



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

200 E. Main St
Lexington, KY 40507

Thursday, June 6, 2013

6:00 PM

Council Chambers

I. Roll Call

Present 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Absent 0

II. Invocation

III. Presentations

[0629-13](#)

Proclamation: Bryan Station High School Spanish Immersion Program

Received and Filed

[0630-13](#)

Proclamation: Henry Clay High School Lacrosse Team

Received and Filed

IV. Ordinances – Second Reading

1. [0523-13](#)

An Ordinance changing the zone from a Single Family Residential (R-1D) zone to a Townhouse Residential (R-1T) zone for 0.95 net (1.28 gross) acres, for property located at 4145 Harrodsburg Rd. (Patricia Donoghue; Council District 10). Conditional Approval 9-0 (To Be Heard By July 24, 2013) [Div. of Planning, King]

A motion was made by Council Member Gorton, seconded by Council Member Beard, that this Ordinance be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: O-055-2013

2. [0524-13](#) An Ordinance changing the zone from a Two Family Residential (R-2) zone to a Planned Neighborhood Residential (R-3) zone, for 0.253 net and gross acres, for property located at 1165 Jones Trail (Arnold Properties, LLC; Council District 8). Conditional Approval 9-0 OBJECTOR (To Be Heard By July 24, 2013) [Div. of Planning, King]
- A motion was made by Council Member Gorton, seconded by Council Member Beard, that this Ordinance be Approved. The motion Passed by the following vote:**
- Aye:** 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke
- Nay:** 0
- Absent:** 0
- Enactment No: O-056-2013
3. [0525-13](#) An Ordinance changing the zone from a Planned Neighborhood Residential (R-3) zone to a Neighborhood Business (B-1) zone, for 0.9798 net and (1.0774 gross) acres, for property located at 417 East Maxwell St. including dimensional variances (Michler Florist, Inc.; Council District 3). Conditional Approval 9-0 OBJECTOR (To Be Heard By July 24, 2013) [Div. of Planning, King]
- A motion was made by Council Member Gorton, seconded by Council Member Beard, that this Ordinance be Approved. The motion Passed by the following vote:**
- Aye:** 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke
- Nay:** 0
- Absent:** 0
- Enactment No: O-057-2013
4. [0467-13](#) An Ordinance pursuant to Sections 3.02(24) and 6.12 of the Charter of the Lexington-Fayette Urban County Government transferring the Div. of Building Inspection and the Div. of Code Enforcement and the incumbents in all authorized positions as well as all vacant positions from the Dept. of Public Safety to the Dept. of Planning, Preservation and Development at their current job classification, pay grade and salary. [Div. of Human Resources, Maxwell]
- A motion was made by Council Member Gorton, seconded by Council Member Beard, that this Ordinance be Approved. The motion Passed by the following vote:**

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: O-058-2013

5. [0479-13](#)

An Ordinance amending Section 21-5(2) of the Code of Ordinances, creating one (1) position of Probation Unit Supervisor, Grade 113E, and five (5) positions of Probation Officer, Grade 110N, all in the Div. of Community Corrections, effective upon passage of Council. [Div. of Human Resources, Maxwell]

A motion was made by Council Member Kevin Stinnett, seconded by Council Member Peggy Henson, that this Ordinance be Amended to delete the abolishment of one Probation Unit Supervisor and five Probation Officers. The motion PASSED by an unanimous vote.

Enactment No: O-059-2013

A motion was made by Council Member Gorton, seconded by Council Member Beard, that this Ordinance be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: O-059-2013

6. [0562-13](#)

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$1,200 from Neighborhood Development Funds in the Commissioner of Social Services for the Senior Intern Program, and appropriating and re-appropriating funds, Schedule No. 54. [Council Office, Maynard]

A motion was made by Council Member Gorton, seconded by Council Member Beard, that this Ordinance be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: O-060-2013

7. [0488-13](#) An Ordinance amending Section 21-5(2) of the Code of Ordinances, transferring one (1) position of Network Security Engineer, Grade 119E, from the Div. of Computer Services to the Div. of Enterprise Solutions. [Div. of Human Resources, Maxwell]
- A motion was made by Council Member Gorton, seconded by Council Member Beard, that this Ordinance be Approved. The motion Passed by the following vote:**
- Aye:** 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: O-061-2013

8. [0512-13](#) An Ordinance amending Ordinance No. 34-2013 and Ordinance No. 35-2013 and the Franchise Agreements with Ky. Utilities Co., Inc.; Blue Grass Energy Cooperative Corp.; Clark Energy Cooperative, Inc.; Columbia Gas of Ky., Inc; and Delta Natural Gas Co., Inc., to increase the franchise fees for each utility from three percent (3%) to four percent (4%) of gross revenues effective July 1, 2013. [Office of the Chief Administrative Officer, Hamilton]
- A motion was made by Council Member Farmer, Jr., seconded by Council Member Beard, that this Ordinance be Tabled, and sent to the Budget and Finance Committee, due back on 8/27/2013. The motion Passed by the following vote:**
- Aye:** 8 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Ed Lane; George Myers; Kevin Stinnett; Jennifer Mossotti and Jennifer Scutchfield
- Nay:** 7 - Diane Lawless; Steve Kay; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers and Harry Clarke

Absent: 0

9. [0522-13](#) An Ordinance creating Article XIII of Chapter 16 of the Code of Ordinances to implement a Sanitary Sewer Capacity Assurance Program (CAP) to assure that the Sanitary Sewer System ("System") is adequate for future connections; defining terms; requiring that a Sanitary Sewer Capacity Permit ("permit") must be obtained prior to any future connection to the System and providing that permits shall be granted for properties with a sewer use of record, properties with certain approved plans or plats, and properties in Expansion Area 2; providing that remodeling projects shall not require a permit; providing

for Staged Capacity Allocation for properties with certain approved plans with a maximum annual threshold as determined by a negotiated agreement; providing that an essential service project may be granted a permit without adequate capacity upon a finding that such action is justified and will not detrimentally impact the CAP; providing that a project with a significant economic impact may qualify for an Administrative Capacity Approval if such action will not delay Remedial Measure Plan Projects; providing that all applications and requests shall be made by the property owner or duly authorized representative; providing that a non-refundable administrative fee of \$450 shall be paid to request a Capacity Allocation, Capacity Permit, or Capacity Reservation; providing that sewer capacity may be reserved upon payment of a deposit to be credited to tap-on fees or exaction fees; providing that reservations of capacity will expire in one (1) year unless extended and providing that a non-refundable administrative fee of \$225 shall be paid for an extension; providing that a reservation shall become a permanent allocation upon certification of certain plans or amendments; providing that all fees shall be adjustable based on the Consumer Price Index; providing exceptions for payment of administrative fees for certain properties; providing that determinations on applications and requests shall be made within ten (10) days if possible; providing an appeal process for applicants who disagree with determinations; providing that all actions and requirements under Article XIII are subject to the provisions of the Consent Decree and approved CAP; and providing that a formal review and audit of the CAP and collected fees shall be performed every two (2) years; and amending Section 5-30 of the Code of Ordinances to require that adequate sanitary sewer capacity exists prior to issuance of any building permit for a property that will connect to the Sanitary Sewer System. [Div. of Water Quality, Martin]

A motion was made by Council Member Gorton, seconded by Council Member Beard, that this Ordinance be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: O-063-2013

10. [0567-13](#)

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. 53. [Div. of Budgeting, Lueker]

A motion was made by Council Member Gorton, seconded by Council Member Beard, that this Ordinance be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: O-064-2013

11. [0568-13](#) An Ordinance establishing a six month limited Pilot Program for certain Mobile Food Unit Vendors to lawfully operate in designated street parking areas and providing for licensing; compliance with ordinance and program requirements; Food Vending Zones; hours of operation; insurance; and a fine of not less than \$250 nor more than \$500 for each violation; all effective upon date of passage. [Council Office, Maynard]

A motion was made by Council Member Shevawn Akers, seconded by Council Member Ed Lane, that this Ordinance be Table., and sent to the Urban County Council to be returned by 6/20/2013. The motion PASSED by an unanimous vote.

12. [0570-13](#) An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$1,500 for the Div. of Parks and Recreation from Neighborhood Development Funds for the purchase of new benches and television for the Kenwick Community Center, and appropriating and re-appropriating funds, Schedule No. 56. [Council Office, Maynard]

A motion was made by Council Member Gorton, seconded by Council Member Beard, that this Ordinance be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: O-062-2013

13. [0581-13](#) An Ordinance creating Sections 15-11.5 and 15-11.6 of the Code of Ordinances, Lexington-Fayette Urban County Government, pertaining to the general regulation of Mobile Food Unit Vendors and providing public safety; permit requirements; location restrictions; trash pickup;

lighting restrictions; and other requirements; and establishing a fine of not less than \$250 nor more than \$500 for each violation; all effective upon date of passage. [Council Office, Maynard]

A motion was made by Council Member Gorton, seconded by Council Member Beard, that this Ordinance be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: O-065-2013

V. Ordinances – First Reading

14. [0576-13](#) An Ordinance amending Article 5 of the Zoning Ordinance and Articles 4 and 6 of the Land Subdivision Regulations to account for changes required by the new Lexington-Fayette Urban County Government Capacity Assurance Program (Urban County Planning Commission). Approval of the Staff Alternative Text 9-0 [Div. of Planning, King]

Received First Reading to the Urban County Council due back on 6/20/2013

15. [0590-13](#) An Ordinance amending Subsection 6-53(b)(2) of the Code of Ordinances relating to the City Employees' Pension Fund to increase annual cost-of-living increases from 3% to 5% effective July 1, 2013. [Council Clerk's Office, Lamb]

Received First Reading to the Urban County Council due back on 6/20/2013

16. [0628-13](#) 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. 55. [Div. of Budgeting, Lueker]

Received First Reading to the Urban County Council due back on 6/20/2013

VI. Resolutions – Second Reading

1. [0484-13](#) A Resolution accepting the bid of Quality Cleaning Services, Inc., establishing a price contract for Cleaning Services for Flooding, for the Div. of Water Quality. (1 Bid) [Martin]

A motion was made by Council Member Gorton, seconded by Council Member Lane, that this Resolution be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-256-2013

2. [0485-13](#) A Resolution accepting the bids of Woodall Construction Co., Inc.; Tom Chesnut Excavation and Construction, LLC; and Perdue Environmental Contracting Co., Inc. d/b/a Pelco, Inc., establishing price contracts for equipment rental with operator, for the Div. of Streets and Roads. (3 Bids, Low) [Moloney]

A motion was made by Council Member Gorton, seconded by Council Member Lane, that this Resolution be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-257-2013

3. [0528-13](#) A Resolution accepting the bid of James A. Wade, establishing a price contract for Land for Lease - Cardinal Run (Mowing Rights), and authorizing and directing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with James A. Wade, related to the bid. (2 Bids) [Hancock]

A motion was made by Council Member Gorton, seconded by Council Member Lane, that this Resolution be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-258-2013

4. [0558-13](#) A Resolution accepting the bid of Worldwide Equipment, establishing a price contract for CNG Cab and Chassis for Refuse Vehicles, for the Div. of Facilities and Fleet Management. (2 Bids, Low) [Baradaran]

A motion was made by Council Member Gorton, seconded by Council Member Lane, that this Resolution be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-259-2013

5. [0295-13](#)

A Resolution authorizing the Div. of Waste Management, on behalf of the Urban County Government, to renew the Contract with Verizon Wireless, a sole source provider, for communication of GPS and route collection data and access to Routeware System for four (4) years at a cost not to exceed \$180,000 (FY 2013). [Div. of Waste Management, Feese]

A motion was made by Council Member Gorton, seconded by Council Member Lane, that this Resolution be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-260-2013

6. [0386-13](#)

A Resolution accepting the responses of AIC; Leverage Partners; Metaformers; Pomeroy; Signature Technology Group; SIS; and Zannett, to provide Information Technology and Consulting Services pursuant to RFP No. 2-2013 and establishing price contracts, and authorizing the Mayor, on behalf of the Urban County Government, to execute any additional necessary Agreements with the vendors related to the RFP. [Div. of Enterprise Solutions, Cottle]

A motion was made by Council Member Gorton, seconded by Council Member Lane, that this Resolution be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-261-2013

7. [0422-13](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Office of Homeland Security and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$13,633 Commonwealth of Ky. funds from the Law Enforcement Protection Program, and are for the purchase of a Throwbot XT, for the Div. of Police. [Div. of Grants and Special Programs/Dept. of Public Safety, Gooding/Mason]

A motion was made by Council Member Gorton, seconded by Council Member Lane, that this Resolution be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-262-2013

8. [0428-13](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Smart Systems, for chemicals for use in the dishwashing machine at the Family Care Center, at a cost not to exceed \$2400. [Div. of Grants and Special Programs/Dept. of Social Services, Gooding/Mills]

A motion was made by Council Member Gorton, seconded by Council Member Lane, that this Resolution be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-263-2013

9. [0438-13](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to Agreement with the Bluegrass Area Development District, to accept additional funding in the amount of \$10,040 for operation of the Senior Citizens Center. [Div. of Grants and Special Programs/Dept. of Social Services, Gooding/Mills]

A motion was made by Council Member Gorton, seconded by Council Member

Lane, that this Resolution be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-264-2013

10. [0439-13](#)

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Bluegrass Area Development District, 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 \$83,101 Federal funds, are for operation of the Senior Citizens Center in FY 2014, the acceptance of which obligates the Urban County Government for the expenditure of \$166,566 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. [Div. of Grants and Special Programs/Dept. of Social Services, Gooding/Mills]

A motion was made by Council Member Gorton, seconded by Council Member Lane, that this Resolution be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-265-2013

11. [0453-13](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One (1) to the Contract with R. B. Jergens Contractors, Inc., for the Haley Pike Landfill Closure, for the Dept. of Environmental Quality and Public Works, increasing the contract price by the sum of \$484,075.29 from \$2,250,895.35 to \$2,734,970.64. [Dept. of Environmental Quality and Public Works, Moloney]

A motion was made by Council Member Gorton, seconded by Council Member Lane, that this Resolution be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-266-2013

12. [0462-13](#)

A Resolution authorizing the Div. of Engineering, on behalf of the Urban County Government, to purchase design services for the Northland Meadows Arlington Phase 5C Project from ECSI, LLC, a sole source provider, at a cost not to exceed \$22,500. [Div. of Grants and Special Programs/Dept. of Planning, Preservation and Development, Gooding/Paulsen]

A motion was made by Council Member Gorton, seconded by Council Member Lane, that this Resolution be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-267-2013

13. [0466-13](#)

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Interlocal Cooperative Agreement with the Ky. Counties of Anderson, Bourbon, Boyle, Clark, Estill, Franklin, Garrard, Harrison, Jessamine, Lincoln, Madison, Mercer, Nicholas, Powell, Scott and Woodford, for the continued operation of and participation in the Bluegrass Workforce Investment Board. [Office of the Chief Administrative Officer, Hamilton]

A motion was made by Council Member Gorton, seconded by Council Member Lane, that this Resolution be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-268-2013

14. [0473-13](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Friends for Skateparks, Lexington, Ky., Inc. (\$140) and Dress for Success Lexington, Inc. (\$1,625), for the Office of the Urban County Council, at a cost not to exceed the sums stated. [Council Office, Maynard]
- A motion was made by Council Member Gorton, seconded by Council Member Lane, that this Resolution be Approved. The motion Passed by the following vote:**
- Aye:** 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke
- Nay:** 0
- Absent:** 0
- Enactment No: R-269-2013
15. [0489-13](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the U.S. Dept. of Homeland Security, Federal Emergency Management Agency, which Grant funds are in the amount of \$18,128 Federal funds, are for a fire prevention program targeted toward the elderly, disabled, and/or limited English proficient, the acceptance of which obligates the Urban County Government for the expenditure of \$4,531 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. [Div. of Grants and Special Programs/Dept. of Public Safety, Gooding/Mason]
- A motion was made by Council Member Gorton, seconded by Council Member Lane, that this Resolution be Approved. The motion Passed by the following vote:**
- Aye:** 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke
- Nay:** 0
- Absent:** 0
- Enactment No: R-270-2013
16. [0515-13](#) A Resolution of the Urban County Council directing the Mayor to immediately fill vacant positions within the Div. of Code Enforcement, effective upon passage of Council. [Council Office, Maynard]
- A motion was made by Council Member Gorton, seconded by Council Member Lane, that this Resolution be Approved. The motion Passed by the following vote:**

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-271-2013

17. [0486-13](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Amendment to a 1957 Agreement with CSX Transportation, Inc. to allow relocation of a sanitary sewer trunk line onto the Eastern State Hospital/BCTC Campus for the Div. of Water Quality. [Div. of Water Quality, Martin]

A motion was made by Council Member Gorton, seconded by Council Member Lane, that this Resolution be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-272-2013

18. [0487-13](#)

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with U.S. Geological Survey, for the continuing and ongoing maintenance and operation of existing stream flow and precipitation gauges, at a cost not to exceed \$108,480 (FY 2014). [Div. of Water Quality, Martin]

A motion was made by Council Member Gorton, seconded by Council Member Lane, that this Resolution be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-273-2013

19. [0493-13](#)

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Lease Agreement with MailFinance Inc., Neopost USA Inc., and Central Business Systems as

the sole-source provider, for lease and maintenance of mailing equipment, at a cost not to exceed \$9,065.04 for the first year of a five year lease, future years subject to appropriations by Council. [Dept. of General Services, Reed]

A motion was made by Council Member Gorton, seconded by Council Member Lane, that this Resolution be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-274-2013

20. [0496-13](#)

A Resolution authorizing the Mayor or the Commissioner of Finance, on behalf of the Urban County Government, to execute a Letter Agreement with Dean Dorton Allen Ford PLLC, for preparation of the Sheriff's Settlement for the 2012 Property Tax Year, at a cost not to exceed \$12,000 in FY2014. [Dept. of Finance, O'Mara]

A motion was made by Council Member Gorton, seconded by Council Member Lane, that this Resolution be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-275-2013

21. [0511-13](#)

A Resolution authorizing Dean Dorton Allen Ford, PLLC, to conduct a financial audit of all Lexington-Fayette Urban County Government funds for Fiscal Year 2013 for an amount not to exceed \$149,000 (FY2014), and authorizing the Mayor, on behalf of the Urban County Government, to execute a Letter Agreement and any other necessary documents with Dean Dorton Allen Ford, PLLC related to the audit. [Dept. of Finance, O'Mara]

A motion was made by Council Member Gorton, seconded by Council Member Lane, that this Resolution be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-276-2013

22. [0514-13](#)

A Resolution accepting the bid of TW Telecom of Ky. LLC, in accordance with the provisions of Ordinance No. 50-2013, creating and offering for sale a short term franchise for the operation of a non-exclusive telecommunications system in Fayette County, and authorizing the Mayor, on behalf of the Urban County Government, to execute a Franchise Agreement with TW Telecom of Ky. LLC, incorporating the terms and conditions of Ordinance No. 50-2013. [Office of the Chief Administrative Officer, Hamilton]

A motion was made by Council Member Gorton, seconded by Council Member Lane, that this Resolution be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-277-2013

23. [0572-13](#)

A Resolution accepting the bid of Windstream Ky. East LLC, in accordance with the provisions of Ordinance No. 50-2013, creating and offering for sale a short term franchise for the operation of a non-exclusive telecommunications system in Fayette County, and authorizing the Mayor, on behalf of the Urban County Government, to execute a Franchise Agreement with Windstream Ky. East LLC, incorporating the terms and conditions of Ordinance No. 50-2013. [Office of the Chief Administrative Officer, Hamilton]

A motion was made by Council Member Gorton, seconded by Council Member Lane, that this Resolution be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-278-2013

24. [0573-13](#)

A Resolution accepting the bid of Wild Telecommunications, Inc., in

accordance with the provisions of Ordinance No. 50-2013, creating and offering for sale a short term franchise for the operation of a non-exclusive telecommunications system in Fayette County, and authorizing the Mayor, on behalf of the Urban County Government, to execute a Franchise Agreement with Wild Telecommunications, Inc., incorporating the terms and conditions of Ordinance No. 50-2013. [Office of the Chief Administrative Officer, Hamilton]

A motion was made by Council Member Gorton, seconded by Council Member Lane, that this Resolution be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-279-2013

25. [0526-13](#)

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Dept. for Local Government and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$100,000 Commonwealth of Ky. funds, and are for support of an Energy Savings Performance Contract at the Detention Center, and authorizing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with the Ky. Department for Local Government, to outline the procedures for hiring an Energy Service Company (ESCO) to identify and implement cost effective solutions to reduce utility consumption at the Detention Center. [Div. of Grants and Special Programs/Dept. of Environmental Quality and Public Works, Gooding/Moloney]

A motion was made by Council Member Gorton, seconded by Council Member Lane, that this Resolution be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-280-2013

26. [0527-13](#)

A Resolution rescinding Resolution No. 154-2011, authorizing a Change Order to Gershman, Brickner and Bratton, Inc. to complete work on the Div. of Waste Management Routeware Program, to allow

final clerical documentation. [Dept. of Environmental Quality and Public Works, Moloney]

A motion was made by Council Member Gorton, seconded by Council Member Lane, that this Resolution be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-281-2013

27. [0531-13](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with Fayette County Public Schools, for transportation services for the Family Care Center's students and their children for the 2013-2014 school year, at a cost not to exceed \$83,000. [Dept. of Social Services, Mills]

A motion was made by Council Member Gorton, seconded by Council Member Lane, that this Resolution be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-282-2013

28. [0539-13](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with Metro Employees Credit Union, Inc., for the general provision of mutual services, at no cost to the Urban County Government. [Dept. of General Services, Reed]

A motion was made by Council Member Gorton, seconded by Council Member Lane, that this Resolution be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-283-2013

29. [0569-13](#) A Resolution authorizing and directing the Div. of Traffic Engineering to install a multi-way stop at the intersection of Fiddler Creek Way and Clearwater Way. [Council Office, Maynard]

A motion was made by Council Member Ed Lane, seconded by Council Member Bill Farmer, Jr., that this Resolution be Amended to change 'crosswalk' to 'multi-way stop'. The motion PASSED by an unanimous vote.

Enactment No: R-284-2013

A motion was made by Council Member Gorton, seconded by Council Member Lane, that this Resolution be Approved. The motion Passed by the following vote:

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-284-2013

VII. Resolutions – First Reading

30. [0575-13](#) A Resolution accepting the bid of Bradley Hook It Up Mobile, LLC, establishing a price contract for Vehicle Steam Cleaning, for the Div. of Facilities and Fleet Management. (1 Bid) [Baradaran]

Received First Reading to the Urban County Council due back on 6/20/2013

31. [0580-13](#) A Resolution accepting the bids of Worldwide Equipment, Batteries Plus, and KOI Auto Parts, establishing price contracts for truck and automotive batteries, for the Div. of Facilities and Fleet Management. (7 Bids, Low) [Baradaran]

Received First Reading to the Urban County Council due back on 6/20/2013

32. [0582-13](#) A Resolution accepting the bid of Siemens Healthcare Diagnostics, establishing a price contract for drug testing for the Div. of Community Corrections. (4 Bids, Low) [Ballard]

Received First Reading to the Urban County Council due back on 6/20/2013

33. [0584-13](#) A Resolution accepting the bid of Aramsco, Inc., establishing a price contract for hospital PPE kits, for the Div. of Emergency Management/911. (2 Bids, Low) [Dugger]

Received First Reading to the Urban County Council due back on 6/20/2013

34. [0603-13](#) A Resolution accepting the bids of Comtronics, Inc.; Owens

Communications, Inc.; and Southern Communications and Consultants, Inc., establishing price contracts for the installation of Public Safety Mobile Radios, for the Div. of Police. (3 Bids, Low) [Bastin]

Received First Reading to the Urban County Council due back on 6/20/2013

35. [0605-13](#)

A Resolution accepting the bid of QX Networks and Design, Inc., establishing a price contract for Internet Access Service Provider for the Div. of Computer Services. (4 Bids, Low) [Nugent]

Received First Reading to the Urban County Council due back on 6/20/2013

36. [0614-13](#)

A Resolution accepting the bid of B&H Environmental Services, establishing a price contract for Sanitary Sewer Overflow (SSO) Cleanup Services, for the Div. of Water Quality. (2 Bids, Low) [Martin]

Received First Reading to the Urban County Council due back on 6/20/2013

37. [0611-13](#)

A Resolution ratifying the permanent civil service appointments of: Koyuki King, Paralegal, Grade 113N, in the Dept. of Law, effective June 3, 2013, William Gahafer, Public Service Worker, Grade 106N, in the Div. of Parks and Recreation, effective June 30, 2013, Sharon Buford, Administrative Specialist Principal, Grade 114E, in the Div. of Police, effective March 17, 2013, Theodore Adams, Telecommunicator, Grade 111N, in the Div. of Emergency Management/911, effective May 27, 2013, Latricia Jones, Telecommunicator, Grade 111N, in the Div. of Emergency Management/911, effective April 22, 2013, James York, Telecommunicator, Grade 111N, in the Div. of Emergency Management/911, effective February 27, 2013; ratifying the probationary sworn appointments of: John Bardin, Police Sergeant, Grade 315N, \$28.588 hourly, in the Div. of Police, effective June 10, 2013, Brian Martin, Police Sergeant, Grade 315N, \$28.588 hourly, in the Div. of Police, effective June 10, 2013; ratifying the permanent sworn appointments of: Jeffrey Hyer, Police Sergeant, Grade 315N, in the Div. of Police, effective April 29, 2013, Scott Perrine, Police Sergeant, Grade 315N, in the Div. of Police, effective April 29, 2013; ratifying the probationary Community Corrections Officer appointment of: Courtney Spencer, Community Corrections Sergeant, Grade 112N, \$23.190 hourly, in the Div. of Community Corrections, effective June 17, 2013. [Div. of Human Resources, Maxwell]

Received First Reading to the Urban County Council due back on 6/6/2013

Enactment No: R-285-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member George Myers, that the rules be Suspended for Second Reading, and sent to the Urban County Council, to be returned by 6/6/2013. The motion PASSED by an unanimous vote.

Enactment No: R-285-2013

A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Approved. The motion Passed by the following vote:

Aye: 12 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti and Harry Clarke

Nay: 0

Absent: 3 - Ed Lane; Shevawn Akers and Jennifer Scutchfield

Enactment No: R-285-2013

38. [0619-13](#)

A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following probationary civil service appointment: Carolyn Janssen, Staff Assistant Sr., Grade 108N, \$13.023 hourly, in the Div. of Human Resources, effective upon passage of Council. [Div. of Human Resources, Maxwell]

Received First Reading to the Urban County Council due back on 6/6/2013

Enactment No: R-286-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member Chuck Ellinger, that the rules be Suspended for Second Reading, and sent to the Urban County Council, to be returned by 6/6/2013. The motion PASSED by an unanimous vote.

Enactment No: R-286-2013

A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Approved. The motion Passed by the following vote:

Aye: 12 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti and Harry Clarke

Nay: 0

Absent: 3 - Ed Lane; Shevawn Akers and Jennifer Scutchfield

Enactment No: R-286-2013

39. [0532-13](#)

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Dept. of Juvenile Justice, 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 \$16,183 Federal funds under the Juvenile Accountability Block Grant Program, are for continuation of the Juvenile Surveillance Program, professional services, professional development, drug testing services and supplies, and educational materials, the acceptance of which obligates the Urban County Government for the expenditure of \$1,798 as a local match, and

authorizing the Mayor to transfer unencumbered funds within the Grant budget. [Div. of Grants and Special Programs/Dept. of Social Services, Gooding/Mills]

Received First Reading to the Urban County Council due back on 6/20/2013

40. [0533-13](#)

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the U.S. Dept. of Justice and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$3,550 Federal funds, and are for the purchase of bulletproof vests for the Fayette County Sheriff's Office. [Div. of Grants and Special Programs/Dept. of Public Safety, Gooding/Mason]

Received First Reading to the Urban County Council due back on 6/6/2013

Enactment No: R-287-2013

A motion was made by Council Member Jennifer Mossotti, seconded by Council Member Linda Gorton, that the rules be Suspended for Second Reading, and sent to the Urban County Council, to be returned by 6/6/2013. The motion PASSED by an unanimous vote.

Enactment No: R-287-2013

A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Approved. The motion Passed by the following vote:

Aye: 12 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti and Harry Clarke

Nay: 0

Absent: 3 - Ed Lane; Shevawn Akers and Jennifer Scutchfield

Enactment No: R-287-2013

41. [0535-13](#)

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Justice and Public Safety Cabinet, which Grant funds are in the amount of \$2,246,560 Commonwealth of Ky. funds, are for Police Training Incentive funds, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, and authorizing the Mayor to transfer unencum-bered funds within the Grant budget. [Div. of Grants and Special Programs/Dept. of Public Safety, Gooding/Mason]

Received First Reading to the Urban County Council due back on 6/6/2013

Enactment No: R-288-2013

A motion was made by Council Member Jennifer Mossotti, seconded by Council Member Linda Gorton, that the rules be Suspended for Second Reading, and sent to the Urban County Council, to be returned by 6/6/2013. The

motion **PASSED** by an unanimous vote.

Enactment No: R-288-2013

A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Approved. The motion Passed by the following vote:

Aye: 12 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti and Harry Clarke

Nay: 0

Absent: 3 - Ed Lane; Shevawn Akers and Jennifer Scutchfield

Enactment No: R-288-2013

42. [0536-13](#)

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Commission on Fire Protection, Personnel, Standards and Education, which Grant funds are in the amount of \$2,270,840 Commonwealth of Ky. funds, are for training incentive funds for firefighters, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. [Div. of Grants and Special Programs/Dept. of Public Safety, Gooding/Mason]

Received First Reading to the Urban County Council due back on 6/6/2013

Enactment No: R-289-2013

A motion was made by Council Member Jennifer Mossotti, seconded by Council Member Linda Gorton, that the rules be Suspended for Second Reading, and sent to the Urban County Council, to be returned by 6/6/2013. The motion PASSED by an unanimous vote.

Enactment No: R-289-2013

A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Approved. The motion Passed by the following vote:

Aye: 12 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti and Harry Clarke

Nay: 0

Absent: 3 - Ed Lane; Shevawn Akers and Jennifer Scutchfield

Enactment No: R-289-2013

43. [0540-13](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Lease with Metro Employees Credit Union, for lease of space at the Versailles Rd. Campus. [Dept. of General Services, Reed]

Received First Reading to the Urban County Council due back on 6/20/2013

44. [0541-13](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Vision Internet Providers, Inc. as the sole-source provider, for the Lexington-Fayette Urban County Government Website VisionCMS Upgrade, at a cost not to exceed \$26,100. [Div. of Computer Services, Nugent]

Received First Reading to the Urban County Council due back on 6/20/2013

45. [0542-13](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Lease with Metro Employees Credit Union, for lease of space at the Phoenix Building. [Dept. of General Services, Reed]

Received First Reading to the Urban County Council due back on 6/20/2013

46. [0543-13](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Lease with Employment Solutions, Inc., for East Sector Roll Call located at 1165 Centre Pkwy., at a cost not to exceed \$33,744. [Div. of Police, Bastin]

Received First Reading to the Urban County Council due back on 6/20/2013

47. [0545-13](#) A Resolution declaring as surplus and authorizing the Mayor, on behalf of the Lexington-Fayette Urban County Government, to execute Quit-Claim Deeds and any other necessary documents for the transfer of .093 acres of property located at 946 Whitney Ave. and .093 acres of property located at 948 Whitney Ave. to the purchaser of an adjacent parcel which should have been included in the original purchase. [Dept. of General Services, Reed]

Received First Reading to the Urban County Council due back on 6/20/2013

48. [0547-13](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Dept. of Education, Div. of School and Community Nutrition, 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 \$79,000 Federal funds, and are for participation in the Child Care Food Program at the Family Care Center, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. [Div. of Grants and Special Programs/Dept. of Social Services, Gooding/Mills]

Received First Reading to the Urban County Council due back on 6/20/2013

49. [0548-13](#) A Resolution, pursuant to Code of Ordinances Section 18-66,

designating the speed limit on Montavesta Rd. between Mount Dr. and Pepperhill Rd. as 25 miles per hour and authorizing and directing the Div. of Traffic Engineering to install proper and appropriate signs in accordance with the designation. [Dept. of Environmental Quality and Public Works, Moloney]

Received First Reading to the Urban County Council due back on 6/20/2013

50. [0551-13](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Amendment No. 3 to the Contract with HDR/Quest Engineering, Inc., for design of Citation Blvd. Phase II, increasing the contract price by the sum of \$114,715 from \$979,807 to \$1,094,522. [Div. of Grants and Special Program/Dept. of Planning, Preservation, and Development, Gooding/Paulsen]

Received First Reading to the Urban County Council due back on 6/20/2013

51. [0555-13](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Bluegrass Workforce Investment 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 \$135,000 Federal funds, and are for a Workforce Preparation Project for the Div. of Youth Services, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. [Div. of Grants and Special Programs/Dept. of Social Services, Gooding/Mills]

Received First Reading to the Urban County Council due back on 6/20/2013

52. [0560-13](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Transportation Cabinet, which Grant funds are in the amount of \$460,000 Federal funds, are for the FY 2014 ITS/CMS (Intelligent Transportation System/Congestion Management System) Traffic Improvements Project, the acceptance of which obligates the Urban County Government for the expenditure of \$115,000 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. [Div. of Grants and Special Programs/Dept. of Environmental Quality and Public Works, Gooding/Moloney]

Received First Reading to the Urban County Council due back on 6/20/2013

53. [0564-13](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One to the Contract with Todd Johnson Construction Co., for construction of Meadows/Northland/Arlington Public Improvements Project, Phase 5A, increasing the contract price by the sum of \$9,659.41 from \$1,476,330.16 to \$1,485,989.57. [Div. of Grants and Special

Programs/Dept. of Planning, Preservation and Development,
Gooding/Paulsen]

Received First Reading to the Urban County Council due back on 6/20/2013

54. [0583-13](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Fayette County Sheriff's Office (\$550), Bluegrass Aspendale Teen Center (\$750), Alzheimer's Association Greater Ky. (\$1,500), Residents, Inc. (\$1,000), Cardinal Valley Elementary PTA, Inc. (\$1,000), Cardinal Valley Neighborhood Association (\$500), Friends for Versailles Rd. (\$2,000), CASA of Lexington, Inc. (\$1,000), Picadome Neighborhood Association, Inc. (\$500), for the Office of the Urban County Council, at a cost not to exceed the sums stated. [Council Office, Maynard]

Received First Reading to the Urban County Council due back on 6/6/2013

Enactment No: R-290-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member George Myers, that the rules be Suspended for Second Reading, and sent to the Urban County Council, to be returned by 6/6/2013. The motion PASSED by an unanimous vote.

Enactment No: R-290-2013

A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Approved. The motion Passed by the following vote:

Aye: 12 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti and Harry Clarke

Nay: 0

Absent: 3 - Ed Lane; Shevawn Akers and Jennifer Scutchfield

Enactment No: R-290-2013

55. [0597-13](#)

A Resolution accepting the Div. of Water Quality's Standard Operating Procedure for Point Repairs and Sewer Line Maintenance. [Council Office, Maynard]

Received First Reading to the Urban County Council due back on 6/20/2013

56. [0534-13](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Central Indiana Truck Equipment, as the sole-source provider, to purchase eight Heil multipack garbage packers, at a cost not to exceed \$1,689,976. [Div. of Facilities and Fleet Management, Baradaran]

Received First Reading to the Urban County Council due back on 6/6/2013

Enactment No: R-291-2013

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Linda Gorton, that this Resolution be Amended to change the number of trucks to 8 and the amount to \$1,689,976.00. The motion PASSED by an unanimous vote.

Enactment No: R-291-2013

Received First Reading to the Urban County Council due back on 6/6/2013

Enactment No: R-291-2013

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger, that the rules be Suspended for Second Reading, and sent to the Urban County Council, to be returned by 6/6/2013. The motion PASSED by an unanimous vote.

Enactment No: R-291-2013

A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Approved. The motion Passed by the following vote:

Aye: 12 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti and Harry Clarke

Nay: 0

Absent: 3 - Ed Lane; Shevawn Akers and Jennifer Scutchfield

Enactment No: R-291-2013

57. [0552-13](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Food Services Agreement with Trinity Services I, LLC, for food services for the Div. of Community Corrections, at a cost not to exceed \$1,648,420 for the Fiscal Year 2014. [Div. of Community Corrections, Ballard]

Received First Reading to the Urban County Council due back on 6/20/2013

58. [0563-13](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the University of Ky., for the provision of school nursing services for students of the Day Treatment Center and Family Care Center, at a cost not to exceed \$5,000 (FY2014). [Dept. of Social Services, Mills]

Received First Reading to the Urban County Council due back on 6/20/2013

59. [0566-13](#) A Resolution accepting the response of Burdine Security Group, Inc., to RFP No.10-2013, and authorizing the Mayor, on behalf of the Urban County Government, to execute a Multi-Year Agreement with Burdine Security Group, Inc. to repair, replace, and maintain the electronic access control system, with the cost in FY2013 estimated not to exceed \$61,637. [Dept. of General Services, Reed]

Received First Reading to the Urban County Council due back on 6/6/2013

Enactment No: R-292-2013

A motion was made by Council Member Ed Lane, seconded by Council Member Linda Gorton, that the rules be Suspend Rules for Second Reading, and sent to the Urban County Council, to be returned by 6/6/2013. The motion PASSED by an unanimous vote.

Enactment No: R-292-2013

A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Approved. The motion Passed by the following vote:

Aye: 12 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti and Harry Clarke

Nay: 0

Absent: 3 - Ed Lane; Shevawn Akers and Jennifer Scutchfield

Enactment No: R-292-2013

60. [0571-13](#)

A Resolution approving the Second Renewal of the Engineering Services Agreement with Tetra Tech, Inc., to provide annual program management services for Consent Decree Implementation and MS4 Permit Compliance, at a cost not to exceed \$887,000. [Div. of Water Quality, Martin]

Received First Reading to the Urban County Council due back on 6/20/2013

61. [0587-13](#)

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Amendment #3 to the Agreement with Bluegrass Area Development District, to provide additional Federal funds in the amount of \$11,503, for operation of the Lexington Senior Citizens Center. [Div. of Grants and Special Programs/Dept. of Social Services, Gooding/Mills]

Received First Reading to the Urban County Council due back on 6/20/2013

62. [0588-13](#)

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a HOME Agreement with Davis Park View, LLLP, for use of Federal HOME Investment Partnerships Program funds for the development of rental housing for the households displaced by the Newtown Pike Extension Project, at a cost not to exceed \$627,138. [Div. of Grants and Special Programs/Office of the Chief Administrative Officer, Gooding/Hamilton]

Received First Reading to the Urban County Council due back on 6/20/2013

63. [0589-13](#)

A Resolution accepting the response of Kraus Associates, Inc. d/b/a AK Associates, to RFP No. 11-2013, and authorizing the Mayor, on behalf of the Urban County Government, to execute a Multi-Year Agreement with Kraus Associates, Inc. d/b/a AK Associates, to provide

on-site and remote maintenance services for LFUCG's 9-1-1- system, at a cost not to exceed \$247,000 (FY 2014). [Div. of Emergency Management/911, Lucas]

Received First Reading to the Urban County Council due back on 6/20/2013

64. [0591-13](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Amendment to Agreement with the Ky. Transportation Cabinet, for the Gainsway Trail Project, extending performance period through June 30, 2014, at no cost to the Urban County Government. [Div. of Grants and Special Programs/Dept. of Planning, Preservation and Development, Gooding/Paulsen]

Received First Reading to the Urban County Council due back on 6/20/2013

65. [0592-13](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Amendment to Agreement with the Ky. Transportation Cabinet, for extension of the Illuminated Street Sign Project, extending performance period through June 30, 2014, at no cost to the Urban County Government. [Div. of Grants and Special Programs/Dept. of Environmental Quality and Public Works, Gooding/Moloney]

Received First Reading to the Urban County Council due back on 6/20/2013

66. [0593-13](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Risk Management Services Co., for workers' compensation, general liability and automobile liability claims administration services, at a cost not to exceed \$214,700 for FY 2014. [Dept. of Law, Graham]

Received First Reading to the Urban County Council due back on 6/20/2013

67. [0595-13](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Contract Modification No. 1 to the Engineering Services Agreement with CDP Engineers, Inc., for design of Southland Drive Bike Lane Project, increasing the contract amount by the sum of \$15,669 from \$49,886 to \$65,555. [Div. of Grants and Special Programs/Dept. of Planning, Preservation and Development, Gooding/Paulsen]

Received First Reading to the Urban County Council due back on 6/20/2013

68. [0606-13](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Stonewall Equestrian Estates Association, Inc. (\$500), Higbee Mill Neighborhood Association, Inc. (\$500), Bryan Station Alumni Foundation, Inc. (\$1,500), Volunteers of America of Ky., Inc. (\$625), Lansdowne Neighborhood Association, Inc. (\$550), Pinnacle Homeowners Association, Inc. (\$525), Lexington Humane Society (\$1,725),

American Red Cross Bluegrass Chapter (\$1,475), Hope Center, Inc. (\$1,800), Chrysalis House, Inc. (\$2,481.40), Salvation Army (\$4,795), The Lexington Woman's Club, Inc. (\$1,406.40), Black Church Coalition of the Bluegrass, Inc. (\$1,406.40), Home Builders Care, Inc. (\$1,406.40), Central Ky. Radio Eye, Inc. (\$1,406.40), Friends for Skateparks, Lexington Ky., Inc. (\$1,630), Dove Creek Townhomes Owners' Association, LLC (\$500), Gainesway Neighborhood Association, Inc. (\$1,000), Aviation Museum of Ky. (\$1,000), Seedleaf, Inc. (\$1,500), for the Office of the Urban County Council, at a cost not to exceed the sums stated. [Council Office, Maynard]

A motion was made by Council Member George Myers, seconded by Council Member Julian Beard, that this Resolution be Amended to replace 'Infant Nurture' with 'Aviation Museum of Ky.' The motion PASSED by an unanimous vote.

Enactment No: R-293-2013

Received First Reading to the Urban County Council due back on 6/6/2013

Enactment No: R-293-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member George Myers, that the rules be Suspended for Second Reading, and sent to the Urban County Council, to be returned by 6/6/2013. The motion PASSED by an unanimous vote.

Enactment No: R-293-2013

A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Approved. The motion Passed by the following vote:

Aye: 12 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti and Harry Clarke

Nay: 0

Absent: 3 - Ed Lane; Shevawn Akers and Jennifer Scutchfield

Enactment No: R-293-2013

69. [0615-13](#)

A Resolution authorizing the Dept. of General Services, on behalf of the Urban County Government, to purchase a replacement Liebert Precision Cooling Unit, Dry Cooler and Pump, from Climate Conditioning Co., a sole source provider, at a cost not to exceed \$24,153.78. [Dept. of General Services, Reed]

Received First Reading to the Urban County Council due back on 6/6/2013

Enactment No: R-294-2013

A motion was made by Council Member Ed Lane, seconded by Council Member Linda Gorton, that the rules be Suspended for Second Reading, and sent to the Urban County Council, to be returned by 6/6/2013. The motion PASSED by an unanimous vote.

Enactment No: R-294-2013

A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Approved. The motion Passed by the following vote:

Aye: 12 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti and Harry Clarke

Nay: 0

Absent: 3 - Ed Lane; Shevawn Akers and Jennifer Scutchfield

Enactment No: R-294-2013

70. [0617-13](#)

A Resolution authorizing and approving the purchase of the following insurances: excess property insurance through Alliant from Pepip (\$317,403.78), excess workers' compensation through Alliant from New York Marine and General Insurance Co. (\$326,989.00), excess aviation liability through Powell Walton Milward from Old Republic Insurance Co. (\$4,581.00), excess liability (general, automobile and public official's) through Powell Walton Milward from Munich Re (\$561,396.00), and self-insured auto no-fault bond through Powell Walton Milward from International Fidelity Insurance Co. (\$2,500.00), for FY 2014, at a total cost not to exceed \$1,212,869.78, and authorizing and directing the Mayor, on behalf of the Urban County Government, to execute all necessary documents to accomplish the same. [Office of the Chief Administrative Officer, Hamilton]

Received First Reading to the Urban County Council due back on 6/20/2013

71. [0626-13](#)

A Resolution amending Sections 1 and 2 of Resolution No. 255-2013 which authorized the Mayor, on behalf of the Urban County Government, to execute Agreements for various public projects for the Office of the Urban County Council, to correct the name of an entity from Dellavalle Management, Inc. to Lakes Edge Condominium Association, Inc. [Council Office, Maynard]

Received First Reading to the Urban County Council due back on 6/20/2013

72. [0627-13](#)

A Resolution expressing the Urban County Government's opposition to the rate increase requested by Ky.-American Water Co. in Public Service Commission Rate Case No. 2012-00520 and directing the Clerk to notify the Public Service Commission. [Council Office, Maynard]

Received First Reading to the Urban County Council due back on 6/6/2013

Enactment No: R-295-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member George Myers, that the rules be Suspended for Second Reading, and sent to the Urban County Council, to be returned by 6/6/2013. The motion

PASSED by an unanimous vote.

Enactment No: R-295-2013

A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Approved. The motion Passed by the following vote:

Aye: 12 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti and Harry Clarke

Nay: 0

Absent: 3 - Ed Lane; Shevawn Akers and Jennifer Scutchfield

Enactment No: R-295-2013

VIII. Communications from the Mayor

Present 12 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti and Harry Clarke

Absent 3 - Ed Lane; Shevawn Akers and Jennifer Scutchfield

0620-13

1. Recommending the appointment of Ms. Billie Dollins, as Banking Community representative, to the Courthouse Area Design Review Board, with a term to expire 6-30-2013. Ms. Dollins will fill the unexpired term of Mr. Harry Richart.
2. Recommending the reappointment of Mr. Gary Fogtman, as Lexington Youth Soccer Association representative, to the Masterson Station Park Advisory Board, with a term to expire 5-1-2017.
3. Recommending the reappointments of Mr. Rick Christman and Mr. Chris Humphrey to the Transit Authority Board, with terms to expire 6-30-2017.
4. Recommending the appointments of Councilmember Shevawn Akers, as non-voting member, and Mr. William Crawford, as Homebuilder representative; and the reappointments of Ms. Karen Deprey, as Real Estate Agent representative, and Ms. Martina Ockerman, as At-Large representative, to the Vacant Property Review Commission, with terms to expire 1-1-2014, 1-1-2016, 1-1-2016, and 1-1-2016, respectively. Councilmember Akers will fill the unexpired term of Councilmember Tom Blues.
5. Recommending the reappointment of Mr. Todd Lockhart to the Valley View Ferry Authority with a term to expire 5-2-2017.

A motion was made by Council Member Linda Gorton, seconded by Council Member Chuck Ellinger, that these Communications be Approved. The motion PASSED by an unanimous vote.

IX. Communication from the Mayor (For Information Only)

[0612-13](#)

1. Transfer of Jamie Cooper, Administrative Specialist, Grade 110N, from the Div. of Community Corrections to the Div. of Police, effective June 3, 2013.

Received and Filed

X. **Announcements**

XI. **Public Comments**

Adjournment