

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky July 2, 2024

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on July 2, 2024 at 5:00 p.m. Present were Mayor Gorton in the chair presiding, and the following members of the Council: Monarrez, Plomin, Reynolds, Sevigny, Sheehan, Worley, Wu, F. Brown, J. Brown, Ellinger, Elliott Baxter, Fogle, LeGris and Lynch. Absent was Council Member Gray.

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

Ordinances No. 055-2024 through 065-2024, inclusive, and Resolutions No. 302-2024 through 338-2024, inclusive, were reported as having been signed and published and ordered to record.

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The Invocation was given by Councilmember Fred Brown.

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Upon motion by Mr. Ellinger, seconded by Ms. Fogle, and approved by unanimous vote, the Minutes of the June 27, 2024 Council Meeting were approved.

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At 5:02 p.m., Ms. Gray joined the meeting.

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The following ordinances received second reading. Upon motion by Ms. Reynolds, and seconded by Ms. Gray, the ordinances were approved by the following vote:

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

Nay: -----0

An Ordinance amending the authorized strength by abolishing one (1) classified position of Information Systems Specialist Senior, Grade 517N, and creating one (1) classified position of Software Developer, Grade 523E, all in the Div. of Computer Services, effective upon passage of Council.

An Ordinance amending Section 16-203 of the Lexington-Fayette Urban County Code of Ordinances to update div. titles and remove the penalty reduction for failing to contest citations, effective upon passage of Council.

An Ordinance amending Section 17B-1 of the Lexington-Fayette Urban County Code of Ordinances to define “root zone”; amending Section 17B-2 of the Code to remove the recommended spacing between street trees and other trees and reducing the required distance between street trees and stop or yield signs; amending Section 17B-3 of the Code to remove gendered language and include reference to the street tree’s stump in the requirements of the Section; amending Section 17B-4 of the Code to include prohibitions on parking a vehicle or otherwise storing materials on the root zone of a street tree in such a way as to compact the soil; amending Section 17B-6 of the Code to clarify that appeals of civil citations issued pursuant to Section 17B-12 of the Code are not heard by the Tree Board; repealing Section 17B-11 of the Code; and amending Section 17B-12 of the Code to increase the administrative fee and penalty for violations of Chapter 17B of the Code to one hundred and fifty dollars (\$150) and an amount not to exceed two thousand five hundred dollars (\$2,500) per violation, respectively, and to provide factors from which the penalty determination is made; all effective upon passage of Council.

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 2025 Schedule No. 1.

An Ordinance amending the compensation system salary schedules to provide a one and one-half percent (1.5%) structure movement, applicable to all full-time and part-time positions in the Unified Pay Plan, to the position of Council Administrator, and to two (2) positions of Police and Fire Pension Benefits Specialist; providing that all full-time and part-time employees included in the Unified Pay Plan shall receive a three percent (3.0%) pay increase for FY2025; providing that the Council Administrator and two (2) positions of Police and Fire Pension Benefits Specialist shall receive a three percent (3%) pay increase for FY2025; providing that Sections 21-29(b) and 22-26(b) notwithstanding, all employees at or above the maximum of the grade salary range shall receive a three percent (3.0%) pay increase for FY2025; amending Section 23-28(a) to increase the existing step structure for the positions of Police Chief, Grade 324E, and Fire

Chief, Grade 324E, by three percent (3.0%) and adjusting salaries accordingly; and increasing the salary by three percent (3.0%) for three (3) positions of Law Clerk - P/T within the Dept. of Law and one (1) position of Park Patrol Coordinator - P/T within the Div. of Parks and Recreation, all effective July 1, 2024.

An Ordinance amending the authorized strength by abolishing ten (10) classified positions of Early Child Care Teacher, Grade 512E, and creating ten (10) classified positions of Early Child Care Teacher, Grade 512N, in the Div. of Family Services, thereby changing the Fair Labor Standards Act (FLSA) status of the positions from exempt to non-exempt; transferring all incumbents to the non-exempt position; and converting the biweekly salary of all incumbents to an hourly rate of pay, effective July 1, 2024.

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The following ordinances received first reading and were ordered to be placed on file for public inspection until July 9, 2024:

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to provide funds for purchase orders and pre-paid expenses rolling from FY 2024 into FY 2025, and appropriating and re-appropriating funds, Schedule No 2.

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 2025 Schedule No. 3.

An Ordinance amending the authorized strength by creating one (1) classified position of Program Manager, Grade 525E, in the Dept. of Planning and Preservation; creating four (4) classified positions of Safety Officer, Grade 515N, in the Div. of Police; and creating one (1) classified position of Grants Administrative Aide, Grade 518N, in the Div. of Grants and Special Programs, effective July 1, 2024.

An Ordinance pursuant to Section 6.12 of the Charter of the Lexington-Fayette Urban County Government to reorganize the Div. of Water Quality, at the request of the Dept. of Environmental Quality and Public Works, as follows: amending the Classified Civil Service authorized strength by abolishing one (1) position of Public Service Worker Senior, Grade 510N, and creating one (1) position of Sewer Line Maintenance Field Technician Senior, Grade 516N, reclassifying the incumbent, abolishing four (4) positions

of Public Service Worker Senior, Grade 510N, and creating four (4) positions of Sewer Line Maintenance Field Technician, Grade 515N, reclassifying the incumbents, abolishing four (4) positions of Equipment Operator, Grade 512N, and creating four (4) positions of Sewer Line Maintenance Field Technician, Grade 515N, reclassifying the incumbents, abolishing seven (7) positions of Equipment Operator Senior, Grade 515N, and creating seven (7) positions of Sewer Line Maintenance Field Technician, Grade 515N, reclassifying the incumbents, abolishing two (2) positions of Equipment Operator Senior, Grade 515N, and creating two (2) positions of Sewer Line Maintenance Field Technician Senior, Grade 516N, reclassifying the incumbents, abolishing three (3) positions of Heavy Equipment Operator, Grade 516N, and creating three (3) positions of Sewer Line Maintenance Field Technician Senior, Grade 516N, reclassifying the incumbents, abolishing six (6) positions of Public Service Supervisor, Grade 517N, and creating six (6) positions of Sewer Line Maintenance Supervisor, Grade 518N, reclassifying the incumbents, abolishing three (3) positions of Public Service Supervisor Senior, Grade 518N, and creating three (3) positions of Sewer Line Maintenance Supervisor Senior, Grade 519N, reclassifying the incumbents, reallocating one (1) position of Sewer Line Maintenance Superintendent and the incumbent in that position from Grade 522E to Grade 524E, and reallocating one (1) position of CMOM Program Manager and the incumbent in that position from Grade 523E to Grade 525E; and amending the Unclassified Civil Service authorized strength as follows: abolishing two (2) Unclassified Civil Service Positions of Public Service Apprentice, Grade 504N, and creating two (2) Unclassified Civil Service Positions of Sewer Line Maintenance Technician Apprentice, Grade 509N, all in the Div. of Water Quality, with all changes effective retroactive to July 1, 2024.

An Ordinance amending and restating Ordinance No. 141-2022, relating to the Public Infrastructure Program, in its entirety, and providing for its purpose, Program fund protections, priorities, limitations, criteria, an application process, administration by the Mayor's Chief Development Officer with oversight by the Economic Development Investment Board, and a Program fund and the adoption of new Program policies and guidelines; all effective upon date of passage.

An Ordinance creating Section 21-37.4 of the Code of Ordinances of the Lexington-Fayette Urban County Government to authorize up to fifty-six (56) hours of paid leave and up to two hundred and forty (240) hours of unpaid leave per calendar year for Classified Civil Service employees who are victims of domestic violence or a crime, for needs related to or resulting from domestic violence or the crime, effective upon passage of Council.

An Ordinance granting a waiver to the Ky. Transportation Cabinet of certain requirements of Ordinance No. 85-2008, otherwise known as the Newtown Pike Landscape Ordinance, as recommended by the Corridors Commission pursuant to Section 2-472 of the Code of Ordinances, on properties located at 1445, 1433, 1425 and 1419 Newtown Center Way and 789 Newtown Springs Dr., as follows: granting an exemption from the twenty foot buffer area; allowing walkway/bike path connections to the Legacy Trail; allowing the maintenance of existing three plank fence on developed properties and construction and maintenance of three plank fence on undeveloped properties; and allowing replacement of trees and other plantings currently located in the seventy-five-foot landscaping buffer with an in-kind replacement on the properties.

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The following resolutions received second reading. Upon motion by Vice Mayor Wu, and seconded by Ms. Monarrez, the resolutions were approved by the following vote:

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

Nay: -----0

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with the Downtown Lexington Management District (DLMD), providing funding for additional deputies from the Office of the Fayette County Sheriff to patrol in and around Tandy Park beginning July 1, 2024 through October 31, 2024, at a cost not to exceed \$50,000 (FY25).

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute the fourth and final renewal of the Agreement with Tetra Tech, Inc., for Municipal Separate Storm Sewer System (MS4) Program Management Services, at a cost not to exceed \$664,223 in FY 2025.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with LinkedIn Corporation, to promote open positions with the Lexington-Fayette Urban County Government on its platform, for the Office of Public Information, at a cost not to exceed \$18,450.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. Three (3) to the Contract with Strand Associates, for the Old Frankfort Pike Salt Dome, increasing the Contract amount by \$7,500 and raising the total Contract amount to \$223,280.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to amend an existing Agreement with Management Registry, Inc., extending the period of performance through September 30, 2025, for the Div. of Emergency Management, in order for support staff for the Chemical Stockpile Emergency Preparedness Program (CSEPP) to close out the project, at no additional cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Lexington-Fayette Urban County Government, to execute Professional Services Agreements with Eva Harrison, Kayla Keeping, and Megan Magsam, as Contract Forensic Nursing Advocates, to provide direct advocacy services to sexual assault victims under the Forensic Nursing Advocacy Program for Fiscal Year 2024, at a cost not to exceed \$29,302.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Amendment No. 1 to the Agreement with the Bluegrass Area Development District, to accept an additional award of \$41,931.73 in Federal Funds, under Title IIIB of the American Rescue Plan Act (ARPA) for FY2025, for the Lexington Senior Center, the acceptance of which does not obligate the Urban County Government to the expenditure of funds, authorizing the Mayor to execute any necessary Agreements related to these 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 an Agreement with Flock Group Inc., for the purchase of

twenty-five flock cameras, warranty and implementation of the cameras at a cost not to exceed \$453,375 in FY 2025.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Honey Hill Farm, LLC, to have the Honey Hill Farm Petting Zoo at the Family Care Center, at a cost not to exceed \$532.50.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Republic Services, to continue service at the Family Care Center for FY 2025, at a cost not to exceed \$900, or \$75 per month.

A Resolution authorizing the Div. of E911 to purchase a single database for 911 location records from 911 Datamaster LLC, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with 911 Datamaster LLC, related to the procurement at a cost not to exceed \$46,732.

A Resolution authorizing the Div. of E911 to purchase web-based queries of 911 statistics from Intrado Life & Safety Solutions ECaTS, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Intrado Life & Safety Solutions ECaTS, related to the procurement at a cost not to exceed \$7,579.20.

A Resolution authorizing and directing the Mayor, on behalf of the Lexington-Fayette Urban County Government, to execute an Agreement with the Ky. Transportation Cabinet (KYTC) for the acceptance of Federal funds, which Grant funds are in the amount of \$480,000 for the Intelligent Transportation System/Congestion Management System (ITS/CMS) Traffic Improvements Project for FY 2025, the acceptance of which obligates the Urban County Government to the expenditure of \$120,000 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget.

A Resolution authorizing the Div. of E911 to purchase telephone technology from Kraus Associates, Inc. d/b/a AK Associates, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Kraus Associates, Inc. d/b/a AK Associates.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement with economic development partner

agencies, including the Kable Group/TSJ Staffing, the Child Care Council of Ky., Building Institute of Central Ky., Community Action Council, Stable Recovery, Jubilee Jobs, Lexington Rescue Mission, and IEC of the Bluegrass, for Workforce Services, at a cost not to exceed \$400,000 for Year 1 in FY 2025.

A Resolution amending and restating Resolution No. 221-2024, and authorizing the Mayor or the Chief Information Officer, on behalf of the Urban County Government to execute the necessary documents for the Lexington-Fayette Urban County Government to procure software and related services under the same terms and conditions as RFP #030321 and RFP #090320, both Contracts between Sourcewell and Konica Minolta Business Solutions U.S.A, Inc., including the Statement of Work related to the scanning of documents to Onbase for the Div. of Planning (cost estimated not to exceed \$21,509) and the statement of work related to the digital transformation of forms for the Div. of Human Resources (cost estimated not to exceed \$51,000), and future Statements of Work related to the procurement of software and service solutions for various Depts. and Divs. of the Urban County Government under either Contract, as further determined to be necessary, cost effective and feasible by the Chief Information Officer and the Div. of Procurement, subject to the appropriation of sufficient funds.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement and accept a Grant from the Lexington-Fayette County Health Dept. in the amount of \$356,000 in Federal funds and \$101,000 in Commonwealth of Ky. funds (including \$41,000 in 853 Home Visiting Service Grant funds), for a total of \$457,000 for the Home Network Program, also known as Ky. Health Access Nurturing Development Services (HANDS), for the Family Care Center for FY 2025, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Energy and Environment Cabinet, Dept. of Environmental Protection, Div. of Waste Management, which Grant funds are in the amount of \$4,000 in Commonwealth of Ky. funds for Fiscal Year 2025 for the disposal and recycling of waste tires, 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 an Amendment to the Neighborhood Action Match Program Agreement with the Garden Meadows Homeowners Association, extending the period of performance through December 1, 2024, at no additional cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with the U.S. Dept. of Treasury, for access to investigative data.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Purchase of Service Agreements with the following seven (7) Extended Social Resource (ESR) Program -Grantee agencies, pursuant to Administrative Agreements and RFP #25-2024 or RFP #34-2024 (Emergency Shelter): Hope Center, Inc. (\$850,000), GreenHouse17, Inc. (\$190,000), Community Action Council for Lexington-Fayette, Bourbon, Harrison, and Nicholas Counties, Inc. (\$245,406), Arbor Youth Services, Inc. (\$269,116), Hospice of the Bluegrass, Inc. d/b/a Bluegrass Care Navigators (\$87,650), New Life Day Center, Inc. (\$150,715) and the Salvation Army (\$125,127); to provide emergency shelter services, at a cost not to exceed \$1,918,014.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Grant Award Agreements related to Grants awarded under the Lex Grow Trees Grant Program with Andover Forest Homeowners Association, Inc. (\$100,000.00); Bluegrass Greensource, Inc. (\$95,312.50); Bread & Circuses LLC (\$6,000.00); Eastland Parkway Neighborhood Association, LLC (\$18,271.85); Friends of the Parks in Fayette County, Inc. (\$4,172.00); Friends of Wolf Run Inc. (\$97,935.00); Hartland Homeowner's Association, Inc. (\$76,785.20); Pensacola Park Neighborhood Association, LLC (\$6,000.00); and Trees Lexington! Inc. (\$86,655.00) for the Div. of Environmental Services, at a cost not to exceed the sum stated.

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Upon motion by Vice Mayor Wu, seconded by Ms. Monarrez, and approved by unanimous vote, a Resolution authorizing the Mayor, on behalf of the Urban County

Government, to execute an Agreement with Shawn E. Okpebholo and Blue Grass Community Foundation, for creation of a newly composed work for the Lexington Philharmonic, related to the celebration of Lexington's 250th Anniversary, at a cost not to exceed \$40,000 to be paid by Blue Grass Community Foundation received first reading.

Upon motion by Vice Mayor Wu, seconded by Ms. Monarrez, and approved by majority vote (Mr. F. Brown voted No), the rules were suspended and the resolution received second reading.

Upon motion by Ms. Plomin, and seconded by Ms. Monarrez, the resolution was approved by the following vote:

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

Nay: -----0

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Upon motion by Vice Mayor Wu, seconded by Ms. Plomin, and approved by unanimous vote, a Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Benjamin Ball of Ball-Nogues Studio, Inc., for creation of the 250Lex Public Artwork, at a cost not to exceed \$850,00 received first reading.

Upon motion by Vice Mayor Wu, seconded by Mr. Sevigny, and approved by majority vote (Mr. F. Brown voted No), the rules were suspended and the resolution received second reading.

Upon motion by Ms. Plomin, and seconded by Ms. Monarrez, the resolution was approved by the following vote:

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

Nay: -----0

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A Resolution accepting the bid of BMI LLC d/b/a BMI Builds LLC, in the amount of \$2,988,888 for the Police Roll Call West Envelope and HVAC Project, for the Dept. of General Services, and authorizing the Mayor, on behalf of the Urban County Government,

to execute an Agreement with BMI LLC d/b/a BMI Builds LLC, related to the bid 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 Ms. Plomin, and seconded by Ms. Monarrez, the resolution was approved by the following vote:

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

Nay: -----0

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A Resolution accepting the bid of McCain Brothers Excavating, LLC in the amount of \$181,929 for Dogwood Park Stormwater Improvements, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with McCain Brothers Excavating, LLC, related to the bid received first reading.

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

Upon motion by Ms. Plomin, and seconded by Ms. Monarrez, the resolution was approved by the following vote:

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

Nay: -----0

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A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Amendment to an Agreement with New Life Day Center, Inc., extending the period of performance through September 30, 2024, at no additional cost to the Urban County Government received first reading.

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

Upon motion by Ms. Plomin, and seconded by Ms. Monarrez, the resolution was approved by the following vote:

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

Nay: -----0

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A Resolution authorizing the Mayor, on behalf of the Urban County Government, for the Div. of Police, to execute a Master Services Agreement and Forensics DNA Contract with DNA Labs International (DLI), a sole source provider, for the use of secure services that will directly support investigations specific to unsolved homicide and violent crime investigations, at a cost not to exceed \$150,000 in FY 2024 received first reading.

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

Upon motion by Ms. Plomin, and seconded by Ms. Monarrez, the resolution was approved by the following vote:

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

Nay: -----0

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Adoption of a Resolution of the Urban County Government, authorizing the filing of FY 2025 Physical Security, Help America Vote Act (HAVA) application with the Ky. State Board of Elections (SBE) for up to \$8,300; authorizing and directing the Mayor to execute any documents which are deemed necessary by SBE to carry out this project; and authorizing the Mayor to act as the authorized correspondent of this project received first reading.

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

Upon motion by Ms. Plomin, and seconded by Ms. Monarrez, the resolution was approved by the following vote:

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

Nay: -----0

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A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement with LexArts, Inc., for various services relating to providing support to the arts community and community at-large, at a cost not to exceed \$325,000 received first reading.

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

Upon motion by Ms. Plomin, and seconded by Ms. Monarrez, the resolution was approved by the following vote:

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

Nay: -----0

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The following resolutions received first reading and were ordered to be placed on file for public inspection until July 9, 2024:

Declaration of Official Intent with respect to reimbursement of temporary advances made for Capital Expenditures to be made from subsequent borrowings, with respect to various Capital Improvement Projects of the Lexington-Fayette Urban County Government.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a multi-year Agreement to procure software and related services under the same terms and conditions as MA-758-1800000017, a Contract between SHI, Inc. and the Commonwealth of Ky., including proposal #24914828, at a cost not to exceed \$1,306,579.09 in FY 2025, with future renewals subject to the appropriation of sufficient funds; and authorizing the Chief Information Officer, or her designee, on behalf of the

Urban County Government, to execute any necessary documents related to the procurement.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Fayette Fiscal Court accepting and establishing funding for Fiscal Year 2025 County Road Aid Projects in the Rural Service Area.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Forgivable Loan Agreement and related documents with Red Draw Liberty LLC, pursuant to the Public Infrastructure Program, for sanitary sewer infrastructure improvements as well as the creation of jobs, at a cost not to exceed \$489,613.

A Resolution authorizing and directing the Mayor, on behalf of the Lexington-Fayette Urban County Government, to execute Contract Modification No. 3 with EA Partners, in order to increase the Contract price by \$22,762.50 for design services related to the Town Branch Trail Crossing, raising the total Contract price from \$130,895.00 to \$153,657.50.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, and as a result of the prior authorization of acceptance of Federal funds from the Surface Transportation Block Grant in Resolution 124-2024, to execute an Agreement with the Ky. Transportation Cabinet (“Cabinet”) to update the Lexington Area Travel Demand Forecasting Model (TDFM), and further stipulating the role, responsibility, and cost share between the Government and the Cabinet, as part of the Lexington Area Metropolitan Planning Organization’s (MPO) FY 2025 Unified Planning Work Program, at a cost not to exceed \$10,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept an award of \$19,077.50 in Federal funds awarded by the Ky. Div. of Emergency Management, under the Federal Emergency Management Performance Grant EMA 2022 Additional Funding Award, in order to purchase and install one outdoor warning siren system, the acceptance of which obligates the Urban County Government to the expenditure of \$19,077.50 as a local match, authorizing the Mayor to execute any necessary Agreements related to these Federal funds, 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 Lease Agreements for Residential Park Caretaker properties with the following individuals for the listed properties in consideration of the sums stated in monthly rent: Samuel Garcia for 3990 Raven Run Way, \$590; Fred Williamson for 4051 Richmond Rd., \$185; Teresa Jill Farmer for 3401 Shamrock Lane, \$700; and Brian Huddle for 3561 Shamrock Lane, \$550.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application seeking \$153,227 in Federal funds from the U.S. Dept. of Justice, under the Edward Byrne Memorial Justice Assistance Grant (JAG) Program in Fiscal Year 2025, for equipment for the Lexington Police Dept., and to provide any additional information requested in connection with this Grant Application.

A Resolution authorizing and directing the Mayor, on behalf of the Lexington-Fayette Urban County Government, to execute an Agreement with the Lexington-Fayette Urban County Human Rights Commission (HRC) to support the operating costs of the HRC for Fiscal Year 2025, at a cost not to exceed \$412,990.

A Resolution authorizing and approving the transfer of Council Capital Projects funds to the Div. of Parks and Recreation in the amount of \$12,000 for the "Sense of Place" Hamlet Initiative Project and \$80,000 for improvements at Brucetown Park.

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Chief Jason Wells, Div. of Fire and Emergency Services, presented a disciplinary action regarding Firefighter Brandon Mobley. An allegation has been made that Firefighter Mobley has committed the offense of Violation of CAO policy 5R- Policy and Procedure for Harassment Complaints in violation of KRS 95.450 (inefficiency, misconduct, insubordination or violation of law or rule) and UDG 1.09 Harassment and Threats in the Workplace and UDG 2.01 Conduct Unbecoming in that on the 9th day(s) of January, 2024, LFD received notification of a substantiated violation of CAO Policy 5R.

The appropriate punishment for this conduct is 112 Hour suspension, Mandatory Completion of HR "Right Side of the Line" and Mandatory Meeting with EAP.

Upon motion by Ms. Elliott Baxter, seconded by Ms. Monarrez and approved by majority vote (Mr. J. Brown recused), the disciplinary recommendation was approved.

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Ms. Fogle spoke about a recent trip to Washington, D.C. wherein she, and residents of the Lexington Community, took part in a march to support of unhoused individuals. She also spoke about House Bill 5, living wage, other social issues, and civic engagement.

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Ms. Lynch invited all to attend the Government Center's celebration of Crown Day, July 3, 2024.

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Garrison Headley, Dist. 4, spoke about his street, newly installed parking signs and voiced his displeasure about the signs.

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Upon motion by Mr. Sevigny, seconded by Ms. Elliott Baxter, and approved by unanimous vote, the meeting adjourned at 5:42 p.m.

Clerk of the Urban County Council