

Lexington-Fayette Urban County Government

200 E. Main St
Lexington, KY 40507



Docket

Thursday, December 5, 2024

6:00 PM

Council Chambers

Urban County Council

I. Roll Call**II. Invocation****III. Presentations**

[1151-24](#) Lafayette High School Marching Band Day

[1232-24](#) Lonnie Cowan Day

IV. Ordinances – Second Reading

1. [1160-24](#) An Ordinance expanding and extending the Full Urban Services District #1 for the Urban County Government for the provision of street lighting, street cleaning, and garbage and refuse collection, to include the area defined as certain properties on the following streets: Bay Shoals Dr.; Blackford Parkway; Calista Flat; Caversham Park Lane; Clematis Way; Corsage Court; Cravat Pass; Man O' War Boulevard; Night Heron Way; Peninsula Way; Polo Club Boulevard; Sandersville Rd.; Shady Cove; Squires Rd.; and Stolen Horse Trace. [Dept. of Environmental Quality and Public Works, Albright]
2. [1161-24](#) An Ordinance expanding and extending Partial Urban Services District #3 for the Urban County Government for the provision of garbage and refuse collection, to include the area defined as certain properties on the following streets: Harper Woods Lane; Kestrel Cove; Koah Park; Spring Bay Court; Spring Leaf Court; Raven Circle; and Weston Park. [Dept. of Environmental Quality and Public Works, Albright]
3. [1162-24](#) An Ordinance expanding and extending Partial Urban Services District #4 for the Urban County Government for the provision of street lighting, to include the area defined as certain properties on Higbee Mill Rd. [Dept. of Environmental Quality and Public Works, Albright]
4. [1163-24](#) An Ordinance expanding and extending Partial Urban Services District #5 for the Urban County Government for the provision of street lighting and garbage and refuse collection, to include the area defined as certain properties on the following streets: Denver Lane; Hannibal Court; Plymouth Dr.; Vanderbilt Dr.; and Weber

Way. [Dept. of Environmental Quality and Public Works, Albright]

5. [1235-24](#) An Ordinance amending Section 13-76 of the Code of Ordinances to require certain documents to prove primary residency; amending Section 13-77 of the Code to clarify that approval by the Div. of Planning is necessary to apply for a special fee license and to provide that a license shall automatically expire upon a change in use from one form of Short-Term Rental (hosted or un-hosted) to the other; amending Section 13-79 of the Code to amend the maximum occupancy of a Short-Term Rental, to limit the number of Contracts or bookings a short-term rental may have at one time, and to require that only a portion of the dwelling unit not otherwise occupied may be rented at one time; all effective upon passage of Council. [Council Office, Hall]

6. [1210-24](#) An Ordinance amending and renumbering Articles 3-13(b), (c), (g), (h), (i), (j), and (k), creating Articles 3-13(l), (m), (n)(1),(2),(3), and (o), amending Articles 8-5(c)(11), 8-5(d)(14), 8-9(c)(10), 8-10(c)(10), 23a-5(c)(9), 23a-5(d)(10), 8-25(d)(7), and 8-25(e)(15), and deleting Article 8-5(d)(15), in order to: revise the allowable occupancy for all Short Term Rentals; restrict the number of dwelling units allowed as Short Term Rentals in Residential zones; further define conditions applicable for Short Term Rentals regulated as conditional uses; and allow Short Term Rentals as an accessory use and conditional use in Corridor Node zones, and providing that the Board of Adjustment may consider up to ten (10) new Conditional Use Permit Applications for Short Term Rentals per month, with an effective date of December 12, or the date of passage, whichever is later. (Urban County Council). Approval of Alternative Text 5-2 [Div. of Planning, Duncan]

7. [1226-24](#) 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 2025 Schedule No. 14. [Div. of Budgeting, Lueker]

8. [1212-24](#) An Ordinance amending the civil service authorized strength by creating one (1) classified position of Engineering Technician Principal, Grade 519N, in the Div. of Water Quality, and creating one (1) classified position of Program Manager Sr., Grade 525E, in the Div. of Environmental Services, all effective July 1, 2024. [Div. of Human Resources, George]

9. [1213-24](#) An Ordinance amending the civil service authorized strength by abolishing one (1) classified position of Planner, Grade 519N, and creating one (1) classified position of Digital Content Administrator, Grade 521E, all in the Div. of Planning, effective upon passage of Council. [Div. of Human Resources, George]
10. [1214-24](#) An Ordinance amending the civil service authorized strength by creating one (1) classified position of Project Manager, Grade 520N, in the Dept. of Environmental Services, effective upon passage of Council. [Div. of Human Resources, George]
11. [1216-24](#) An Ordinance amending the civil service authorized strength by abolishing one (1) classified position of Vehicle and Equipment Technician, Grade 517N, in the Div. of Facilities and Fleet Management, effective upon passage of Council. [Div. of Human Resources, George]

V. Resolutions – Second Reading

1. [1181-24](#) A Resolution accepting the bid of Lagco, Inc., in the amount of \$1,083,653 for the Joyland Area Storm Drainage Project, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Lagco, Inc., related to the bid. (5 Bids, Low) [Martin]
2. [1225-24](#) A Resolution accepting the bid of Hydromax USA, LLC, in the amount of \$204,124 for the temporary flow monitoring, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Hydromax USA, LLC, related to the bid. (2 Bids, Low) [Martin]
3. [1146-24](#) A Resolution authorizing the Div. of Fire and Emergency Services to purchase replacement cardiac monitors from Zoll, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Zoll, related to the procurement at a cost not to exceed \$182,062. [Div. of Fire and Emergency Services, Wells]
4. [1147-24](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Center for Patient Safety, for protections under the Patient Safety Act at a cost not to exceed \$1,800. [Div. of Fire and Emergency Services, Wells]

5. [1148-24](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with Saint Joseph Health Systems Inc., for support for the Community Paramedicine Program. [Div. of Fire and Emergency Services, Wells]

6. [1158-24](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a fee neutral multi-year Letter Agreement and any other necessary related Agreements with JP Morgan Chase Bank, N.A., extending the period to provide general banking services. [Dept. of Finance, Hensley]

7. [1159-24](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Charter Communications d/b/a Spectrum to support an award from Ky.'s Better Internet Grant Program with local match funds for the provision of fiber optic broadband internet services to households in Fayette County, to execute any related documents, and further authorizing payment in an amount not to exceed \$10,000. [Div. of Computer Services, Stewart]

8. [1168-24](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 (final) to the Agreement with Delmae LLC, for services related to the Pebble Creek Bank Stabilization Project, for the Div. of Water Quality, increasing the Contract by the sum of \$40,856.25, from \$83,300.00 to \$124,156.25. [Div. of Water Quality, Martin]

9. [1169-24](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute the second renewal of the Contract with Hazen and Sawyer, P.S.C., for Sanitary Sewer Remedial Measures Program Management Consulting Services, for the Div. of Water Quality, at a cost not to exceed \$900,000. [Div. of Water Quality, Martin]

10. [1170-24](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Stormwater Quality Projects Incentive Grant Agreement with Bluegrass GreenSource, Inc., canceling a Stormwater Quality Project, decreasing the Contract by the sum of \$202,202.60, from \$202,202.60 to \$0.00. [Div. of Water Quality, Martin]

11. [1171-24](#) A Resolution accepting the dedication of private sanitary sewer easements, located across 3050 Helmsdale Place, to the public,

and further accepting \$15,000 from the property owner for anticipated future repairs associated with the sewer lines dedicated herein. [Div. of Water Quality, Martin]

12. [1179-24](#) A Resolution authorizing the Div. of Water Quality, on behalf of the Urban County Government, to purchase a Huber Technology replacement wash press for the Town Branch Waste Water Treatment Plant, from Pelton Environmental Products, Inc., a sole source provider, at a cost estimated not to exceed \$68,013. [Div. of Water Quality, Martin]
13. [1180-24](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to officially name and designate the recently acquired park property located at 2490 Paris Pike as the "William Floyd Park." [Div. of Parks and Recreation, Conrad]
14. [1187-24](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute the 2025 General Term Orders for the Fayette County Sheriff, establishing the number of deputies and assistants allowed to the sheriff 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]
15. [1191-24](#) A Resolution authorizing and directing the Mayor, on behalf of the Lexington-Fayette Urban County Government, to execute an Agreement with the Ky. Transportation Cabinet (KYTC) for the acceptance of Federal funds, which Grant funds are in the amount of \$1,200,000 for the design of Phase III of the Newtown Pike Extension Project, the acceptance of which obligates the Urban County Government to the expenditure of \$300,000 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Div. of Engineering, Burton]
16. [1192-24](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Amendment No. 17 to the Contract with Stantec Consulting Services, Inc. (formerly known as Entran, PLC, formerly known as American Consulting Engineers, PLC) for professional services for the Newtown Pike Extension Project, increasing the Contract price by the sum of \$1,469,422.00, from \$10,614,807.39 to \$12,084,229.39. [Div. of Engineering, Burton]
17. [1193-24](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant

Application to the U.S. Dept. of Homeland Security, to provide any additional information requested in connection with this Grant Application, and to accept this Grant if awarded, which Grant funds are in the amount of \$600,000 in Federal funds under the FEMA 2024 Assistance to Firefighters Grant Program, to acquire a boat or brush trucks, the acceptance of which obligates the Urban County Government to the expenditure of \$60,000 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Div. of Fire and Emergency Management, Wells]

18. [1194-24](#) A Resolution authorizing and directing the Mayor on behalf of the Urban County Government, to execute a Second Amendment to the Garden Meadows Homeowners Association Neighborhood Action Match Agreement to extend the period of performance to June 30, 2025, at no additional expense to the Urban County Government. [Div. of Grants and Special Programs, Reynolds]
19. [1195-24](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Contract Modification No. 4 to the Agreement with Gresham Smith for expanded services on the Phase III Archaeological Data Recovery in the Legacy Business Park Project, at a cost not to exceed \$341,201. [Mayor's Office, Bencz]
20. [1196-24](#) A Resolution authorizing and directing 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 any related documents, for the provision of the 2025 VITA/TCE Tax Preparation Assistance Programs at the Charles Young Center, at no cost to the Urban County Government. [Dept. of Social Services, Allen-Bryant]
21. [1197-24](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with NAMI Lexington (KY), Inc., and any other documents related to the purchase of property located at 865-869 Sparta Court, the final form of which shall be subject to the approval of the Dept. of Law, at a cost not to exceed \$141,211. [Dept. of Housing Advocacy and Community Development, Lanter]
22. [1198-24](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Revised Agreement with Saint Joseph Health System, for use of the emergency room for

the Sexual Assault Nurse Examiner at a cost not to exceed \$3,000. [Div. of Police, Weathers]

23. [1203-24](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute amendments to Subrecipient Agreements with Northern Ky. Legal Aid Society, Inc., dba Legal Aid of the Bluegrass, and Office of Ky. Legal Services Programs, Inc., dba Ky. Equal Justice Center, for the provision of housing stability services, extending the period of performance through June 30, 2025. [Dept. of Housing Advocacy and Community Development, Lanter]
24. [1204-24](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Agreements with Northern Ky. Legal Aid Society, Inc., dba Legal Aid of the Bluegrass, and Office of Ky. Legal Services Programs, Inc., dba Ky. Equal Justice Center, for the provision of Housing Stability Services through the Housing Stabilization Program for tenants facing potential eviction, at a cost not to exceed \$500,000, contingent upon approval of the necessary Budget amendments. [Dept. of Housing Advocacy and Community Development, Lanter]
25. [1205-24](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the University of Ky., College of Medicine, Dept. of Toxicology and Cancer Biology, to create an Internship Program relating to Forensic Science and Biology. [Div. of Police, Weathers]
26. [1206-24](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept the additional funds awarded by the Ky. Office of Homeland Security (KOHS) from the FY2024 DHS/FEMA Grant Program in the amount of \$490.50, the acceptance of which does not obligate the Urban County Government to the expenditure of funds, and lastly, authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Div. of Fire and Emergency Management, Wells]
27. [1207-24](#) A Resolution authorizing the Div. of Police to purchase a Cellebrite Inseyets Pro Software upgrade with three (3) license renewals from Cellebrite Inc., a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Cellebrite Inc., related to the procurement, at a cost not to exceed \$29,660.92. [Div. of Police, Weathers]

28. [1211-24](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute the First Amendment to the Contract for Services with the Ky. Association for Environmental Education (KAEE), Contract No. 199-2024, for Education and Career Development related to sanitary sewers and sustainability, increasing the Contract amount by \$131,000.00, and raising the total Contract amount to \$648,636.27 per year. [Div. of Environmental Services, Carey]
29. [1215-24](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute the Purchase of Service Agreement with New Life Day Center, Inc., to replace and supersede the PSA approved pursuant to R-649-2022, for Litter Pickup with Panhandler Participation, for the Div. of Environmental Services, at a cost not to exceed \$150,000 per year. [Div. of Environmental Services, Carey]
30. [1217-24](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with Instant Signs to protect the three Lexington Welcome Signs, the surrounding landscaping, and electrical components during the installation and removal of the 250 Lex Signs. [Div. of Environmental Services, Carey]
31. [1223-24](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Agreements related to Council Capital Project expenditure funds with LexArts, Inc. (\$55,000.00); Community Action Council for Lexington-Fayette, Bourbon, Harrison, and Nicholas Counties, Inc. (\$5,000.00); LexArts, Inc. (\$75,000.00); LFUCG Div. of Parks and Recreation (\$16,670.12); LFUCG Div. of Environmental Quality and Public Works (\$41,775.54); LFUCG Div. of Parks and Recreation (\$22,817.80); LFUCG Div. of Traffic Engineering (\$20,000.00); LFUCG Div. of Environmental Services (\$40,000.00); LFUCG Div. of Aging and Disability Services (\$4,200.00); LFUCG Corridors Commission (\$196.00); LFUCG Div. of Parks and Recreation (\$20,735.78); Meadowthorpe Neighborhood Association, Inc. (\$1,800.00); LFUCG Div. of Traffic Engineering (\$2,150.85); LFUCG Div. of Traffic Engineering (\$15,238.09); LFUCG Council Office (\$1,000.00); LFUCG Div. of Government Communications (\$32,676.00); the Lyric Theatre and Cultural Arts Center Corporation (\$25,000.00); Ashland Neighborhood Association, Inc. (\$1,274.13); LFUCG Div. of Traffic Engineering (\$18,725.00);

LFUCG Div. of Parks and Recreation (\$30,000.00); Operation Making a Change Incorporated (\$6,000.00); Henry Clay Memorial Foundation (\$10,000.00); LFUCG Fire Dept. (\$1,500.00); LFUCG Div. of Parks and Recreation (\$65,000.00); LFUCG Div. of Traffic Engineering (\$65,000.00); St. Martin's Village Neighborhood Association, Inc. (\$5,000.00); LFUCG Div. of Environmental Quality and Public Works (\$57,500.00); and the Living Arts and Science Center, Inc. (\$9,525.00), Lexington Leadership Foundation (\$50,000.00), and LFUCG Div. of Parks and Recreation (\$5,000.00), for the Office of the Urban County Council, at a cost not to exceed the sum stated. [Council Office, Hall]

32. [1236-24](#) A Resolution of the Lexington-Fayette Urban County Council approving the Economic Development Partnership with Madison County, Scott County, and City of Berea, authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Interlocal Cooperation Agreement, Membership Agreement, and other necessary and related documents, forming the Central Ky. Business Park Authority; and authorizing payment in the amount of \$2,125,000 to the Authority for the purpose of carrying out the duties and powers of the Authority as limited by the aforementioned Agreements and relevant state law; all contingent upon approval of the Authority's creation, and execution of all necessary Agreements, by all parties to the Interlocal Cooperation Agreement. [Council Office, Hall]
33. [1190-24](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the U.S. Department of Homeland Security, to provide any additional information requested in connection with this Grant Application, and to accept this Grant if awarded, which Grant funds are in the amount of \$1,000,000 in Federal funds under the 2024 Assistance to Firefighters Grant Program, to host a paramedic training course, the acceptance of which obligates the Urban County Government to the expenditure of \$100,000 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Div. of Fire and Emergency Services, Wells]
34. [1238-24](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Commonwealth of Ky. Cabinet for Health and Family Services, to maintain a Quick Response Team. [Council Office, Hall]

35. [1222-24](#) A Resolution amending Section 3.102(2) of Appendix A, Rules and Procedures of the Lexington-Fayette Urban County Council, relating to the order of business at Council meetings, to provide a separate opportunity for public comment for issues on the docket prior to consideration of legislative items by the Urban County Council, all effective upon passage of Council. [Council Office, Hall]
36. [1229-24](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Downtown Lexington Corporation d/b/a Downtown Lexington Partnership, to present public events on behalf of, and in partnership with, LFUCG, including Luminare Lexington Christmas Tree Lighting, Christmas Parade, and Thursday Night Live. [Council Office, Hall]

VI. Fire/Police Discipline - NO

VII. Announcements

VIII. Public Comments

Adjournment