



**Lexington-Fayette Urban County
Government
Minutes - Final
Urban County Council Work Session**

200 E. Main St
Lexington, KY 40507

Tuesday, October 7, 2014

3:00 PM

Council Chamber

Packet

I. Public Comment - Issues on Agenda

Present 14 - Linda Gorton, Chuck Ellinger, Steve Kay, Chris Ford, Shevawn Akers, Diane Lawless, Julian Beard, Kevin Stinnett, Jennifer Scutchfield, George Myers, Jennifer Mossotti, Harry Clarke, Peggy Henson, and Ed Lane

Absent 1 - Bill Farmer Jr.

II. Requested Rezonings/ Docket Approval - Yes

A motion was made by Council Member Jennifer Scutchfield, seconded by Council Member Julian Beard, that this Item be Approved. The motion PASSED by an unanimous vote.

III. Approval of Summary - Yes

[1032-14](#)

Table of Motions, September 23, 2014 Work Session

A motion was made by Council Member Julian Beard, seconded by Council Member George Myers, that this Item be Approved. The motion PASSED by an unanimous vote.

[1057-14](#)

An Ordinance amending Sections 2-458, 2-460, and 2-462 of the Code of Ordinances, relating to the membership requirements, election of officers, and meeting requirements for the Commission for Citizens with Disabilities. [Council Office, Maynard]

A motion was made by Council Member Peggy Henson, seconded by Council Member Chuck Ellinger, that this Item be Approved and Referred to the Docket of the Urban County Council to be returned on 10/09/14. The motion PASSED by an unanimous vote.

[1059-14](#)

Speed Limit - Jouett Creek Drive

A motion was made by Council Member Jennifer Scutchfield, seconded by Council Member Jennifer Mossotti, that this Item be Approved and Referred to the Docket of the Urban County Council to be returned on 10/09/14. The motion PASSED by an unanimous vote.

[1060-14](#)

Speed Limit - Ellerslie Park Boulevard

A motion was made by Council Member Jennifer Scutchfield, seconded by

Council Member George Myers, that this Item be Approved and Referred to the Docket and sent to the Urban County Council to be returned on 10/09/14. The motion PASSED by an unanimous vote.

[1061-14](#)

Multi-way Stop Controls at Blazer Parkway and North Eagle Creek Drive.

A motion was made by Council Member Jennifer Scutchfield, seconded by Council Member Ed Lane, that this Item be Approved and Referred to the Docket of the Urban County Council to be returned on 10/09/14. The motion PASSED by an unanimous vote.

[1062-14](#)

Multi-way Stop Controls at Rio Dosa Drive and North Locust Hill Road.

A motion was made by Council Member Jennifer Scutchfield, seconded by Council Member Peggy Henson, that this Item be Approved and Referred to the Docket of the Urban County Council to be returned on 10/09/14. The motion PASSED by an unanimous vote.

[1065-14](#)

A resolution denying the transfer of control of Time Warner Cable to Comcast Corporation, and a resolution denying the transfer of control of Comcast Corporation to Charter Communications, Inc.

A motion was made by Council Member Linda Gorton, seconded by Council Member George Myers, that this Item be Approved and Referred to the Docket of the Urban County Council to be returned on 10/09/14. The motion PASSED by an unanimous vote.

IV. Budget Amendments - Yes

[1064-14](#)

A motion was made by Council Member Julian Beard, seconded by Council Member Steve Kay, that this Item be Approved and Referred to the Docket of the Urban County Council to be returned on 10/09/14. The motion PASSED by an unanimous vote.

V. New Business - Yes

VI. Continuing Business/ Presentations

b [1033-14](#) Public Safety Committee Summary, September 16, 2014

Received and Filed

c [1045-14](#) Proclamation: Jr. Fire Chief

Received and Filed

d [1048-14](#) Presentation: Energy Saving Performance Contracting at Fayette County Detention Center; By: James Bush, Div. of Environmental Policy

Received and Filed

VII. Council Reports

[1035-14](#)

Neighborhood Development Funds, October 7, 2014

A motion was made by Council Member Jennifer Scutchfield, seconded by Council Member Peggy Henson, that this Item be Amended. The motion PASSED by an unanimous vote.

A motion was made by Council Member Shevawn Akers, seconded by Council Member Jennifer Scutchfield, that this Item be Approved and Referred to the Docket of the Urban County Council to be returned on 10/09/14. The motion PASSED by an unanimous vote.

VIII. Mayor's Report - Yes

[1051-14](#)

1. Recommending the appointment of Ms. Kenzie Gleason, to fill the unexpired term of Mr. Roger Daman as Designee, Commissioner of Planning, to the Commission for Citizens with Disabilities with term to expire 1/1/2015.

A motion was made by Council Member Julian Beard, seconded by Council Member Jennifer Scutchfield, that this Item be Approved and Referred to the Docket of the Urban County Council to be returned on 10/09/14. The motion PASSED by an unanimous vote.

IX. Public Comment - Issues Not on Agenda

X. Adjournment

A motion was made by Council Member Jennifer Scutchfield, seconded by Council Member Jennifer Mossotti, that this Work Session be Adjourned. The motion PASSED by an unanimous vote.

Administrative Synopsis - New Business Items

- a [0984-14](#) Authorization to accept award of additional federal funds in the amount of \$145,000 from the Kentucky Department of Military Affairs, Division of Emergency Management under the Chemical Stockpile Emergency Preparedness Program (CSEPP) for construction of a storage building for decontamination equipment. (L0984-14)(Gooding/Mason)
This is a request to accept award of additional federal funds in the amount of \$145,000 from the Kentucky Department of Military Affairs, Division of Emergency Management under the Chemical Stockpile Emergency Preparedness Program (CSEPP) for construction of a storage building for decontamination equipment. Budget Amendment 5987 is in process.
A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Item be Approved and Referred to the Docket of the Urban County Council to be returned on 10/09/14. The motion PASSED by an unanimous vote.
- b [0995-14](#) Authorization to execute an agreement with G&J Pepsi-Cola Bottlers, Inc awarding a Class B (Infrastructure) Stormwater Quality Projects Incentive Grant not to exceed \$302,557.00 for work related to water quality and quantity control at 559 South Forbes Road. (L0995-14) (Martin/Holmes)
This is a request to execute an agreement with G&J Pepsi-Cola Bottlers, Inc awarding a Class B (Infrastructure) Stormwater Quality Projects Incentive Grant not to exceed \$302,557.00 for work related to water quality and quantity control at 559 South Forbes Road. Funds are budgeted.
A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Item be Approved and Referred to the Docket of the Urban County Council to be returned on 10/09/14. The motion PASSED by an unanimous vote.
- c [1000-14](#) Authorization to execute an agreement with DMH Construction Inc. for Change Order #1 in the amount of \$12,493.51 for the Idle Hour North Stormwater Improvements Project. (L1000-14)(Martin/Holmes)
This is a request to execute an agreement with DMH Construction Inc. for Change Order #1 for the Idle Hour North Stormwater Improvements Project. Change order #1 for \$12,493.51 increases the original contract amount of \$522,556.35 to \$535,049.86. A budget amendment is being processed to make funds available.
A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Item be Approved and Referred to the Docket of the Urban County Council to be returned on 10/09/14. The motion PASSED by an unanimous vote.

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- d [1003-14](#) Authorization to accept a deed of easement from the owner of record of 729 Woodward Lane for easements on the property for the Wilderness Road/Woodward Lane Sanitary Sewer Project. (L1003-14)(Martin/Holmes)
This is a request to accept a deed of easement from the owner of record of 729 Woodward Lane for easements on the property for the Wilderness Road/Woodward Lane Sanitary Sewer Project at a cost of \$1,000.00. Funds are budgeted.
A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Item be Approved and Referred to the Docket of the Urban County Council to be returned on 10/09/14. The motion PASSED by an unanimous vote.
- e [1007-14](#) Authorization to execute an agreement with Clean Harbors Environmental Services for the collection and disposal of household hazardous waste for the Fall Haul Collection event scheduled for October 18 (L1007-14)(Thurman/Holmes)
This is a request to execute an agreement with Clean Harbors Environmental Services for the collection and disposal of household hazardous waste for the Fall Haul Collection event scheduled for October 18 at a cost not to exceed \$149,550. A grant in the amount of \$80,500 from the Commonwealth of Kentucky will pay for a portion of the total cost. Cost to the government will be \$69,050. Funds are budgeted.
A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Item be Approved and Referred to the Docket of the Urban County Council to be returned on 10/09/14. The motion PASSED by an unanimous vote.
- f [1008-14](#) Authorization to accept award of federal funds in the amount of \$100,000 from the Kentucky Department for Local Government under the Recreational Trail Program for Brighton Rail Trail Phase 4. (L1008-14)(Gooding/Paulsen)
This is a request to accept award of federal funds in the amount of \$100,000 from the Kentucky Department for Local Government under the Recreational Trail Program for Brighton Rail Trail Phase 4. Budget Amendments 5994 and 5996 are in process.
A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Item be Approved and Referred to the Docket of the Urban County Council to be returned on 10/09/14. The motion PASSED by an unanimous vote.
- g [1014-14](#) Authorization for the Mayor to contract a New Case Document for Lexington Fayette Urban County Government, Police and Fire Retirement Fund with Humana Insurance Company effective January

1, 2015 through December 31, 2015. (L1014-14)(Maxwell)

This is a request to authorize the Mayor to contract a New Case Document for Lexington Fayette Urban County Government, Police and Fire Retirement Fund with Humana Insurance Company effective January 1, 2015 through December 31.

A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Item be Approved and Referred to the Docket of the Urban County Council to be returned on 10/09/14. The motion PASSED by an unanimous vote.

h [1019-14](#)

Authorization to execute a release of easement, releasing a utility easement at 450 W. Reynolds Road for Lexington Christian Academy. (L1019-14)(Martin/Holmes)

This is a request to execute a release of easement, releasing a utility easement at 450 W. Reynolds Road for Lexington Christian Academy. There is no budgetary impact.

A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Item be Approved and Referred to the Docket of the Urban County Council to be returned on 10/09/14. The motion PASSED by an unanimous vote.

i [1022-14](#)

Authorization to amend Section 22-5 of the Code of Ordinances, extending one (1) position of Administrative Specialist Principal (Grade 114E) and three (3) positions of Administrative Specialist for a term of two (2) years beginning September 23, 2014 and ending September 23, 2016 within the Division of Water Quality. (L1022-14) (Martin/Holmes)

This is a request to amend Section 22-5 of the Code of Ordinances, extending one (1) position of Administrative Specialist Principal (Grade 114E) and three (3) positions of Administrative Specialist for a term of two (2) years beginning September 23, 2014 and ending September 23, 2016 within the Division of Water Quality. Funds are budgeted for FY15.

A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Item be Approved and Referred to the Docket of the Urban County Council to be returned on 10/09/14. The motion PASSED by an unanimous vote.

j [1023-14](#)

Authorization to enter into a Memorandum of Agreement with the Fayette County Public Schools for the operation of the Parent Resource Center at the Family Care Center. (L1023-14) (Mills)

This is a request to enter into a Memorandum of Agreement with the Fayette County Public Schools for the operation of the Parent Resource Center at the Family Care Center. There is no budgetary

impact.

A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Item be Approved and Referred to the Docket of the Urban County Council to be returned on 10/09/14. The motion PASSED by an unanimous vote.

k [1028-14](#)

Authorization to execute a Facility Usage Contract with the Lexington Art League, Inc. for usage of the Loudon House effective September 23, 2014. (L1028-14)(Chambers/Reed)

This is a request to execute a Facility Usage Contract with the Lexington Art League, Inc. for usage of the Loudon House effective September 23, 2014 at a cost of \$500 per month.

A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Item be Approved and Referred to the Docket of the Urban County Council to be returned on 10/09/14. The motion PASSED by an unanimous vote.

l [1029-14](#)

Authorization to amend the Central Kentucky 9-1-1 Network Agreement to include language that clearly states that the LFUCG is not responsible for damage to installed equipment due to various perils, tampering, or work performed by unauthorized technicians. (L1029-14)(Stack/Mason)

This is a request to amend the Central Kentucky 9-1-1 Network Agreement to include language that clearly states that the LFUCG is not responsible for damage to installed equipment due to various perils, tampering, or work performed by unauthorized technicians. There is no budgetary impact.

A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Item be Approved and Referred to the Docket of the Urban County Council to be returned on 10/09/14. The motion PASSED by an unanimous vote.

m [1030-14](#)

Authorization to execute change order No. 1 for \$68,352.92 with Bluegrass Contracting, Corp. for construction of Meadows/Northland/Arlington Public Improvements Project, Phase 5B. (L1030-14)(Gooding/Paulsen)

This is a request to execute change order No. 1 for \$68,352.92 with Bluegrass Contracting, Corp. for construction of Meadows/Northland/Arlington Public Improvements Project, Phase 5B. The new contract amount is \$806,151.67. Funds are budgeted.

A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Item be Approved and Referred to the Docket of the Urban County Council to be returned on 10/09/14. The motion PASSED by an unanimous vote.

- n [1037-14](#) Authorization for the Mayor to execute change orders subject to certain conditions to the contract with Marrillia Design and Construction for the new Senior Citizen Center. (L1037-14)(Reed)
This is a request to authorize the Mayor to execute change orders to the contract with Marrillia Design and Construction for the Senior Citizen Senior subject to certain conditions including a requirement that individual change orders do not exceed Twenty Two Thousand Two Hundred Dollars (\$22,000) and the cumulative total increase for all change orders pursuant to this resolution does not exceed Two Hundred Twenty Two Thousand Dollars (\$222,000) Funds are budgeted.
- A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Item be Approved and Referred to the Docket of the Urban County Council to be returned on 10/09/14. The motion PASSED by an unanimous vote.**
- o [1039-14](#) Authorization to amend Sections 22-5 of the Code of Ordinances, abolishing one (1) unclassified position of Equipment Operator P/T (Grade 108N) and creating one (1) unclassified position of Clerical Assistant P/T (Grade 104N) in the Division of Family Services. (L1039-14)(Rodes/Mills)
This is a request to amend Sections 22-5 of the Code of Ordinances, abolishing one (1) unclassified position of Equipment Operator P/T (Grade 108N) and creating one (1) unclassified position of Clerical Assistant P/T (Grade 104N) in the Division of Family Services. There is no fiscal impact as part-time funds are included in FY 2015 budget.
- A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Item be Approved and Referred to the Docket of the Urban County Council to be returned on 10/09/14. The motion PASSED by an unanimous vote.**
- p [1040-14](#) Authorization to execute Change Order #1 with O'Rourke Wrecking Company in the amount of \$13,710 for additional demolition for PSOC Project Phase 1/A. (L1040-14)(Mason)
This is a request to execute Change Order #1 with O'Rourke Wrecking Company in the amount of \$13,710 for additional demolition for PSOC Project Phase 1/A. The new contract total is \$265,710. Funds are budgeted.
- A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Item be Approved and Referred to the Docket of the Urban County Council to be returned on 10/09/14. The motion PASSED by an unanimous vote.**