



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

200 E. Main St
Lexington, KY 40507

Tuesday, April 30, 2013

3:00 PM

Council Chamber

Packet

I. Public Comment - Issues on Agenda

Present 14 - Linda Gorton, Chuck Ellinger, Steve Kay, Chris Ford, Shevawn Akers, Diane Lawless, Julian Beard, Bill Farmer Jr., Kevin Stinnett, Jennifer Scutchfield, George Myers, Harry Clarke, Peggy Henson, and Ed Lane

Absent 1 - Jennifer Mossotti

II. Requested Rezonings/ Docket Approval

[0441-13](#)

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Commonwealth of Ky. Transportation Cabinet, Dept. of Highways, to reimburse the Urban County Government up to \$330,000 for operation and maintenance of traffic signals and electrical traffic control devices on the State Primary Road System. [Div. of Traffic Engineering, Woods]

A motion was made by Council Member Chris Ford, seconded by Council Member Julian Beard, that this Agenda Item be Approve and Referred to the Docket, and sent to the Urban County Council, to be returned by 5/2/2013. The motion PASSED by an unanimous vote.

III. Approval of Summary

[0430-13](#)

Table of Motions April 23 2013

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

IV. Budget Amendments

V. New Business

VI. Continuing Business/ Presentations

a [0432-13](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with the Cottages of Liberty

Woods Neighborhood Association, Inc. (\$500), Lexington Tigers Youth Football Program, Inc. (\$500), Port Royal Neighborhood Association, Inc. (\$600), William Wells Brown Neighborhood Association, Inc. (\$1,000), FoodChain, Inc. (\$250), Southland Association (\$300), Fayette County Fatherhood Initiative (\$700), Palomar Hills Community Association (\$575), Tweens Coalition (\$1,375), William Wells Brown Neighborhood Association, Inc. (\$525), 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 Linda Gorton, seconded by Council Member Chuck Ellinger, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council, to be returned by 5/2/2013. The motion PASSED by an unanimous vote.

b [0434-13](#) Planning and Public Works Committee Summary April 2013

[0468-13](#) Right of Entry Ordinance

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Linda Gorton, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council, to be returned by 5/2/2013. The motion PASSED by an unanimous vote.

c [0433-13](#) Presentation: Lextran Fiscal Year 2013-2014 Budget, By: Rocky Burke,
Lextran General Manager

Considered

[0469-13](#) LexTran Budget FY 2014

A motion was made by Council Member Linda Gorton, seconded by Council Member Steve Kay, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council, to be returned by 5/2/2013. The motion PASSED by an unanimous vote.

VII. Council Reports

VIII. Mayor's Report

[0445-13](#) 1. Recommending the appointment of Mr. Barry L. Hays, as Meadowthorpe Neighborhood Association representative, to the Masterson Station Park Advisory Board, with a term to expire 5-1-2017. Mr. Hays will replace Ms. Marilyn Machara.

A motion was made by Council Member Kevin Stinnett, seconded by Council Member Steve Kay, that this Communication be Approved and Referred to the Docket, and sent to the Urban County Council, to be returned by 5/2/2013. The motion PASSED by an unanimous vote.

IX. Public Comment - Issues Not on Agenda

X. Adjournment

Administrative Synopsis - New Business Items

- Present** 13 - Linda Gorton, Chuck Ellinger, Steve Kay, Chris Ford, Shevawn Akers, Diane Lawless, Julian Beard, Bill Farmer Jr., Kevin Stinnett, Jennifer Scutchfield, Harry Clarke, Peggy Henson, and Ed Lane
- Absent** 2 - George Myers, and Jennifer Mossotti

- a [0363-13](#) Authorization to accept a donation from WLEX-TV and Downtown Lexington Corporation, to be split between the Division of Police and the Division of Fire as the designated beneficiaries of the Urban Mountain Challenge that was held on January 26, 2013. (L0363-13) (Bastin/Mason)
This is a request to accept a donation in the amount of \$1,740 from WLEX-TV and Downtown Lexington Corporation, to be split between the Division of Police and the Division of Fire as the designated beneficiaries of the Urban Mountain Challenge that was held on January 26, 2013.
A motion was made by Council Member Chuck Ellinger, seconded by Council Member Ed Lane, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council, to be returned by 5/2/2013. The motion PASSED by an unanimous vote.
- b [0382-13](#) Authorization to execute amendment to agreement with the Kentucky Transportation Cabinet for the Lexington Traffic Movement and Revitalization Study for extension of the performance period. (L0382-13) (Gooding/Paulsen)
This is a request to execute amendment to agreement with the Kentucky Transportation Cabinet for the Lexington Traffic Movement and Revitalization Study for extension of the performance period through June 30, 2014. There is no budgetary impact.
A motion was made by Council Member Chuck Ellinger, seconded by Council Member Ed Lane, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council, to be returned by 5/2/2013. The motion PASSED by an unanimous vote.
- c [0385-13](#) Authorization to accept the deed of easement from Southland Christian Church of Lexington for a sanitary sewer. (L0385-13) (Martin/Moloney)
This is a request to accept the deed of easement from Southland Christian Church of Lexington for a sanitary sewer. There is no budgetary impact.
A motion was made by Council Member Chuck Ellinger, seconded by Council Member Ed Lane, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council, to be returned by 5/2/2013. The motion PASSED by an unanimous vote.
- d [0388-13](#) Authorization to accept a donation from Sayre School of 12 jumps and

standards and 24 schooling standards for the Equestrian Program at Masterson Station Park. (L0388-13) (Hancock/Reed)

This is a request to accept a donation from Sayre School of 12 jumps and standards and 24 schooling standards valued at \$4,000 for the Equestrian Program at Masterson Station Park. There is no budgetary impact.

A motion was made by Council Member Chuck Ellinger, seconded by Council Member Ed Lane, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council, to be returned by 5/2/2013. The motion PASSED by an unanimous vote.

e [0389-13](#)

Authorization to execute agreement with the Governor's Office of Electronic Health Information to allow the Division of Community Corrections to participate in a HIPPA compliant way to share/access information with other medical facilities regarding an offender's access to healthcare. (L0389-13) (Ballard/Mason)

This is a request to execute agreement with the Governor's Office of Electronic Health Information to allow the Division of Community Corrections to participate in a HIPPA compliant way to share/access information with other medical facilities regarding an offender's access to healthcare. There is no budgetary impact.

A motion was made by Council Member Chuck Ellinger, seconded by Council Member Ed Lane, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council, to be returned by 5/2/2013. The motion PASSED by an unanimous vote.

f [0390-13](#)

Authorization to submit application to the U.S. Department of Justice requesting federal funds under the 2013 State Criminal Alien Assistance Program. (L0390-13) (Gooding/Mason)

This is a request to submit application to the U.S. Department of Justice requesting federal funds under the 2013 State Criminal Alien Assistance Program. Funds received for 2012 was \$65,503.

A motion was made by Council Member Chuck Ellinger, seconded by Council Member Ed Lane, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council, to be returned by 5/2/2013. The motion PASSED by an unanimous vote.

g [0391-13](#)

Authorization to award funds under the Neighborhood and Community Sustainability Grant Program and execute agreements with each of the twenty (20) neighborhoods receiving funds. (L0391-13) (Bush/Moloney)

This is a request to award funds in the amount of \$45,308 under the Neighborhood and Community Sustainability Grant Program and execute agreements with each of the twenty (20) neighborhoods receiving funds. A 100% match is required and may come from donations, materials, services, documented use of vehicles or machinery, tipping fees, and volunteer hours. Funds are budgeted.

A motion was made by Council Member Chuck Ellinger, seconded by Council Member Ed Lane, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council, to be returned by 5/2/2013. The motion PASSED by an unanimous vote.

- h** [0392-13](#) Authorization to execute agreement awarding a Class B (Infrastructure) Stormwater Quality Projects Incentive Grant to Embrace Church, Inc. (L0392-13) (Martin/Moloney)
This is a request to execute agreement awarding a Class B (Infrastructure) Stormwater Quality Projects Incentive Grant to Embrace Church, Inc., for a total cost not to exceed \$215,745. Funds are budgeted.

A motion was made by Council Member Chuck Ellinger, seconded by Council Member Ed Lane, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council, to be returned by 5/2/2013. The motion PASSED by an unanimous vote.

- i** [0394-13](#) Authorization to approve qPUBLIC LLC as a sole source vendor for Integrated Damage Assessment Model software and to authorize execution of software licensing agreement under the Emergency Management Agency grant. (L0394-13) (Gooding/Mason)
This is a request to approve qPUBLIC LLC as a sole source vendor for Integrated Damage Assessment Model software and to authorize execution of software licensing agreement under the Emergency Management Agency grant for FY 2013 and subsequent years. The annual cost is \$3,000. Funds are budgeted.

A motion was made by Council Member Chuck Ellinger, seconded by Council Member Ed Lane, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council, to be returned by 5/2/2013. The motion PASSED by an unanimous vote.

- j** [0402-13](#) Authorization to execute an agreement with Brighton Woods Association, Inc., awarding a Class A (Neighborhood) Stormwater Quality Projects Incentive Grant. (L0402-13) (Martin/Moloney)
This is a request to execute an agreement with Brighton Woods Association, Inc., awarding a Class A (Neighborhood) Stormwater Quality Projects Incentive Grant for a total cost not to exceed \$63,828. Funds are budgeted.

A motion was made by Council Member Chuck Ellinger, seconded by Council Member Ed Lane, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council, to be returned by 5/2/2013. The motion PASSED by an unanimous vote.

- k** [0403-13](#) Authorization to accept deeds of easement from the owners of record for the Rose Street Bike Lane project. (L0403-13) (Bayert/Paulsen)
This is a request to accept deeds of easement from the owners of record for the Rose Street Bike Lane project. There is no budgetary impact.

A motion was made by Council Member Chuck Ellinger, seconded by Council Member Ed Lane, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council, to be returned by 5/2/2013. The motion PASSED by an unanimous vote.

I [0413-13](#)

Authorization to submit application, and accept award if offered, to the Kentucky Department of Juvenile Justice to provide Day Treatment Services in the Division of Youth Services for FY 2014. (L0413-13) (Gooding/Mills)

This is a request to submit application, and accept award if offered, to the Kentucky Department of Juvenile Justice for an amount of \$217,660 to provide Day Treatment Services in the Division of Youth Services for FY 2014. Budget amendment in process.

A motion was made by Council Member Chuck Ellinger, seconded by Council Member Ed Lane, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council, to be returned by 5/2/2013. The motion PASSED by an unanimous vote.

m [0417-13](#)

Authorization to execute two (2) Releases of Easements releasing portions of a sanitary sewer easement and a portion of a drainage easement on property located at 2349 Richmond Road. (L0417-13) (Graham)

This is a request to execute two (2) Releases of Easements releasing portions of a sanitary sewer easement and a portion of a drainage easement on property located at 2349 Richmond Road. There is no budgetary impact.

A motion was made by Council Member Chuck Ellinger, seconded by Council Member Ed Lane, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council, to be returned by 5/2/2013. The motion PASSED by an unanimous vote.

n [0429-13](#)

Authorization to initiate a purchase order with L-M Asphalt, doing business as ATS Construction, pursuant to the 2013A GO Resurfacing Bond. (L0429-13) (Moloney)

This is a request to initiate a purchase order with L-M Asphalt, doing business as ATS Construction, in the amount \$12,400,000 pursuant to the 2013A GO Resurfacing Bond.

A motion was made by Council Member Chuck Ellinger, seconded by Council Member Ed Lane, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council, to be returned by 5/2/2013. The motion PASSED by an unanimous vote.