



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

200 E. Main St
Lexington, KY 40507

Thursday, March 21, 2013

6:00 PM

Council Chambers

I. Roll Call

Present 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Absent 0

II. Invocation

III. Presentations

[0288-13](#)

Presentation: 2012 National Recycle-Bowl School Competition Awards

Received and Filed

[0289-13](#)

Presentation: Captain Shannon Ison, recipient of the Silver Star

Received and Filed

IV. Ordinances – Second Reading

1. [0182-13](#)

An Ordinance amending Articles 1, 8, and 12 of the Zoning Ordinance to make various modifications to the B-1 zone, including the addition of several new definitions. (Urban County Planning Commission). Approval of the Staff Alternative Text 5-3 [Div. of Planning, King]

A motion was made by Council Member Peggy Henson, seconded by Council Member Bill Farmer, Jr., that this Ordinance be Removed From Docket.. The motion PASSED by an unanimous vote.

2. [0201-13](#)

An Ordinance amending Section 21-5(2) of the Code of Ordinances, abolishing one (1) position of Social Worker Sr., Grade 113E, and amending Section 22-5(2) creating one (1) position of CASA Services Manager, Grade 116E, in the Div. of Youth Services, appropriating funds pursuant to Schedule No. 42, effective upon passage of Council. [Div. of Human Resources, Maxwell]

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

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: O-030-2013

3. [0208-13](#) An Ordinance repealing Ordinance No. 252-2009, dissolving the Showprop Lexington Development Area and Incremental Tax Special Fund, and cancelling, terminating, or authorizing the Mayor or his designee to request the termination of any Agreements related to Ordinance No. 252-2009. [Mayor's Office, Atkins]

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

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: O-031-2013

4. [0243-13](#) 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. 41. [Div. of Budgeting, Lueker]

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

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: O-032-2013

V. **Ordinances – First Reading**

5. [0290-13](#) An Ordinance changing the zone from a Professional Office (P-1) zone to a Highway Service Business (B-3) zone, for 0.6138 net (0.9857

gross) acres, for property located at 3270 Richmond Rd. (Kirk and Carol Snyder; Council District 7). Conditional Approval 10-0 (To Be Heard By May 29, 2013) [Div. of Planning, King]

Received First Reading to the Urban County Council due back on 4/11/2013

6. [0291-13](#) An Ordinance changing the zone from a Single Family Residential (R-1C) zone to a Neighborhood Business (B-1) zone, for 0.309 net (0.403 gross) acres, for property located at 708-712 Henry Clay Blvd. (Steve and Cathy Snowden; Council District 5). Conditional Approval 10-0 OBJECTOR (To Be Heard By May 29, 2013) [Div. of Planning, King]

Received First Reading to the Urban County Council due back on 4/11/2013

7. [0235-13](#) An Ordinance amending Section 22-5(2) of the Code of Ordinances, abolishing one (1) position of Equipment Operator P/T, Grade 108N, and creating one (1) position of Equipment Operator, Grade 108N, in the Div. of Youth Services, effective upon passage of Council. [Div. of Human Resources, Maxwell]

Received First Reading to the Urban County Council due back on 3/21/2013

Enactment No: O-033-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member Chuck Ellinger, that the Rules be suspended for Second Reading. The motion PASSED by an unanimous vote.

Enactment No: O-033-2013

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

Nay: 0

Absent: 0

Enactment No: O-033-2013

8. [0266-13](#) An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$1,430 from Neighborhood Development Funds in the Div. of Traffic Engineering for intersections of Pleasant Ridge, Plaudit and Winchester/Sir Barton, and appropriating and re-appropriating funds, Schedule No. 44. [Council Office, Maynard]

Received First Reading to the Urban County Council due back on 4/11/2013

9. [0262-13](#) An Ordinance creating and establishing for bid a non-exclusive gas franchise for the placement of facilities for the transmission, distribution and sale of gas for heating and other purposes within the public rights-of-way for an initial period of five years with up to two renewal periods of five years each; in return for payment to the Urban County Government of the sum of at least three percent (3%) of each franchisee's gross annual revenues received from the services provided within Fayette County, with the ability to be raised to five percent (5%); and further providing for compliance with relevant laws, regulations and standards; a performance bond; indemnification; insurance; access to property and inspections; reporting; audits; notice of filings with the public service commission; cancellation or termination; penalties for violations; and bid requirements; all effective on date of passage. [Chief Administrative Office, Hamilton]

Received First Reading to the Urban County Council due back on 3/21/2013

Enactment No: O-034-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member Chuck Ellinger, that the Rules be suspended for Second Reading. The motion PASSED by an unanimous vote.

Enactment No: O-034-2013

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

Nay: 1 - Ed Lane

Absent: 0

Enactment No: O-034-2013

10. [0297-13](#) An Ordinance creating and establishing for bid a non-exclusive electric franchise and providing for the placement of facilities for the transmission, distribution and sale of electrical energy within the public rights-of-way for an initial period of five years with up to two renewal periods of five years each; in return for payment to the Urban County Government of the sum of at least three percent (3%) of each franchisee's gross annual revenues received from electric service provided within Fayette County, with the ability to be raised to five percent (5%); and further providing for compliance with relevant laws, regulations and standards; a performance bond; indemnification; insurance; access to property and inspections; reporting; audits; notice of filings with the public service commission; cancellation or termination; penalties for violations; and bid requirements; all effective on date of passage. [Chief Administrative Office, Hamilton]

Received First Reading to the Urban County Council due back on 3/21/2013

Enactment No: O-035-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member Chuck Ellinger, that the Rules be suspended for Second Reading. The motion PASSED by an unanimous vote.

Enactment No: O-035-2013

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

Nay: 0

Absent: 0

Enactment No: O-035-2013

- 11. [0294-13](#) 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. 43. [Div. of Budgeting, Lueker]

A motion was made by Council Member Jennifer Mossotti, seconded by Council Member Linda Gorton, that this Ordinance be Amended to add to the list of budget items a Budget Amendment in the amount of \$640,000 for overtime in the Div. of Fire and Emergency Services. The motion PASSED by an unanimous vote.

Received First Reading as amended, to the Urban County Council due back on 4/11/2013

VI. Resolutions – Second Reading

- 1. [0175-13](#) A Resolution accepting the bid of Bluegrass Fire Equipment, establishing a price contract for fire hose, for the Div. of Fire and Emergency Services. (1 Bid) [Jackson]

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

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-105-2013

- 2. [0213-13](#) A Resolution accepting the bid of Texas A&M Engineering Extension Service (TEEX), in the amount of \$40,500, for Advanced Ordnance Recognition Training for the Div. of Police. (2 Bids, Low) [Bastin]

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

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-106-2013

- 3. [0218-13](#) A Resolution accepting the bid of Riddell Boiler Service, LLC, in the amount of \$17,418.54, for a Boiler Tube Replacement and Repair for the Div. of Community Corrections. (5 Bids, Low) [Ballard]

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

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-107-2013

- 4. [0227-13](#) A Resolution accepting the bid of Red River Cattle Co., establishing a price contract for mowing at Haley Pike Landfill, for the Div. of Waste Management. (9 Bids, Low) [Feese]

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

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-108-2013

5. [0233-13](#) A Resolution accepting the bid of DTC Computer Supplies, establishing a price contract for media storage tape cartridges, for the Div. of Police. (9 Bids, Low) [Bastin]
- A motion was made by Council Member Stinnett, seconded by Council Member Myers, that this Resolution be Approved. The motion Passed by the following vote:**
- Aye:** 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke
- Nay:** 0
- Absent:** 0
- Enactment No: R-109-2013
6. [0230-13](#) A Resolution ratifying the probationary civil service appointments of: Robin Wilkerson, Social Worker Sr., Grade 113E, \$1,852.88 bi-weekly, in the Div. of Adult and Tenant Services, effective March 25, 2013 and Darrell Stevens, Public Service Supervisor Sr., Grade 114E, \$1,753.28 bi-weekly, in the Div. of Waste Management, effective March 4, 2013; ratifying the permanent civil service appointments of: Phillip Stiefel, Information Systems Service Level Manager, Grade 121E, in the Div. of Enterprise Solutions, effective March 4, 2013 and Jennifer Bailey, HCM Manager, Grade 119E, in the Div. of Enterprise Solutions, effective November 25, 2012; ratifying the probationary sworn appointment of: Shannon Ison, Fire Lieutenant, Grade 315N, \$17.740 hourly, in the Div. of Fire and Emergency Services, effective February 14, 2013; ratifying the permanent sworn appointments of: David Richardson, Police Sergeant, Grade 315N, in the Div. of Police, effective March 3, 2013 and Bradley Williams, Police Sergeant, Grade 315N, in the Div. of Police, effective March 3, 2013. [Div. of Human Resources, Maxwell]
- A motion was made by Council Member Stinnett, seconded by Council Member Myers, that this Resolution be Approved. The motion Passed by the following vote:**
- Aye:** 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke
- Nay:** 0
- Absent:** 0
- Enactment No: R-110-2013
7. [0172-13](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Professional Services Agreements with Victoria Nash, Carrie Barnett, Susan Noel, Brigitte

Holleran, Rosemary Dailey, Angela Wallace and Susanna Moberly, as Sexual Assault Nurse Examiners, to provide on-call forensic examinations under the Sexual Assault Nurse Examiner Program, at a cost not to exceed \$40 for each scheduled on-call period, \$230 for each completed forensic examination, \$50 per case for professional testimony in court, and the reasonable cost of medical liability insurance. [Div. of Grants and Special Programs/Dept. of Public Safety, Gooding/Mason]

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

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-111-2013

8. [0176-13](#)

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Service Agreement with Risk Management Services Co., for automobile and property damage claims adjusting, including subrogation, at a cost not to exceed \$23,000 for FY 2013. [Dept. of Law, Graham]

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

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-112-2013

9. [0190-13](#)

A Resolution adopting the Hazard Mitigation Plan for Lexington-Fayette County, Kentucky. [Div. of Emergency Management/911, Dugger]

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

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-113-2013

10. [0192-13](#) A Resolution adopting the Emergency Operations Plan for Lexington-Fayette County, Kentucky. [Div. of Emergency Management/911, Dugger]

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

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-114-2013

11. [0200-13](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Addendum No. 1 to the License Application Order Form and Agreement with Rave Wireless, Inc., to provide "SmartPrepare" software, training, and implementation services related to a 911 self-registration portal, at an additional cost not to exceed \$25,000. [Div. of Emergency Management/911, Lucas]

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

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-115-2013

12. [0202-13](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Lifespan Design Studio, for evaluation of two additional sites for a new Lexington Senior Center, at a cost not to exceed \$9,425. [Dept. of Social Services, Mills]

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

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-116-2013

13. [0207-13](#)

A Resolution amending Resolution No. 288-2011 to approve the granting of an inducement to Temper-Pedic International, Inc., and its affiliates. [Mayor’s Office, Atkins]

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

Aye: 15 - Julian Beard; Bill Farmer, Jr.; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Shevawn Akers; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 0

Enactment No: R-117-2013

VII. Resolutions – First Reading

14. [0219-13](#)

A Resolution accepting the bid of Kalkreuth Roofing and Sheet Metal, in the amount of \$55,989, Roof Repairs for Senior Citizens Center, for the Dept. of General Services, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Kalkreuth Roofing and Sheet Metal, related to the bid. (3 Bids, Low) [Reed]

Received First Reading to the Urban County Council due back on 3/21/2013

Enactment No: R-118-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that the Rules be suspended for Second Reading. The motion PASSED by an unanimous vote.

Enactment No: R-118-2013

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

Aye: 13 - Julian Beard; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 2 - Bill Farmer, Jr. and Shevawn Akers

Enactment No: R-118-2013

15. [0256-13](#)

A Resolution accepting the bid of Landmark Sprinkler, Inc., in the amount of \$65,500, for Fire Suppression System Upgrade for Phoenix Building, for the Dept. of General Services, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Landmark Sprinkler, Inc., related to the bid. (1 Bid) [Reed]

Received First Reading to the Urban County Council due back on 3/21/2013

Enactment No: R-119-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that the Rules be suspended for Second Reading. The motion PASSED by an unanimous vote.

Enactment No: R-119-2013

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

Aye: 13 - Julian Beard; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 2 - Bill Farmer, Jr. and Shevawn Akers

Enactment No: R-119-2013

16. [0264-13](#)

A Resolution accepting the bid of Howell Contractors, Inc., in the amount of \$4,228,435, for the Wolf Run Pump Station Relocation Contract B - Interceptor and Force Main, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Howell Contractors, Inc., related to the bid. (13 Bids, Low) [Martin]

Received First Reading to the Urban County Council due back on 3/21/2013

Enactment No: R-120-2013

A motion was made by Council Member Peggy Henson, seconded by Council Member Chuck Ellinger, that the Rules be suspended for Second Reading. The motion PASSED by an unanimous vote.

Enactment No: R-120-2013

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

Aye: 13 - Julian Beard; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 2 - Bill Farmer, Jr. and Shevawn Akers

Enactment No: R-120-2013

17. [0265-13](#)

A Resolution accepting the bids of Rio Grande Fence, Inc.; Herb Geddes Fence Co., Inc.; S & T Fencing, Inc.; and Myers Fence, LLC, establishing price contracts for fencing for the Div. of Parks and Recreation. (4 Bids, Low) [Hancock]

Received First Reading to the Urban County Council due back on 3/21/2013

Enactment No: R-121-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that the Rules be suspended for Second Reading. The motion PASSED by an unanimous vote.

Enactment No: R-121-2013

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

Aye: 13 - Julian Beard; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 2 - Bill Farmer, Jr. and Shevawn Akers

Enactment No: R-121-2013

18. [0285-13](#)

A Resolution accepting the bids of All Recreation, Inc.; American Safety Surface and Recreation Co.; Bluegrass Recreational Products, Inc.; Countryside Play Structures, LLC; Kidz Zone Play Systems Mid-America, LLC; Kidz Zone Playsystems, Inc. a/k/a Earthscapes; Landscape Forms, Inc.; Lanier Plans, Inc. d/b/a Korkat; Miracle Recreation of Ky. and Tennessee; Play and Park Structures; BCI Burke Co., LLC d/b/a Playscape Design Group; Recreation Insites, LLC; and David Williams and Associates, Inc., establishing price contracts for outdoor playground equipment, for the Div. of Parks and Recreation. (13 Bids, Low) [Hancock]

Received First Reading to the Urban County Council due back on 3/21/2013

Enactment No: R-122-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that the Rules be suspended for Second Reading. The motion PASSED by an unanimous vote.

Enactment No: R-122-2013

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

Aye: 13 - Julian Beard; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 2 - Bill Farmer, Jr. and Shevawn Akers

Enactment No: R-122-2013

19. [0282-13](#)

A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following probationary civil service appointments: Kendall Searcy, Equipment Operator Sr., Grade 109N, \$12.709 hourly, in the Div. of Waste Management, effective upon passage of Council, Allen Kerns, Public Service Worker Sr., Grade 107N, \$11.613 hourly, in the Div. of Streets and Roads, effective upon passage of Council; authorizing the Div. of Human Resources to make a conditional offer to the following probationary sworn appointments: Penn Edward, Kelley Harris, Nicholas Stump, Jeremy Miller, Mark Burchfield, Barrett Dorner, Matthew Popp, Craig Quarles, Robert Bruin, Zachary Main, Joshua Kaylor, Jason Moore, Sarah McGill, Kurt Thomas, Wiley Adams, Aaron Watts, Brian Rose, Michael Rath, Mason Howard, William Spalding, Nathan Thayer, Zach Frankenburger, Bruce Lester, Adam Gratsch, Christopher O'Keefe, Paul Grillet, Robert Wagner, Brian Stamper, Tram Rogers, Brandon Griffith, Justin Villanueva, Javier Alvarez, Kenneth Howell, Joshua Tucker, Phillip Sallee, Nicholas Robbins, Peter Ackerman, Andrew White, Joshua Bales, Andrew Stamer, Michael Garrett, Stephen Martin, Joshua Day, Zachery Eskue, Tyler Marshall, Ralph Croyle, Brandon Barker, Colby Reik, Andrew Thompson, Holly Buchenroth, Charles Seaman, Matthew Brown, Kenneth Adkins, Corey Thomas, Jordan Osborn, Daniel Hall, Evan Eckler, Adam Griggs, Jarad McCargo, Richard Grierson, Christopher Millisor, James Flynn, Brandon Ledford, Patrick Sumner, Nathan Moses, Andrew Banks, Spencer Elbert, Avery Johnson, Dustin Music, Phillip Kidwell, Jared McGuffey, Firefighter, Grade 310N, \$14.420 hourly, in the Div. of Fire and Emergency Services, effective upon passage of Council. [Div. of Human Resources, Maxwell]

Received First Reading to the Urban County Council due back on 3/21/2013

Enactment No: R-123-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that the Rules be suspended for Second Reading. The motion PASSED by an unanimous vote.

Enactment No: R-123-2013

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

Aye: 13 - Julian Beard; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 2 - Bill Farmer, Jr. and Shevawn Akers

Enactment No: R-123-2013

20. [0283-13](#)

A Resolution ratifying the probationary civil service appointments of: Gerald Slatin, Director Purchasing, Grade 121E, \$2,967.52 bi-weekly, in the Div. of Central Purchasing, effective March 4, 2013, Jeanne Humston, Administrative Specialist, Grade 110N, \$19.782 hourly, in the Div. of Building Inspection, effective March 11, 2013; ratifying the permanent civil service appointment of: Jimmy Ross, Public Service Supervisor, Grade 111N, in the Div. of Facilities and Fleet Management, effective March 3, 2013; ratifying the approved Council Leave for: Tara Gentry, Staff Assistant Sr., Grade 108N, in the Div. of Building Inspection, ninety-day Council Leave, effective March 6, 2013; and amending Resolution No. 104-2013 to read as follows: William O'Mara, Commissioner of Finance, Grade 211E, \$4,423.08 bi-weekly, in the Dept. of Finance, effective March 7, 2013. [Div. of Human Resources, Maxwell]

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that this Resolution be Suspend Rules for Second Reading., and sent to the Urban County Council to be returned by 3/21/2013. The motion PASSED by an unanimous vote.

Enactment No: R-124-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that the Rules be suspended for Second Reading. The motion PASSED by an unanimous vote.

Enactment No: R-124-2013

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

Aye: 13 - Julian Beard; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 2 - Bill Farmer, Jr. and Shevawn Akers

Enactment No: R-124-2013

21. [0209-13](#)

A Resolution approving the extension of the unit price contract with

ATS Construction for asphalt resurfacing until July 10, 2014 for the Div. of Streets and Roads. [Dept. of Environmental Quality and Public Works, Moloney]

Received First Reading to the Urban County Council due back on 3/21/2013

Enactment No: R-125-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that the Rules be suspended for Second Reading. The motion PASSED by an unanimous vote.

Enactment No: R-125-2013

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

Aye: 13 - Julian Beard; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 2 - Bill Farmer, Jr. and Shevawn Akers

Enactment No: R-125-2013

22. [0210-13](#)

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Plant for the Planet Matching Grant Program, which Grant funds are in the amount of \$4,000, are for a tree removal and replacement program at 1201 Man-O-War Blvd., the acceptance of which obligates the Urban County Government for the expenditure of \$4,000 as a local match, 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]

Received First Reading to the Urban County Council due back on 3/21/2013

Enactment No: R-126-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that the Rules be suspended for Second Reading. The motion PASSED by an unanimous vote.

Enactment No: R-126-2013

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

Aye: 13 - Julian Beard; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 2 - Bill Farmer, Jr. and Shevawn Akers

Enactment No: R-126-2013

23. [0212-13](#)

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Ingress and Egress Easement granting Ky.-American Water Co. a permanent easement across the property located at 3316 Buckhorn Dr. for Ky.-American to access its Jacobson Pumping Station. [Div. of Water Quality, Martin]

Received First Reading to the Urban County Council due back on 3/21/2013

Enactment No: R-127-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that the Rules be suspended for Second Reading. The motion PASSED by an unanimous vote.

Enactment No: R-127-2013

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

Aye: 13 - Julian Beard; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 2 - Bill Farmer, Jr. and Shevawn Akers

Enactment No: R-127-2013

24. [0232-13](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to accept a donation from Citizens Police Academy Alumni Association of a MedReturn Drug Collection Box, for use at the Div. of Police, at no cost to the Urban County Government. [Div. of Police, Bastin]

Received First Reading to the Urban County Council due back on 3/21/2013

Enactment No: R-128-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that the Rules be suspended for Second Reading. The motion PASSED by an unanimous vote.

Enactment No: R-128-2013

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

Aye: 13 - Julian Beard; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 2 - Bill Farmer, Jr. and Shevawn Akers

Enactment No: R-128-2013

25. [0234-13](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with ChipsRewards to comply with the requirements of the Health Insurance Portability and Accountability Act of 1996 (HIPAA), effective upon passage of Council. [Div. of Human Resources, Maxwell]

Received First Reading to the Urban County Council due back on 3/21/2013

Enactment No: R-129-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that the Rules be suspended for Second Reading. The motion PASSED by an unanimous vote.

Enactment No: R-129-2013

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

Aye: 13 - Julian Beard; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 2 - Bill Farmer, Jr. and Shevawn Akers

Enactment No: R-129-2013

26. [0236-13](#)

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Catering Contract with the Hyatt Regency Lexington, for catering services for the Senior Intern Luncheon, at a cost not to exceed \$5,500. [Dept. of Social Services, Mills]

Received First Reading to the Urban County Council due back on 3/21/2013

Enactment No: R-130-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that the Rules be suspended for Second Reading. The motion PASSED by an unanimous vote.

Enactment No: R-130-2013

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

Aye: 13 - Julian Beard; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 2 - Bill Farmer, Jr. and Shevawn Akers

Enactment No: R-130-2013

27. [0252-13](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Friends for Skateparks (\$800), FoodChain (\$2,205), Southern Heights Neighborhood Association (\$600), Forest Ridge Maintenance Association, Inc. (\$250), Pinnacle Homeowners Association, Inc. (\$350), Lansdowne Neighborhood Association (\$1,150), Foster Care Council of LexKy, Inc. (\$425), Young Marines Captain Reginald Underwood (\$700), and Chrysalis House, Inc. (\$800) 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 3/21/2013

Enactment No: R-131-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that the Rules be suspended for Second Reading. The motion PASSED by an unanimous vote.

Enactment No: R-131-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member Chuck Ellinger, that this Resolution be Amended to change the allocation to FoodCHain to \$2,025.00. The motion PASSED by an unanimous vote.

Enactment No: R-131-2013

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

Enactment No: R-131-2013

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

Aye: 13 - Julian Beard; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 2 - Bill Farmer, Jr. and Shevawn Akers

Enactment No: R-131-2013

28. [0079-13](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Cintas Document Management, for document shredding services, for the Div. of Community Corrections, at a cost not to exceed \$729.50 for FY2013. [Div. of Community Corrections, Ballard]

Received First Reading to the Urban County Council due back on 3/21/2013

Enactment No: R-132-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that the Rules be suspended for Second Reading. The motion PASSED by an unanimous vote.

Enactment No: R-132-2013

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

Aye: 13 - Julian Beard; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 2 - Bill Farmer, Jr. and Shevawn Akers

Enactment No: R-132-2013

29. [0167-13](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Renewal Maintenance Agreement with Routeware, Inc. for support of the Routing Project for the Div. of Waste Management, at a cost not to exceed \$488,268. [Div. of Waste Management, Feese]

Received First Reading to the Urban County Council due back on 3/21/2013

Enactment No: R-133-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that the Rules be suspended for Second Reading. The motion PASSED by an unanimous vote.

Enactment No: R-133-2013

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

Aye: 13 - Julian Beard; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 2 - Bill Farmer, Jr. and Shevawn Akers

Enactment No: R-133-2013

30. [0241-13](#)

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the University of Ky., for space in the University of Ky. Hospital emergency room for use as a clinical practice area for the Sexual Assault Treatment Program, at a cost not to exceed \$3,000.00. [Div. of Grants and Special Programs/Dept. of Public Safety, Gooding/Mason]

Received First Reading to the Urban County Council due back on 3/21/2013

Enactment No: R-134-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that the Rules be suspended for Second Reading. The motion PASSED by an unanimous vote.

Enactment No: R-134-2013

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

Aye: 13 - Julian Beard; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 2 - Bill Farmer, Jr. and Shevawn Akers

Enactment No: R-134-2013

31. [0242-13](#)

An Ordinance creating and establishing for bid a non-exclusive gas franchise for the placement of facilities for the transmission, distribution and sale of gas for heating and other purposes within the public rights-of-way for an initial period of five years with up to two renewal periods of five years each; in return for payment to the Urban County Government of the sum of at least three percent (3%) of each franchisee's gross annual revenues received from the services provided within Fayette County, with the ability to be raised to five percent (5%); and further providing for compliance with relevant laws, regulations and standards; a performance bond; indemnification; insurance; access to property and inspections; reporting; audits; notice of filings with the public service commission; cancellation or termination; penalties for violations; and bid requirements; all effective on date of passage. [Dept. of General Services, Reed]

Received First Reading to the Urban County Council due back on 3/21/2013

Enactment No: R-135-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that the Rules be suspended for Second Reading. The motion PASSED by an unanimous vote.

Enactment No: R-135-2013

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

Aye: 13 - Julian Beard; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 2 - Bill Farmer, Jr. and Shevawn Akers

Enactment No: R-135-2013

32. [0245-13](#)

An Ordinance creating and establishing for bid a non-exclusive gas franchise for the placement of facilities for the transmission, distribution and sale of gas for heating and other purposes within the public rights-of-way for an initial period of five years with up to two renewal periods of five years each; in return for payment to the Urban County Government of the sum of at least three percent (3%) of each franchisee's gross annual revenues received from the services provided within Fayette County, with the ability to be raised to five percent (5%); and further providing for compliance with relevant laws, regulations and standards; a performance bond; indemnification; insurance; access to property and inspections; reporting; audits; notice of filings with the public service commission; cancellation or termination; penalties for violations; and bid requirements; all effective on date of passage. [Dept. of General Services, Reed]

Received First Reading to the Urban County Council due back on 3/21/2013

Enactment No: R-136-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that the Rules be suspended for Second Reading. The motion PASSED by an unanimous vote.

Enactment No: R-136-2013

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

Aye: 13 - Julian Beard; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 2 - Bill Farmer, Jr. and Shevawn Akers

Enactment No: R-136-2013

33. [0246-13](#)

An Ordinance creating and establishing for bid a non-exclusive gas franchise for the placement of facilities for the transmission, distribution and sale of gas for heating and other purposes within the public rights-of-way for an initial period of five years with up to two renewal periods of five years each; in return for payment to the Urban County Government of the sum of at least three percent (3%) of each franchisee's gross annual revenues received from the services provided within Fayette County, with the ability to be raised to five percent (5%); and further providing for compliance with relevant laws,

regulations and standards; a performance bond; indemnification; insurance; access to property and inspections; reporting; audits; notice of filings with the public service commission; cancellation or termination; penalties for violations; and bid requirements; all effective on date of passage. [Dept. of General Services, Reed]

Received First Reading to the Urban County Council due back on 3/21/2013

Enactment No: R-137-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that the Rules be suspended for Second Reading. The motion PASSED by an unanimous vote.

Enactment No: R-137-2013

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

Aye: 13 - Julian Beard; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 2 - Bill Farmer, Jr. and Shevawn Akers

Enactment No: R-137-2013

34. [0257-13](#)

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Energy and Environment 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 \$24,918.00 Commonwealth of Ky. funds under the Ky. Recycling Grant Program, and are for the purchase of twelve dumpsters to be placed at schools that produce large quantities of recyclable comingled material and three rolloff containers to be placed in public areas that do not have recycling services available, and the acceptance of which obligates the Lexington-Fayette Urban County Government for the expenditure of \$7,587.00 as a local match and authorizing the Mayor to transfer unencumbered funds within the Grant budget. [Div. of Grants and Special Programs/Dept. of Environmental Quality and Public Works, Gooding/Moloney]

Received First Reading to the Urban County Council due back on 3/21/2013

Enactment No: R-138-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that the Rules be suspended for Second Reading. The motion PASSED by an unanimous vote.

Enactment No: R-138-2013

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

Aye: 13 - Julian Beard; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 2 - Bill Farmer, Jr. and Shevawn Akers

Enactment No: R-138-2013

35. [0258-13](#)

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 Justice and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$300,000 Federal funds, and are for a Violent Gang and Gun Crime Reduction (Project Safe Neighborhoods) Program. [Div. of Grants and Special Programs/Dept. of Public Safety, Gooding/Mason]

Received First Reading to the Urban County Council due back on 3/21/2013

Enactment No: R-139-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that the Rules be suspended for Second Reading. The motion PASSED by an unanimous vote.

Enactment No: R-139-2013

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

Aye: 13 - Julian Beard; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 2 - Bill Farmer, Jr. and Shevawn Akers

Enactment No: R-139-2013

36. [0259-13](#)

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 Justice, Office on Violence Against Women and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$300,000.00 Federal funds from the grants to encourage Arrest Policies and Enforcement of Protection Orders Program and are for continuation of a project designed to hold offenders of domestic violence accountable for their actions through investigation, arrest and prosecution, and

authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with all community partners of the project, for comprehensive participation required for the project and the Grant application. [Div. of Grants and Special Programs/Dept. of Public Safety, Gooding/Mason]

Received First Reading to the Urban County Council due back on 3/21/2013

Enactment No: R-140-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that the Rules be suspended for Second Reading. The motion PASSED by an unanimous vote.

Enactment No: R-140-2013

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

Aye: 13 - Julian Beard; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 2 - Bill Farmer, Jr. and Shevawn Akers

Enactment No: R-140-2013

37. [0260-13](#)

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 Justice, Office on Violence Against Women and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$650,000.00 Federal funds and are for continuation of the Safe Havens Project, and authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with all other service agencies participating in the project. [Div. of Grants and Special Program/Dept. of Social Services, Gooding/Mills]

Received First Reading to the Urban County Council due back on 3/21/2013

Enactment No: R-141-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that the Rules be suspended for Second Reading. The motion PASSED by an unanimous vote.

Enactment No: R-141-2013

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

Aye: 13 - Julian Beard; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 2 - Bill Farmer, Jr. and Shevawn Akers

Enactment No: R-141-2013

38. [0263-13](#)

A Resolution authorizing the Mayor and Commissioner of Finance, on behalf of the Lexington-Fayette Urban County Government and Dept. of Finance, to execute a Master Development Agreement with the Lexington Trot Breeders Association, Inc., for the development of the Red Mile Development Area (TIF Project). [Mayor's Office, Atkins]

Received First Reading to the Urban County Council due back on 3/21/2013

Enactment No: R-142-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that the Rules be suspended for Second Reading. The motion PASSED by an unanimous vote.

Enactment No: R-142-2013

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

Aye: 13 - Julian Beard; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 2 - Bill Farmer, Jr. and Shevawn Akers

Enactment No: R-142-2013

39. [0269-13](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Lansdowne Elementary School PTA, Inc. (\$600), and Northside Neighborhood Association (\$750) 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 3/21/2013

Enactment No: R-143-2013

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that the Rules be suspended for Second Reading. The motion PASSED by an unanimous vote.

Enactment No: R-143-2013

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

Aye: 13 - Julian Beard; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 2 - Bill Farmer, Jr. and Shevawn Akers

Enactment No: R-143-2013

40. [0296-13](#)

A Resolution amending Section 4.101 of Appendix A, Rules and Procedures of the Lexington-Fayette Urban County Council, correcting clerical errors; providing that the Mayor shall place the following documents on the work session agenda under legislative review: execution of deeds and easements for multi-use trails projects, storm and sanitary sewer projects and roadway construction projects after the projects have received Council approval; execution of easement releases and encroachment agreements; execution of equipment maintenance contracts for which Council has appropriated funds; extensions of existing grant agreements previously approved by Council which do not involve any additional appropriation of revenue; execution of closing statements for deed and easement acquisitions for which Council has budgeted funds; executing and submitting grant applications except as required; and acceptance of donations of goods or services that do not require a budget amendment; providing that the Urban County Council shall review and discuss the items listed under legislative review and take appropriate action; providing that if no procedural action is taken, the Mayor shall have the authority to execute the documents listed under legislative review; and providing that a list of all executed documents shall appear in the Communications from the Mayor on the Council docket and shall be logged using the legislative management system. [Council Office, Maynard]

Received First Reading to the Urban County Council due back on 4/11/2013

[0302-13](#)

A Resolution accepting the bid of Chester Pool Systems, Inc., in the amount of \$31,730, for the Shillito Aquatic Facility Leak Repair, for the Div. of Parks and Recreation. (1 Bid) [Hancock]

A motion was made by Council Member Jennifer Mossotti, seconded by Council Member Diane Lawless, that this Resolution be placed on the docket and given First Reading, and sent to the Urban County Council to be returned by 3/21/2013. The motion PASSED by an unanimous vote.

Enactment No: R-144-2013

A motion was made by Council Member Jennifer Mossotti, seconded by Council Member Linda Gorton, that the rules be Suspended or Second Reading. The motion PASSED by an unanimous vote.

Enactment No: R-144-2013

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

Aye: 13 - Julian Beard; Chuck Ellinger; Diane Lawless; Ed Lane; George Myers; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton; Chris Ford; Jennifer Mossotti; Jennifer Scutchfield and Harry Clarke

Nay: 0

Absent: 2 - Bill Farmer, Jr. and Shevawn Akers

Enactment No: R-144-2013

VIII. Communications From the Mayor

0292-13

1. Recommending the appointments of Mr. William V. Alford, Jr. and Mr. James D. Coles to the Airport Board, with terms to expire 1-1-2017.
2. Recommending the appointment of Mr. Todd E. Stephens, as Specific Disability representative, to the Commission for Citizens with Disabilities, with a term to expire 1-1-2015. Mr. Stephens will fill the unexpired term of Mr. Morry LaTour.
3. Recommending the appointment of Mr. Benjamin S. Allen to the Dunbar Neighborhood Center Board, with a term to expire 3-20-2014.
4. Recommending the appointment of Mr. Roy H. Woods to the Human Rights Commission, with a term to expire 1-1-2015. Mr. Woods will fill the unexpired term of Ms. Salvador Rangel.
5. Recommending the appointment of Mr. Nelson M. Maynard, as Lexington Industrial Foundation representative, to the Industrial Revenue Bond Review Committee, with a term to expire 3-5-2017.
6. Recommending the appointments of Mr. John K. Bohart, Mr. Don M. Burke, and Mr. Joshua A. Douglas to the Library Board of Advisors, with terms to expire 1-1-2014. They will fill the unexpired terms of Ms. Paula Setser, Ms. Susan Wright, and Mr. Tom Leppert.
7. Recommending the appointment of Ms. Sharon K. Williams to the Library Board of Trustees, with a term to expire 7-20-2014. Ms. Williams will fill the unexpired term of Mr. Kyle Whalen.
8. Recommending the reappointment of Ms. Deborah H. Long, as Historic Preservation representative, to the Rural Land Management Board, with a term to expire 4-1-2017.
9. Recommending the appointment of Ms. Amanda E. Sokan to the Senior Services Commission, with a term to expire 9-1-2016.
10. Recommending the reappointment of Ms. Karen W. Angelucci to the Tree Board, with a term to expire 4-19-2017.

A motion was made by Council Member Chuck Ellinger, seconded by Council Member Julian Beard, that these Communications be Approved. The motion PASSED by an unanimous vote.

IX. Communications From the Mayor (For Information Only)[0284-13](#)

1. Acting assignment of Kent Dornbrock, Golf Course Superintendent Principal, Grade 117E, \$2,569.88 bi-weekly, in the Div. of Parks and Recreation, effective February 11, 2013.
2. Resignation of Preston Thomas, Electrical Instrumentation Tech, Grade 113N, in the Div. of Facilities and Fleet Management, effective January 8, 2013.
3. Resignation of Jeff Harris, Golf Course Superintendent Principal, Grade 117E, in the Div. of Parks and Recreation, effective January 28, 2013.
4. Resignation of George Grayson, Police Officer, Grade 311N, in the Div. of Police, effective January 28, 2013.
5. Resignation of John Wilkinson, Program Specialist, Grade 112E, in the Office of the Mayor, effective February 1, 2013.
6. Resignation of Phillip Preston, Jr., Community Corrections Officer, Grade 110N, in the Div. of Community Corrections, effective February 4, 2013.
7. Resignation of James Smith, Equipment Operator Sr., Grade 109N, in the Div. of Waste Management, effective February 4, 2013.
8. Resignation of Thomas Thompson, Security Officer, Grade 106N, in the Div. of Facilities and Fleet Management, effective February 7, 2013.
9. Resignation of Jamie Crawford, Community Corrections Sergeant, Grade 112N, in the Div. of Community Corrections, effective February 8, 2013.
10. Resignation of Vincent Davis, Public Service Worker Sr., Grade 107N, in the Div. of Water Quality, effective February 12, 2013.
11. Resignation of Jeremy Barker, Police Officer, Grade 311N, in the Div. of Police, effective February 22, 2013.

Received and Filed

X. Announcements**XI. Public Comments****Adjournment**