

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky January 19, 2023

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on January 19, 2023 at 6:00 p.m. Present were Mayor Gorton in the chair presiding, and the following members of the Council: Lynch, Plomin, Reynolds, Sevigny, Sheehan, Worley, Wu, F. Brown, J. Brown, Ellinger, Elliott Baxter, Fogle, Gray and LeGris. Absent was Council Member Monarrez.

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

Ordinances No. 133-2022 through 149-2022, inclusive, and Resolutions No. 661-2022 through 719-2022, inclusive, were reported as having been signed and published and ordered to record.

* * *

The Invocation was given by Rabbi Schlomo Litvin of Chabad of the Bluegrass.

* * *

Upon motion by Ms. Reynolds, seconded by Vice Mayor Wu, and approved by unanimous vote, the Minutes of the December 1, 2022 Council Meeting were approved.

* * *

The following ordinances received second reading. Upon motion by Mr. Ellinger, and seconded by Ms. Elliott Baxter, the ordinances were approved by the following vote:

Aye: Lynch, Plomin, Reynolds, Sevigny, -----14
Sheehan, Worley, Wu, F. Brown, J.
Brown, Ellinger, Elliott Baxter, Fogle, Gray
LeGris

Nay: -----0

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$76,279 to provide funds for Council Capital Projects in the Div. of Parks and Recreation and Dept. of Environmental Quality and Public Works and appropriating and re-appropriating funds, Schedule No. 25.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to provide funds for grant match and establish grant Budgets from

Ky. Div. of Emergency Management, and appropriating and re-appropriating funds, FY 2023 Schedule No. 26.

*

*

*

The following ordinances received first reading and were ordered to be placed on file for public inspection until January 31, 2023:

An Ordinance changing the zone from a High Density Apartment (R-4) zone to a Professional Office (P-1) zone, for 0.768 net (1.027 gross) acres, for property located at 203 E. Fourth St. (Elmwood Oz Fund LLC; Council District 1).

An Ordinance amending Articles 1-11, 8-1(k), 8-2(k), 8-3(k), 8-4(k), 8-5(k), 8-6(k), 8-7(k) and (o)(1), 8-8(k) and (o)(1), 8-9(k) and (o)(2), 8-10(k), 8-11(k) and (o)(4), 8-12(k) and (o)(4) and (o)(5), 8-13(k), 8-14(k), 8-15(k) and (o)(1), 8-16(k), 8-17(k), 8-18(k) and (m), 8-19(k), 8-20(k), 8-21(k)(4) and (k)(5), 8-22(k), 8-23(k), 8-24(k) and (o)(3), 9-6(h) and (j), 9-7(c), 10-8(c), 11-7(f), 12-8(d)(3), 21-6(a)(7), 23a-5(j)(1), 23a-6(k)(2), 23a-7(k)(2), 23a-9(k)(1), 23a-10(j)(1), 28-3(f)(6), 28-4(f)(6), 28-5(f)(6) and (h)(6); deleting Article 8-10(o)(3) and renumbering and amending Article 8-10(o)(4); deleting Article 8-15(o)(2); deleting Article 8-16(o)(2) and renumbering Sections; and creating Article 20 Open Space Standards of the Zoning Ordinance to update and clarify open space standards to more clearly align with the Adopted Comprehensive Plan. (Urban County Planning Commission).

An Ordinance amending Articles 5-1, 5-7, 7-6(a)(7) and (8), 7-6(e), and 7-8 of the Zoning Ordinance to update the Zoning Ordinance to reflect organizational changes authorized by the Urban County Council related to zoning enforcement functions. (Planning Commission).

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 2023 Schedule No. 27.

An Ordinance amending the Unclassified Civil Service authorized strength by abolishing two (2) unclassified positions of Aide to Council P/T, Grade 518E, and creating one (1) unclassified position of Aide to Council, Grade 518E, in the Office of the Urban County Council, effective upon passage of Council.

An Ordinance amending the Classified Civil Service authorized strength by abolishing one (1) classified position of Enforcement Officer, Grade 516N, and creating one (1) classified position of Environmental Enforcement Specialist, Grade 518N, in the Div. of Environmental Services, effective July 1, 2022.

An Ordinance amending the Classified Civil Service authorized strength by abolishing one (1) classified position of Grants Compliance Officer, Grade 518N, and creating one (1) classified position of Grants Compliance Officer Sr., Grade 519N, in the Div. of Grants and Special Programs, effective upon passage of Council.

* * *

A Resolution accepting the bid of D. C. Elevator, Inc., in the amount of \$2,170,500 for Government Center Elevator Replacement, for The Div. of General Services, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with D. C. Elevator, Inc., related to the bid received first reading.

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

Upon motion by Ms. Elliott Baxter, and seconded by Ms. Fogle, the resolution was approved by the following vote:

Aye: Lynch, Plomin, Reynolds, Sevigny, -----14
Sheehan, Worley, Wu, F. Brown, J.
Brown, Ellinger, Elliott Baxter, Fogle, Gray
LeGris

Nay: -----0

* * *

A Resolution accepting the bid of W. R. Cole & Associates, Inc., in the amount of \$78,400, for Dunbar Community Center Gymnasium Window Replacements, for the Dept. of General Services, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with W. R. Cole & Associates, Inc., related to the bid received first reading.

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

Upon motion by Ms. Elliott Baxter, and seconded by Ms. Fogle, the resolution was approved by the following vote:

Aye: Lynch, Plomin, Reynolds, Sevigny, -----14
Sheehan, Worley, Wu, F. Brown, J.
Brown, Ellinger, Elliott Baxter, Fogle, Gray
LeGris

Nay: -----0

*

*

*

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement (awarded pursuant to RFP # 54-2022) with Lake Cumberland CDL Training School, Inc., for Commercial Driver's License Training Services, for the Dept. of Environmental Quality and Public Works, at a cost not to exceed \$3,800 per employee in FY 2023, and further authorizing the Mayor or her designee to execute any other necessary documents related to the Purchase of Service Agreement received first reading.

Upon motion by Ms. Plomin, seconded by Ms. LeGris, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

Upon motion by Ms. Elliott Baxter, and seconded by Ms. Fogle, the resolution was approved by the following vote:

Aye: Lynch, Plomin, Reynolds, Sevigny, -----14
Sheehan, Worley, Wu, F. Brown, J.
Brown, Ellinger, Elliott Baxter, Fogle, Gray
LeGris

Nay: -----0

*

*

*

A Resolution rescinding Resolution No. 656-2022 and in its place resolving to authorize and direct the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application requesting \$900,000 in Federal funds from the Federal Emergency Management Agency under the Hazard Mitigation Grant Program (HMGP), for the Joyland Area Stormwater Improvements Project- Phase 2, to provide any additional information requested in connection with this Grant Application, and to accept this Grant if the application is approved, the acceptance of which obligates the Urban County Government to the expenditure of \$52,000 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget received first reading.

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

Upon motion by Ms. Elliott Baxter, and seconded by Ms. Fogle, the resolution was approved by the following vote:

Aye: Lynch, Plomin, Reynolds, Sevigny, -----14
Sheehan, Worley, Wu, F. Brown, J.
Brown, Ellinger, Elliott Baxter, Fogle, Gray
LeGris

Nay: -----0

*

*

*

The following resolutions received first reading and were ordered to be placed on file for public inspection until January 31, 2023:

A Resolution accepting the bid of Frankfort Toyota, in the amount of \$93,930 for Toyota Sienna Vans, for the Division of Fire & Emergency Services, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Frankfort Toyota, related to the bid.

A Resolution accepting the bids of the Abbie Jones Consulting, PSC, GRW Engineers, Inc., and Vision Engineering, LLC, establishing price contracts for General Surveying Services, for the Div. of Water Quality.

A Resolution accepting the bid of Hydromax USA, LLC, in the amount of \$155,404, for Capacity Assurance Temporary Flow Monitoring, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Hydromax USA, LLC, related to the bid.

A Resolution accepting the bid of Emergent Coils, LLC, in the amount of \$166,817, for HVAC York Coils and Fan Boxes, for the Div. of Community Corrections, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Emergent Coils, LLC, related to the bid.

A Resolution ratifying the Permanent Classified Civil Service Appointments of: Candice Long, Administrative Specialist, Grade 516N, \$21.798 hourly in the Div. of Revenue, effective January 11, 2023, Dayna Miller, Staff Assistant Sr., Grade 511N, \$18.067 hourly in the Div. of Revenue, effective January 18, 2023, Emilee Buttrum, Attorney, Grade 526E, \$2,761.25 biweekly in the Dept. of Law, effective December 13, 2022, Jason Hernandez, Attorney, Grade 526E, \$2,761.25 biweekly in the Dept. of Law,

effective December 13, 2022, Sonja Blackburn, Paralegal, Grade 519N, \$27.300 hourly in the Dept. of Law, effective December 17, 2022, Abigail Kerins, Administrative Specialist Sr., Grade 518N, \$25.725 hourly in the Div. of Parks and Recreation, effective December 6, 2022, Sarrita Guy, Public Service Worker, Grade 508N, \$15.861 hourly in the Div. of Parks and Recreation, effective November 9, 2022; and ratifying the Unclassified Civil Service pay increase to the Office of the Urban County Council: Sara Moreles, Aide to Council, Grade 518E, from \$2,301.92 biweekly to \$2,384.61 biweekly, effective December 19, 2022.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Volunteer Income Tax Assistance/Tax Counseling for the elderly (VITA/TCE) Partner Sponsor Agreement and any related documents, for the provision of the 2023 VITA/TCE Tax Preparation Assistance Programs at the Charles Young Center, at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Contract with Fayette County Public Schools, for preschool education and related services for the 2022-2023 academic school year, at the Family Care Center, at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with Bluegrass Community and Technical College, for participation in college courses, at a cost not to exceed \$60,000.

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 Armstrong Mill Pump Station Replacement, formerly known as the DeLong Rd. Pump Station, a Remedial Measures Project required by the Consent Decree, at a cost not to exceed \$651,200.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Release of Utility Easement, releasing certain utility easements on the property located at 2650/2660 Palumbo Dr.

A Resolution authorizing payment in the amount of \$25,000 to the Commonwealth of Ky., Ky. State Treasurer, and \$25,000 to the United States Dept. of Justice, as stipulated penalties under the Consent Decree, and authorizing the Mayor, on behalf of

the Lexington-Fayette Urban County Government, to execute any necessary documents related to the payment.

A Resolution authorizing the Div. of Emergency Management to increase the Contract with CavCom Inc., a sole source provider, by \$239.34 and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with CavCom Inc., related to the procurement, at a cost not to exceed \$50,022.14.

A Resolution authorizing and directing the Mayor, on behalf of the Lexington-Fayette Urban County Government, to accept a Grant from the Consumer Product Safety Commission of \$5,000 in Federal funds in order to purchase supplies for a Fire Safety and Prevention 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.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Conditional Commitment Letter and Agreement with the Ky. Infrastructure Authority to accept an award of \$906,645 in Federal funds under the Ky. Cleaner Water Round 2 Grant (American Rescue Plan Act Funds), for design and construction of water quality improvements on Urban County Government property on Furlong Dr., the acceptance of which does not obligate the Urban County Government to 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 a Conditional Commitment Letter and Agreement with the Ky. Infrastructure Authority to accept an award of \$1,345,000 in Federal funds under the Ky. Cleaner Water Round 2 Grant (American Rescue Plan Act Funds), for design and construction of West Hickman Creek Improvements on the Urban County Government's property at Veterans Park, the acceptance of which does not obligate the Urban County Government to 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 a Conditional Commitment Letter and Agreement with the Ky. Infrastructure Authority to accept an award of \$9,497,206 in Federal funds under the Ky.

Cleaner Water Round 2 Grant (American Rescue Plan Act Funds), for the Consent Decree project, the acceptance of which does not obligate the Urban County Government to 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 of \$21,025 in Federal funds under the American Rescue Plan Act of 2021, awarded by the Ky. Justice and Public Safety Cabinet, for salary, training, and travel expenses for the Div. of Police from November 1, 2022 through October 31, 2023, the acceptance of which does not obligate the Urban County Government to 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 Lexington-Fayette Urban County Government, to execute Professional Services Agreements with Marinda Beasley, Kristin Beers, Angela Begley, Anita Capillo, Megan Magsam, and Angela Wallace, to serve as Sexual Assault Nurse Examiners on an on-call basis for the performance of forensic examinations in 2023, at a cost not to exceed \$68,252.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Institutional Review Board Authorization Agreement with the University of Ky. Research Foundation (UKRF), related to the provision of evaluation services for the Barrier Free Re-Entry and Recovery Initiative (BFREE) under the U.S. Dept. of Health and Human Services, Substance Abuse and Mental Health Service Administration from the Consolidated Appropriations Act, 2022.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One (1) to the Professional Services Agreement with Tetra Tech, Inc., for services related to the Former Jacks Creek Pike Landfill Improvement Project at Raven Run Nature Sanctuary, increasing the Contract price by \$119,350 and raising the total Contract price from \$37,000 to \$156,350.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Q-Free America, by and through Traffic Control Products,

Inc., a sole source provider, for the Div. of Traffic Engineering, for annual software maintenance of a computerized traffic control system, at a cost not to exceed \$41,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a \$500 Grant from Ky. American Water's Firefighting Support Grant Program for the purchase of Personal Protective Equipment, for the Div. of Fire and Emergency Services, 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 Amendment No. 1 to an Agreement with the Ky. Transportation Cabinet to accept additional terms and conditions in FY 23 for the FTA Section 5303 Grant, awarded for transportation planning activities under the Unified Planning Work Program.

A Resolution authorizing the Mayor to execute an Agreement with the Cabinet for Health and Family Services accepting an additional \$75,150 in Federal funds for the Ky. Opioid Response Effort, the acceptance of which does not obligate the Urban County Government to the expenditure of funds, authorizing the Mayor to execute any necessary amendments related to the use of these funds, and authorizing the Mayor to transfer unencumbered funds with the Grant Budget established for this Grant.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Energy and Environment Cabinet, in the amount of \$162,976.50, for the continuation of the Litter Abatement Grant Funding Program for Fayette County, the acceptance of which does not obligate the Urban County Government for the expenditure of funds; authorizing the Mayor to execute any necessary Agreements with the Ky. Energy and Environment Cabinet related to this Grant; and further 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 the Ky. Transportation Cabinet to accept a Grant of \$25,120 in Federal funds from the Ky. Transportation Cabinet Surface Transportation Alternatives Program (TAP), for the right of way phase of the Citation Trail Phase 2 Project, the acceptance of which obligates the Urban County Government to the

expenditure of \$6,280 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute all documents necessary for the purchase of temporary construction easements for the right of way phase of the Citation Trail Phase 2 Project, at a total cost not to exceed \$31,400.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Div. of Water, and to provide any additional information requested in connection with this Grant Application, which seeks \$320,000 in Commonwealth of Ky. funds under the 2023 Section 319(h) Grant Program, for the Wolf Run Watershed Project for the Div. of Environmental Services, Environmental Quality and Public Works.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. Five (5) to the Agreement with Pace Contracting for the Town Branch Commons Corridor Construction Project, increasing the Contract price by \$160,969.18 and raising the total Contract price from \$22,097,518.78 to \$22,258,487.96, pending approval from the Ky. Transportation Cabinet.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to an Agreement with AVOL Ky., Inc., under the Home Investment Partnerships Program, to extend the performance period through September 30, 2023.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the U.S. Dept. of Homeland Security, to provide any additional information requested in connection with this Grant Application, and to accept this Grant if awarded, which Grant funds are in the amount of \$1,000,000 in Federal funds under the 2022 Assistance to Firefighters Grant Program, to host a paramedic training course, the acceptance of which obligates the Urban County Government to the expenditure of \$100,000 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 Agreements related to Neighborhood Development Funds with

16th District PTA Inc. c/o Garrett Morgan Elementary School (\$250); and Bluegrass Tomorrow, Inc. (\$500), for the Office of the Urban County Council, at a cost not to exceed the sums stated.

*

*

*

Upon motion by Mr. Ellinger, and seconded by Ms. LeGris, and approved by unanimous vote, the Communications from the Mayor (Appointments) were amended to remove (25) Recommending the reappointment of Joseph Coleman, Alternate, to the Infrastructure Hearing Board, with a term expiring February 1, 2026.

Upon motion by Ms. Plomin, and seconded by Vice Mayor Wu, the Communications from the Mayor (Appointments) were approved by unanimous vote and were as follows: (1) Recommending the reappointment of Councilmember James Brown, Council seat, and the appointment of Vice Mayor Dan Wu, Council seat, replaces Steve Kay, to the Affordable Housing Governing Board, both with terms expiring December 31, 2026; (2) Recommending the appointment of Robert James, replaces Christine Parsons, and the reappointment of Patrick Robinson, to the Agricultural Extension Board, both with terms expiring January 1, 2026; (3) Recommending the appointment of Councilmember Dave Sevigny, Mayor's Designee, replaces Richard Moloney, to the Airport Board, with term expiring January 1, 2026; (4) Recommending the appointment of Councilmember Brenda Monarrez, Council seat, replaces Josh McCurn, to the Animal Care and Control Advisory Committee, with term expiring January 1, 2027; (5) Recommending the appointments of Robin Fleischer, and Detective Kristin Klingshirn, Police Representative, replaces Anthony Delimpo, and the reappointment of Mark Onishi, to the Bluegrass Crime Stoppers, with terms expiring January 19, 2027, January 19, 2027 and February 21, 2027, respectively; (6) Recommending the appointment of John Marquette, Preservation Related Professional seat, replaces Joshua Gilpin, to the Board of Architectural Review, with term expiring June 30, 2026; (7) Recommending the reappointment of Councilmember Jennifer Reynolds, Council seat, to the Board of Health, with term expiring December 31, 2024; (8) Recommending the reappointment of Percy Thomas, to the Charles Young Center Advisory Board, with term expiring March 1, 2027; (9) Recommending the appointments of Councilmember Tayna Fogle, Council seat, filling the unexpired term of Susan Lamb, Councilmember Brenda Monarrez, Council seat,

filling an unexpired term, and Councilmember Dave Sevigny, Council seat, filling the unexpired term of David Kloiber, to the City Employees' Pension Fund Board, all with terms expiring December 31, 2024; (10) Recommending the appointment of Margaret Verble, filling the unexpired term of John Burrell, to the Civil Service Commission, with term expiring December 31, 2024; (11) Recommending the appointments of Councilmember Denise Gray, Council seat, replaces Richard Moloney, Councilmember Liz Sheehan, filling the unexpired term of David Kloiber, and Melanie Tyner-Wilson, At large, replaces Carla Johnson, and the reappointment of Rachel Baker, Employment/Education Advocacy Representative, and Kenzie Gleason, Comm. of Environmental Quality and Public Works or Planning, Preservation and Development Designee, to the Commission for People with Disabilities, with term expiring January 1, 2027, January 1, 2025, January 1, 2027, January 1, 2027, and January 1, 2027, respectively; (12) Recommending the appointments of Zachary Farmer, At large, filling the unexpired term of Catherine Trombley, Councilmember Brenda Monarrez, Council seat, replaces Susan Lamb, Councilmember David Sevigny, Council seat, replaces Josh McCurn, and the reappointment of Councilmember Liz Sheehan, Council seat, to the Commission on Veterans' Affairs, with terms expiring July 1, 2024, December 31, 2026, December 31, 2026, and December 31, 2026; (13) Recommending the appointment of Danielle Sanders, Mayor's Designee, replaces Connie Godfrey, and the reappointment of Kimberly Baird, and Daniel Murphy, to the Community Action Council, all with terms expiring December 31, 2026; (14) Recommending the appointment of Councilmember Whitney Baxter, Council seat from 9th, 10th or 12th District, filling the unexpired term of Amanda Bledsoe, Councilmember Denise Gray, Council seat from 1st, 2nd, or 6th District, filling the unexpired term of Councilmember James Brown, Councilmember Preston Worley, Council seat from the 4th, 7th, or 8th District, filling the unexpired term of Susan Lamb, and transfer of the Appointment Seat of Councilmember James Brown, Council at large seat, to the Corridors Commission, with terms expiring, August 1, 2023, August 1, 2023, August 1, 2025, and August 1, 2023; (15) Recommending the appointment of Danielle Sanders, Ex officio LFUCG Director of Adult and Tenant Services, replaces Connie Godfrey, with no term expiration, and the reappointment of Kathy Plomin, Council seat, to the Domestic and Sexual Violence Prevention Coalition,

with term expiring December 31, 2026; (16) Recommending the appointment of Councilmember James Brown, Council at large seat, replaces Steve Kay, to the Downtown Lexington Management District, with term expiring December 31, 2026; (17) Recommending the appointment of Councilmember David Sevigny, Council seat, replaces Richard Moloney, to the Economic Development Investment Board, with term expiring March 1, 2026; (18) Recommending the appointments of Jessica Cobb, Ex officio Health Department Commissioner, replaces Kraig Humbaugh, with no term expiration, Councilmember Liz Sheehan, Council seat, filling the unexpired term of Josh McCurn, and Doug Winkler, Paramedic Program Student, replaces Trent Martin, to the Emergency Medical Advisory Board, with terms expiring July 1, 2023 and July 1, 2026, respectively; (19) Recommending the reappointment of Jesse Robbins to the Environmental Hearing Commission, with term expiring February 1, 2026; (20) Recommending the appointment of D'Ilorah Hughes, League of Women Voters seat, to the Ethics Commission, with term expiring January 1, 2027, pending the outcome of the confirmation hearing on January 19, 2023; (21) Recommending the appointments of Nancy Albright, Ex officio Comm. of Environmental Quality and Public Works, Kevin Atkins, Mayor's Office Representative, Christ Ford, Ex officio Comm. of General Services, Erin Hensley, Ex officio Comm. of Finance, and Councilmember Kathy Plomin, Council seat, to the Exactions Appeals Committee, all with terms expiring December 31, 2026; (22) Recommending the removal of Gwendolyn Collins, from the Greenspace Trust due to lack of attendance, no response; (23) Recommending the removal of Trevion McFarland due to lack of attendance, no response, and the appointments of Gary Barksdale, filling the unexpired term of Trevion McFarland, and JoJuana Leavell-Greene, filling the unexpired term of Dan Wu, to the Human Rights Commission, with terms expiring January 1, 2024, and January 1, 2026, respectively; (24) Recommending the appointment of Councilmember Kathy Plomin, Council seat, filling the unexpired term of Josh McCurn, to the Industrial Authority Board, with term expiring December 1, 2024; (26) Recommending the appointment of Councilmember Preston Worley, Council seat, replaces Councilmember Fred Brown, and the reappointment of Councilmember Whitney Baxter, Council seat, CAO Sally Hamilton, Ex officio, CAO seat, non-voting, and Stacey Maynard, Ex officio, Council Administrator, non-voting, to the Internal Audit Board, all with terms expiring December 31, 2026; (27)

Recommending the appointment of Vice Mayor Dan Wu, Council seat, replaces Steve Kay, and the reappointment of Councilmember Fred Brown, Council seat, to the Lexington Center Corporation, both with terms expiring December 31, 2026; (28) Recommending the appointment of Tayna Fogle, Council seat 1st District, replaces Councilmember James Brown, to the Lyric Theatre and Cultural Arts Center, with term expiring December 31, 2026; (29) Recommending the appointment of Councilmember Shayla Lynch, Ex officio Council seat 2nd District, non-voting, replaces Josh McCurn, to the Masterson Station Park Advisory Board, with no term expiration; (30) Recommending the appointment of Vice Mayor Dan Wu, Council seat, filling the unexpired term of Councilmember Liz Sheehan, to the Mayor's International Affairs Advisory Commission, with term expiring August 1, 2023; (31) Recommending the appointment of Councilmember Liz Sheehan, Council seat, replaces Josh McCurn, to the Neighborhood Action Match Program Review Board, with term expiring December 31, 2026; (32) Recommending the appointment of Councilmember Chuck Ellinger, At large Council seat, replaces Richard Moloney, Angela Hampton, District 1 Resident, replaces Marcellus Barksdale, and the reappointment of Councilmember Preston Worley, District Council seat, to the Parks and Recreation Advisory Board, with terms expiring December 31, 2026, January 14, 2027, and December 31, 2026, respectively; (33) Recommending the reappointment of Councilmember Preston Worley, Council seat, non-voting, to the Picnic with the Pops Commission, with term expiring December 31, 2026; (34) Recommending the reappointment of Gary Bibbs, Artist with Public Art Experience, and Councilmember James Brown, Council seat, to the Public Arts Commission, both with terms expiring December 31, 2026; (35) Recommending the appointment of Councilmember David Sevigny, Ex officio Council seat, non-voting, replaces Councilmember Fred Brown, to the Rural Land Management Board, with term expiring April 1, 2026; (36) Recommending the appointment of Councilmember Shayla Lynch, Council seat, filling the unexpired term of Councilmember Chuck Ellinger, to the Senior Services Commission, with term expiring September 1, 2024; (37) Recommending the transfer of the appointment seat of Councilmember Shayla Lynch, Ex officio Council seat, filling the unexpired term of Susan Lamb, on the Social Services Advisory Board, with term expiring September 1, 2025; and, (38) Recommending the appointment of Councilmember Tayna Fogle, Council seat,

non-voting, replaces David Kloiber, and the reappointment of David Gordon, PVA Office Representative, to the Vacant Property Review Commission, both with terms expiring January 1, 2027.

*

*

*

Upon motion by Ms. Sheehan, and seconded by Ms. Plomin, the Communications from the Mayor (Price Contracts) were approved by unanimous vote and were as follows: (1) Accepting and approving the following bids and establishing price contracts for the following Departments or Divisions as to the specifications and amount set forth in the terms of the respective bids: (a) Div. of Community Corrections - Disposable Gloves 126-2022 - Buyer's Point LLC, Labsource Inc, The Public Safety Store LLC; (b) Div. of Fleet Services - Utility Body F550 Chassis 150-2022- Monroe Truck Equipment; (c) Div. of Fleet Services - Hydraulic Hose Fittings Supplemental -155-2022 - Mi Fluid Power Solutions; and, (d) Div. of Streets & Roads - Wet Mix Concrete - 147-2022 - Harrod Concrete & Stone Company.

*

*

*

The following Communications from the Mayor were received for information only: (1) Probationary Classified Civil Service Appointment of Brandon Dunstan, Information Officer, Grade 518E, \$2,115.39 biweekly in the Div. of Government Communications, effective February 6, 2023; (2) Probationary Classified Civil Service Appointment of Lori McMiller, Customer Account Specialist, Grade 512N, \$18.514 hourly in the Div. of LexCall, effective January 17, 2023; (3) Probationary Classified Civil Service Appointment of Troy Black, Staff Assistant, Grade 509N, \$16.549 hourly in the Div. of Revenue, effective January 3, 2023; (4) Probationary Classified Civil Service Appointment of Brandon McCannon, Technical Specialist, Grade 516N, \$21.399 hourly in the Div. of Computer Services, effective January 2, 2023; (5) Probationary Classified Civil Service Appointment of Holland Buck, Public Service Supervisor, Grade 516N, \$28.443 hourly in the Div. of Streets and Roads, effective December 26, 2022; (6) Probationary Classified Civil Service Appointment of William Hill, Public Service Supervisor, Grade 516N, \$21.751 hourly in the Div. of Streets and Roads, effective December 26, 2022; (7) Probationary Classified Civil Service Appointment of Aaron Sleet, Public Service Worker Sr., Grade 510N, \$16.623 hourly in the Div. of Water Quality, effective January 17, 2023;

8) Probationary Classified Civil Service Appointment of Shawn Connor, Resource Recovery Operator, Grade 515N, \$21.524 hourly in the Div. of Waste Management, effective January 17, 2023; (9) Probationary Classified Civil Service Appointment of Edmund Pierce, Traffic Signal Technician Master, Grade 519N, \$28.000 hourly in the Div. of Traffic Engineering, effective January 9, 2023; (10) Probationary Classified Civil Service Appointment of Gabriel Thatcher, Attorney, Grade 526E, \$2,777.12 biweekly in the Department of Law, effective January 23, 2023; (11) Probationary Classified Civil Service Appointment of Shellie Versteeg, Telecommunicator Sr., Grade 519N, \$25.503 hourly in the Div. of Enhanced 911, effective December 27, 2022; (12) Probationary Classified Civil Service Appointment of Erin Daniel, Telecommunicator, Grade 517N, \$22.838 hourly in the Div. of Enhanced 911, effective December 19, 2022; (13) Probationary Classified Civil Service Appointment of Tribhuvan Dhakal, Skilled Trades Worker Sr., Grade 517N, \$24.926 hourly in the Div. of Community Corrections, effective January 16, 2023; (14) Probationary Classified Civil Service Appointment of Danielle Pohl, Publications Designer, Grade 516N, \$22.399 hourly in the Div. of Police, effective January 16, 2023; (15) Probationary Classified Civil Service Appointment of Lawson, Police Analyst, Grade 515N, \$21.165 hourly in the Div. of Police, effective December 19, 2022; (16) Probationary Classified Civil Service Appointment of Charles Goidel, Stores Clerk, Grade 509N, \$17.507 hourly in the Div. of Facilities and Fleet Management, effective December 19, 2022; (17) Probationary Classified Civil Service Appointment of Antwon Clark, Public Service Worker, Grade 508N, \$15.847 hourly in the Div. of Parks and Recreation, effective December 27, 2022; (18) Probationary Classified Civil Service Appointment of Heath Jackson, Equipment Operator, Grade 512N, \$19.488 hourly in the Div. of Parks and Recreation, effective January 16, 2023; (19) Probationary Classified Civil Service Appointment of Shelly Gottesman, HVAC Technician Sr., Grade 520N, \$27.254 hourly in the Div. of Parks and Recreation, effective January 23, 2023; (20) Probationary Classified Civil Service Appointment of Whitney Paul, Golf Pro/Supervisor, Grade 522E, \$2,461.54 biweekly in the Div. of Parks and Recreation, effective January 23, 2023; (21) Probationary Community Corrections Officer Appointment of Mason Wheeler, Community Corrections Officer, Grade 110N, \$20.600 hourly in the Div. of Community Corrections, effective January 2, 2023; (22) Probationary Community Corrections Officer Appointment of Joshua Goodwin, Community Corrections

Officer, Grade 110N, \$20.600 hourly in the Div. of Community Corrections, effective January 2, 2023; (23) Probationary Community Corrections Officer Appointment of Ian Fernandez, Community Corrections Officer, Grade 110N, \$20.600 hourly in the Div. of Community Corrections, effective January 16, 2023; (24) Probationary Community Corrections Officer Appointment of Tierra Gentry, Community Corrections Officer, Grade 110N, \$20.600 hourly in the Div. of Community Corrections, effective January 2, 2023; (25) Probationary Community Corrections Officer Appointment of Michael Reichert, Community Corrections Officer, Grade 110N, \$20.600 hourly in the Div. of Community Corrections, effective December 5, 2022; (26) Unclassified Civil Service Appointment of Sally Lambert-Warfield, Staff Assistant Sr., Grade 511N, \$24.738 hourly in the Div. of Water Quality, effective January 2, 2023; (27) Unclassified Civil Service Appointment of Christopher Adkins, Juvenile Probation Officer, Grade 517N, \$23.722 hourly in the Div. of Youth Services, effective January 17, 2023; (28) Unclassified Civil Service Appointment of Samuel Futia, Project Manager, Grade 520N, \$ 28.085 hourly in the Div. of Parks and Recreation, effective January 2, 2023; (29) Sworn Probationary Appointment of David Lawson, Police Sergeant, Grade 315N, \$40.490 hourly in the Div. of Police, effective January 2, 2023; (30) Sworn Probationary Appointment of Jeremy Greene, Police Officer, Grade 311N, \$27.120 hourly in the Div. of Police, effective January 16, 2023; (31) Sworn Probationary Appointment of Christian Smith, Police Officer, Grade 311N, \$27.120 hourly in the Div. of Police, effective January 16, 2023; (32) Sworn Probationary Appointment of Jean Inversin, Police Officer, Grade 311N, \$27.120 hourly in the Div. of Police, effective January 16, 2023; (33) Sworn Probationary Appointment of Ryan Bowling, Police Officer, Grade 311N, \$27.120 hourly in the Div. of Police, effective January 16, 2023; (34) Sworn Probationary Appointment of Ethan Dunn, Police Officer, Grade 311N, \$27.120 hourly in the Div. of Police, effective January 16, 2023; (35) Sworn Probationary Appointment of Morgan Smith, Police Officer, Grade 311N, \$27.120 hourly in the Div. of Police, effective January 16, 2023; (36) Sworn Probationary Appointment of Kevin Soriano, Police Officer, Grade 311N, \$27.120 hourly in the Div. of Police, effective January 16, 2023; (37) Sworn Probationary Appointment of Hannah Teaque, Police Officer, Grade 311N, \$27.120 hourly in the Div. of Police, effective January 16, 2023; (38) Sworn Probationary Appointment of Adam Bwesi Ntedika, Police Officer, Grade 311N,

\$27.120 hourly in the Div. of Police, effective January 16, 2023; (39) Sworn Probationary Appointment of Manuel Macias, Police Officer, Grade 311N, \$27.120 hourly in the Div. of Police, effective January 16, 2023; (40) Sworn Probationary Appointment of Jacob Rubin, Police Officer, Grade 311N, \$27.120 hourly in the Div. of Police, effective January 16, 2023; (41) Sworn Probationary Appointment of Adam Martin, Police Officer, Grade 311N, \$27.120 hourly in the Div. of Police, effective January 16, 2023; (42) Sworn Probationary Appointment of Robert Farmer, Police Officer, Grade 311N, \$27.120 hourly in the Div. of Police, effective January 16, 2023; (43) Sworn Probationary Appointment of Christopher Jackson, Police Officer, Grade 311N, \$27.120 hourly in the Div. of Police, effective January 16, 2023; (44) Sworn Probationary Appointment of Daniel Swoffer, Police Officer, Grade 311N, \$27.120 hourly in the Div. of Police, effective January 16, 2023; (45) Sworn Probationary Appointment of David Brown, Police Officer, Grade 311N, \$27.120 hourly in the Div. of Police, effective January 16, 2023; (46) Unclassified Civil Service Appointment to the Office of the Urban County Council of Clayton Brown, Aide to Council, Grade 518E, \$2,376.96 biweekly in the Office of the Urban County Council, effective January 3, 2023; (47) Unclassified Civil Service Appointment to the Office of the Urban County Council of William Haydon, Aide to Council, Grade 518E, \$2,461.60 biweekly in the Office of the Urban County Council, effective January 3, 2023; (48) Unclassified Civil Service Appointment to the Office of the Urban County Council of Tyler Morton, Aide to Council, Grade 518E, \$2,615.44 biweekly in the Office of the Urban County Council, effective January 3, 2023; (49) Classified Civil Service Lateral Transfer of Stephanie Bowling, Recreation Supervisor, Grade 514E, \$1,754.81 biweekly in the Department of Social Services, effective January 2, 2023; (50) Classified Civil Service Acting Assignment of Thomas Hilbrand, Plant Operations Supervisor Sr., Grade 525E, \$3,563.52 biweekly in the Div. of Water Quality, effective December 12, 2022; (51) Probationary Community Corrections Officer Reinstatement of Derrick Sloss, Corrections Officer, Grade 110N, \$21.402 hourly in the Div. of Community Corrections, effective December 12, 2022; (52) Probationary Community Corrections Officer Reinstatement of Monyreth Thachan, Corrections Officer, Grade 110N, \$21.022 hourly in the Div. of Community Corrections, effective January 9, 2023; (53) Resignation of Anthony Delimpo, Police Officer, in the Div. of Police, effective December 25, 2022; (54) Resignation of Vanna Armstrong, Family

Services Center Manager, in the Div. of Family Services, effective December 2, 2022; (55) Resignation of Danetta Owsley, Custodial Worker, in the Div. of Facilities and Fleet Management, effective December 2, 2022; (56) Resignation of Belinda Veach, Early Child Care Teacher, in the Div. of Family Services, effective December 16, 2022; (57) Resignation of Kenneth Randolph, Corrections Officer, in the Div. of Community Corrections, effective December 28, 2022; (58) Resignation of Caitlyn Cairel, Corrections Officer, in the Div. of Community Corrections, effective December 7, 2022; (59) Resignation of Uzziah Harris, Public Service Worker, Sr. in the Div. of Water Quality, effective December 12, 2022; (60) Resignation of Laurie Tucker, Family Support Worker, Sr., in the Div. of Family Services, effective December 11, 2022; (61) Resignation of Derreck Powers, Heavy Equipment Operator, in the Div. of Streets and Roads, effective December 14, 2022; (62) Resignation of Evan Kyle, Corrections Officer, in the Div. of Community Corrections, effective December 17, 2022; (63) Resignation of MaShayla Acton, Corrections Officer, in the Div. of Community Corrections, effective December 18, 2022; and, (64) Resignation of Michael Reichert, Corrections Officer, in the Div. of Community Corrections, effective December 6, 2022.

*

*

*

Chief Jason Wells, Div. of Fire and Emergency Services, presented a disciplinary action regarding Firefighter Douglas Mitchell - 55421. An allegation has been made that Firefighter Douglas Mitchell has committed the offense of 1st offense at-fault collision in violation of KRS 95.450 (inefficiency, misconduct, insubordination or violation of law or rule) and UDG 1.07 At-fault collisions and SOP 800.09 Safe Operation of Fire Apparatus and Emergency Care Unit, in that on the 8th day(s) of October, 2022, he/she allegedly failed to properly clear an intersection while on an emergency run and was involved in a collision.

The appropriate punishment for this conduct is Written reprimand.

Upon motion by Mr. F. Brown, seconded by Ms. Gray and approved by unanimous vote, the disciplinary recommendation was approved.

*

*

*

Mr. F. Brown welcomed the new council members and offered his experienced-based insight to those new members.

* * *

Mr. Worley noted he would be recusing on an ordinance currently on the docket for first reading due to a professional conflict of interest.

* * *

Ms. Reynolds welcomed the new Councilmembers.

* * *

Vice Mayor Wu reciprocated the warm welcome given by the incumbent Councilmembers, noting he felt confident in his role due to the support of a generous and professional staff. He appointed Ms. LeGris and Ms. Lynch to the Infill and Redevelopment Steering Committee, and Ms. Gray to the Transportation Policy Committee, and reassigned Mr. Worley as the Parliamentarian. He closed by wishing everyone a happy Lunar New Year, noting it was the year of the rabbit.

* * *

Ms. Gray thanked Vice Mayor Wu, Ms. Lynch, Ms. Fogle, and Comm. Kacey Allen-Bryant, Dept. of Social Services, for attending the town hall event held at Consolidated Baptist Church, which addressed the ongoing opioid crisis.

* * *

Ms. Fogle stated she was honored to serve the First District. She shared the Kentucky High School Basketball Hall of Fame hosted a “Heritage Game” between “Old” Lexington Dunbar High School (now Paul Laurence Dunbar High School) and Louisville Central High School at the Dunbar Community Center on Saturday, January 14, 2023. The community center was presented with the Glory Road award for its contribution to the community. Ms. Fogle also shared that on February 15, 2023, the Dunbar Community Center will be hosting an open house all day in celebration of the centennial anniversary of the original Dunbar High School.

* * *

Joyce Bolton, Dist. 11, spoke in support of a Tenants’ Bill of Rights and shared struggles she has encountered as a tenant.

* * *

Heather Pechatsko, Dist. 8, spoke in support of a Tenants’ Bill of Rights and spoke of her own experiences in her current residence.

*

*

*

Alfred Hause spoke in support of landlords and tenants working together.

*

*

*

Jess Bowman, Dist. 9, spoke in support of a Tenants' Bill of Rights.

*

*

*

Brian Bittinger spoke about leaf collection and offered alternatives to LFUCG waste pick up for leaf disposal.

*

*

*

Kenneth Jenkins, Dist. 1, spoke in support of a Tenants' Bill of Rights and shared his health struggles as a tenant.

*

*

*

April Taylor spoke in support of the new Council and grass-roots organizing.

*

*

*

Upon motion by Ms. Sheehan, seconded by Ms. Gray, and approved by unanimous vote, the meeting adjourned at 6:56 p.m.

Clerk of the Urban County Council