



# Lexington-Fayette Urban County Government Minutes - Final - Final Urban County Council

200 E. Main St  
Lexington, KY 40507

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Thursday, January 26, 2012

6:00 PM

Council Chambers

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## Docket

### I. Roll Call

**Present** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Absent** 1 - Diane Lawless

### II. Invocation

### III. Presentation

[0116-12](#) Senior Services Commission Presentation

**Received and Filed**

### IV. Public Hearing - Red Mile TIF Development Plan

[0076-12](#) Public Hearing - Red Mile Tax Increment Financing Development Area/Development Plan

**Considered**

### V. Ordinances – Second Reading

1. [0020-12](#) An Ordinance changing the zone from a Wholesale and Warehouse Business (B-4) zone to a Light Industrial (I-1) zone for 3.18 net (3.82 gross) acres, for property located at 1133 Industry Rd. (SRC of Lexington, Inc.). Conditional Approval 7-0 (To be heard by February 15, 2012) [Div. of Planning, King]

**A motion was made by Council Member Crosbie, seconded by Council Member Gorton, that this Ordinance be Passed. The motion Passed by the following vote:**

**Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

Enactment No: O-004-2012

2. [0019-12](#) An Ordinance changing the zone from a Wholesale and Warehouse Business (B-4) zone to a High Rise Apartment (R-5) zone for 8.54 net (8.83 gross) acres, and from an Agricultural Urban (A-U) zone to a High Rise Apartment (R-5) zone, for 2.06 net and gross acres, for property located at 843 S. Broadway and 1200 Red Mile Rd. (a portion of) (Hallmark Student Development Co., LLC). Conditional Approval 5-2 OBJECTOR (To be heard by February 15, 2012) [Div. of Planning, King]

**A motion was made by Council Member Crosbie, seconded by Council Member Gorton, that this Ordinance be Passed. The motion Passed by the following vote:**

**Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

Enactment No: O-005-2012

3. [0021-12](#) An Ordinance changing the zone from a Light Industrial (I-1) zone to a Heavy Industrial (I-2) zone for 10.59 net and gross acres, for property located at 195 Lisle Industrial Ave. (a portion of), subject to certain use restrictions imposed as conditions of granting the zone change (Whayne Supply Co.). Conditional Approval 9-0 (To be heard by March 14, 2012) [Div. of Planning, King]

**A motion was made by Council Member Crosbie, seconded by Council Member Gorton, that this Ordinance be Passed. The motion Passed by the following vote:**

**Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

Enactment No: O-006-2012

4. [00508-11](#) An Ordinance closing a portion of Evans St.; determining that all property owners abutting the portion of the street to be closed have been identified, provided with written notice of the proposed closing and consented thereto in writing; and authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Quitclaim Deed transferring the former right-of-way to the abutting owners, subject to the reservation of easements for access and maintenance of existing utilities in the former right-of-way. [Dept. of Environmental Quality and Public Works, Bush]

**A motion was made by Council Member Crosbie, seconded by Council Member Gorton, that this Ordinance be Passed. The motion Passed by the following vote:**

**Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

Enactment No: O-007-2012

5. [00535-11](#)

An Ordinance amending Section One (1) of Ordinance No. 163-2011 to correct a typographical error in the subsection line number relating to the position of Maintenance Mechanic. [Div. of Human Resources, Jarvis]

**A motion was made by Council Member Crosbie, seconded by Council Member Gorton, that this Ordinance be Passed. The motion Passed by the following vote:**

**Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

Enactment No: O-008-2012

6. [0005-12](#)

An Ordinance amending Section 21-5(2) of the Code of Ordinances, abolishing two (2) positions of Public Service Worker, Grade 106N, in the Div. of Waste Management; and amending Section 21-5(2) of the Code of Ordinances creating one (1) position of Microcomputer Support Specialist, Grade 113N, in the Div. of Waste Management. [Div. of Human Resources, Jarvis]

**A motion was made by Council Member Crosbie, seconded by Council Member Gorton, that this Ordinance be Passed. The motion Passed by the following vote:**

**Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

Enactment No: O-009-2012

7. [0006-12](#)

An Ordinance amending Section 7-17(b) of the Code of Ordinances of the Lexington-Fayette Urban County Government to change the position authorized and directed to establish fees from the Chief Information Officer to the Chief Administrative Officer. [Div. of Enterprise Solutions, Cottle]

**A motion was made by Council Member Crosbie, seconded by Council Member Gorton, that this Ordinance be Passed. The motion Passed by the following vote:**

**Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

Nay: 0

Enactment No: O-010-2012

8. [0011-12](#)

An Ordinance amending Section 22-5(2) of the Code of Ordinances extending the term of the temporary position of Staff Assistant, Sr., Grade 108N, from April 1, 2012 to April 1, 2015, and the temporary position of Project Engineering Coordinator, Grade 119E, from February 25, 2012 to February 25, 2015, all in the Div. of Water Quality, effective upon passage of Council. [Div. of Human Resources, Jarvis]

**A motion was made by Council Member Crosbie, seconded by Council Member Gorton, that this Ordinance be Passed. The motion Passed by the following vote:**

**Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

Nay: 0

Enactment No: O-011-2012

9. [0046-12](#)

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for municipal expenditures, and appropriating and re-appropriating funds, Schedule No. 50. [Div. of Budgeting, Barrow]

**A motion was made by Council Member Crosbie, seconded by Council Member Gorton, that this Ordinance be Passed. The motion Passed by the following vote:**

**Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

Nay: 0

Enactment No: O-012-2012

10. [0064-12](#)

An Ordinance relating to discharges of surface or groundwater into the Urban County sanitary sewer system and creating Article VIII of Chapter 16 of the Code of Ordinances (Sections 16-111 through 16-115) to ensure adequate enforcement to deter and prevent introduction of surface or ground water into the Urban County sanitary sewer system; to prohibit discharge of surface or ground water into the sewer system as a condition of initial or continued sanitary sewer service; to provide that Urban County Government representatives shall have access at all reasonable times to enter properties for inspections; to provide for notice of prohibited discharges to owners or occupants of property and require abatement; to provide for a supplementary sanitary sewer user charge in the amount of \$75.00 on all sanitary sewer user charge billings for those properties that do not

permit Urban County Government representatives to inspect and those that do not abate an unauthorized condition within sixty (60) days until the inspection is permitted or the condition is abated; to provide that failure to abate such condition may subject property owners to civil or criminal penalties; and to provide that the supplementary user charge is in addition to any fines or other penalties imposed under applicable law. [Council Office, Maynard]

**A motion was made by Council Member Crosbie, seconded by Council Member Gorton, that this Ordinance be Passed. The motion Passed by the following vote:**

**Aye:** 13 - Julian Beard; Tom Blues; Bill Farmer, Jr.; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 1 - K.C. Crosbie

Enactment No: O-013-2012

#### **VI. Ordinances – First Reading**

11. [0062-12](#) An Ordinance changing the zone from a Heavy Industrial (I-2) Zone to a High Rise Apartment (R-5) Zone for 8.10 net (8.29 gross) acres, and from a Wholesale & Warehouse Business (B-4) Zone to a High Rise Apartment (R-5) Zone for 2.03 net (2.4 gross) acres, for property located at 474, 497, and 498 Angliana Ave. (Trinitas Ventures, LLC). Approval 8-1 OBJECTOR (To Be Heard By March 14, 2012) [Div. of Planning, King]

**Received First Reading to the Urban County Council due back on 2/16/2012**

12. [0050-12](#) An Ordinance amending Section 22-5(2) of the Code of Ordinances, creating one (1) temporary position of Public Information Officer, Grade 118E, three (3) temporary positions of Evidence Technician, Grade 112N, and one (1) temporary position of Police Analyst, Grade 111N, with terms to expire on December 31, 2014, effective upon passage of Council. [Div. of Human Resources, Jarvis]

**Received First Reading to the Urban County Council due back on 2/16/2012**

13. [0108-12](#) An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for municipal expenditures, and appropriating and re-appropriating funds, Schedule No. 51. [Div. of Budgeting, Barrow]

**Received First Reading to the Urban County Council due back on 2/16/2012**

14. [110-12](#) An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$620 from Neighborhood Development Funds in the Div. of Parks and Recreation for the Show

Stoppers National Dance Competition, Dance Attack Competition Program, and appropriating and re-appropriating funds, Schedule No. 52. [Council Office, Maynard]

Received First Reading to the Urban County Council due back on 2/16/2012

**VII. Resolutions – Second Reading**

1. [0001-12](#) A Resolution accepting the bid of Top Dogs Police Canine Academy, LLC, establishing a price contract for detection and patrol canines, for the Div. of Police. (3 Bids, Low) [Bastin]

**A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Passed. The motion Passed by the following vote:**

**Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

Enactment No: R-009-2012
2. [0003-12](#) A Resolution accepting the bid of Saffire Cleaning Service, LLC, establishing a price contract for Custodial Services - Versailles Rd. Campus, for the Div. of Facilities and Fleet Management. (11 Bids, Low) [Baradaran]

**A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Passed. The motion Passed by the following vote:**

**Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

Enactment No: R-010-2012
3. [0010-12](#) A Resolution accepting the bid of C.W. Nielsen Manufacturing Corp., establishing a price contract for police badges, for the Div. of Police. (2 Bids, Low) [Bastin]

**A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Passed. The motion Passed by the following vote:**

**Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

Enactment No: R-011-2012

4. [0022-12](#) A Resolution accepting the bid of Dubya J. Brands LLC d/b/a Man O'War Harley-Davidson, LLC, establishing a price contract for police motorcycles, for the Div. of Police. (1 Bid) [Bastin]
- A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Passed. The motion Passed by the following vote:**
- Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford
- Nay:** 0
- Enactment No: R-012-2012
5. [0023-12](#) A Resolution accepting the bid of J. Edinger & Son, Inc., in the amount of \$27,994, for a V-box salt spreader, for the Div. of Facilities and Fleet Management. (3 Bids, Non-Low) [Baradaran]
- A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Passed. The motion Passed by the following vote:**
- Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford
- Nay:** 0
- Enactment No: R-013-2012
6. [0024-12](#) A Resolution accepting the bids of Recreation Supply Co., Inc., Recreonics, Inc., EMSCO d/b/a OP Aquatics, and Aquatic Technology, Inc., establishing price contracts for swimming pool supplies, for the Div. of Parks and Recreation. (4 Bids, Low) [Hancock]
- A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Passed. The motion Passed by the following vote:**
- Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford
- Nay:** 0
- Enactment No: R-014-2012
7. [0025-12](#) A Resolution accepting the bid of Jack Doheny Supplies, Inc., in the amount of \$374,975, for a combination sewer cleaning unit, for the Div. of Water Quality. (1 Bid) [Martin]
- A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Passed. The motion Passed by the following vote:**

**Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

Enactment No: R-015-2012

8. [0027-12](#)

A Resolution accepting the bid of G4S Justice Services, LLC, establishing a price contract for electronic monitoring of inmates, for the Div. of Community Corrections. (5 Bids, Low) [Sabbatine]

**A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Passed. The motion Passed by the following vote:**

**Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

Enactment No: R-016-2012

9. [0029-12](#)

A Resolution accepting the bid of Cornerstone Institutional, LLC, establishing a price contract for mattresses, for the Div. of Community Corrections. (5 Bids, Low) [Sabbatine]

**A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Passed. The motion Passed by the following vote:**

**Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

Enactment No: R-017-2012

10. [0045-12](#)

A Resolution accepting the bids of Pennington Seed and Spill Management Products, Inc., establishing price contracts for baseball field drying conditioners, for the Div. of Parks and Recreation. (4 Bids, Low) [Hancock]

**A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Passed. The motion Passed by the following vote:**

**Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

Enactment No: R-018-2012

11. [0038-12](#)

A Resolution ratifying the probationary civil service appointments of:



Cory House, Engineering Technician, Grade 111N, \$18.087 hourly, in the Div. of Traffic Engineering, effective January 16, 2012 and Horace Miles, Equipment Operator, Grade 108N, \$15.002 hourly, in the Div. of Water Quality, effective January 16, 2012; ratifying the probationary sworn appointment of: David Sullivan, Fire Lieutenant, Grade 315N, \$17.740 hourly, in the Div. of Fire and Emergency Services, effective December 14, 2011. [Div. of Human Resources, Jarvis]

**A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Passed. The motion Passed by the following vote:**

**Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

Enactment No: R-019-2012

12. [00441-11](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One to the Contract with Red River Ranch, LLC, for Haley Pike Landfill Compost Pad, increasing the contract price by the sum of \$2,985 from \$103,361 to \$106,346. [Div. of Waste Management, Feese]

**A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Passed. The motion Passed by the following vote:**

**Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

Enactment No: R-020-2012

13. [00510-11](#)

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Health Services Agreement with Corizon, Inc., for the provision of medical care services to inmates at the Detention Center, at a cost not to exceed \$2,883,924. [Div. of Community Corrections, Sabbatine]

**A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Passed. The motion Passed by the following vote:**

**Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

Enactment No: R-021-2012

14. [00517-11](#)

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

Urban County Government, to accept a Grant from the Ky. American Water Co., which Grant funds are in the amount of \$500 under the Ky. American Water Firefighting Support Grant Program, are for the purchase of 25 Personal Protective Equipment Hoods, and the acceptance of which does not obligate the Urban County Government for the expenditure of funds. [Div. of Grants and Special Programs/Dept. of Public Safety, Gooding/Mason]

**A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Passed. The motion Passed by the following vote:**

**Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

Enactment No: R-022-2012

15. [00525-11](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Lexington-Fayette Urban County Airport Board for the upgrade of the Blue Grass Field Sanitary Pumping Station, with the parties equally sharing the project costs, at a cost to the Urban County Government not to exceed \$600,000. [Div. of Water Quality, Martin]

**A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Passed. The motion Passed by the following vote:**

**Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

Enactment No: R-023-2012

16. [00532-11](#)

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Office of Homeland Security, for extension of the Metropolitan Medical Response System (MMRS) Project through May 31, 2012, at no cost to the Urban County Government. [Div. of Grants and Special Programs/Dept. of Public Safety, Gooding/Mason]

**A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Passed. The motion Passed by the following vote:**

**Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

Enactment No: R-024-2012

17.     [0009-12](#)     A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Omnisource Integrated Supply, LLC, for temporary employees at the Div. of Emergency Management/911, at a cost not to exceed \$15,000. [Div. of Grants and Special Programs/Dept. of Public Safety, Gooding/Mason]
- A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Passed. The motion Passed by the following vote:**
- Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford
- Nay:** 0
- Enactment No: R-025-2012
18.     [0016-12](#)     A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Routeware Support Plan with Routeware, for software upgrades and support, at a cost not to exceed \$55,500. [Div. of Waste Management, Feese]
- A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Passed. The motion Passed by the following vote:**
- Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford
- Nay:** 0
- Enactment No: R-026-2012
19.     [0017-12](#)     A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Mental Health Services Agreement with Bluegrass Regional Mental Health - Mental Retardation Board, Inc., for court ordered mental health evaluations of clients referred to the Div. of Youth Services, at a cost not to exceed \$2,000. [Dept. of Social Services, Mills]
- A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Passed. The motion Passed by the following vote:**
- Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford
- Nay:** 0
- Enactment No: R-027-2012
20.     [0031-12](#)     A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. State

Police, Commercial Vehicle Enforcement Division, which Grant funds are in the amount of \$75,000 Federal funds are for continuation of the Motor Carrier Safety Assistance Program (MCSAP), the acceptance of which obligates the Urban County Government for the expenditure of \$18,750 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. [Div. of Grants and Special Programs/Dept. of Public Safety, Gooding/Mason]

**A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Passed. The motion Passed by the following vote:**

**Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

Enactment No: R-028-2012

21. [0034-12](#)

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Modification to Agreement with the Ky. Dept. of Military Affairs, Div. of Emergency Management, for extension of the Agreement for funds for the Chemical Stockpile Emergency Preparedness Program (CSEPP) for FY 2009 through March 31, 2012 at no cost to the Urban County Government. [Div. of Grants and Special Programs/Dept. of Public Safety, Gooding/Mason]

**A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Passed. The motion Passed by the following vote:**

**Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

Enactment No: R-029-2012

22. [0035-12](#)

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Modification to Agreement with the Ky. Dept. of Military Affairs, Div. of Emergency Management, for extension of the Agreement for funds for the Chemical Stockpile Emergency Preparedness Program (CSEPP) for FY 2010 through September 30, 2012, at no cost to the Urban County Government. [Div. of Grants and Special Programs/Dept. of Public Safety, Gooding/Mason]

**A motion was made by Council Member Gorton, seconded by Council Member Farmer, Jr., that this Resolution be Passed. The motion Passed by the following vote:**

**Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

Enactment No: R-030-2012

**VIII. Resolutions – First Reading**

23. [0054-12](#) A Resolution accepting the bid of Pomeroy, establishing a price contract for Security Cameras and Equipment, for the Dept. of General Services. (10 Bids, Low) [Hamilton]  
**Received First Reading to the Urban County Council due back on 2/16/2012**
24. [0069-12](#) A Resolution accepting the bids of Solid Rock Construction, LLC, and Sensabaugh Design and Construction, establishing price contracts for UPC - Demolition of Residential Structures, for the Div. of Water Quality, and authorizing the Mayor to execute any related Agreements. (2 Bids, Low) [Martin]  
**Received First Reading to the Urban County Council due back on 2/16/2012**
25. [0073-12](#) A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following: Julia Chenault, Child Care Program Aide, Grade 107N, \$12.300 hourly, in the Div. of Youth Services, effective upon passage of Council. [Div. of Human Resources, Jarvis]  
**Received First Reading to the Urban County Council due back on 1/26/2012**  
  
Enactment No: R-031-2012  
  
**A motion was made by Council Member Linda Gorton, seconded by Council Member Chuck Ellinger, that this Resolution be Suspend rules for Second Reading.. The motion PASSED by an unanimous vote.**  
  
Enactment No: R-031-2012  
  
**A motion was made by Council Member Kay, seconded by Council Member Gorton, that this Resolution be Passed. The motion Passed by the following vote:**  
  
**Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford  
  
**Nay:** 0  
  
Enactment No: R-031-2012
26. [0074-12](#) A Resolution ratifying the probationary civil service appointment of: Jimmy Ross, Public Service Worker, Grade 106N, \$12.181 hourly, in the Div. of Water Quality, effective January 30, 2012; ratifying the permanent civil service appointments of: Ross Strong, Anthony

Sullivan, Sonya Taylor and Eric Wheeler, Equipment Operator Sr., Grade 109N, in the Div. of Waste Management, effective January 25, 2012; and ratifying the probationary sworn appointments of: Todd Samuelson, David Earnest, Mark Harvey, Carl Haunz, Joseph Best and John Gosper, Fire Major, Grade 318E, \$3,521.79 bi-weekly, in the Div. of Fire and Emergency Services, effective January 2, 2012; Curtis Works, Charles Hopkins, William Dean, Roy Highland, Marcus Blanton, Edward Murner, Darren Day, Robert King, Lee Hayden, Jeffery Shields, Christian Ulrich, Fire Captain, Grade 316N, \$23.039 hourly, in the Div. of Fire and Emergency Services, effective January 2, 2012; Brian Moscoe, Scott Marshall, John Blanton, Bradley Dobrzynski, Timothy Jones, Christopher Nead, James Herald, Jacob Sea, Christopher Martin, Joseph McIntyre, Keith Smith, Jeffrey Wright, Edwin Morgan, Michael Keene, Michael Bailey, Fire Lieutenant, Grade 315N, \$17.740 hourly, in the Div. of Fire and Emergency Services, effective January 2, 2012; Roger Holland and David Biroschik, Police Lieutenant, Grade 317E, \$3,025.145 bi-weekly, in the Div. of Police, effective February 20, 2012; Darin Larrabee and Jeremy Tuttle, Police Sergeant, Grade 315N, \$28.588 hourly, in the Div. of Police, effective February 20, 2012; unclassified civil service pay increase in the Office of the Urban County Council: Jonathan Hollinger, Aide to Council, Grade 000E, increase from \$1,923.08 to \$2,089.60, effective upon passage of Council. [Div. of Human Resources, Jarvis]

**Received First Reading to the Urban County Council due back on 1/26/2012**

Enactment No: R-032-2012

**A motion was made by Council Member Doug Martin, seconded by Council Member Chris Ford, that this Resolution be Suspend rules for Second Reading.. The motion PASSED by an unanimous vote.**

Enactment No: R-032-2012

**A motion was made by Council Member Kay, seconded by Council Member Gorton, that this Resolution be Passed. The motion Passed by the following vote:**

**Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

Enactment No: R-032-2012

**27. [0007-12](#)**

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Office of Homeland Security and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$16,500 Commonwealth of Ky. funds under the Law Enforcement Protection Program, and are for the purchase of 30 body armor vests for the Div. of Police. [Div. of Grants

and Special Programs/Dept. of Public Safety, Gooding/Mason]

**Received First Reading to the Urban County Council due back on 2/16/2012**

28.     [0033-12](#)     A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Rental Agreement with the Lexington Center Corp., for use of the Opera House for the Kiddie Kapers Program, at a cost not to exceed \$10,000. [Div. of Parks and Recreation, Hancock]
- Received First Reading to the Urban County Council due back on 2/16/2012**
29.     0036-12     A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement and a Lease Agreement with Lexington-Fayette Animal Care and Control, LLC, for animal control services, at a cost not to exceed \$1,076,690. [Dept. of Public Safety, Mason]
- Received First Reading to the Urban County Council due back on 2/16/2012**
30.     [0042-12](#)     A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class A (Neighborhood) Incentive Grant to the Friends of Wolf Run, Inc., to develop a model and a manual to identify high priority parcels and facilitate installation of stormwater quality and/or runoff reduction facilities in the Wolf Run Watershed, at a cost not to exceed \$7,200. [Div. of Water Quality, Martin]
- Received First Reading to the Urban County Council due back on 2/16/2012**
31.     [0043-12](#)     A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class A (Neighborhood) Incentive Grant to Andover Estates Homeowners Association, Inc., to design and construct a retrofit to an existing riprap channel to eliminate instability and erosion and to provide education to the neighborhood on related issues, at a cost not to exceed \$8,000. [Div. of Water Quality, Martin]
- Received First Reading to the Urban County Council due back on 2/16/2012**
32.     [0049-12](#)     A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Rural and Inner City Adopt-a-Spot Program Agreements with Christ United Methodist Church, BSA #220 (\$1,304.12); Christ Centered Church, BSA #59 (\$1,567.20); Immanuel Baptist Church, BSA #41 (\$1,231.68); Rosemont Baptist Church, BSA #98 (\$1,157.40); Beaumont Presbyterian, BSA #279 (\$1,038.28); Greater Faith Apostolic Church, BSA #238 (\$1,103.60); First Alliance Church (\$1,265.40); Bluegrass Chapter Order of Demolay (\$1,332.32); Christian Youth Fellowship (\$1,942.51); Phillips Memorial Church (\$2,191.56); Boy Scout Troop



#103 (\$298.85); Boy Scout Troop #13 (\$1,992.32); Boy Scout Troop #186 (\$273.95); Boy Scout Troop #382 (\$448.27); Greater Faith Apostolic Church, BSA #238 (\$522.98); Tates Creek Presbyterian Church BS Troop 226 (\$921.44); Alpha Kappa Alpha-Eta Rho (\$636.12); Lexington Swingers Golf Club, Inc. (\$1,616.00); and Alpha Kappa (\$1,023.12) for participation in the Adopt-a-Spot Roadway Cleanup Program, at a cost not to exceed \$21,867.12. [Div. of Grants and Special Programs/Dept. of Environmental Quality and Public Works, Gooding/Bush]

**Received First Reading to the Urban County Council due back on 2/16/2012**

33. [0052-12](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Conditional Offer to Lease to Healthfirst Bluegrass, Inc., for property at 913 Georgetown St. for operation of an outpatient ambulatory health care facility. [Office of the Chief Administrative Officer, Moloney]

**Received First Reading to the Urban County Council due back on 2/16/2012**

34. [0058-12](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Ky. Chinese American Association, Inc. (\$475) and Robinwood Neighbors Association, Inc. (\$500), 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 1/26/2012**

Enactment No: R-033-2012

**A motion was made by Council Member Jay McChord, seconded by Council Member George Myers, that this Resolution be Suspend rules for Second Reading.. The motion PASSED by an unanimous vote.**

Enactment No: R-033-2012

**A motion was made by Council Member Kay, seconded by Council Member Gorton, that this Resolution be Passed. The motion Passed by the following vote:**

**Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

Enactment No: R-033-2012

35. [0051-12](#) A Resolution authorizing the Div. of Police, on behalf of the Urban County Government, to make necessary repairs and maintenance to the police helicopter by RJ Corman Aircraft Maintenance, LLC, a sole source provider, at a cost not to exceed \$126,152.32. [Div. of Police, Bastin]

**Received First Reading to the Urban County Council due back on 2/16/2012**



36.     [0053-12](#)     A Resolution authorizing the payment of the annual maintenance fee for the Accela, Inc., Asset Management Software required by the Urban County Government's Consent Decree, for the Div. of Water Quality, at a cost not to exceed \$95,863.80. [Div. of Water Quality, Martin]
- Received First Reading to the Urban County Council due back on 2/16/2012
37.     [0055-12](#)     A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. Two to the Contract with GRW Engineers, Inc., for the investigation and design of the Expansion Area 2A Pumping Station and Force Main, increasing the contract price by the sum of \$37,350 from \$425,000 to \$462,350. [Div. of Water Quality, Martin]
- Received First Reading to the Urban County Council due back on 2/16/2012
38.     [0057-12](#)     A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Data Usage Agreement with RAIDS Online/BAIR Analytics, Inc., for an online data program, at no cost to the Government. [Div. of Police, Bastin]
- Received First Reading to the Urban County Council due back on 2/16/2012
39.     [0066-12](#)     A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One to the Contract with Disponette Service Co., Inc., for the Dunbar Community Center Retrofit, for the Div. of Environmental Policy, increasing the contract price by the sum of \$47,424 from \$465,200 to \$512,624. [Div. of Grants and Special Programs/Dept. of Environmental Quality and Public Works, Gooding/Bush]
- Received First Reading to the Urban County Council due back on 2/16/2012
40.     [0072-12](#)     A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Visually Impaired Preschool Service (\$1,000), for the Office of the Urban County Council, at a cost not to exceed the sum stated. [Council Office, Maynard]
- Received First Reading to the Urban County Council due back on 1/26/2012
- Enactment No: R-034-2012
- A motion was made by Council Member Chuck Ellinger, seconded by Council Member Linda Gorton, that this Resolution be Suspend rules for Second Reading.. The motion PASSED by an unanimous vote.**
- Enactment No: R-034-2012
- A motion was made by Council Member Kay, seconded by Council Member Gorton, that this Resolution be Passed. The motion Passed by the following vote:**

**Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

Enactment No: R-034-2012

41. [0107-12](#)

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Service Agreement with On-Site, RX, Inc., to provide pharmacy services at the Dr. Samuel Brown Health Center at a cost of \$7.76 per member per month for Year One, \$8.15 per member per month for Year Two and \$8.55 per member per month for Year Three or at a cost not to exceed \$526,500 and subject to funds being appropriated in Years Two and Three. [Chief Administrative Officer, Moloney]

**Received First Reading to the Urban County Council due back on 1/26/2012**

Enactment No: R-035-2012

**A motion was made by Council Member Steve Kay, seconded by Council Member Jay McChord, that this Resolution be Suspend rules for Second Reading.. The motion PASSED by an unanimous vote.**

Enactment No: R-035-2012

**A motion was made by Council Member Kay, seconded by Council Member Gorton, that this Resolution be Passed. The motion Passed by the following vote:**

**Aye:** 14 - Julian Beard; Tom Blues; Bill Farmer, Jr.; K.C. Crosbie; Chuck Ellinger; Doug Martin; Ed Lane; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 0

Enactment No: R-035-2012

42. [0109-12](#)

A Resolution accepting the Collective Bargaining Agreement with Fraternal Order of Police, Town Branch Lodge #83 on behalf of Officers and Sergeants in the Div. of Community Corrections. [Council Office, Maynard]

**Received First Reading to the Urban County Council due back on 2/16/2012**

[0123-12](#)

A Resolution expressing the concern of the Lexington-Fayette Urban County Council about House Bill 1, the redistricting bill signed into law by the Governor, and its impact on the citizens of Lexington-Fayette County, and urging the Governor and the Legislature to institute a redistricting process that ensures that districts are drawn fairly, representatively and in a non-partisan manner.

**Received First Reading to the Urban County Council due back on 1/26/2012**

Enactment No: R-036-2012

**A motion was made by Council Member Steve Kay, seconded by Council Member George Myers, that this Resolution be Suspend rules for Second Reading.. The motion PASSED by an unanimous vote.**

Enactment No: R-036-2012

**A motion was made by Council Member Kay, seconded by Council Member Gorton, that this Resolution be Passed. The motion Passed by the following vote:**

**Aye:** 11 - Julian Beard; Tom Blues; Chuck Ellinger; Doug Martin; George Myers; Jay McChord; Steve Kay; Kevin Stinnett; Peggy Henson; Linda Gorton and Chris Ford

**Nay:** 3 - Bill Farmer, Jr.; K.C. Crosbie and Ed Lane

Enactment No: R-036-2012

#### **IX. Communications From the Mayor**

##### 0080-12

1. Recommending the appointment of Ms. Randall Rowady, as Code Enforcement representative, to the Animal Care and Control Oversight Committee, with a term to expire 1-1-2016.
2. Recommending the appointment of Mr. Erwin A. Jones to the Arboretum Advisory Committee with a term to expire 1-1-2016. The term of Mr. Timothy Brooks has expired.
3. Recommending the appointment of Ms. Alexandra E. Terry to the Explorium of Lexington Board, with a term to expire 7-1-2014. Ms. Terry will fill the unexpired term of Ms. Monica Mucci.
4. Recommending the reappointment of Mr. Larry L. Ridenour, as at-large representative, to the Greenspace Commission, with a term to expire 7-18-2013.
5. Recommending the appointment of Mr. Keith B. Jones, as Council District 1 representative, to the Parks and Recreation Advisory Board, with a term to expire 1-14-2013. The term of Ms. Joan Gaines has expired.
6. Recommending the reappointment of Mr. William J. DiOrio to the Sister Cities Program Commission, with a term to expire 1-28-2016.
7. Recommending the appointment of Ms. Velva Reed-Barker to the Social Services Advisory Board, with a term to expire 9-1-2015. The term of Ms. Sherry Coles has expired.
8. Recommending the appointment of Mr. Paul A. Schoninger, as Fayette County resident, to the Valley View Ferry Authority, with a term to expire 5-2-2016. The term of Mr. Claude Hammond has expired.

**A motion was made by Council Member K.C. Crosbie that this Communication be Passed.. The motion PASSED by an unanimous vote.**

**X. Communications From the Mayor (For Information Only)****0075-12**

1. Resignation of Floyd Thompson, Firefighter, Grade 311N, in the Div. of Fire and Emergency Services, effective December 5, 2011.
2. Resignation of Anthony King, Equipment Operator Sr., Grade 109N, in the Div. of Streets and Roads, effective January 9, 2012.
3. Resignation of Nicole Parker, Staff Assistant Sr., Grade 108N, in the Div. of Family Services, effective December 16, 2011.
4. Resignation of Dorinda Scheumann, Administrative Specialist Sr., Grade 112N, in the Div. of Revenue, effective December 9, 2011.
5. Resignation of Adrienne Shelby, Deputy Coroner, Grade 112N, in the Office of the Coroner, effective December 16, 2011.
6. Resignation of Monica Taylor, Telecommunicator Sr., Grade 113N, in the Div. of Emergency Management/911, effective December 10, 2011.
7. Resignation of Johnathan Murray, Community Corrections Officer, Grade 110N, in the Div. of Community Corrections, effective December 15, 2011.
8. Resignation of Jamaica Charters, Community Corrections Officer, Grade 110N, in the Div. of Community Corrections, effective December 14, 2011.
9. Resignation of Carson Ritchie, Equipment Operator Sr., Grade 109N, in the Div. of Waste Management, effective December 15, 2011.

**Received and Filed**

**XI. Reports**

1. **0100-12** Div. of Building Inspection Report for the 4th Quarter (October - December) of 2011.

**Received and Filed**

2. **0101-12** Div. of Building Inspection Report for the Year 2011.

**Received and Filed**

**XII. Announcements****XIII. Public Comments****Adjournment**

