analyst, Grade 515N, \$23.798 hourly in the Div. of Police, effective December 18, 2023; (15) Probationary Classified Civil Service Appointment of Reid Becker, Code Enforcement Officer, Grade 517N, \$24.542 hourly in the Div. of Code Enforcement, effective December 4, 2023; (16) Probationary Classified Civil Service Appointment of Kolbee Squire, Staff Assistant, Grade 509N, \$16.100 hourly in the Div. of Building Inspection, effective December 4, 2023; (17) Probationary Classified Civil Service Appointment of Crystal Brown, Administrative Specialist Principal, 520N, \$30.000 hourly in the Dept. of Social Services, effective December 18, 2023; (18) Probationary Classified Civil Service Appointment of Yaneth Garcia, Early Childcare Assistant Teacher, Grade 510N, \$16.985 hourly in the Div. of Family Services, effective December 18, 2023; (19) Probationary Classified Civil Service Appointment of James Kammer, Educational Program Aide, Grade 510N, \$17.978 hourly in the Div. of Youth Services, effective December 4, 2023; (20) Probationary Classified Civil Service Appointment of Melissa Jackson, Equipment Operator, Grade 512N, \$21.414 hourly in the Div. of Parks and Recreations, effective December 18, 2023; (21) Probationary Classified Civil Service Appointment of Jeffrey Smith, Public Service Supervisor, Grade 517N, \$23.881 hourly in the Div. of Parks and Recreation, effective December 4, 2023; (22) Probationary Classified Civil Service Appointment of Lily Robertson, Staff Assistant Sr. Grade 511N, \$20.250 hourly in the Div. of Parks and Recreation, effective January 2, 2024; (23) Probationary Classified Civil Service Appointment of Rodney White, Public Service Worker Sr., Grade 510N, \$17.978 hourly in the Div. of Parks and Recreation, effective December 11, 2023; (24) Probationary Classified Civil Service Appointment of Jay Rice, Public Service Worker Sr., Grade 510N, \$17.000 hourly in the Div. of Parks and Recreation, effective December 11, 2023; (25) Probationary Classified Civil Service Appointment of Kathryn McClung, Grants Administrative Aide, Grade 518N, \$23.786 hourly in the Div. of Grants and Special Programs, effective December 4, 2023; (26) Classified Civil Service Reinstatement of Thomas Clements, Municipal Engineer Sr., Grade 528E, \$3,508.96 biweekly in the Div.

of Engineering, effective January 2, 2024; (27) Lateral Transfer of Eric Smith, Public Service Worker Sr., Grade 510N, \$17.350 hourly in the Div. of Water Quality, effective January 1, 2024; (28) Lateral Transfer of Latonya McClain, Resource Recovery Operator, Grade 515N, \$21.472 hourly in the Div. of Waste Management, effective November 20, 2023; (29) Probationary Sworn Appointment of Brandon Helm, Police Lieutenant, Grade 317E, \$4,278.10 biweekly in the Div. of Police, effective January 1, 2024; (30) Probationary Sworn Appointment of Amel Terry, Police Lieutenant, Grade 317E, \$4,278.10 biweekly in the Div. of Police, effective January 1, 2024; (31) Probationary Sworn Appointment of Andrew Strong, Police Sergeant, Grade 315N, \$41.300 hourly in the Div. of Police, effective January 1, 2024; (32) Probationary Sworn Appointment of Steven Newton, Police Sergeant, Grade 315N, \$41.300 hourly in the Div. of Police, effective January 1, 2024; (33) Probationary Sworn Appointment of Markell Heyward, Police Sergeant, Grade 315N, \$41.300 hourly in the Div. of Police, effective January 1, 2024; (34) Probationary Sworn Appointment of Elizabeth Thomas, Police Sergeant, Grade 315N, \$41.300 hourly in the Div. of Police, effective January 1, 2024; (35) Probationary Sworn Appointment of Daniel True, Police Sergeant, Grade 315N, \$41.300 hourly in the Div. of Police, effective January 1, 2024; (36) Probationary Sworn Appointment of Matthew Kates, Community Corrections Officer Recruit, Grade 110N, \$24.205 hourly in the Div. of Community Corrections, effective November 20, 2023; (37) Probationary Sworn Appointment of Jeri Martin, Community Corrections Officer Recruit, Grade 110N, \$24.205 hourly in the Div. of Community Corrections, effective November 20, 2023; (38) Probationary Sworn Appointment of John Gilbert, Community Corrections Officer Recruit, Grade 110N, \$24.205 hourly in the Div. of Community Corrections, effective November 20, 2023; (39) Probationary Sworn Appointment of Michelle Anderson, Community Corrections Officer Recruit, Grade 110N, \$24.205 hourly in the Div. of Community Corrections, effective November 20, 2023; (40) Probationary Sworn Appointment of Kendra DeRoy, Community Corrections Officer Recruit, Grade 110N, \$24.205 hourly in the Div. of Community Corrections, effective November 20, 2023; (41) Probationary Sworn Appointment of Austin Pope, Community Corrections Officer Recruit, Grade 110N, \$24.205 hourly in the Div. of Community Corrections, effective November 20, 2023; (42) Probationary Sworn Appointment of Ashley Hodges, Community

Corrections Officer Recruit, Grade 110N, \$24.205 hourly in the Div. of Community Corrections, effective November 20, 2023; (43) Probationary Sworn Appointment of Lloyd Craycraft, Community Corrections Officer Recruit, Grade 110N, \$24.205 hourly in the Div. of Community Corrections, effective November 20, 2023; (44) Part-Time Corrections Appointment of Steven Ferguson, Community Corrections Officer P/T, Grade 110N, \$31.820 hourly in the Div. of Community Corrections, effective November 13, 2023; (45) Unclassified Civil Service Appointment of Frederic Chenault, Public Works Apprentice, Grade 504N, \$15.926 hourly in the Div. of Streets and Roads, effective December 11, 2023; (46) Unclassified Civil Service Appointment of Lawrence Moberly, Public Works Apprentice, Grade 504N, \$15.771 hourly in the Div. of Streets and Roads, effective December 11, 2023; (47) Unclassified Civil Service Appointment to the Office of the Urban County Council of Jillian Riseman, Information Officer, Grade 518E, \$1,979.84 biweekly in the Office of the Urban County Council, effective January 2, 2024; (48) Classified Civil Service Temporary Appointment of Deanne Geary, Staff Assistant Sr., Grade 511N, \$19.322 hourly in the Div. of Revenue, effective November 13, 2023; (49) Termination of Jennifer Haynes, Certified Social Worker in the Div. of Youth Services, effective November 15, 2023; (50) Resignation of Abigail Herald, Police Officer - Trainee, in the Div. of Police, effective October 23, 2023; (51) Resignation of Carter Seward, Police Officer - Trainee, in the Div. of Police, effective October 23, 2023; (52) Resignation of Remmington Scarpulla, Police Officer - Trainee, in the Div. of Police, effective October 23, 2023; (53) Resignation of Kyler Carl, Police Officer - Trainee, in the Div. of Police, effective October 24, 2023; (54) Resignation of Hayden Baute, Police Officer - Trainee, in the Div. of Police, effective October 24, 2023; (55) Resignation of Valerie Friedmann, Planner Senior, in the Div. of Planning, effective October 27, 2023; (56) Resignation of Eddie Martin, Public Service Worker Senior, in the Div. of Water Quality, effective October 27, 2023; (57) Resignation of Antwan Jackson-Scott, Public Service Worker Senior, in the Div. of Water Quality, effective October 27, 2023; (58) Resignation of Evan Teal, Community Corrections Officer, in the Div. of Community Corrections, effective October 30, 2023; (59) Resignation of Michael Chinn, Community Corrections Officer, in the Div. of Corrections, effective October 31, 2023; (60) Resignation of Iva Hulett, Community Corrections Officer, in the Div. of Corrections, effective November 3, 2023; (61)

Resignation of Anthony Weckerling, Firefighter- 56, in the Div. of Fire and Emergency Services, effective November 5, 2023; (62) Resignation of Damon Sistrunk, Revenue Compliance Auditor, in the Div. of Revenue, effective November 9, 2023; (63) Resignation of Rosetta Siler, Clinical Services Manager, in the Div. of Youth Services, effective November 9, 2023; (64) Resignation of David English, Firefighter- 56, in the Div. of Fire and Emergency Services, effective November 10, 2023; (65) Resignation of Jessica Barnett, Community Corrections Officer, in the Div. of Community Corrections, effective November 12, 2023; (66) Resignation of Jason Chanley, Fire Recruit, in the Div. of Fire and Emergency Services, effective November 13, 2023; (67) Resignation of Maria Boothe- Fischer, Aide to Council, in the Council Office, effective November 14, 2023; (68) Resignation of Kunzheng Deng, Police Officer- Trainee, in the Div. of Police, effective November 16, 2023; (69) Resignation of Emilee Buttrum, Attorney, in the Dept. of Law, effective November 17, 2023; (70) Resignation of Elizabeth Delipoglou, Police Officer- Trainee, in the Div. of Police, effective November 17, 2023; (71) Resignation of Adam Stringer, Support Specialist Supervisor, in the Div. of Computer Services, effective November 27, 2023; and, (72) Resignation of Jaylan Kelley, Police Officer- Trainee, in the Div. of Police, effective November 27, 2023.

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Chief Jason Wells, Div. of Fire and Emergency Services, presented a disciplinary action regarding Firefighter Jordan Gross. An allegation has been made that Firefighter Gross has committed the offense of Absent Without Leave in violation of KRS 95.450 (inefficiency, misconduct, insubordination or violation of law or rule) and UDG 1.11 Tardy, Late and Absent Without Leave (AWOL) in that on the 26 day(s) of September, 2023, he/she allegedly Was scheduled for Paramedic Class on his duty day, which began at 0700. FF Gross contacted the Training Academy at 0813 advising that he had overslept.

The appropriate punishment for this conduct is A Written Reprimand.

Upon motion by Mr. F. Brown, seconded by Ms. Gray, and approved by unanimous vote, the disciplinary recommendation was approved.

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Ms. Reynolds spoke about human rights and the conflict between Israel and Palestine.

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Ala Hassan, Council District 12, spoke about the conflict between Israel and Palestine.

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Alyssa Rigney, Council District 12, spoke about the conflict between Israel and Palestine.

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Sophia Shalash, Council District 4, spoke about the conflict between Israel and Palestine.

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Sajida Megariaf, Council District 4, spoke about the conflict between Israel and Palestine.

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Kareem Hassan, Council District 7, spoke about the conflict between Israel and Palestine.

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Shakira Syed, Council District 5, spoke about the conflict between Israel and Palestine.

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Upon motion by Ms. Fogle, seconded by Mr. Sevigny, and approved by unanimous vote, the meeting adjourned at 6:06 p.m.

Deputy Clerk of the Urban County Council