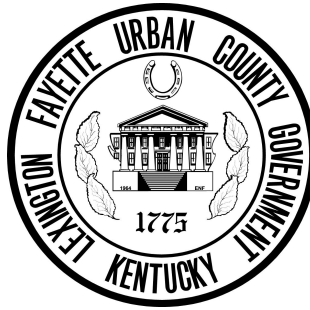


Lexington-Fayette Urban County Government

200 E. Main St
Lexington, KY 40507



Minutes

Tuesday, April 26, 2022

3:00 PM

Packet

Council Chamber

Urban County Council Work Session

I. Public Comment - Issues on Agenda

Present 14 - Steve Kay, Richard Moloney, Chuck Ellinger, James Brown, Josh McCurn, Hannah LeGris, Susan Lamb, Liz Sheehan, David Kloiber, Fred Brown, Whitney Baxter, Amanda Bledsoe, Jennifer Reynolds, and Kathy Plomin

Absent 1 - Preston Worley

An Ordinance changing the zone from an Interchange Service Business (B-5P) zone to a Planned Neighborhood Residential (R-3) zone, for 6.022 net (15.204 gross) acres, for a portion of property at 2143 North Broadway. A conditional use for an assisted living facility has also been requested with this zone change. (PROPCO North Broadway, Lexington, Ky, LLC; Council District 6) Approval 9-0 (**To Be Heard By June 22, 2022**) [Div. of Planning, Duncan]

A motion was made by Council Member David Kloiber, seconded by Council Member Kathy Plomin, that this Ordinance be Approved and Referred to Docket without Hearing, and sent to the Urban County Council to return on 4/28/2022. The motion PASSED by unanimous vote.

An Ordinance changing the zone from a Light Industrial (I-1) zone to a Lexington Center Business (B-2B) zone, for 9.23 net (12.73 gross) acres, from a Two-Family Residential (R-2) zone to a Lexington Center Business (B-2B) zone, for 0.00 net (0.08 gross) acres, and from a Light Industrial (I-1) zone to a Two-Family Residential (R-2) zone, for 0.00 net (0.13 gross) acres, for a portion of properties at 131 and 150 Tucker St. (Town Branch Park, Inc.; Council District 11) Approval 9-0 Objector (**To Be Heard By June 22, 2022**) [Div. of Planning, Duncan]

A motion was made by Council Member Jennifer Reynolds, seconded by Council Member Chuck Ellinger II, that this Ordinance be Approved and Referred to Docket without Hearing, and sent to the Urban County Council to return on 4/28/2022. The motion PASSED by unanimous vote.

An Ordinance changing the zone from an Agricultural Rural (A-R) zone to an Expansion Area Residential 1 (EAR-1) zone, for 21.616 net (22.085 gross) acres, for a portion of property at 2179 Bahama Rd. (Hart Family Enterprises, LLC; Council District 12) Approval 8-0 (**To Be Heard By June 22, 2022**) [Div. of Planning, Duncan]

A motion was made by Council Member Kathy Plomin, seconded by Council Member Steve Kay, that this Ordinance be Approved and Referred to Docket without Hearing, and sent to the Urban County Council to return on 4/28/2022. The motion PASSED by unanimous vote.

A motion was made by Council Member Hannah LeGris, seconded by Council Member Susan Lamb, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to return on 4/28/2022. The motion PASSED by unanimous vote.

II. Requested Rezoning/ Docket Approval

III. Approval of Summary

a Table of Motions: Council Work Session, April 19, 2022

A motion was made by Council Member Chuck Ellinger II, seconded by Council Member Steve Kay, that this Summary be Approved. The motion PASSED by unanimous vote.

IV. Budget Amendments

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 2022 SCHEDULE NO. 0037.

A motion was made by Council Member Kathy Plomin, seconded by Council Member Steve Kay, that this Agenda Item be Approved and Referred to Docket. and sent to the Urban County Council to return on 4/28/2022. The motion PASSED by unanimous vote.

AN ORDINANCE AMENDING CERTAIN OF THE BUDGETS OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT FOR COUNCIL APPROPRIATIONS FOR VARIOUS PROJECTS FROM AMERICAN RESCUE PLAN ACT (ARPA) STATE AND LOCAL RECOVERY FUNDS, AS APPROVED FEBRUARY 17, 2022, AND APPROPRIATING AND RE-APPROPRIATING FUNDS, SCHEDULE NO 0038.

A motion was made by Council Member Kathy Plomin, seconded by Council Member Steve Kay, that this Agenda Item be Approved and Referred to Docket. and sent to the Urban County Council to return on 4/28/2022. The motion PASSED by unanimous vote.

V. New Business

VI. Continuing Business/ Presentations

a Presentation: Clean Slate Lexington-Expungement Clinic and Job Fair

Received and Filed

b Presentation: Addressing Violence in Lexington (Part 1): Prevention and Intervention

Received and Filed

VII. Council Reports

VIII. Mayor's Report

A motion was made by Council Member Ellinger, seconded by Council Member Bledsoe, that the be Approved The motion PASSED by unanimous vote.

IX. Public Comment - Issues Not on Agenda

X. Adjournment

A motion was made by Council Member Bledsoe, seconded by Council Member Baxter, that the be Adjourned The motion PASSED by unanimous vote.

Administrative Synopsis - New Business Items

a

A Resolution authorizing Strothman and Co., Certified Public Accountants and Advisors, to conduct a financial audit of all Lexington-Fayette Urban County Government funds for fiscal year 2022 for an amount not to exceed \$165,000 (FY 2023), and authorizing and directing the Mayor or the Commissioner of Finance, on behalf of the Urban County Government, to execute a Letter Agreement and any other necessary documents with Strothman and Co. related to the audit. [Dept. of Finance, Hensley]

A motion was made by Council Member Whitney Baxter, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 4/28/2022.The motion PASSED by unanimous vote.

b

A Resolution authorizing and directing the Mayor or the Commissioner of Finance, on behalf of the Urban County Government, to execute a Letter Agreement and any other necessary documents with Strothman and Co., Certified Public Accountants and Auditors, for preparation of the Sheriff's Settlement for the 2021 Property Tax Year, at a cost not to exceed \$8,700. (FY 2023). [Dept. of Finance, Hensley]

A motion was made by Council Member Whitney Baxter, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 4/28/2022.The motion PASSED by unanimous vote.

c

Authorization to amend Chapter 12 of the Code of Ordinances to reflect the creation of the Housing Repair Financial Assistance Program and establish a mechanism to provide assistance to homeowners that have been placed under a Notice of Repair by the Division of Code Enforcement for the repair of their property. Program funds for FY2022 in the amount of \$200,000.00 are budgeted via the American Rescue Plan Act (ARPA). (L0339-22)
(Olszowy/Lanter)

A motion was made by Council Member Whitney Baxter, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 4/28/2022.The motion PASSED by unanimous vote.

d

Authorization to accept the renewal Pricing Supplement and Pricing Sheet with TransUnion Risk and Alternative Data Solutions, Inc. (TRADS) to permit the Division of Police advanced use of a data source maintained by TRADS, at an annual cost of \$10,500.00. Effective date of the agreement is April 1, 2022. Funds are budgeted. (L0376-22)
(Weathers/Armstrong)

A motion was made by Council Member Whitney Baxter, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 4/28/2022.The motion PASSED by unanimous vote.

- e** Authorization of payments in the amount of \$40,500.00 to both the Commonwealth of Kentucky, Kentucky State Treasurer and to the United States Department of Justice, as stipulated penalties under the Consent Decree for sanitary sewer overflow that occurred in 2020 for a total cost of \$81,000.00 and to execute any necessary documents related to the payment. Funds are budgeted. (0377-22) (Martin/Albright)

A motion was made by Council Member Whitney Baxter, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 4/28/2022.The motion PASSED by unanimous vote.

- f** Authorization to execute an agreement with Pyrotecnico Fireworks, Inc. to sell, furnish and deliver a fireworks display on July 4, 2022, at a cost of \$18,000.00. If fired on the postponement date of July 5, 2022, a fee of ten percent (10%) will be added. Funds are budgeted. (L0385-22) (Conrad/Ford)

A motion was made by Council Member Whitney Baxter, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 4/28/2022.The motion PASSED by unanimous vote.

- g** Authorization to abolish one (1) vacant classified position of Administrative Specialist Sr. (Grade 516N) in the Division of Community and Resident Service, one (1) vacant unclassified position of Administrative Specialist Sr. (Grade 516N) in the Office of the Chief Administrative Officer; and create one (1) classified position of Housing Advocate (Grade 516N) and one (1) classified position of Administrative Specialist Sr. (Grade 516N) in the Department of Housing Advocacy & Community Development. These positions will work directly with residents and internal and external partners to address individual and community housing needs. No budgetary impact. (L0386-22) (Maxwell/Hamilton)

A motion was made by Council Member Whitney Baxter, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 4/28/2022.The motion PASSED by unanimous vote.

- h** Authorization to submit the 2022 Consolidated Plan, accepting awards of federal funds for Community Development Block Grant (CDBG) Program in the amount of \$2,440,132, HOME Investment Partnerships Program in the amount of \$1,342,387, and Emergency Solutions Grants Program in the amount of \$207,017, from the U.S. Department of Housing and Urban Development for FY 2023, and to execute agreements with subrecipients

in accordance with the approved plan, subject to final Federal allocation amounts for FY2023. (L0395-22) (Lanter)

A motion was made by Council Member Whitney Baxter, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 4/28/2022.The motion PASSED by unanimous vote.

- i Authorization to execute Contract Modification No. 3 with Strand Associates Inc. for the Town Branch Trail Phase 6 Project for additional design services for pedestrian connection from the parking lot to the trail with landscaping, at a cost of \$67,500, increasing the total contract to \$1,140,374.00. Funds will be budgeted via the American Rescue Plan Act (ARPA). (L0396-22) (Burton/Albright)

A motion was made by Council Member Whitney Baxter, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 4/28/2022.The motion PASSED by unanimous vote.

- j Authorization to accept federal funds in the amount of \$120,000.00 and to execute an agreement for the design phase of the Lane Allen Sidewalk Project funded under the Kentucky Transportation Cabinet Surface Transportation Program (SLX) for capital improvements projects. A match in the amount of \$30,000 is required. Funds are budgeted. (L0397-22) (Burton/Albright)

A motion was made by Council Member Whitney Baxter, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 4/28/2022.The motion PASSED by unanimous vote.

- k Authorization to submit an application to the Kentucky Office of Homeland Security requesting federal funds in the amount of \$861,312 for the Division of Police under the State Homeland Security Grant Program for equipment to support the Hazardous Devices Unit and the Air Support Unit. No matching funds are required. (L0398-22) (Weathers/Armstrong)

A motion was made by Council Member Whitney Baxter, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 4/28/2022.The motion PASSED by unanimous vote.

- l Authorization to execute an amendment to the agreement with the Kentucky Emergency Management Agency under the Hazard Mitigation Grant program extending the period of performance through June 30, 2024 for the Fayette County Weather Radios Project. No budgetary impact. (L0399-22) (Dugger/Armstrong)

A motion was made by Council Member Whitney Baxter, seconded by Council

Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket and sent to the Urban County Council to return on 4/28/2022. The motion PASSED by unanimous vote.