

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky November 12, 2020

Due to the COVID-19 pandemic and State of Emergency, this meeting is being held via live video teleconference pursuant to 2020 Senate Bill 150, and in accordance with KRS 61.826, because it is not feasible to offer a primary physical location for the meeting.

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on November 12, 2020 at 6:01 p.m. Present were Mayor Gorton in the chair presiding, and the following members of the council: Farmer, Higgins-Hord, Kay, Lamb, McCurn, Moloney, Mossotti, Plomin, Reynolds, Swanson, Worley, Bledsoe, F. Brown, J. Brown, and Ellinger.

Ordinances No. 99-2020 through 103-2020, inclusive, and Resolutions No. 479-2020 through 503-2020, inclusive, were reported as having been signed and published and ordered to record.

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The Invocation was given by Lead Minister Ernie Perry of Indian Creek Christian Church.

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Mayor Gorton announced that Public Comment had been suspended by the Council until Fayette County was no longer classified as a COVID-19 "Red Zone" county.

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The following ordinances received second reading. Upon motion by Mr. Ellinger, and seconded by Mr. Swanson, the ordinances were approved by the following vote:

Aye: Farmer, Higgins-Hord, Kay, Lamb, -----15
McCurn, Moloney, Mossotti, Plomin,
Reynolds, Swanson, Worley, Bledsoe, F.
Brown, J. Brown, Ellinger

Nay: -----0

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 2021 Schedule No. 18.

An Ordinance amending Article XV of Chapter 2 of the Code of Ordinances, related to the Picnic with the Pops Commission, to: remove reference to the Ky. Horse Park Amphitheater; reduce the membership of the Commission from thirteen (13) to eleven (11); provide for the Mayor to select a designee; add gender neutral language; correct punctuation; and make other corresponding changes.

An Ordinance amending the authorized strength by creating one (1) Unclassified position of Financial Coordinator, Grade 516N, for a term of three (3) years, in the Div. of Grants and Special Programs, effective upon passage of Council.

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The following ordinances received first reading and were ordered placed on file for public inspection until November 19, 2020:

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 2021 Schedule No. 19.

An Ordinance amending certain of the Budgets of the Lexington Fayette Urban County Government to reflect current requirements for funds in the amount of \$40,000 to provide funds for Council Projects in the Div. of Environmental Services for the Richmond Rd. Beautification Project and appropriating and re appropriating funds, Schedule No. 21.

An Ordinance amending Section 2-479 of the Lexington Fayette Urban County Government Code of Ordinances to remove the requirement that the Affordable Housing Governing Board manage the financial and administrative actions of the Affordable Housing Fund, to remove the requirement that the board perform housing studies and instead require that the board review housing studies, to require that the board establish funding priorities based on identified needs, to authorize the board to establish a Technical Assistance Advisory Group to assist the board and staff, and to remove the requirement that the board submit annual reports on the activities of the Affordable Housing Fund; amending Section 2-480 of the Lexington Fayette Urban County Government Code of Ordinances to remove the requirements that the Office of Affordable

Housing work in conjunction with a technical assistance advisory group and other Divs. within the Dept. of Planning, Preservation, and Development, and to require the Office of Affordable Housing to submit annual reports on the activities of the Affordable Housing Fund; amending Section 2-483 of the Lexington Fayette Urban County Government Code of Ordinances to remove the requirement that projects funded by the affordable housing fund be non-supplantive, to clarify that the Affordable Housing Funds may be used for the acquisition, construction, or rehabilitation of all forms of housing, to authorize the use of Affordable Housing Funds for the refinancing of existing debt, to clarify that Affordable Housing Funds may be used for technical assistance directly related to creating any form of housing project, to remove the requirement that applicants submit an annual report of affordability to the Affordable Housing Governing Board, and to clarify that Affordable Housing Developments are subject to inspection.

An Ordinance amending Section 2-516 of the Code of Ordinances to add an eighth member, who shall be an Urban County Council Member, to subsection 2-516(1), to remove subsection 2-516(4), which makes a holder of public office ineligible for service as a member of the Authority, and to renumber the remaining subsections to be consistent with this change; effective on the date of passage.

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Ms. Mossotti departed the meeting at 6:20 p.m.

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The following resolutions received second reading. Upon motion by Mr. Farmer, and seconded by Mr. Ellinger, the resolutions were approved by the following vote:

Aye: Farmer, Higgins-Hord, Kay, Lamb, -----14
McCurn, Moloney, Plomin, Reynolds,
Swanson, Worley, Bledsoe, F. Brown,
J. Brown, Ellinger

Nay: -----0

Absent: Mossotti -----1

A Resolution accepting the bid of Level 3 Communications, LLC, in accordance with the provisions of Ordinance No. 69-2016, creating and offering for sale a franchise for the operation of a non-exclusive telecommunications (or related non-cable) system in Fayette County, and authorizing the Mayor, on behalf of the Urban County Government,

to execute a Franchise Agreement with Level 3 Communications, LLC, incorporating the terms and conditions of Ordinance No. 69-2016.

A Resolution accepting the bids of Central Indiana Truck Equipment, Corp., and J. Edinger & Son, Inc., establishing price contracts for Refuse Body Repairs, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of Riley Oil Co., establishing a price contract for Synthetic Transmission Fluid, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bids of Alton Blakley Ford; Bachman Auto Group, Inc.; Bluegrass International; Lexington Truck Sales, Inc.; and Worldwide Equipment, Inc., establishing price contracts for Automotive and Truck Parts OEM, for the Div. of Facilities and Fleet Management.

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.

A Resolution ratifying the Probationary Classified Civil Service Appointments of: Ashley Isom, Staff Assistant Sr., Grade 510N, \$15.757 hourly in the Div. of Accounting, effective October 26, 2020, Hilori Morgan, Revenue Supervisor, Grade 520E, \$2,287.20 biweekly in the Div. of Revenue, effective October 26, 2020, Andre Ingram, Public Service Worker Sr., Grade 509N, \$15.125 hourly in the Div. of Water Quality, effective October 26, 2020, Mark Sanders, Engineering Section Manager, Grade 527E, \$3,363.44 biweekly in the Div. of Water Quality, effective November 16, 2020. and Stephon Brown, Operations Manager, Grade 520E, \$2,392.00 biweekly in the Div. of Waste Management, effective October 26, 2020; ratifying the Permanent Classified Civil Service Appointments of: Emily Epperson, Municipal Engineer Sr., Grade 525E, \$2,769.24 biweekly in the Div. of Water Quality, effective September 16, 2020, William Gahafer, Engineering Technician Sr., Grade 516N, \$22.400 hourly in the Div. of Water Quality, effective October 27, 2020, Whitney Johnson, Telecommunicator, Grade 514N, \$17.992 hourly in the Div. of Enhanced 911, effective October 13, 2020, Shawn Swanner, Skilled Trades Worker, Grade 515N, \$20.990 hourly in the Div. of Facilities and Fleet Management, effective October 20, 2020, and Sara Burd, Administrative Specialist, Grade 513N, \$18.420 hourly in the Div. of Engineering, effective September 30, 2020.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Assignment of Agreement, assigning the Agreement with Smith Management Group, Inc., for the audit of the Waste Water Treatment Plant Safety Program and post-audit implementation services, to ALL4, LLC, at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Untold Content, LLC, to develop, implement and manage a communications strategy for the Lexington-Fayette Urban County Government's Homelessness Prevention and Intervention Board/Continuum of Care Board and the Office of Homelessness Prevention and Intervention, at a cost not to exceed \$233,763.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Emergency Services with Healing Communities Study, Inc., for receipt and distribution of naloxone.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Contract with Blue Grass Tours, Inc., for travel to Washington D.C., at a cost not to exceed \$5,495.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Central Baptist Hospital, for clinical paramedic training.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a donation from Lexington Police Foundation of various items, for use at the Police Canine Unit, at no cost to the Urban County Government.

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 (DOJ), under the Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY 2021, which Grant funds are in the amount of \$135,250 in Federal funds, for the purchase of equipment for the Div. of Police, 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.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the University of Ky. Research Foundation (UKRF), for the provision of evaluation services for Year 3 of the First Responders and Community Partners Overdose Prevention Project, at a cost not to exceed \$101,786.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Lexington-Fayette County Health Dept. for the First Responders and Community Partners Overdose Prevention Project, funded under the U.S. Dept. of Health and Human Services First Responders Comprehensive Addiction and Recovery Act Grant Program, at a cost not to exceed \$261,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept additional Federal funds in the amount of \$40,000 from the Ky. Dept. of Military Affairs, Div. of Emergency Management, under the FY 2020 Chemical Stockpile Emergency Preparedness Program (CSEPP).

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One (1) to the Agreement with Pace Contracting, LLC, for the Fourth Street Corridor Enhancement and Legacy Trail Phase 3 Projects, increasing the Contract Price by the sum of \$12,570 from \$3,900,727 to \$3,913,297.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept additional Federal funds in the amount of \$40,000 from the Ky. Dept. of Military Affairs, Div. of Emergency Management, under the FY-2019 Chemical Stockpile Emergency Preparedness Program (CSEPP), for the purchase of a Zumro tent and decon system for the support of Continued Emergency Preparedness Activities in Fayette County, the acceptance of which does not obligate the Urban County Government for the expenditure of funds.

A Resolution authorizing and directing the Mayor, on behalf of the Lexington Fayette Urban County Government, to execute the First Amendment to the Memorandum of Understanding between the Lexington Fayette Urban County Government and the Administrative Office of the Courts (AOC) for Appellate Renovations at the Fayette County Court House. The addendum will revise the construction cost cap from \$800,000

to \$396,700 per Contract #18-2020 (R-164-2020) and revise the date from June 30, 2020 to June 30, 2021 as the date in which AOC funds appropriations end.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Professional Services Agreement (awarded pursuant to RFP No. 11-2020), with Gresham Smith, for site evaluation, development of a master plan, and related services, for the 200 acre Coldstream Industrial Park Site, at a cost not to exceed \$148,500.

A Resolution amending various sections of Appendix A- Rules and Procedures of the Lexington Fayette Urban County Council to better align with Robert's Rules of Order.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Contract Modification No. 1 to the Agreement with Konica Minolta Business Solutions U.S.A., Inc. to increase the number of hardcopy files to be scanned and electronically archived for the Div. of Engineering, increasing the Contract price by the sum of \$18,246, from \$55,225 to \$73,471.

A Resolution authorizing the Div. of Water Quality to purchase replacement parts and services for the rebuild of three (3) centrifuges at the Town Branch Waste Water Treatment Plant, from Flottweg Separation Technology, Inc., a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Flottweg Separation Technology, Inc., related to the procurement, at a cost estimated not to exceed \$100,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Service Site Agreement between the Lexington-Fayette Urban County Government and the Ky. Environmental Education Leadership Corp (an AmeriCorps program of the Ky. Environmental Education Council) for the placement of an AmeriCorps member for the Div. of Parks and Recreation through August 31, 2021 at a cost not to exceed \$6,000.

A Resolution authorizing approval of a Customer Service Amendment to the Agreement with Windstream, a sole source provider for SDWAN and internet services for E911 at a cost not to exceed \$23,598.40.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Community Action Council for Lexington-Fayette,

Bourbon, Harrison, and Nicholas Counties, which Grant funds are in the amount of \$31,692 in Federal funds for the provision and support of early childhood care and education services under the Head Start Program at the Family Care Center for FY 2021, the acceptance of which obligates the Urban County Government for the expenditure of \$8,000 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Agreements with Lexington Citizen Police Academy Alumni Association, Inc. (\$1,650) and Stonewall Community Association (\$500), for the Office of the Urban County Council, at a cost not to exceed the sums stated.

A Resolution condemning the tree removal practices of KY Utilities; demanding reconsideration thereof; requesting KY Utilities' practices be proportionate to the actual threat posed upon the Co.'s electric service; requesting that KY Utilities enter into meaningful, collaborative, and cooperative dialogue with the Lexington-Fayette Urban County Government and other financially-invested civil organizations; and directing the Council Clerk to mail this Resolution to David Freibert, Vice President of KY Utilities; Terry Snow, Senior Transmission Line Engineer; and Kent Chandler, Executive Director of the KY Public Service Commission.

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A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following Probationary Classified Civil Service Appointments: Yisrael Safeek, Attorney, Grade 523E, \$2,227.28 biweekly in the Dept. of Law, effective December 7, 2020, Lisa Farmer, Director of Community Corrections, Grade 534E, \$4,384.64 biweekly in the Div. of Community Corrections, effective November 23, 2020, Vicky Stratton, Administrative Specialist, Grade 513N, \$18.626 hourly in the Div. of Community Corrections, effective November 23, 2020, Candace Pelfrey, Assistant Records Custodian, Grade 510N, \$16.140 hourly in the Div. of Police, effective December 7, 2020; and authorizing the Div. of Human Resources to make a conditional offer to the following Probationary Community Corrections Officer Appointments: Nathaniel Taylor, Cameron Crawford, Darrius Ford, Dustin Gibson, and Angela Barnett, all Community Corrections Officer Recruit, Grade 109N, \$15.384 hourly in the Div. of Community Corrections,

effective upon passage of Council; and authorizing the Div. of Human Resources to make a conditional offer to the following Unclassified Civil Service Appointments: Jordan Russell, Deputy Coroner, Grade 515N, \$21.226 hourly in the Coroner's Office, effective November 23, 2020, Yobana Garcia, Family Support Worker, Grade 511N, \$16.500 hourly in the Div. of Family Services, effective December 7, 2020 received first reading.

Upon motion by Mr. J. Brown, seconded by Ms. Plomin, and approved by majority vote (Ms. Mossotti was absent) vote, the rules were suspended and the resolution received second reading.

Upon motion by Ms. Plomin, and seconded by Mr. McCurn, the resolution was approved by the following vote:

Aye: Farmer, Higgins-Hord, Kay, Lamb, -----14
McCurn, Moloney, Plomin, Reynolds,
Swanson, Worley, Bledsoe, F. Brown,
J. Brown, Ellinger

Nay: -----0

Absent: Mossotti -----1

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A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Kathy H. Witt, Sheriff of Fayette County, for the collection of the ad valorem Urban Service District taxes for the 2020 property tax year, at a cost not to exceed \$350,000, with the payments to be treated as a commission and the Urban County Government to receive any related payment (\$87,500) from the Commonwealth of Ky. received first reading.

Upon motion by Ms. Bledsoe, seconded by Mr. McCurn, and approved by majority vote (Ms. Mossotti was absent), the rules were suspended and the resolution received second reading.

Upon motion by Ms. Plomin, and seconded by Mr. McCurn, the resolution was approved by the following vote:

Aye: Farmer, Higgins-Hord, Kay, Lamb, -----0
McCurn, Moloney, Plomin, Reynolds,
Swanson, Worley, Bledsoe, F. Brown,
J. Brown, Ellinger

Nay: -----0

Absent: Mossotti -----1

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A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with the Lexington-Fayette County Health Dept., to provide it temporary access to the Black & Williams Center for its local COVID-19 Response received first reading.

Upon motion by Ms. Reynolds, seconded by Mr. Ellinger, and approved by majority vote (Ms. Mossotti was absent), the rules were suspended and the resolution received second reading.

Upon motion by Ms. Plomin, and seconded by Mr. McCurn, the resolution was approved by the following vote:

Aye: Farmer, Higgins-Hord, Kay, Lamb, -----14
McCurn, Moloney, Plomin, Reynolds,
Swanson, Worley, Bledsoe, F. Brown,
J. Brown, Ellinger

Nay: -----0

Absent: Mossotti -----1

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A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an agreement with the University of Ky. to provide keys to access construction gates received first reading.

Mr. Farmer asked Commissioner Armstrong, Div. of Public Safety, where the construction gates were located. Comm. Armstrong said that, at the present time, he could not remember where they were, but he would email Mr. Farmer with the answer.

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The following resolutions received first reading and were ordered placed on file for public inspection until November 19, 2020:

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Accreditation Agreement with the Council on accreditation, for reaccreditation of the Dept. of Social Services, at a cost not to exceed \$19,629 in FY 2021.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with the U.S. Dept. of Energy, Portsmouth/Paducah Project Office for Police response during security incidents.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class B (Infrastructure) Incentive Grant to Ky. American Water Co., for Stormwater Quality Projects, at a cost not to exceed \$300,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a third renewal of the Agreement with Stantec Consulting Services, Inc., for continued program management services for the Sanitary Sewer Capacity Assurance Program required by the Consent Decree, at a cost estimated not to exceed \$329,370.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a temporary permit with the U.S. Dept. of Justice, Federal Bureau of Prisons, for the replacement of the access road culvert to the Lower Town Branch Pump Station, on the property located at 3301 Leestown Rd., at no cost to the Urban County Government.

A Resolution authorizing approval of a Maintenance and Support Agreement with Idemia Identity & Security USA LLC, a sole source provider for maintenance and support on the Morphobis Latent Expert Workstation at a cost not to exceed \$8,899 per year.

A Resolution authorizing the Div. of Water Quality to procure the relocation of electric utilities by Ky. Utilities, for the Upper Cane Run Wet Weather Storage Project, a Remedial Measures Project required by the Consent Decree, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Ky. Utilities, related to the relocation of utilities, at a cost estimated not to exceed \$30,336.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Professional Services Agreement with AECOM for a LexMPO Congestion Management Bottleneck Study, in response to RFP No. 23-2020, at a cost not to exceed \$224,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Council on Child Abuse, Inc., d/b/a Prevent Child Abuse Ky., Inc. (PCAK), to accept a Grant in the amount of \$13,519, in order to provide a Self Help, Parent Education and Support Group at the Family Care Center for FY 2021, the acceptance of which obligates the Urban County Government to a \$6,058 in kind match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget.

A Resolution authorizing payment of Federal funds received from the Ky. Dept. of Military Affairs, Div. of Emergency Management, through the Chemical Stockpile Emergency Preparedness Program (CSEPP) for FY 2020, in a sum not to exceed \$29,000, to Management Registry, Inc., (f/k/a Omnisource Integrated Supply, LLC), to fund three (3) Contract positions for WebEOC coordinator services, exercise coordinator services, and access and functional needs coordinator services for FY 2021, and authorizing and directing the Mayor to transfer unencumbered funds within the Grant Budget.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Lexington Home Ownership Commission II, Inc. (\$1,000), for the Office of the Urban County Council, at a cost not to exceed the sum stated.

A Resolution accepting the bids of Bobcat Enterprises, Inc., and Sunbelt Rentals, Inc., establishing price contracts for Equipment Rental without Operator, for the Div. of Streets and Roads.

A Resolution accepting the bid of AISCO, LLC d/b/a Baleties.com, establishing a price contract for baling wire, for the Div. of Waste Management.

A Resolution accepting the bids of General Parts Distribution, LLC d/b/a Advance Auto Parts; Bachman Auto Group, Inc.; Bluegrass International Trucks; Clarke Power Services, Inc.; Dukes A&W Enterprises, LLC; Fleetpride, Inc.; Lexington Truck Sales, Inc.; and Worldwide Equipment, Inc., establishing price contracts for Heavy Duty Auto Parts, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of Herrick Co., Inc., in the amount of \$74,350, for the Chlorine Building Catwalk Project, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Herrick Co., Inc., related to the bid.

A Resolution accepting the bid of Brownfields Development, LLC, establishing a price contract for Clearing and Grubbing Services, for the Div. of Water Quality.

A Resolution accepting the bid of Smith Contractors, Inc., in the amount of \$1,526,000, for the West Hickman BPR Improvements, and authorizing the Mayor, on

behalf of the Urban County Government, to execute an agreement with Smith Contractors, Inc., related to the bid.

A Resolution accepting the bids of Morgan Electric Motor Sales & Service, Inc., and B.L. Anderson Co., establishing price contracts for Electric Motors and Pumps Repairs or Replacements, for the Div. of Water Quality.

A Resolution ratifying the Probationary Classified Civil Service Appointments of: Christopher Kirkland, Network Systems Administrator, Grade 520E, \$1,919.20 biweekly in the Div. of Computer Services, effective November 23, 2020, Donna Jones, Equipment Operator, Grade 510N, \$15.884 hourly in the Div. of Streets and Roads, effective November 16, 2020, Thomas Hilbrand, Solids Processing Supervisor, Grade 519E, \$2,710.96 biweekly in the Div. of Water Quality, effective November 23, 2020, Joseph Boone, Equipment Operator Sr., Grade 512N, \$16.798 hourly in the Div. of Water Quality, effective November 23, 2020, Cameron Kennedy, Equipment Operator Sr., Grade 512N, \$17.062 hourly in the Div. of Water Quality, effective November 23, 2020, Timothy Higgins, Equipment Operator, Grade 510N, \$16.030 hourly in the Div. of Water Quality, effective November 23, 2020, Lauren Wood, Building Inspector, Grade 517N, \$21.471 hourly in the Div. of Building Inspection, effective November 23, 2020; and ratifying the Permanent Classified Civil Service Appointments of: Kayla Gray, Staff Assistant Sr., Grade 510N, \$15.293 hourly in the Div. of Revenue, effective October 20, 2020, Matthew Marsh, Traffic Signal Technician Sr., Grade 515N, \$21.892 hourly in the Div. of Traffic Engineering, effective September 23, 2020; and ratifying the Probationary Sworn Appointments of: Jeremy Brislin, Police Lieutenant, Grade 317E, \$3,346.89 biweekly in the Div. of Police, effective November 16, 2020, Weslee Farley, Police Sergeant, Grade 315N, \$32.408 hourly in the Div. of Police, effective November 16, 2020, John Steele, Police Sergeant, Grade 315N, \$32.408 hourly in the Div. of Police, effective October 26, 2020, Shannon Ison, Fire Captain, Grade 316N, \$26.753 hourly in the Div. of Fire and Emergency Services, effective October 27, 2020, Steven McCrum, Fire Captain, Grade 316N, \$26.753 hourly in the Div. of Fire and Emergency Services, effective October 26, 2020, James Moore, Fire Captain, Grade 316N, \$26.753 hourly in the Div. of Fire and Emergency Services, effective October 26, 2020, Jacob Sea, Fire Captain, Grade 316N, \$26.753 hourly in the Div. of Fire and Emergency Services, effective October 27, 2020,

Donavon Wilson, Fire Captain, Grade 316N, \$26.753 hourly in the Div. of Fire and Emergency Services, effective October 26, 2020, Adam Cramer, Fire Lieutenant, Grade 315N, \$20.902 hourly in the Div. of Fire and Emergency Services, effective October 26, 2020, Brad Dusing, Fire Lieutenant, Grade 315N, \$20.902 hourly in the Div. of Fire and Emergency Services, effective October 26, 2020, Christopher Innes, Fire Lieutenant, Grade 315N, \$20.902 hourly in the Div. of Fire and Emergency Services, effective October 27, 2020, Christopher MacFarlane, Fire Lieutenant, Grade 315N, \$20.902 hourly in the Div. of Fire and Emergency Services, effective October 12, 2020, Jeff Miles, Fire Lieutenant, Grade 315N, \$20.902 hourly in the Div. of Fire and Emergency Services, effective October 27, 2020, Robert Mott, Fire Lieutenant, Grade 315N, \$20.902 hourly in the Div. of Fire and Emergency Services, effective October 26, 2020, Christopher Oakley, Fire Lieutenant, Grade 315N, \$20.902 hourly in the Div. of Fire and Emergency Services, effective October 27, 2020, John-Claude Whitnel, Fire Lieutenant, Grade 315N, \$20.902 hourly in the Div. of Fire and Emergency Services, effective October 27, 2020; and ratifying the Council leave of: Mark Grimes, Public Service Worker Sr., Grade 509N, \$18.069 in the Div. of Parks and Recreation, effective October 27, 2020 through November 15, 2020; and ratifying the following Unclassified Civil Service Appointment: Adam Daugherty, Treatment Plant Operator Apprentice- Class II, Grade 512N, \$18.009 hourly in the Div. of Water Quality, effective November 23, 2020, Harold Kouns, Extended School Program Manager, Grade 524E, \$2,538.48 biweekly in the Div. of Parks and Recreation, effective November 23, 2020.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with the Commonwealth of Ky. Justice and Public Safety Cabinet, Ky. State Police, for the acceptance of Federal funds in the amount of \$20,000, under the Ticketing Aggressive Cars and Trucks (TACT) Grant Program FY 2021, the acceptance of which obligates the Urban County Government for the expenditure of \$4,413 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 3 (Final) to the Agreement with WRC 1, LLC d/b/a W. Rogers Co., LLC, for the Wabash, Goodrich, Pensacola, and Lackawanna (WGPL) Storm

Sewer Project, decreasing the Contract price by the sum of \$68,566.75, from \$1,301,512.78 to \$1,232,946.03, and extending the date of completion to April 10, 2020.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a certificate of consideration and other necessary documents, and to accept a deed for the property located at 500 Lisa Dr., for the Joyland Area Storm Drainage Project, at a cost not to exceed \$50,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to accept a donation of \$250 from a recovery group meeting to be used for park maintenance.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Maintenance Agreement with Q-Free America, for maintenance of computerized traffic control system, at a cost not to exceed \$39,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute the Professional Services Agreement with LexArts Inc., to provide support to the arts community, at a cost not to exceed \$200,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a donation from Ky. State Police of two (2) REMOTEC Robots, for use at the Div. of Police, at no cost to the Urban County Government.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Letter of No Objection with Columbia Gas of Ky., Inc, authorizing the construction of an access driveway in a portion of right of way and easement on the property located at 2349 Richmond Rd., at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept an award of an additional \$39,000 in Federal funds from the Ky. Cabinet for Health and Family Services, Dept. for Community Based Services, to support child care expenses at the Family Care Center, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, and to transfer unencumbered funds within the Grant Budget.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Letter of Agreement with Lexington Air Traffic Control Tower, for designation of discrete transponder codes and radiotelephony call signs.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One (1) to the Agreement with Meadowbrook Concrete, LLC, for the Old Frankfort Pike Scenic Overlook, increasing the Contract Price by the sum of \$11,457 from \$496,750 to \$508,207.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an amendment to an Agreement with the Fayette County Commonwealth Attorney's Office, extending the period of performance through December 31, 2020, for operation of the Street Sales program.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from Ky. American Water, which Grant funds are in the amount of \$500 under Ky. American Water's 2020 Firefighting Support Grant Program, for the purchase of Personal Protective Equipment Hoods, 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.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to approve and adopt substantial amendments to the 2019 Consolidated Plan Annual Action Plan and to accept additional Community Development Block Grant funds from the U.S. Dept. of Housing and Urban Development, which Grant funds are in the amount of \$1,343,569 in Federal funds provided under the CARES Act, for the Community Action Council for Lexington Fayette, Bourbon, Harrison and Nicholas counties (\$620,211), Refuge Ministries, Inc. (\$60,000), the Explorium (in partnership with William Wells Brown Elementary) (\$56,372), New Vista of the Bluegrass (\$166,135), Foodchain (\$53,195), NAMI Lexington (\$180,000), and administrative fees for the LFUCG Div. of Grants and Special Programs (\$207,656), 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.

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 an Internal Revenue Service Civil Rights Assurance, for provision of the 2021 Volunteer Income Tax Assistance Program at the Charles Young Center, at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Justice and Public Safety Cabinet to accept a Grant in the amount of \$52,156 Federal funds under the Victim Assistance Formula Grant funded by the Victims of Crime Act (“VOCA”), for the support of a Bilingual Victim’s Advocate in the Div. of Police in FY 2021, the acceptance of which will include the Urban County Government making an expenditure of \$13,539 as a planned local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Agreements with East End Community Development Corp. (\$625), Hill N Dale Neighborhood Association (\$500), and Pine Meadows Neighborhood Association (\$1,100), for the Office of the Urban County Council, at a cost not to exceed the sums stated.

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Upon motion by Ms. Plomin, and seconded by Ms. Higgins-Hord, the Communications from the Mayor were approved by majority vote (Ms. Mossotti was absent) and were as follows: (1) Recommending the appointment of Deidra Dennie to the Affordable Housing Governing Board, with a term expiring October 23, 2024; (2) Recommending the reassignment of Frances Elsen, from Herald Leader Representative to At large, to the Picnic with the Pops Commission, with a term expiring July 1, 2022; and, (3) Recommending the reappointment of Celeste Lewis, LFUCG Representative, to the Public Arts Commission, with a term expiring December 31, 2024.

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The following Communications from the Mayor were received for information only: (1) Classified Civil Service Temporary Appointment of Lisa Farmer, Director of Community Corrections, Grade 534E, \$3,799.92 biweekly in the Div. of Community Corrections, effective October 26, 2020; and, (2) Classified Civil Service Lateral Transfer of Donald Warner, Equipment Operator Sr., Grade 512N, \$22.392 hourly in the Div. of Water Quality, effective November 9, 2020.

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Ms. Reynolds announced that on Friday, November 13, through Sunday, November 15, 2020, the Greater Gardenside Association would be facilitating an outdoor gratitude project at Cross Keys Park where citizens could come and write what they were grateful for with sidewalk chalk. Ms. Reynolds also shared that *Despicable Me* would be shown at The Red Mile at 5:00 p.m. on Saturday, November 14, 2020 as part of the Films in the Infield event series. She shared that tickets for the event could be purchased at www.redmileky.com/films.

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Mr. Farmer announced that the Ashland Park Neighborhood was celebrating its one hundredth anniversary. Informational placards had been placed outside those homes in the area that were at least one hundred years old. Additionally, Mr. Farmer mentioned that there were descriptive guides for the types of flora one may encounter during a walking tour of the neighborhood and that efforts were underway to create informational pamphlets for the historical placards as well. He commented that the walking tours may be a safe outdoor activity during the pandemic. He closed with sharing some information found in the guides, remarking especially on the definition of a shrub. Mayor Gorton remarked that she had seen the “100” signs and had wondered what they represented.

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Mr. J. Brown expressed his condolences to the family of Latasha Benton, a childhood friend, community activist and leader, who passed away on November 6, 2020. He shared that services for Mrs. Benton would be held on Saturday, November 14, 2020. He spoke about the difficulties of mourning a loss during the COVID-19 pandemic, a time when people want to be comforted, but social distancing still needed to be maintained. Mr. J. Brown also mentioned that the Dr. Martin Luther King, Jr. Holiday Committee has been participating in a series, called 2020 Critical Conversations Series, meant to continue the work of Dr. Martin Luther King, Jr. Mr. J. Brown said that the most recent Critical Conversation was held during the summer and the next one would be held virtually on November 16, 2020 at 6 p.m. He encouraged everyone to visit the Lexington MLK Holiday Facebook page to sign up to attend the sixty-minute event which would include a presentation as well as a question and answer portion. Mr. J. Brown noted the importance in observing Dr. King’s message throughout the year, not just on the Holiday.

Mayor Gorton expressed her appreciation for Mr. J. Brown's comments concerning lost loved ones, and the inability to hug one another other, during the pandemic.

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Ms. Lamb thanked Mr. McCurn, Ms. Plomin, and Ms. Reynolds for attending the Veteran's Day 2020 event held via teleconference on November 11, 2020. She noted the group of speakers who spoke at the event, which included Mayor Gorton, Congressman Andy Barr, and Deputy Commissioner of the Kentucky Department of Veteran's Affairs, Dean Stoops. She also shared that Whit Whitaker, Executive Director of the Lyric Theatre & Cultural Arts Center, sang two songs. Ms. Lamb noted that footage from the event was available on the City of Lexington -- Government Facebook page and LexTV YouTube page for anyone who wanted to watch it or share it with a veteran. She expressed her happiness at the opportunity to gather in support of veterans via a teleconference event. She thanked LexTV staff, her aide, Kelley Farley, and everyone else who had helped make the event possible.

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Mayor Gorton explained that ten citizens signed up for public comment for the meeting, but that administrative staff had contacted all the citizens to inform them that in-person public comment had been suspended due to Fayette County's COVID-19 Critical "Red Zone" designation. She thanked Chief Administrative Officer Sally Hamilton, her staff, and Tyler Scott, Mayor Gorton's Chief of Staff, for their help disseminating the information about the suspension of public comment.

Mayor Gorton expressed her appreciation for Assistant Chief, Dwayne Holman who was retiring on November 13, 2020 after twenty-nine years of service with the Lexington Police Department. Mayor Gorton recounted an experience she had in 1999 when she went with Assistant Chief Holman, at that time a sergeant, on a Ride-Along. She shared that Assistant Chief Holman had worked with three police chiefs during his career with the Police Department and that for the past five years, he had overseen the Bureau of Administration, and helped in the development of the Body Worn Camera Program. Mayor Gorton wished him well in his retirement.

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Upon motion by Vice Mayor Kay, seconded by Ms. Plomin, and approved majority vote (Ms. Mossotti was absent), the meeting adjourned at 6:52 p.m.

Deputy Clerk of the Urban County Council