



# Lexington-Fayette Urban County Government Minutes - Final

200 E. Main St  
Lexington, KY 40507

## Urban County Council Work Session

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Tuesday, October 10, 2017

3:00 PM

Council Chamber

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### Packet

#### I. Public Comment - Issues on Agenda

**Present** 15 - Steve Kay, Kevin Stinnett, Kathy Plomin, James Brown, Jake Gibbs, Jennifer Mossotti, Jennifer Scutchfield, Susan Lamb, Bill Farmer Jr., Angela Evans, Richard Moloney, Fred Brown, Amanda Bledsoe, Peggy Henson, and Joseph Smith

**Absent** 0

#### II. Requested Rezonings/ Docket Approval

A motion was made by CM Henson, seconded by CM Farmer, Jr., that the docket be Approved. The motion PASSED by unanimous vote.

##### [1113-17](#)

A Resolution of the Urban County Council, affirming and adopting the Charter for Compassion for Lexington-Fayette County and designating Lexington-Fayette County as a Compassionate City. [Council Office, Maynard]

A motion was made by Council Member Susan Lamb, seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 10/12/2017. The motion PASSED by unanimous vote.

##### [1117-17](#)

A Resolution directing Charter Communications Inc. ("Charter") doing business as "Spectrum" to comply with certain provisions of Ordinance No. 152-2014 within thirty (30) days of the passage of this Resolution and directing the Commissioner of Law to send to Charter a copy of this Resolution, which shall serve as a written demand to Charter that it shall comply with certain provisions of Ordinance 152-2014. [Council Office, Maynard]

A motion was made by Council Member Kevin Stinnett, seconded by Council Member Bill Farmer, Jr., that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 10/12/2017. The motion PASSED by unanimous vote.

#### III. Approval of Summary

##### a [1087-17](#)

Table of Motions: Council Work Session, September 26, 2017

Approve

#### IV. Budget Amendments

[1116-17](#)

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for municipal expenditures, and appropriating and re-appropriating funds, Schedule No.8. [Div. of Budgeting, Lueker]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Kathy Plomin, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 10/12/2017.**

**Mr. Farmer made a motion to remove the Capital Project clean up from the Budget Amendment list. It was seconded by Mr. Gibbs and PASSED by unanimous vote.**

**Mr. Farmer's original motion to approve the budget amendments then PASSED by unanimous vote.**

#### V. New Business

#### VI. Continuing Business/ Presentations

**a** [1088-17](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Shetlands Homeowners Association, Inc. (\$350), Hill N Dale Neighborhood Association (\$500), Firebrook Estates Homeowners Association, Inc., (\$200), Douglass Soccer, Inc. (\$425), Feast on Equality, Inc. (\$690), Lady Veterans Connect, Inc. (\$650), LexArts (\$450), and Blue Grass Council of Boy Scouts of America, Inc. (\$1,000), for the Office of the Urban County Council, at a cost not to exceed the sums stated. [Council Office, Maynard]

**A motion was made by Council Member Amanda Bledsoe, seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 10/12/2017. The motion PASSED by unanimous vote.**

**b** [1089-17](#)

Committee Summary: General Government & Social Services, September 12, 2017

**Received and Filed**

[0991-17](#)

An Ordinance enacting Article XLVIII of Chapter Two of the Code of Ordinances of the Lexington-Fayette Urban County Government, authorizing the creation of a commission to be called the "Commission on Veterans' Affairs," for the purpose of providing a support system and resources to veterans and their families and improving veteran community relations in Lexington-Fayette County and other appropriate

purposes. [Council Office, Maynard]

**A motion was made by Council Member Susan Lamb, seconded by Council Member Bill Farmer, Jr., that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 10/12/2017. The motion PASSED by unanimous vote.**

## VII. Council Reports

## VIII. Mayor's Report

### [1105-17](#)

- (1) Recommending the appointment of Mr. Jason Jones, as Rehabilitation Representative, to the Commission for People with Disabilities with term to expire Aug. 26, 2019;
- (2) Recommending the reappointment of Ms. Lane Boldman, as At-Large Fayette County Neighborhood Council Representative, Council Member Jennifer Scutchfield, as 7th District Councilmember Representative, and Mr. Scott Thompson, as Alternative Modes of Transportation Representative, to the Corridors Commission with terms expiring Aug. 1, 2021;
- (3) Recommending the reappointment of Ms. Diana Queen, as At-Large Representative, to the Mayor's International Affairs Advisory Commission with term expiring Aug. 27, 2021; and
- (4) Recommending the appointment of Ms. Cathy Perkins, as Fayette County Resident Representative, to the Paris Pike Corridor Commission, with term expiring Oct. 12, 2021.

**A motion was made by Council Member Peggy Henson, seconded by Council Member Kevin Stinnett, that this Communication be Approve and Referred to the Docket, and sent to the Urban County Council to be returned on 10/12/2017. The motion PASSED by majority vote (Council Member Lamb recused herself on the International Affairs Advisory item).**

## IX. Public Comment - Issues Not on Agenda

## X. Adjournment

**A motion was made by CM Stinnett, seconded by CM Henson, that the meeting be Adjourned The motion PASSED by unanimous vote.**

**Administrative Synopsis - New Business Items**

- a [1001-17](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Energy and Environment Cabinet, and to provide any additional information requested in connection with this Grant Application, and to accept this Grant if the application is approved, which Grant funds are in the amount of \$152,750 Commonwealth of Ky. funds, and are for the continuation of the Litter Abatement Grant Funding Program for FY 2018, 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. [Div. of Environmental Services, Plueger]
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 10/12/2017. The motion PASSED by unanimous vote.**
- b [1033-17](#) An Ordinance amending section 4-12.4(g) of the Lexington-Fayette Urban County Code of Ordinances, related to the regulation of kennels, to decrease the number of convictions necessary to suspend or revoke a kennel license; providing that a kennel license may be revoked for violation of state or local law criminalizing the mistreatment of animals; and increasing the time a person whose kennel license has been revoked must wait before applying for a new license from one year to five years. [Dept. of Public Safety, Bastin]
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approve and Refer to Docket, and sent to the Urban County Council to be returned on 10/12/2017. The motion PASSED by an unanimous vote.**
- c [1034-17](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Engineering Services Agreement with CDP Engineers, Inc., for the design of the South Elkhorn Trail Project, at a cost not to exceed \$50,110. [Div. of Engineering, Burton]
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 10/12/2017. The motion PASSED by unanimous vote.**
- d [1036-17](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Agreement with Bluegrass Area Development District, to include the FY 2018 Budget and the eligible reimbursable expenses for operation of the Lexington Senior Center. [Div. of Aging and Disability Services, Stambaugh]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 10/12/2017. The motion PASSED by unanimous vote.**

**e**      [1038-17](#)

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Bicycle and Bikeway Commission's Paula Nye Memorial Bicyclist and Pedestrian Education Program and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$15,000 Commonwealth of Ky. funds, and are for the operation of two (2) public education programs for pedestrian safety. [Div. of Environmental Services, Plueger]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 10/12/2017. The motion PASSED by unanimous vote.**

**f**      [1041-17](#)

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Consumer Product Safety Commission, which Grant funds are in the amount of \$2,500, are for the provision of a fire safety and prevention campaign, 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. [Div. of Fire and Emergency Services, Chilton]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 10/12/2017. The motion PASSED by unanimous vote.**

**g**      [1062-17](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with the Lexington Youth Lacrosse Association concerning the use and maintenance of multi-purpose fields at Shillito Park, at no cost to the Urban County Government. [Div. of Parks and Recreation, Conrad]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 10/12/2017. The motion PASSED by unanimous vote.**

**h**      [1064-17](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Certificates of Consideration and other necessary documents, and to accept Deeds for property interests needed for Town Branch Trail-Phase 4, at a cost not to exceed \$75,000. [Div. of Engineering, Burton]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council**

**Member Peggy Henson, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 10/12/2017. The motion PASSED by unanimous vote.**

- i [1065-17](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit an application to the UNESCO creative Cities Network and to provide any additional information requested in connection with this application, to obtain the designation of UNESCO Creative City of Literature for Lexington, Ky., at no cost to the Urban County Government. [Mayor's Office, Emmons]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 10/12/2017. The motion PASSED by unanimous vote.**

- j [1066-17](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the HOME Agreement with Fayette County Local Development Corporation, Inc., updating the language in Article I and correcting the affordability period from ten (10) years to fifteen (15) years. [Div. of Grants and Special Programs, Lanter]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 10/12/2017. The motion PASSED by unanimous vote.**

- k [1067-17](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Telcordia Technologies, Inc. d/b/a iconectiv, a sole source provider, for access to the Number Portability Administration Center, for the Div. of Enhanced 911, at a cost not to exceed \$6,000. [Div. of Emergency Management/911, Stack]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 10/12/2017. The motion PASSED by unanimous vote.**

- l [1078-17](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a modification to the Agreement with the Ky. Dept. of Military Affairs, Div. of Emergency Management, for extension of the performance period through September 30, 2018 for the Chemical Stockpile Emergency Preparedness Program (CSEPP) for FY 2016, at no additional cost to the Urban County Government. [Div. of Emergency Management/911, Dugger]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 10/12/2017. The motion PASSED by unanimous vote.**

- m**     [1080-17](#)     A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. 911 Services Board (previously known as the Ky. Commercial Mobile Radio Services (CMRS) Board), which Grant funds are in the amount of \$400,000 Commonwealth of Ky. funds, are for the purchase of a new Computer Aided Dispatch (CAD) system, for the Div. of Enhanced 911, 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. [Div. of Emergency Management/911, Stack]
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 10/12/2017. The motion PASSED by unanimous vote.**
- n**     [1081-17](#)     A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Agreement with Cumberland Pipeline, LLC, for the Paradise Lane Pump Station and Force Main Project, increasing the contract price by the sum of \$6,469.00 from \$552,780.16 to \$559,249.16, and extending the date of completion by seventy-one (71) calendar days, to October 27, 2017. [Div. of Water Quality, Martin]
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 10/12/2017. The motion PASSED by unanimous vote.**
- o**     [1082-17](#)     A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Agreement with OMNI Commercial LLC, for the Cadentown School House Sidewalk Project, increasing the contract price by the sum of \$2,900 from \$25,900 to \$28,800. [Dept. of Environmental Quality and Public Works, Hoskins-Squier]
- A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 10/12/2017. The motion PASSED by unanimous vote.**
- p**     [1083-17](#)     A Resolution approving the Granting of an inducement to Innovative Mattress Solutions, LLC, pursuant to the Ky. Business Investment Act (KRS Subchapter 154.32), whereby the Lexington-Fayette Urban County Government agrees to rebate one percent (1%) of the Occupational License Fee related to the project for a term of not longer than ten (10) years from the activation date, subject to proper documentation being provided the limitations contained in the Act, and any agreement Innovative Mattress Solutions, LLC, has 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 Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 10/12/2017. The motion PASSED by unanimous vote.**

**q**      [1084-17](#)

An Ordinance approving and authorizing the Lexington Downtown Development Authority to enter into a Reorganization Agreement and partnership with the Downtown Lexington Corporation to be known as the Downtown Lexington Partnership; repealing and replacing in its entirety section 2-430 of the Code of Ordinances of the Lexington-Fayette Urban County Government, pertaining to the Board of the Lexington Downtown Development Authority and replacing the current board with five members consisting of the Mayor or his designee with the other members appointed by the Mayor subject to confirmation by the Urban County Council, and the appointed members serving four year terms except the original board, which shall be staggered; and amending Section 2-431 of the Code to authorize but not require an executive director and to allow for the contracting of services, all effective upon date of passage. [Mayor's Office, Atkins]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 10/12/2017. The motion PASSED by unanimous vote.**

**r**      [1085-17](#)

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to Ky. American Water, and to provide any additional information requested in connection with this Grant Application, and to accept this Grant if the application is approved, which Grant funds are in the amount of \$500, under the Fire Fighting Support Grant, and are for the purchase of personal protective equipment for the Div. of Fire and Emergency Services, 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. [Div. of Fire and Emergency Services, Chilton]

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Peggy Henson, that this Agenda Item be Approved and Referred to the Docket, and sent to the Urban County Council to be returned on 10/12/2017. The motion PASSED by unanimous vote.**