

# **Lexington-Fayette Urban County Government**

*200 E. Main St  
Lexington, KY 40507*



## **Minutes**

**Thursday, November 1, 2018**

**6:00 PM**

**Council Chambers**

**Urban County Council**

**I. Roll Call**

**II. Invocation**

Invocation by Rabbi David Wirtschafter from Temple Adath Israel.

**III. Presentations**

1.

Received and Filed

**IV. Ordinances – Second Reading**

1.

An Ordinance amending section 14-62 of the Lexington-Fayette County Code of Ordinances to permit alcoholic beverages to be possessed, delivered, and consumed in any park or park facility with the written permission of the Director of the Div. of Parks and Recreation. [Div. of Parks and Recreation, Conrad]

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

2.

An Ordinance pursuant to Section 2-1(a) of the Code of Ordinances of the Lexington-Fayette Urban County Government, adopting a schedule of meetings for the Council for the calendar year 2019. [Council Office, Maynard]

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

3.

An Ordinance changing the zone from a Professional Office (P-1) zone to a Neighborhood Business (B-1) zone, for 0.14 net (0.18 gross) acre, for property located at 521-523 S. Upper St. (525 Upper, LLC; Council District 3). Conditional Approval 8-0 Objectors (To Be Heard By December 26, 2018) [Div. of Planning, Duncan]

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

4.

An Ordinance changing the zone from a Community Center (B-6P) zone to a Wholesale and Warehouse Business (B-4) zone, for 3.88 net (4.10 gross) acres, for property located at 133 N. Locust Hill Dr. (Citadel Storage Partners II, LP; Council District 7). Conditional Approval 7-1 (To Be Heard By December 26, 2018) [Div. of Planning, Duncan]

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

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

5. An Ordinance changing the zone from a Single Family Residential (R-1D) zone to a Planned Neighborhood Residential (R-3) zone, for 12.58 net (13.83 gross) acres, for property located at 2826 Leestown Rd. (Lees 2826, LLC; Council District 2). Approval 8-0 (To Be Heard By December 26, 2018) [Div. of Planning, Duncan]

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

6. An Ordinance amending Article 12-3 and 12-8(B) of the Zoning Ordinance to permit hotels and extended-stay hotels as principal permitted uses in the B-6P zone. (Justice Plaza, LLC). [Div. of Planning, Duncan]

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

7. An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for municipal expenditures, and appropriating and reappropriating funds, Schedule No. 11. [Div. of Budgeting, Lueker]

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

## **V. Ordinances – First Reading**

8. 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. 12. [Div. of Budgeting, Lueker]

**Received First Reading to the Urban County Council due back on 11/15/2018**

9. An Ordinance of the Lexington-Fayette Urban County Government making certain findings concerning and establishing a Development Area for Economic Development Purposes within Fayette County to be known as the Lexington Center Development Area; approving a Local Participation Agreement between Lexington-Fayette Urban County Government, the Dept. of Finance of the Lexington-Fayette Urban County Government, and the Lexington Center Corporation, as developer, establishing an Incremental Tax Special Fund for payment of administrative costs, approved public infrastructure costs, and redevelopment assistance; designating the Dept. of Finance of the Lexington-Fayette Urban County Government as the agency responsible for oversight, administration, and implementation of the Development

Area; approving a Master Development Agreement between the Lexington-Fayette Urban County Government, the Dept. of Finance of the Lexington-Fayette Urban County Government and the Lexington Center Corporation; and authorizing the Mayor and other officials to take such other appropriate actions as are necessary or required in connection with the establishment of the Development Area. [Mayor's Office, Atkins]

**Received First Reading to the Urban County Council due back on 11/15/2018**

10. An Ordinance enacting Article XLIX of Chapter 2 of the Code of Ordinances of the Lexington-Fayette Urban County Government to authorize the creation of the Lexington-Fayette Urban County Industrial Authority, a non-profit Industrial Development Authority created pursuant to KRS 154.50-301, et seq. to act as an agency of the Urban County Government for the purpose of aiding in the acquisition, retention and development of land for industrial and commercial purposes in Fayette County, to aid in the development and promotion of industrial sites, parks and subdivisions for accommodating industrial and commercial needs, and to promote and stimulate the acquisition, retention and development of land for industrial and commercial purposes in Fayette County by other local development organizations; and establishing powers and duties, limitations of powers, appointment of members, officers, quorum, frequency of meetings, bylaws and dissolution; all effective upon date of passage. [Mayor's Office, Atkins]

**Received First Reading to the Urban County Council due back on 11/1/2018**

**A motion was made by Council Member Susan Lamb, seconded by Council Member Amanda Bledsoe, that the rules be suspended and this Ordinance receive Second Reading. The motion PASSED by unanimous vote.**

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

11. An Ordinance amending the authorized strength by transferring one (1) Classified Civil Service Position of Administrative Officer Sr., Grade 526E, and the incumbent, from the Dept. of Planning, Preservation & Development to the Div. of Planning and transferring one (1) vacant Classified Civil Service Position of Administrative Officer, Grade 523E, from the Div. of Planning to the Dept. of Planning, Preservation & Development, the funds associated with the positions also to transfer, effective upon passage of Council. [Div. of Human Resources, Maxwell]

**Received First Reading to the Urban County Council due back on 11/15/2018**

## **VI. Resolutions – Second Reading**

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

County Government, to execute an Agreement with Liturgical Publications, Inc. (LPI) for design layout and printing of the Lexington Senior Center Monthly Newsletter, at no cost to the Urban County Government. [Dept. of Social Services, Ford]

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

2.

A Resolution accepting the response of Commonwealth Inspection Bureau, Inc., to RFP No. 28-2018 for the provision of electrical inspection services for the Div. of Building Inspection, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Commonwealth Inspection Bureau, Inc., related to the RFP. [Dept. of Planning, Preservation and Development, Paulsen]

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

3.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Deed of Temporary Easement, Granting Columbia Gas of Ky., Inc., a temporary construction easement upon the property located at 469 Parkway Dr. [Div. of Parks and Recreation, Conrad]

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

4.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a multi-year lease Agreement with Xerox Corporation LTD., for upgrades to the D125CP printer, including equipment, supplies, and maintenance services, at a cost not to exceed \$12,257.73, with a per copy charge of \$0.0064 (total estimate of \$8,500.00 for one fiscal year) billable on a monthly basis. [Div. of Computer Services, Nugent]

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

5.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Electronic Recovery and Access to Data (ERAD) Group, LLC, for examination of data on gift cards. [Div. of Police, Weathers]

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

6. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Volunteer Income Tax Assistance/Tax Counseling for the Elderly (VITA/TCE) Partner Sponsor Agreement and an Internal Revenue Service Civil Rights Assurance, for provision of a Volunteer Income Tax Assistance Program at the Charles Young Center, at no cost to the Urban County Government. [Dept. of Social Services, Ford]

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

7. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a multi-year True Lease Schedule with Dell Financial Services, LLC, pursuant to Master Lease Agreement No. 6705564-007, for the lease of desktop computers for the Urban County Government, at an estimated cost not to exceed \$89,757.33. [Div. of Computer Services, Nugent]

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

8. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept deeds of easement and to execute any documents necessary for the acquisition of right-of-way, to facilitate construction of the Town Branch Trail Mid-Block Crossing Project, at a cost not to exceed \$106,000. [Dept. of Planning, Preservation and Development, Paulsen]

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

9. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement and a Vehicle Lease Agreement with Lexington-Fayette Animal Care and Control, LLC, for animal control services, at a cost not to exceed \$1,485,200. [Dept. of Public Safety, Armstrong]

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

10. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class A

(Neighborhood) Incentive Grant to Gardenside Neighborhood Association, Inc., for stormwater quality projects, at a cost not to exceed \$4,975. [Div. of Water Quality, Martin]

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

11.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a three year Service Agreement with On-Site Rx, Inc., to provide pharmacy services at the Dr. Samuel Brown Health Center at a cost of \$9.56 per member per month for year one, \$9.80 per member per month for year two and \$10.04 per member per month for year three, effective upon passage of Council. [Div. of Human Resources, Maxwell]

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

12.

A Resolution accepting the bid of Amteck of KY., LLC d/b/a Amteck, establishing a price contract for Outdoor Warning Sirens, for the Div. of Emergency Management/911. (4 Bids, Low) [Dugger]

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

13.

A Resolution accepting the bid of Robinson Pipe Cleaning Co., establishing a price contract for the annual Sanitary Sewer Cleaning and Inspection, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Robinson Pipe Cleaning Co., related to the bid. (6 Bids, Low) [Martin]

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

14.

A Resolution accepting the bid of Labor Works Lexington, LLC, establishing a price contract for Temporary Labor for Waste Management, for the Div. of Waste Management. (1 Bid) [Thurman]

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

15.

A Resolution accepting the bid of C3 Mechanical, LLC, in the amount of \$222,888, for the West Hickman WWTP Solids Processing Building Boiler

Plant Replacement, for the Div. of Water Quality, and authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with C3 Mechanical, LLC, related to the bid. (3 Bids, Low) [Martin]

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

16.

A Resolution accepting the bids of L-M Asphalt Partners, LTD d/b/a ATS Construction; Bluegrass Contracting Company; Gooch Construction, Inc.; Rio Grande Fence Company; Sensabaugh Design & Construction Company; The Allen Company, Inc.; Tom Chesnut Excavation & Construction, LLC; and ZKB Services, LLC, establishing Construction Unit Price Contracts, for the Division of Engineering and authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with each of these entities, related to the bid. (8 Bids, Low) [Burton]

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

17.

A Resolution ratifying the Probationary Classified Civil Service Appointments of: Caleb Hubbard, Customer Service Supervisor, Grade 515E, \$1,532.40 biweekly in the Div. of Government Communications, effective November 12, 2018, Michael Miller, Administrative Specialist, Grade 513N, \$19.439 hourly in the Div. of Accounting, effective November 12, 2018, Andre Ingram, Equipment Operator, Grade 510N, \$15.625 hourly in the Div. of Water Quality, effective October 29, 2018 and Gregory Buzzard, Equipment Operator Sr., Grade 512N, \$16.657 hourly in the Div. of Water Quality, effective October 29, 2018; ratifying the following Permanent Classified Civil Service Appointments: Michele King, Customer Service Specialist, Grade 510N, \$14.733 hourly in the Div. of Government Communications, effective October 2, 2018, Chenice Ganns, Public Service Worker Sr., Grade 509N, \$14.354 hourly in the Div. of Streets and Roads, effective October 23, 2018, Jordan Napier, Public Service Worker Sr., Grade 509N, \$14.132 hourly in the Div. of Streets and Roads, effective October 23, 2018, Sean McStay, Resource Recovery Operator, Grade 513N, \$17.248 hourly in the Div. of Waste Management, effective October 2, 2018, and Felicia Arms, Administrative Specialist Sr., Grade 516N, \$20.290 hourly in the Div. of Traffic Engineering, effective October 2, 2018; ratifying the following Unclassified Civil Service Appointment of: Geoffrey Reed, Commissioner of General Services, Grade 536E, \$5,094.16 biweekly in the General Services Commissioner's Office, effective October 29, 2018, and ratifying the following Classified Civil Service Council leave of: Timothy Burnett, Resource Recovery Operator, Grade 513N, \$22.392 hourly in the Div. of Waste Management, effective August 14, 2018 through November 11, 2018. [Div. of Human Resources, Maxwell]

**A motion was made by Council Member Farmer, Jr., seconded by Council Member Kay, that this Resolution be Approved. The motion Passed by the**



following vote:

18. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Agreement with Woodall Construction Co., Inc., for the Wellington Stormwater Basin A Improvements Project, increasing the Contract price by the sum of \$4,200, from \$173,489.30 to \$177,689.30. [Div. of Water Quality, Martin]

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

19. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the agreement with Woodall Construction Co., Inc., for the Fleet Management Water Quality Improvements Project, increasing the contract price by the sum of \$8,095.60, from \$130,609.14 to \$138,704.74. [Div. of Water Quality, Martin]

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

20. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Fleet Service Agreement with Autocar, LLC, to allow the Urban County Government to perform warranty repairs on its Autocar ACX trucks, for which Autocar, LLC, will provide support and reimbursement. [Div. of Facilities and Fleet Management, Baradaran]

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

21. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Facility Usage Contract with the Fayette County Board of Education for use of the Norsworthy Auditorium for the Parks and Recreation Kiddie Kapers Program, at a cost not to exceed \$1,136.70. [Div. of Parks and Recreation, Conrad]

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

22. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from Drug Free Lex, which Grant funds are in the amount of \$2,000, are for Drug and Alcohol Awareness Trainings for members of International Community Members, 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. [Dept. of Social Services,

Ford]

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

23. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the United States Dept. of Health and Human Services, which Grant funds are in the amount of \$469,884 Federal funds, under the first Responders - Comprehensive Addiction and Recovery Act Program, are for the creation of a project to help reduce Opioid Overdose Fatalities, 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. [Dept. of Social Services, Ford]

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

24. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the United States Dept. of Justice, which Grant funds are in the amount of \$500,000 Federal funds, under the Comprehensive Opioid Abuse Site-Based Program, are for the facilitation of access to substance abuse treatment services for individuals experiencing non-fatal overdoses, 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 Farmer, Jr., seconded by Council Member Kay, that this Resolution be Approved. The motion Passed by the following vote:**

25. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Dept. of Health and Human Services, Administration for Community Living, passed through the University of Ky. Wellness Edge Program, which Grant funds are in the amount of \$15,765 Federal funds, are for the purchase of adaptive recreation equipment for the Div. of Parks and Recreation, 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 Parks and Recreation, Conrad]

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

26. A Resolution approving the granting of an inducement to Aventics Corporation, or its successor or affiliate, pursuant to the Ky. Business

Investment Act (KRS Subchapter 154.32), whereby the Lexington-Fayette Urban County Government agrees to rebate annually one percent (1%) of the company's occupational license fees for a term of no longer than five (5) years from the activation date, subject to the limitations contained in the Act and any Agreement 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 Farmer, Jr., seconded by Council Member Kay, that this Resolution be Approved. The motion Passed by the following vote:**

27.

A Resolution approving the granting of an inducement to Webasto Roof Systems, Inc., or its successor or affiliate, pursuant to the Ky. Business Investment Act (KRS Subchapter 154.32), whereby the Lexington-Fayette Urban County Government agrees to rebate annually one percent (1%) of the Co.'s occupational license fees for a term of no longer than ten (10) years from the activation date, subject to the limitations contained in the Act and any Agreement 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 Farmer, Jr., seconded by Council Member Kay, that this Resolution be Approved. The motion Passed by the following vote:**

28.

A Resolution approving the granting of an inducement to Tiffany and Co. Jewelers, Inc., or its successor or affiliate, pursuant to the Ky. Business Investment Act (KRS Subchapter 154.32), whereby the Lexington-Fayette Urban County Government agrees to rebate annually one percent (1%) of the company's occupational license fees for a term of no longer than ten (10) years from the activation date, subject to the limitations contained in the Act and any Agreement 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 Farmer, Jr., seconded by Council Member Kay, that this Resolution be Approved. The motion Passed by the following vote:**

29.

A Resolution approving the granting of an inducement to Xooker, LLC, or its successor or affiliate, pursuant to the Ky. Business Investment Act (KRS Subchapter 154.32), whereby the Lexington-Fayette Urban County Government agrees to rebate annually one percent (1%) of the Company's occupational license fees for a term of no longer than ten (10) years from the activation date, subject to the limitations contained in the Act and any Agreement 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 Farmer, Jr., seconded by Council Member Kay, that this Resolution be Approved. The motion Passed by the following vote:**

- 30.** A Resolution approving the granting of an inducement to Tru-Tone Finishing, Inc., or its successor or affiliate, pursuant to the Ky. Business Investment Act (KRS Subchapter 154.32), whereby the Lexington-Fayette Urban County Government agrees to rebate annually one percent (1%) of the company's occupational license fees for a term of no longer than ten (10) years from the activation date, subject to the limitations contained in the Act and any Agreement 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 Farmer, Jr., seconded by Council Member Kay, that this Resolution be Approved. The motion Passed by the following vote:**
- 31.** A Resolution approving the granting of an inducement to Zivo, Inc., d/b/a Zelios, or its successor or affiliate, pursuant to the Ky. Business Investment Act (KRS Subchapter 154.32), whereby the Lexington-Fayette Urban County Government agrees to rebate annually one percent (1%) of the Company's occupational license fees for a term of no longer than ten (10) years from the activation date, subject to the limitations contained in the Act and any Agreement 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 Farmer, Jr., seconded by Council Member Kay, that this Resolution be Approved. The motion Passed by the following vote:**
- 32.** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class A (Neighborhood) Incentive Grant to Meadowthorpe Neighborhood Association, Inc., for stormwater quality projects, at a cost not to exceed \$8,701. [Div. of Water Quality, Martin]
- A motion was made by Council Member Farmer, Jr., seconded by Council Member Kay, that this Resolution be Approved. The motion Passed by the following vote:**
- 33.** A Resolution establishing Anritsu Americas Sales, Inc., as a sole source provider of Radio System Service monitors, for the Div. of Enhanced 911 and authorizing the Mayor or his designee, on behalf of the Urban County Government, to execute any necessary Agreements with Anritsu Americas Sales, Inc., related to the procurement of these goods and services. [Div. of Emergency Management/911, Stack]

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

- 34.** 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 purchase of Fire Safety and Prevention campaign supplies, 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 Farmer, Jr., seconded by Council Member Kay, that this Resolution be Approved. The motion Passed by the following vote:**

- 35.** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Neighborhood Action Match Grant Program Contracts with Copperfield Neighborhood Association (\$4,916), Historic Woodward Heights Neighborhood Association (\$3,648), Joyland Neighborhood Association (\$2,664), Martin Luther King Neighborhood Association (\$10,000), and Walnut Ridge Homeowners Association (\$5,304) for the purpose of carrying out various neighborhood activities and improvements for FY 2019, at a cost not to exceed \$26,532. [Div. of Grants and Special Programs, Lanter]

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

- 36.** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Lexington Center Corporation, for the Martin Luther King, Jr. Day Celebration, at a cost not to exceed \$9,000. [Mayor's Office, Houlihan]

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

- 37.** A Resolution amending Appendix A - Rules and Procedures of the Lexington-Fayette Urban County Council by creating a Statement of Purpose; amending Section 1.101 to clarify the administrative duties of the Vice-Mayor to include the supervision of the Council Administrator, overseeing the office space of the Council, and notifying Councilmembers of opportunities to serve on certain Request for Proposals (RFP) Committees; amending Section 1.02 to clarify the administrative duties of the Council Administrator, Aides to Council, and the Citizens' Advocate; deleting and reserving Section 1.104; amending Section 1.105 to streamline the travel and expense procedures for all

officers, employees, and appointees of the Council Office; amending Section 1.201 to include masculine and feminine pronouns; amending Section 1.203 to provide guidelines for the use of official stationery; amending Section 1.204 to streamline the travel and expense reporting procedures for Councilmembers; deleting Sections 1.301, 1.302, 1.303, and 1.304 to remove reference to the Internal Audit Unit and reserving the section numbers; amending Section 2.101 to provide a procedure for electing the Chairperson of a Committee in the event of a tie vote; amending Section 2.102 correcting the names of Standing Committees and clarifying the tasks assigned to each Standing Committee; amending Section 2.103 to clarify the appointment process and the meeting requirements for Ad Hoc Committees; amending Section 2.104 to clarify the staffing and meeting requirements for Subcommittees of Standing Committees; amending Section 2.105 to clarify the duties, quorum requirements, and budgetary tasks assigned to the Committee of the Whole and Link Committees; amending Section 2.107 to clarify the confirmation process for Department Commissioners and to create requirements for the delivery of information to the Urban County Council prior to the confirmation of various appointments; amending Section 2.108 to correct clerical errors; amending Section 2.202 to include the meeting requirements for Standing Committees; amending Section 2.203 to clarify the attendance requirements for Councilmembers and include masculine and feminine pronouns; amending Section 2.204 to provide that the Chair of a Standing Committee may refer items directly to his or her Committee; amending Section 2.205 to clarify the contents of Committee Reports; amending Section 2.206 to streamline the requirements for the submission of materials for Committee Presentations; amending Section 3.102 changing the name of Appendix B to Part Two (2); amending Section 3.103 changing the name of Appendix C to Part Three (3) and providing that a Councilmember may introduce legislation at his or her discretion; amending Section 4.101 to include the general meeting requirements for Meetings of the Urban County Council; amending Section 4.102 deleting the general meeting requirements for the Urban County Council and including Communications from the Mayor (For Information Only) and Fire/Police Disciplinary Items on the Official Agenda of Regular Meetings of the Urban County Council; amending Section 4.103 to streamline the notice requirements for Special Meetings of the Urban County Council; amending Section 4.104 to include Public Comment Issues Not on the Agenda, Adjournment, Communications from the Mayor (For Information Only), and Personnel Matters on the Official Agenda of Work Sessions of the Urban County Council; amending Section 4.105 deleting the minute-keeping requirement relating to Executive Sessions; amending Section 4.106 to establish procedures and requirements for public comment during Meetings of the Urban County Council; amending

Section 4.107 to streamline the process governing the distribution of informational materials to the Council during Regular or Special Meetings and Work Sessions; amending Section 4.108 to clarify the administrative responsibilities for notice of Public Hearings and Public Forums; amending Section 4.201 to clarify the process for selecting the Presiding Officer at Regular Meetings, Special Meetings, and Work Sessions; amending Section 4.301 relating to recognition to speak from the Chair via computer work station; amending Section 4.302 to establish requirements to govern the manner of speaking and decorum for Members of the Urban County Council; amending Section 4.303 to include masculine and feminine pronouns; amending Section 4.401 to simplify the manner of making motions and withdrawing motions; amending Section 4.501 to simplify the process relating to requests for a second reading on Ordinances and Resolutions; amending Section 4.505 to include masculine and feminine pronouns; amending Section 4.601 to require the referral of Budget Amendments to the Council Administrator or her designee by noon on the Thursday prior to Work Session; amending Appendix A to the Rules and Procedures by changing the title to Part One (1), including masculine and feminine pronouns, and clarifying the reporting requirements of the Citizens' Advocate; amending Appendix B to the Rules and Procedures by changing the title to Part Two (2) and streamlining the guidelines for use of Law Dept. personnel by Members of the Urban County Council; amending Appendix C to the Rules and Procedures by changing the title to Part Three (3) and streamlining the Administrative, Council, and Business Work Flows for items requiring legislative consideration and approval; amending Appendix D to the Rules and Procedures by changing the title to Part Four (4) and streamlining the guidelines for use of the Government Access Cable Channel, Web Stream, and Online Video Archives; amending Appendix E to the Rules and Procedures by changing the title to Part Five (5) and creating official guidelines and processes for Neighborhood Development Funds; and creating Part Six (6) to the Rules and Procedures relating to Social Media Best Practices. [Council Office, Maynard]

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

## **VII. Resolutions – First Reading**

- 38.** A Resolution accepting the bid of Minnifield Enterprises, Inc., d/b/a Minnifield Enterprize, in the amount of \$26,456, for Multi-Floor LED Installation at Phoenix Building, for the Div. of Environmental Services. (4 Bids, Low) [Plueger]

**Received First Reading to the Urban County Council due back on 11/15/2018**

39. A Resolution accepting the bid of Judy Construction Co., in the amount of \$1,615,000, for the West Hickman WWTP Final Clarifiers No. 7 and No. 8 Repairs, for the Div. of Water Quality, and authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Judy Construction Co. related to the bid. (3 Bids, Low) [Martin]

**Received First Reading to the Urban County Council due back on 11/15/2018**

40. A Resolution accepting the bid of Employment Solutions, Inc., establishing a price contract for Temporary Labor for General Services, for the Div. of Facilities and Fleet Management. (4 Bids, Low) [Baradaran]

**Received First Reading to the Urban County Council due back on 11/15/2018**

41. A Resolution ratifying the Permanent Classified Civil Service Appointment of: Marris Blackburn, Public Service Supervisor, Grade 514N, \$17.902 hourly in the Div. of Facilities and Fleet Management, effective October 30, 2018, and ratifying the following Classified Civil Service leave of: John Purdy, Police Officer, Grade 311N, \$31.149 hourly in the Div. of Police, effective November 1, 2018 through January 29, 2018. [Div. of Human Resources, Maxwell]

**Received First Reading to the Urban County Council due back on 11/15/2018**

42. A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following Probationary Classified Civil Service Appointments: James Harris, Revenue Supervisor, Grade 520E, \$2,143.12 biweekly in the Div. of Revenue, effective November 19, 2018, Thomas Chandler, Equipment Operator Sr., Grade 512N, \$17.157 hourly in the Div. of Water Quality, effective November 19, 2018, Brent Ross, Equipment Operator Sr., Grade 512N, \$16.616 hourly in the Div. of Water Quality, effective November 12, 2018, James Duff, Equipment Operator, Grade 510N, \$16.447 hourly in the Div. of Water Quality, effective November 26, 2018, Anthony Taylor, Public Service Worker Sr., Grade 509N, \$14.913 hourly in the Div. of Water Quality, effective November 12, 2018, Stoney McGuire, Facilities Manager, Grade 523E, \$2,221.76 biweekly in the Div. of Facilities and Fleet Management, effective upon passage of Council, and Shanreka Shackelford, Administrative Specialist Sr., Grade 516N, \$21.365 hourly in the Div. of Adult and Tenant Services, effective November 12, 2018; authorizing the Div. of Human Resources to make a conditional offer to the following probationary Community Corrections Officer appointments: Tyler Griggs and Kirk Magsig, both Community Corrections Officer Recruit, Grade 110N, \$15.384 hourly in the Div. of Community Corrections, effective



upon passage of Council; authorizing the Div. of Human Resources to make a conditional offer to the following Probationary Sworn Appointments: Tyler Farnham, Christopher Maynard, Jacob Kirk, Michael Kelly-Walker, William Biddle, Christopher Wright, Christopher Becker, Travis Fightmaster, Kyle McEvoy, James Staples, Daniel Drury, Bryant Blodgett, David English, Ryan Weckerling, Franklin White, Haley White, Stephen Eilerman, Daniel Gooch, Loren Bewley, Katherine Bauer, John Herald, Cody Slone, Coner Feck, Anthony Wagner, Jordan Bowers, Matthew Toney, Michael O'Leary, Ronald King, Brian Abbott, Brooke Riggs, Brian Phillips, Jameson Flynn, April Wilhoite, Andrew Cook, Zackary Rogers, Alex Gash, Westley Metcalfe, Michael Lewis, Lyle Blunck, Brandon Abney, Sean Williams, Kyle Carr, Brian Nichols, Daniel Meyer, Matthew Dixon, Blake Risen, Nolan Bodkin, Isaiah Davis, and Tyler Weathers, all Firefighter Recruit, Grade 311N, \$20.160 hourly in the Div. of Fire and Emergency Services, effective upon passage of Council; and authorizing the Div. of Human Resources to make a conditional offer to the following Unclassified Civil Service appointment: Deena Jones, Staff Assistant Sr., Grade 510N, \$16.447 hourly in the Office of the Coroner, effective November 26, 2018. [Div. of Human Resources, Maxwell]

**Received First Reading to the Urban County Council due back on 11/1/2018**

**A motion was made by Council Member Jake Gibbs, seconded by Council Member Bill Farmer, Jr., that the rules be suspended and this resolution receive Second Reading. The motion PASSED by unanimous vote.**

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

- 43.** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Transportation Cabinet (KYTC), for sanitary sewer relocations and construction of sanitary sewer facilities as part of the New Circle Rd. Widening Project, at a cost estimated not to exceed \$149,912.94. [Div. of Water Quality, Martin]

**Received First Reading to the Urban County Council due back on 11/15/2018**

- 44.** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Contract with Fayette County Public Schools, for the operation of preschool classrooms for the 2018-2019 academic school year, at the Family Care Center, at no cost to the Urban County Government. [Div. of Family Services, Rodes]

**Received First Reading to the Urban County Council due back on 11/15/2018**

45. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with UK Opera Theatre, for the performance of Little Red's Most Unusual Day at the Family Care Center, at a cost not to exceed \$600. [Div. of Family Services, Rodes]  
**Received First Reading to the Urban County Council due back on 11/15/2018**
46. 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]  
**Received First Reading to the Urban County Council due back on 11/15/2018**
47. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Addendum No. 8 with the Computer Sciences Corporation (CSC), for renewal of the RiskMaster Mesa Software Package, related maintenance and technical assistance, at a cost not to exceed \$29,911.30; and authorizing the Chief Information Officer (CIO), or her designee, to execute any necessary renewal addendums under Master License Agreement No. 02-MJB-00174. [Div. of Computer Services, Nugent]  
**Received First Reading to the Urban County Council due back on 11/15/2018**
48. A Resolution authorizing the Mayor or his designee, on behalf of the Urban County Government, to execute Change Orders to the Contract with Fristoe & Reynolds, Inc., d/b/a Comfort & Process Solutions for the Phoenix Cooling Tower Replacement Project, which Contract is in the amount of \$264,260, and to the Contract with Pentecost Mechanical Services for the Phoenix Cooling Tower Replacement Project, which Contract is in the amount of \$175,343, provided: Budgeted funds are available for such Change Orders; the cumulative total for all such Change Orders shall not exceed \$22,000; no individual Change Order shall exceed \$10,000; no Change Order shall have the effect of materially changing the scope of the Contract; and a summary of all Change Orders executed pursuant to this Resolution shall be furnished to the Urban County Council quarterly, unless more frequent reporting is requested by the Council; further authorizing the Mayor or his designee, on behalf of the Urban County Government, to execute all Change Orders to the Contract that have a net effect of decreasing the amount of the Contract. [Div. of

Facilities and Fleet Management, Baradaran]

**Received First Reading to the Urban County Council due back on 11/15/2018**

49. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Data License Agreement with INRIX, Inc., for a travel time analytics software platform, to monitor vehicular travel times on roadways in Fayette County and Jessamine County, at a cost not to exceed \$111,000, with ongoing costs subject to the sufficient appropriation of funds in future fiscal years. [Div. of Traffic Engineering, Neal]

**Received First Reading to the Urban County Council due back on 11/15/2018**

50. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute any documents necessary and accept deeds for property interests needed for the Baker Court Pump Station Project, at a total cost not to exceed \$5,000. [Div. of Water Quality, Martin]

**Received First Reading to the Urban County Council due back on 11/15/2018**

51. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Agreement with Downtown Lexington Partnership (DLP) extending the term of the Agreement to March 31, 2019 and decreasing the total sum from \$101,000.00 to \$33,289.08. [Office of Homelessness Prevention and Intervention, Ruddick]

**Received First Reading to the Urban County Council due back on 11/15/2018**

52. A Resolution authorizing the Div. of Water Quality, on behalf of the Urban County Government, to purchase a Sulzer Blower for the West Hickman Waste Water Treatment Plant, from Southern Sales Co., Inc., a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Southern Sales Co., Inc., related to the procurement, at a cost not to exceed \$155,600. [Div. of Water Quality, Martin]

**Received First Reading to the Urban County Council due back on 11/15/2018**

53. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class A (Neighborhood) Incentive Grant to the Village at Rabbit Run Condominium Association, Inc., for stormwater quality projects, at a cost not to exceed \$22,140. [Div. of Water Quality, Martin]

**Received First Reading to the Urban County Council due back on 11/15/2018**

54. A Resolution authorizing the Mayor, on behalf of the Urban County

Government, to execute an Agreement awarding a Class A (Neighborhood) Incentive Grant to the Woodfield Homes Association, Inc., for stormwater quality projects, at a cost not to exceed \$48,000. [Div. of Water Quality, Martin]

**Received First Reading to the Urban County Council due back on 11/15/2018**

55. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement (awarded pursuant to RFP No. 26-2018) with Strand Associates, Inc., for investigation and design services for the Town Branch Waste Water Treatment Plant Secondary Digester Complex Improvements Project, at a cost estimated not to exceed \$159,000. [Div. of Water Quality, Martin]

**Received First Reading to the Urban County Council due back on 11/15/2018**

56. A Resolution establishing Goodman Distribution, Inc., as a sole source provider of Daikan & Amana HVAC equipment for the Div. of Facilities and Fleet Management and authorizing the Mayor or his designee, on behalf of the Urban County Government, to execute any necessary Agreements with Goodman Distribution, Inc., related to the procurement of these goods and services. [Div. of Facilities and Fleet Management, Baradaran]

**Received First Reading to the Urban County Council due back on 11/15/2018**

57. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Contract with Bri Den Roofing, a Tecta America Co., LLC, for the Police Training Center Roof Replacement Project, increasing the Contract price by the sum of \$737.84 from \$259,000.00 to \$259,737.84. [Div. of Facilities and Fleet Management, Baradaran]

**Received First Reading to the Urban County Council due back on 11/15/2018**

58. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to obtain professional services from Brandstetter Carroll Inc., for renovations to Fire Station #9, at a cost not to exceed \$43,000. [Div. of Fire and Emergency Services, Chilton]

**Received First Reading to the Urban County Council due back on 11/15/2018**

A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following Unclassified Civil Service appointment: Kevin Johnson, Budget Analyst Sr., Grade 521E, \$2,615.39 biweekly in the Office of the Urban County Council with a term ending on December 31, 2022, unless extended by majority vote of the Urban County Council, effective upon passage of Council. [Council Office, Maynard]

**Received First Reading to the Urban County Council due back on 11/1/2018**

**A motion was made by Council Member Amanda Bledsoe, seconded by Council Member Jennifer Mossotti, that the rules be suspended and this resolution receive Second Reading. The motion PASSED by unanimous vote.**

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

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; and Hilary Angelucci, Research Analyst, Grade 523; said term of reappointment for each core staff member shall end on December 31, 2022 unless it is extended by majority vote of the Urban County Council: providing that all core staff shall continue to accrue benefits as if there was no break in service. [Council Office, Maynard]

**Received First Reading to the Urban County Council due back on 11/1/2018**

**A motion was made by Council Member Kevin Stinnett, seconded by Council Member Jennifer Mossotti, that the rules be suspended and this resolution receive Second Reading. The motion PASSED by unanimous vote.**

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

## **VIII. Communications From the Mayor**

(1) Recommending the appointment of Ms. Laura Day DelCotto to the Ethics Commission, with term expiring November 1, 2022.

**A motion was made by Council Member Bill Farmer, Jr., seconded by Council Member Jennifer Mossotti, that this Communication be Approved. The motion PASSED by unanimous vote.**

## **IX. Communications From the Mayor (For Information Only)**

- (1) Termination of Michael Walker, Public Service Worker, Sr., Grade 509N, Div. of Streets and Roads, effective October 1, 2018;
- (2) Termination of Ernest Beatty, Resource Recovery Operator, Grade 513N, Div. of Waste Management, effective October 12, 2018;
- (3) Resignation of Lester Peoples, Public Service Worker, Grade 507N, Div. of Waste Management, effective October 5, 2018;
- (4) Resignation of Aaron Watts, Firefighter, Grade 311N, Div. of Fire and Emergency Services, effective October 13, 2018;
- (5) Resignation of Brenda McFaddin, Administrative Specialist, Sr., Grade 516N, Dept. of Law, effective October 12, 2018;
- (6) Resignation of Shelly Ross, Child Care Program Aide, Grade 508N, Div. of Family Services, effective October 10, 2018;

- (7) Resignation of Doug Mott, Software Developer Sr., Grade 525E, Div. of Computer Services, effective October 5, 2018;
- (8) Resignation of Carl Brewer, Firefighter, Grade 311N, Div. of Fire and Emergency Services, effective October 6, 2018;
- (9) Resignation of Steven Barrish, Corrections Officer, Grade 110N, Div. of Community Corrections, effective October 3, 2018;
- (10) Resignation of Margaret McClanahan, Administrative Specialist, Grade 513N, Div. of Accounting, effective September 30, 2018; and,
- (11) Resignation of Ryan Oldham, Corrections Recruit, Grade 109N, Div. of Community Corrections, effective October 9, 2018.

**Received and Filed****X. Announcements****XI. Public Comments****Adjournment**

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