



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

200 E. Main St
Lexington, KY 40507

Tuesday, January 15, 2013

3:00 PM

Council Chamber

I. Public Comment - Issues on Agenda

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

Absent 0

II. Requested Rezonings/ Docket Approval

[0067-13](#)

Resolution authorizing the Div. of Traffic Engineering , pursuant to Code of Ordinances Section 18, to lower the speed limit on Bellefonte Drive between Malabu Drive and Albany Rd. from 35 miles per hour to 24 miles per hour.

A motion was made by Council Member Julian Beard, seconded by Council Member Linda Gorton, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 1/17/2013. The motion PASSED by an unanimous vote.

III. Approval of Summary

[0001-13](#)

table of Motions December 11 2012

A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Linda Gorton, that this Summary be Approved. The motion PASSED by an unanimous vote.

IV. Budget Amendments

V. New Business

VI. Continuing Business/ Presentations

a [0037-13](#)

Public Safety Committee Summary December 4 2012

[0068-13](#)

An Ordinance amending Sections 14-85(a) - 14-95 of the Code of Ordinances (towing).

A motion was made by Council Member Diane Lawless, seconded by Council Member Jennifer Scutchfield, that this Agenda Item be Approved and Referred

to the Urban County Council Docket, to be returned by 1/17/2013. The motion
PASSED by an unanimous vote.

- b [0046-13](#) Planning and PW Summary December 2012
- c [0050-13](#) Social Services & Community Development Summary 12-4-12
- d [0051-13](#) Environmental Quality Summary 12-11-12
- e [0052-13](#) Presentation: Fire Staffing, Chief Keith Jackson

VII. Council Reports

VIII. Mayor's Report

- [0059-13](#)
 1. Recommending the reappointment of Ms. Judy K. Worth to the Agricultural Extension District Board, with a term to expire 1-1-2016.
 2. Recommending the appointment of Mr. Brian K. Hodge to the Carnegie Literacy Center Board of Directors, with a term to expire 9-1-2015. Mr. Hodge will fill the unexpired term of Mr. David Lord.
 3. Recommending the reappointment of Mr. Richard F. Curtis, as Public Safety designee, to the Commission for Citizens with Disabilities, with a term to expire 12-31-2014.
 4. Recommending the appointments of Councilmember Shevawn Akers, as 1st, 2nd and 6th District representative, and Councilmember Harry Clarke, as 9th, 10th, and 12th District representative, to the Corridors Commission, with terms to expire 8-1-2015. Councilmember Akers will fill the unexpired term of Councilmember Tom Blues, and Councilmember Clarke will fill the unexpired term of Councilmember Doug Martin.
 5. Recommending the appointment of Mr. Luther L. Andal, as business owner within the overlay zoning district representative, to the Courthouse Area Design Review Board, with a term to expire 6-30-2015. Mr. Andal will fill the unexpired term of Mr. Darren Teodoro.
 6. Recommending the reappointment of Dr. T.K. Logan to the Domestic Violence Prevention Board, with a term to expire 1-1-2017.
 7. Recommending the appointment of Mr. John L. Gohmann to the Downtown Development Authority Board of Directors, with a term to expire 1-15-2016.
 8. Recommending the appointment of Ms. Jacquelyn Y. French, as LFUCG Parks and Recreation representative, to the Dunbar Neighborhood Center Board, with a term to expire 3-20-2016.
 9. Recommending the appointments of Mr. William S. Howard, as

housing industry representative, and Ms. Anne-Tyler Morgan, as at-large representative, to the Industrial Revenue Bond Review Committee, with terms to expire 3-5-2017 and 9-27-2016, respectively.

10. Recommending the appointment of Mr. Ronan O'Carra, as Audubon Society representative, to the Raven Run Citizens Advisory Board, with a term to expire 1-13-2014.

A motion was made by Council Member Linda Gorton, seconded by Council Member Kevin Stinnett, that this Communication be Amended to remove the nominee for the Ethics Commission pending a confirmation hearing on January 31, 2013. The motion PASSED by an unanimous vote.

A motion was made by Council Member Kevin Stinnett, seconded by Council Member Chuck Ellinger, that these Communications be Approved and Referred to the Urban County Council Docket, to be returned by 1/17/2013. The motion PASSED by an unanimous vote.

IX. Public Comment - Issues Not on Agenda

X. Adjournment

Administrative Synopsis - New Business Items

- a** [1332-12](#) Authorization to execute an agreement with Kentucky Office of Homeland Security for extension of performance period for the Metropolitan Medical Response System Project (FY 2012).
(L1332-12) (Gooding/Mason)
This is a request to execute agreement with Kentucky Office of Homeland Security for extension of performance period for the Metropolitan Medical Response System Project (FY 2012) through June 30, 2013. There is no budgetary impact.
A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 1/17/2013. The motion PASSED by an unanimous vote.
- b** [1339-12](#) Authorization to execute an agreement with Kentucky Office of Homeland Security for extension of performance period for the Metropolitan Medical Response System Project (FY 2011) through June 30, 2013. (L1339-12) (Gooding/Mason)
This is a request to execute an agreement with Kentucky Office of Homeland Security for extension of performance period for the Metropolitan Medical Response System Project (FY 2011) through June 30, 2013. There is no budgetary impact.
A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 1/17/2013. The motion PASSED by an unanimous vote.
- c** [1340-12](#) Authorization to amend Ordinance 258-2009 extending the term of the position of Administrative Officer Sr. (Grade 120E) in the Division of Water Quality for a three (3) year term effective December 8, 2012. (L1340-12) (Maxwell/Moloney)
This is a request to amend Ordinance 258-2009 extending the term of the position of Administrative Officer Sr. (Grade 120E) in the Division of Water Quality for a three (3) year term effective December 8, 2012. There is no budgetary impact.
A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 1/17/2013. The motion PASSED by an unanimous vote.
- d** [1341-12](#) Authorization to execute modifications to agreements with the Kentucky Department of Military Affairs, Division of Emergency Management for federal funds under the Chemical Stockpile Emergency Preparedness Program (CSEPP) for FY 2009, extending the performance period through March 31, 2013, and for FY 2010, FY

2011, and FY 2012, extending the performance period through September 30, 2013. (L1341-12) (Gooding/Mason)

This is a request to execute modifications to agreements with the Kentucky Department of Military Affairs, Division of Emergency Management for federal funds under the CSEPP for FY 2009, extending the performance period through March 31, 2013, and for FY 2010, FY 2011, and FY 2012, extending the performance period through September 30, 2013. There is no budgetary impact.

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 1/17/2013. The motion PASSED by an unanimous vote.

e [0003-13](#)

Authorization to execute a Claims Payment Agreement with Humana Insurance Company for health insurance plans for the period beginning January 1, 2013 through December 31, 2013. (L0003-13) (Maxwell/Graham)

This is a request to execute a Claims Payment Agreement with Humana Insurance Company for health insurance plans for the period beginning January 1, 2013 through December 31, 2013. Funds are budgeted in the amount of \$802,796.

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 1/17/2013. The motion PASSED by an unanimous vote.

f [0007-13](#)

Authorization to amend Section 21-5 of the Code of Ordinances, creating one (1) position of Staff Assistant Sr. (Grade 108N) and to amend Section 22-5 of the Code of Ordinances, abolishing one (1) position of Staff Assistant Sr. (Grade 108N) in the Division of Community Corrections. (L0007-13) (Maxwell/Mason)

This is a request to amend Section 21-5 of the Code of Ordinances, creating one (1) position of Staff Assistant Sr. (Grade 108N) and to amend Section 22-5 of the Code of Ordinances, abolishing one (1) position of Staff Assistant Sr. (Grade 108N) in the Division of Community Corrections.

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 1/17/2013. The motion PASSED by an unanimous vote.

g [0020-13](#)

Authorization to execute an Agreed Order with the Environmental & Energy Cabinet to resolve water quality violations associated with the Haley Pike Landfill. (L0020-13) (Bush/Moloney)

This is a request to execute an Agreed Order with the Environmental & Energy Cabinet to resolve water quality violations associated with the Haley Pike Landfill. Payment of a civil penalty in the amount \$35,000 is

required; \$30,000 of which will be used to connect the Police Canine facility to the sanitary sewer as a supplemental environmental project. Funds are budgeted.

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 1/17/2013. The motion PASSED by an unanimous vote.

h [0022-13](#)

Authorization to execute a Partial Release of Easement releasing a portion of a sanitary sewer easement on property located on Patchen Wilkes Drive. (L0022-13) (Graham)

This is a request to execute a Partial Release of Easement releasing a portion of a sanitary sewer easement on property located on Patchen Wilkes Drive. There is no budgetary impact.

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 1/17/2013. The motion PASSED by an unanimous vote.

i [0023-13](#)

Authorization to extend the timeline of completion for the 2012 Sanitary Sewer Cleaning Program project to March 25, 2013. (L0023-13) (Martin/Moloney)

This is a request to extend the timeline of completion for the 2012 Sanitary Sewer Cleaning Program project to March 25, 2013. There is no budgetary impact.

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 1/17/2013. The motion PASSED by an unanimous vote.

j [0024-13](#)

Authorization to execute a Certificate approving the transfer of a Landscape Easement to new owners of property at 201 East Main Street (Chase Bank building). (L0024-13) (Graham)

This is a request to execute a Certificate approving the transfer of a Landscape Easement to new owners of property at 201 East Main Street (Chase Bank building). There is no budgetary impact.

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 1/17/2013. The motion PASSED by an unanimous vote.

k [0028-13](#)

Authorization to transfer Lochmere Estates street right-of-way from private to public. (L0028-13) (Moloney)

This is a request to transfer Lochmere Estates street right-of-way from private to public. The right-of-way incorporates Lochmere Lane, Lochmere Court and Lochmere Loop. There is no budgetary impact.

A motion was made by Council Member Kevin Stinnett, seconded by Council Member George Myers, that this Agenda Item be Approved and Referred to the

Urban County Council Docket, to be returned by 1/17/2013. The motion PASSED by an unanimous vote.

- l** [0029-13](#) Authorization to execute agreements with various nonprofit organizations for participation in the adopt-a-spot roadway cleanup program under the Kentucky Pride grant for FY 2013 (L0029-13) (Gooding/Moloney)

This is a request to execute agreements with various nonprofit organizations for participation in the adopt-a-spot roadway cleanup program under the Kentucky Pride grant for FY 2013. Funds in the amount of \$22,639.12 are budgeted.

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 1/17/2013. The motion PASSED by an unanimous vote.

- m** [0030-13](#) Authorization to execute Supplemental Agreement. No. 3 for additional utility phase work for the Liberty/Todds Road Project-Section I. (L0030-13) (Gooding/Paulsen)

This is a request to execute Supplemental Agreement. No. 3 for additional utility phase work for the Liberty/Todds Road Project-Section I for an amount of \$145,000. This increase brings the total cost to \$1,145,000 for utility phase work and to \$5,186,975 for all phases. Funds are budgeted.

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 1/17/2013. The motion PASSED by an unanimous vote.

- n** [0031-13](#) Authorization to amend the 2012 Consolidated Plan, eliminating Emergency Solutions Grants funding for The Salvation Army and reallocating funding to Bluegrass Domestic Violence Program, and to execute an agreement with Bluegrass Domestic Violence Program. (L0031-13) (Gooding/Mills)

This is a request to amend the 2012 Consolidated Plan, eliminating Emergency Solutions Grants funding for The Salvation Army and reallocating funding to Bluegrass Domestic Violence Program, and to approve execution of agreement with Bluegrass Domestic Violence Program for an amount of \$23,174. Budget amendment in process.

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 1/17/2013. The motion PASSED by an unanimous vote.

- o** [0033-13](#) Authorization to execute agreement with Volunteers of America for financial support of emergency housing services for FY 2013. (L0033-13) (Gooding/Moloney)

This is a request to execute agreement with Volunteers of America for

financial support of emergency housing services for FY 2013, for an amount of \$8,000. Funds are budgeted.

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 1/17/2013. The motion PASSED by an unanimous vote.

p [0038-13](#)

Authorization to execute agreements with six (6) engineering firms deemed prequalified to provide engineering services for storm water management projects - Category #3 of RFP #33-2012. (L0038-13) (Martin/Moloney)

This is a request to execute agreements with six (6) engineering firms deemed prequalified to provide engineering services for storm water management projects - Category #3 of RFP #33-2012. The firms are: ECSI, LLC; Palmer Engineering Company; Howard K. Bell Consulting Engineers, Inc.; Integrated Engineering, PLLC; GRW Engineers, Inc. and Stantec Consulting Services, Inc.

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 1/17/2013. The motion PASSED by an unanimous vote.

q [0039-13](#)

Authorization to execute agreements with seven (7) engineering firms deemed prequalified to provide engineering services for pipeline, manhole, inlet and junction chamber rehabilitation projects - Category #4 of RFP #33-2012. (L0039-13) (Martin/Moloney)

This is a request to execute agreements with seven (7) engineering firms deemed prequalified to provide engineering services for pipeline, manhole, inlet and junction chamber rehabilitation projects - Category #4 of RFP #33-2012. The firms are: Florence & Hutcheson, Inc.; Nesbitt Engineering, Inc.; Bell Engineering, Inc.; HDR Engineering, Inc.; Strand Associates, Inc.; GRW Engineers, Inc. and Stantec Consulting Services, Inc.

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 1/17/2013. The motion PASSED by an unanimous vote.

r [0040-13](#)

Authorization to amend Neighborhood Action Match Agreements with Ashland Park Neighborhood Association, Hill-N-Dale Neighborhood Association and Chilesburg Maintenance Association. (L0040-13) (Gooding/Moloney)

This is a request to amend Neighborhood Action Match Agreements with Ashland Park Neighborhood Association, Hill-N-Dale Neighborhood Association and Chilesburg Maintenance Association to extend completion dates for various projects. There is no budgetary impact.

A motion was made by Council Member Linda Gorton, seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Urban County Council Docket, to be returned by 1/17/2013. The motion PASSED by an unanimous vote.