



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

200 E. Main St
Lexington, KY 40507

Tuesday, October 2, 2012

3:00 PM

Council Chamber

Packet

I. Public Comment - Issues on Agenda

Present 14 - Bill Farmer Jr., Chris Ford, Chuck Ellinger, Diane Lawless, Doug Martin, Ed Lane, George Myers, Jay McChord, Julian Beard, K.C. Crosbie, Kevin Stinnett, Council Member Linda Gorton, Peggy Henson, and Steve Kay

Absent 1 - Tom Blues

II. Requested Rezonings/ Docket Approval

III. Approval of Summary

[1033-12](#) Table of Motions September 25 2012

A motion was made by Council Member Kevin Stinnett, seconded by Council Member Julian Beard, that this Summary be Approved. The motion PASSED by an unanimous vote.

IV. Budget Amendments

V. New Business

VI. Continuing Business/ Presentations

a [1034-12](#) Neighborhood Development Funds - October 2, 2012

A motion was made by Council Member Chuck Ellinger, seconded by Council Member Julian Beard, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/11/2012. The motion PASSED by an unanimous vote.

b [1039-12](#) Social Services & Community Development Summary 09-18-12

c [1040-12](#) Planning and Public Works Committee summary September 18

[1056-12](#) Initiating various zoning ordinance text amendments to Articles 1, 8, 11, 12, and 16 to authorize automobile and refueling stations for the dispensing of compressed natural gas or any liquefied petroleum.

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Linda Gorton, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/11/2012. The motion PASSED by an unanimous vote.

[0874-12](#)

An Ordinance amending Article 1 and Article 8 of the Zoning Ordinance to define adult day care centers and to regulate such facilities as a conditional use in the P-1, B-1, B-2, B-2A and P-2 zones. Approval of the Revised Commission Proposed Text 8-1 [Div. of Planning, King]

A motion was made by Council Member Farmer, Jr., seconded by Council Member Myers, that this Agenda Item be Approved and Referred to the Urban County Council Docket with amended language, due back on 10/11/2012. The motion Passed by the following vote:

Aye: 8 - Bill Farmer Jr., Chris Ford, Chuck Ellinger, Diane Lawless, Doug Martin, Julian Beard, Council Member Linda Gorton, and Steve Kay

Nay: 5 - Ed Lane, George Myers, Jay McChord, Kevin Stinnett, and Peggy Henson

Absent: 2 - K.C. Crosbie, and Tom Blues

VII. Council Reports

VIII. Mayor's Report

IX. Public Comment - Issues Not on Agenda

X. Adjournment

Administrative Synopsis - New Business Items

- a** [0797-12](#) Authorization to execute a Lease Agreement with Metro Employees Credit Union for space within the front building at the Versailles Road Campus. (L797-12) (Hamilton)
This is a request to execute a Lease Agreement with Metro Employees Credit Union for space within the front building at the Versailles Road Campus. The initial term is for seven and one-half (7 ½) months, effective November 16, 2012 and ending June 30, 2013 with an option of automatic extension for four (4) additional one (1) year terms.
- A motion was made by Council Member Farmer, Jr., seconded by Council Member Stinnett, that this Agenda Item be Referred, and sent to the General Government Committee, due back on 11/13/2012. The motion Passed by the following vote:**
- Aye:** 7 - Bill Farmer Jr., Chris Ford, Doug Martin, Jay McChord, Julian Beard, Kevin Stinnett, and Peggy Henson
- Nay:** 6 - Chuck Ellinger, Diane Lawless, Ed Lane, George Myers, Council Member Linda Gorton, and Steve Kay
- Absent:** 2 - K.C. Crosbie, and Tom Blues
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- b** [0799-12](#) Authorization to execute a Lease Agreement with Metro Employees Credit Union for space within the Phoenix Building. (L799-12) (Hamilton)
This is a request to execute a Lease Agreement with Metro Employees Credit Union for space within the Phoenix Building. The agreement is for seven and one-half (7 ½) months, effective November 16, 2012 and ending June 30, 2013 with an option of automatic extension for four (4) additional one (1) year terms.
- A motion was made by Council Member Farmer, Jr., seconded by Council Member Stinnett, that this Agenda Item be Referred, and sent to the General Government Committee, due back on 11/13/2012. The motion Passed by the following vote:**
- Aye:** 7 - Bill Farmer Jr., Chris Ford, Doug Martin, Jay McChord, Julian Beard, Kevin Stinnett, and Peggy Henson
- Nay:** 6 - Chuck Ellinger, Diane Lawless, Ed Lane, George Myers, Council Member Linda Gorton, and Steve Kay
- Absent:** 2 - K.C. Crosbie, and Tom Blues
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- c** [0886-12](#) Authorization to execute agreement with Humana for the Senior Health Plan for City Employees Pension Fund. (L886-12) (Maxwell/Driskell)
This is a request to execute an agreement with Humana for the Senior Health Plan for City Employees Pension Fund effective for one (1) year beginning January 1, 2013.
- A motion was made by Council Member Linda Gorton, seconded by Council**

Member Julian Beard, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/11/2012. The motion PASSED by an unanimous vote.

- d** [0887-12](#) Authorization to execute agreement with Humana for the Senior Health Plan for Police and Fire Retirees. (L-887-12) (Maxwell/Driskell)
This is a request to execute an agreement with Humana for the Senior Health Plan for Police and Fire Retirees effective for one (1) year beginning January 1, 2013.
A motion was made by Council Member Linda Gorton, seconded by Council Member Julian Beard, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/11/2012. The motion PASSED by an unanimous vote.
- e** [0925-12](#) Authorization to execute a Service Agreement with Ecolab Pest Services for monthly pest service at the Division of Community Corrections. (L925-12) (Ballard/Mason)
This is a request to execute a Service Agreement with Ecolab Pest Services for a total amount of \$4,940 for monthly pest service at the Division of Community Corrections for a ten (10) month period beginning September 1, 2012. Funds are budgeted.
A motion was made by Council Member Doug Martin, seconded by Council Member Ed Lane, that this Agenda Item be Amended to remove 'monthly' and add 'annual'. The motion PASSED by an unanimous vote.
A motion was made by Council Member Linda Gorton, seconded by Council Member Julian Beard, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/11/2012. The motion PASSED by an unanimous vote.
- f** [0985-12](#) Authorization to execute a Change Order No. 1 with Churchill McGee, LLC for renovation and addition of a stockroom for Division of Waste Management. (L985-12) (Feese/Moloney)
This is a request to execute a Change Order No. 1 with Churchill McGee, LLC for an amount of \$3,598 for renovation and addition of a stockroom for the Division of Waste Management located at 675 Byrd Thurman Drive. This increase brings the total new contract cost to \$65,448. Funds are budgeted.
A motion was made by Council Member Linda Gorton, seconded by Council Member Julian Beard, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/11/2012. The motion PASSED by an unanimous vote.
- g** [0986-12](#) Authorization to approve and adopt revised regulations for the procurement of personal/professional services on behalf of the Urban County Government through its Division of Central Purchasing. (L986-12) (Slatin/Driskell)
This is a request to approve and adopt revised regulations for the procurement of personal/professional services on behalf of the Urban

County Government through its Division of Central Purchasing. An engineering design services approach that pre-qualifies firms in multiple design categories is recommended. There is no budgetary impact.

A motion was made by Council Member Linda Gorton, seconded by Council Member Julian Beard, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/11/2012. The motion PASSED by an unanimous vote.

h [0988-12](#)

Authorization to amend Section 16-1(c)(51) of the Code of Ordinances to incorporate the Federal Pretreatment Streamlining Rule, which was signed by the US EPA on September 27, 2005. (L988-12) (Martin/Moloney)

This is a request to amend Section 16-1(c)(51) of the Code of Ordinances to incorporate the Federal Pretreatment Streamlining Rule, which was signed by the US EPA on September 27, 2005. The Kentucky Division of Water adopted the changes in November of 2008 and is now requiring the changes in local sewer use ordinances. There is no budgetary impact.

A motion was made by Council Member Linda Gorton, seconded by Council Member Julian Beard, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/11/2012. The motion PASSED by an unanimous vote.

i [0991-12](#)

Authorization to approve Information Station Specialists, Inc., as a sole source vendor for purchase of equipment for the Emergency Advisory Radio System within the Division of Emergency Management. (L991-12) (Gooding/Mason)

This is a request to approve Information Station Specialists, Inc., as a sole source vendor for purchase of equipment in the amount of \$42,080 for the Emergency Advisory Radio System within the Division of Emergency Management. Funds are budgeted.

A motion was made by Council Member Linda Gorton, seconded by Council Member Julian Beard, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/11/2012. The motion PASSED by an unanimous vote.

j [0993-12](#)

Authorization to execute a Claims Payment Agreement with Humana Insurance Company for health insurance plans. (L993-12) (Maxwell/Graham)

This is a request to execute a Claims Payment Agreement with Humana Insurance Company for health insurance plans for the period January 1, 2012 through December 31, 2012. Funds are budgeted.

A motion was made by Council Member Linda Gorton, seconded by Council Member Julian Beard, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/11/2012. The motion PASSED by an unanimous vote.

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- k** [0998-12](#) Authorization to enter into a Lease Agreement with West End Community Empowerment Project of Lexington, Inc. (WECEP), for space within the Black & Williams gymnasium. (L998-12) (Hamilton)
This is a request to enter into a Lease Agreement with WECEP for space within the Black & Williams gymnasium. The agreement will be for eight (8) months, November 1, 2012 through June 30, 2013 with an option of automatic extension for two (2) additional one (1) year terms. The annual rental rate is \$12,975.42.
- A motion was made by Council Member Linda Gorton, seconded by Council Member Julian Beard, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/11/2012. The motion PASSED by an unanimous vote.**
- l** [1001-12](#) Authorization to accept a donation of electronic equipment from S & S Tire to support the Division of Emergency Management's new Emergency Operations Center (EOC). (L1001-12) (Dugger/Mason)
This is a request to accept a donation of electronic equipment valued at \$13,086.73 from S & S Tire to support the Division of Emergency Management's new EOC. There is no budgetary impact.
- A motion was made by Council Member Linda Gorton, seconded by Council Member Julian Beard, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/11/2012. The motion PASSED by an unanimous vote.**
- m** [1002-12](#) Authorization to amend Section 21-39(d) of the Code of Ordinances relating to disability leave. (L1002-12) (Graham)
This is a request to amend Section 21-39(d) of the Code of Ordinances relating to disability leave by removing the restriction that prohibits any outside employment for an employee who is on workers' compensation.
- A motion was made by Council Member Linda Gorton, seconded by Council Member Julian Beard, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/11/2012. The motion PASSED by an unanimous vote.**
- n** [1007-12](#) Authorization to apply for Low-Interest State Revolving Fund Loans for Sanitary and Storm Sewer Related Projects. (L1007-12) (Martin/Moloney)
This is a request to apply for Low-Interest State Revolving Fund Loans for Sanitary and Storm Sewer Related Projects totaling in excess of \$56,000,000.
- A motion was made by Council Member Linda Gorton, seconded by Council Member Julian Beard, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/11/2012. The motion PASSED by an unanimous vote.**
- o** [1008-12](#) Authorization to accept additional federal funds and to execute an amendment to Agreement with the Kentucky Transportation Cabinet

for the Old Frankfort Pike/Alexandria Drive Stone Fence Project. (L1008-12) (Gooding)

This is a request to accept additional federal funds in the amount of \$120,000 and to execute an amendment to Agreement with the Kentucky Transportation Cabinet to extend the Old Frankfort Pike/Alexandria Drive Stone Fence Project through June 30, 2013. An additional local match of \$30,000 is required. This increase brings the total new project cost to \$275,000 (\$220,000 federal and \$55,000 local match).

A motion was made by Council Member Linda Gorton, seconded by Council Member Julian Beard, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/11/2012. The motion PASSED by an unanimous vote.

p [1013-12](#)

Authorization to amend Section 21-5 of the Code of Ordinances, abolishing two (2) positions of Equipment Operator Sr. (Grade 109N) and creating one (1) position of Program Manager Sr. (Grade 120E) in the Division of Waste Management. (L1013-12) (Maxwell/Moloney)

This is a request to amend Section 21-5 of the Code of Ordinances, abolishing two (2) positions of Equipment Operator Sr. (Grade 109N) and creating one (1) position of Program Manager Sr. (Grade 120E) in the Division of Waste Management. The total annual impact will be a savings of \$18,748.18.

A motion was made by Council Member Linda Gorton, seconded by Council Member Julian Beard, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/11/2012. The motion PASSED by an unanimous vote.

q [1014-12](#)

Authorization to approve Iron Armour, LLC as a sole source provider for purchase of Wavetronix Vehicle Detection Equipment as needed for the Division of Traffic Engineering. (L1014-12) (Woods/Moloney)

This is a request to approve Iron Armour, LLC as a sole source provider for purchase of Wavetronix Vehicle Detection Equipment as needed for the Division of Traffic Engineering.

A motion was made by Council Member Linda Gorton, seconded by Council Member Julian Beard, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/11/2012. The motion PASSED by an unanimous vote.

r [1020-12](#)

Authorization to submit application and to accept award of funds from the Kentucky Board of Emergency Medical Services for purchase of EMS equipment-FY 2014. (L1020-12) (Gooding/Mason)

This is a request to submit application and to accept award of funds from the Kentucky Board of Emergency Medical Services for the amount of \$10,000 for purchase of EMS equipment-FY 2014. No matching funds are required.

A motion was made by Council Member Linda Gorton, seconded by Council Member Julian Beard, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 10/11/2012. The motion PASSED by an unanimous vote.