

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky January 17, 2019

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on January 17, 2019 at 6:08 p.m. Present were Mayor Gorton in the chair presiding, and the following members of the council: Lamb, McCurn, Moloney, Plomin, Reynolds, Worley, Bledsoe, F. Brown, J. Brown, Ellinger, Evans, Farmer, Gibbs, Kay. Absent was Council Member Mossotti.

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

Ordinances No. 96-2018 through 104-2018, inclusive, and Resolution No. 782-2018, were reported as having been signed and published and ordered to record.

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky January 17, 2019

The Invocation was given by Rev. Sara Benedetti of Second Presbyterian Church.

\* \* \*

Upon motion by Ms. Plomin, seconded by Mr. Ellinger, and approved by unanimous vote, the Minutes of the December 4 and 6, 2018 Council Meetings were approved.

\* \* \*

The following ordinances received first reading and were ordered placed on file for public inspection until January 31, 2019:

An Ordinance changing the zone from a Restricted Highway Service Business (B-3) zone to a Planned Neighborhood Residential (R-3) zone, for 6.41 net (8.69 gross) acres, for property located at 2679 Leestown Rd. (Whitesburg Re Development Co., Ltd.; Council District 2).

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. 15.

An Ordinance amending the authorized strength by abolishing one (1) vacant unclassified position of Innovation Director, Grade 531E, and creating one (1) unclassified position of Administrative Aide to Mayor, Grade 523E, and one (1) unclassified position of Administrative Specialist, Grade 513N, in the Office of the Mayor, effective upon passage of Council.

\* \* \*

Mr. Farmer asked a question regarding items on the docket and the Legislative Review process.

Chief Administrative Officer, Ms. Sally Hamilton, answered.

\*

\*

\*

Ms. Evans departed the meeting.

\*

\*

\*

A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following Probationary Classified Civil Service Appointments: Amanda Richeal, Staff Assistant, Grade 508N, \$14.918 hourly in the Div. of Revenue, effective February 4, 2019, Teresa Doner, Staff Assistant Sr., Grade 510N, \$16.380 hourly in the Div. of Revenue, effective upon passage of Council, Jordan Berryman, Public Service Worker Sr., Grade 509N, \$14.506 hourly in the Div. of Water Quality, effective February 4, 2019, Patrick Crum, Treatment Plant Operator, Grade 515N, \$20.990 hourly in the Div. of Water Quality, effective February 4, 2019, Austin Mott, Public Service Worker, Grade 507N, \$12.903 hourly in the Div. of Waste Management, effective upon passage of Council, Daquan Burdette, Public Service Worker, Grade 507N, \$12.723 hourly in the Div. of Waste Management, effective upon passage of Council, Paul Herald, Security Officer, Grade 507N, \$14.207 hourly in the Dept. of Public Safety, effective upon passage of Council. Harold Byrne, Deputy Director Community Corrections, Grade 526E, \$3,346.16 biweekly in the Div. of Community Corrections, effective February 4, 2019, Jerry Lucas, Code Enforcement Officer, Grade 516N, \$19.737 hourly in the Div. of Code Enforcement, effective February 4, 2019, John Blauser, Electrical Instrumentation Tech, Grade 516N, \$26.000 hourly in the Div. of Facilities and Fleet Management, effective upon passage of Council, Robert Tucker, Public Service Supervisor, Grade 514N, \$19.991 hourly in the Div. of Parks and Recreation, effective upon passage of Council and Taylor Hamm, Stores Clerk, Grade 508N, \$13.515 hourly in the Div. of Parks and Recreation, effective upon passage of Council; authorizing the Div. of Human Resources to make a conditional offer to the following probationary Community Corrections Officer appointments: Kevin Hagerman, Madeline Shuler, Nathan Jones, Patrice Middleton, Vaughn Rogers, J'maurion Dunn, Austin Reynolds, Stephen Burton, Shelby Rodriguez, Justin Thompson, Charles Bertram, Billy Watkins, Devin Booker and Rasheen Newton, all Community Corrections Officer Recruit, Grade 110N, \$15.384 hourly in the Div. of Community

Corrections, effective upon passage of Council; and authorizing the Div. of Human Resources to make a conditional offer to the following Unclassified Civil Service appointments: Jamel Bell, Public Service Worker, Grade 507N, \$12.812 hourly in the Div. of Waste Management, effective upon passage of Council, Robert Sayre, Deputy Coroner, Grade 515N, \$20.990 hourly in the Office of the Coroner, effective February 4, 2019 and Kristi Coots, Clinical Services Supervisor, Grade 524E, \$2,605.12 biweekly in the Div. of Community Corrections, effective February 4, 2019; authorizing the Div. of Human Resources to make a conditional offer to the following Unclassified Civil Service appointment to the Office of the Urban County Council: Miguel Lucero, Aide to Council, Grade 518E, \$2,192.30 biweekly in the Office of the Urban County Council, effective January 7, 2019 and authorizing the Div. of Human Resources to make a conditional offer to the Unclassified Civil Service appointment to the Office of the Mayor: Heather Lyons, Administrative Aide to the Mayor Sr., Grade 524E, \$3,073.08 biweekly in the Office of the Mayor, effective January 28, 2019 received first reading.

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

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

Aye: Lamb, McCurn, Moloney, Plomin, Reynolds, -----13  
Worley, Bledsoe, F. Brown, J. Brown,  
Ellinger, Farmer, Gibbs, Kay

Nay: -----0

Absent: Evans

\* \* \*

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Professional Services Agreements with Anita Capillo, Kristin Beers, Sara Charles, and Teresa Haines, as Sexual Assault Nurse Examiners, to provide on-call forensic examinations and services under the Sexual Assault Nurse Examiner

Program, at a cost not to exceed \$40 for each scheduled on-call period, \$230 for each completed forensic examination, \$50 per case for professional testimony in court, and the reasonable cost of medical liability insurance received first reading.

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

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

Aye: Lamb, McCurn, Moloney, Plomin, Reynolds, -----13  
Worley, Bledsoe, F. Brown, J. Brown,  
Ellinger, Farmer, Gibbs, Kay

Nay: -----0

Absent: Evans

\* \* \*

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Justice and Public Safety Cabinet, and to provide any additional information requested in connection with this Grant Application, and to accept this Grant if the application is approved, which Grant funds are in the amount of \$75,000 Federal funds, and are for continuation of the Street Sales Drug Enforcement Project, the acceptance of which obligates the Urban County Government for the expenditure of \$35,000 as a local match, authorizing the Mayor to transfer unencumbered funds within the Grant Budget, and authorizing and directing the Mayor to execute an Agreement with the Fayette County Commonwealth's Attorney's Office, for a full-time prosecutor for the Street Sales Drug Enforcement Project, at a cost not to exceed \$90,300 for FY 2020 received first reading.

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

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

Aye: Lamb, McCurn, Moloney, Plomin, Reynolds, -----13  
Worley, Bledsoe, F. Brown, J. Brown,  
Ellinger, Farmer, Gibbs, Kay

Nay: -----0

Absent: Evans

\* \* \*

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute the certificate of consideration and other necessary documents, and to accept a deed for the property located at 1871 Pensacola Drive, for the Wabash Goodrich Pensacola Lackawanna (WGPL) Stormwater Improvements Project, at a cost not to exceed \$160,000 received first reading.

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

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

Aye: Lamb, McCurn, Moloney, Plomin, Reynolds, -----13  
Worley, Bledsoe, F. Brown, J. Brown, Ellinger,  
Farmer, Gibbs, Kay

Nay: -----0

Absent: Evans

\* \* \*

The following resolutions received first reading and were ordered placed on file for public inspection until January 31, 2019:

A Resolution accepting the bids of Advance Auto Parts; Fleetpride, Inc.; I.B. Moore Co., LLC; Kaman Fluid Power; and Truckpro, LLC, establishing price contracts for Hydraulic Hose Fittings, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of Midwest Micro Imaging and Optical Storage Systems, Inc., establishing a price contract for Micrographic Services, for the Office of the Fayette County Clerk.

A Resolution accepting the bid of Lagco, Inc., in the amount of \$203,462, for the Arrowhead Stormwater 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 ADS, LLC, in the amount of \$324,990 for Temporary Flow Monitoring, for the Div. of Water Quality, and authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with ADS, LLC, related to the bid.

A Resolution accepting the bid of Harrod Concrete & Stone Co., Inc., establishing a price contract for Wet Mix Concrete, for the Div. of Streets and Roads.

A Resolution accepting the bid of Kustom Signals, Inc., establishing a price contract for Speed Monitoring Radar Trailers, for the Div. of Police.

A Resolution accepting the bid of Wildcat Window Tinting, LLC, establishing a price contract for Vehicle Undercoating and Rustproofing, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of Lenco, Industries, Inc., in the amount of \$303,208, for Armored Response Vehicle, for the Div. of Police.

A Resolution accepting the bid of Texas A&M Engineering Extension Service, in the amount of \$31,065, for Ordnance Recognition Training, for the Div. of Police, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement related to the bid.

A Resolution accepting the bid of Ron Cooper Co., Inc., establishing a price contract for Recordkeeping Supplies, for the Office of the Fayette County Clerk.

A Resolution accepting the bid of AWP, Inc., establishing a price contract for Traffic Sign Installation and Maintenance, for the Div. of Traffic Engineering.

A Resolution accepting the bid of WRC 1, LLC d/b/a W. Rogers Co., in the amount of \$1,169,959 for WGPL Storm Sewer Project (Wabash, Goodrich, Pensacola, Lackawanna), for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with WRC 1, LLC d/b/a W. Rogers Co., related to the bid.

A Resolution accepting the bid of ATC Outdoor DAS, LLC, in accordance with the provisions of Ordinance No. 69-2016, creating and offering for sale a franchise for the operation of a non-exclusive telecommunications (or related non-cable) system in Fayette County, and authorizing the Mayor, on behalf of the Urban County Government, to execute a Franchise Agreement with ATC Outdoor DAS, LLC, incorporating the terms and conditions of Ordinance No. 69-2016.

A Resolution accepting the bid of GTE Mobilenet d/b/a Verizon Wireless/Cellco Partnership d/b/a Verizon Wireless, in accordance with the provisions of Ordinance No. 69-2016, creating and offering for sale a franchise for the operation of a non-exclusive telecommunications (or related non-cable) system in Fayette County, and authorizing the Mayor, on behalf of the Urban County Government, to execute a Franchise Agreement with GTE Mobilenet d/b/a Verizon Wireless/Cellco Partnership d/b/a Verizon Wireless, incorporating the terms and conditions of Ordinance No. 69-2016.

A Resolution accepting the bids of Bound Tree Medical, LLC; Epic Medical Supply Corporation; Grogan's Healthcare Supply, Inc.; Quadmed; and Southeastern Emergency Equipment, establishing price contracts for Emergency Medical Supplies, for the Div. of Fire and Emergency Services.

A Resolution ratifying the Probationary Classified Civil Service Appointments of: Elizabeth Sebren, Administrative Specialist Principal, Grade 518N, \$24.735 hourly in the Div. of Water Quality, effective December 24, 2018, Jessica Bailey, Administrative



Specialist, Grade 513N, \$17.395 hourly in the Div. of Facilities and Fleet Management, effective February 4, 2019, Michael Rowe, Heavy Equipment Technician, Grade 516N, \$19.737 hourly in the Div. of Facilities and Fleet Management, effective January 21, 2019 and Abigail Kerins, Administrative Specialist, Grade 513N, \$17.528 hourly in the Div. of Parks and Recreation, effective February 4, 2019; ratifying the Permanent Classified Civil Service Appointments of: Bryan Beasley, Project Manager, Grade 517N, \$23.142 hourly in the Div. of Streets and Roads, effective December 25, 2018, Greg Taulbee, Public Service Supervisor, Grade 514N, \$23.369 hourly in the Div. of Streets and Roads, effective November 7, 2018, Brian Wright, Equipment Operator Sr., Grade 512N, \$16.982 hourly in the Div. of Streets and Roads, effective November 7, 2018, Eddie McIntosh, Traffic Signal Technician Sr., Grade 515N, \$21.420 hourly in the Div. of Traffic Engineering, effective December 25, 2018, Christina Tune, Environmental Initiatives Specialist, Grade 518N, \$24.172 hourly in the Div. of Environmental Services, effective November 14, 2018, Edward Morris, Security Supervisor, Grade 514N, \$19.380 hourly in the Dept. of Public Safety, effective December 11, 2018, Jessica Trumbo, Social Worker, Grade 513E, \$1,486.72 biweekly in the Div. of Family Services, effective January 16, 2019, Mykella Satterly, Telecommunicator Sr., Grade 517N, \$21.052 hourly in the Div. of Emergency Management/911, effective January 24, 2019, Quierra Black, Telecommunicator Sr., Grade 517N, \$20.724 hourly in the Div. of Emergency Management/911, effective January 23, 2019, Jennifer Yeager, Telecommunicator, Grade 514N, \$19.095 hourly in the Div. of Emergency Management/911, effective December 25, 2018, Kristin Wallace, Telecommunicator, Grade 514N, \$18.633 hourly in the Div. of Emergency Management/911, effective January 9, 2019, Michael Rowe, Heavy Equipment Mechanic - Apprentice, Grade 511N, \$16.006 hourly in the Div. of Facilities and Fleet Management, effective December 4, 2018, Steve Smith, Custodial Worker, Grade 505N, \$12.443 hourly in the Div. of Facilities and Fleet Management, effective December 18, 2018, Sarah Adams, Custodial Worker, Grade 505N, \$12.165 hourly in the Div. of Facilities and Fleet Management, effective December 11, 2018, Anthony Jackson, Recreation Supervisor, Grade 514E, \$1,592.08 biweekly in the Div. of

Parks and Recreation, effective January 9, 2019, and Jeffrey Nalley, Code Enforcement Officer, Grade 516N, \$20.477 hourly in the Div. of Grants and Special Programs, effective January 2, 2019; ratifying the Probationary Sworn Appointments of: Matthew Merker, Police Sergeant, Grade 315N, \$31.772 hourly in the Div. of Police, effective February 4, 2019, Randall Patterson, Fire Major, Grade 318E, \$3,916.85 biweekly in the Div. of Fire and Emergency Services, effective January 7, 2019, Nicholas Bodkin, Fire Captain, Grade 316N, \$26.357 hourly in the Div. of Fire and Emergency Services, effective January 7, 2019, Wesley Watts, Fire Captain, Grade 316N, \$26.357 hourly in the Div. of Fire and Emergency Services, effective January 7, 2019, Jessica Bowman, Fire Captain, Grade 316N, \$42.184 hourly in the Div. of Fire and Emergency Services, effective January 5, 2019, Justin Dee, Fire Captain, Grade 316N, \$26.357 hourly in the Div. of Fire and Emergency Services, effective January 4, 2019, Adam Day, Fire Lieutenant, Grade 315N, \$20.593 hourly in the Div. of Fire and Emergency Services, effective January 4, 2019, Zachary Ferguson, Fire Lieutenant, Grade 315N, \$20.593 hourly in the Div. of Fire and Emergency Services, effective January 4, 2019, John Gerardi, Fire Lieutenant, Grade 315N, \$20.593 hourly in the Div. of Fire and Emergency Services, effective January 5, 2019, Christopher Sutton, Fire Lieutenant, Grade 315N, \$20.593 hourly in the Div. of Fire and Emergency Services, effective January 7, 2019 and Zachary Ryer, Fire Lieutenant, Grade 315N, \$20.593 hourly in the Div. of Fire and Emergency Services, effective January 7, 2019; ratifying the Unclassified Civil Service appointments of: Onda Shea Willis, Chief Deputy Coroner Sr., Grade 518N, \$28.572 hourly in the Office of the Coroner, effective February 4, 2019 and Patrick Haley, Chief Deputy Coroner, Grade 517N, \$24.812 hourly in the Office of the Coroner, effective February 4, 2019; ratifying the Classified Civil Service voluntary demotion of: Augustus Sanford, Public Service Worker, Grade 507N, \$13.980 hourly in the Div. of Waste Management, effective December 20, 2018; ratifying the Unclassified Civil Service voluntary demotion of: Ronald King, Deputy Coroner, Grade 515N, \$22.125 hourly in the Office of the Coroner, effective February 4, 2019; ratifying the Unclassified Civil Service appointments to the Office of the Urban County Council of: Kenny Bishop, Aide to Council, Grade 518E, \$2,611.20 biweekly in

the Office of the Urban County Council, effective January 7, 2019; ratifying the Unclassified Civil Service appointment to the Office of the Mayor of: Craig Cammack, Administrative Aide to the Mayor, Grade 523E, \$2,979.04 biweekly in the Office of the Mayor, effective January 7, 2019.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a sale and installation Agreement and amendment thereto with SimplexGrinnell, LP, for the design, installation, and certification of a sprinkler system in the Mounted Police Barn at 575 West Sixth St., Lexington, Ky., at a cost not to exceed \$48,500.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a licensing Agreement with QuickSeries, for the IOS/Android BeReadyLexington mobile app, at no cost to the government.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a First Amendment to Lease Agreement with Partners for Youth for the relocation of Partners for Youth from the Phoenix Building at 101 East Vine St. to the Government Center Annex at 162 East Main St., Room 210, at no cost to the Urban County Government.

A Resolution approving, pursuant to Section 22-55.1 of the Code of Ordinances, the bond with surety of Kenneth Wayne Winburn, Second District Constable (\$10,000), and directing the Div. of Risk Management to record the bond with surety, along with a certified copy of this Resolution, in the office of the Fayette County Clerk.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the United States Dept. of Justice, which Grant funds are in the amount of \$30,869 Federal funds, under the 2017 State Criminal Alien Assistance Program (SCAAP), for the 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 Change Order No. 2 to the Contract with Bri-Den Roofing, a Tecta America Co., LLC, for the Police Training Center Roof Replacement Project, increasing the Contract price by the sum of \$35,332.89 from \$259,737.84 to \$295,070.73 and adding sixty-seven (67) work days to the construction schedule.

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, and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$10,000 Commonwealth of Ky. funds for FY 2020, and are for the purchase of mass casualty equipment for the Div. of Fire and Emergency Services.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute the Rural and Inner City Adopt-A-Spot Program Agreements with Christian Youth Fellowship (\$1,942.48); Royal Priesthood Ministries (\$2,191.56); Greater Faith Apostolic Church BSA #228 (\$523.00); First United Methodist Church BSA Troop 1789 (\$772.00); Ambassadors Christ Ministry (\$400.00); El Shaddai Temple House of Yahweh (\$1,992.32); Bluegrass Chapter Order of Demolay (\$360.00); Phillips Memorial Church (\$448.28); Bluegrass Baseball Club (\$921.44); Phillips Memorial Church (\$636.12); Lexington Swingers Golf Club, Inc. (\$1,616); U Educate U (\$1,658.92); El Shaddai Temple House of Yahweh (\$1,472.00); Ambassadors Christ Ministry (\$1,980.00); New Beginnings Youth Dept. (\$1,736.12); JRC Crew 728 (\$2,057.32); Lexington Swingers Golf Club, Inc. (\$2,238.45); U Educate U (\$1,979.40); Royal Priesthood Ministries (\$1,704.12); House of Prayer (\$828.10); Bluegrass Baseball Club (\$722.08); Christ United Methodist Church BSA #220 (\$1,304.12); Bluegrass Chapter Order of Demolay (\$1,332.32); Dunbar Men Soccer Team (\$1,103.60); Tates Creek Christian Church BSA #59 (\$1,567.20); Immanuel Baptist Church BSA #41 (\$1,231.68); New Beginnings House

of Prayer (\$1,265.40); BSA Troop 98 (\$1,157.40); House of Prayer (\$1,038.28); New Beginnings House of Prayer (\$1,401.00); Dunbar Men Soccer Team (\$1,621.40); Boy Scout Troop #110 (\$1,820.85); Sisters Road to Freedom (\$2,024.00); Apostolic House of Prayer (\$1,705.95); JRC Crew 728 (\$1,980.24); Bluegrass Baseball Club (\$1,984.72); and JRC Crew 728 (\$1,917.80), for participation in the Adopt-A-Spot Roadway Cleanup Program, at a cost not to exceed \$52,635.67.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement with the Hope Center, for the operation of a Street Outreach Program, at a cost not to exceed \$56,250.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One (1) (Final) to the Agreement with ATS Construction, for the Man O' War Blvd. and Richmond Rd. Project, decreasing the Contract price by the sum of \$34,270.84 from \$250,103.75 to \$215,832.91.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the University of Kentucky. Albert B. Chandler Medical Center, for the provision of space in the University of Kentucky Hospital Emergency Room for use as a clinical practice area for the Sexual Assault Nurse Examiner (SANE) Program for FY 2019, at a cost not to exceed \$3,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Commonwealth of Ky.'s Dept. of Community Based Services, for certification of the Family Care Center as a vendor with the state-funded Child Care Assistance Program, 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 Memorandum of Understanding, with the United States Marshals Service, Violent Offender Task Force, for participation in the Task Force, at no cost to the Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with Alpha Co. 4th Law Enforcement Battalion for shared personnel, at no cost to the Government.

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 Living Arts and Science Center, Inc., for stormwater quality projects, at a cost not to exceed \$32,842.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Contract with Link Electric Co., Inc., for the Pam Miller Downtown Arts Center Lighting and Controls Upgrade Project, increasing the Contract price by the sum of \$3,922 from \$154,340 to \$158,262.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with the Ky. State Police, Internet Crimes Against Children Program, for participation in the Task Force, at no cost to the Government.

A Resolution approving, pursuant to KRS 62.055 and Section 22-55.1 of the Code of Ordinances, the bond with surety of Donald W. Blevins, Jr., County Clerk (\$400,000), and directing the Div. of Risk Management to record the bond with surety, along with a certified copy of this Resolution, in the Office of the Fayette County Clerk.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with University of Kentucky Dept. of Educational, School, and Counseling Psychology, for the placement of Practicum Students in the Office of Homelessness Prevention and Intervention, at a cost not to exceed \$24,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Agreement with Smith Contractors, Inc., for the West Hickman 7 Pump Station and Wet Weather Storage Tank Project, increasing the

Contract price by the sum of \$476,733, from \$10,453,000 to \$10,929,733, and extending the date of completion by 103 days, to April 15, 2019.

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 for property interests needed for the Cane Run Trunk Sewer Project, a Remedial Measures Project required by the Consent Decree, at a cost not to exceed \$16,250.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute the certificate of consideration and other necessary documents, and to accept a deed for the property located at 1871 Pensacola Dr., for the Wabash Goodrich Pensacola Lackawanna (WGPL) Stormwater Improvements Project, at a cost not to exceed \$160,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to appoint Patricia L. Dugger as the Local Emergency Management Director, pursuant to KRS 39B.020.

A Resolution approving and adopting a substantial amendment to the 2017 Annual Action Plan decreasing funds for the Community Action Council Youth 180 Program (\$10,000.00), reallocating those funds to the Realtor Community Housing Foundation RAMP Program (\$10,000), 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 A (Neighborhood) Incentive Grant to Waterford II Homeowners Association, Inc., for stormwater quality projects, at a cost not to exceed \$16,132.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class B (Infrastructure) Incentive Grant to Growing Together Preschool, Inc., for stormwater quality projects, at a cost not to exceed \$17,852.

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 provision of worker's compensation for Lexington Fayette Medical Reserve Corps, at no cost to the Government.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class B (Infrastructure) Incentive Grant to Opportunity Workshop of Lexington, Inc., d/b/a Opportunity for Work and Learning, Inc., for stormwater quality projects, at a cost not to exceed \$300,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, pursuant to the Jobs Fund Program, to execute a loan Agreement and related documents with Elite Rad Reporting, LLC, d/b/a Thynk Health, in an amount not to exceed \$250,000, for the creation and retention of at least five (5) new jobs with an average hourly wage of at least \$30, exclusive of benefits.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Louisiana Ave. Neighborhood Association (\$450) for the Office of the Urban County Council, at a cost not to exceed the sum stated.

\* \* \*

Upon motion by Ms. Plomin, and seconded by Mr. F. Brown, the Communications from the Mayor were approved by unanimous vote and were as follows: (1) Recommending the appointment of Ms. Peggy Henson and Mr. Joe Smith to the Transit Authority Board, both with terms expiring June 30, 2022.

\* \* \*

Mr. Ellinger pointed out the numerous resignations of Community Corrections staff listed in the Communications from the Mayor FYI.

\* \* \*

The following Communications from the Mayor were received for information only: (1) Resignation of Della Horton, Administrative Specialist Sr, Grade 516N, Div. of



Planning, effective December 12, 2018; (2) Resignation of Paul Burr, Staff Assistant Sr., Grade 510N, Coroner's Office, effective December 4, 2018; (3) Resignation of William Shearer, Corrections Officer, Grade 110N, Div. of Community Corrections, effective December 28, 2018; (4) Resignation of Luke Canfield, Police Officer, Grade 311N, Div. of Police, effective December 14, 2018; (5) Resignation of Steven Prater, Information Systems Spec. Sr., Grade 517N, Div. of Police, effective December 20, 2018; (6) Resignation of Allen Neal, Maintenance Mechanic, Grade 515N, Div. of Water Quality, effective December 25, 2018; (7) Resignation of Brandon Chaney, Corrections Officer, Grade 110N, Div. of Community Corrections, effective December 30, 2018; (8) Resignation of Christopher Mondelli, Corrections Officer, Grade 110N, Div. of Community Corrections, effective December 7, 2018; (9) Resignation of Justin Borck, Corrections Officer, Grade 110N, Div. of Community Corrections, effective December 17, 2018; (10) Resignation of Nicholas Crawford, Corrections Recruit, Grade 109N, Div. of Community Corrections, effective December 9, 2018; (11) Resignation of Adam Scalia, Corrections Recruit, Grade 109N, Div. of Community Corrections, effective December 28, 2018; (12) Resignation of Keyu Yan, Planner Sr., Grade 521N, Div. of Planning, effective November 30, 2018; (13) Resignation of Joseph Brock, Corrections Officer, Grade 110N, Div. of Community Corrections, effective December 18, 2018; (14) Resignation of Sara Davis, Victim's Advocate, Grade 514N, Div. of Police, effective December 14, 2018; (15) Resignation of Keaton Sawaya, Support Specialist, Grade 512N, Div. of Computer Services, effective December 14, 2018; (16) Resignation of Cory Mundy, Property & Evidence Technician, Grade 513N, Div. of Police, effective December 10, 2018; (17) Resignation of Mark Sweat, Social Worker, Grade 513E, Div. of Adult & Tenant Services, effective December 7, 2018; (18) Resignation of Amber Harris-Gibson, Corrections Recruit, Grade 109N, Dept. of Community Corrections, effective December 4, 2018; (19) Reinstatement of James Heard, Resource Recovery Operator, Grade 513N, \$17.993 hourly in the Div. of Waste Management, effective January 7, 2019; (20) Lateral transfer of Kenneth Smith, Public Service Worker Sr., Grade 509N, \$14.803 hourly in the Div. of Water Quality, effective January 21, 2019; (21) Temporary appointment of Keith Horn,

Commissioner of Law, Grade 538W, \$4,785.12 biweekly in the Dept. of Law, effective January 1, 2019 (22) Temporary appointment of Kashene Wayne, Human Resource Manager, Grade 525E, \$2,449.52 biweekly in the Div. of Human Resources, effective December 10, 2018; and, (23) Temporary appointment of Rita Evans, Administrative Specialist, Grade 513N, \$19.889 hourly in the Div. of Fire and Emergency Services, effective December 10, 2018.

\*

\*

\*

Commander Mike Wright, Div. of Police, presented a disciplinary matter regarding an At-Fault Collision, in violation of KRS 95.450 and General Order 1973-02J, Disciplinary Procedure, Appendix B, Operational Rule 1.40- At Fault Collisions. It is alleged that Detective Jared Curtsinger has been involved in three (3) at fault collisions within a twelve (12) month period. The collisions occurred on January 23<sup>th</sup>, 2018, November 5<sup>th</sup>, 2018, and November 7<sup>th</sup>, 2018. He received and accepted a written reprimand and 2 week suspension of Home Fleet.

Upon motion by Mr. Ellinger, seconded by Mr. Farmer, and approved by unanimous vote, the disciplinary recommendation was approved.

Commander Mike Wright, Div. of Police, presented a second disciplinary matter regarding Violating Any Rules of the Division in violation of KRS 95.450 and General Order 1973-02J, Disciplinary Procedures, Appendix B, Operational Rule 1.35: General Order 2011-08D Emergency and Pursuit Driving and General Order 2015-15A Body Worn Cameras. It is alleged that late in the evening May 30<sup>th</sup>, 2018, and into the early morning of May 31<sup>st</sup>, 2018 Officer Nicholas Music engaged in a vehicle pursuit involving multiple ATVs. During the course of the pursuit, Officer Music violated numerous sections of the General Order 2011-08D Emergency and Pursuit Driving. If the above is true, Officer Nicholas Music is in violation of General 1973-02J, Disciplinary Procedures, Appendix B, Operational Rule 1.35 – Violating Any Rules of the Division, specifically: General Order 2011-08D Emergency and Pursuit Driving, Section V – Pursuits, including but not limited to multiple procedures included in: 1. Paragraph A. General Procedures; 2. Paragraph B. Initiation of Pursuit; and 3. Paragraph C. Pursuit of Operations. It is also alleged that late

in the evening May 30th, 2018, and into the early morning of May 31st, 2018 Officer Nicholas Music engaged in a vehicle pursuit involving multiple ATVs. During the course of the pursuit, Officer Music intentionally failed to activate his Body Worn Camera (BWC\_ thus violating General Order 2015-15A Body Worn Cameras. If the above is true, Officer Nicholas Music is in violation of General Order 1973002J, Disciplinary Procedures, Appendix B, Operation Rule 1.35 – Violating Any Rules of the Division, specifically: General Order 2015-15A Body Worn Camera, Section IV – Procedures, Paragraph B. Officer Responsibilities including (but not limited to) various procedures outlines in subparagraph, 1. When and How to Use BWC. He has received and accepted an 80 hour suspension without pay and upon return a 60 day 1440 hour suspension of Home Fleet.

Mr. Ellinger asked Commander Wright a question about the details surrounding the incident and the documentation.

Commander Wright responded.

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

\* \* \*

Ms. Lamb spoke about the procedures of legislation and the legislative review process.

Mr. J. Brown encouraged all to attend the festivities of Martin Luther King, Jr. Day on Monday, January 21, 2019, at Heritage Hall, starting with a Unity Breakfast at 6:30 a.m., followed by the Freedom March at 10:00 a.m., and then finishing with the Commemorative Holiday Program at 11:00 a.m. featuring actor Daniel Beatty and popular music group Zeb Harrison and the Sounds of Praise. In addition, the Kentucky Theater will have a showing of *Loving* at 2:30 p.m., and the Lyric and Message Theater will be showing *The Mountaintop* at 6 p.m. Parking will be free that day.

Ms. Reynolds expressed gratitude to her colleagues for their support and conveyed her pleasure in working with Mayor Gorton, the Council, Commissioners, and staff. She shared her contact information and encouraged all citizens to contact her with

any issues or concerns regarding the 11<sup>th</sup> district, and introduced her Legislative Aide, Mr. Miguel Lucero.

Mr. Farmer gave an update regarding the progress of the Lexington Convention Center construction project and shared photos of the images of the current construction.

Mayor Gorton thanked Mr. J. Brown, Mr. McCurn, Ms. Evans and Ms. Reynolds for attending the showing of *Beautiful Boy* at the Kentucky Theater the previous evening. An American biographical drama, *Beautiful Boy* follows a young man through his struggle with drug abuse. Mayor Gorton expressed commitment to fighting the opioid crisis locally.

\*

\*

\*

Upon motion by Mr. Farmer, seconded by Vice Mayor Kay, and approved by unanimous vote, the meeting adjourned at 7:05 p.m.

---

Clerk of the Urban County Council