

# Lexington-Fayette Urban County Government

200 E. Main St  
Lexington, KY 40507



## Minutes

Thursday, November 17, 2022

6:00 PM

Council Chambers

Urban County Council

**I. Roll Call**

- Present** 12 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Whitney Baxter; Amanda Bledsoe; Fred Brown; Chuck Ellinger II; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin
- Absent** 3 - Hannah LeGris; James Brown and David Kloiber

**II. Invocation**

**III. Minutes of the Previous Meetings**

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

**IV. Presentations**

Received and Filed

**V. Public Hearing**

Received and Filed

**VI. Ordinances – Second Reading**

1.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for municipal expenditures, and appropriating and re-appropriating funds, FY 2023 Schedule No. 17. [Div. of Budgeting, Lueker]

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

**Aye:** 12 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Whitney Baxter; Amanda Bledsoe; Fred Brown; Chuck Ellinger; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

**Nay:** 0

**Absent:** 3 - Hannah LeGris; James Brown and David Kloiber

2.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government for Council appropriations for the ADA Improvement Plan from American Rescue Plan Act (ARPA) State and Local Recovery Funds, as preliminarily approved on November 1, 2022, and appropriating and re-appropriating funds, FY 2023 Schedule No. 20. [Div. of Budgeting, Lueker]

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

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

**Aye:** 12 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Whitney Baxter; Amanda Bledsoe; Fred Brown; Chuck Ellinger; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

**Nay:** 0

**Absent:** 3 - Hannah LeGris; James Brown and David Kloiber

**VII. Ordinances – First Reading**

**3.**

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 2023 Schedule No. 19. [Div. of Budgeting, Lueker]

**Received First Reading to the Urban County Council due back on 12/1/2022**

**4.**

An Ordinance creating Section 21-37.3 of the Code of Ordinances of the Lexington-Fayette Urban County Government to authorize up to four (4) weeks of paid parental leave to eligible employees due to birth of an employee’s child or the finalization of adoption of a newly adopted child by an employee, and up to two (2) weeks of paid parental leave for the foster care of a newly placed child, effective upon passage of Council. [Office of the Chief Administrative Officer, Hamilton]

**Received First Reading to the Urban County Council due back on 12/1/2022**

**A motion was made by Council Member Amanda Bledsoe, seconded by Council Member Chuck Ellinger II, that this Ordinance be Suspended Rules for Second Reading. The motion PASSED by unanimous vote.**

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

**Aye:** 12 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Whitney Baxter; Amanda Bledsoe; Fred Brown; Chuck Ellinger; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

**Nay:** 0

**Absent:** 3 - Hannah LeGris; James Brown and David Kloiber

**5.**

An Ordinance amending the authorized strength by creating two (2) Classified Civil Service Positions of Language Access Specialist, Grade 523E, in the Office of the Mayor, effective July 1, 2022. [Div. of Human Resources, Walters]

**Received First Reading to the Urban County Council due back on 12/1/2022**

6. An Ordinance amending Section 2-172 of the Code of Ordinances to include in the imposition of the transient room tax the rent of cabins, lodgings, campsites, similar accommodations, and any other place in which accommodations are regularly furnished to transients for consideration, or by any person that facilitates the rental of the accommodations; establishing that rentals supplied for a continuous period of thirty (30) days or more shall not be subject to the transient room tax; and defining “person” and “rent”; all effective on January 1, 2023. [Div. of Revenue, Holbrook]

**Received First Reading to the Urban County Council due back on 12/1/2022**

7. An Ordinance authorizing a salary supplement in the amount of four thousand dollars (\$4,000) per year, divided across twenty-six (26) pay periods and calculated as an additional sum payable on an hourly basis for non-exempt employees and on a biweekly basis for exempt employees, for the following classifications: Telecommunicator, Telecommunicator Senior, Telecommunicator Supervisor, E-911 Manager, and Radio/Electronics Specialist, all in the Div. of Enhanced 911; such supplement being authorized pursuant to the authority granted by Section 21-27(d) of the Code of Ordinances of the Lexington-Fayette Urban County Government in recognition of employment market conditions that make it exceptionally difficult to recruit and retain qualified employees in these classifications; and further authorizing payment of this supplement to employees in these classifications, effective on January 2, 2023. [Council Office, Maynard]

**Received First Reading to the Urban County Council due back on 12/1/2022**

**A motion was made by Council Member Fred Brown, seconded by Council Member Josh McCurn, that this Ordinance be Suspended Rules for Second Reading. The motion PASSED by unanimous vote.**

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

**Aye:** 12 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Whitney Baxter; Amanda Bledsoe; Fred Brown; Chuck Ellinger; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

**Nay:** 0

**Absent:** 3 - Hannah LeGris; James Brown and David Kloiber

## **VIII. Resolutions – Second Reading**

1. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with U.S. Fish and Wildlife Services to restore a Monarch habitat at Lakeside Golf Course, for the

Div. of Parks and Recreation. [Div. of Parks and Recreation, Conrad]

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

**Aye:** 12 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Whitney Baxter; Amanda Bledsoe; Fred Brown; Chuck Ellinger; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

**Nay:** 0

**Absent:** 3 - Hannah LeGris; James Brown and David Kloiber

2.

A Resolution of the Lexington-Fayette Urban County Government approving the execution and delivery by Clark County Fiscal Court of its Clark County Fiscal Court Healthcare Revenue Bonds, Series 2022 (Ky. Easter Seal Society, Inc. Project) in an amount not to exceed \$10,000,000 (the "Bonds"), and the use of the proceeds thereof to assist Ky. Easter Seal Society, Inc. (the "Corporation") (a) to pay off that certain loan with Central Bank & Trust Co. the proceeds of which were used to make certain capital improvements to the Corporation's property located at 1900 Richmond Rd., Lexington, Ky. 40502 ("Property"), (b) to finance the costs of making capital improvements to the Corporation's property, and (c) to pay the costs of issuance. **Public Hearing November 17, 2022 6:00 p.m.** [Office of the Mayor, Atkins]

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

**Aye:** 12 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Whitney Baxter; Amanda Bledsoe; Fred Brown; Chuck Ellinger; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

**Nay:** 0

**Absent:** 3 - Hannah LeGris; James Brown and David Kloiber

3.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Addendum to the Information System Agreement (executed pursuant to Resolution No. 495-2015) and related documents, with Systems & Software, Inc., to upgrade the EnQuesta system for the Div. of Revenue, at an additional cost estimated not to exceed \$691,174 in FY2023. [Div. of Revenue, Holbrook]

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

**Aye:** 12 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Whitney Baxter; Amanda Bledsoe; Fred Brown; Chuck Ellinger; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

**Nay:** 0

**Absent:** 3 - Hannah LeGris; James Brown and David Kloiber

4. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute the annual MOU with Ky. Board of Emergency Medical Services, for continuation of the Paramedicine program. [Div. of Fire and Emergency Services, Wells]

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

**Aye:** 12 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Whitney Baxter; Amanda Bledsoe; Fred Brown; Chuck Ellinger; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

**Nay:** 0

**Absent:** 3 - Hannah LeGris; James Brown and David Kloiber

5. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement (awarded pursuant to RFP No. 56-2022) with Hazen and Sawyer, P.S.C., for Sanitary Sewer Remedial Measures Program Management Consulting Services, at a cost estimated not to exceed \$900,000 in FY 2023. [Div. of Water Quality, Martin]

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

**Aye:** 12 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Whitney Baxter; Amanda Bledsoe; Fred Brown; Chuck Ellinger; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

**Nay:** 0

**Absent:** 3 - Hannah LeGris; James Brown and David Kloiber

6. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a five-year Agreement with Oracle America, Inc., a sole source provider, for the Div. of Computer Services to purchase ongoing software maintenance services for the PeopleSoft Financials and Human Capital Management modules, at a cost not to exceed \$147,528.86 for FY 2023, with future years subject to 5% annual increases and 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 for the continuation of maintenance services. [Div. of Computer Services, Stiefel]

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

**Aye:** 12 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Whitney Baxter; Amanda Bledsoe; Fred Brown; Chuck Ellinger; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

**Nay:** 0

**Absent:** 3 - Hannah LeGris; James Brown and David Kloiber

7. A Resolution authorizing the Div. of Waste Management to purchase parts and services for the Marathon Baler from Municipal Equipment, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Municipal Equipment, related to the procurement. [Div. of Waste Management, Thurman]

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

**Aye:** 12 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Whitney Baxter; Amanda Bledsoe; Fred Brown; Chuck Ellinger; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

**Nay:** 0

**Absent:** 3 - Hannah LeGris; James Brown and David Kloiber

8. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Plan Renewal Agreement and any other necessary documents with Humana for the Medicare Advantage Plan for Police and Fire Retirement, for the period beginning January 1, 2023 through December 31, 2023. [Div. of Human Resources, Walters]

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

**Aye:** 12 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Whitney Baxter; Amanda Bledsoe; Fred Brown; Chuck Ellinger; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

**Nay:** 0

**Absent:** 3 - Hannah LeGris; James Brown and David Kloiber

9. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept an award of \$175,000 in Federal funds from the U.S. Dept. of Justice, Office of Community Oriented Policing Services (COPS), under the Law Enforcement Mental Health & Wellness Act Grant program for FY 2023 and FY 2024, for the expansion of the Wellness Unit in the Div. of Police, 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 for this Grant. [Div. of Police, Weathers]

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

**Aye:** 12 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Whitney Baxter; Amanda Bledsoe; Fred Brown; Chuck Ellinger; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

**Nay:** 0

**Absent:** 3 - Hannah LeGris; James Brown and David Kloiber

10.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute modifications to Agreements with the Ky. Office of Homeland Security, in partnership with the State Board of Elections (SBE), for the purchase, installation, and servicing of Cradlepoint Devices, to protect the security of elections. [Div. of Grants and Special Programs, Reynolds]

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

**Aye:** 12 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Whitney Baxter; Amanda Bledsoe; Fred Brown; Chuck Ellinger; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

**Nay:** 0

**Absent:** 3 - Hannah LeGris; James Brown and David Kloiber

11.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept an additional Grant award of \$134,713 in Federal funds from the United States Dept. of Housing and Urban Development (HUD), authorizing the Mayor to execute any necessary Agreements or amendments with subrecipients related to the use of these funds, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Div. of Grants and Special Programs, Reynolds]

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

**Aye:** 12 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Whitney Baxter; Amanda Bledsoe; Fred Brown; Chuck Ellinger; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

**Nay:** 0

**Absent:** 3 - Hannah LeGris; James Brown and David Kloiber

12.

A Resolution authorizing the Dept. of Law to institute condemnation



proceedings in Fayette Circuit Court to acquire right-of-way and temporary construction easements upon portions of the property located at 1376 Silver Springs Drive for the Citation Boulevard Phase 3A Project. [Council Office, Maynard]

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

**Aye:** 12 - Steve Kay; Josh McCurn; Richard Moloney; Susan Lamb; Whitney Baxter; Amanda Bledsoe; Fred Brown; Chuck Ellinger; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

**Nay:** 0

**Absent:** 3 - Hannah LeGris; James Brown and David Kloiber

## IX. Resolutions – First Reading

**Present** 11 - Steve Kay; Josh McCurn; Susan Lamb; Whitney Baxter; Amanda Bledsoe; Fred Brown; Chuck Ellinger II; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

**Absent** 4 - Richard Moloney; Hannah LeGris; James Brown and David Kloiber

13.

A Resolution accepting the bid of Connhurst, LLC, in the amount of \$8,147,353, for West Hickman E Trunk Sewer Project, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Connhurst, LLC, related to the bid. (6 Bids, Low) [Martin]

**Received First Reading to the Urban County Council due back on 12/1/2022**

14.

A Resolution ratifying the Permanent Classified Civil Service Appointments of: Marcus Jackson, Resource Recovery Operator, Grade 515N, \$20.213 hourly in the Div. of Waste Management, effective November 9, 2022, Clarence Miller, Resource Recovery Operator, Grade 515N, \$20.213 hourly in the Div. of Waste Management, effective November 9, 2022, Fred Haar, Administrative Specialist Sr., Grade 518N, \$23.399 hourly in the Div. of Environmental Services, effective November 9, 2022, Joshua Roberts, Administrative Specialist Principal, Grade 518E, \$1,901.68 biweekly in the Div. of Police, effective September 28, 2022. [Div. of Human Resources, Walters]

**Received First Reading to the Urban County Council due back on 12/1/2022**

15.

A Resolution accepting two separate Memorandums of Agreement between the Lexington-Fayette Urban County Government and Bluegrass Fraternal Order of Police, Lodge No. 4, on behalf of both Officers and Sergeants, and Lieutenants, in the Div. of Police, to increase base pay

and address retention issues. [Council Office, Maynard]

**Received First Reading to the Urban County Council due back on 12/1/2022**

**A motion was made by Council Member Fred Brown, seconded by Council Member Josh McCurn, that this Resolution be Suspended Rules for Second Reading. The motion failed by majority vote (Vice Mayor Kay, Plomin, Reynolds, Sheehan, Baxter, and Lamb, voted no and Moloney was absent).**

**Aye:** 5 - Josh McCurn; Amanda Bledsoe; Fred Brown; Chuck Ellinger and Preston Worley

**Nay:** 6 - Steve Kay; Susan Lamb; Whitney Baxter; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

**Absent:** 4 - Richard Moloney; Hannah LeGris; James Brown and David Kloiber

16. A Resolution of the Urban County Council endorsing the report of the Goal 4 Work Group and recommending that the Planning Commission consider the report in development of the 2023 Comprehensive Plan. [Council Office, Maynard]

**A motion was made by Council Member Kathy Plomin, seconded by Council Member Whitney Baxter, that this Resolution be Amended. The motion PASSED by majority vote (Council Member Richard Moloney was absent).**

**Received First Reading to the Urban County Council due back on 12/1/2022**

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 from owners of record, for property interests needed for the Sutherland Trunk Sanitary Sewer Project, a Remedial Measures Project required by the Consent Decree, at a cost not to exceed \$500. [Div. of Water Quality, Martin]

**Received First Reading to the Urban County Council due back on 12/1/2022**

18. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement with the Lyric Theatre for the operation of the Lyric Theatre, at a cost not to exceed \$127,500. [Mayor's Office, Lyons]

**Received First Reading to the Urban County Council due back on 12/1/2022**

19. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with the Ky. Solar Energy Society, Inc., for professional services related to the Solarize Lexington Program, at no cost to the Urban County Government. [Div. of Environmental Services, Carey]

**Received First Reading to the Urban County Council due back on 12/1/2022**

20. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an invoice and any other related

documents with Routeware, Inc., a sole source provider, for the Div. of Water Quality to purchase ongoing hardware and database maintenance services for the GPS Program on the Div.'s fleet, at a cost not to exceed \$46,064.64 in FY 2023. [Div. of Water Quality, Martin]

**Received First Reading to the Urban County Council due back on 12/1/2022**

21.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute the 2023 General Term Orders for the Fayette County Clerk and the Fayette County sheriff, establishing the number of deputies and assistants allowed to each and their respective compensation, subject to the limits for each category as specified in the General Term Orders and the requirements established by law. [Dept. of Finance, Hensley]

**Received First Reading to the Urban County Council due back on 12/1/2022**

22.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement (awarded pursuant to RFP 42-2022) with Tetra Tech, Inc., to perform a Leachate Management Alternatives Analysis and Engineering Study at the Haley Pike Landfill, for the Div. of Environmental Services, at a cost not to exceed \$77,700. [Div. of Environmental Services, Carey]

**Received First Reading to the Urban County Council due back on 12/1/2022**

23.

A Resolution authorizing the Div. of Police to purchase replacement storage solution for increased computer storage from 45Drives, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with 45Drives, related to the procurement, at a cost not to exceed \$70,950. [Div. of Police, Weathers]

**Received First Reading to the Urban County Council due back on 12/1/2022**

24.

A Resolution changing the property street name of 519-531 Laketower Dr. to 531 Laketower Dr., 142-144 North Broadway to 144 North Broadway 347-349 Southland Dr. Unit 1 to 347 Southland Dr., 347-349 Southland Dr. Unit 2 to 349 Southland Dr., 1954 Stanton Way to 1950 Stanton Way and changing the street name and property address number of 970 West New Circle Rd. to 1196 Finney Dr., 980 West New Circle Rd. to 1192 Finney Dr., 990-992 West New Circle Rd. to 1188 Finney Dr., 996 West New Circle Rd. to 1184 Finney Dr., 1000 West New Circle Rd. to 1180 Finney Dr., 1004 West New Circle Rd. to 1172 Finney Dr., 1008 West New Circle Rd. to 1156 Finney Dr., 1010 West New Circle Rd. to 1160 Finney Dr., 1040 West New Circle Rd. to 1164 Finney Dr., all

effective thirty (30) days from passage. [Div. of Enhanced 911, Patton]

**Received First Reading to the Urban County Council due back on 12/1/2022**

25. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement (awarded pursuant to RFP 50-2022) with New Life Day Center, Inc., to perform Litter Pickup Service with Panhandler Participation, for the Div. of Environmental Services, at a cost not to exceed \$150,000. [Div. of Environmental Services, Carey]

**Received First Reading to the Urban County Council due back on 12/1/2022**

26. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a License Agreement with the Lexington Center Corporation to host the annual Kiddie Kapers Spring Recital at the Lexington Opera House, at a cost not to exceed \$9,100. [Div. of Parks and Recreation, Conrad]

**Received First Reading to the Urban County Council due back on 12/1/2022**

27. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an amendment to an Agreement with the Ky. Emergency Management Agency, to incorporate an increase of \$15,000 from Federal funds and \$2,400 from State funds, for the Lexington-Fayette Animal Care and Control facility, the acceptance of which obligates the Urban County Government to an increase of \$2,600 for the local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Div. of Emergency Management, Dugger]

**Received First Reading to the Urban County Council due back on 12/1/2022**

28. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Dept. of Military Affairs, Div. of Emergency Management, to accept an award of \$215,304 in Federal funds, provided under the Federal Emergency Management Agency's Hazard Mitigation Program, and \$34,448.00 in Commonwealth of Ky. funds, for the overhaul of electrical infrastructure at maintenance and dispatch facilities for the Div. of Streets and Roads, the acceptance of which obligates the Urban County Government to the expenditure of \$37,320 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Div. of Emergency Management, Dugger]

**Received First Reading to the Urban County Council due back on 12/1/2022**

29. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute the first renewal Agreement with the Ky.

Association for Environmental Education (KAEE) to provide Environmental Education Services in FY 2023, at a cost not to exceed \$276,855.76. [Div. of Environmental Services, Carey]

**Received First Reading to the Urban County Council due back on 12/1/2022**

30. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with Ky. River Watershed Watch, Inc., to coordinate volunteers for water quality monitoring in the Wolf Run Watershed, at a cost not to exceed \$5,000. [Div. of Water Quality, Martin]

**Received First Reading to the Urban County Council due back on 12/1/2022**

31. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. Six (6) to the Agreement with L-M Asphalt Partners d/b/a ATS Construction, for the Town Branch Trail Phase 6, increasing the Contract price by \$111,417.50 and raising the total Contract price from \$4,874,047.25 to \$4,985,464.75. [Div. of Engineering, Burton]

**Received First Reading to the Urban County Council due back on 12/1/2022**

**A motion was made by Council Member Josh McCurn, seconded by Council Member Jennifer Reynolds, that this Resolution be Suspended Rules for Second Reading. The motion PASSED by majority vote (Council Member Richard Moloney was absent).**

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

**Aye:** 11 - Steve Kay; Josh McCurn; Susan Lamb; Whitney Baxter; Amanda Bledsoe; Fred Brown; Chuck Ellinger; Preston Worley; Jennifer Reynolds; Liz Sheehan and Kathy Plomin

**Nay:** 0

**Absent:** 4 - Richard Moloney; Hannah LeGris; James Brown and David Kloiber

32. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept an additional award of \$139,687.74 in Federal funds under the American Rescue Plan Act (ARPA) from the Ky. Cabinet for Health and Family Services, Dept. for Community Based Services, in order to support child care expenses in the Extended School Program at the Div. of Parks and Recreation, 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. [Div. of Parks and Recreation, Conrad]

**Received First Reading to the Urban County Council due back on 12/1/2022**

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

County Government, to execute and submit a Grant Application requesting \$825,000 in Federal funds from the Federal Emergency Management Agency, under the Building Resilient Infrastructure and Communities (BRIC) Grant Program, for the Joyland Area Stormwater Improvements - Phase 2, to provide any additional information requested in connection with this Grant Application, and to accept this Grant if the application is approved, the acceptance of which obligates the Urban County Government to the expenditure of \$275,000 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Div. of Water Quality, Martin]

**Received First Reading to the Urban County Council due back on 12/1/2022**

34. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept an award of \$107,184.03 in Federal funds from the Ky. Dept. of Military Affairs, Div. of Emergency Management, for reimbursement of expenses related to the Western Ky. Tornado, 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. [Div. of Emergency Management, Dugger] [Div. of Fire and Emergency Services, Wells]

**Received First Reading to the Urban County Council due back on 12/1/2022**

35. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the U.S. Dept. of Justice to accept a Grant of \$6,363 in Federal funds under the Bureau of Justice Assistance FY 2021 State Criminal Alien Assistance Program (SCAAP), for reimbursement of costs related to the incarceration of undocumented criminal aliens, 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. [Div. of Community Corrections, Ballard]

**Received First Reading to the Urban County Council due back on 12/1/2022**

36. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 5 to the Agreement with ALL4, LLC, for the audit of the Waste Water Treatment Plant Safety Program and Post-Audit Implementation Services Project, increasing the Contract price by the sum of \$337,000.00, from \$1,318,750.25 to \$1,655,750.25. [Div. of Water Quality, Martin]

**Received First Reading to the Urban County Council due back on 12/1/2022**

A Resolution pursuant to Section 1.102 of the Council rules, reappointing the following core staff members: Stacey Maynard, Council Administrator, Grade Z80; Kendra Thompson, Research Analyst, Grade 523; Jennifer Sutton, Research Analyst, Grade 523; and Kelley Farley, Budget Analyst,

Grade 521, said term of reappointment for each core staff member to end on December 31, 2026 unless it is extended by majority vote of the Urban County Council; and providing that all core staff shall continue to accrue benefits as if there was no break in service. [Council Office, Maynard]

**A motion was made by Council Member Jennifer Reynolds, seconded by Council Member Chuck Ellinger II, that this Resolution be Received First Reading and sent to the Urban County Council to return on 12/1/2022. The motion PASSED by unanimous vote.**

## **X. Communications From The Mayor (Appointments)**

- (1) Recommending the appointment of Anita Britton, replacing Frederick Seitz, to CASA of Lexington with a term expiring July 1, 2026;
- (2) Recommending the appointment of Brenda Vance, Professional Women's Forum Representative, replacing Laura Day DelCotto, to the Ethics Commission with a term expiring November 1, 2026;
- (3) Recommending the appointment of Lella Still, replacing Marc Woods, to the Homelessness Prevention and Intervention Board with a term expiring October 1, 2026;
- (4) Recommending the reappointments of Kevin Atkins and Derek Paulsen to the Industrial Authority Board both with terms expiring December 1, 2026;
- (5) Recommending the reappointment of Arthur Lucas, Mayor's Designee, to the Internal Audit Board with a term expiring December 31, 2026;
- (6) Recommending the term expiration corrections of Elizabeth Adams and Shawntaye Hopkins to the Library Board of Advisors both with terms expiring January 1, 2025; and,
- (7) Recommending the reappointment of Sally Hamilton, CAO ex officio to the Senior Services Commission.

**A motion was made by Council Member Whitney Baxter, seconded by Council Member Liz Sheehan, that this Communication (Appointments) be Approved. The motion PASSED by majority vote (Council Member Richard Moloney was absent).**

## **XI. Communications From The Mayor (Price Contracts)**

- (1) Accepting and approving the following bids and establishing price contracts for the following Departments or Divisions as to the specifications and amount set forth in the terms of the respective bids:
  - (a) Div. of Traffic Engineering - Traffic Signal & Control Equipment 129-2022 - General Traffic Equipment Corporation, Precision Traffic & Safety Systems, Iron Armour, LLC, Baldwin & Sours, Inc., Traffic Control Products and Path Master, Inc.
  - (b) Div. of Police - Tactical Plate Carriers - 144-2022- Galls, LLC

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

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**Member Kathy Plomin, that this Communication (Price Contracts) be Approved. The motion PASSED by majority vote (Council Member Richard Moloney was absent).**

## **XII. Communications From The Mayor (For Information Only)**

- (1) Probationary Classified Civil Service Appointment of Charles Goidel, Customer Account Specialist Sr., Grade 514N, \$20.842 hourly in the Div. of LexCall, effective November 21, 2022;
- (2) Probationary Classified Civil Service Appointment of Matthew McFarland, Heavy Equipment Operator, Grade 516N, \$21.399 hourly in the Div. of Streets and Roads, effective November 7, 2022;
- (3) Probationary Classified Civil Service Appointment of Anthony Atkinson, Resource Recovery Operator, Grade 515N, \$18.726 hourly in the Div. of Waste Management, effective November 21, 2022;
- (4) Probationary Classified Civil Service Appointment of Eve Miller, Planner Sr., Grade 523N, \$36.963 hourly in the Div. of Environmental Services, effective November 21, 2022;
- (5) Probationary Classified Civil Service Appointment of Alecia Smith, Human Resources Manager, Grade 527E, \$2,985.60 biweekly in the Div. of Human Resources, effective November 7, 2022;
- (6) Probationary Classified Civil Service Appointment of Ashleigh Bailey, Attorney Sr., Grade 530E, \$3,645.12 biweekly in the Dept. of Law, effective December 12, 2022;
- (7) Probationary Classified Civil Service Appointment of Coe-ee Shelby, Zoning Inspector, Grade 516N, \$24.727 hourly in the Div. of Building Inspection, effective November 21, 2022;
- (8) Probationary Classified Civil Service Appointment of Amanda Shaffer, Telecommunicator Supervisor, Grade 523N, \$32.011 hourly in the Div. of Enhanced 911, effective November 7, 2022;
- (9) Probationary Classified Civil Service Appointment of Rickie Hall, Telecommunicator, Grade 517N, \$23.187 hourly in the Div. of Enhanced 911, effective November 7, 2022;
- (10) Probationary Classified Civil Service Appointment of Jared Helton, Skilled Trades Worker, Grade 515N, \$24.000 hourly in the Div. of Community Corrections, effective November 8, 2022;
- (11) Probationary Classified Civil Service Appointment of Navin Koirala, Technical Specialist, Grade 516N, \$21.399 hourly in the Div. of Police, effective November 21, 2022;
- (12) Probationary Classified Civil Service Appointment of Cheryl Rodriguez, Administrative Specialist, Grade 516N, \$24.676 hourly in the Div. of Police, effective November 21, 2022;
- (13) Probationary Classified Civil Service Appointment of Jennifer Johnson Koch, Family Services Center Manager, Grade 524E, \$2,649.60 biweekly in the Div. of Family Services, effective November 14, 2022;
- (14) Probationary Classified Civil Service Appointment of Albulena



- Jahjaga, Accountant, Grade 518N, \$23.309 hourly in the Div. of Grants and Special Programs, effective November 7, 2022;
- (15) Probationary Classified Civil Service Appointment of Cory Weathers, Technical Specialist, Grade 516N, \$21.311 hourly in the Div. of Parks and Recreation, effective November 21, 2022;
- (16) Probationary Classified Civil Service Appointment of Melissa Jackson, Public Service Worker Sr., Grade 510N, \$18.000 hourly in the Div. of Parks and Recreation, effective November 21, 2022;
- (17) Probationary Community Corrections Officer Appointment of John Pope, Community Corrections Officer, Grade 110N, \$20.000 hourly in the Div. of Community Corrections, effective November 14, 2022;
- (18) Probationary Community Corrections Officer Appointment of Brenda Wagers, Community Corrections Officer, Grade 110N, \$20.000 hourly in the Div. of Community Corrections, effective November 14, 2022;
- (19) Probationary Community Corrections Officer Appointment of Aurora Anderson, Community Corrections Officer, Grade 110N, \$20.000 hourly in the Div. of Community Corrections, effective November 14, 2022;
- (20) Unclassified Civil Service Appointment of Devron Triplet, Public Works Apprentice, Grade 504N, \$15.436 hourly in the Div. of Streets and Roads, effective November 21, 2022;
- (21) Unclassified Civil Service Appointment of Timothy Blackburn, Public Works Apprentice, Grade 504N, \$15.441 hourly in the Div. of Streets and Roads, effective December 5, 2022;
- (22) Community Corrections Officer Reinstatement of Sandra DePute, Community Corrections Officer, Grade 110N, \$22.890 hourly in the Div. of Community Corrections, effective November 21, 2022;
- (23) Sworn Probationary Appointment of Dilyana Nicolova, Police Sergeant, Grade 315N, \$36.644 hourly in the Div. of Police, effective November 21, 2022;
- (24) Sworn Probationary Appointment of Peter Ackerman, Fire Lieutenant, Grade 315N, \$22.389 hourly in the Div. of Fire and Emergency Services, effective October 29, 2022;
- (25) Sworn Probationary Appointment of Matthew Brown, Fire Lieutenant, Grade 315N, \$22.389 hourly in the Div. of Fire and Emergency Services, effective October 29, 2022;
- (26) Sworn Probationary Appointment of Nathan Moses, Fire Lieutenant, Grade 315N, \$22.389 hourly in the Div. of Fire and Emergency Services, effective October 29, 2022;
- (27) Termination of Quadira Price, Corrections Officer, in the Div. of Community Correction, effective October 16, 2022;
- (28) Termination of Gregory James, Resource Recovery Operator, in the Div. of Waste Management, effective October 5, 2022;
- (29) Resignation of Larnasia Brown, Telecommunicator, in the Div. of Enhanced 911, effective October 14, 2022;
- (30) Resignation of Anthany Beatty, Police Officer, in the Div. of Police,

- effective October 13, 2022;
- (31) Resignation of Roberto Chozet, Police Officer, in the Div. of Police, effective October 22, 2022;
  - (32) Resignation of Jacob Lovell, Public Service Worker, Sr., in the Div. of Streets and Roads, effective October 10, 2022;
  - (33) Resignation of Larry Carrier, Vehicle and Equipment Mechanic, in the Div. of Streets and Roads, effective September 30, 2022;
  - (34) Resignation of Franklin Foxx, Public Service Worker, Sr., in the Div. of Water Quality, effective October 11, 2022;
  - (35) Resignation of Thelma Grady, Telecommunicator, in the Div. of Enhanced 911, effective October 4, 2022;
  - (36) Resignation of Maurice Garvin, Corrections Officer, in the Div. of Community Corrections, effective October 17, 2022;
  - (37) Resignation of John Wasilko, Safety Specialist, in the Div. of Streets and Roads, effective October 5, 2022;
  - (38) Resignation of Anthony Daugherty, Public Service Worker, in the Div. of Parks and Recreation, effective October 14, 2022;
  - (39) Resignation of Alec Phillips, Corrections Officer, in the Div. of Community Corrections, effective October 5, 2022;
  - (40) Resignation of Brianna Desmarais, Police Officer, in the Div. of Police, effective October 3, 2022;
  - (41) Resignation of Laterrence Miller, Police Officer, in the Div. of Police, effective October 4, 2022; and,
  - (42) Resignation of Michael Carlton, Corrections Officer, in the Div. of Community Corrections, effective October 14, 2022.

**Received and Filed**

### **XIII. Fire/Police Discipline - YES**

**A motion was made by Council Member McCurn, seconded by Council Member Ellinger, that the be Approved The motion PASSED by majority vote majority vote (Council Member Richard Moloney was absent)**

### **XIV. Announcements**

**A motion was made by Council Member Liz Sheehan, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Refer.and sent to the Urban County Council to return on 12/1/2022.The motion PASSED by unanimous vote.**

### **XV. Public Comments**

#### **Adjournment**

**A motion was made by Council Member Ellinger, seconded by Council Member Plomin, that the be Adjourned The motion PASSED by majority vote (Council Member Richard Moloney was absent).**