

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky March 9, 2023

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on March 9, 2023 at 6:01 p.m. Present were Mayor Gorton in the chair presiding, and the following members of the Council: Sheehan, Worley, Wu, F. Brown, J. Brown, Ellinger, Elliott Baxter, Fogle, Gray, LeGris, Lynch, Monarrez, Plomin, Reynolds, and Sevigny.

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

Ordinances No. 013-2023 through 018-2023, inclusive, and Resolutions No. 071-2023 through 096-2023, inclusive, were reported as having been signed and published and ordered to record.

* * *

The Invocation was given by Pastor Rev. Rodney McFarland, Jr. of First Baptist Church Bracktown.

* * *

Upon motion by Mr. Ellinger, seconded by Ms. Sheehan, and approved by unanimous vote, the Minutes of the February 9, 2023 and February 16, 2023 Council Meetings were approved.

* * *

Mayor Gorton asked Ed Quinn, President and CEO of R. J. Corman Railroad, to join her at the podium and read a Proclamation declaring March 9, 2023 as R. J. Corman Railroad Company Day in Lexington. She thanked R. J. Corman Railroad for its

commitment to the city. She also thanked the railroad for hosting the Annual Fourth of July fireworks show.

Mr. Quinn thanked the Mayor for the city's support. He spoke of the history of R. J. Corman and its founding 50 years ago. He reiterated the railroad's commitment to the economic advancement of Lexington.

*

*

*

Mayor Gorton asked Melynda Jamison, Executive Director of CASA Lexington, to join her at the podium, along with the volunteer Court Appointed Special Advocates (CASAs). She also welcomed Fayette County's Family Court Judges: Judge Libby G. Messer, Judge Traci Brislin, Judge Ross Ewing, and Judge Tiffany Yahr. Mayor Gorton explained the duties of a CASA volunteer and recognized Councilmember Sevigny and Vice Mayor Wu as CASAs. She went on to explain that 51 of the Lexington CASA volunteers had earned President Joe Biden's Volunteer Services Awards.

She announced the recipients of the Bronze Level Award for volunteers who have volunteered for at least 100 hours: Rita Klein, Cristy-Lester Dunn, Kim Lyon, Bonnie Savage, Camisha Boyd-Power, and Councilmember Sevigny.

She announced the recipients of the Silver Level Award for volunteers who have worked volunteered for at least 250 hours if they are over the age of 25, or 170 hours if they are 25 or younger: Jan Colbert, April Jilbert, Patty Overing, and Heather Padilla.

She announced the recipients of the Gold Level Award for volunteers who have worked volunteered for at least 500 hours: Brittney Thomas and Debra Gabbard.

Ms. Jamison encouraged more volunteers to apply to the program, stating there were many children still in need of advocates. She also introduced Matilda, the only certified Courthouse Facility Dog in the state of Kentucky.

*

*

*

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: Sheehan, Worley, Wu, F. Brown, J. -----15
Brown, Ellinger, Elliott Baxter, Fogle,
Gray, LeGris, Lynch, Monarrez, Plomin,
Reynolds, Sevigny

Nay: -----0

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. 30.

An Ordinance amending Articles 1-4, 8-5(a), 8-9(a), 8-10(a), 8-11(a), 8-12(a), 8-13(a), 8-14(a), 8-15(a), 8-16(a), 8-17(a), 8-18(a), 8-19(a), 8-20(a), 8-21(a), 8-22(a), 8-23(a), 8-24(a), 10-1, 11-1, 22-1, 22a-1, 22B-1, 23a-5(a), 23a-6(a), 23a-7(a), 23a-8(a), 23a-9(a) and 23a-10(a) of the Zoning Ordinance to update the intent statement for various zoning categories to more clearly align with the adopted Comprehensive Plan. (Urban County Planning Commission).

An Ordinance amending the authorized strength by abolishing one (1) vacant Unclassified Civil Service Position of Eligibility Counselor, Grade 514N, and creating one (1) Classified Civil Service Position of Eligibility Counselor, Grade 514N, in the Div. of Community and Resident Services, effective upon the passage of Council.

*

*

*

The following ordinances received first reading and were ordered to be placed on file for public inspection until March 23, 2023:

An Ordinance enacting Article LI of Chapter 2 of the Code of Ordinances to create the Opioid Abatement Commission.

An Ordinance modifying a conditional zoning restriction in the Neighborhood Business (B-1) zone, for 0.92 net (1.15 gross) acres, for property located at 2400 Versailles Rd. (Caller Properties, LLC; Council District 10).

An Ordinance changing the zone from a Neighborhood Business (B-1) zone to a High Rise Apartment (R-5) zone, for 2.29 net (2.52 gross) acres, for property located at 340 Legion Dr. (Cowgill Development, LLC; Council District 10).

An Ordinance changing the zone from a Neighborhood Business (B-1) zone to a Planned Neighborhood Residential (R-3) zone, for 0.10 net (0.12 gross) acres, for property located at 712 Lancaster Ave. (Lexington Habitat for Humanity, Council District 1). Approval 8-0 (To Be Heard By April 26, 2023)

An Ordinance changing the zone from a Single Family Residential (R 1D) zone to a Planned Neighborhood Residential (R-3) zone, for 0.97 net (1.15 gross) acres, for property located at 2819 Liberty Rd. (Liberty Park Development, LLC; Council District 6).

An Ordinance changing the zone from a Professional Office (P-1) zone to a Planned Neighborhood Residential (R-3) zone, for 2.00 net (2.50 gross) acres, for property located at 410 Sporting Court (a portion of). (AU Associates, Inc. Council District 9).

An Ordinance changing the zone from an Interchange Service Business (B-5P) zone to a Highway Service Business (B-3) zone for 30.24 net (37.36 gross) acres, for

property located at 5380 Athens Boonesboro Rd. and 5354 Athens Boonesboro Rd. (a portion of). (IVCP Athens South LLC; Council District 12).

An Ordinance amending certain of the Budgets of the Lexington Fayette Urban County Government to reflect current requirements for municipal expenditures, and appropriating and re-appropriating funds, FY 2023 Schedule No. 31.

An Ordinance amending Article XLV of the Code of Ordinances to create the Neighborhood Investment Fund, and authorizing the Affordable Housing Governing Board, in collaboration with the Office of Affordable Housing, to manage that fund, and any other funds the Council allocates to affordable housing.

An Ordinance amending the Unclassified Civil Service authorized strength by creating one (1) unclassified position of Community Reentry Advocate, Grade 517N, for a term of one (1) year ending March 31, 2024 with the potential of a twenty four (24) month extension renewal, in the Dept. of Social Services, effective the first payroll Monday following passage of Council.

An Ordinance amending Section 21-33(a) of the Code of Ordinances to increase the vacation leave balance carry forward for Classified Civil Service employees to three hundred and thirty six (336) hours; amending Section 21-33(e) to provide that, upon separation of service, Classified Civil Service employees shall be entitled to receive payment for accumulated vacation leave at their then current pay rate computed on an hourly basis, capped in an amount not to exceed three hundred thirty six (336) hours of accumulated leave; amending Section 21-33(h) to provide that an employee granted a vacation leave carryover extension who separates from service shall be paid for not more than three hundred and thirty six (336) hours of accumulated vacation leave; and

amending Ordinance No. 104-2021 relating to the vacation leave carryover extension to provide that employees shall not carry forward more than three hundred and thirty six (336) hours of vacation leave after December 31, 2023 or the end of the first payroll period in which December 31, 2023 falls and to further provide that employees who separate from service prior to December 31, 2023 shall be paid for all accumulated vacation leave.

* * *

A Resolution rescinding Resolution No. 398-2022 and in its place resolving to authorize the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Hope Center, Inc., allocating \$2,000,000 of Federal Grant funds awarded pursuant to the American Rescue Plan Act of 2021 (ARPA) for the construction of a Transitional Housing addition, and authorizing the Mayor to execute any other necessary Agreements or Amendments related to the use of these funds received second reading.

Upon motion by Mr. Ellinger, and seconded by Ms. Gray, the resolution was approved by the following vote:

Aye: Sheehan, Worley, Wu, F. Brown, J. -----15
Brown, Ellinger, Elliott Baxter, Fogle,
Gray, LeGris, Lynch, Monarrez, Plomin,
Reynolds, Sevigny

Nay: -----0

Ms. Fogle asked if Mr. Rufus Friday, Executive Director of the Hope Center, could approach the podium to answer questions she had about the resolution and alleviate concerns she had before she voted on the matter. Ms. Fogle asked if the additional transitional housing would be exclusive to veterans and residents of Fayette County.

Mr. Friday responded that it would, but explained that it would be upon the resident to share that information. He reiterated that the shelter was intended to house veterans and residents of Fayette County.

Ms. Fogle stated that she would support the motion, but had reservations. She said she hoped that Mr. Friday and the Hope Center would be open to working with her as she had relevant experience and wanted to ensure that Fayette County residents are provided with the services that the Hope Center Offers.

Mr. Friday said that he would be happy to have Ms. Fogle come to the Hope Center to speak to directors who could provide more information about Hope Center policies.

* * *

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class A (Neighborhood) Incentive Grant to Friends of Wolf Run, Inc., for a Stormwater Quality Project, at a cost not to exceed \$65,520 received second reading.

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

Aye:	Sheehan, Worley, Wu, F. Brown, J. Brown, Ellinger, Elliott Baxter, Fogle, Gray, LeGris, Lynch, Monarrez, Plomin, Reynolds,	-----14
Nay:		-----0
Recuse:	Sevigny	----- 1

* * *

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

Aye: Sheehan, Worley, Wu, F. Brown, J. -----15
Brown, Ellinger, Elliott Baxter, Fogle,
Gray, LeGris, Lynch, Monarrez, Plomin,
Reynolds, Sevigny

Nay: -----0

A Resolution accepting the bid of C3 Mechanical, LLC, in the amount of \$73,850, for HVAC York Fan Boxes, for the Div. of Community Corrections, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with C3 Mechanical, LLC, related to the bid.

A Resolution accepting the bid of Haire Construction, LLC, in the amount of \$48,500, for Gainesway Park Drainage Improvements, for the Div. of Parks & Recreation, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Haire Construction, LLC, related to the bid.

A Resolution ratifying the Permanent Classified Civil Service Appointments of: Martha Cromwell, Staff Assistant Sr., Grade 511N, \$18.065 hourly in the Div. of Revenue, effective February 1, 2023, Andrew Shuck, Safety and Loss Control Specialist, Grade 520E, \$2,456.16 biweekly in the Div. of Human Resources, effective March 1, 2023, Carlos Ross, Managing Attorney, Grade 534E, \$4,448.96 biweekly in the Dept. of Law, effective February 8, 2023, Ashley Spicer, Telecommunicator Sr., Grade 519N, \$24.569 hourly in the Div. of Enhanced 911, effective November 9, 2022, Kellie Etheridge, Telecommunicator, Grade 517N, \$22.866 hourly in the Div. of Enhanced 911, effective February 1, 2023, Barnetta Jennings, Telecommunicator, Grade 517N, \$22.256 hourly in the Div. of Enhanced 911, effective December 6, 2022, Rebecca Longo,

Telecommunicator, Grade 517N, \$22.859 hourly in the Div. of Enhanced 911, effective February 8, 2023, Heather Puckett, Telecommunicator, Grade 517N, \$22.256 hourly in the Div. of Enhanced 911, effective December 6, 2022, Taylor Grayson, Public Service Supervisor, Grade 516N, \$22.411 hourly in the Div. of Parks and Recreation, effective February 1, 2023, Sean McStay, Public Service Worker Sr., Grade 510N, \$16.615 hourly in the Div. of Parks and Recreation, effective January 18, 2023, Grant Long, Grants Administrative Aide, Grade 518N, \$23.374 hourly in the Div. of Grants and Special Programs, effective December 1, 2022.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Lease Agreement for residential park property with the following individual for the listed property in consideration of the sum stated in annual rent: Brian Huddle for 3561 Shamrock Lane, \$6,600.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement with Children's Advocacy Center of the Bluegrass for forensic interviews and extended hours of operation, at a cost not to exceed \$50,000.

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 of Fire personnel in college courses, at a cost not to exceed \$100,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a donation from American Heart Association of Adult Anytime

CPR kits, for use at the Community Paramedicine Program, at no cost to the Urban County Government.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class B (Education) Incentive Grant to Providence Montessori School, Inc., for a Stormwater Quality Project, at a cost not to exceed \$7,150.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class B (Education) Incentive Grant to Bluegrass Greensource, Inc., for a Stormwater Quality Project, at a cost not to exceed \$40,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class A (Neighborhood) Incentive Grant to Walnut Hill Club at Chilesburg Owners Association, Inc., for a Stormwater Quality Project, at a cost not to exceed \$79,500.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class A (Neighborhood) Incentive Grant to Friends of the Parks in Fayette County, Inc., for a Stormwater Quality Project, at a cost not to exceed \$38,475.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with Federal Emergency Management Agency, for use of the Integrated Public Alert and Warning System.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Supplemental Agreement No. 7 and a Modified Sunset Agreement with the Ky. Transportation Cabinet and the Lexington Community Land Trust, for the Newtown Pike Extension Project.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class A (Neighborhood) Incentive Grant to Cardinal Valley Neighborhood Association, Inc., for a Stormwater Quality Project, at a cost not to exceed \$3,412.60.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Lexington and Fayette County Parking Authority to increase the parking rates paid for Urban County Government employees parking in the garages owned by the authority beginning on July 1, 2023.

* * *

Upon motion by Ms. Reynolds, seconded by Ms. LeGris, and approved by unanimous vote, a Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement (awarded pursuant to RFP No. 5-2023) with Mahan Multimedia LLC, for a city-wide Domestic Violence Prevention Campaign, at a cost not to exceed \$220,000 received first reading.

Upon motion by Ms. Reynolds, seconded by Mr. Ellinger, and approved by majority vote (Mr. F. Brown voted no), the rules were suspended and the resolution received second reading.

Upon motion by Mr. Ellinger, and seconded by Ms. Gray, the resolution was approved by the following vote:

Aye: Sheehan, Worley, Wu, F. Brown, J. -----15
Brown, Ellinger, Elliot Baxter, Fogle, Gray,
LeGris, Lynch, Monarrez, Plomin,
Reynolds, Sevigny

Nay: -----0

* * *

Upon motion by Ms. Plomin, seconded by Ms. Elliott Baxter, and approved by unanimous vote, a Resolution expressing the support of the Urban County Council for the site design, infrastructure improvements, and site preparation of the Legacy Business Park Project, and for a request to obtain up to \$14 million in Federal Community Projects funding, with assistance from the Office of United States Representative Andy Barr; and authorizing and directing the Mayor or her designee to submit any necessary forms or documents related to such request received first reading.

Upon motion by Ms. Plomin, seconded by Ms. Sheehan, and approved by majority vote (Mr. F. Brown voted no), the rules were suspended and the resolution received second reading.

Upon motion by Mr. Ellinger, and seconded by Ms. Gray, the resolution was approved by the following vote:

Aye: Sheehan, Worley, Wu, F. Brown, J. -----15
Brown, Ellinger, Elliott Baxter, Fogle,
Gray, LeGris, Lynch, Monarrez, Plomin,
Reynolds, Sevigny

Nay: -----0

*

*

*

A Resolution approving, pursuant to KRS 62.055 and Section 22 55.1 of the Code of Ordinances, the bond with surety of Susan Lamb, County Clerk (\$400,000), and directing the Div. of Human Resources to record the bond with surety, along with a certified copy of this Resolution, in the Office of the Fayette County Clerk received first reading.

Upon motion by Ms. Elliott Baxter, seconded by Vice Mayor Wu, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

Upon motion by Mr. Ellinger, and seconded by Ms. Gray, the resolution was approved by the following vote:

Aye: Sheehan, Worley, Wu, F. Brown, J. -----15
Brown, Ellinger, Elliott Baxter, Fogle,
Gray, LeGris, Lynch, Monarrez, Plomin,
Reynolds, Sevigny

Nay: -----0

*

*

*

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Supplemental Agreement No. 2 with the Ky. Transportation Cabinet, for the acceptance of Federal funds in the amount of \$408,000, for the construction phase of Mt. Tabor Rd. Multimodal Improvements Project, as funded under the Surface Transportation (SLX) Program for capital improvements projects, the acceptance of which obligates the Urban County Government for the expenditure of \$102,000 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget received first reading.

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

Upon motion by Mr. Ellinger, and seconded by Ms. Gray, the resolution was approved by the following vote:

Aye: Sheehan, Worley, Wu, F. Brown, J. -----15
Brown, Ellinger, Elliott Baxter, Fogle,
Gray, LeGris, Lynch, Monarrez, Plomin,
Reynolds, Sevigny

Nay: -----0

*

*

*

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Consultant Services Agreement (awarded pursuant to RFP No. 01-2023), with Patrick D. Murphy Co., Inc., for professional design services for the Government Center Annex and Police Headquarters Roof Replacement Project, for the Dept. of General Services, at a cost not to exceed \$60,000 received first reading.

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

Upon motion by Mr. Ellinger, and seconded by Ms. Gray, the resolution was approved by the following vote:

Aye: Sheehan, Worley, Wu, F. Brown, J. -----15
Brown, Ellinger, Elliott Baxter, Fogle,
Gray, LeGris, Lynch, Monarrez, Plomin,
Reynolds, Sevigny

Nay: -----0

*

*

*

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Supplemental Agreement No. 4 with the Ky. Transportation Cabinet, for the acceptance of Federal funds in the amount of \$740,000, for the construction phase of the Wilson Downing Rd. Sidewalk Project, as funded under the Congestion Mitigation and Air Quality (CMAQ) Program, the acceptance of which obligates the Urban County Government for the expenditure of \$185,000 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget received first reading.

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

Upon motion by Mr. Ellinger, and seconded by Ms. Gray, the resolution was approved by the following vote:

Aye: Sheehan, Worley, Wu, F. Brown, J. -----15
Brown, Ellinger, Elliott Baxter, Fogle,
Gray, LeGris, Lynch, Monarrez, Plomin,
Reynolds, Sevigny

Nay: -----0

*

*

*

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Agreement Amendment with Educational Media Foundation, for radio tower lease, at a cost not to exceed \$21,920.16 received first reading.

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

Upon motion by Mr. Ellinger, and seconded by Ms. Gray, the resolution was approved by the following vote:

Aye: Sheehan, Worley, Wu, F. Brown, J. -----15
Brown, Ellinger, Elliott Baxter, Fogle,
Gray, LeGris, Lynch, Monarrez, Plomin,
Reynolds, Sevigny

Nay: -----0

*

*

*

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Agreements related to Neighborhood Development Funds with Lex Project Prom Inc (\$1,100); Georgetown Street Area Neighborhood Association, Inc. (\$250); Open Door House Ministries, Inc. (\$250); and Sisters Rd. to Freedom, Inc. (\$400)

for the Office of the Urban County Council, at a cost not to exceed the sums stated received first reading.

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

Upon motion by Mr. Ellinger, and seconded by Ms. Gray, the resolution was approved by the following vote:

Aye: Sheehan, Worley, Wu, F. Brown, J. -----15
Brown, Ellinger, Elliott Baxter, Fogle,
Gray, LeGris, Lynch, Monarrez, Plomin,
Reynolds, Sevigny

Nay: -----0

*

*

*

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Strand Associates, Inc., for design of the salt dome and associated facilities at 1791 Old Frankfort Pike, at a cost not to exceed \$196,780 received first reading.

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

Upon motion by Mr. Ellinger, and seconded by Ms. Gray, the resolution was approved by the following vote:

Aye: Sheehan, Worley, Wu, F. Brown, J. -----15
Brown, Ellinger, Elliott Baxter, Fogle,
Gray, LeGris, Lynch, Monarrez, Plomin,
Reynolds, Sevigny

Nay: -----0

*

*

*

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Amendment to an Agreement with Community Action Council for Lexington Fayette, Bourbon, Harrison and Nicholas Counties, Inc., for administration of ONE Lexington’s Gun Violence Prevention Grant Programming, in order to increase the total Contract cost by \$55,500, and extend the Agreement to December 31, 2023, with automatic renewal for one (1) year received first reading.

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

Upon motion by Mr. Ellinger, and seconded by Ms. Gray, the resolution was approved by the following vote:

Aye: Sheehan, Worley, Wu, F. Brown, J. -----15
 Brown, Ellinger, Elliott Baxter, Fogle,
 Gray, LeGris, Lynch, Monarrez, Plomin,
 Reynolds, Sevigny

Nay: -----0

*

*

*

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with Town Branch Park, Inc. and Lexington Center Corporation, to memorialize the responsibilities of each party as it relates to roadway and pedestrian improvements to Town Branch Park, at no cost to the Urban County Government received first reading.

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

Upon motion by Mr. Ellinger, and seconded by Ms. Gray, the resolution was approved by the following vote:

Aye: Sheehan, Worley, Wu, F. Brown, J. -----15
Brown, Ellinger, Elliott Baxter, Fogle,
Gray, LeGris, Lynch, Monarrez, Plomin,
Reynolds, Sevigny

Nay: -----0

*

*

*

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with iconectiv, LLC, for access to phone numbers database, at a cost not to exceed \$6,000 received first reading.

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

Upon motion by Mr. Ellinger, and seconded by Ms. Gray, the resolution was approved by the following vote:

Aye: Sheehan, Worley, Wu, F. Brown, J. -----15
Brown, Ellinger, Elliott Baxter, Fogle,
Gray, LeGris, Lynch, Monarrez, Plomin,
Reynolds, Sevigny

Nay: -----0

*

*

*

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Agreements related to Neighborhood Development Funds with Ky. Lions Eye Foundation, Inc. (\$1,450); 16th District PTA Inc. c/o Hayes Middle School (\$350); Allegro Dance Project, Inc. (\$1,950); Sisters & Supporters Working Against Gun

Violence Inc. (\$1,350); and On the Move Art Studio (\$1,575), for the Office of the Urban County Council, at a cost not to exceed the sums stated received first reading.

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

Upon motion by Mr. Ellinger, and seconded by Ms. Gray, the resolution was approved by the following vote:

Aye: Sheehan, Worley, Wu, F. Brown, J. -----15
Brown, Ellinger, Elliott Baxter, Fogle,
Gray, LeGris, Lynch, Monarrez, Plomin,
Reynolds, Sevigny

Nay: -----0

*

*

*

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Letter of Engagement to retain the professional services of Dean Dorton Allen Ford, PLLC (awarded pursuant to RFP No. 3-2023), to conduct an audit of utility franchise fee revenues received from Ky. Utilities Co., Columbia Gas of Ky., Inc., and Bluegrass Energy Cooperative Corporation, and to enter into a Letter of Engagement related to the services at a cost not to exceed \$47,000 (FY2023); and authorizing the Mayor or her designee to enter into any related Agreements received first reading.

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

Upon motion by Mr. Ellinger, and seconded by Ms. Gray, the resolution was approved by the following vote:

Aye: Sheehan, Worley, Wu, F. Brown, J. -----15
Brown, Ellinger, Elliott Baxter, Fogle,
Gray, LeGris, Lynch, Monarrez, Plomin,
Reynolds, Sevigny

Nay: -----0

*

*

*

The following resolutions received first reading and were ordered to be placed on file for public inspection until March 23, 2023:

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class B (Education) Incentive Grant to Fayette County Public Schools Education Foundation Corporation, for a Stormwater Quality Project, at a cost not to exceed \$6,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class B (Infrastructure) Incentive Grant to first United Methodist Church of Lexington, Ky., Inc., for Stormwater Quality Projects, at a cost not to exceed \$359,814.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept in kind donation of books from the International Book Project for use the William Wells Brown, Dunbar, Castlewood, Kenwick, and Tates Creek Community Centers.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Revised Drainage Easement and Agreement for 4196 Weber Way with Atkins Homes LLC, for a drainage easement.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Partial Release of Easement, releasing a portion a drainage and sanitary sewer easement on the property located at 121 Sand Lake Dr.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a class A (Neighborhood) Incentive Grant to Neighbors United for South Elkhorn Creek, Inc., for a Stormwater Quality Project, at a cost not to exceed \$120,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class B (Infrastructure) Incentive Grant to LCP Holdings, LLC, for a Stormwater Quality Project, at a cost not to exceed \$20,000.

A Resolution authorizing the Div. of Fire and Emergency Services to purchase stretchers from Stryker Emergency Care, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Stryker Emergency Care, related to the procurement, at a cost not to exceed \$168,038.37.

A Resolution authorizing the Div. of Fire and Emergency Services to purchase inventory tracking software from Station Automation, Inc. (dba PSTrax), a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Station Automation, Inc. (dba PSTrax), related to the procurement, at a cost not to exceed \$36,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept an additional award of \$112,647.91 in Federal funds under the American Rescue Plan Act (ARPA), from the Ky. Cabinet for Health and Family Services,

Dept. for Community Based Services, in order to support child care expenses in the Extended School Program in the Div. of Parks and Recreation, 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 Amendment No. 1 to the Agreement with Strand Associates, Inc., for the East Lexington Trail Connectivity and Traffic Safety Study, to extend the performance period through June 30, 2023.

A Resolution authorizing the Div. of Fire and Emergency Services to purchase Lucas devices from Stryker, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Stryker, related to the procurement, at a cost not to exceed \$82,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 2 to the Agreement with Lagco, Inc. for construction of the Meadows/Northland/Arlington Public Improvements Project, Phase 6B1 and 6B2, increasing the Contract price by \$147,110.64, raising the total price to \$2,772,879.64.

A Resolution approving, pursuant to Section 22-55.1 the Code of Ordinances, the bond with surety of Andrea Welker, First District Constable (\$25,000); Jim McKenzie, Second District Constable (\$25,000); Edward Sparks, Third District Constable (\$25,000); Derek Talbert, Deputy Constable (\$10,000); Robert Berberich, Deputy Constable (\$10,000); James Smith, Deputy Constable (\$10,000); Matthew Hedges, Deputy Constable (\$10,000); and Dean Roberts, Deputy Constable (\$10,000); directing the Div. of Human Resources to record the bond with surety, along with a certified copy of this

Resolution, in the Office of the Fayette County Clerk; and to provide payment to those officials seeking reimbursement for the cost of their bonds, in an amount not to exceed \$352.65, collectively.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class B (Infrastructure) Incentive Grant to Centenary United Methodist Church, Inc., for Stormwater Quality Projects, at a cost not to exceed \$302,672.

A Resolution authorizing the Urban County Government to participate in the Kentucky Utilities (KU) Solar Share Program by purchasing twenty-four (24) solar capacity shares, at a cost not to exceed \$19,176.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept in kind donation of laptops from the United Health Care for the William Wells Brown Community Center.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Professional Services Agreement (awarded pursuant to RFP No. 69-2022) with Solar Energy Solutions, LLC, for installation of a roof mounted solar photovoltaic system at Fire Station #9, at a cost not to exceed \$29,784.21.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Supplemental Agreement No. 2 with the Ky. Transportation Cabinet, for the acceptance of Federal funds in the amount of \$141,093.00, for the construction phase of the Squires Rd. Sidewalk Project, as funded under the Congestion Mitigation and Air Quality (CMAQ) Program, the acceptance of which obligates the Urban County

Government for the expenditure of \$35,273.25 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget.

A Resolution rescinding the Council's prior determination to preliminarily award \$6,000,000 in Federal funds (American Rescue Plan Act of 2021) to the Salvation Army (\$2,000,000) and the Lexington Farmer's Market (\$4,000,000), and allocating \$1,000,000 of these funds to the Black & Williams Community Center Gymnasium Building Improvements Project, \$2,000,000 to the Office of Affordable Housing for affordable housing projects, \$1,000,000 to Phoenix Park Reimagined, and \$2,000,000 to the Community Land Trust for a proposed community center, and further authorizing the Mayor or her designee to take any additional necessary action related to these matters.

A Resolution accepting the bid of Vogelpohl Fire Equipment, Inc., establishing a price contract for Self Contained Breathing Apparatus, for the Div. of Fire and Emergency Services.

A Resolution accepting the bid of brown general Contractors LLC, in the amount of \$399,970, for Waste Transfer Station Repairs, for the Dept. of Environmental Quality & Public Works, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Brown General Contractors LLC, related to the bid.

A Resolution accepting the bid of NAC Heavy Highway, Inc., in the amount of \$213,482, for the Jacks Creek Pike Improvement Project, for the Div. of Engineering, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with NAC Heavy Highway, Inc., related to the bid.

A Resolution accepting the bid of Unite Private Networks, LLC, in accordance with the provisions of Ordinance No. 69-2016, creating and offering for sale a franchise for the

operation of a non-exclusive telecommunications (or related non-cable) system in Fayette County, and authorizing the Mayor, on behalf of the Urban County Government, to execute a Franchise Agreement with Unite Private Networks, LLC, incorporating the terms and conditions of Ordinance No. 69-2016.

A Resolution ratifying the Permanent Classified Civil Service Appointments of: Kayse McMillian, Customer Service Specialist, Grade 511N, \$17.038 hourly in the Div. of LexCall, effective March 1, 2023, Christopher Stone, Staff Assistant Sr., Grade 511N, \$17.229 hourly in the Div. of Revenue, effective March 12, 2023, Madeline Shubirg, Laboratory Technician, Grade 516N, \$21.756 hourly in the Div. of Water Quality, effective February 22, 2023, Troy Ballard, Staff Assistant, Grade 509N, \$17.000 hourly in the Div. of Engineering, effective March 6, 2023, Alfred Wingate, Public Service Supervisor, Grade 516N, \$22.763 hourly in the Div. of Parks and Recreation, effective February 15, 2023; and ratifying the Permanent Sworn Appointments of: John Bardin, Police Lieutenant, Grade 317E, \$4,194.21 biweekly in the Div. of Police, effective January 18, 2023, Ronald Willis, Police Sergeant, Grade 315N, \$40.490 hourly in the Div. of Police, effective February 1, 2023.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Release of Easement, releasing a portion of a utility easement on the property located at 3509 Harper Woods Lane.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class B (Infrastructure) Incentive Grant to Huber Real Estate No. 1, LLC, for Stormwater Quality Projects, at a cost not to exceed \$180,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Site Specific Agreement with the Jessamine South Elkhorn Water District and Cassity Family, LLC, to provide sanitary sewer conveyance and treatment capacity to the Turner Trace property in Jessamine County.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement with the University of Ky., on behalf of its Community Innovation Lab, to evaluate the ONE Lexington Strategic Plan, at a cost not to exceed \$26,000.

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 from owners of record, for property interests needed for the Barnard Dr. Stormwater Improvements Project, at a cost not to exceed \$3,000.

A Resolution authorizing and directing the Mayor, or her designee, on behalf of the Urban County Government, to approve and execute all Commitment Letters, Loan Agreements, Mortgages, Promissory Notes, Deed Restrictions, Releases, and any other documents related to the disbursement of Neighborhood Investment Funds, established in Chapter 2, Article XLV of the Code of Ordinances.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class B (Infrastructure) Incentive Grant to Windswept Ventures, LLC, for Stormwater Quality Projects, at a cost not to exceed \$316,564.80.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit various Grant Applications to the Ky. Transportation

Cabinet, to provide any additional information requested in connection with these Grant Applications, and to accept these Grants if these Grants are awarded, which Grant funds are in the amount of \$965,515 ((\$452,000 - FHWA Planning), (\$72,600 - Federal Transit Administration Section 5303), (\$440,915 - Surface Transportation Block Grant (SLX)) in Federal funds and \$28,250 in Commonwealth of Ky. funds, for FY 2024 Transportation Planning Activities under the Unified Planning Work Program (UPWP), the acceptance of which obligates the Urban County Government to the expenditure of \$213,129 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 and submit a Grant Application to the Ky. Energy and Environment Cabinet, Dept. of Environmental Protection, 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 \$102,000 in Commonwealth of Ky. funds, for the Dept. of Environmental Quality And Public Works Div. of Waste Management, to support a one day household hazardous waste recycling event, the acceptance of which obligates the Urban County Government to the expenditure of \$25,500 as a local match, and authorizing the Mayor to transfer encumbered funds within the Grant Budget.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class A (Neighborhood) Incentive Grant to Waterford II Homeowners Association, Inc., for a Stormwater Quality Project, at a cost not to exceed \$40,000.

A Resolution amending Resolution No. 42-2022 to increase the cost of easement acquisition (and other property rights necessary) for the Wolf Run Main Trunk F Sanitary Sewer Project, a Remedial Measures Project required by the Consent Decree, from \$27,714 to \$134,614.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. Four (4) to the Agreement with Pace Contracting for the Splash! at Charles Young Park Construction Project, increasing the Contract price by \$28,297.75 and raising the total Contract price to \$1,508,345.90, and extending the completion deadline to July 3, 2023.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Office of Homeland Security for acceptance of a Grant in the amount of \$52,700 Federal funds, under the FY 2022 State Homeland Security Grant Program, for the Div. of Fire and Emergency Services, in order to purchase approved FEMA courses, 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 initiating for Planning Commission review and recommendation Zoning Ordinance Text Amendments to define Short Term Rental, Hosted Short Term Rental, and Un-Hosted Short Term Rental; to provide General Regulations for Short Term Rentals; to make Hosted Short Term Rentals an Accessory Use in Zones R-1A, R-1B, R-1C, R-1D, R-1E, R-1T, R-2, R-3, R-4, R-5, EAR-1, EAR-2, EAR-3, B-1, P-1, MU-1, MU-2, and MU-3; to make Hosted Short Term Rentals and Un-Hosted Short Term Rentals a principal use in zones B-2, B-2a, B-2b, B-4 (when part of an Adaptive Reuse Project,

Industrial Reuse Project or Entertainment Mixed Use Project), I-1 (when part of an Adaptive Reuse Project, Industrial Reuse Project or Entertainment Mixed Use Project), I-2 (when part of an Adaptive Reuse Project, Industrial Reuse Project or Entertainment Mixed Use Project), CC, B-6P, and MU-3; and to make Un-Hosted Short Term Rentals a Conditional Use in Zones R-1A, R-1B, R-1C, R-1D, R-1E, R -1T, R-2, R-3, R-4, R-5, EAR-1, EAR-2, EAR-3, B-1, P-1, MU-1, MU-2, and MU-3.

*

*

*

Upon motion by Vice Mayor Wu, seconded by Ms. Sheehan, the re-appointment of Cary Howard, to the Ethics Commission, with term expiring March 1, 2027 was approved by majority vote (Mr. Worley recused) and placed on the docket for approval with Communications from the Mayor.

Upon motion by Vice Mayor Wu, and seconded by Ms. Fogle, the Communications from the Mayor (Appointments) as amended were approved by unanimous vote and were as follows: (1) Recommending the appointment of Hannah LeGris, Councilmember, filling the unexpired term of Councilmember James Brown, to the Affordable Housing Governing Board, with term expiring December 31, 2026; (2) Recommending the reappointment of Hartley Feld, Licensed Nurse, to the Board of Health, with term expiring June 30, 2025; (3) Recommending the appointment of Jamye Wilkerson to the Dunbar Neighborhood Center Board, with term expiring March 1, 2027; (4) Recommending the appointment of Terona Cobble Johnson to the Homelessness Prevention and Intervention Board, with term expiring October 1, 2026, and the removal of Adrian Wallace for the reason of non-responsiveness; (5) Recommending the appointment of Carrington Walker, University/K 12 Representative, to the Lyric Theatre and Cultural Arts Center

Board of Directors, with term expiring December 8, 2026; and, (6) Recommending the appointment of Jill Farfan, Architect Design Professional, Craig Rushing, Architect Design Professional, filling the unexpired term of James Burris and Andrew Walls, Licensed Civil Engineer, the reappointment of Jim Clark, Arts Administration Professional, and the seat reassignment of Edd Mackey, Arts Administration Professional, to the Public Arts Commission, with terms expiring December 31, 2026, December 31, 2024, December 31, 2026, December 31, 2026, and December 31, 2023, respectively.

*

*

*

Upon motion by Mr. Sevigny, and seconded by Ms. Lynch, 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 Depts. or Divs. as to the specifications and amount set forth in the terms of the respective bids: (a) Div. of Waste Management - Vinyl Graphic Signs 167 2022 - Image360 Lexington dba Commercial Services, Inc.; (b) Div. of Waste Management - Open Top Containers 18 – 2023 - Wastequip Manufacturing Company, LLC and Stringfellow, Inc.; (c) Div. of Traffic Engineering - Aesthetic Crosswalk Treatments 20-2023 - Central Seal Company;(d) Div. of Fleet Services - Mini Dump Body with Snow Equipment 23-2023 - Meyer Truck Equipment; (e) Div. of Traffic Engineering - Flashing Pedestrian Beacon Remote Operation Equipment 24-2023 - Path Master, Inc.; (f) Div. of Parks & Recreation - Wood Fiber Safety Surface 12-2023 - Old Glory Resources, Inc.; (g) Div. of Environmental Services - Mowing for Environmental Services 2-2023 - Brownfields Development LLC, CCM Contractors LLC dba Casey's Custom Mowing, DT Property Maintenance, Happy's General Contracting, Holt's Lawn and Landscaping LLC, Lexington Landscape & Maintenance LLC, Wright's Home Improvement & Mowing LLC,

Bluegrass Lawn Care LLC, D & M Mowing Inc & Tree Contracting, Green Solutions Landcare, H & W Concrete LLC; (h) Div. of Code Enforcement – Nuisance Abatement Supplemental 11-2023 - RCI Property Management Inc and Wright’s Home Improvement & Mowing LLC; (i) Div. of Engineering - Construction Unit Price Contract 9-2023 - L & M Asphalt Partners LTD dba ATS Construction, Bluegrass Contracting Corporation, Advanced Mulching Technologies Inc. dba EcoGro, H & W Concrete LLC, Sensabaugh Design & Construction LLC, The Allen Company, Tom Chestnut Excavation & Construction LLC, Woodall Construction Company Inc.; and, (j) Div. of Facilities Management - Environmental Abatement Services 16-2023 - National Environmental Contracting Inc.

*

*

*

The following Communications from the Mayor were received for information only: (1) Probationary Classified Civil Service Appointment of Zachary Vogl, Budget Analyst, Grade 521N, \$30.770 hourly in the Div. of Budgeting, effective March 20, 2023; (2) Probationary Classified Civil Service Appointment of Christine Thomas, Revenue Manager, Grade 524E, \$2,778.08 biweekly in the Div. of Revenue, effective February 13, 2023; (3) Probationary Classified Civil Service Appointment of Rusty Kettenring, Technical Specialist, Grade 516N, \$23.504 hourly in the Div. of Computer Services, effective March 6, 2023; (4) Probationary Classified Civil Service Appointment of Clarence McCoy, Public Service Worker Sr., Grade 510N, \$17.488 hourly in the Div. of Streets and Roads, effective February 20, 2023; (5) Probationary Classified Civil Service Appointment of Avshalom Chayim, Security Officer, Grade 510N, \$16.005 hourly in the Dept. of Public Safety, effective March 13, 2023; (6) Probationary Classified Civil Service

Appointment of Leroy Thomas, Security Officer, Grade 510N, \$17.778 hourly in the Dept. of Public Safety, effective March 6, 2023; (7) Probationary Classified Civil Service Appointment of Melissa Lindsey, Child Care Program Aide, Grade 510N, \$16.754 hourly in the Div. of Family Services, effective March 20, 2023; (8) Probationary Classified Civil Service Appointment of Marianita Sanchez, Eligibility Counselor, Grade 514N, \$20.460 hourly in the Div. of Community & Resident Services, effective March 13, 2023; (9) Probationary Classified Civil Service Appointment of Hannah Crepps, Planner Sr., Grade 523N, \$30.865 hourly in the Div. of Planning, effective February 27, 2023; (10) Probationary Classified Civil Service Appointment of Boyd Sewe, Planner Sr., Grade 523N, \$31.731 hourly in the Div. of Planning, effective March 13, 2023; (11) Probationary Community Corrections Officer Appointment of Cheryl Kelley, Community Corrections Officer, Grade 110N, \$24.209 hourly in the Div. of Community Corrections, effective February 20, 2023; (12) Probationary Community Corrections Officer Appointment of Benjamin Cave, Community Corrections Officer, Grade 110N, \$24.209 hourly in the Div. of Community Corrections, effective March 6, 2023; (13) Probationary Community Corrections Officer Appointment of Robert Garrett, Community Corrections Officer, Grade 110N, \$24.209 hourly in the Div. of Community Corrections, effective March 6, 2023; (14) Probationary Community Corrections Officer Appointment of Jeramie Waak, Community Corrections Officer, Grade 110N, \$24.209 hourly in the Div. of Community Corrections, effective March 6, 2023; (15) Probationary Community Corrections Officer Appointment of Nancye Erwin, Community Corrections Officer, Grade 110N, \$24.209 hourly in the Div. of Community Corrections, effective March 6, 2023; (16) Probationary Community Corrections Officer Appointment of Aaron McIntosh, Community Corrections Officer,

Grade 110N, \$24.209 hourly in the Div. of Community Corrections, effective March 6, 2023; (17) Probationary Community Corrections Officer Appointment of Jamie Jones, Community Corrections Officer, Grade 110N, \$24.209 hourly in the Div. of Community Corrections, effective March 6, 2023; (18) Probationary Community Corrections Officer Appointment of Matthew Ballie, Community Corrections Officer, Grade 110N, \$24.209 hourly in the Div. of Community Corrections, effective March 6, 2023; (19) Probationary Community Corrections Officer Appointment of Dalton Harvey, Community Corrections Officer, Grade 110N, \$24.209 hourly in the Div. of Community Corrections, effective March 6, 2023; (20) Probationary Community Corrections Officer Appointment of Tina Berry, Community Corrections Officer, Grade 110N, \$24.209 hourly in the Div. of Community Corrections, effective March 6, 2023; (21) Probationary Community Corrections Officer Appointment of Truston Romans, Community Corrections Officer, Grade 110N, \$24.209 hourly in the Div. of Community Corrections, effective March 6, 2023; (22) Unclassified Civil Service Appointment of Zach Grounds, Public Works Apprentice, Grade 504N, \$15.659 hourly in the Div. of Streets and Roads, effective March 13, 2023; (23) Unclassified Civil Service Appointment of Patrick Philpot, Treatment Plant Operator Apprentice II, Grade 512N, \$19.584 hourly in the Div. of Water Quality, effective January 9, 2023; (24) Unclassified Civil Service Appointment of Grant Leonard, Security Officer P/T, Grade 510N, \$16.230 hourly in the Dept. of Public Safety, effective March 13, 2023; (25) Unclassified Civil Service Appointment of Eric Weathers, Educational Program Aide P/T, Grade 510N, \$16.544 hourly in the Div. of Youth Services, effective March 13, 2023; (26) Classified Civil Service Temporary Appointment of Shanreka Shackelford, Youth Advocacy Officer, Grade 523E, \$2,369.38 biweekly in the Dept. of Social Services,

effective March 13, 2023; (27) Unclassified Civil Service Appointment To The Office Of The Urban County Council of Tiffany Duncan, Aide to Council, Grade 518E, \$2,500.00 biweekly in the Office of the Urban County Council, effective February 27, 2023; (28) Resignation of Connie Rayford, Park Ambassador, in the Div. of Parks and Recreation, effective February 18, 2023; (29) Resignation of Dacoby Burnett, Resource Recovery Operator, in the Div. of Waste Management, effective February 3, 2023; (30) Resignation of Keri Allen, Administrative Specialist, Sr., in the Div. of Aging and Disability, effective February 9 ,2023; (31) Resignation of Sally Lambert Warfield, Staff Assistant, Sr., in the Div. of Water Quality, effective February 15, 2023; (32) Resignation of Kenneth Smith, Public Service Worker Sr., in the Div. of Water Quality, effective February 24, 2023; (33) Resignation of Patricia Slaughter, Service Dispatcher, in the Div. of Waste Management, effective February 10, 2023; (34) Resignation of Nicholas Blaida, Safety Officer, in the Div. of Police, effective February 4, 2023; (35) Resignation of Elodie Dickinson, Workforce Development Manager, in the Office of the Chief Development Officer, effective February 24, 2023; and, (36) Resignation of Tiffany Fosson, Police Officer, in the Div. of Police, effective February 9, 2023; (37) Resignation of Brandon Holbrook, Police Officer, in the Div. of Police, effective February 26, 2023; (38) Resignation of Willie Booker, Eligibility Counselor, in the Div. of Community & Resident Services, effective February 10, 2023; (39) Resignation of Joyce Rifenbark, Telecommunicator Sr., in the Div. of Enhanced 911, effective February 10, 2023; (40) Resignation of Clayton Brown, Aide to Council, in the Council Office, effective February 10, 2023; (41) Resignation of Joseph Crowe, Fire Recruit, in the Div. of Fire and Emergency Services, effective February 17, 2023; and,

(42) Resignation of Adam Bwesi Ntedika, Police Officer-Trainee, in the Div. of Police, effective February 1, 2023.

*

*

*

Chief Jason Wells, Div. of Fire and Emergency Services, presented a disciplinary action regarding Firefighter Colin Pinkston - 58668. An allegation has been made that Firefighter Colin Pinkston has committed the offense of Failing to Operate an Emergency Vehicle In a Safe Manner in violation of KRS 95.450 (inefficiency, misconduct, insubordination or violation of law or rule) and UDG 1.07 At-fault collisions in that on the 11th day of November, 2022, he/she allegedly failed to come to a complete stop and clean an intersection while on an emergency response, resulting in an at-fault collision.

The appropriate punishment for this conduct is written reprimand and a minimum of five (5) hours of remedial drivers training.

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

*

*

*

Ms. Sheehan stated that her opinions were her own and introduced Ms. Uma Jewels who performed a lip sync to "We Are Family" by Sister Sledge.

Ms. Sheehan spoke about the importance of chosen family in the LGBTQIA+ community. She also honored Ms. Rebecca Blankenship, the first openly transgender person elected to public office in Kentucky. She also honored Ms. Tuesday Meadows, a longtime advocate for the Trans and non-binary people in Fayette County.

Ms. Sheehan thanked everyone who had come together to support the LGBTQIA+ community that night.

* * *

Mr. F. Brown left at 7:20 p.m.

* * *

Vice Mayor Wu thanked everyone who had come to give Public Comment and addressed anti-LGBTQIA+ bills in the Kentucky State legislature. He stated that the championing of LGBTQIA+ rights was personal to his family, but that there was no need to have a queer family member in order to care about the community. He read a statement signed by a majority of Council Members affirming the LGBTQIA+ citizens of Lexington-Fayette County and detailed the history of LGBTQIA+ history of the area.

* * *

Ms. LeGris thanked everyone who was to stand up against legislation that hurt the LGBTQIA+ community. She stated that she was happy to sign the statement that Vice Mayor Wu had shared and expressed her delight in the Ms. Jewels' performance. She spoke of the Council's duty to represent all members of the community and she reiterated that the LGBTQIA+ was supported and that there were allies in LFUCG.

* * *

Ms. Elliott Baxter requested that changes be made to the eligibility criteria for the City's assistance programs in the Div. of Community and Resident Services to better align the programs with one another as well as expand and modernize the criteria in order to meet community needs.

She motioned that a presentation about proposed program adjustments within the Div. of Community and Resident Services be placed on the March 21, 2023 Work Session

agenda. Ms. Reynolds seconded the motion and it was approved by majority vote (Mr. F. Brown was absent).

* * *

Ms. Gray shared her belief that all citizens should be safe, free from harm wherever they are and said she felt blessed to work with so many people who shared that belief with her. She remembered her former students who identified as LGBTQIA+ and said she would fight for them.

Ms. Gray also announced that there would be a 6th District meeting on March 13, 2023 from 6:00 p.m. to 7:30 p.m. at Mary Todd Elementary School and shared a brief overview of the agenda.

* * *

Ms. Reynolds thanked everyone for coming to the Council meeting and stated that there are people in the Lexington-Fayette Urban County Government who are fighting for the rights of LGBTQIA+ Lexingtonians and Kentuckians. She thanked Ms. Sheehan and Vice Mayor Wu for preparing the statement of affirmation to the LGBTQIA+ rights.

Ms. Reynolds reminded the public that this weekend was the beginning of the NCAA Sweet 16 basketball tournament for girls' basketball in Rupp Arena and that the following weekend, Rupp Arena would also host NCAA Sweet 16 basketball tournament for boys' basketball.

Ms. Reynolds announced that that there would be a St. Patrick's Day Parade at 1:00 p.m. starting in Henry A. Tandy Centennial Park on March 11,2023, kicking off a weekend of Irish festivities with an Irish Festival to be held after the parade in Henry A. Tandy Centennial Park.

*

*

*

Ms. Fogle thanked the public for showing up to the Council Meeting. She also thanked the Lexington LGBTIQIA+ community for their strength.

Ms. Fogle announced the upcoming 1st District Advisory Board meeting which would be held on March 15, 2023 at 6:30 p.m. in the Lexington Government Center 5th Floor Conference Room

Ms. Fogle stated that she would like to recognize important Lexington women throughout the month of March in honor of Women's History Month. She began by recognizing Chief Administrative Officer, Sally Hamilton, and detailed Ms. Hamilton's career history, including her 11 years as CAO of the Lexington Fayette Urban County Government.

*

*

*

Mr. Sevigny thanked the public for coming to the Council Meeting to voice their concerns about the anti-LGBTQIA+ legislation in the Kentucky state legislation and being true to their authentic selves.

*

*

*

Mayor Gorton thanked the public for coming to the Council Meeting. She remarked that she knew there was a lot of fear, angst, and uncertainty right now for Kentucky's LGBTIQIA+ community, but she shared that in 1996, she voted for the Fairness Ordinance because she believes in respect for all people.

*

*

*

Ms. Reynolds left at 7:40 p.m.

*

*

*

Ms. Jewels, 8th District, spoke in opposition to the anti-LGBTQIA+ legislation that is currently under debate at the Kentucky State Legislature. She spoke of the history of drag, its importance in Lexington and throughout the United States, and the charitable work that drag performers were often involved in.

* * *

Jason Shubert, 5th District, a representative of the organization Lex Have Pride shared a list of five demands that the organization would like to have the Lexington City Urban County Council and Mayor Gorton commit to: (1) Publically Condemn Anti-LGBT Legislation, and Stand Up for Trans Kids, (2) Do Not Discriminate Against Transgender Individuals in Health Care, (3) Fund and Develop Response to LGBT Youth Housing Insecurity, (4) Expand Minority Business Criteria for Vendors to include LBGT-Run Businesses and Permit Permanent Residents to Benefit, and (5) Automatic Reporting of Demographic Data Across all Boards & Commissions for Minority Groups.

* * *

Rebecca Blankenship, Berea, KY, shared her story of coming out 7 years prior. She spoke in opposition to the anti-LGBTQIA+ legislation that is currently under debate at the Kentucky State Legislature. She thanked Mayor Gorton for voting for the Fairness Act as it had affected her life.

* * *

Adriana Fuentes spoke in opposition to the anti-LGBTQIA+ legislation that is currently under debate at the Kentucky State Legislature.

* * *

Kurt, Gohde, 11th District, spoke in opposition to the anti-LGBTQIA+ legislation that is currently under debate at the Kentucky State Legislature.

* * *

Wanda McCants, 1st District, spoke in opposition to the anti-LGBTQIA+ legislation that is currently under debate at the Kentucky State Legislature.

* * *

Kyle May, 12th District, spoke in opposition to the anti-LGBTQIA+ legislation that is currently under debate at the Kentucky State Legislature.

* * *

Joanne Brown, spoke in opposition to the anti-LGBTQIA+ legislation that is currently under debate at the Kentucky State Legislature.

* * *

Mark Johnson, 1st District, spoke in opposition to the anti-LGBTQIA+ legislation that is currently under debate at the Kentucky State Legislature.

* * *

Taylor Steele, 12th District, spoke in opposition to the anti-LGBTQIA+ legislation that is currently under debate at the Kentucky State Legislature.

* * *

Dottie Bean, 8th District, share concerns about the recent power outages and the public's ability to report outages.

* * *

Brittanie Price, 11th District, spoke in opposition to the anti-LGBTQIA+ legislation that is currently under debate at the Kentucky State Legislature.

* * *

Emma Curtis, 4th District, spoke in opposition to the anti-LGBTQIA+ legislation that is currently under debate at the Kentucky State Legislature.

* * *

Tom Baker, 11th District, spoke in opposition to the anti-LGBTQIA+ legislation that is currently under debate at the Kentucky State Legislature.

* * *

Laurie Brock, spoke in opposition to the anti-LGBTQIA+ legislation that is currently under debate at the Kentucky State Legislature.

* * *

Gary Chidester, spoke in opposition to the anti-LGBTQIA+ legislation that is currently under debate at the Kentucky State Legislature.

* * *

Logan Rainey, spoke in opposition to the anti-LGBTQIA+ legislation that is currently under debate at the Kentucky State Legislature.

* * *

Usa Cox, 3rd District, spoke in opposition to the anti-LGBTQIA+ legislation that is currently under debate at the Kentucky State Legislature.

* * *

Olivia Yinger, 4th District, spoke in opposition to the anti-LGBTQIA+ legislation that is currently under debate at the Kentucky State Legislature.

* * *

Saturn Star-Shooter, 5th District, spoke in opposition to the anti-LGBTQIA+ legislation that is currently under debate at the Kentucky State Legislature.

*

*

*

Upon motion by Ms. Fogle, seconded by Ms. Plomin, and approved by majority vote (Mr. F. Brown and Ms. Reynolds were absent), the meeting adjourned at 8:34 p.m.

Deputy Clerk of the Urban County Council