

# Lexington-Fayette Urban County Government

200 E. Main St  
Lexington, KY 40507



## Minutes

Tuesday, August 27, 2019

3:00 PM

Packet

Council Chamber

**Urban County Council Work Session**

**I. Public Comment - Issues on Agenda**

**Present** 14 - Steve Kay, Richard Moloney, Chuck Ellinger, James Brown, Josh McCurn, Jake Gibbs, Susan Lamb, Bill Farmer Jr., Preston Worley, Fred Brown, Jennifer Mossotti, Amanda Bledsoe, Jennifer Reynolds, and Kathy Plomin

**Absent** 1 - Angela Evans

**II. Requested Rezonings/ Docket Approval**

**A motion was made by Council Member Farmer, Jr., seconded by Council Member Ellinger, that the Docket be Approved The motion PASSED by unanimous vote.**

**III. Approval of Summary**

**a** Table of Motions: Council Work Session, August 20, 2019

**A motion was made by Council Member Kay, seconded by Council Member Plomin, that the 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, SCHEDULE NO. 0007.

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Kathy Plomin, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to return on 8/29/2019. The motion PASSED by unanimous vote.**

AN ORDINANCE AMENDING CERTAIN OF THE BUDGETS OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT TO PROVIDE FUNDS FOR ADDITIONAL PURCHASE ORDERS AND PRE-PAID EXPENSES ROLLING FROM FY 2019 INTO FY 2020, AND APPROPRIATING AND RE-APPROPRIATING FUNDS, SCHEDULE NO 0005.

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Kathy Plomin, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to return on 8/29/2019. The motion PASSED by unanimous vote.**

AN ORDINANCE AMENDING CERTAIN OF THE BUDGETS OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT TO AMEND BUDGET RELATED TO PURCHASE ORDERS ROLLED TO FY 2020 AND PURCHASE ORDERS EXPENSED TO FY 2019, AND APPROPRIATING AND RE-APPROPRIATING FUNDS, SCHEDULE NO 0006.

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Kathy Plomin, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to return on 8/29/2019. The motion PASSED by unanimous vote.**

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 THE NEIGHBORHOOD DEVELOPMENT FUNDS TO THE DIVISION OF FIRE AND EMERGENCY SERVICES TO ASSIST WITH A MEMORIAL BENCH AND ENTRYWAY SIGNAGE AT BRENDA COWAN ELEMENTARY SCHOOL, SCHEDULE NO. 0008.

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Kathy Plomin, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to return on 8/29/2019. The motion PASSED by unanimous vote.**

## V. New Business

## VI. Continuing Business/ Presentations

**a** Neighborhood Development Funds: August 27, 2019

**A motion was made by Council Member Steve Kay, seconded by Council Member Kathy Plomin, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to return on 8/29/2019. The motion PASSED by unanimous vote.**

**b** Committee Summary: Budget, Finance & Economic Development, April 30, 2019

**Received and Filed**

**c** Presentation: RethinkLex; By: Aldona Valicenti

**Received and Filed**

## VII. Council Reports

## VIII. Mayor's Report

- (1) Recommending the appointment of Mr. Tom Gavenonis to the Bluegrass Crime Stoppers, with term expiring August 29, 2023;
- (2) Recommending the appointment of Mr. Majd Jabbour, At-large member, to the Board of Health, with term expiring June 30, 2021;
- (3) Recommending the appointment of Mr. Ryan Guyder, Employment/Education Advocacy Representative, to the Commission for People with Disabilities, filling an unexpired term, with term expiring April 7, 2020;
- (4) Recommending the appointments of Mr. Roger Daman, Commissioner of

- General Services Designee, with term expiring April 7, 2020;
- (5) Recommending the reappointment of Mr. Evan Buckley, At-large Republican, to the Ethics Commission with term expiring July 7, 2023;
  - (6) Recommending the appointment of Mr. Jim McKeighen, Realtor, to the Greenspace Commission, filling an unexpired term, with term expiring June 30, 2022;
  - (7) Recommending the appointment of Mr. David Cohen, Neighborhood Representative, to the Historic Preservation Commission with term expiring June 30, 2023;
  - (8) Recommending the reappointments of Dr. Christel Broady, European Representative, and Mr. Camilo Quintana, American Representative, both with terms expiring August 27, 2023; the appointments of Ms. Innocent Akwa, African Representative, filling an unexpired term, and Mr. Adrian Wallace, At-large member, to the Mayor's International Affairs Advisory Commission with terms expiring October 8, 2023 and August 29, 2023, respectively;
  - (9) Recommending the appointment of Ms. Sarah Thrall, Lexington Philharmonic Society Representative, filling an unexpired term, to the Picnic with the Pops Commission, with a term expiring December 6, 2020;
  - (10) Recommending the reappointment of Ms. Natalie Pope to the Senior Services Commission, with term expiring August 27, 2023; and,
  - (11) Recommending the appointment of Ms. Nicole Gauthier, At-large member, to the Tree Board with term expiring August 27, 2023.

**A motion was made by Council Member Chuck Ellinger II, seconded by Council Member Steve Kay, that this Communication be Approved and Referred to Docket, and sent to the Urban County Council to return on 8/29/2019. The motion PASSED by unanimous vote.**

## **IX. Public Comment - Issues Not on Agenda**

## **X. Adjournment**

**A motion was made by Council Member Ellinger, seconded by Council Member Farmer, Jr., that the Meeting be Adjourned. The motion PASSED by unanimous vote.**

**Administrative Synopsis - New Business Items**

- a** Authorization to enter into a license agreement between the Lexington-Fayette Urban County Government and Fright Nights Production Company, LLC for a Halloween event at Jacobson Park, beginning September 6, 2019 and continuing through November 30, 2022, which may be renewed for two additional one year periods. Operation will be the final weekend in September and Thursday through Sunday in October each year. (L0831-19) [Conrad]
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to return on 8/29/2019. The motion PASSED by unanimous vote.**
- b** Authorization to execute Work Order No. 8 of Riskmaster Accelerator AWS SaaS Access Agreement with Computer Sciences Corporation (CSC) to upgrade Riskmaster for a one-time cost of \$35,525, with recurring fees for cloud access and hosting at a cost of \$44,850 annually and for the Chief Information Officer (CIO) to execute any necessary renewal addendums under Master License Agreement No. 02-MJB-00174. Funds are budgeted. (L0835-19) [Cottle/Valicenti]
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to return on 8/29/2019. The motion PASSED by unanimous vote.**
- c** Authorization to execute a License Agreement with Fayette County Public Schools to allow Parks and Recreation to install two (2) signs on school property at Deep Springs Elementary and Bryan Station High School. The signs are part of a District 6 "Station Nation" Trail which is designed to promote physical activity and wellness. There is no cost to the Lexington-Fayette Urban County Government. (L0843-19) [Conrad]
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to return on 8/29/2019. The motion PASSED by unanimous vote.**
- d** Authorization to execute a Purchase Agreement to provide Kentucky Utilities legal indemnity for nine (9) utility poles donated and installed for the Shillito Park Playground project at no cost to the Urban County Government. The wood poles will match the new composite wood play structures to be built September 18-22. They will be used to support shade fabric over the playground. (L0844-19) [Conrad]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to return on 8/29/2019. The motion PASSED by unanimous vote.**

- e** Authorization to purchase a Mid-Mount Tower Ladder Truck from Seagrave Fire Apparatus, LLC in the amount of \$1,430,857.00 pursuant to Bid Number 5-2019. Funds are budgeted. (L0845-19)  
[Chilton/Armstrong]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to return on 8/29/2019. The motion PASSED by unanimous vote.**

- f** Authorization to execute an agreement with NAMI-Lexington (National Alliance on Mental Illness) providing ongoing funding for the Fayette County Mental Health Court in the amount not to exceed \$170,000. Funds are budgeted. (L0858-19) [Ruddick/Hamilton]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to return on 8/29/2019. The motion PASSED by unanimous vote.**

- g** Authorization to execute an amendment to the agreement with Community Action Council for Lexington-Fayette, Bourbon, Harrison and Nicholas Counties, Inc., to accept additional federal funds totaling \$4,350 for provision of early childhood care and education services under the Head Start Program at the Family Care Center, the acceptance of which obligates the Urban County Government to a 25% match of an additional \$1,087. Budget amendments are in process. (L0859-19) [Rodes/Ford]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to return on 8/29/2019. The motion PASSED by unanimous vote.**

- h** Authorization to execute an agreement with Thomson Reuters CLEAR services related to collection efforts in the Division of Revenue at a fiscal year 2020 cost of \$4,318.11. Funds are budgeted. (L0860-19)  
[Cook/O'Mara]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to return on 8/29/2019. The motion PASSED by unanimous vote.**

i

Authorization to proceed with the annual Urban Service Changes Process for 2019 in accordance with the proposed schedule. The public hearing will be on November 12, 2019 at 3:00 p.m., during Council Work Session. No budgetary impact. (L0873-19) [Hicks/Albright]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to return on 8/29/2019. The motion PASSED by unanimous vote.**

j

Authorization to amend Section 2-465 of the Code of Ordinances related to the Corridors Commission to remove one (1) non-voting member, the representative from the Division of Building Inspection and to add one (1) voting member, a representative from the community-at-large. (L0874) [Wuorenmaa/Hamilton]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to return on 8/29/2019. The motion PASSED by unanimous vote.**

k

Authorization to execute a Health Care Compliance Monitor agreement with C Cesario Medical Consulting, LLC to monitor the offender medical services at the Division of Community Corrections at a cost not to exceed \$26,000. Funds are budgeted. (L0875-19) [Haney/Armstrong]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to return on 8/29/2019. The motion PASSED by unanimous vote.**

l

Authorization for a resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with Kentucky River Watershed Watch, to provide services related to water quality monitoring in the East Hickman watershed, at a cost not to exceed \$5,000.00. Funds are budgeted. (L0876-19) [Martin/Albright]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to return on 8/29/2019. The motion PASSED by unanimous vote.**

m

Authorization to execute a Memorandum of Agreement with Hickman Creek Conservancy, to provide services related to water quality monitoring in the West Hickman and East Hickman watersheds, at a cost not to exceed \$1,000.00. Funds are budgeted. (L0879-19) [Martin/Albright]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to return on 8/29/2019. The motion PASSED by unanimous vote.**

n

Authorization to amend a Non-Motorized Grade Crossing License Agreement with R.J. Corman Railroad Company/Central Kentucky Lines, LLC as a part of the Town Branch Commons Corridor project. Funds necessary to order and construct railroad crossing equipment. At a cost not to exceed \$64,862.60. Funds are budgeted. (L0880-19)  
[Peacher/Scott]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to return on 8/29/2019. The motion PASSED by unanimous vote.**

o

Authorization for approval of a lease agreement between Kentucky Community & Technical College System (KCTCS) and the Division of Community Corrections. KCTCS occupies classroom space at the Detention Center. Agreement is effective for one year with up to six, one year, extensions through 2026. This is at no cost to government. (L0881-19)  
[Haney/Armstrong]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to return on 8/29/2019. The motion PASSED by unanimous vote.**

p

Authorization to amend Resolution No. 229-2019, pertaining to bids for outdoor playground equipment for the Division of Parks and Recreation to also accept the bid of, and establish a price contract with, Recreation inSites, LLC. (L0882-19) [Slatin/O'Mara]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to return on 8/29/2019. The motion PASSED by unanimous vote.**

q

Authorization to create one (1) unclassified position of Administrative Specialist Sr. (Grade 516N) in the Division of Accounting, effective upon passage by Council. This has a 12-month future impact of a cost of \$65,347.83 and will be funded by the Police and Fire Pension Board. (L0883-19) [Maxwell/Hamilton]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to return on 8/29/2019. The motion PASSED by unanimous vote.**

r

Authorization to submit application requesting federal funds in the amount of \$54,707.75 and \$10,000 in state funds, and accept award if offered, from the Kentucky Justice Cabinet under the Violence Against Women Act Program for the continuation of a Sexual Assault Nurse Examiner Program in FY 2020. Local match is \$21,569.25. (L0884-19) [Weathers/Armstrong]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to return on 8/29/2019. The motion PASSED by unanimous vote.**

s

Authorization to execute an amended agreement with the U.S. Department of Transportation for the Town Branch Commons Project to reflect the updated project schedule and estimated project budget for all zones. (L0885-19) [Peacher/Scott]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to return on 8/29/2019. The motion PASSED by unanimous vote.**

t

Authorization to abolish twenty (20) classified positions of Heavy Equipment Technician (Grade 516N), create twenty (20) classified positions of Heavy Equipment Technician (Grade 518N) and reallocate the incumbents in the Division of Facilities & Fleet Management. This action is also requesting authorization to abolish three (3) classified positions of Heavy Equipment Technician (Grade 516N), create three (3) classified positions of Heavy Equipment Technician (Grade 518N) and reallocate the incumbents in the Division of Fire & Emergency Services. Additionally, in an accordance with Section 21-27 (e) of the Code of Ordinances, we are requesting a 5% supplement for those employees in the Division of Facilities and Fleet Management (Fleet Operations) who earn and maintain a Compressed Natural Gas (CNG) Inspector certification, effective the beginning of next pay period following passage of Council. This will have a future impact of a cost of \$104,914.11. Funds are budgeted. (L0886-19) [Maxwell/Hamilton]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to return on 8/29/2019. The motion PASSED by unanimous vote.**

u

Authorization to accept additional federal funds in the amount of \$2,000,000 for the construction phase of the Town Branch Commons Trail Zone 1 under the Congestion Mitigation Air Quality Program (CMAQ), and to execute all necessary documents required for the acceptance of those funds, the acceptance of which obligates the government to provide a 20% match in the amount of \$500,000. Funds are budgeted. (L0887-19) [Peacher/Scott]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to return on 8/29/2019. The motion PASSED by unanimous vote.**

**V**

Authorization for the Mayor to sign a Non-Motorized Grade Crossing License Agreement with R.J. Corman Railroad Company/Central Kentucky Lines, LLC as a part of the Town Branch Zone 6 project at a cost not to exceed \$124,417.17. Funds are budgeted. (L0890-19) [Burton/Albright]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to return on 8/29/2019. The motion PASSED by unanimous vote.**

**W**

Authorization to accept additional federal funding of \$19,495 from the Kentucky Transportation Cabinet for participation in the Traffic Safety Program for Fiscal Year 2020. No local match is required. (L0893-19) [Weathers/Armstrong]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to return on 8/29/2019. The motion PASSED by unanimous vote.**

**X**

Authorization to accept federal funds of \$25,600 from the Kentucky Transportation Cabinet's Office of Highway Safety Impaired Driving Program. No local match is required. (L0894-19) [Weathers/Armstrong]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket, and sent to the Urban County Council to return on 8/29/2019. The motion PASSED by unanimous vote.**