

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky March 21, 2024

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on March 21, 2024 at 6:02 p.m. Present were Mayor Gorton in the chair presiding, and the following members of the Council: F. Brown, J. Brown, Ellinger, Elliott Baxter, Fogle, Gray, LeGris, Lynch, Monarrez, Plomin, Reynolds, Sevigny, Sheehan, Worley, and Wu.

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

Ordinances No. 025-2024 through 028-2024, inclusive, and Resolutions No. 066-2024 through 097-2024, inclusive, were reported as having been signed and published and ordered to record.

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The Invocation was given by Ms. Plomin.

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Mayor Gorton made remarks on the 50th Anniversary of the Lexington Fayette Urban County Government becoming a merged government. She welcomed former Mayors and former Councilmembers who were in attendance of this meeting. She read a Proclamation declaring 2024 as a year to celebrate the 50th Anniversary of the Merged Government in Lexington.

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The following Ordinances received second reading. Upon motion by Mr. Worley, and seconded by Mr. Ellinger, the Ordinances were approved by the following vote:

Aye: F. Brown, J. Brown, Ellinger, Elliott Baxter, -----15
Fogle, Gray, LeGris, Lynch, Monarrez,
Plomin, Reynolds, Sevigny, Sheehan,
Worley, Wu

Nay: -----0

An Ordinance amending the Civil Service authorized strength by creating one (1) Classified Civil Service Position of Public Service Supervisor, Grade 517N, in the Div. of Environmental Services, effective upon the passage of Council.

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 2024 Schedule No. 37.

An Ordinance of the Lexington Fayette Urban County Government authorizing the issuance of its Various Purpose General Obligation Bonds, Series 2024A, in one or more subseries, in an aggregate principal amount of \$38,060,000 (which amount May be increased by an amount of up to ten percent (10%) or decreased by an unlimited amount); approving a form of Series 2024A Bonds; authorizing designated officers to execute and deliver the Series 2024A Bonds; authorizing and directing the filing of notice with the State Local Debt Officer; providing for the payment and security of the Series 2024A Bonds; maintaining a sinking fund; creating a bond payment fund for the Series 2024A Bonds; authorizing acceptance of the bid(s) of the bond purchaser of the Series 2024A Bonds; and repealing inconsistent Ordinances.

An Ordinance of Lexington Fayette Urban County Government authorizing the issuance of Lexington Fayette Urban County Government Various Purpose General

Obligation refunding Bonds, Series 2024B, in one or more subseries, in an aggregate principal amount of \$7,720,000, (which amount May be increased or decreased by an amount of up to ten percent (10%)) for the purpose of refunding all of the outstanding principal amount of Lexington Fayette Urban County Government General Obligation Bonds Various Purpose General Obligation Refunding Bonds, Series 2014A; approving a form of bond; authorizing designated officers to execute and deliver the bonds; providing for the payment and security of the bonds; creating a bond payment fund and escrow funds; maintaining the heretofore established sinking fund; authorizing a Certificate of Award for the acceptance of the bid of the bond purchaser for the purchase of the Series 2024B Bonds; authorizing an Escrow Trust Agreement; and repealing inconsistent Ordinances.

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The following Ordinances received first reading and were ordered to be placed on file for public inspection until April 11, 2024:

An Ordinance changing the zone from a Light Industrial (I-1) zone to a Downtown Frame Business (B-2A) zone, for 1.15 net (0.82 gross) acres, for property located at 610 Winchester Rd. (UCD Midland, LLC; Council District 3).

An Ordinance changing the zone from a Light Industrial (I-1) zone to a Neighborhood Business (B-1) zone, for 0.1265 net (0.0573 gross) acres, for property located at 469 and 471 Jefferson Street. (Pizza Pios, LLC; Council District 1).

An Ordinance amending certain of the Budgets of the Lexington Fayette Urban County Government to reflect current requirements for funds in the amount of \$225,000

to provide funds for Council Capital projects in the Div. of Parks and Recreation, and appropriating and re-appropriating funds, Schedule No. 39.

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Ms. Elliott Baxter departed at 6:12 p.m.

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Upon motion by Ms. Monarrez, seconded by Ms. LeGris, and approved by majority vote (Ms. Elliott Baxter was absent), 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 2024 Schedule No. 38 was amended to include two Budget Amendments related to two KY Cleaner Water American Rescue Fund awards from the Kentucky Infrastructure Authority. The ordinance received first reading and was placed on file for inspection on April 25, 2024.

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The following Resolutions received second reading. Upon motion by Mr. Sevigny, and seconded by Ms. Gray, the Resolutions were approved by the following vote:

Aye:	F. Brown, J. Brown, Ellinger, Fogle, Gray, LeGris, Lynch, Monarrez, Plomin, Reynolds, Sevigny, Sheehan, Worley, Wu	-----14
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Nay:		-----0
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Absent:	Elliott Baxter	-----1
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A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Grant Agreement with Lakes Edge Condominium Association, Inc., for a Stormwater Quality Incentive Grant Project, decreasing the Contract by the sum of \$1,679, from \$12,000 to \$10,321.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Grant Agreement with Friends of Wolf Run, Inc., for a Stormwater Quality Incentive Grant project, decreasing the Contract by the sum of \$5,818.08, from \$29,385.00 to \$23,566.92.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Grant Agreement with Friends of Wolf Run, Inc., for a Stormwater Quality Incentive Grant Project, decreasing the Contract by the sum of \$10,087.97, from \$32,184.00 to \$22,096.03.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Grant Agreement with Bluegrass Greensource, Inc., for a Stormwater Quality Incentive Grant Project, decreasing the Contract by the sum of \$4,640.70, from \$35,000.00 to \$30,359.30.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Third Amendment and Extension to the existing Health Services Agreement with CHS TX, Inc., d/b/a YesCare, successor by merger to the rights and obligations of Corizon, LLC, increasing the Contract price by the sum of \$281,369.68, from \$5,778,306.96 to \$6,059,676.64 in FY 24.

A Resolution designating the speed limit on Viley Rd. as 35 miles per hour, and authorizing and directing the Div. of Traffic Engineering to install proper and appropriate signs in accordance with this designation.

A Resolution designating the speed limit on Crawley Lane as 35 miles per hour, and authorizing and directing the Div. of Traffic Engineering to install proper and appropriate signs in accordance with this designation.

A Resolution authorizing and directing the Mayor, on behalf of the Lexington Fayette Urban County Government, to execute Amendment No. 5 to the TIGER Agreement with the U.S. Dept. of Transportation, which will modify the Budget for the Town Branch Commons Project and moves remaining funds from the option phase to the base phase, pending Federal approval.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement and accept a Grant award of \$300,000 from the Recycling Partnership, Inc., for the Dept. of Environmental Quality and Public Works, Div. of Waste Management, in order to purchase recycling equipment and for outreach activities, the acceptance of which does not obligate the Urban County Government to 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 amend Resolution No. 158-2021, which established priority areas for the Community Based Initiatives Program operated as part of the Extended Social Resource (ESR) Program, to add an additional priority area, Mental Health, at no cost to the Urban County Government.

A Resolution accepting the bid of BE Equipment Inc., in the amount of \$889,456.33 for a new baler for the Material Recovery Facility, for the Div. of Waste Management, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with BE Equipment Inc., related to the bid.

A Resolution ratifying the Permanent Classified Civil Service Appointments of: William Wood Jenkins, Engineering Technician principal, Grade 519N, \$28.322 hourly in

the Div. of Engineering, effective March 13, 2024, Terrence Tichenor, Skilled Trades Worker, Grade 515N, \$21.797 hourly in the Div. of Streets and Roads, effective February 7, 2024, Crissy Mullins, Staff Assistant Sr., Grade 511N, \$18.876 hourly in the Div. of Police, effective February 1, 2024, Emily Faye, Public Information Officer, Grade 518N, \$24.222 hourly in the Div. of Emergency Management, effective January 24, 2024, Claude Lewis, Public Service Worker, Grade 508N, \$18.739 hourly in the Div. of Facilities and Fleet Management, effective February 21, 2024.; and ratifying the Permanent Sworn Appointments of Scott Evely, Police Sergeant, Grade 315N, \$41.300 hourly in the Div. of Police, effective January 17, 2024, Evan Northcutt, Police Sergeant, Grade 315N, \$41.300 hourly in the Div. of Police, effective January 17, 2024.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Grant Agreement with North Lexington Holdings II, LLC, for a Stormwater Quality Incentive Grant Project, decreasing the Contract by the sum of \$48,255, from \$48,255 to \$0.

A Resolution authorizing the Div. of Police to purchase maintenance and support for the Faro 3D Crime Scene Scanner from Faro Technologies, Inc., a sole source provider, and authorizing the Mayor to execute an Agreement with Faro Technologies, Inc., related to the procurement of these services, at a cost estimated not to exceed \$2,360.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class B (Education) Incentive Grant to Fayette County Public Schools, for a Stormwater Quality Project, at a cost not to exceed \$39,900.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class B (Infrastructure) Incentive Grant to Partin Lex Acquisitions, LLC, for a Stormwater Quality Project, at a cost not to exceed \$186,983.63.

A Resolution of the Lexington Fayette Urban County Government authorizing the advertisement for bids and the distribution of a Preliminary Official Statement for the purchase of the principal amount of its (i) Various Purpose General Obligation Bonds, Series 2024A, in an aggregate principal amount of \$38,060,000 (which amount May be increased by an amount of up to ten percent (10%) or decreased by an unlimited amount) and (II) Various Purpose General Obligation refunding bonds, Series 2024B, in an aggregate principal amount of \$7,720,000 (which amount May be increased or decreased by an amount of up to ten percent (10%).

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute the Purchase of Service Agreement with Friends of Wolf Run, Inc. for services related to the Wolf Run Watershed Water Quality Basins and Update Project, for the Div. of Environmental Services, at a cost not to exceed \$9,600.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Test Security Agreement with Ergometrics, Inc. for testing applicants applying for Community Corrections Sergeant Promotional Processes, at a cost not to exceed \$5,160.

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 seeking an award of \$99,038 in Federal funds from the 2022 Project Safe

Neighborhood Grant, which shall be used for the purchase of computer hardware and database software, to provide any additional information requested in connection with this Grant Application, and to accept this Grant if the application is approved, the acceptance of which does not obligate the Urban County Government to the expenditure of funds, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget for these Grants.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Energy and Environment Cabinet, Dept. of Environmental Protection, to provide any additional information requested in connection with this Grant Application, and to accept this Grant if awarded, which Grant funds are in the amount of \$110,000 in Commonwealth of Ky. funds, for the Dept. of Environmental Quality and Public Works Div. of Waste Management, to support a One Day Household Hazardous Waste Recycling Event, the acceptance of which obligates the Urban County Government to the expenditure of \$27,500 as a local match, and authorizing the Mayor to transfer encumbered funds within the Grant Budget.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute the Engineering Services Agreement (awarded pursuant to RFP No. 1-2024) with Tetra Tech, Inc. For the development of the Comprehensive Climate Action Plan for the Lexington Fayette County metropolitan statistical area, for the Div. of Environmental Services, at a cost not to exceed \$505,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Transportation Cabinet, for the acceptance of \$426,648 in State Reimbursable Funding (FD04), for the Innovation Dr.

and Georgetown Rd. Improvement Project, the acceptance of which obligates the Urban County Government to the expenditure of \$200,000 as a local match, with such local match subject to reimbursement by Commerce Lexington, Inc., and authorizing the Mayor to transfer unencumbered funds within the Grant Budget.

A Resolution authorizing the Div. of Police to purchase Trimble X7 Crime Scene Scanner T10 Tablet Control Panel and Forensics Suite software from Seiler Geospatial, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Seiler Geospatial, related to the procurement, at a cost not to exceed \$995.

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Upon motion by Mr. Sevigny, seconded by Ms. Reynolds, and approved by unanimous vote, a Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Conditional Commitment Letter from the Ky. Cleaner Water Round 2 Grant, accepting an award of \$2,220,000 in Federal funds (ARPA) for the Blenheim Way Trunk Sewer Project, the acceptance of which does not obligate the Urban County Government to the expenditure of funds, and authorizing the Mayor to transfer encumbered funds within the Grant Budget received first reading.

Upon motion by Mr. Worley, seconded by Mr. Ellinger, and approved by majority vote (Mr. F. Brown voted no and Ms. Elliott Baxter was absent), the rules were suspended and the Resolution received second reading.

Upon motion by Ms. Gray, and seconded by Ms. Fogle, the Resolution was approved by the following vote:

Aye: F. Brown, J. Brown, Ellinger, Fogle, -----14
Gray, LeGris, Lynch, Monarrez, Plomin,
Reynolds, Seigny, Sheehan, Worley,
Wu

Nay: -----0

Absent: Elliott Baxter -----1

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Upon motion by Ms. Monarrez, seconded by Vice Mayor Wu, and approved by majority vote (Ms. Elliott Baxter was absent), a Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Conditional Commitment Letter from the Ky. Cleaner Water round 2 Grant, accepting an award of \$2,780,000 in Federal funds (ARPA) for the East Hickman Pump Station Expansion and Rehabilitation Project, the acceptance of which does not obligate the Urban County Government to the expenditure of funds, and authorizing the Mayor to transfer encumbered funds within the Grant Budget received first reading.

Upon motion by Mr. Worley, seconded by Mr. Ellinger, and approved by (Mr. F. Brown voted no), the rules were suspended and the Resolution received second reading.

Upon motion by Ms. Gray, and seconded by Ms. Fogle, the Resolution was approved by the following vote:

Aye: F. Brown, J. Brown, Ellinger, Fogle, -----14
Gray, LeGris, Lynch, Monarrez, Plomin,
Reynolds, Seigny, Sheehan, Worley,
Wu

Nay: -----0

Absent: Elliott Baxter -----1

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The following Resolutions received first reading.

Ms. Monarrez moved to suspend the rules and give second reading to a Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Stantec, for archaeology services for the Armstrong Mill Project, at a cost not to exceed \$16,059. Ms. LeGris seconded. Mr. Worley moved to amend the motion to suspend the rules to include all first reading resolutions. The amendment was seconded by Mr. Ellinger, and and approved by majority vote (Ms. Elliott Baxter was absent).

Ms. Monarrez's original motion, as amended, was approved and approved by majority vote (Ms. Elliott Baxter was absent), and the following resolutions received second reading.

Upon motion by Ms. Gray, and seconded by Ms. Fogle, the Resolution was approved by the following vote:

Aye:	F. Brown, J. Brown, Ellinger, Fogle, Gray, LeGris, Lynch, Monarrez, Plomin, Reynolds, Seigny, Sheehan, Worley, Wu	-----14
Nay:		-----0
Absent:	Elliott Baxter	-----1

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to donate the inventory of 3M SCOTT air packs and associated equipment to various agencies as listed in Exhibit 1.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class B (Infrastructure) Incentive Grant to Wesley United Methodist Church of Lexington, Ky., Inc., for a Stormwater Quality Project, at a cost not to exceed \$305,373.60.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit various Grant Applications to the Ky. Transportation Cabinet, to provide any additional information requested in connection with these Grant Applications, and to accept these Grants if these Grants are awarded, which Grant funds are in the amount of \$1,060,444 ((\$500,000 - FHWA Planning), (\$108,000 - Federal Transit Administration Section 5303), (\$452,444 - Surface Transportation Block Grant (SLX)) in Federal funds and \$31,250 in Commonwealth of Ky. funds, for FY 2025 Transportation Planning Activities under the Unified Planning Work Program (UPWP), the acceptance of which obligates the Urban County Government to the expenditure of

\$233,861 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute the Engineering Services Agreement (awarded pursuant to RFP 52-2023) with Third Rock Consultants, LLC, for design services related to water quality improvements in the Wolf Run Watershed, for the Div. of Environmental Services, at a cost not to exceed \$128,200.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute the Engineering Services Agreement (awarded pursuant to RFP 53-2023) with Palmer Engineering, to update the Wolf Run Watershed Management Plan, for the Div. of Environmental Services, at a cost not to exceed \$100,000.

A Resolution authorizing the Div. of Police to purchase aircraft storage and office space from Signature Flight Air Inc., a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Signature Flight Air Inc., related to the procurement, at a cost not to exceed \$30,000.

A Resolution authorizing the Div. of Police to purchase Jet A Aviation Fuel from Signature Flight Air Inc., a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Signature Flight Air Inc, related to the procurement, at a cost not to exceed a discounted price of \$1.10 per gallon based gas price fluctuations.

A Resolution authorizing the Div. of Police to purchase professional services and parts for the Police Helicopter from Thoroughbred Aviation Maintenance, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to

execute any necessary Agreement with Thoroughbred Aviation Maintenance, related to the procurement.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a donation of various items from the Citizens Police Academy Alumni Association for use by the Div. of Police.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Stantec, for archaeology services for the Armstrong Mill Project, at a cost not to exceed \$16,059.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a \$1,000 Grant from Bass Pro Shops and Cabela's Outdoor Fund, for Reforest the Bluegrass 2024, the acceptance of which does not obligate the Urban County Government to the expenditure of funds, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget.

A Resolution establishing a Grant program to be known as the Lex Grow Trees Grant Program and providing for its purpose and objectives; approving and adopting guidelines for the Lex Grow Trees Grant Program; and providing for the authority of the Tree Canopy Ad Hoc Committee over the Lex Grow Trees Grant Program, at a total cost not to exceed \$1,000,000.

A Resolution ratifying the Permanent Classified Civil Service Appointments of: Shaun Denney, Administrative Officer Sr., Grade 526E, \$3,674.16 biweekly in the Dept. of Planning, Preservation and Development, effective March 4, 2024; Mark Grimes, Equipment Operator Sr., Grade 515N, \$22.994 hourly in the Div. of Streets and Roads, effective February 7, 2024; Jamie Shepard, Telecommunicator, Grade 517N, \$24.089

hourly in the Div. of Enhanced 911, effective February 7, 2024; Patricia Nolan, Telecommunicator Sr., Grade 519N, \$25.579 hourly in the Div. of Enhanced 911, effective January 10, 2024; Cody Wells, Telecommunicator Sr., Grade 519N, \$27.718 hourly in the Div. of Enhanced 911, effective March 4, 2024; Jennifer Yeager, Administrative Specialist, Grade 516N, \$23.611 hourly in the Div. of Police, effective March 11, 2024.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Office of Homeland Security (KOHS) seeking \$187,609.50 in Federal funds for the purchase of Hazmat Monitors and USAR Search Equipment for the Div. of Fire, to provide any additional information requested in connection with this Grant Application, and to accept this Grant if awarded, the acceptance of which does not obligate the Urban County Government to the expenditure of funds, and lastly, authorizing the Mayor to transfer encumbered funds within the Grant Budget.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute the Memorandum of Understanding with Lexington Convention and Visitors Bureau, regarding collaboration related to the creation of an Assessment of existing Wayfinding Signs, for the Dept. of Environmental Quality and Public Works, requiring the government to provide \$14,600 for the assessment.

A Resolution authorizing the Div. of Fire and Emergency Services to purchase parts and repair of Pierce Manufacturing Fire Apparatus from Atlantic Emergency Solutions, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Atlantic Emergency Solutions, related to the procurement.

A Resolution authorizing the Div. of Water Quality to purchase parts for the rehabilitation of dissolved oxygen monitoring equipment at West Hickman Wastewater Treatment Plant from Hach Co., a sole source provider, at a cost not to exceed \$61,286.40, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Hach Co., related to the procurement.

A Resolution authorizing the Div. of Water Quality to purchase services and parts for blowers at West Hickman Wastewater Treatment Plant from Southern Sales Co., Inc., a sole source provider, at a cost not to exceed \$104,925, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Southern Sales Co., related to the procurement.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Letter of Agreement with the Commission on Fire Accreditation International (CFAI), for accreditation subject to the terms and conditions applicable to an accredited organization.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Concession Agreement with the Oakwood Neighborhood Association, for the management and operation of the Oakwood Neighborhood Park Center, at a cost estimated not to exceed \$6,000 in FY 2025, subject to sufficient funds being appropriated in future fiscal years.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Concession Agreement with Cardinal Valley Park Activity Board, Inc., for the management and operation of the Cardinal Valley Neighborhood Park Center, at a cost

estimated not to exceed \$6,000 in FY 2025, subject to sufficient funds being appropriated in future fiscal years.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Concession Agreement with Meadowthorpe Neighborhood Association, Inc., for the management and operation of the Meadowthorpe Neighborhood Park Center, at a cost estimated not to exceed \$6,000 in FY 2025, subject to sufficient funds being appropriated in future fiscal years.

A Resolution approving the Second Material Modification to the Consent Decree, and authorizing the Mayor, on behalf of the Urban County Government, to execute the Second Material Modification to the Consent Decree, amending Paragraph 15.G.(vii) of the Consent Decree to provide that the final deadline for all remedial measures capital construction projects shall be no later than December 31, 2030, and amending Paragraph 29A of the Consent Decree related to reporting requirements.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Engineering Service Agreement with Prime AE, for the design of the North Limestone Improvements Project, at a cost not to exceed \$424,619.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. 911 Services Board, 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 \$132,516.59 in Commonwealth of Ky. funds for the Div. of Enhanced 911, the acceptance of which obligates the Urban County Government for the expenditure of

\$14,724.07, 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 a Concession Agreement with Pralltown Neighborhood Association, Inc., for the management and operation of the Pralltown Neighborhood Park Center, at a cost estimated not to exceed \$6,000 in FY 2025, subject to sufficient funds being appropriated in future fiscal years.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement related to Neighborhood Development Funds with Tates Creek High School PTSA, Inc. (\$1,765.36); Edith J. Hayes PTSA (\$200.00); Growing Together Preschool, Inc. (\$800.00); Pensacola Park Neighborhood Association, LLC (\$3,000.00); Community Action Council For Lexington Fayette, Bourbon, Harrison, and Nicholas Counties, Inc. (\$800.00); Southern Middle School PTSA, Inc. (\$2,000.00); Pinnacle Homeowners Association, Inc. (\$3,846.00); Lexington Children's Museum, Inc. (\$2,300.00); African American Arts Association, Inc. (\$1,200.00); LexArts, Inc. (\$2,375.00), for the Office of the Urban County Council, at a cost not to exceed the sum stated.

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Upon motion by Ms. Plomin, and seconded by Vice Mayor Wu, the Communications from the Mayor (Appointments) were approved by majority vote (Ms. Elliott Baxter was absent) and were as follows: (1) Recommending the appointment of Beverly Fortune, At large, filling the unexpired term of Taunya Phillips, to the Downtown Lexington Management District Board of Directors, with a term expiring December 1,

2027; (2) Recommending the appointments of Nakia Coffman and Zachary Dembo to the Human Rights Commission with both terms expiring January 1, 2028; (3) Recommending the appointment of Zachary Derbyshire, European Representative, filling an unexpired term, to the Mayor's International Affairs Advisory Commission, with a term expiring August 1, 2025; (4) Recommending the appointment of Neil Howard, Fayette County Resident, to the Paris Pike Corridor Commission, with a term expiring July 1, 2027; (5) Recommending the appointment of David Lowe, 8th District Resident, to the Parks and Recreation Advisory Board, with a term expiring January 14, 2027; and, (6) Recommending the appointments of Joshua Buckman, filling the unexpired term of Velva Reed Barker, Nicholas Glover, filling an unexpired term, Michelle Lee, filling an unexpired term, and Kristen Tidwell, filling the unexpired term of Barbara Fischer to the Social Services Advisory Board, with terms expiring September 1, 2027, September 1, 2027, September 1, 2027, and September 1, 2025, respectively.

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Upon motion by Ms. Gray, and seconded by Ms. Plomin, the Communications from the Mayor (Price Contracts) were approved by majority vote (Ms. Elliott Baxter was absent) and were as follows: (a) Div. of Police, Fire & Community Corrections - Web Based Quartermaster Program – 13-2024 Galls, Inc.; and, (b) Div. of Traffic Engineering - Inductive Loop Vehicle Detection – 21-2024 - Davis H. Elliot Construction Company, Inc.

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The following Communications from the Mayor were received for information only:
(1) Probationary Classified Civil Service Appointment of Paul Stewart, Director Technical

Services, Grade 533E, \$4,230.80 biweekly in the Division of Computer Services, effective April 8, 2024; (2) Probationary Classified Civil Service Appointment of Jared Wolfe, Technical Specialist, Grade 516N, \$23.138 hourly in the Division of Computer Services, effective March 25, 2024; (3) Probationary Classified Civil Service Appointment of Malik Waite, Public Service Worker Sr., Grade 510N, \$16.449 hourly in the Division of Water Quality, effective March 25, 2024; (4) Probationary Classified Civil Service Appointment of Marcus Jackson, Public Service Worker Sr., Grade 510N, \$19.082 hourly in the Division of Water Quality, effective March 18, 2024; (5) Probationary Classified Civil Service Appointment of Antonio Waite, Public Service Worker Sr., Grade 510N, \$16.234 hourly in the Division of Water Quality, effective March 25, 2024; (6) Probationary Classified Civil Service Appointment of Woodford Jones, Public Service Worker Sr., Grade 510N, \$16.516 hourly in the Division of Water Quality, effective March 25, 2024; (7) Probationary Classified Civil Service Appointment of John Clay, Resource Recovery Operator, Grade 515N, \$21.711 hourly in the Division of Waste Management, effective March 18, 2024; (8) Probationary Classified Civil Service Appointment of Zorray Osborne, Public Service Worker, Grade 508N, \$15.901 hourly in the Division of Waste Management, effective April 8, 2024; (9) Probationary Classified Civil Service Appointment of Nicholas Thorton, Public Service Supervisor Sr., Grade 518N, \$26.119 hourly in the Division of Waste Management, effective March 25, 2024; (10) Probationary Classified Civil Service Appointment of Stephanie Watkins, Public Service Supervisor Sr., Grade 518N, \$26.561 hourly in the Division of Waste Management, effective March 11, 2024; (11) Probationary Classified Civil Service Appointment of Clayton Helvey, Traffic Engineer Sr., Grade 528E, \$3,442.31 biweekly in the Division of Traffic Engineering,

effective March 11, 2024; (12) Probationary Classified Civil Service Appointment of Jennifer Mays, Telecommunicator Sr., Grade 519N, \$26.994 hourly in the Division of Enhanced 911, effective April 8, 2024; (13) Probationary Classified Civil Service Appointment of Cassie Bowling, Administrative Specialist, Grade 516N, \$23.000 hourly in the Division of Fire and Emergency Services, effective March 18, 2024; (14) Probationary Classified Civil Service Appointment of Heather Anderson, Safety Officer, Grade 515N, \$22.157 hourly in the Division of Police, effective March 18, 2024; (15) Probationary Classified Civil Service Appointment of James Blair, Electronic Technician, Grade 517N, \$25.297 hourly in the Division of Police, effective April 8, 2024; (16) Probationary Classified Civil Service Appointment of Irisbeidy Galvan, Social Services Worker, Grade 516E, \$1,872.48 biweekly in the Division of Community & Resident Services, effective March 25, 2024; (17) Probationary Classified Civil Service Appointment of Checorey Gill, Heavy Equipment Mechanic Apprentice, Grade 512N, \$18.179 hourly in the Division of Facilities and Fleet Services, effective March 25, 2024; (18) Probationary Classified Civil Service Appointment of Tatum Hopkins, Recreation Specialist Sr., Grade 516E, \$2,089.52 biweekly in the Division of Parks and Recreation, effective April 1, 2024; (19) Unclassified Civil Service Appointment of Jerry Moore, Deputy Coroner, Grade 516N, \$24.039 hourly in the Office of the Coroner, effective March 18, 2024; (20) Unclassified Civil Service Appointment of Jeff May, Public Works Apprentice, Grade 504N, \$16.001 hourly in the Division of Streets and Roads, effective March 25, 2024; (21) Unclassified Civil Service Appointment of Daniel Huffman, Public Works Apprentice, Grade 504, \$15.820 hourly in the Division of Streets and Roads, effective March 25, 2024; (22) Unclassified Civil Service Appointment of Tashaun Clark, Public

Service Worker, Grade 508N, \$16.153 hourly in the Division of Waste Management, effective April 8, 2024; (23) Probationary Sworn Appointment of Shantelle Thomas, Community Corrections Officer, Grade 110N, \$24.931 hourly in the Division of Community Corrections, effective March 4, 2024; (24) Probationary Sworn Appointment of Andrew Olsten, Community Corrections Officer, Grade 110N, \$24.931 hourly in the Division of Community Corrections, effective March 4, 2024; (25) Probationary Sworn Appointment of Saulo Hernandez, Community Corrections Officer, Grade 110N, \$24.931 hourly in the Division of Community Corrections, effective March 4, 2024; (26) Probationary Sworn Appointment of Larry Elliott, Community Corrections Officer, Grade 110N, \$24.931 hourly in the Division of Community Corrections, effective March 4, 2024; (27) Probationary Sworn Appointment of Trent Edgington, Community Corrections Officer, Grade 110N, \$24.931 hourly in the Division of Community Corrections, effective March 4, 2024; (28) Probationary Sworn Appointment of Jacob Shook, Community Corrections Officer, Grade 110N, \$24.931 hourly in the Division of Community Corrections, effective March 4, 2024; (29) Probationary Sworn Appointment of Morgan Fathergill, Community Corrections Officer, Grade 110N, \$24.931 hourly in the Division of Community Corrections, effective March 4, 2024; (30) Probationary Sworn Appointment of Kenneth Jones, Community Corrections Officer, Grade 110N, \$24.931 hourly in the Division of Community Corrections, effective March 4, 2024; (31) Probationary Sworn Appointment of Carroll Hughes, Community Corrections Officer PT, Grade 110N, \$31.820 hourly in the Division of Community Corrections, effective March 4, 2024; (32) Probationary Sworn Appointment of Delisha Jackson, Community Corrections Officer PT, Grade 110N, \$31.820 hourly in the Division of Community Corrections, effective March

4, 2024; (33) Probationary Sworn Appointment of Tammy Vinegar Ford, Community Corrections Officer PT, Grade 110N, \$31.820 hourly in the Division of Community Corrections, effective March 4, 2024; (34) Probationary Sworn Appointment of Eric Anderson, Police Officer, Grade 311, \$27.662 hourly in the Division of Police, effective March 25, 2024; (35) Probationary Sworn Appointment of Mitchell Asbury, Police Officer, Grade 311, \$27.662 hourly in the Division of Police, effective March 25, 2024; (36) Probationary Sworn Appointment of Landon Burress, Police Officer, Grade 311, \$27.662 hourly in the Division of Police, effective March 25, 2024; (37) Probationary Sworn Appointment of Jack Coleman, Police Officer, Grade 311, \$27.662 hourly in the Division of Police, effective March 25, 2024; (38) Probationary Sworn Appointment of Cameron Debit, Police Officer, Grade 311, \$27.662 hourly in the Division of Police, effective March 25, 2024; (39) Probationary Sworn Appointment of Brayden East, Police Officer, Grade 311, \$27.662 hourly in the Division of Police, effective March 25, 2024; (40) Probationary Sworn Appointment of William Fannin, Police Officer, Grade 311, \$27.662 hourly in the Division of Police, effective March 25, 2024; (41) Probationary Sworn Appointment of Kathryn Flood, Police Officer, Grade 311, \$27.662 hourly in the Division of Police, effective March 25, 2024; (42) Probationary Sworn Appointment of Alicia Gregory, Police Officer, Grade 311, \$27.662 hourly in the Division of Police, effective March 25, 2024; (43) Probationary Sworn Appointment of Lazaro Hernandez, Police Officer, Grade 311, \$27.662 hourly in the Division of Police, effective March 25, 2024; (44) Probationary Sworn Appointment of Mary Hollin, Police Officer, Grade 311, \$27.662 hourly in the Division of Police, effective March 25, 2024; (45) Probationary Sworn Appointment of Jeremy Hopkins, Police Officer, Grade 311, \$27.662 hourly in the Division of Police,

effective March 25, 2024; (46) Probationary Sworn Appointment of Kamryn Hydorn, Police Officer, Grade 311, \$27.662 hourly in the Division of Police, effective March 25, 2024; (47) Probationary Sworn Appointment of Conner Isaacs, Police Officer, Grade 311, \$27.662 hourly in the Division of Police, effective March 25, 2024; (48) Probationary Sworn Appointment of Erik Johnson, Police Officer, Grade 311, \$27.662 hourly in the Division of Police, effective March 25, 2024; (49) Probationary Sworn Appointment of Mackenzie Maawac, Police Officer, Grade 311, \$27.662 hourly in the Division of Police, effective March 25, 2024; (50) Probationary Sworn Appointment of Manuel Macias, Police Officer, Grade 311, \$27.662 hourly in the Division of Police, effective March 25, 2024; (51) Probationary Sworn Appointment of Ian Meurer, Police Officer, Grade 311, \$27.662 hourly in the Division of Police, effective March 25, 2024; (52) Probationary Sworn Appointment of Quentin Penn, Police Officer, Grade 311, \$27.662 hourly in the Division of Police, effective March 25, 2024; (53) Probationary Sworn Appointment of Jacob Richwald, Police Officer, Grade 311, \$27.662 hourly in the Division of Police, effective March 25, 2024; (54) Probationary Sworn Appointment of Anthony Rose, Police Officer, Grade 311, \$27.662 hourly in the Division of Police, effective March 25, 2024; (55) Probationary Sworn Appointment of Ericka Sacharnoski, Police Officer, Grade 311, \$27.662 hourly in the Division of Police, effective March 25, 2024; (56) Probationary Sworn Appointment of Catherine Schneider, Police Officer, Grade 311, \$27.662 hourly in the Division of Police, effective March 25, 2024; (57) Probationary Sworn Appointment of Jacob Sharp, Police Officer, Grade 311, \$27.662 hourly in the Division of Police, effective March 25, 2024; (58) Probationary Sworn Appointment of Emma Sheets, Police Officer, Grade 311, \$27.662 hourly in the Division of Police, effective March 25, 2024; (59)

Probationary Sworn Appointment of Cameron Swanson, Police Officer, Grade 311, \$27.662 hourly in the Division of Police, effective March 25, 2024; (60) Probationary Sworn Appointment of Michael Tarry, Police Officer, Grade 311, \$27.662 hourly in the Division of Police, effective March 25, 2024; (61) Probationary Sworn Appointment of Ronnie Thomas, Police Officer, Grade 311, \$27.662 hourly in the Division of Police, effective March 25, 2024; (62) Probationary Sworn Appointment of Kenneth Wheatley, Police Officer, Grade 311, \$27.662 hourly in the Division of Police, effective March 25, 2024; (63) Probationary Sworn Appointment of Shawn Willoughby, Police Officer, Grade 311, \$27.662 hourly in the Division of Police, effective March 25, 2024; (64) Lateral Transfer of Joseph Bond, Public Service Worker, Grade 508N, \$17.325 hourly in the Division of Waste Management, effective March 11, 2024; (65) Lateral Transfer of Dolores Madrid Sanders, Social Services Coordinator, Grade 520E, \$2,507.92 biweekly in the Division of Community & Resident Services, effective March 11, 2024; (66) Lateral Transfer of Eve Miller, Planner Sr., Grade 523N, \$39.976 hourly in the Division of Planning, effective March 25, 2024; and, (67) Temporary Appointment of Michelle Riddle, Administrative Specialist, Grade 516N, \$26.403 hourly in the Division of Police, effective December 18, 2023.

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Chief Jason Wells, Div. of Fire and Emergency Services, presented a disciplinary action regarding Firefighter M. Campbell. An allegation has been made that Firefighter Campbell has committed the offense of AWOL in violation of KRS 95.450 (inefficiency, misconduct, insubordination or violation of law or rule) and UDG 1.11: Tardy Late, and Absent Without Leave in that on the 19th day(s) of December, 2023, he/she allegedly

should have been at the Training Academy for paramedic class at 0700 hours. However, at 0823 hours, FF Campbell notified Lt. Crowe via text message that he had just woken up and was on his way to class. FF Campbell arrived at paramedic class at 0845 hours.

The appropriate punishment for this conduct is a Written Reprimand.

Upon motion by Ms. Reynolds, seconded by Ms. Gray and approved by majority vote (Ms. Elliott Baxter was absent), the disciplinary recommendation was approved.

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Chief Jason Wells, Div. of Fire and Emergency Services, presented a disciplinary action regarding Firefighter Daniel Penalva. An allegation has been made that Firefighter Penalva has committed the offense of improper reporting in violation of KRS 95.450 (inefficiency, misconduct, insubordination or violation of law or rule) and UDG 2.05 Department Reports in that on the 28th day(s) of September, 2023, he/she allegedly Incorrectly and inappropriately submitted classroom hours as required ride-time hours necessary to sit for his practical paramedic certification.

The appropriate punishment for this conduct is 8 hour suspension without pay.

Upon motion by Vice Mayor Wu, seconded by Ms Reynolds and approved by majority vote (Ms. Elliott Baxter was absent), the disciplinary recommendation was approved.

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Chief Jason Wells, Div. of Fire and Emergency Services, presented a disciplinary action regarding Firefighter Thomas Edens. An allegation has been made that Firefighter Thomas Edens has committed the offense of Failure to conform with laws in violation of

KRS 95.450 (inefficiency, misconduct, insubordination or violation of law or rule) and UDG 5.01 conformance to laws in that on the 14th day(s) of November, 2023, he/she allegedly pled guilty to Disorderly Conduct, a Class A misdemeanor. The plea stems from an off-duty incident.

The appropriate punishment for this conduct is six week suspension without pay (336 hours) and mandatory EAP.

Upon motion by Ms. Sheehan, seconded by Ms. Monarrez and approved by majority vote (Ms. Elliott Baxter was absent), the disciplinary recommendation was approved.

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Ms. Gray spoke about her creation of the “Spirit of the 6th District” Award. She stated that despite the group residing outside of the 6th District, the award was given to the Tates Creek Middle School Cheer Squad who displayed good sportsmanship at a recent cheer competition by cheering on the other teams. She commended them on their display of good character.

Ms. Gray also shared some events that would be coming up in the 6th District including “Breakfast with the Bunny” on March 23, 2024 from 9:00 a.m. to 11:00 a.m. in the Frederick Douglass High School Cafeteria and a Read Across American Event called “Wild about Reading” that would be held in the Frederick Douglass High School Cafeteria from 2:00 p.m. to 5:00 p.m. on March 23, 2024.

Lastly, she asked Chief Jason Wells to come to the podium to speak about the Wellness Workshops that the Fire Department has organized. Chief Wells described the

program that occurred over three days and that had provided physical fitness training, mental health training, and many other wellness activities.

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Ms. Plomin shared her regret that the late 3rd District Councilmember Jake Gibbs could not be celebrating the 50th Anniversary of the Merged Government. She reminded everyone that Friday March 22, 2024 was going to be the last day for the annual Jake Gibbs Birthday Book Drive and gave details about where books could be dropped off.

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Mr. F. Brown thanked the committee that had helped organize the events to celebrate the 50th Anniversary of the Merged Government and put out a call to find any pictures of Council inaugurations from past years.

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Ms. Lynch reminded everyone about the McConnell's Trace Easter Egg Hunt that would be occurring on March 23, 2024 at 2:00 p.m. and warned people to get there early as the eggs had all been found rather quickly last year.

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Henry Jackson, 7th District, speaking as a member of the Bluegrass Climate Action Team, asked the Council to pause on the Urban Service Boundary expansion in appeal of environmental conscientiousness and gifted everyone on the Council a copy of "The Climate Book" by Greta Thunberg.

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Judith Humble, 5th District, chair of Bluegrass Climate Action Team, asked the Council to pause the Urban Service Boundary expansion. She spoke about "The Climate

Book,” her work in Climate activism, and commended the City Council for their efforts to combat Climate Change.

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Sophia Shalash, 4th District, spoke about the Palestine/Israel conflict and about Public Comments that had been made at the previous meeting.

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Shakira Syed, 5th District, spoke about the Israel/ Palestine Conflict. She urged the Council to pass a resolution calling for a ceasefire, noting that other United States cities that have passed ceasefire resolutions.

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Mouss Samaan, 9th District, spoke about Palestine/ Israel conflict and about the casualties of War. He also spoke about the people in Gaza.

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Anshel Reuven, 3rd District, spoke about the conflict between Palestine/ Israel. He spoke about Gaza and the population that lives there.

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Rabbi Litvin, 3rd District, spoke about the conflict between Palestine and Israel, offering a different perspective. He spoke about the hostages and a ceasefire. He spoke of the violence. He noted that March 21, 2024 is the feast day of Esther, sharing it was a day of fast. He shared a traditional Jewish story, and related it to his belief and the current conflict in Gaza. He implored the Council to remember those victims of October 7th, 2023 Hamas Terrorist Attack in Israel.

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Alyssa Rigney, 11th District, spoke about the Palestine/ Israel Conflict. She spoke about her grandfather, sharing his undying pride in being an American, but also of his ability to listen. She implored the Council to be more like her grandfather and listen.

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Upon motion by Ms. Fogle, seconded by Ms. Sheehan, and approved by majority vote (Ms. Elliott Baxter was absent), the meeting adjourned at 7:31 p.m.

Deputy Clerk of the Urban County Council