

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky July 6, 2017

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on July 6, 2017 at 6:35 p.m. Present were Mayor Gray in the chair presiding, and the following members of the council: Smith, Stinnett, Bledsoe, F. Brown, J. Brown, Farmer, Gibbs, Henson, Kay, Moloney, Mossotti, Plomin, and Scutchfield. Absent were Council Members Evans and Lamb.

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

Ordinances No. 102-2017 through 110-2017, inclusive, and Resolutions No. 359-2017 through 431-2017, inclusive, were reported as having been signed and published and ordered to record.

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The Invocation was given by Council Member Fred Brown.

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Mayor Gray thanked all employees who worked towards the success of the July 4th festivities.

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Council Members Evans and Lamb arrived at the meeting.

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The following ordinances received second reading. Upon motion by Mr. Farmer, and seconded by Mr. Stinnett, the ordinances were approved by the following vote:

Aye: Smith, Stinnett, Bledsoe, F. Brown, J. Brown, -----15
Evans, Farmer, Gibbs, Henson, Kay, Lamb,
Moloney, Mossotti, Plomin, Scutchfield

Nay: -----0

An Ordinance changing the zone from a Two Family Residential (R-2) zone to a Neighborhood Business (B-1) zone, for 0.37 net (0.52 gross) acre, for property located at 834 & 838 W. Maxwell Street and 412 Cross Street; and from a High Density Apartment (R-4) zone to a Neighborhood Business (B-1) zone, for 1.53 net (1.90 gross) acres, for property located at 701-731 Pine Street (odd addresses only) and a portion of 420 Cross Street. (ABD Holdings, LLC & Earthman, LLC; Council District 3).

An Ordinance changing the zone from a Professional Office (P-1) zone to a Planned Shopping Center (B-6P) zone, for 2.88 net (3.33 gross) acres, for property located at 1937 Star Shoot Parkway (a portion of). (HAP PROPERTY OWNER LP; Council District 6).

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 2018 Schedule No. 1.

An Ordinance providing that all full-time and part-time employees in the classification and compensation system who receive a satisfactory score on their performance evaluation, pursuant to Sections 21-29(d) and 22-26(5) of the Code of

Ordinances, shall receive a two percent (2.0%) pay increase; providing that Sections 21-29(c) and 22-26(5) notwithstanding, all employees at the maximum of the grade salary range shall receive a two percent (2.0%) pay increase; amending Section 23-32(d) of the Code of Ordinances increasing the existing step structure for the positions of Police Chief, Grade 324E, and Fire Chief, Grade 324E by two percent (2.0%) and adjusting the salaries accordingly; and increasing the salary by two percent (2.0%) for three (3) positions of Law Clerk - P\T, within the Dept. of Law and one (1) position of Park Patrol Coordinator - P/T, within the Div. of Parks and Recreation, all to become effective June 26, 2017.

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Upon motion by Mr. Stinnett, seconded by Ms. Henson, and approved by unanimous vote, 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. 2 was placed on the docket and received first reading.

The ordinance was ordered placed on file for public inspection until July 11, 2017.

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Upon motion by Mr. Stinnett, seconded by Ms. Scutchfield, and approved by unanimous vote, an Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to provide funds for purchase orders and prepaid expenses rolling from FY 2017 into FY 2018, and appropriating and re-appropriating funds, Schedule No 3 was placed on the docket and received first reading.

The ordinance was ordered placed on file for public inspection until July 11, 2017.

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Mr. Stinnett moved to place on the docket an Ordinance amending Sections 4-14 and 4-21 of the Lexington-Fayette Urban County Code of Ordinances to increase the boarding fee for dogs, cats, livestock, or fowl held by the Lexington-Fayette County Animal Control Officer or the Lexington-Fayette County Animal Shelter from \$8.00 per day to \$10.00 per day. Ms. Scutchfield seconded the motion.

Mr. Moloney asked about the reason for the fee increase and Mr. Stinnett responded.

Ms. Henson asked about Mr. Stinnett's work with the Animal Care and Control Board and Mr. Stinnett responded. Ms. Henson spoke in favor of the ordinance.

The motion was approved by unanimous vote, the ordinance was placed on the docket, received first reading, and was ordered placed on file for public inspection until July 11, 2017.

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Upon motion by Mr. J. Brown, seconded by Ms. Plomin, and approved by unanimous vote, an Ordinance changing the zone from a Single Family Residential (R-1E) zone to a Planned Neighborhood Residential (R-3) zone, for 13.84 net (17.76 gross) acres, for property located at 1975 Russell Cave Rd. (Elkhorn Springs Development, LLC; Council District 1) was placed on the docket and received first reading.

The ordinance was ordered placed on file for public inspection until July 11, 2017.

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Ms. Bledsoe departed the meeting.

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Upon motion by Ms. Scutchfield, seconded by Ms. Henson, and approved by majority vote (Ms. Bledsoe was absent for the vote), a Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the United States Dept. of Justice and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$7,550 Federal funds, under the Bulletproof Vest Partnership Grant Acts of 1998, and are for the purchase of bulletproof vests for the Fayette County Sheriff's Office was placed on the docket and received first reading.

Upon motion by Ms. Henson, seconded by Ms. Mossotti, and approved by majority vote (Mr. F. Brown and Mr. Farmer voted No and Ms. Bledsoe was absent for the vote), the rules were suspended and the resolution received second reading.

Upon motion by Ms. Henson, and seconded by Vice Mayor Kay, the resolution was approved by the following vote:

Aye: Smith, Stinnett, F. Brown, J. Brown, Evans, -----14
Farmer, Gibbs, Henson, Kay, Lamb,
Moloney, Mossotti, Plomin, Scutchfield

Nay: -----0

Ms. Bledsoe was absent for the vote.

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Upon motion by Ms. Henson, seconded by Ms. Scutchfield, and approved by majority vote (Ms. Bledsoe was absent for the vote), a Resolution authorizing the Div. of Human Resources to make a conditional offer to the following Probationary Classified Civil Service Appointments: Damian Blanton, Customer Service Specialist, Grade 510N, \$15.306 hourly in the Div. of Government Communications, effective July 17, 2017, Shelby Ramsey, Safety Coordinator, Grade 516N, \$24.188 hourly, effective July 24, 2017 and Shawn Little, Equipment Operator Sr., Grade 512N, \$17.219 hourly, effective July 10, 2017, both in the Div. of Streets and Roads, Joseph Henning, Attorney Sr., Grade 528E, \$3,153.85 biweekly in the Dept. of Law, effective upon passage of Council, Mikayla Charles, \$18.771 hourly and Dawn Henry, \$19.599 hourly, both Telecommunicator, Grade 514N, in the Div. of Emergency Management/911, effective July 17, 2017, and Rhonda Brown, Code Enforcement Officer, Grade 516N, \$23.000 hourly in the Div. of Code Enforcement, effective August 7, 2017; authorizing the Div. of Human Resources to make a conditional offer to the following probationary Community Corrections Officer Appointments: Michael Chinn, Jacob Pirkle, and Aaron Ritchie, all Community Corrections Officer Recruit, Grade 109N, \$15.384 hourly in the Div. of Community Corrections, effective upon passage of Council; and authorizing the Div. of Human Resources to make a conditional offer to the following Unclassified Civil Service Appointments: Trevor Moore, \$13.775 hourly and Lucas Perkins, \$14.755 hourly, both Treatment Plant Operator Apprentice, Grade 509N, in the Div. of Water Quality, effective July 17, 2017 was added to the docket and received first reading.

Upon motion by Ms. Henson, seconded by Ms. Mossotti, and approved by majority vote (Mr. F. Brown and Mr. Farmer voted No and Ms. Bledsoe was absent for the vote), the rules were suspended and the resolution received second reading.

Upon motion by Ms. Henson, and seconded by Vice Mayor Kay, the resolution was approved by the following vote:

Aye: Smith, Stinnett, F. Brown, J. Brown, Evans, -----14
Farmer, Gibbs, Henson, Kay, Lamb,
Moloney, Mossotti, Plomin, Scutchfield

Nay: -----0

Ms. Bledsoe was absent for the vote.

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Mr. Stinnett moved to place on the docket a Resolution approving the Fayette County Sheriff's Settlement - 2016 Taxes, for taxes collected as of April 15, 2017, and granting the Sheriff a quietus. Ms. Henson seconded the motion.

Mr. Moloney asked about the amount of the settlement and Commissioner William O'Mara, Dept. of Finance, responded.

The motion was approved by majority vote (Ms. Bledsoe was absent for the vote), the resolution was placed on the docket, received first reading, and was ordered placed on file for public inspection until July 11, 2017.

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Mr. Gibbs talked about the success of the July 4, 2017 downtown activities, with special thanks to the Lexington Police Department and the March Madness Marching Band for their contributions.

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Ms. Scutchfield echoed Mr. Gibb's comments about the success of the July 4th events. She also mentioned comments from constituents about loud fireworks.

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Mr. F. Brown talked about multiple fireworks noise complaints and expressed concern that the disruptions this year seemed to be worse and he did not see much police presence in his neighborhood.

Comm. Ronnie Bastin, Dept. of Public Safety, responded to Mr. F. Brown's comments.

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Ms. Evans shared an email from the Kentucky chapter of the National Society of Black Engineers, about an outreach event for children called Engineering in the Park from 10 a.m. to 1:00 p.m. on August 12, 2017 at Consolidated Baptist Church.

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Ms. Henson talked about how much she enjoyed the July 4th festivities, spending time with her family. She expressed her gratitude for LFUCG employees, particularly police and waste management, who worked the holiday and made it so enjoyable for Lexington citizens.

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Ms. Mossotti discussed complaints she received about fireworks and asked Comm. Bastin about the best method for citizen complaints.

Comm. Bastin responded that 258-3600 is the best contact number for non-emergency matters.

Ms. Mossotti promoted attendance at the Bluegrass Fair, July 13 through July 23, 2017 at Masterson Station, talking about many of the planned fun activities, all for benefit of the Lions Club.

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Mr. Stinnett commended Chief Mark Barnard and Comm. Bastin for their work during the July 4th celebrations. He asked about the numbers of citations issued.

Comm. Bastin responded.

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Mr. Moloney discussed the July 4th festivities and thanked LFUCG employees for their efforts during the celebration.

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Commander Roger Holland, Div. of Police, presented a police disciplinary recommendation regarding Officer Brandon Baker. It is alleged Officer Baker has committed the offense of At Fault Collision in violation of KRS 95.450 and General Order 1973-02/l, Disciplinary Procedures, Appendix B, Section 1.40 – At Fault Collisions in that on 3 days in May, 2017, he allegedly had been involved in three at fault collisions within a twelve month period. The collisions occurred on June 11, 2016,

February 23, 2016, and April 7, 2017. The appropriate punishment for this conduct is Written Reprimand and 80 hours Home Fleet Suspension.

Upon motion of Mr. Farmer seconded by Ms. Henson, the disciplinary recommendation was approved by majority vote (Ms. Bledsoe was absent for the vote).

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Mr. Bernard McCarthy, Harry Street, spoke in objection to the removal of a public roadway adjacent to the Jefferson viaduct.

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Upon motion by Ms. Mossotti, seconded by Ms. Scutchfield, and approved by majority vote (Ms. Bledsoe was absent for the vote), the meeting adjourned at 7:09 p.m.

Clerk of the Urban County Council