



# Lexington-Fayette Urban County Government Minutes - Final Urban County Council

200 E. Main St  
Lexington, KY 40507

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Thursday, November 15, 2012

6:00 PM

Council Chambers

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## I. Roll Call

**Present** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Absent** 1 - Julian Beard

## II. Invocation

## III. Minutes of the Previous Meetings

[1195-12](#)

Minutes of the August 30 (corrected), September 27, and October 11, 2012 Council Meetings

**A motion was made by Council Member Chuck Ellinger, seconded by Council Member K.C. Crosbie, that these Minutes be Approved. The motion PASSED by an unanimous vote.**

## IV. Presentations

**1214-12**

Proclamation: State Champions, Tates Creek High School Girls Soccer

**Received and Filed**

**1215-12**

Proclamation: Nurse Practitioner Week, Frontier Nursing University

**Received and Filed**

## V. Ordinances – Second Reading

1. [1102-12](#)

An Ordinance amending Article 1 and Article 8 of the Zoning Ordinance to amend the definition of “banquet facilities” to delete the requirement that the use must take place within a building currently or formerly used as a residence. Approval of the Staff Alternative Text 9-1 [Div. of Planning, King]

**A motion was made by Council Member Ellinger, seconded by Council Member Myers, that this Ordinance be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: O-138-2012

2. [1103-12](#)

An Ordinance amending Article 6 of the Zoning Ordinance to increase the notification requirements for a zone map amendment request (aka zone change application) for properties a distance of 500 feet from the subject property. Approval of the Staff Alternative Text 7-3 [Div. of Planning, King]

**A motion was made by Council Member Ellinger, seconded by Council Member Myers, that this Ordinance be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: O-139-2012

3. [1051-12](#)

An Ordinance closing King St.; determining that all property owners abutting the street to be closed have been identified, provided with written notice of the proposed closing and consented thereto in writing; and authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Quitclaim Deed transferring the former right-of-way to 321 Henry, LLC., and O'Nan Properties, LLC, subject to the reservation of easements for access and maintenance of existing utilities in the former right-of-way. [Office of the Chief Administrative Officer, Moloney]

**A motion was made by Council Member Ellinger, seconded by Council Member Myers, that this Ordinance be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: O-140-2012

4. [1074-12](#)

An Ordinance amending Section 22-5(2) of the Code of Ordinances, abolishing one (1) position of Program Manager Sr., Grade 120E and

creating one (1) position of Construction Manager, Grade 122E, in the Dept. of Environmental Quality and Public Works, appropriating funds pursuant to Schedule No. 19, effective upon passage of Council. [Div. of Human Resources, Maxwell]

**A motion was made by Council Member Ellinger, seconded by Council Member Myers, that this Ordinance be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: O-141-2012

5. [1090-12](#)

Ordinance of the Council of the Lexington-Fayette Urban County Government authorizing and approving the execution and delivery of a Third Supplemental Lease Agreement between the Lexington-Fayette Urban County Airport Board as the Lessor and the Lexington-Fayette Urban County Government as the Lessee relating to the reissuance of an amount not to exceed \$8,000,000 in aggregate principal amount of Lexington-Fayette Urban County Airport Board Variable Rate General Airport Revenue Refunding Bonds, 2009 Series B (Lexington-Fayette Urban County Government General Obligation) (Non-AMT) all for the purpose of currently refunding all of the Board's outstanding \$16,420,000 Variable Rate General Airport Revenue Refunding Bonds, 2009 Series B (Lexington-Fayette Urban County Government General Obligation) (Non-AMT), at the Blue Grass Airport in Fayette County, Ky. [Dept. of Finance, Driskell]

**A motion was made by Council Member Ellinger, seconded by Council Member Myers, that this Ordinance be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: O-142-2012

6. [1114-12](#)

An Ordinance amending Section 22-5(2) of the Code of Ordinances, abolishing one (1) position of Council Administrative Specialist, Grade 115E and creating one (1) position of Council Staff Specialist, Grade 109N, in the Council Office, appropriating funds pursuant to Schedule No. 20, effective upon passage of Council. [Div. of Human Resources, Maxwell]

**A motion was made by Council Member Ellinger, seconded by Council Member Myers, that this Ordinance be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: O-143-2012

7. [1145-12](#) 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. 18. [Div. of Budgeting, Barrow]

**A motion was made by Council Member Ellinger, seconded by Council Member Myers, that this Ordinance be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: O-144-2012

8. [1146-12](#) An Ordinance amending Section 2-465 of the Code of Ordinances of the Lexington-Fayette Urban County Government related to the Corridors Commission to add a nonvoting member from the Office of the Commissioner of Planning, Preservation and Development. [Council Office, Maynard]

**A motion was made by Council Member Ellinger, seconded by Council Member Myers, that this Ordinance be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: O-145-2012

9. [1148-12](#) An Ordinance creating Section 14-105 of the Code of Ordinances, Lexington-Fayette Urban County Government, pertaining to civil enforcement of littering violations and providing for classifying the offense of littering proscribed by KRS § 512.070(1) as a civil offense

pursuant to KRS § 512.070(4) and authorizing issuance of civil citations for littering; designating the Environmental Hearing Board as the Code Enforcement Board having authority to determine whether a violation has occurred; establishing administrative procedures to contest citations; fixing civil penalties for littering violations in the following amounts: fifty dollars (\$50), first offense, uncontested; seventy-five dollars (\$75), first offense, contested; two hundred dollars (\$200), second offense, uncontested; three hundred dollars (\$300), second offense, contested; five hundred dollars (\$500), third or subsequent offense, uncontested; and seven hundred and fifty dollars (\$750), third or subsequent offense, contested; designating use of penalty amounts received as follows: seventy-five percent (75%) to Keep Lexington Beautiful for litter education and abatement and twenty-five percent (25%) to the issuing division or agency; authorizing liens and imposing personal liability for civil penalties and costs of enforcement; amending Subsections 14-10(f)(4) and 14-10(f)(9) of the Code of Ordinances to designate citation officers to enforce this Ordinance; and amending Section 16-76 of the Code of Ordinances to authorize the Environmental Hearing Board to hear matters relating to enforcement of this Ordinance; all effective on January 1, 2013.  
[Council Office, Maynard]

**A motion was made by Council Member Ellinger, seconded by Council Member Myers, that this Ordinance be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: O-146-2012

## VI. Ordinances – First Reading

- 10. 1140-12** An Ordinance of the Lexington-Fayette Urban County Government making certain findings concerning and establishing a Development Area for economic development purposes within the Lexington-Fayette Urban County to be known as the 21c Lexington Development Area; approving a Local Participation Agreement between Lexington-Fayette Urban County Government and the Lexington Downtown Development Authority, Inc.; approving a Master Development Agreement among Lexington-Fayette Urban County Government, the Lexington Downtown Development Authority, Inc. and 21c Lexington LLC; establishing an Incremental Tax Special Fund for payment of approved public infrastructure and project costs; designating the Lexington Downtown Development Authority, Inc. as the agency responsible for oversight, administration and

implementation of the Development Area; authorizing the Mayor and other officials to take such other appropriate actions as are necessary or required in connection with the establishment of the Development Area; approving submission of a Section 108 Loan Package to the U.S. Dept. of Housing and Urban Development; approving the making of a \$1,000,000 loan to 21c Lexington LLC; and authorizing the Mayor and other officials to take such other appropriate actions as are necessary or required in connection with Section 108 Loan and the LFUCG Loan. [Office of the Mayor, Atkins]

**Received First Reading to the Urban County Council due back on 11/29/2012**

11. [1142-12](#) An Ordinance amending Section 21-5(2) of the Code of Ordinances, abolishing one (1) position of Code Enforcement Officer Sr., Grade 114E and creating one (1) position of Code Enforcement Officer, Grade 113N, in the Div. of Grants and Special Programs, appropriating funds pursuant to Schedule No. 21, effective upon passage of Council. [Div. of Human Resources, Maxwell]

**Received First Reading to the Urban County Council due back on 11/29/2012**

12. [1157-12](#) An Ordinance amending Section 21-5(2) of the Code of Ordinances, abolishing one (1) position of Planner, Grade 113E and creating one (1) position of Planner Sr., Grade 117E, in the Div. of Planning, appropriating funds pursuant to Schedule No. 23, effective upon passage of Council. [Div. of Human Resources, Maxwell]

**Received First Reading to the Urban County Council due back on 11/29/2012**

13. [1219-12](#) An Ordinance amending Section 2-458 of the Code of Ordinances changing the membership requirements of the Commission for Citizens with Disabilities. [Council Office, Maynard]

**Received First Reading to the Urban County Council due back on 11/29/2012**

14. [1223-12](#) 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. 24. [Div. of Budgeting, Barrow]

**Received First Reading to the Urban County Council due back on 11/29/2012**

## VII. Resolutions – Second Reading

1. [1100-12](#) A Resolution accepting the bid of Bluegrass Towing, Inc., establishing a price contract for towing of LFUCG vehicles, for the Div. of Facilities and Fleet Management. (1 Bid) [Baradaran]

**A motion was made by Council Member Ellinger, seconded by Council Member Blues, that this Resolution be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: R-601-2012

2. [1117-12](#)

A Resolution accepting the bid of Saffire Cleaning Service, LLC, establishing a price contract for Custodial Services - Downtown Arts Center, for the Div. of Facilities and Fleet Management. (4 Bids, Low) [Baradaran]

**A motion was made by Council Member Ellinger, seconded by Council Member Blues, that this Resolution be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: R-602-2012

3. [1118-12](#)

A Resolution accepting the bids of Graybar; Anixter, Inc.; and Rexel, Inc., establishing price contracts for Fiber Optic Cable and Control Equipment, for the Div. of Traffic Engineering. (4 Bids, Low) [Woods]

**A motion was made by Council Member Ellinger, seconded by Council Member Blues, that this Resolution be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: R-603-2012

4. [1128-12](#)

A Resolution accepting the bids of Lexington Quarry Co. and Vulcan Materials Co., establishing price contracts for rock, for the Div. of Streets and Roads. (2 Bids, Low) [Williams]

**A motion was made by Council Member Ellinger, seconded by Council Member Blues, that this Resolution be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: R-604-2012

5. [1135-12](#) A Resolution accepting the bid of J & V Contracting, establishing a price contract for Traffic Sign Installation and Maintenance, for the Div. of Traffic Engineering. (3 Bids, Low) [Woods]

**A motion was made by Council Member Ellinger, seconded by Council Member Blues, that this Resolution be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: R-605-2012

6. [1130-12](#) A Resolution ratifying the probationary civil service appointments of: Tracey McElroy, Staff Assistant Sr., Grade 108N, \$16.400 hourly, in the Div. of Building Inspection, effective November 5, 2012 and Thad Scott, Environmental Enforcement Spec., Grade 115E, \$1,825.68 bi-weekly, in the Div. of Environmental Policy, effective November 19, 2012; ratifying the probationary sworn appointment of: Keith Jackson, Fire Chief, Grade 324E, \$5,410.00 bi-weekly, in the Div. of Fire and Emergency Services, effective June 25, 2012; ratifying the permanent sworn appointment of: Roger Holland, Police Lieutenant, Grade 317E, in the Div. of Police, effective August 20, 2012. [Div. of Human Resources, Maxwell]

**A motion was made by Council Member Ellinger, seconded by Council Member Blues, that this Resolution be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: R-606-2012

7. [0956-12](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Contract with Verdin Co., for restoration of historic Skuller's Street Clock, for the Div. of Historic Preservation, increasing the contract price by the sum of \$1,000 from \$25,415 to \$26,415. [Div. of Historic



Preservation, Kerr]

**A motion was made by Council Member Ellinger, seconded by Council Member Blues, that this Resolution be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: R-607-2012

8. [1032-12](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Facility Usage Contract with Fayette County Board of Education, for rental of Norsworthy Auditorium for Kiddie Kapers. [Div. of Parks and Recreation, Hancock]

**A motion was made by Council Member Ellinger, seconded by Council Member Blues, that this Resolution be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: R-608-2012

9. [1037-12](#)

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Transportation Cabinet, which Grant funds are in the amount of \$685,000 Federal funds, are for the construction phase of the Grimes Mill Road Bridge Project, 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. [Div. of Grants and Special Programs/Dept. of Planning, Preservation and Development, Gooding/Paulsen]

**A motion was made by Council Member Ellinger, seconded by Council Member Blues, that this Resolution be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: R-609-2012

10. [1075-12](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Lease Agreement with Ann Tower Gallery, LTD, for the lease of space at the Downtown Arts Center 141-143 East Main St. [Dept. of General Services, Hamilton]
- A motion was made by Council Member Ellinger, seconded by Council Member Blues, that this Resolution be Approved. The motion Passed by the following vote:**
- Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford
- Nay:** 0
- Absent:** 1 - Julian Beard
- Enactment No: R-610-2012
11. [1083-12](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with the U.S. Attorney for the District of Columbia, the Metropolitan Police Dept. of Washington, D.C., for the 2013 Presidential Inauguration. [Div. of Police, Bastin]
- A motion was made by Council Member Ellinger, seconded by Council Member Blues, that this Resolution be Approved. The motion Passed by the following vote:**
- Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford
- Nay:** 0
- Absent:** 1 - Julian Beard
- Enactment No: R-611-2012
12. [1088-12](#) A Resolution approving and adopting a Substantial Amendment to the 2012 Consolidated Plan establishing and approving a new Community Development Block Grant Project, 21c Museum Hotel Lexington, and authorizing the Mayor to submit a Section 108 Loan Application, in the amount of \$6,000,000, to the U.S. Dept. of Housing and Urban Development for the purpose of loaning the funds to 21c Lexington LLC for the project. [Div. of Grants and Special Programs, Gooding]
- A motion was made by Council Member Ellinger, seconded by Council Member Blues, that this Resolution be Approved. The motion Passed by the following vote:**
- Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford
- Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: R-612-2012

13. [1069-12](#) A Resolution authorizing the Div. of Internal Audit to purchase five (5) additional User Licenses from Global Compliance Services, Inc., for use in the LFUCG Ethics Tip Line, and authorizing the Mayor to execute any necessary Addendum or Agreement with Global Compliance Services, Inc., related to the licenses, at a cost not to exceed \$1,500. [Office of Internal Audit, Sahli]

**A motion was made by Council Member Ellinger, seconded by Council Member Blues, that this Resolution be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: R-613-2012

14. [1076-12](#) A Resolution changing the street names and property address numbers of 253-255 Ann St. to 253 Shropshire Ave., of 664-676 Grot Dr. to 1246 Industry Rd., and of 600 Greenfield Dr. to 3775 Belleau Wood Dr.; and changing the property address numbers of 1535 Lakewood Dr. to 1545 Lakewood Dr., of 1141 Kees Rd. to 1145 Kees Rd., of 659 Lima Dr. to 655 Lima Dr., and of 353-357 Jefferson St. to 357 Jefferson St.; all effective thirty days from passage. [Div. of Emergency Management/911, Lucas]

**A motion was made by Council Member Ellinger, seconded by Council Member Blues, that this Resolution be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: R-614-2012

15. [1078-12](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Facility Usage Agreement with the Fayette County Board of Education, for use of Winburn Middle School Gym for the Winburn Community Center Program. [Div. of Parks and Recreation, Hancock]

**A motion was made by Council Member Ellinger, seconded by Council Member**

**Blues, that this Resolution be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: R-615-2012

**16.**     [1087-12](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One (1) to the Contract with Claunch Construction, LLC, for the Green Acres/Hollow Creek Stormwater Treatment Units, to improve drainage, for the Div. of Water Quality, increasing the contract price by the sum of \$2,800 from \$184,000 to \$186,800. [Div. of Water Quality, Martin]

**A motion was made by Council Member Ellinger, seconded by Council Member Blues, that this Resolution be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: R-616-2012

**17.**     [1089-12](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Professional Services Agreement with E. Clark Toleman Real Estate Appraisal Services related to acquisition of sanitary sewer easements and/or real property necessary to implement the Remedial Measures Plan, required by the Consent Decree. [Div. of Water Quality, Martin]

**A motion was made by Council Member Ellinger, seconded by Council Member Blues, that this Resolution be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: R-617-2012

**18.**     [1091-12](#)

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Urgent

Treatment Clinics, to provide occupational wellness and services for a three (3) year term beginning January 1, 2013. [Div. of Human Resources, Maxwell]

**A motion was made by Council Member Ellinger, seconded by Council Member Blues, that this Resolution be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: R-618-2012

**19.**     [1092-12](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with the Fayette County Public Schools, Div. of Law Enforcement, for sharing of the Mobile Data Network. [Div. of Police, Bastin]

**A motion was made by Council Member Ellinger, seconded by Council Member Blues, that this Resolution be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: R-619-2012

**20.**     [1093-12](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Mutual Aid Agreement with Fayette County Public Schools, Div. of Law Enforcement, for mutual aid. [Div. of Police, Bastin]

**A motion was made by Council Member Ellinger, seconded by Council Member Blues, that this Resolution be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: R-620-2012

**21.**     [1097-12](#)

A Resolution accepting the bids of the Allen Company, Inc., Boyd Gambrell Excavating, and E. C. Matthews Company, Inc., establishing

construction unit price contracts, for the Div. of Engineering. [Div. of Engineering, Bayert]

**A motion was made by Council Member Ellinger, seconded by Council Member Blues, that this Resolution be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: R-621-2012

**22.**     [1104-12](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Rental Agreement with Lexington Center Corp., for use of the Opera House for Kiddie Kapers. [Div. of Parks and Recreation, Hancock]

**A motion was made by Council Member Ellinger, seconded by Council Member Blues, that this Resolution be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: R-622-2012

**23.**     [1113-12](#)

A Resolution accepting the Collective Bargaining Agreement with Lexington Professional Firefighters, IAFF Local 526 on behalf of Fire Majors in the Div. of Fire and Emergency Services. [Dept. of Law, Graham]

**A motion was made by Council Member Ellinger, seconded by Council Member Blues, that this Resolution be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: R-623-2012

**24.**     [1147-12](#)

A Resolution amending Resolution No. 303-2012 establishing a Residential Parking Permit Program for the 1200 block of Kastle Rd. for the portion of the road fronting on 1211-1231 on the west side and

1216-1240 on the east side, from 8:00 a.m. to 4:00 p.m., Monday through Friday, from September 1 through May 31; to add to the Residential Parking Area the remainder of the 1200 block of Kastle Rd. and the portion of the 1300 block fronting on 1304 Kastle Rd., and waiving the provisions relating to the mechanics of designating Residential Parking Permit Areas adopted by Resolution No. 168-90 and amended by Resolution Nos. 450-91 and 433-2006. [Council Office, Maynard]

**A motion was made by Council Member Ellinger, seconded by Council Member Blues, that this Resolution be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: R-624-2012

[0897-12](#)

A Resolution approving an Update of Area Designation for the Solid Waste Management Plan for Lexington-Fayette County for 2013-2018, pursuant to KRS 224.43-340 and 224.43-345. [Div. of Waste Management, Feese]

**A motion was made by Council Member Kevin Stinnett, seconded by Council Member Linda Gorton, that this Resolution be Removed from the Table. The motion PASSED by an unanimous vote.**

Enactment No: R-625-2012

**A motion was made by Council Member Ellinger, seconded by Council Member Blues, that this Resolution be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: R-625-2012

[0932-12](#)

A Resolution approving and adopting a Solid Waste Management Plan for Lexington-Fayette County for 2013-2018, pursuant to KRS 224.43-340. [Div. of Waste Management, Feese]

**A motion was made by Council Member Kevin Stinnett, seconded by Council Member Peggy Henson, that this Resolution be Removed from the Table. The motion PASSED by an unanimous vote.**

Enactment No: R-626-2012

**A motion was made by Council Member Ellinger, seconded by Council Member Blues, that this Resolution be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: R-626-2012

#### **VIII. Resolutions – First Reading**

- 25.**     [1151-12](#)     A Resolution accepting the bid of Randle-Davies Construction Co., in the amount of \$446,601.66, for the Brighton East Rail Trail Project - Phase II, for the Div. of Engineering, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Randle-Davies Construction Co., related to the bid. (7 Bids, Low) [Bayert]
- Received First Reading to the Urban County Council due back on 11/29/2012**
- 26.**     [1156-12](#)     A Resolution accepting the bid of Smith Contractors, Inc., in the amount of \$1,039,000, for the West Hickman Waste Water Treatment Plant Odor Control Improvements, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Smith Contractors, Inc., related to the bid. (6 Bids, Low) [Martin]
- Received First Reading to the Urban County Council due back on 11/29/2012**
- 27.**     [1160-12](#)     A Resolution accepting the bid of Clarke Power Services, Inc., and Power Train of Ky., establishing price contracts for Synthetic Transmission Fluid, for the Div. of Facilities and Fleet Management. (2 Bids, Low) [Baradaran]
- Received First Reading to the Urban County Council due back on 11/29/2012**
- 28.**     [1167-12](#)     A Resolution accepting the bids of Hydraulic Specialists, Inc., and Power Train of Ky., establishing price contracts for Hydraulic Cylinder Repair, for the Div. of Facilities and Fleet Management. (2 Bids, Low) [Baradaran]
- Received First Reading to the Urban County Council due back on 11/29/2012**
- 29.**     [1171-12](#)     A Resolution accepting the bid of Oracle Elevator, in the amount of \$568,775, for Phoenix Building and Police Headquarters Elevator Renovation, for the Div. of Facilities and Fleet Management, and authorizing the Mayor to execute any necessary Agreement with



Oracle Elevator, related to the bid. (3 Bids, Low) [Baradaran]

**Received First Reading to the Urban County Council due back on 11/29/2012**

30. [1197-12](#) A Resolution accepting the bid of Arrow Electric Co., in the amount of \$352,541, for Illuminated Street Name Sign Project - Phase I, for the Div. of Traffic Engineering, and authorizing the Mayor to execute any necessary Agreement with Arrow Electric Co. related to the bid. (2 Bids, Low) [Woods]

**Received First Reading to the Urban County Council due back on 11/29/2012**

31. [1208-12](#) A Resolution accepting the bid of SCINA Lawncare Services, LLC, establishing a price contract for snow removal, for the Div. of Facilities and Fleet Management. (2 Bids, Low) [Baradaran]

**Received First Reading to the Urban County Council due back on 11/29/2012**

32. [1202-12](#) A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following probationary civil service appointments: Theodore Adams, Telecommunicator, Grade 111N, \$17.401 hourly, in the Div. of Emergency Management/911, effective upon passage of Council, Amy Harris, Program Administrator, Grade 117E, \$2,003.76 bi-weekly, in the Div. of Youth Services, effective upon passage of Council, Koyuki King, Paralegal, Grade 113N, \$19.876 hourly, in the Dept. of Law, effective upon passage of Council and Daniel Honeycutt, Laboratory Technician, Grade 109N, \$12.339 hourly, in the Div. of Water Quality, effective upon passage of Council; authorizing the Div. of Human Resources to make a conditional offer to the following probationary sworn appointments: Myron Edward, Monica Strzalkowski, Joshua Shirk, Matthew Stinson, Misha Gash, Lia Parker, Brandon Wallen, Alex Nesbit, Michael Poyner, Eric Higgins, Zackary Jennings, Joseph Warth, Lyndel Hester, and Clarence Franklin, Community Corrections Officer, Grade 110N, \$14.344 hourly, in the Div. of Community Corrections, effective upon passage of Council. [Div. of Human Resources, Maxwell]

**Received First Reading to the Urban County Council due back on 11/15/2012**

Enactment No: R-627-2012

**A motion was made by Council Member Kevin Stinnett, seconded by Council Member Bill Farmer, Jr., that the rules be Suspended for Second Reading. The motion passed by an unanimous vote.**

Enactment No: R-627-2012

**A motion was made by Council Member Ellinger, seconded by Council Member Myers, that this Resolution be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: R-627-2012

- 33.**     [1203-12](#)     A Resolution ratifying the probationary civil service appointments of: Richard Morgan, Engineering Aide Sr., Grade 109N, \$15.794 hourly, in the Div. of Traffic Engineering, effective December 3, 2012; Kristie Thomas, Administrative Specialist, Grade 110N, \$16.953 hourly, in the Div. of Parks and Recreation, effective November 19, 2012, Darrell Doty, Police Analyst, Grade 111N, \$22.091 hourly, in the Div. of Police, effective December 3, 2012 and Kim Nesbitt, Human Resources Generalist, Grade 118E, \$2,760.64 bi-weekly, in the Div. of Human Resources, effective November 29, 2012; ratifying the permanent sworn appointment of: Christopher Young, Police Lieutenant, Grade 317E, in the Div. of Police, effective October 30, 2012. [Div. of Human Resources, Maxwell]
- Received First Reading to the Urban County Council due back on 11/29/2012**
- 34.**     [1125-12](#)     A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Earthman, LLC, for decorative streetlights at 420 Cross St., at no cost to the Urban County Government. [Office of the Chief Administrative Officer, Moloney]
- Received First Reading to the Urban County Council due back on 11/29/2012**
- 35.**     [1133-12](#)     A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the U.S. Dept. of Justice, which Grant funds are in the amount of \$65,503 Federal funds under the State Criminal Alien Assistance Program (SCAAP), are for reimbursement of costs related to the incarceration of undocumented criminal aliens, 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. [Div. of Grants and Special Programs/Dept. of Public Safety, Gooding/Mason]
- Received First Reading to the Urban County Council due back on 11/29/2012**
- 36.**     [1134-12](#)     A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Justice Cabinet, to provide any additional information requested in connection with this Grant Application, and to accept this Grant if the application is approved, which Grant funds are in the amount of \$45,123 Federal funds, are for continuation of the Sexual Assault Nurse Examiner (SANE) Program, the acceptance of which obligates the Urban County Government for the expenditure of

\$28,150 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. [Div. of Grants and Special Programs/Dept. of Public Safety, Gooding/Mason]

**Received First Reading to the Urban County Council due back on 11/29/2012**

37. [1137-12](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Mutual Aid Agreement with Catlettsburg Refining, LLC, for mutual emergency response assistance by or for the Div. of Fire and Emergency Services, at no cost to the Urban County Government. [Div. of Fire and Emergency Services, Jackson]  
**Received First Reading to the Urban County Council due back on 11/29/2012**
38. [1138-12](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Modification to Agreement with the Ky. Office of Homeland Security, to permit the purchase of explosive storage boxes for the Bomb Squad Project. [Div. of Grants and Special Programs/Dept. of Public Safety, Gooding/Mason]  
**Received First Reading to the Urban County Council due back on 11/29/2012**
39. [1143-12](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to accept the donation of 10 Graco "Pack N Play" cribs and related instructional materials, valued at \$500, from Safe Kids Fayette County, for distribution to low income families through the Div. of Family Services HANDS Program. [Dept. of Social Services, Mills]  
**Received First Reading to the Urban County Council due back on 11/29/2012**
40. [1144-12](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Interlocal Cooperation Agreement with the Jessamine County Sheriff's Office, to provide law enforcement power at homes recently constructed on properties that cross county border lines. [Div. of Police, Bastin]  
**Received First Reading to the Urban County Council due back on 11/29/2012**
41. [1155-12](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Facility Usage Agreements with various youth baseball leagues, for fall youth baseball. [Div. of Parks and Recreation, Hancock]  
**Received First Reading to the Urban County Council due back on 11/29/2012**
42. [1158-12](#) A Resolution authorizing the Div. of Emergency Management/911 to procure ongoing maintenance, services, repairs, hardware, and software from Applied Digital, a sole source provider, at a cost not to exceed \$25,633 (FY 2013), and authorizing the Mayor to execute any necessary Agreement with Applied Digital Solutions related to the goods and services. [Div. of Emergency Management/911, Lucas]

**Received First Reading to the Urban County Council due back on 11/29/2012**

43. [1159-12](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Friends of Wolf Run, for activities under the Wolf Run Creek Watershed Based Plan, at a cost not to exceed \$16,000. [Div. of Grants and Special Programs, Gooding]

**Received First Reading to the Urban County Council due back on 11/29/2012**

44. [1161-12](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Internal Revenue Service Sponsor Agreement and Civil Rights Assurance, for Volunteer Income Tax Assistance Programs at the Gainesway Center and the Central Ky. Job Center, at no cost to the Urban County Government. [Dept. of Social Services, Mills]

**Received First Reading to the Urban County Council due back on 11/29/2012**

45. [1162-12](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the U.S. Dept. of Justice, which Grant funds are in the amount of \$345.15 Federal funds, are for the purchase of bulletproof vests for the Fayette County Sheriff's Office, 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. [Div. of Grants and Special Programs/Dept. of Public Safety, Gooding/Mason]

**Received First Reading to the Urban County Council due back on 11/29/2012**

46. [1163-12](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute the 2012 Amended Equitable Sharing Agreement and Certification, with the Dept. of Justice and the Dept. of Treasury, to make necessary changes and bring the FY2012 Equitable Sharing Agreement current. [Div. of Police, Bastin]

**Received First Reading to the Urban County Council due back on 11/29/2012**

47. [1165-12](#) A Resolution amending Section 2 of Resolution No. 430-2012, which accepted the bid of Smith Contractors, Inc. for Expansion Area 2A Wastewater System Improvements to change the amounts charged to the accounts from which payment will be made. [Div. of Water Quality, Martin]

**Received First Reading to the Urban County Council due back on 11/29/2012**

48. [1166-12](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Grant Award Agreement awarding a Class B Education Incentive Grant for a Stormwater Quality Project to Group

CJ, LLC, in the amount of \$35,547. [Div. of Water Quality, Martin]

**Received First Reading to the Urban County Council due back on 11/29/2012**

49. [1168-12](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Release of Easement releasing a storm sewer easement on property located at 3469 Clays Mill Rd. [Dept. of Law, Graham]

**Received First Reading to the Urban County Council due back on 11/29/2012**

50. [1169-12](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Release of Easement releasing a utility easement and streetlight easement on property located at 2250 Old Frankfort Pike. [Dept. of Law, Graham]

**Received First Reading to the Urban County Council due back on 11/29/2012**

51. [1170-12](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Grant Award Agreement awarding a Class B Education Incentive Grant for a stormwater quality project at Lansdowne Elementary School to the Board of Education of Fayette County, in the amount of \$3,500. [Div. of Water Quality, Martin]

**Received First Reading to the Urban County Council due back on 11/29/2012**

52. [1172-12](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Software Maintenance Agreement and End User License Agreement with Horizon Information Systems, Inc., for the software for the Representative Payee Program, for the Dept. of Social Services, at a cost not to exceed \$586.50. [Dept. of Social Services, Mills]

**Received First Reading to the Urban County Council due back on 11/29/2012**

53. [1173-12](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Paramedic Training Program Agreement, with the University of Ky., for paramedic training, at no cost to the Urban County Government. [Div. of Fire and Emergency Services, Jackson]

**Received First Reading to the Urban County Council due back on 11/15/2012**

Enactment No: R-628-2012

**A motion was made by Council Member K.C. Crosbie, seconded by Council Member Linda Gorton, that the rules be Suspended for Second Reading. The motion PASSED by an unanimous vote.**

Enactment No: R-628-2012

**A motion was made by Council Member Ellinger, seconded by Council Member Myers, that this Resolution be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: R-628-2012

**54.**     [1182-12](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to accept the donation of a Vulcan 6-burner range and casters, valued at \$1,758, from Seedleaf, Inc., for the Parent Education Program at the Family Care Center. [Dept. of Social Services, Mills]

**Received First Reading to the Urban County Council due back on 11/15/2012**

Enactment No: R-629-2012

**A motion was made by Council Member Diane Lawless, seconded by Council Member K.C. Crosbie, that the rules be Suspended for Second Reading. The motion PASSED by an unanimous vote.**

Enactment No: R-629-2012

**A motion was made by Council Member Ellinger, seconded by Council Member Myers, that this Resolution be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: R-629-2012

**55.**     [1184-12](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a multi-year Land Lease Agreement with Leroy Dale, to provide space for a shelter related to the public safety radio system, at a cost not to exceed \$8,000 in FY2013. [Div. of Police, Bastin]

**Received First Reading to the Urban County Council due back on 11/15/2012**

Enactment No: R-630-2012

**A motion was made by Council Member K.C. Crosbie, seconded by Council Member Linda Gorton, that the rules be Suspended for Second Reading. The motion PASSED by an unanimous vote.**

Enactment No: R-630-2012

**A motion was made by Council Member Ellinger, seconded by Council Member Myers, that this Resolution be Approved. The motion Passed by the following**

**vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: R-630-2012

- 56.**     [1185-12](#)     A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Rental Agreement and Catering Contract with Lexington Center and Hyatt Regency for the annual Police Awards Banquet. [Div. of Police, Bastin]
- Received First Reading to the Urban County Council due back on 11/29/2012**
- 57.**     [1186-12](#)     A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Lease Agreements with AIDS Volunteers, Inc., for the lease of Urban County Government property located at 851 Todds Rd. and 1807 Dalton Ct. [Div. of Grants and Special Programs, Gooding]
- Received First Reading to the Urban County Council due back on 11/29/2012**
- 58.**     [1187-12](#)     A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Purchase of Service Agreement with the Lexington Downtown Development Authority, Inc., for services related to the design guidelines for a Design Excellence Program for Downtown Lexington, at a cost not to exceed \$50,000. [Div. of Planning, King]
- Received First Reading to the Urban County Council due back on 11/29/2012**
- 59.**     [1188-12](#)     A Resolution authorizing the submission of an application for Ky. Economic Development Finance Authority Grant funds for the Bingham McCutchen LLP Economic Development Bond Project in the amount of \$450,000, and authorizing the Mayor to execute and submit a Grant Application and any and all other documents necessary for the submission of the application and development of the Project, including any Agreement with Bingham McCutchen LLP, and to accept the Grant funds if approved. [Div. of Grants and Special Programs, Gooding]
- Received First Reading to the Urban County Council due back on 11/29/2012**
- 60.**     [1196-12](#)     A Resolution accepting the Response of Public Financial Management, Inc., to RFP No. 25-2012 for consulting services related to the Police and Fire Pension Fund, and authorizing the Mayor to execute an Agreement with Public Financial Management, Inc., related to these services in an amount not to exceed \$149,089. [Office of the

Mayor, Emmons]

**Received First Reading to the Urban County Council due back on 11/29/2012**

**61. [1205-12](#)**

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Quail Run Townhome Association, Inc. (\$550), Palomar Hills Community Association, Inc. (\$700) and Garden Springs Neighborhood Association, Inc. (\$700), for the Office of the Urban County Council, at a cost not to exceed the sums stated. [Council Office, Maynard]

**Received First Reading to the Urban County Council due back on 11/15/2012**

Enactment No: R-631-2012

**A motion was made by Council Member Doug Martin, seconded by Council Member K.C. Crosbie, that the rules be Suspended for Second Reading. The motion PASSED by an unanimous vote.**

Enactment No: R-631-2012

**A motion was made by Council Member Ellinger, seconded by Council Member Myers, that this Resolution be Approved. The motion Passed by the following vote:**

**Aye:** 14 - Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Diane Lawless; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

**Absent:** 1 - Julian Beard

Enactment No: R-631-2012

**IX. Communications from the Mayor**

**[1209-12](#)**

1. Recommending the appointment of Ms. Margaret M. Long to the Environmental Hearing Commission, with a term to expire 6-1-2015. Ms. Lisa Johnson is no longer serving.
2. Recommending the reappointment of Councilmember Julian Beard to the Internal Audit Board, with a term to expire 12-31-2014.
3. Recommending the appointments of Ms. Irene Gooding, as ex-officio member, Director of Grants and Special Programs, Ms. Melissa Lueker, as ex-officio member, Mayor's Office representative, and Councilmember Kevin Stinnett, as ex-officio member, to the Neighborhood Action Match Program Review Board.
4. Recommending the appointments of Mr. Ben G. Blyton and Ms. Bettye S. Burns, as Fayette County Resident representatives, to the Paris Pike Corridor Commission, with terms to expire 7-1-2015 and 7-1-2013, respectively.
5. Recommending the appointment of Mr. John C. Marquette, as 10th District representative, to the Parks and Recreation Advisory



Board, with a term to expire 1-1-2014. Mr. Marquette will fill the unexpired term of Ms. Jill Bertelson.

**A motion was made by Council Member K.C. Crosbie, seconded by Council Member Tom Blues, that this Communication be Approved. The motion PASSED by an unanimous vote.**

**X. Communications from the Mayor (For Information Only)**

[1204-12](#)

1. Temporary appointment of Manwell Benton, Operations Manager, Grade 116E, \$1,759.04 bi-weekly, in the Div. of Waste Management, effective October 15, 2012.
2. Reinstatement of Carissa Kelsey, Family Support Worker Sr., Grade 112N, \$17.306 hourly, in the Div. of Family Services, effective November 20, 2012.
3. Resignation of Robin Goldie, Community Corrections Officer, Grade 110N, in the Div. of Community Corrections, effective October 16, 2012.
4. Resignation of William Rarick, Community Corrections Officer, Grade 110N, in the Div. of Community Corrections, effective September 27, 2012.
5. Resignation of Deborah Powell, Life Skills Program Instructor, Grade 110N, in the Div. of Community Corrections, effective September 30, 2012.
6. Resignation of Jared Baird, Community Corrections Officer, Grade 110N, in the Div. of Community Corrections, effective September 27, 2012.
7. Resignation of Randall Gilbert, Community Corrections Officer, Grade 110N, in the Div. of Community Corrections, effective October 2, 2012.
8. Resignation of Stephen Powell, Community Corrections Officer, Grade 110N, in the Div. of Community Corrections, effective October 8, 2012.
9. Resignation of Patricia Jackson, Custodial Worker, Grade 102N, in the Div. of Facilities and Fleet Management, effective October 28, 2012.
10. Resignation of Morris Bradley, Firefighter, Grade 311N, in the Div. of Fire and Emergency Services, effective October 10, 2012.
11. Resignation of Pamela Dixon, Telecommunicator Sr., Grade 113N, in the Div. of Emergency Management/911, effective October 9, 2012.

**Received and Filed**

**XI. Announcements**

**XII. Public Comments**

**Adjournment**