

Lexington-Fayette Urban County Government

200 E. Main St
Lexington, KY 40507



Minutes

Tuesday, May 24, 2022

3:00 PM

Packet

Council Chamber

Urban County Council Work Session

I. Public Comment - Issues on Agenda

Present 15 - Steve Kay, Richard Moloney, Chuck Ellinger, James Brown, Josh McCurn, Hannah LeGris, Susan Lamb, Liz Sheehan, David Kloiber, Preston Worley, Fred Brown, Whitney Baxter, Amanda Bledsoe, Jennifer Reynolds, and Kathy Plomin

Absent 0

II. Requested Rezonings/ Docket Approval

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

An Ordinance changing the zone from an Agricultural Urban (A-U) zone to a Planned Neighborhood Residential (R-3) zone, for 14.773 net (15.519 gross) acres, for property located at 4630 Old Schoolhouse Lane. (Cowgill Development, LLC; Council District 9). Approval 9-0 Objectors **(Public Hearing June 21, 2022, 5:30 p.m..)** [Div. of Planning, Duncan]

A motion was made by Council Member Whitney Baxter, seconded by Council Member Liz Sheehan, that this Ordinance be Approved and Referred to Docket with Hearing.and sent to the Urban County Council to return on 5/26/2022.The motion PASSED by unanimous vote.

A motion was made by Council Member Whitney Baxter, seconded by Council Member Liz Sheehan, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/26/2022.The motion PASSED by unanimous vote.

An Ordinance changing the zone from a Highway Service Business (B-3) zone to a Light Industrial (I-1) zone, for 7.997 net (8.187 gross) acres, and from a Planned Shopping Center (B-6P) zone to a Light Industrial (I-1) zone, for 0.00 net (0.65 gross) acre, for a property located at 2417 Georgetown Rd. (Millenium Realty, LLC; Council District 2). Approval 8-0 (To Be Heard By July 27, 2022) [Div. of Planning, Duncan]

A motion was made by Council Member Josh McCurn, seconded by Council Member Jennifer Reynolds, that this Ordinance be Approved and Referred to Docket without Hearing.and sent to the Urban County Council to return on 5/26/2022.The motion PASSED by unanimous vote.

III. Approval of Summary

a Table of Motions: Council Work Session, May 10, 2022

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

IV. Budget Amendments

AN ORDINANCE AMENDING CERTAIN OF THE BUDGETS OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT TO REFLECT CURRENT REQUIREMENTS FOR MUNICIPAL EXPENDITURES, AND APPROPRIATING AND RE-APPROPRIATING FUNDS, FY 2022 SCHEDULE NO. 0042.

A motion was made by Council Member Josh McCurn, seconded by Council Member Whitney Baxter, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/26/2022.The motion PASSED by unanimous vote.

V. New Business

VI. Continuing Business/ Presentations

a Neighborhood Development Funds: May 24, 2022

A motion was made by Council Member Whitney Baxter, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/26/2022.The motion PASSED by unanimous vote.

b Partial Summary: Planning and Public Safety Committee, April 19, 2022

Received and Filed

A motion was made by Council Member James Brown, seconded by Council Member Whitney Baxter, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/26/2022.The motion PASSED by unanimous vote.

A motion was made by Council Member James Brown, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/26/2022.The motion PASSED by unanimous vote.

c Public Hearing: Residential Parking Permit Program (RPPP) Amendments to South Hill and Bullock Place

d Proclamation: Nick Rowe

Received and Filed

VII. Council Reports

VIII. Mayor's Report

- (1) Recommending the reappointment of Brian Wells to the Airport Board with a term expiring July 14, 2026;
- (2) Recommending the appointment of Amy Stout to the Arboretum Advisory Board with a term expiring January 1, 2026;

- (3) Recommending the appointment of Amanda Secen to the Bluegrass Crime Stoppers with a term expiring May 24, 2026;
- (4) Recommending the reappointment of Harry Clarke to the Board of Adjustment with a term expiring July 1, 2026;
- (5) Recommending the reappointments of James Dickinson, Property Owner in Fayette County H1 Overlay Zone, and Susan Hill, Preservation Related Professional, to the Board of Architectural Review both with terms expiring June 30, 2026;
- (6) Recommending the reappointment of Leah Mason, At large, to the Board of Health with a term expiring June 30, 2024;
- (7) Recommending the reappointments of Amy Len Dailey and Kay Yates to CASA of Lexington both with terms expiring July 1, 2026;
- (8) Recommending the appointment of Debra Faulk to the Charles Young Center Advisory Board with a term expiring March 1, 2026;
- (9) Recommending the reappointment of Josh McCurn, Councilmember, to the Commission on Veterans' Affairs with a term expiring December 31, 2022;
- (10) Recommending the appointments of Hunter Pace, KY DOT District 7 Representative- Voting, and Shane Tucker, KY DOT District 7 Representative- Non-voting, to the Corridors Commission both with terms expiring August 1, 2026;
- (11) Recommending the appointment of Anna Ellis, Bluegrass Chapter Emergency Nurses Association Representative, to the Emergency Medical Advisory Board with a term expiring July 1, 2026;
- (12) Recommending the appointment of John Pike, Business Community Representative, to the Greenspace Commission with a term expiring June 30, 2026;
- (13) Recommending the reappointment of Leslie Beatty, Neighborhood Representative, to the Historic Preservation Commission with a term expiring June 30, 2025;
- (14) Recommending the appointments of Joy Andrade, filling the unexpired term of Jordan Lloyd, and Alicia Branum, filling the unexpired term of Gayle Bartilow, to the Homelessness Prevention and Intervention Board both with terms expiring October 1, 2024;
- (15) Recommending the reappointment of Janet Beard to the Housing Authority Board with a term expiring June 30, 2026;
- (16) Recommending the reappointment of Sally Hamilton to the Lexington Convention and Visitor Bureau with a term expiring September 1, 2024;
- (17) Recommending the appointments of Lloyd Alverson, Business Community Representative, and Suzanne Liebee, Business Community Representative, to the Lyric Theatre and Cultural Arts Board of Directors both with terms expiring December 8, 2025;
- (18) Recommending the reappointment of Kenton Ball, and recommending the appointment of Laura Boison to the Parking Authority Board both with terms expiring June 1, 2026;

- (19) Recommending the appointment of Brian Mudrak, District 11 Resident, to the Parks and Recreation Advisory Board with a term expiring January 14, 2026;
- (20) Recommending the reappointments of Frances Elsen, At large, Heather Lyons, LFUCG Employee, and Hannah Sawyer, Keeneland Representative, and recommending the appointments of Penny Ebel, At large, and Adrienne Thakur, LFUCG Employee, to the Picnic with the Pops Commission all with terms expiring July 1, 2026;
- (21) Recommending the appointment of Vivian Lasley-Bibbs to the Social Services Advisory Board with a term expiring September 1, 2025; and,
- (22) Recommending the reappointment of Lindsay Thurston to the Transit Authority Board with a term expiring June 30, 2026.

A motion was made by Council Member Susan Lamb, seconded by Council Member Kathy Plomin, that this Communication be Approved and Referred to Docket and sent to the Urban County Council to return on 5/26/2022. The motion PASSED by unanimous vote.

IX. Public Comment - Issues Not on Agenda

X. Adjournment

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

Administrative Synopsis - New Business Items

- a** Authorization to execute the Second Renewal of the Agreement with Tetra Tech, Inc., for annual program management services for Consent Decree implementation and MS4 Permit compliance, at a cost not to exceed \$727,119.00. Funds are budgeted. (L0458-22) (Martin/Albright)
- A motion was made by Council Member Kathy Plomin, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/26/2022.The motion PASSED by unanimous vote.**
- b** Authorization to install three (3) speed tables on Douglas Avenue between Newtown Pike and Coffee Tree Lane per guidelines in the Neighborhood Traffic Management Program, at a cost not to exceed \$13,500. (L0464-22) (Neal/Albright)
- A motion was made by Council Member Kathy Plomin, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/26/2022.The motion PASSED by unanimous vote.**
- c** Authorization to accept the Subordination, Non-Disturbance and Attornment Agreement (SNDA) on behalf of Eastland Legacy Center, LLC and Central Bank & Trust Co. This agreement is requested by BC Wood Properties per the lease agreement for the Police Central Sector Roll Call and Special Operations facility in the Eastland Shopping Center. No budgetary impact. (L0466-22) (Weathers/Armstrong)
- A motion was made by Council Member Kathy Plomin, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/26/2022.The motion PASSED by unanimous vote.**
- d** Authorization to execute an agreement with the U.S. Geological Survey (USGS) for the continued operation and maintenance of existing stream flow and precipitation gauges, for the period of July 1, 2022 through June 30, 2023, at a cost not to exceed \$118,450.00. Funds are included in the FY2023 MPB. (L0476-22) (Martin/Albright)
- A motion was made by Council Member Kathy Plomin, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/26/2022.The motion PASSED by unanimous vote.**
- e** Authorization to execute stipulations for an easement and to accept an easement from the U.S. Department of Justice, Federal Bureau of Prisons, for property located at 3301 Leestown Road for replacement of an access road culvert to the Lower Town Branch Pump Station, at no cost to the Urban County Government. (L0481-22) (Martin/Albright)

A motion was made by Council Member Kathy Plomin, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/26/2022.The motion PASSED by unanimous vote.

- f** Authorization to execute a Site Access Agreement with Cellco Partnership d/b/a Verizon Wireless for a designated site located at Deer Haven Park to construct a cell tower. No budgetary impact. (L0484-22) (Ford)

A motion was made by Council Member Kathy Plomin, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/26/2022.The motion PASSED by unanimous vote.

- g** Authorization to execute a Purchase of Service Agreement with the Lexington Pride Center to provide programmatic support for the LGBTQ+ community at cost of \$5,000.00. Funds are budgeted. (L0485-22) (Scott)

A motion was made by Council Member Kathy Plomin, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/26/2022.The motion PASSED by unanimous vote.

- h** Authorization to establish a sole source provider contract with Atlantic Emergency Solutions for proprietary parts and repair of Pierce Manufacturing fire apparatus. (L0486-22) (Wells/Armstrong)

A motion was made by Council Member Kathy Plomin, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/26/2022.The motion PASSED by unanimous vote.

- i** Authorization to donate a 1986 Pierce Arrow fire engine, VIN# 1P9CA02B7HA040032, to Fayette County Public Schools. The vehicle supports the Fire/EMS Career Pathway program at East Side Technical School. (L0487-22) (Wells/Armstrong)

A motion was made by Council Member Kathy Plomin, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/26/2022.The motion PASSED by unanimous vote.

- j** Authorization to accept a donation from RJ Corman Railroad Group to repair the railroad crossing at Safety City. The donation includes equipment, parts and labor, valued at \$9,484.23. No budgetary impact. (L0488-22) (Weathers/Armstrong)

A motion was made by Council Member Kathy Plomin, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/26/2022.The motion PASSED by unanimous vote.

- k** Authorization to accept a donation from Friends of Raven Run in the amount of \$5,000.00 as a grant match for a Land and Water Conservation Fund Grant to repair trails, restore meadow areas, establish a rain water collection system for irrigation, add educational signage, and install wetlands for ecological and educational purposes. (L0489-22) (Conrad/Ford)
- A motion was made by Council Member Kathy Plomin, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/26/2022.The motion PASSED by unanimous vote.**
- m** Authorization to execute a Purchase of Service Agreement with the Lexington Pride Festival at a cost of \$2,500.00 to support the annual LGBTQ festival in downtown Lexington. Funds are budgeted. (L0496-22) (Scott)
- A motion was made by Council Member Kathy Plomin, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/26/2022.The motion PASSED by unanimous vote.**
- n** Authorization to execute an agreement between the Division of Community Corrections and the Fayette Mall for the implementation of kiosks in the mall for officer recruitment, at a cost of \$3,600.00. Funds are budgeted. (L0497-22) (Farmer/Armstrong)
- A motion was made by Council Member Kathy Plomin, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/26/2022.The motion PASSED by unanimous vote.**
- o** Authorization to execute purchase order terms and to approve Meridian Medical Technologies Inc. as a sole source to purchase DuoDote™ Auto-Injectors for Lexington's hospitals and Fire/EMS at a cost not to exceed \$15,327.00. Funds are budgeted. (L0500-22) (Dugger/Armstrong)
- A motion was made by Council Member Kathy Plomin, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/26/2022.The motion PASSED by unanimous vote.**
- p** Authorization to accept an additional award of federal funds from the Kentucky Cabinet for Health and Family Services, Department for Community Based Services in the amount of \$116,221.30 under the American Rescue Plan Act (ARPA) to support child care expenses for the Extended School Program. No matching funds required. (L0502-22) (Conrad/Ford)

A motion was made by Council Member Kathy Plomin, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/26/2022.The motion PASSED by unanimous vote.

q Authorization to execute an amendment to the Ashland Neighborhood Association Neighborhood Action Match Agreement providing an extension to the project to August 31, 2022, at no additional cost. An extension is necessary due to weather and climate conditions. No budgetary impact. (L0505-22) (Reynolds/Lanter)

A motion was made by Council Member Kathy Plomin, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/26/2022.The motion PASSED by unanimous vote.

r Authorization to execute a Professional Services Agreement with Brandstetter Carroll, Inc. in the amount for \$700,000.00 to design a new community park at Cardinal Run Park North. Funds are budgeted as an approved LFUCG American Rescue Plan Act project. (L0507-22) (Conrad/Ford)

A motion was made by Council Member Kathy Plomin, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/26/2022.The motion PASSED by unanimous vote.

s Authorization to execute a Professional Services Agreement with Palmer Engineering Company in the amount for \$350,760.00 for design services for Masterson Station Park Improvements and new trails in Jacobson and Whitney Young Parks. Funds are budgeted as approved LFUCG American Rescue Plan Act projects. (L0508-22) (Conrad/Ford)

A motion was made by Council Member Kathy Plomin, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/26/2022.The motion PASSED by unanimous vote.

t Authorization to execute a Professional Services Agreement with Element Design in the amount for \$66,000 for design services for new courts and existing court renovations for Lexington Parks and Recreation at nine (9) city parks. Funds are budgeted as approved LFUCG American Rescue Plan Act projects. (L0509-22) (Conrad/Ford)

A motion was made by Council Member Kathy Plomin, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/26/2022.The motion PASSED by unanimous vote.

u Authorization to abolish one (1) vacant classified position of Staff Assistant (Grade 508N), one (1) vacant classified position of Skilled Trades Manager (Grade 521E) and create one (1) classified position of

Parks and Recreation Superintendent (Grade 525E) in the Division of Parks and Recreation. This has a fiscal impact of a savings of \$30,802.76. (L0510-22) (Maxwell/Hamilton)

A motion was made by Council Member Kathy Plomin, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/26/2022.The motion PASSED by unanimous vote.

v

Authorization to approve Machinex Technologies as a sole source provider to purchase parts and services for equipment at the Materials Recovery Facility (LEX-MRF) to support the recent equipment upgrades. (L0514-22) (Thurman/Albright)

A motion was made by Council Member Kathy Plomin, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/26/2022.The motion PASSED by unanimous vote.