



Lexington-Fayette Urban County Government Minutes - Final

200 E. Main St
Lexington, KY 40507

Urban County Council Work Session

Tuesday, November 29, 2016

3:00 PM

Council Chamber

Packet

I. Public Comment - Issues on Agenda

II. Requested Rezonings/ Docket Approval

A motion was made by CM Henson, seconded by CM Scutchfield, that the Docket be Approved. The motion PASSED by unanimous vote.

[1358-16](#)

A motion was made by Council Member Jake Gibbs, seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.

[1350-16](#)

A motion was made by Council Member James Brown, seconded by Council Member Susan Lamb, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.

III. Approval of Summary

a [1313-16](#)

Table of Motions: Council Work Session, November 15, 2016

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Jennifer Scutchfield, that this Summary be Approved. The motion PASSED by unanimous vote.

IV. Budget Amendments

[1357-16](#)

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. 0027.

A motion was made by Council Member Kevin Stinnett, seconded by Council

Member Bill Farmer, Jr., that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.

V. New Business

VI. Continuing Business/ Presentations

a [1319-16](#) Neighborhood Development Funds, November 29, 2016

A motion was made by Council Member Steve Kay, seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.

b [1314-16](#) Committee Summary: Planning & Public Safety Committee (Partial Report), October 11, 2016

Received and Filed

[1359-16](#)

A motion was made by Council Member Jennifer Mossotti, seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.

[1360-16](#)

A motion was made by Council Member Jennifer Mossotti, seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.

c [1320-16](#) Committee Summary: Budget, Finance & Economic Development Committee, September 27, 2016

Received and Filed

d [1315-16](#) Recognition: Employee/Division Awards

Received and Filed

VII. Council Reports

[1356-16](#) Authorization to amend Ordinance 194-2016 in order to return the affected employees to their prior status based on a court decision that blocks the new overtime rule propounded by the Department of Labor., effective November 28, 2016. No fiscal impact associated with this action. (L1356-16) (Maxwell/Hamilton)

A motion was made by Council Member Steve Kay, seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/01/2016. The motion PASSED by unanimous vote.

[1361-16](#)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Richard Moloney, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.

VIII. Mayor's Report

[1347-16](#)

- (1) Recommending the reappointments of Mr. William Alford and Mr. James Coles to the Airport Board with terms expiring December 1, 2020;
- (2) Recommending the reappointment of Mr. Rodney Lee, as Homeless or Formerly Homeless Representative, to the Homelessness Prevention and Intervention Board with term expiring December 1, 2020;
- (3) Recommending the reappointments of Ms. Gwen Pinson and Council Member Jennifer Scutchfield, to the Internal Audit Board, with terms expiring December 1, 2020;
- (4) Recommending the reappointment of Mr. John McNamara, as Kentucky Restaurant Association Representative, to the Lexington Convention and Visitors Bureau Board of Directors with term expiring December 1, 2019;
- (5) Recommending the appointments of Mr. Harry Ellington, as Resident Over 60 Representative, and Ms. Kelly Weber, filling an unexpired term, to the Senior Services Commission, with terms expiring December 1, 2020 and September 1, 2018 respectively; and
- (6) Recommending the reappointment of Council Member Angela Evans to the Sister Cities Program Commission with term expiring December 1, 2020.

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Jennifer Scutchfield, that this Communication be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/01/2016. The motion PASSED by unanimous vote.

IX. Public Comment - Issues Not on Agenda

X. Adjournment

A motion was made by CM Farmer, Jr., seconded by CM Mossotti, that the meeting be Adjourned. The motion PASSED by unanimous vote.

Administrative Synopsis - New Business Items

- a [1210-16](#) Authorization to enter a 12-month grant agreement with the Lexington Housing Authority providing one-time funds of \$8,000 for deposit/application fee assistance for veterans experiencing homelessness. Funds are budgeted in the Office of Homelessness Prevention & Intervention. (L1210-16) (Lanter/Hamilton)
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Jennifer Scutchfield, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.**
- b [1233-16](#) Authorization to accept award of federal funds in the amount of \$14,095,887.00 from the U. S. Department of Transportation under the 2016 Transportation Investment Generating Economic Recovery (TIGER) competitive grant program for construction of sections (zones 3, 4, 6, and 7) of Town Branch Commons Project. The grant requires a 20% local match in the amount of \$3,523,972.00 Budget amendments are in the process. (L1233-16) (Burton/Paulsen)
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Jennifer Scutchfield, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.**
- c [1259-16](#) Authorization to enter into a lease agreement with Eastland Legacy Center, LLC for space within the Eastland Shopping Center located at 1301 Winchester Road. Central Sector Police Roll Call along with Special Operations will be relocated to this location due to the sale of Central Kentucky Job Center and the upcoming termination of the Special Operations lease. The cost for this Fiscal Year is \$18,153.29. Funds are budgeted. (L1259-16) (Baradaran/Reed)
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Jennifer Scutchfield, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.**
- d [1260-16](#) Authorization to accept award in the amount of \$98,671.20 from Kentucky Department of Military Affairs, Division of Emergency Management for FY 2017 Emergency Management Assistance Project. Match in the amount of \$98,671.20 has been budgeted in the 2017 general fund for Division of Emergency Management/911 for a total project cost of \$197,342.40. (L1260-16) (Dugger/Bastin)
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Jennifer Scutchfield, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.**

- e [1261-16](#) Authorization to execute Supplemental Agreement No. 5 with the Kentucky Transportation Cabinet, accepting additional federal funds in the amount of \$1,054,450 for the Newtown Pike Extension Project and to approve fourth amendment to agreement with Lexington Community Land Trust for additional federal funds in the amount of \$988,200 for operating, mitigation, and construction costs. No matching funds required. (L1261-16) (Burton/Paulsen)
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Jennifer Scutchfield, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.**
- f [1266-16](#) Authorization to enter into a contract with Stantec Architecture, Inc. to develop a facilities plan for the Department of Environmental Quality and Public Works. The cost for this Fiscal Year is \$218,000.08. Funds are budgeted. (L1266-16) (Hoskins-Squier)
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Jennifer Scutchfield, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.**
- g [1267-16](#) Authorization to execute Change Order No. 1 (Final) with The Allen Company, Inc. for the Gainesway Trail Project decreasing the contract amount by \$40,025.73 for a new total of \$330,407.07. (L1267-16) (Burton/Paulsen)
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Jennifer Scutchfield, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.**
- h [1268-16](#) Authorization to execute an amended Memorandum of Agreement (MOA) with affiliates who wish to have recycling materials processed at the LFUCG's Material Recovery Facility (MRF). This amended MOA increases the processing fee from \$35 to \$50, which was recommended by the Urban County Council. (L1268-16) (Hoskins-Squier)
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Jennifer Scutchfield, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.**
- i [1269-16](#) Authorization to enter into a purchase agreement for the parcel located at 300 Quinton Court. This parcel would be the future site of the West Hickman 7 Wet Weather Storage Tank. The purchase price of the parcel is \$1,750,000.00. CONSENT DECREE. Funds are budgeted. (L1269-16) (Martin/Hoskins-Squier)
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council**

Member Jennifer Scutchfield, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.

- j [1282-16](#) Authorization to approve the Reimbursement Resolution which will allow for spending of funds prior to the receipt of Bond proceeds. The Federal TIGER grant match process is unique, requiring up front commitment of 100% of the match even though the expenditure of funds will be over several years. Adopting a Reimbursement Resolution meets grant match guidelines and allows the actual expenditure of funds to match project timelines. Approval of bond proceeds of \$3,523,971.75 are requested by the Department of Finance to provide grant match funding as part of the TIGER Grant agreement with the Federal Government for Town Branch Commons Project. No cost for this Fiscal Year. The cost for future Fiscal Year is \$240,000.00 annual debt services for 20 years. Budget amendment in process. (L1282-16) (O'Mara)
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Jennifer Scutchfield, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.**
- k [1283-16](#) Authorization to execute a professional services agreement between Lexington-Fayette Urban County Government (LFUCG) and DesignWORKS to provide landscape architectural services related to design of landscaping improvements for the North Broadway/Paris Pike corridor (from Loudon Avenue to Kingston Road) and Richmond Road medians. The agreement is not-to-exceed amount of \$44,750.00. Funds are budgeted. (L1283-16) (Hoskins-Squier)
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Jennifer Scutchfield, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.**
- l [1284-16](#) Authorization to execute a professional services agreement between Lexington-Fayette Urban County Government (LFUCG) and MKSK to provide landscape architectural services related to design of landscaping improvements for the Winchester Road at New Circle Road interchange. The agreement is not-to-exceed amount of \$23,670.00. Funds are budgeted. (L1284-16) (Hoskins-Squier)
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Jennifer Scutchfield, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.**
- m [1286-16](#) Authorization to approve ASAP Systems Contract for purchase of BarCloud Suite for the Division of Emergency Management. The cost this Fiscal Year is \$2,899.00. Funds are budgeted. (L1286-16) (Duggar/Bastin)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Jennifer Scutchfield, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.

n [1287-16](#)

Authorization to enter into an agreement with Bullhorn Creative for professional services to develop Safe Street Marketing Materials in the amount up to \$40,000. Funds are budgeted. (L1287-16)
(Neal/Hoskins-Squier)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Jennifer Scutchfield, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.

o [1288-16](#)

Authorization to execute a partial release of utility easement, releasing easement at 2585 Pascoli Place. No projected cost. (L1288-16)
(Martin/Hoskins-Squier)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Jennifer Scutchfield, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.

p [1289-16](#)

Authorization to execute agreement with Alta Planning + Design in the amount of \$220,000 for Lexington Area Bike and Pedestrian Master Plan Update. Funds are budgeted. (L1289-16) (Duncan/Paulsen)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Jennifer Scutchfield, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.

q [1290-16](#)

Authorization to create one (1) classified positions of Municipal Engineer Sr. (Grade 525E) in the Division of Engineering, effective upon passage of Council. This has a 12-month future impact cost of \$90,847.00 and funds are budgeted. (L1290-16) (Maxwell/Hamilton)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Jennifer Scutchfield, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.

r [1291-16](#)

Authorization to Execute Change Order #16 with Churchill McGee, LLC in the amount of \$26,972.44 and zero additional working days to the construction schedule for the Public Safety Operations Center Phase 1B Renovation Contract #287-2014. The new contract total is \$6,692,294.89. Funds are budgeted. (L1291-16) (Bastin)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Jennifer Scutchfield, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.

- s** [1292-16](#) Authorization to request passage of Ordinance to amend Chapter 16 of the Code of Ordinances to reflect changes made to the updated Stormwater Manual (dated October 1, 2016). No budgetary impact. (L1292-16) (Martin/Hoskins-Squier)
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Jennifer Scutchfield, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.**
- t** [1293-16](#) Authorization to change the title of the unclassified position title of Program Administrator (Grade 524N) to Clinical Services Supervisor (Grade 524E) in the Division of Community Corrections, effective November 28, 2016. There is no fiscal impact with this action. (L1293-16) (Maxwell/Hamilton)
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Jennifer Scutchfield, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.**
- u** [1294-16](#) Authorization to amend Resolution No. 575-2016 Section 1, effective retroactive to September 15, 2016. The Resolution should be amended to read: John Spotts, Stores Clerk, Grade 508N, \$14.625 hourly in the Division of Facilities and Fleet Management, effective upon passage of Council. No fiscal impact associated with this action. (L1294-16) (Maxwell/Hamilton)
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Jennifer Scutchfield, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.**
- v** [1296-16](#) Authorization to transfer one (1) position of Administrative Officer Sr. (Grade 526E) and one (1) position of Deputy Chief Information Officer (Grade 533E) and the incumbents from the Division of Enterprise Solutions to the Department of Information Technology, effective upon passage of Council. No budgetary impact. (L1296-16) (Maxwell/Hamilton)
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Jennifer Scutchfield, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.**
- w** [1299-16](#) **Authorization to accept the proposal submitted by Brandstetter Carroll, Inc. for Architectural and Engineering Services for Shillito Park Pool Expansion in the amount of \$46,000. Funds are budgeted. (L1299-16) (Conrad/Reed)**

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Jennifer Scutchfield, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.

- x [1303-16](#) Authorization to execute Amendment No. 2 to Agreement with the Kentucky Transportation Cabinet to extend the completion timeframe to December 31, 2019 for Town Branch Trail Phases IV, V, and VI, as funded under the Congestion Mitigation and Air Quality (CMAQ) Program and to accept additional federal funds in the amount of \$616,000 from the Transportation Alternatives Program (TAP) for final design for Town Branch Trail Phase VI. Match of \$154,000 is required. Budget amendments in process. (L1303-16) (Burton/Paulsen)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Jennifer Scutchfield, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.

- y [1304-16](#) Authorization to accept federal funds in the amount of \$36,000 for the Design phase of Brighton Trail Pedestrian Bridge under the Congestion Mitigation and Air Quality (CMAQ) Program. A match in the amount of \$9,000 is required. Budget amendments are in the process. (L1304-16) (Burton/Paulsen)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Jennifer Scutchfield, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.

- z [1306-16](#) Authorization to accept federal funds in the amount of \$72,000 for the Design phase of Turn Lanes at Manchester and Forbes Road under the Congestion Mitigation and Air Quality (CMAQ) Program. A match in the amount of \$18,000 is required. Budget amendment is in the process. (L1306-16) (Burton/Paulsen)

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Jennifer Scutchfield, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to be returned on 12/1/2016. The motion PASSED by unanimous vote.