

Lexington-Fayette Urban County Government

200 E. Main St
Lexington, KY 40507



Minutes

Thursday, December 2, 2021

6:00 PM

Council Chambers

Urban County Council

I. Roll Call

- Present** 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger II; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin
- Absent** 1 - Whitney Baxter

II. Invocation

III. Minutes of the Previous Meetings

A motion was made by Council Member Chuck Ellinger II, seconded by Council Member Steve Kay, that this Minutes be Approved. The motion PASSED by unanimous vote.

IV. Presentations

Received and Filed

Received and Filed

Recognition: Rachel Childress

V. Ordinances – Second Reading

1.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for municipal expenditures, and appropriating and re-appropriating funds, FY 2022 Schedule No. 22. [Div. of Budgeting, Lueker]

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

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

2.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government for Premium Pay for eligible Sheriff’s staff in the amount of \$375,000 out of American Rescue Plan Act funds as approved at Work Session November 18, 2021, and appropriating and re-appropriating funds, Schedule No. 23. [Div. of Budgeting, Lueker]

A motion was made by Council Member Kay, seconded by Council Member

Ellinger, that this Ordinance be Approved. The motion PASSED by the following vote:

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

3.

An Ordinance of the Lexington-Fayette Urban County Government authorizing the issuance of its Various Purpose General Obligation Bonds, Series 2021A, in one or more subseries, in an aggregate principal amount of \$28,500,000 (which amount may be increased by an amount of up to ten percent (10%) or decreased by an unlimited amount); approving a form of Series 2021A Bonds; authorizing designated officers to execute and deliver the Series 2021A Bonds; authorizing and directing the filing of notice with the State Local Debt Officer; providing for the payment and security of the Series 2021A Bonds; creating a sinking fund; creating a Bond Payment Fund for the Series 2021A Bonds; authorizing acceptance of the bid(s) of the Bond Purchaser of the Series 2021A Bonds; and repealing inconsistent Ordinances. [Dept. of Finance, Hensley]

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

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

4.

An Ordinance creating Subsection 6-53(b)(6) of the Code of Ordinances relating to Pensions - other than Police and Firemen, specifically, pensions on retirement, to provide for an increase of four percent (4%) to each retiree's base annuity or the annuity paid to the retiree's widow or dependent children, effective January 1, 2022. [Office of the Council Clerk, Allan]

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

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

VI. Ordinances – First Reading

5. An Ordinance expanding and extending the Full Urban Services District #1 for the Urban County Government for the provision of street lighting, street cleaning, and garbage and refuse collection, to include the area defined as certain properties on the following streets: Angus Trail, Barleys Pass, Bobwhite Ct., Calendula Rd., Case Way, Clematis Way, Cosimo Way, Dawson Springs Way, Feathersound Way, Feliciano Lane, Forest Hill Dr., Foster Dr., Hailey Rose Way, Hollyhock Dr., Lorenzo Way, Peninsula Way, Piero Way, Sandersville Rd., Silver Springs Dr., Snowy Egret Way, Squires Cir., Sunny Landing Trail, Tanksley Way, and Windflower Way. [Dept. of Environmental Quality and Public Works, Albright]
Received First Reading to the Urban County Council due back on 12/7/2021

6. An Ordinance expanding and extending Partial Urban Services District #3 for the Urban County Government for the provision of garbage and refuse collection, to include the area defined as certain properties on the following street: Livingston Lane. [Dept. of Environmental Quality and Public Works, Albright]
Received First Reading to the Urban County Council due back on 12/7/2021

7. An Ordinance expanding and extending Partial Urban Services District #5 for the Urban County Government for the provision of street lighting and garbage and refuse collection, to include the area defined as certain properties on the following streets: Aberdeen Dr., Brigadoon Parkway, Brookview Dr., Greenbriar Rd., Jesselin Dr., Starling Dr., Wallace Ct., and Woodstock Cir. [Dept. of Environmental Quality and Public Works, Albright]
Received First Reading to the Urban County Council due back on 12/7/2021

8. An Ordinance changing the zone from an Interchange Service Business Zone (B-5P) zone to a Highway Service Business (B-3) zone, for 2.47 net (3.5 gross) acres, for property located at 2275 North Broadway. (North Broadway, LLC; Council District 6). Approval 10-0 (To Be Heard By January 26, 2022) [Div. of Planning, Duncan]
Received First Reading to the Urban County Council due back on 12/7/2021

9. An Ordinance changing the zone from a Wholesale and Warehouse Business (B-4) zone to a Neighborhood Business (B-1) zone, for 0.84 net (2.51 gross) acre, for

property located at 2670 Sandersville Road. (Clark Central LLC: Council District 2).
Approval 10-0 (To Be Heard By January 26, 2022) [Div. of Planning, Duncan]

Received First Reading to the Urban County Council due back on 12/7/2021

10.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for municipal expenditures, and appropriating and re-appropriating funds, FY 2022 Schedule No. 24. [Div. of Budgeting, Lueker]

Received First Reading to the Urban County Council due back on 12/7/2021

11.

An Ordinance amending Sections 17-29 through 17-29.5 of the Code of Ordinances, related to permits for outdoor cafes, as follows: amending Section 17-29 of the Code to define “on-street parking” and to include the term in the definition of “outdoor cafe”; amending Section 17-29.1 of the Code to create a permit for the use of on-street parking as part of an outdoor cafe and to require any furnishings or objects used by the permittee to be removable from, and cannot damage, on-street parking locations; amending Section 17-29.2 of the Code to require a scaled drawing or plan for all applicants and proof of approval by the Lexington and Fayette County Parking Authority to use on-street parking as part of a business’ outdoor cafe, to clarify that the administrator may request review of applications from Divisions it deems necessary, and to amend the fee structure for outdoor cafe permits to include the separate permit for use of on-street parking as part of a business’ outdoor cafe; amending Section 17-29.3 of the Code to include, as prohibited conduct, failing to keeping water inlets cleared of debris, trash, and refuse, failing to erect crashworthy barriers if utilizing on-street parking, and failing to pay any fees required by the Lexington and Fayette County Parking Authority; amending Section 17-29.4 of the Code to change reference from the “Lexington-Fayette Urban County Special Events Commission” to the “Urban County Government” in relation to the authorization of community or special events for which the administrator may suspend or modify the terms of existing outdoor cafe permits to accommodate the events, and to require the approved outdoor cafe plan be posted or visibly displayed on the premises; creating Section 17-29.45 of the Code to allow the administrator to promulgate regulations not inconsistent with Sections 17-29 through 17-29.5 of the Code; amending Section 17-29.5 of the Code to include failure to pay fees required by the Lexington and Fayette County Parking Authority for the use of on-street parking, failure to erect crashworthy barriers when using on-street parking as part of a business’ outdoor cafe, and failure to abide by the regulations promulgated by the administrator as reasons for denial, revocation, suspension, modification, or conditional approval of an outdoor cafe

permit, and to clarify when furnishings and vestiges of businesses may be removed by the Urban County Government upon revocation of a permit; and amending Sections 17-29 through 17-29.5 to include gender neutral references throughout, and to provide the current name for the Dept. of Environmental Quality and Public Works. [Mayor's Office, Peacher]

Received First Reading to the Urban County Council due back on 12/7/2021

An Ordinance redistricting the Districts of the Members of the Lexington-Fayette Urban County Council. [Council Office, Maynard]

Received First Reading to the Urban County Council due back on 12/7/2021

VII. Resolutions – Second Reading

1. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with Ky. Board of Emergency Services, for continuation of the Community Paramedicine Program. [Div. of Fire and Emergency Services, Wells]

A motion was made by Council Member Plomin, seconded by Council Member Kay, that this Resolution be Approved. The motion PASSED by the following vote:

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

2. A Resolution approving the Granting of an inducement to Coldstream Laboratories Inc., or its successor or affiliate, pursuant to the Ky. Business Investment Act (KRS Subchapter 154.32), whereby the Lexington-Fayette Urban County Government agrees to rebate annually one percent (1%) of the Company's occupational license fees for a term of no longer than ten (10) years from the activation date, subject to the limitations contained in the act and any Agreement with the Ky. Economic Development Finance Authority or the Urban County Government related to the project, and taking other related action. [Mayor's Office, Atkins]

A motion was made by Council Member Plomin, seconded by Council Member Kay, that this Resolution be Approved. The motion PASSED by the following vote:

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

3. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memoranda of Agreement with Carl D. Perkins Jobs Corps / Insights Training Group, LLC, to provide workforce development services at the Charles Young Center, at no cost to the Urban County Government. [Mayor's Office, Dickinson]

A motion was made by Council Member Plomin, seconded by Council Member Kay, that this Resolution be Approved. The motion PASSED by the following vote:

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

4. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Subrecipient Agreement with Community Action Council ("CAC") in order to allocate \$1,400,000 of Federal Grant funds awarded pursuant to the American Rescue Plan Act of 2021 to the CAC for the provision of temporary non-congregate emergency shelter and case management services, and authorizing the Mayor to execute any other needed Agreements or Amendments with the CAC related to the use of these funds. [Div. of Grants and Special Programs, Lanter]

A motion was made by Council Member Plomin, seconded by Council Member Kay, that this Resolution be Approved. The motion PASSED by the following vote:

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

5. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Mutual Aid Agreement with Fayette County Public Schools Police Dept., for mutual aid for requests for assistance. [Div. of Police, Weathers]

A motion was made by Council Member Plomin, seconded by Council Member Kay, that this Resolution be Approved. The motion PASSED by the following vote:

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

6. A Resolution authorizing the Div. of Fire and Emergency Services to purchase a bariatric cot 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 \$12,295. [Div. of Fire and Emergency Services, Wells]

A motion was made by Council Member Plomin, seconded by Council Member Kay, that this Resolution be Approved. The motion PASSED by the following vote:

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

7. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Q-Free America, by and through Traffic Control Products, Inc., for maintenance of a traffic control system, at a cost not to exceed \$40,320. [Div. of Traffic Engineering, Neal]

A motion was made by Council Member Plomin, seconded by Council Member Kay, that this Resolution be Approved. The motion PASSED by the following vote:

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

8. A Resolution authorizing the Urban County Government to participate in the Ky. Utilities Co. Solar Share Program by purchasing twenty (20) solar capacity shares, at a cost not to exceed \$15,980. [Div. of Environmental Services, Carey]

A motion was made by Council Member Plomin, seconded by Council Member Kay, that this Resolution be Approved. The motion PASSED by the following vote:

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

9. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an addendum to Master Services Agreement (Contract 314-2017) with Securus Technologies, to comply with the Federal Communications Commission's ("FCC") most recent released order, at no additional cost to the Urban County Government. [Div. of Community Corrections, Farmer]

A motion was made by Council Member Plomin, seconded by Council Member Kay, that this Resolution be Approved. The motion PASSED by the following vote:

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

10. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an amendment to an Agreement with AIDS Volunteers, Inc. ("AVOL Ky."), extending the period of performance through June 30, 2022, for the operation of a tenant-based rental assistance program, and authorizing the Mayor to execute any other necessary documents with AVOL Ky. related to this program. [Div. of Grants and Special Programs, Lanter]

A motion was made by Council Member Plomin, seconded by Council Member Kay, that this Resolution be Approved. The motion PASSED by the following vote:

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

11. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Picadome Elementary PTA (\$850), for the Office of the Urban County Council, at a cost not to exceed the sum stated. [Council Office, Maynard]

A motion was made by Council Member Plomin, seconded by Council Member Kay, that this Resolution be Approved. The motion PASSED by the following

vote:

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

12. A Resolution accepting the bids of Americas Bravest Equipment Co., Atlantic Emergency Solutions, the Public Safety Store, Vogelpohl Fire Equipment, and 911 Fleet & Fire Equipment, establishing price contracts for Emergency Fire Equipment, for the Div. of Fire and Emergency Services. (5 Bids) [Wells]

A motion was made by Council Member Plomin, seconded by Council Member Kay, that this Resolution be Approved. The motion PASSED by the following vote:

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

13. A Resolution accepting the bid of L&W Emergency Equipment, establishing a price contract for Reflective Vehicle Decals, for the Div. of Police. (1 Bid) [Weathers]

A motion was made by Council Member Plomin, seconded by Council Member Kay, that this Resolution be Approved. The motion PASSED by the following vote:

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

14. A Resolution accepting the bid of Life-Assist, Inc., establishing a price contract for Pediatric Restraint Systems, for the Div. of Emergency Management/911. (3 Bids, Low) [Dugger]

A motion was made by Council Member Plomin, seconded by Council Member Kay, that this Resolution be Approved. The motion PASSED by the following vote:

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

15. A Resolution accepting the bid of Jani-King of Lexington, establishing a price contract for the Custodial Services Wellness Center, for the Div. of Facilities and Fleet Services. (2 Bids, Low) [Baradaran]

A motion was made by Council Member Plomin, seconded by Council Member Kay, that this Resolution be Approved. The motion PASSED by the following vote:

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

16. A Resolution accepting the bid of Lagco Inc., in the amount of \$245,299, for Kearney Ridge & Beaumont Woods Detention Basin Improvements, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Lexington-Fayette Urban County Government, to execute an Agreement with Lagco Inc., related to the bid. (1 Bid) [Martin]

A motion was made by Council Member Plomin, seconded by Council Member Kay, that this Resolution be Approved. The motion PASSED by the following vote:

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

17. A Resolution accepting the bids of Bluegrass Recreation Sales and Installation LLC, David Williams & Associates, and Midstates Recreation AKA Playworld Midstates, establishing price contracts for Outdoor Playground Equipment, for the Div. of Parks and Recreation. (3 Bids) [Conrad]

A motion was made by Council Member Plomin, seconded by Council Member Kay, that this Resolution be Approved. The motion PASSED by the following vote:

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

18. A Resolution ratifying the Permanent Classified Civil Service

Appointments of: David Reed, Public Service Supervisor, Grade 514N, \$25.718 hourly in the Div. of Streets and Roads, effective November 3, 2021, Alex Herring, Equipment Operator Sr., Grade 512N, \$17.296 hourly in the Div. of Streets and Roads, effective October 12, 2021, Victor Annas, Engineering Technician, Grade 514N, \$19.822 hourly in the Div. of Engineering, effective November 17, 2021, Kelly Justice, Program Administrator, Grade 524E, \$2,402.96 biweekly in the Div. of Youth Services, effective December 7, 2021, Brada Minton, Staff Assistant, Grade 508N, \$16.524 hourly in the Div. of Grants and Special Programs, effective November 10, 2021; and ratifying the Classified Civil Service voluntary demotion appointment of: Ralishia Howard, Probation Officer, Grade 515N, \$21.359 hourly in the Div. of Community Corrections, effective November 22, 2021. [Div. of Human Resources, Maxwell]

A motion was made by Council Member Plomin, seconded by Council Member Kay, that this Resolution be Approved. The motion PASSED by the following vote:

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

19.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute the 2022 General Term Orders for the Fayette County Clerk and the Fayette County Sheriff, establishing the number of deputies and assistants allowed to each and their respective compensation, subject to the limits for each category as specified in the General Term Orders and the requirements established by law. [Dept. of Finance, Hensley]

A motion was made by Council Member Plomin, seconded by Council Member Kay, that this Resolution be Approved. The motion PASSED by the following vote:

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

20.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Contract with Red River Ranch, LLC, for transporting and composting yard waste, at a cost not to exceed \$1,309,326. [Div. of Waste Management, Thurman]

A motion was made by Council Member Plomin, seconded by Council Member Kay, that this Resolution be Approved. The motion PASSED by the following

vote:

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

21.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Grant Award Agreement with Pepper Distillery, LLC, for a Stormwater Quality Project, canceling the Grant Award in its entirety, in the amount of \$300,000. [Div. of Water Quality, Martin]

A motion was made by Council Member Plomin, seconded by Council Member Kay, that this Resolution be Approved. The motion PASSED by the following vote:

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

22.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Grant award Agreement with the Board of Education of Fayette County, Ky., for a Stormwater Quality Project, decreasing the Grant Award by the sum of \$900, from \$4,900 to \$4,000. [Div. of Water Quality, Martin]

A motion was made by Council Member Plomin, seconded by Council Member Kay, that this Resolution be Approved. The motion PASSED by the following vote:

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

23.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Grant Award Agreement with Churchill McGee, LLC, for a Stormwater Quality Project, decreasing the Grant Award by the sum of \$4,485.58, from \$99,860.38 to \$95,374.80. [Div. of Water Quality, Martin]

A motion was made by Council Member Plomin, seconded by Council Member Kay, that this Resolution be Approved. The motion PASSED by the following vote:

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

- 24.** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to an Agreement with Arbor Youth Services, Inc., to shift funding in the Contract Budget from one eligible expense to another, and further authorizing the Mayor to execute any other necessary amendments that authorize the shifting of funds already Budgeted. [Div. of Grants and Special Programs, Lanter]

A motion was made by Council Member Plomin, seconded by Council Member Kay, that this Resolution be Approved. The motion PASSED by the following vote:

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

- 25.** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement (awarded pursuant to RFP No. 32-2021) with Rumpke of Ky., Inc., for the Interim and Backup Hauling, Processing, and Marketing of Single Stream Recyclables, at a cost estimated not to exceed \$1,436,160. [Div. of Waste Management, Thurman]

A motion was made by Council Member Plomin, seconded by Council Member Kay, that this Resolution be Approved. The motion PASSED by the following vote:

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

VIII. Resolutions – First Reading

- 26.** A Resolution accepting the bid of Jave LLC, in the amount of \$165,607.23, for Clemens Rd. Bridge Repair, for the Div. of Engineering, and authorizing the Mayor, on behalf of the Lexington-Fayette Urban County Government, to execute an agreement with Jave LLC, related to the bid. (1 Bid, Low) [Burton]

Received First Reading to the Urban County Council due back on 12/7/2021

- 27. A Resolution accepting the bid of Drellishak & Drellishak Inc. dba Pro-Tech Sales, establishing a price contract for Respiratory Protection System, for the Div. of Police. (1 Bid) [Weathers]

Received First Reading to the Urban County Council due back on 12/7/2021

- 28. A Resolution ratifying the Permanent Classified Civil Service Appointments of: Clarence McCoy, Stores Clerk, Grade 508N, \$13.760 hourly in the Div. of Streets and Roads, effective November 10, 2021, Kyle Spivey, Equipment Operator Sr., Grade 512N, \$17.510 hourly in the Div. of Streets and Roads, effective November 3, 2021. [Div. of Human Resources, Maxwell]

Received First Reading to the Urban County Council due back on 12/7/2021

- 29. A Resolution authorizing and directing the Dept. of Law, on behalf of the Urban County Government, to file any necessary legal actions related to Ky. Utilities Co.'s clear-cutting and removal of trees in Lexington-Fayette County. [Council Office, Maynard]

Received First Reading to the Urban County Council due back on 12/7/2021

A motion was made by Council Member Steve Kay, seconded by Council Member Chuck Ellinger II, that this Resolution be Suspended Rules for Second Reading. The motion PASSED by unanimous vote.

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

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

- 30. A Resolution authorizing the Div. of Water Quality, on behalf of the Urban County Government, to purchase Supervisory Control and Data Acquisition (SCADA) Citect/Historian Support Services for the Town Branch and West Hickman Waste Water Treatment Plants and Pump Stations, from Advantage Industrial Automation, Inc., a sole source provider, at a cost not to exceed \$46,249.50. [Council Office, Maynard]

Received First Reading to the Urban County Council due back on 12/7/2021

- 32. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Volunteer Income Tax Assistance/Tax

Counseling for the Elderly (VITA/TCE) Partner Sponsor Agreement; an Internal Revenue Service Civil Rights Assurance; and any related documents, for the provision of the 2022 Volunteer Income Tax Assistance Program at the Charles Young Center, at no cost to the Urban County Government. [Dept. of Social Services, Allen-Bryant]

Received First Reading to the Urban County Council due back on 12/7/2021

33. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Cummins Sales and Service, for Generators, at a cost not to exceed \$3,266. [Div. of Enhanced 911, Patton]

Received First Reading to the Urban County Council due back on 12/7/2021

34. A Resolution authorizing the Div. of Police to purchase Magnet AXIOM Core from Magnet Forensics, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Magnet Forensics, related to the procurement, at a cost not to exceed \$3,550. [Div. of Police, Weathers]

Received First Reading to the Urban County Council due back on 12/7/2021

35. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Navex Global, Inc., for the Office of Internal Audit, to upgrade the LFUCG Tip Line to the Navex Global EthicsPoint Platform, at a cost not to exceed \$7,912.95. [Div. of Internal Audit, Sahl]

Received First Reading to the Urban County Council due back on 12/7/2021

36. A Resolution authorizing the Div. of E911 to purchase Smart911/SmartPrepare public safety portal from Rave Mobility Safety, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Rave Mobility Safety, related to the procurement, at a cost not to exceed \$68,400. [Div. of Enhanced 911, Patton]

Received First Reading to the Urban County Council due back on 12/7/2021

37. A Resolution pursuant to KRS 381.755, KRS 67a.060, and 901 KAR 5:090 authorizing the removal and relocation of graves in an abandoned cemetery located upon property consisting of 22.35 acres located at 2671 Kearney Ridge Blvd., Lexington, Ky., owned by Kenneth and Sarah Ramsey. [Div. of Planning, Duncan]

Received First Reading to the Urban County Council due back on 12/7/2021

38. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Contract Modification No. Four (4) to the

Professional Services Agreement with CDP Engineers, Inc., for the design of Town Branch Trail Phase III Project, increasing the Contract price by the sum of \$16,200 from \$121,680 to \$137,880. [Div. of Engineering, Burton]

Received First Reading to the Urban County Council due back on 12/7/2021

39.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the U.S. Dept. of Homeland Security, to provide any additional information requested in connection with this Grant Application, and to accept this Grant if awarded, which Grant funds are in the amount of \$80,000 in Federal funds under the 2021 Assistance to Firefighters Grant Program and are for the purchase of two (2) passenger vans for the Community Paramedicine Program, the acceptance of which will obligate the Urban County Government to the expenditure of \$8,000 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Div. of Fire and Emergency Services, Wells]

Received First Reading to the Urban County Council due back on 12/7/2021

40.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Amendment No. 1 to an Agreement with the Ky. Transportation Cabinet to extend the period of performance for Lextran to conduct a Comprehensive Operations Analysis (COA) to June 30, 2022, and to accept \$125,677.00 of additional Federal funds for that COA, the acceptance of which will obligate Lextran to the expenditure of \$31,419.25 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Div. of Planning, Duncan]

Received First Reading to the Urban County Council due back on 12/7/2021

41.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement (awarded pursuant to RFP No. 34-2021) with Strand Associates, Inc., for work related to the East Lexington Trail Connectivity and Traffic Study, at a cost not to exceed \$150,000. [Div. of Planning, Duncan]

Received First Reading to the Urban County Council due back on 12/7/2021

42.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Credit Bureau Systems Inc. dba Ambulance Medical Billing, for EMS billing services. [Div. of Fire and Emergency Services, Wells]

Received First Reading to the Urban County Council due back on 12/7/2021

43.

A Resolution authorizing and directing the Mayor, on behalf of the Urban

County Government, to execute an Agreement with Axon Enterprise Inc., and Flock Safety Group Inc., for installation of camera systems. [Div. of Police, Weathers]

Received First Reading to the Urban County Council due back on 12/7/2021

44.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Agreements with Believing In Forever, Inc. (\$200), and LTMS PTSA/YSC c/o 16th District PTA, Inc. (\$250) 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 12/7/2021

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Waste Supply and Disposal Agreement with Waste Services of the Bluegrass, Inc., authorizing an adjustment in Contract prices based on an Agreement to share fifty percent (50%) of the increased costs of solid waste disposal services, at an additional annual cost estimated not to exceed \$2,121,190.

Received First Reading to the Urban County Council due back on 12/2/2021

A motion was made by Council Member Fred Brown, seconded by Council Member Amanda Bledsoe, that this Resolution be Suspended Rules for Second Reading. The motion PASSED by unanimous vote.

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

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

A Resolution accepting the bid of Red River Ranch, LLC, establishing a price contract for Snow Plowing Operations for the Div. of Streets and Roads, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Red River Ranch, LLC, related to the bid.

Received First Reading to the Urban County Council due back on 12/2/2021

A motion was made by Council Member Josh McCurn, seconded by Council Member Kathy Plomin, that this Resolution be Suspended Rules for Second Reading. The motion PASSED by unanimous vote.

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

Plomin, that this Resolution be Approved. The motion PASSED by the following vote:

Aye: 14 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Hannah LeGris; Amanda Bledsoe; Fred Brown; Chuck Ellinger; James Brown; David Kloiber; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

Nay: 0

Absent: 1 - Whitney Baxter

IX. Communications From the Mayor (For Information Only)

- (1) Probationary Classified Civil Service Appointment of Greg Huber, Customer Account Specialist, Grade 512N, \$18.053 hourly in the Div. of LexCall, effective December 6, 2021;
- (2) Probationary Classified Civil Service Appointment of Telecia Coleman, Customer Service Specialist, Grade 510N, \$15.437 hourly in the Div. of LexCall, effective December 6, 2021;
- (3) Probationary Classified Civil Service Appointment of Hannah Sloan, Public Information Officer, Grade 523E, \$2,500.00 biweekly in the Div. of Police, effective December 6, 2021;
- (4) Probationary Classified Civil Service Appointment of Bryan Sageser, Heavy Equipment Technician, Grade 518N, \$23.971 hourly in the Div. of Fire and Emergency Services, effective December 6, 2021;
- (5) Probationary Classified Civil Service Appointment of Tiffany D'Alessandri, Certified Social Worker, Grade 518E, \$1,797.76 biweekly in the Div. of Youth Services, effective December 13, 2021;
- (6) Probationary Classified Civil Service Appointment of Zachary Martin, Recreation Manager, Grade 518E, \$1,982.80 biweekly in the Div. of Parks and Recreation, effective January 10, 2022;
- (7) Unclassified Civil Service Appointment of Nancy Mitchell, Clerical Assistant P/T, Grade 505N, \$13.143 hourly in the Div. of Aging and Disability Services, effective December 13, 2021
- (8) Resignation of Tara Robinson, Administrative Specialist, in the Div. of Streets and Roads effective November 9, 2021;
- (9) Resignation of Jessica Bailey, Financial Coordinator, in the Div. of Grants and Special Programs effective November 5, 2021;
- (10) Resignation of Tyler Laffin, Police Officer, in the Div. of Police effective November 12, 2021;
- (11) Resignation of Elizabeth Baughman, Corrections Officer, in the Div. of Community Corrections effective November 7, 2021;
- (12) Resignation of Lauren Jones, Corrections Officer, in the Div. of Community Corrections effective November 1, 2021; and,
- (13) Resignation of Kimberly Hardy, Administrative Specialist Sr., in the Div. of Revenue effective November 5, 2021.

Received and Filed

X. Fire/Police Discipline -NO

XII. Public Comments

XI. Announcements

Adjournment

A motion was made by Council Member Brown, seconded by Council Member Ellinger, that the be Adjourned The motion PASSED by unanimous vote.