

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky August 12, 2021

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on August 12, 2021 at 6:01 p.m. Present were Mayor Gorton in the chair presiding, and the following members of the Council: Reynolds, Sheehan, Baxter, Bledsoe, F. Brown, J. Brown, Ellinger, Kay, Kloiber, Lamb, LeGris, McCurn, and Moloney. Absent were Council Members Plomin and Worley.

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

Ordinances No. 64-2021 through 71-2021, inclusive, and Resolutions No. 386-2021 through 423-2021, inclusive, were reported as having been signed and published and ordered to record.

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The Invocation was given by Council Member Jennifer Reynolds.

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Upon motion by Mr. McCurn, seconded by Vice Mayor Kay, and approved by unanimous vote, the Minutes of the June 24, July 6, and July 8, 2021 Council Meetings were approved.

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Mayor Gorton asked Ms. Sheehan to join her at the podium, along with Ka'Sondra Brown, and read a Proclamation declaring August 12, 2021 as Ka'Sondra Brown Day in Lexington. She congratulated Ms. Brown for being named the Best Foster Parent in the United States by Transfiguring Adoption.

Ms. Sheehan read an excerpt from a letter submitted to her by a constituent which highlighted the accomplishments of Ms. Brown as well as her compassion demonstrated by her continual efforts to help those across all corners of the community.

Ms. Brown thanked the Mayor and the Council for the recognition, and expressed appreciation and gratitude for the support of her family, friends and community members.

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The following ordinances received first reading and were ordered to be placed on file for public inspection until August 26, 2021:

An Ordinance changing the zone from a Restricted Highway Service Business (B-3) zone to a Restricted Highway Service Business (B-3) zone with modified conditional zoning, for 16.4 net (20.68 gross) acres, for property located at 3801, 3901 and 3955 Harrodsburg Rd. (Fountains at Palomar; Council District 10).

An Ordinance changing the zone from a Townhouse Residential (R-1T) zone to a High Density Apartment (R-4) zone, for 0.46 net and (1.39 gross) acres, for property located at 850 DeRoode St. (WEK Jr. Investments, LLC; Council District 2).

An Ordinance amending Articles 6-1 and 21-4 of the Zoning Ordinance to simplify and modernize regulations related to Traffic Impact Studies.

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. 5.

An Ordinance amending certain of the Budgets of the Lexington Fayette Urban County Government to provide funds for purchase orders and pre-paid expenses rolling from FY 2021 into FY 2022, and appropriating and re-appropriating funds, Schedule No. 4.

An Ordinance amending certain of the Budgets of the Lexington Fayette Urban County Government to reflect current requirements for funds in the amount of \$450 for the Div. of Traffic Engineering for speed humps on De Porres Ave., Schedule No. 6.

An Ordinance amending the authorized strength by transferring one (1) Classified Position of Administrative Officer, Grade 523E, and the incumbent along with the funds associated with the position from the Div. of Facilities and Fleet Management to the Div. of Parks and Recreation, effective August 16, 2021.

An Ordinance amending the authorized strength by creating one (1) Classified Civil Service Position of Traffic Signal Technician Sr., Grade 515N, in the Div. of Traffic Engineering; creating one (1) Classified Civil Service Position of Coding Compliance Specialist, Grade 516N, in the Div. of Fire and Emergency Services; abolishing one (1) vacant Classified Position of Planning Manager, Grade 526E, and creating one (1) Classified Civil Service Position of Administrative Officer, Grade 523E, in the Div. of Planning, and creating one (1) Classified Civil Service Position of Technical Specialist, Grade 515N, in the Div. of Parks and Recreation, effective July 1, 2021.

An Ordinance amending the authorized strength by abolishing one (1) vacant Classified Position of Program Specialist, Grade 513E, and creating one (1) Classified Civil Service Position of Administrative Specialist Sr., Grade 516N, in the Office of the Mayor, effective upon passage of Council.

An Ordinance levying Ad Valorem Taxes for municipal purposes for the Fiscal Year July 1, 2021 through June 30, 2022, on the assessed value of all taxable property within the taxing jurisdictions of the Lexington Fayette Urban County Government (all taxes on each \$100.00 of assessed valuation as of the January 1, 2021 assessment date), as follows: General Services District, \$.0800 on real property, including real property of public service companies, \$.0890 on personal property, including personal property of public service companies, noncommercial aircraft, and noncommercial watercraft, \$.1500 on insurance capital, \$.0150 on tobacco in storage, and \$.0450 on agricultural products in storage; Full Urban or Partial Urban Services Districts based on urban services available on real property, including real property of public service companies, \$.1426 for Refuse Collection, \$.0213 for Street Lights, \$.0097 for Street Cleaning, \$.0920 on insurance capital, \$.0150 on tobacco in storage, \$.0450 on agricultural products in storage; abandoned urban property \$1.00; and levying an Ad Valorem Tax for municipal purposes at the rate of \$.0880 on each \$100.00 of assessed value on all motor vehicles and watercraft within the taxing jurisdiction of the Lexington Fayette Urban County Government as of the January 1, 2022 assessment date.

An Ordinance adopting the request of the Lexington Fayette County Health Dept. under KRS 212.755 and levying a Special Ad Valorem Public Health Tax for the Fiscal Year July 1, 2021 through June 30, 2022, on the assessed value of all taxable real and personal property within the taxing jurisdiction of the Lexington Fayette Urban County Government, including real and personal property of public service companies, noncommercial aircraft, noncommercial watercraft, and inventory in transit, and excluding insurance capital, tobacco in storage, and agricultural products in storage, at the rate of \$.028 on each \$100.00 of assessed value as of the January 1, 2021 assessment date; and levying a Special Ad Valorem Public Health Tax at the rate of \$.028 on each \$100.00 of assessed value on all motor vehicles and watercraft within the taxing jurisdiction of the

Lexington Fayette Urban County Government, as of the January 1, 2022 assessment date.

An Ordinance levying Ad Valorem Taxes for purposes of support of the Soil and Water Conservation District for the Fiscal Year July 1, 2021 through June 30, 2022, on the assessed value of all taxable real property within the taxing jurisdiction of the Lexington Fayette Urban County Government, including real property of public service companies, at a rate of \$.0006 on each one hundred dollars (\$100.00) of assessed valuation as of the January 1, 2021, assessment date.

An Ordinance levying Ad Valorem Taxes for purposes of support of the Agricultural Extension Office for the Fiscal Year July 1, 2021 through June 30, 2022, on the assessed value of all taxable real and personal property within the taxing jurisdiction of the Lexington Fayette Urban County Government (all taxes on each \$100.00 of assessed valuation as of the January 1, 2021 assessment date), as follows: \$.004 on all taxable real property, including real property of public service companies, \$.0051 on taxable personal property, including personal property of public service companies, noncommercial aircraft, and noncommercial watercraft, and excluding inventory in transit, insurance capital, tobacco in storage, and agricultural products in storage; and levying an Ad Valorem Tax for purposes of support of the Agricultural Extension Office at the rate of \$.0032 on each \$100.00 of assessed value on all motor vehicles and watercraft within the taxing jurisdiction of the Lexington Fayette Urban County Government as of the January 1, 2022 assessment date.

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A Resolution accepting the bid of Perdue Environmental Contracting Co., Inc., establishing a price contract for Hazardous Material Spill Clean Up, for the Div. of Fire and Emergency Services received first reading.

Upon motion by Ms. Reynolds, seconded by Mr. Ellinger, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

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

Aye: Reynolds, Sheehan, Baxter, Bledsoe, F. -----13
Brown, J. Brown, Ellinger, Kay, Kloiber,
Lamb, LeGris, McCurn, Moloney

Nay: -----0

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A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following Probationary Community Corrections Officer Appointments: Charles Bertram, Haley Walthers, and Connor Gray, all Community Corrections Officer Recruit, Grade 109N, \$15.384 hourly in the Div. of Community Corrections, effective upon passage of Council received first reading.

Upon motion by Mr. J. Brown, seconded by Mr. McCurn, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

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

Aye: Reynolds, Sheehan, Baxter, Bledsoe, F. -----13
Brown, J. Brown, Ellinger, Kay, Kloiber,
Lamb, LeGris, McCurn, Moloney

Nay: -----0

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A Resolution of the Urban County Council encouraging the Commissioner of the Ky. Dept. of Revenue, the Fayette County Sheriff, the Fayette County Clerk, and the Fayette County Attorney, as applicable, to waive penalties and fees for delinquent ad valorem taxes under KRS 131.175 for those who apply and can show failure to timely pay ad valorem taxes, penalties, and fees was due to the Covid-19 pandemic, especially landlords of residential property in Lexington Fayette County received first reading.

Upon motion by Mr. Moloney, seconded by Mr. Ellinger, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

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

Aye: Reynolds, Sheehan, Baxter, Bledsoe, F. -----13
Brown, J. Brown, Ellinger, Kay, Kloiber,
Lamb, LeGris, McCurn, Moloney

Nay: -----0

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The following resolutions received first reading and were ordered to be placed on file for public inspection until August 26, 2021:

A Resolution accepting the bid of AMK Services, establishing a price contract for CSEPP radios for Schools, for the Div. of Emergency Management/911.

A Resolution accepting the bid of Graybar Electric Co., Inc., establishing a price contract for Torres Lighting Equipment, for the Div. of Traffic Engineering.

A Resolution accepting the bid of ChemTreat, Inc., establishing a price contract for Manhole Odor Control Chemical Containment Delivery System, for the Div. of Water Quality.

A Resolution accepting the bids of Geotechnology, Inc., and L.E. Gregg Associates, establishing price contracts for Construction Materials Sampling, Testing and Special Inspections, for the Div. of Water Quality.

A Resolution accepting the bids of Federal Resource Supply Co.; Remotec Inc.; and All Safe Industries, establishing price contracts for Bomb Disposal Response Equipment, for the Div. of Police.

A Resolution accepting the bid of Kiesler Police Supply, Inc., establishing a price contract for ammunition, for the Div. of Police.

A Resolution accepting the bid of PH&S Products, LLC, establishing a price contract for Disposable Gloves, for the Div. of Police.

A Resolution accepting the bid of Thoroughbred Aviation Maintenance, in the amount of \$201,485.50, for an Augmented Reality Mapping System, for the Div. of Police.

A Resolution accepting the bids of Brakeaway II Fourth Street Garage; AWP, Inc.; and S&L Contracting, LLC, establishing price contracts for Traffic Sign Installation and Maintenance (Rebid), for the Div. of Traffic Engineering.

A Resolution accepting the bid of Judy Construction Co., in the amount of \$17,450,000, for the West Hickman Wet Weather Storage Tank Phase 2, for the Div. of Water Quality, and authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Judy Construction Co. related to the bid.

A Resolution accepting the bid of McCord Emergency Lighting, establishing a price contract for Truck Vault Cargo, for the Div. of Police.

A Resolution ratifying the Permanent Classified Civil Service Appointments of: Tammy Switzer, Administrative Specialist Principal, Grade 518E, \$1,793.04 biweekly in the Div. of Revenue, effective July 18, 2021, Erin Dixon, Public Service Supervisor, Grade 514N, \$18.439 hourly in the Div. of Streets and Roads, effective July 18, 2021, Joel Ragland, Equipment Operator Sr., Grade 512N, \$23.614 hourly in the Div. of Streets and Roads, effective April 12, 2021, Sarah Childers, Telecommunicator Sr., Grade 517N, \$22.627 hourly in the Div. of Enhanced 911, effective July 19, 2021, Rebecca Lay, Telecommunicator Sr., Grade 517N, \$21.505 hourly in the Div. of Enhanced 911, effective August 1, 2021, Candace Pelfrey, Assistant Records Custodian, Grade 510N, \$16.624 hourly in the Div. of Police, effective July 4, 2021, Christopher Jodarski, Heavy Equipment Technician, Grade 518N, \$22.413 hourly in the Div. of Facilities and Fleet Management, effective August 15, 2021, Matthew Matteola, Heavy Equipment Mechanic Apprentice, Grade 511N, \$16.685 hourly in the Div. of Facilities and Fleet Management, effective August 22, 2021, Samuel Niehaus, Public Service Worker Sr., Grade 509N, \$15.231 hourly in the Div. of Parks and Recreation, effective July 19, 2021, Christopher Poehner, Recreation Manager, Grade 518E, \$1,893.92 biweekly in the Div. of Parks and Recreation, effective July 19, 2021, Elizabeth Jefferson, Administrative Specialist, Grade 513N, \$19.607 hourly in the Div. of Planning, effective July 4, 2021.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Lease Agreements for residential park caretaker properties with the following individuals for the listed properties in consideration of the sums stated in annual rent: Hollis Harvill for 705 Caden Lane, \$5,400; Robert Craig for 3561 Shamrock Lane, \$6,600; Fred Williamson for 4051 Richmond Rd., \$2,200; and Samuel Garcia for 3990 Raven Run Way, \$7,080.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Transportation Cabinet (KYTC) to accept 0.228 acres located at 2931 Leestown Rd.

A Resolution authorizing the Mayor, on behalf of the Urban County Government to enter into an Agreement with Century Equipment, as a sole source provider, for genuine Toro parts for the repair of Toro Mowers.

A Resolution approving the Fayette County Sheriff's Settlement 2020 Taxes, for taxes collected as of April 15, 2021, and granting the Sheriff a Quietus.

A Resolution authorizing the Div. of Water Quality to purchase GPS hardware and database maintenance services from Routeware, Inc., a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Routeware, Inc., related to the procurement, at a cost estimated not to exceed \$43,905.36.

A Resolution authorizing the Div. of Streets and Roads to purchase snowplow parts from J. Edinger and Sons, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with J. Edinger and Sons, related to the procurement.

A Resolution authorizing and directing the Mayor, on behalf of the Lexington Fayette Urban County Government, to execute a Memorandum of Understanding with the Downtown Lexington Partnership to present public events on behalf of, and in partnership with, LFUCG, including Luminate Lexington Christmas Tree Lighting, Christmas Parade, and Thursday Night Live.

A Resolution authorizing the Div. of Streets and Roads to purchase GPS monthly service from Routeware, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Routeware related to the procurement, at a cost not to exceed \$33,020.46.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute certificates of consideration and other necessary documents, and to accept deeds for property interests needed for the Kearney Ridge and Beaumont Woods Detention Basin Improvements Project, at a cost not to exceed \$1,308.

A Resolution authorizing the Div. of Fire and Emergency Services to purchase ambulances and ambulance remounts from Excellence Ambulances, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Excellence Ambulances, related to the procurement, at a cost not to exceed \$750,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a certificate of consideration and other necessary documents, and to accept a deed for the property located at 2220 Thunderstick Dr., for the North Elkhorn Wet Weather Storage Tank Project, a Remedial Measures Project required by the Consent Decree, and authorizing payment in the amount of \$415,000, plus usual and appropriate closing costs.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement and a Vehicle Lease Agreement with Lexington Fayette Animal Care and Control, LLC, for Animal Control Services, at a cost not to exceed \$1,529,403.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept in kind donations from Spectrum (computers), the Lexington Public Library (furniture and supplies), First5 Lex (books and shelving), Bluegrass Community & Technical College (furniture), and the International Book Project (books and fees) for use in the Black & Williams Neighborhood Reading Room

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute the Amendment to the Purchase of Service Agreement with the Lexington Fayette Urban County Housing Authority (authorized by Resolution No. 421-2020) extending the Contract's termination date to December 31, 2021, and increasing the eligible benefit to a maximum of \$4,000 per household, to assist Housing Choice Voucher Program participants during the pandemic, at no additional cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement with the Bluegrass Area Development District (BGADD), for the operation of the Homecare Program for homebound seniors, at a cost not to exceed \$48,610.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement with the Bluegrass Area Development District (BGADD), for payment of FY 2022 local dues to support workforce development, aging services, and regional planning, at a cost not to exceed \$58,600.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept chromebooks from Anthem Ky. Medicaid, for the Partners for Youth's Metro C.A.T.S. Program.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Purchase of Service Agreements with the following thirty one (31) Extended Social Resource (ESR) Program - Community Based Initiatives Grantee Agencies, pursuant to RFP #10-2021 (Community Wellness and Safety), RFP #11-2021 (Childhood and Youth Development), and RFP #12-2021 (Food Insecurity and Nutritional Access): Arbor Youth Services (\$98,000), AVOL Ky., Inc. (\$84,000), Big Brothers Big Sisters of the Bluegrass (\$83,000), Hospice of the Bluegrass, Inc. d/b/a Bluegrass Care Navigators (\$22,000), Bluegrass Council of the Blind, Inc. (\$30,000), the Carnegie Center for Literacy and Learning (\$120,000), Central Music Academy (\$23,000), Central Ky. Youth Orchestra Society, Inc. (\$24,000); Children's Advocacy Center of the Bluegrass (\$125,000), Children's Law Center (\$35,000), Chrysalis House, Inc. (\$90,000), Common Good Community Development Corporation (\$60,000), Community Action Council for Lexington Fayette, Bourbon, Harrison, and Nicholas Counties, Inc. (\$44,000), FoodChain (\$63,878), Girl Scouts of Ky.'s Wilderness Rd. (\$10,000), Glean Ky., Inc. (\$29,000), God's Pantry Food Bank (\$295,000), Greenhouse17 (\$49,000), Kidney Health Alliance of Ky. (\$10,000), Lexington Hearing & Speech Center d/b/a the Hearing and Speech Center (\$40,000), Lexington Leadership Foundation (\$166,000), Mission Lexington, Inc. d/b/a Mission Health Lexington (\$41,500), Moveable Feast Lexington, Inc. (\$59,000), NAMI Lexington (\$50,000), New Beginnings, Bluegrass, Inc. (\$61,000), Shepherd's House, Inc. (\$83,500), the Foster Care Council of Lexington, Ky. (\$25,000), the Nathaniel Mission (\$69,000), the Nest Center for Women, Children, and Families (\$164,000), Refuge Clinic (\$100,000), and Visually Impaired Preschool Services (VIPS) (\$45,000), to provide services to the public, at a cost not to exceed \$2,198,878.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a work order with JailTracker, for the implementation of two databases for electronic monitoring of inmates and adult probation case management, for the Div. of Community Corrections, at a cost not to exceed \$9,860 in FY 2022.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 2 to the Agreement with Hazen & Sawyer, P.S.C., for Sanitary Sewer Remedial Measures Program Management Consulting Services, increasing the Contract price by the sum of \$900,000, from \$1,800,000 to \$2,700,000, and extending the Contract through August 29, 2022.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 2 to the Agreement with Todd Johnson Contracting, Inc., for the Jimmie Campbell Bridge Project, increasing the Contract price by the sum of \$11,048.78, from \$291,091.54 to \$302,140.32.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Div. of Waste Management in the amount of \$4,000 in Commonwealth of Ky. funds for Waste Tire Disposal and Recycling for FY 2022, 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.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant award of \$250,000 from the American Water Charitable Foundation and the National Recreation and Park Association under the Building Better Communities Grant Program, for the design and construction of a water play area in Charles Young Park called Splash!, 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.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept an award from the Community Action Council for Lexington Fayette, Bourbon, Harrison, and Nicholas Counties, Inc., which Grant funds are in the amount of \$41,544 in Federal funds for the provision of early childhood care and education services under the Head Start Program at the Family Care Center for FY 2022,

the acceptance of which obligates the Urban County Government to the expenditure of \$12,353 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Stanard & Associates, Inc. for the Police officer selection test for LFUCG Police recruit applicants, at a cost not to exceed \$7,500.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept Grant Awards of Federal funds totaling \$422,229.75 from the Small Business Administration under the Shuttered Venues Operator Grant Program, for lost revenue during the Covid-19 pandemic for the Pam Miller Downtown Arts Center, Moondance and Ballet Under the Stars (\$94,818.62), and for the Ky. Theater (\$327,411.13), 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.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Purchase of Service Agreements, funded by Local Recovery Funds from the American Rescue Plan Act of 2021, with Commerce Lexington, Inc. (\$155,155.00); EHI Consultants and Urban League of Lexington Fayette County (\$77,000.00); and Euphrates International Investment Co. (\$66,589.60), to provide Economic Development Services to the community, and authorizing the Mayor to execute any other needed Agreements or amendments with these organizations related to the use of these funds.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Agreements with Highlands Neighborhood Association (\$500), Hill N Dale Neighborhood Association (\$500), and Arts Connect, Inc. (\$500) for the Office of the Urban County Council, at a cost not to exceed the sums stated.

A Resolution establishing a Residential Parking Permit Program for the 500 block of Fairfield Dr. from 7:00 am to 4:00 pm, Monday through Friday between the addresses 528 571.

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Upon motion by Vice Mayor Kay, and seconded by Mr. McCurn, the Communications from the Mayor were approved by unanimous vote and were as follows: (1) Recommending the appointment of Hartley Feld, Licensed Nurse, Maria Gomez, At large, and Elizabeth Riley, At large, filling the unexpired term of Charnise Moore, to the Board of Health, all with terms expiring June 30, 2023, June 30, 2023 and June 30, 2022, respectively; (2) Recommending the appointment of Kasey Sennett, Police Representative, to the CASA of Lexington, with term expiring N/A Ex Officio; (3) Recommending the reappointment of Susan Lamb, Councilmember from 4th, 7th, or 8th District, voting, to the Corridors Commission, with term expiring August 1, 2025; (4) Recommending the appointment of Kenneth Michul, Business Representative, filling the unexpired term of Luther Andal, to the Courthouse Area Design Review Board, with term expiring June 30, 2023; (5) Recommending the reappointment of Larry Rhodes, District 10 Resident, to the Environmental Commission, with term expiring October 1, 2025; (6) Recommending the appointment of Kaizer Mahuwala, Asia Representative, Iddah Otieno, Africa Representative, and Fabrizio Tirelli, European Representative, filling the unexpired term of Bill Enright, to the Mayor's International Affairs Advisory Commission, with term expiring August 1, 2025, August 1, 2025 and August 1, 2024; and, (7) Recommending the appointments of Jennifer Carey, Environmental Quality and Public Works Commissioner/Designee, Eveline Dungan, Fayette County Citizen, filling the unexpired term of Nicole Gauthier, Mikhail Potapov, Fayette County Citizen, and Amy Steele, Fayette County Citizen, filling the unexpired term of Harry Clarke, to the Tree Board, with terms expiring N/A Ex officio, April 1, 2023, April 1, 2025, and April 1, 2023, respectively, and recommending the role change of Ian Hoffman, transferring to Landscape Architect Seat, with term expiring April 1, 2024.

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The following Communications from the Mayor were received for information only: (1) Probationary Classified Civil Service Appointment of David Miracle, Technical Specialist Sr., Grade 519E, \$1,864.40 biweekly in the Div. of Computer Services, effective August 2, 2021; (2) Probationary Classified Civil Service Appointment of Tara Chenault, Staff Assistant Sr., Grade 510N, \$15.692 hourly in the Div. of Revenue, effective August 16, 2021; (3) Probationary Classified Civil Service Appointment of Timothy Higgins, Public

Service Supervisor, Grade 514N, \$19.978 hourly in the Div. of Water Quality, effective July 26, 2021; (4) Probationary Classified Civil Service Appointment of Christopher Schapley, Engineering Technician, Grade 514N, \$21.169 hourly in the Div. of Engineering, effective August 2, 2021; (5) Probationary Classified Civil Service Appointment of Jacob Farmer, Telecommunicator, Grade 514N, \$18.260 hourly in the Div. of Enhanced 911, effective August 2, 2021; (6) Probationary Classified Civil Service Appointment of Joyce Rifenburg, Telecommunicator Sr., Grade 517N, \$22.372 hourly in the Div. of Enhanced 911, effective August 2, 2021; (7) Probationary Classified Civil Service Appointment of Stephanie Baker, Staff Assistant Sr., Grade 510N, \$16.111 hourly in the Div. of Police, effective July 19, 2021; (8) Probationary Classified Civil Service Appointment of Eric Smith II, Public Service Worker Sr., Grade 509N, \$14.608 hourly in the Div. of Parks and Recreation, effective July 26, 2021; (9) Probationary Classified Civil Service Appointment of Samuel Niehaus, Equipment Operator, Grade 510N, \$16.297 hourly in the Div. of Parks and Recreation, effective July 26, 2021; (10) Probationary Classified Civil Service Appointment of Heath Jackson, Public Service Worker Sr., Grade 509N, \$15.904 hourly in the Div. of Parks and Recreation, effective July 26, 2021; (11) Probationary Classified Civil Service Appointment New Hire of Brittany Hall, Customer Service Specialist, Grade 510N, \$16.501 hourly in the Div. of LexCall, effective August 2, 2021; (12) Probationary Classified Civil Service Appointment New Hire of Gretchen Olivera, Customer Account Specialist, Grade 512N, \$17.349 hourly in the Div. of LexCall, effective July 20, 2021; (13) Probationary Classified Civil Service Appointment New Hire of Dayna Miller, Staff Assistant, Grade 508N, \$14.745 hourly in the Div. of Revenue, effective August 23, 2021; (14) Probationary Classified Civil Service Appointment New Hire of Haley Kelley, Administrative Specialist Sr., Grade 516N, \$20.822 hourly in the Div. of Revenue, effective August 16, 2021; (15) Probationary Classified Civil Service Appointment New Hire of Brad Riney, Administrative Specialist Sr., Grade 516N, \$20.384 hourly in the Div. of Revenue, effective August 2, 2021; (16) Probationary Classified Civil Service Appointment New Hire of Shannon Parker, Clerical Assistant Sr., Grade 507N, \$14.491 hourly in the Div. of Accounting, effective August 23, 2021; (17) Probationary Classified Civil Service Appointment New Hire of Roussillon Saunier, Vehicle & Equipment Mechanic, Grade 512N, \$18.067 hourly in the Div. of Streets and Roads,

effective August 2, 2021; (18) Probationary Classified Civil Service Appointment New Hire of Rafael Thomas, Public Service Worker, Grade 507N, \$13.042 hourly in the Div. of Waste Management, effective August 9, 2021; (19) Probationary Classified Civil Service Appointment New Hire of Zonya Myers, Attorney, Grade 523E, \$2,296.40 biweekly in the Dept. of Law, effective August 16, 2021; (20) Probationary Classified Civil Service Appointment New Hire of Carlos Ross, Attorney Sr., Grade 528E, \$3,384.64 biweekly in the Dept. of Law, effective September 13, 2021; (21) Probationary Classified Civil Service Appointment New Hire of Stephanie Wengert, Paralegal, Grade 517N, \$22.230 hourly in the Dept. of Law, effective August 16, 2021; (22) Probationary Classified Civil Service Appointment New Hire of Victoria Nader, Hostler, Grade 505N, \$13.750 hourly in the Div. of Police, effective August 16, 2021; (23) Probationary Classified Civil Service Appointment New Hire of Jarrod Evans, Skilled Trades Worker, Grade 515N, \$21.410 hourly in the Div. of Parks and Recreation, effective August 16, 2021; (24) Probationary Classified Civil Service Appointment New Hire of James Shepherd, Equipment Operator, Grade 510N, \$16.063 hourly in the Div. of Parks and Recreation, effective August 16, 2021; (25) Probationary Classified Civil Service Appointment New Hire of Steven Gilliam, Public Service Worker Sr., Grade 509N, \$14.916 hourly in the Div. of Parks and Recreation, effective August 16, 2021; (26) Probationary Community Corrections Officer Appointment of Michael Maness, Community Corrections Officer Recruit, Grade 109N, \$15.384 hourly in the Div. of Community Corrections, effective August 9, 2021; (27) Probationary Community Corrections Officer Appointment of Amanda Nwamkpa, Community Corrections Officer Recruit, Grade 109N, \$15.384 hourly in the Div. of Community Corrections, effective August 2, 2021; (28) Probationary Community Corrections Officer Appointment of Dustin Stumbo, Community Corrections Officer Recruit, Grade 109N, \$15.384 hourly in the Div. of Community Corrections, effective August 9, 2021; (29) Unclassified Civil Service Appointment of Jody Scrivner, Administrative Specialist Principal, Grade 518N, \$22.448 hourly in the Div. of Water Quality, effective, July 19, 2021; (30) Unclassified Civil Service Appointment of Jessica Bailey, Financial Coordinator, Grade 516N, \$20.132 hourly in the Div. of Grants and Special Programs, effective August 2, 2021; (31) Unclassified Civil Service Appointment New Hire of Patrick Tillson, Environmental Inspector, Grade 516N, \$20.132 hourly in the

Div. of Water Quality, effective July 26, 2021; (32) Unclassified Civil Service Appointment New Hire of Daniel Hyatt, Treatment Plant Operator Apprentice, Grade 509N, \$14.456 hourly in the Div. of Water Quality, effective August 2, 2021; (33) Termination of Corey Hislope, Equipment Operator Sr., Div. of Streets and Roads, effective July 21, 2021; (34) Resignation of Diane Lewis, Administrative Specialist Sr., Div. of Revenue, effective June 30, 2021; (35) Resignation of Samuel Norris, Community Corrections Sergeant, Div. of Community Corrections, effective July 16, 2021; (36) Resignation of Bradley Farkas, Firefighter 56, Div. of Fire and Emergency Services, effective July 24, 2021; (37) Resignation of Robert Gant, Pro Shop Attendant, Div. of Parks and Recreation, effective July 25, 2021; (38) Resignation of Jennifer McConniel, Security Officer, Dept. of Public Safety, effective July 14, 2021; (39) Resignation of Justin Blanton, Equipment Operator Sr., Div. of Streets and Roads, effective July 19, 2021; (40) Resignation of Mary Rivera, Community Corrections Officer, Div. of Community Corrections, effective July 4, 2021; (41) Resignation of Joseph Smith, Resource Recovery Operator, Div. of Waste Management, effective July 5, 2021; (42) Resignation of Neauvel Atkinson, Community Corrections Officer, Div. of Community Corrections, effective July 14, 2021; (43) Resignation of Christina Baker, Aide to Council, Council Office, effective July 23, 2021; (44) Resignation of Russell Watkins, Engineering Technician, Div. of Engineering, effective July 16, 2021; (45) Resignation of John Lang, Skilled Trades Worker, Div. of Parks and Recreation, effective July 22, 2021; (46) Resignation of Christopher Parker, GIS Analyst, Div. of Computer Services, effective July 16, 2021; (47) Resignation of Brandon Clemmons, Public Service Worker Sr., Div. of Streets and Roads, effective July 23, 2021; (48) Resignation of Shane Adcock, Community Corrections Officer, Div. of Community Corrections, effective July 2, 2021; (49) Resignation of Zachary Eary, Community Corrections Officer, Div. of Community Corrections, effective July 1, 2021; (50) Resignation of Travis Strobe, Community Corrections Officer, Div. of Community Corrections, effective July 15, 2021; (51) Resignation of Jenny Campbell, Child Care Program Aide, Div. of Family Services, effective July 9, 2021; (52) Resignation of Noah McNamee, Recreation Specialist, Div. of Parks and Recreation, effective July 20, 2021; (53) Resignation of Brian Bayer, Fire Recruit, Div. of Fire and Emergency Services,

effective July 13, 2021; and, (54) Resignation of Paul Jones, Resource Recovery Operator, Div. of Waste Management, effective July 21, 2021.

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Commander Weathers, Div. of Police, presented a disciplinary matter regarding Officer Robert Terry. An allegation has been made that Officer Terry has committed the offense of Violating Any Rules of the Department – Emergency and Pursuit Driving which constitutes misconduct under the provisions of KRS 95.450 and/or KRS 15.20 and General Order 1973-02K Disciplinary Procedures of Sworn Officers, Appendix B, Operational Rule 1.35 Violating Any Rules of the Department (GO 2011-08F Emergency and Pursuit Driving) in that on the 26th day(s) of April 2021, he/she allegedly:

(1) On Monday, April 26, 2021 Detective Robert Terry engaged in a vehicle pursuit of a known suspect with felony warrants for his arrest. The suspect's reckless vehicle operation created substantial risk to the public during the pursuit and posed no immediate danger just prior to the pursuit.

Once it was apparent the suspect was fleeing from his attempt to stop the vehicle combined with the suspect's reckless operation of his vehicle, Detective Terry should have disengaged any attempt to stop the vehicle. Detective Terry violated the above listed policy which states "Unless a greater hazard would result, a pursuit should not be initiated if the subject(s) can be identified with enough certainty that they can be apprehended at a later time."

This is Detective Terry's first sustained formal complaint since being employed on February 21, 2000. He understands his actions were against policy and has accepted full responsibility.

The appropriate punishment for this conduct is One (1) day Suspension without Pay, and one (1) week Suspension of Home Fleet privilege.

Upon motion by Mr. Ellinger, seconded by Mr. McCurn and approved by unanimous vote, the disciplinary recommendation was approved.

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Mr. J. Brown recognized Ka'Sondra Brown and spoke of her advocacy for families in Winburn that were affected by the pandemic. He announced the upcoming Special Meeting of the Planning & Public Safety Committee to discuss Accessory Dwelling Units

(ADU) which would be held September 14, at 5:00 p.m. Mr. J. Brown spoke about Ms. Bledsoe's recent announcement to run for State Senate, District 12, and wished her luck. He announced the upcoming 1st District American Rescue Plan Act (ARPA) Community Engagement meeting to be held August 18, at 5:30 p.m. at the Lexington Legends Ballpark. Mr. J. Brown thanked Chief Information Officer Aldona Valicenti and her dept. for helping prepare a computer kiosk which would allow for 1st District residents without computer access to participate in the ARPA Community Engagement meetings. He noted the kiosk would be in the Julietta Market, located in the Southeast Greyhound Building on North Limestone, and would be staffed by the 1st District Council Office, CivicLex, and North Limestone Community Development Corporation.

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Ms. Sheehan announced the upcoming 5th District ARPA Community Engagement meetings which were to be held on August 18, at 12:00 p.m. via virtual teleconference and 5:30 p.m. at the Kenwick Community Center, and August 22, at 2:00 p.m. at Ecton Park, which would be held via virtual teleconference in the event of inclement weather. She noted a list of all ARPA Community Engagement meetings could be found at lexingtonky.gov/ARPA. Ms. Sheehan also shared that a Kentucky 8-1-1 tent would be at the current evening's Thursday Night Live event and spoke about the importance of calling before you dig for any residential project.

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Ms. LeGris thanked Chief Wells and the Paramedicine team for hosting her at Fire Station 2 and speaking with her about the Paramedicine Program. She encouraged Lexington residents to participate in the ARPA Community Engagement sessions, and shared that CivicLex would be hosting a Workshop at the Pam Miller Downtown Arts Center on August 18, at 6:00 p.m. Ms. LeGris spoke in support of Mr. Ellinger's remarks during the Tuesday Work Session regarding the importance of treating pedestrians and cyclists equitably and providing alternative routes for them during trail closures.

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Ms. Bledsoe recognized Eagle Scout Ralph Bright who was in attendance and earning a badge. She elucidated that while Clays Mill Rd. is open to vehicular traffic, the construction on utilities and sidewalks was still in progress.

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Mr. Kloiber announced the upcoming 6th District ARPA Community Engagement meeting which would be held on August 16, at 6:30 p.m. at Whitaker YMCA outdoor pavilion.

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Ms. Reynolds announced the upcoming 11th District ARPA Community Engagement meetings which would be held on August 19, at 6:00 p.m. at Centro de San Juan Diego on Alexandria Dr. and August 25, at 6:30 p.m. at the Village Branch Library.

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Mr. Ellinger spoke about the many Olympic winners from Lexington as well as the University of Kentucky and suggested they be invited to attend a Council meeting so their achievements could be recognized. Mayor Gorton responded.

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Mayor Gorton spoke about the upcoming ARPA Community Engagement meetings and thanked Vice Mayor Kay and the Council for working with administration to establish the process. She talked about the county-wide attendance at the ARPA meeting held the previous evening at the Beaumont YMCA and expressed pride in the resident turnout and suggestions received.

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Upon motion by Ms. Bledsoe, seconded by Mr. Ellinger, and approved by unanimous vote, the meeting adjourned at 6:51 p.m.

Deputy Clerk of the Urban County Council