

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky September 16, 2021

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on September 16, 2021 at 6:00 p.m. Present were Mayor Gorton in the chair presiding, and the following members of the Council: Bledsoe, F. Brown, J. Brown, Ellinger, Kay, Kloiber, Lamb, LeGris, Moloney, Plomin, Reynolds, Sheehan, Worley, and Baxter. Absent was Council Member McCurn.

The reading of the Minutes of the previous meeting was waived.

Ordinances No. 73-2021 through 85-2021, inclusive, and Resolutions No. 427-2021 through 476-2021, inclusive, were reported as having been signed and published and ordered to record.

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Upon motion by Ms. Lamb, seconded by Ms. Reynolds, and approved by unanimous vote, the rules were suspended and public comment was moved out of order on the agenda and placed after the presentations.

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The Invocation was given by Vice Mayor Steve Kay.

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Upon motion by Mr. Ellinger, seconded by Ms. Baxter, and approved by unanimous vote, the Minutes of the August 17, 2021 Zone Change Public Hearing, August 26, 2021 and August 31, 2021 Council Meetings were approved.

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Mayor Gorton asked Fire Chief Jason Wells to join her at the podium, along with the other five living Retired Fire Chiefs: Chief Gary McComas, Chief William Holleran, Chief Robert Hendricks, Chief Keith Jackson, and Chief Kristin Chilton, and read a Proclamation declaring September 16, 2021 as Lexington Fire Chiefs Day in Lexington. She invited the Command Staff to stand for recognition in celebration of the 150<sup>th</sup> anniversary of the Lexington Fire Department.

Chief Wells thanked the Mayor and the Council for the honor and recognition. On behalf of the Lexington Fire Dept., he presented Mayor Gorton with a personalized fire helmet commemorating the 150<sup>th</sup> anniversary.

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Mayor Gorton asked Ashlynn Stephens to join her at the podium and read a Proclamation declaring September 16, 2021, as Junior Fire Chief Ashlynn Stephens Day in Lexington.

Ms. Stephens thanked the Lexington Firefighters for their dedication and efforts in the community.

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Mayor Gorton asked Retired Fire Major Orville Cook, the oldest living member of the Lexington Fire Dept., to join her at the podium and read a Proclamation declaring September 16, 2021, as Orville Cook Day in Lexington.

Major Cook spoke fondly about his history at the Fire Dept. He stated the achievement he was most proud of was the Firefighter's Pension Fund, and recognized Kentucky House Speaker William "Bill" Kenton, Senator Mike Moloney, and the governor at the time, who were instrumental in establishing the Fund.

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David Jett, Greendale Dr., spoke about the impact of COVID-19 on the Div. of Waste Management employees and requested a portion of the American Rescue Plan Act (ARPA) Funds be allocated to the division.

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Javier Perez spoke about the impact of COVID-19 on the Div. of Waste Management employees, the need for competitive wages, and requested a portion of ARPA Funds be allocated to the division.

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Trip Redford, Miller, Griffin and Marks PSC, spoke about challenges in the eviction process and frustrations with delays in the court system.

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Michael A. Wilson, Council District 1, Chair of the Black Church Coalition of the Bluegrass and Chair of the Central Kentucky Homelessness and Housing Initiative, spoke

in regards to homelessness, delays in the court system, and the eviction process for those who need financial assistance as a result of the pandemic.

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Tamara Hernandez, Council District 11, spoke about the daily risk of exposure for Div. of Sanitary Sewer employees, and requested an allocation of ARPA Funds be used as Heroes Pay for the essential workers in the division.

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Raymond Toussaint, Wilmore, Ky., spoke about Div. of Waste Management employee, Tim Edwards, who passed away due to COVID-19 and the daily risk of exposure for Waste Management employees.

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Donald Shanks, Nicholasville Rd., spoke of the need for more employees in the Div. of Waste Management, the daily risk of exposure for Waste Management employees, and requested a portion of ARPA Funds be allocated to the division.

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William T. Jones, Sundart Dr., spoke of the crucial role the Div. of Waste Management employees had in maintaining the appearance and cleanliness of Lexington throughout the COVID-19 pandemic. He also talked about the need for more employees and equipment in the division.

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Dion Henry, Council District 7, shared photographs of and spoke about several Div. of Waste Management employees who passed away due to COVID-19. He gave a PowerPoint Presentation and requested an allocation of ARPA Funds be used as Heroes Pay for the essential workers in the division.

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James Cowan, Tates Creek Rd., spoke about the need for competitive wages, variations in benefits available for essential workers across different departments and divisions, and requested an allocation of ARPA Funds be used as Heroes Pay for the essential workers in the division.

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Mayor Gorton expressed appreciation for the Div. of Waste Management and Div. of Sanitary Sewer workers and acknowledged their importance in the community and the city.

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

Aye: Bledsoe, F. Brown, J. Brown, Ellinger, -----14  
Kay, Kloiber, Lamb, LeGris, Moloney,  
Plomin, Reynolds, Sheehan, Worley,  
Baxter

Nay: -----0

An Ordinance amending Articles 1-11 and 3-10 of the Zoning Ordinance to modernize the definition of “Home-based business” and “Home occupation” to better comply with the established state regulations. (Planning Commission).

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 2022 Schedule No. 7.

An Ordinance amending certain of the Budgets of the Lexington Fayette Urban County Government to amend Budget related to purchase orders expensed to FY 2021, and appropriating and re-appropriating funds, Schedule No. 8.

An Ordinance amending certain of the Budgets of the Lexington Fayette Urban County Government to reflect current requirements for funds in the amount of \$800 for the Div. of Traffic Engineering for the installation of two pedestrian crossing signs at the intersection of Kenesaw and Woodfield Circle, Schedule No. 9.

An Ordinance amending Section 21-14(a) of the Code of Ordinances providing that after the appointing authority receives hiring recommendations from the Chief Administrative Officer for Classified Civil Service appointments, the appointing authority may authorize the Div. of Human Resources to make conditional offers; requiring the Div. of Human Resources to submit a report of all appointments within thirty (30) days after the appointment is made; and amending Section 22-13 of the Code of Ordinances authorizing the Div. of Human Resources to make conditional offers as requested by the appointing authorities and to submit a report of all appointments made to the Unclassified

Civil Service Positions to the Urban County Council within thirty (30) days after the appointment; effective upon passage of Council.

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At 7:45 p.m., the meeting stood at recess.

At 8:00 p.m., the meeting reconvened with Vice Mayor Kay in the chair presiding in Mayor Gorton's absence.

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The following ordinances received first reading and were ordered to be placed on file for public inspection until September 30, 2021:

An Ordinance amending certain of the Budgets of the Lexington Fayette Urban County Government to reflect current requirements for funds in the amount of \$283.50 for the Div. of Parks and Recreation for costs associated with the stage rental for the E.J. Hayes Annual Back to School Event, Schedule No. 11.

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 2022 Schedule No. 10.

An Ordinance amending Section 12-2(c)(4) of the Code of Ordinances to provide an exception for native plantings cultivated for the purpose of intentional naturalization from the prohibition on excessive growth of weeds, grass, and other vegetation as a nuisance.

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

Aye: Bledsoe, F. Brown, J. Brown, Ellinger, -----14  
Kay, Kloiber, Lamb, LeGris, Moloney,  
Plomin, Reynolds, Sheehan, Worley,  
Baxter

Nay: -----0

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement with the Lexington History Museum, Inc., for placement and storage of its collections, special exhibits and other programs to provide community outreach and educational opportunities at a cost not to exceed \$50,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Release of Claims Agreements with Officer Derek Smith, for care of retired canine Diesel, Sergeant Brian Martin, for care of retired canine Meeko and Officer Scott Burch, for care of retired canine Vic.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement with Children's Advocacy Center of the Bluegrass, for forensic interviews, at a cost not to exceed \$50,000.

A Resolution amending Resolution No. 298 2021, authorizing the acceptance of deeds for property interests needed for the Liberty Rd. Trunk Sewer Project, a Remedial Measures Project required by the Consent Decree, increasing the cost of acquisition of easements by the sum of \$5,023.15, from \$18,264.00 to \$23,287.15.

A Resolution authorizing and directing the Div. of Traffic Engineering to install four (4) speed tables on De Porres Ave. between Price Rd. and Don Anna Dr. per guidelines in the Neighborhood Traffic Management Program, at a cost not to exceed \$18,000.

A Resolution authorizing the Div. of Police to purchase body worn cameras, tasers, accessories, storage fees, software licensing, training and maintenance from Axon Enterprise, Inc., a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Axon Enterprise, Inc., related to the procurement, at a cost not to exceed \$1,027,786.45.

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 \$510,594 in Federal funds under the First Responders - Comprehensive Addiction and Recovery Act Program Year 4 Continuation Grant, for the purpose of reducing 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.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Dept. of Military Affairs, Div. of Emergency Management, in order to accept \$1,997,523 in Federal funds, awarded under the FY 2021 Chemical Stockpile Emergency Preparedness Program (CSEPP) for the purpose of protecting the community and enhancing emergency response in case of

chemical accidents during and after destruction of the chemical weapons stockpile at the Bluegrass Army Depot, 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 accepting the bid of Crawford, Murphy & Tilly, Inc. to RFP No. 9 2021 to re time traffic signals on New Circle Rd. at a cost not to exceed \$100,000, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreements with Crawford, Murphy & Tilly, Inc., related to this project.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Agreements with NABVETS State Command Council (\$950), Ky. Black Pride, Inc. (\$1,400), Music for Mission c/o First Presbyterian Church (\$1,300), Exhilarating, Inc. (\$350), William Wells Brown Neighborhood Assoc., Inc. (\$350), Artistic Hands Shaping a New Society Corp. (\$500), and Saddle Club Subdivision HOA (\$500), for the Office of the Urban County Council, at a cost not to exceed the sums stated.

A Resolution accepting the bid of Schaefer Systems International, Inc., establishing a price contract for Universal Roll Carts, for the Div. of Waste Management.

A Resolution accepting the bid of Applied Information, Inc., establishing a price contract for School Zone Flashing Beacon, for the Div. of Traffic Engineering.

A Resolution accepting the bid of E.C. Matthews Co., Inc., in the amount of \$119,700, for a Fleet Services Ventilation Upgrade, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of Prolift Toyota Material Handling, in the amount of \$30,984, for a Forklift, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of RCN Communications, LLC, establishing a price contract for Panorama Sharkee Antenna Cable, for the Div. of Police.

A Resolution ratifying the Probationary Classified Civil Service Appointments of: Shannon Godfrey, Technical Specialist, Grade 515N, \$19.173 hourly in the Div. of Computer Services, effective August 30, 2021, Amanda Cobb, Recreation Assistant, Grade 514N, \$19.222 hourly in the Div. of Aging and Disability Services, effective September 20, 2021, Matthew Holmes, Service Writer, Grade 510N, \$17.510 hourly in the Div. of Facilities and Fleet Management, effective August 30, 2021, Deon Smither,

Skilled Trades Worker, Grade 515N, \$19.173 hourly in the Div. of Facilities and Fleet Management, effective August 30, 2021; and ratifying the Permanent Classified Civil Service Appointments of: John Cassel, Municipal Engineer Sr., Grade 528E, \$3,155.44 biweekly in the Div. of Engineering, effective August 22, 2021, Matthew Hughes, Engineering Bonds Officer, Grade 514N, \$19.499 hourly in the Div. of Engineering, effective August 22, 2021, Tanya Collins, Staff Assistant Sr., Grade 510N, \$18.579 hourly in the Div. of Aging and Disability Services, effective August 15, 2021; and ratifying the Permanent Sworn Appointments of: Randall Combs, Police Lieutenant, Grade 317E, \$3,346.89 biweekly in the Div. of Police, effective July 18, 2021, Jeffrey Jackson, Police Lieutenant, Grade 317E, \$3,346.89 biweekly in the Div. of Police, effective July 18, 2021, Larry Kinnard, Police Lieutenant, Grade 317E, \$3,346.89 biweekly in the Div. of Police, effective July 18, 2021, Joseph Baker, Police Sergeant, Grade 315N, \$32.408 hourly in the Div. of Police, effective July 18, 2021, Jeffrey Howard, Police Sergeant, Grade 315N, \$32.408 hourly in the Div. of Police, effective July 18, 2021, Phillip Johnson, Police Sergeant, Grade 315N, \$32.408 hourly in the Div. of Police, effective July 18, 2021, Robert Sinnott, Police Sergeant, Grade 315N, \$32.408 hourly in the Div. of Police, effective July 18, 2021.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Fifth Amendment to Agreement with Aramark Correctional Services, LLC, for the price per meal charge increase mandated in the Agreement, at an additional cost not to exceed \$1,462,260 for FY 2022.

A Resolution authorizing the Div. of Water Quality, on behalf of the Urban County Government, to purchase two (2) Sulzer ABS Submersible Pumps for the Town Branch 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 estimated not to exceed \$91,900.

A Resolution accepting the Collective Bargaining Agreement by and between the Lexington Fayette Urban County Government and the American Federation of State, County, and Municipal Employees, Local 2785, on behalf of Lieutenants and Captains in the Div. of Community Corrections.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 7 to the Agreement with Banks Engineering, Inc., for the Southland Area Stormwater Improvement Project, increasing the Contract price by the sum of \$49,200, from \$674,815 to \$724,015.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a multi-year Amended and Restated Agreement with Ky. American Water Co. to provide water usage data for the calculation of sanitary sewer bills and water disconnection services on delinquent sewer accounts, for an amount estimated not to exceed \$305,000 in FY 2022.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Office of Homeland Security, which Grant funds are in the amount of \$47,700 in Federal funds under the FY 2020 Homeland Security Grant Program, in order to provide Structural Collapse Specialist Training for the Div. of Fire and Emergency Services' Special Operations Team, 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 accept an award of an additional \$100 in Federal funds from the Cabinet for Health and Family Services, for the purpose of enhancing the Quick Response Team within the Community Paramedicine Program as part of the Ky. Opioid Response Effort, the acceptance of which does not obligate the Urban County Government to the expenditure of funds, and authorizing and directing the Mayor to transfer unencumbered funds with the Grant Budget established for this Grant.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Agreements with Ky Distinguished Young Women Scholarship Program (\$1,300), Ky Humanities Council (\$2,800), Stonewall Equestrian Neighborhood Assoc. (\$500), and A Caring Place, Inc. (\$500), for the Office of the Urban County Council, at a cost not to exceed the sums stated.

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A Resolution authorizing the Dept. of Environmental Quality and Public Works to purchase services for the Pavement Management System from Applied Research

Associates, Inc., a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Applied Research Associates, Inc., related to the procurement, at a cost not to exceed \$271,178.22 received first reading.

Upon motion by Mr. F. Brown, seconded by Mr. Ellinger, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

Upon motion by Ms. Lamb, and seconded by Ms. Sheehan, the resolution was approved by the following vote:

Aye: Bledsoe, F. Brown, J. Brown, Ellinger, -----14  
Kay, Kloiber, Lamb, LeGris, Moloney,  
Plomin, Reynolds, Sheehan, Worley,  
Baxter

Nay: -----0

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A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Professional Services Agreement with Gresham Smith for design and construction administration services for Splash! at Charles Young Park, at a cost not to exceed \$166,400 received first reading.

Upon motion by Mr. J. Brown, seconded by Mr. Ellinger, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

Upon motion by Ms. Lamb, and seconded by Ms. Sheehan, the resolution was approved by the following vote:

Aye: Bledsoe, F. Brown, J. Brown, Ellinger, -----14  
Kay, Kloiber, Lamb, LeGris, Moloney,  
Plomin, Reynolds, Sheehan, Worley,  
Baxter

Nay: -----0

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A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Transportation Cabinet in the amount of \$29,500 in Federal funds for continuation of the Urban County Government's Traffic Safety Programs in FY 2022, 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 Grants Budget received first reading.

Upon motion by Ms. Baxter, seconded by Mr. Ellinger, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

Upon motion by Ms. Lamb, and seconded by Ms. Sheehan, the resolution was approved by the following vote:

Aye: Bledsoe, F. Brown, J. Brown, Ellinger, -----14  
Kay, Kloiber, Lamb, LeGris, Moloney,  
Plomin, Reynolds, Sheehan, Worley,  
Baxter

Nay: -----0

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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: Daniel Stamper, Equipment Operator Sr., Grade 512N, \$18.494 hourly in the Div. of Streets and Roads, effective October 11, 2021, Terry Baker, Vehicle & Equipment Mechanic, Grade 512N, \$16.962 hourly in the Div. of Streets and Roads, effective October 4, 2021, Brandon Davis, Vehicle & Equipment Mechanic, Grade 512N, \$17.226 hourly in the Div. of Streets and Roads, effective October 4, 2021, Lindsie Nicholas, Municipal Engineer Sr., Grade 528E, \$2,993.52 biweekly in the Div. of Water Quality, effective November 22, 2021, Robert Kierstead, Maintenance Mechanic, Grade 515N, \$19.365 hourly in the Div. of Water Quality, effective October 11, 2021, Eric Hodgson, Resource Recovery Operator, Grade 513N, \$17.622 hourly in the Div. of Waste Management, effective October 4, 2021, Curtis Gannon, Resource Recovery Operator, Grade 513N, \$19.419 hourly in the Div. of Waste Management, effective October 25, 2021, Calvin Johnson, Resource Recovery Operator, Grade 513N, \$17.593 hourly in the Div. of Waste Management, effective October 11, 2021, Jack Burns, Telecommunicator Sr., Grade 517N, \$23.605 hourly in the Div. of Enhanced 911, effective October 11, 2021, Dakota Farrington, Telecommunicator Sr., Grade 517N, \$21.508 hourly in the Div. of Enhanced 911, effective October 11, 2021, Jennifer Mays, Staff Assistant Sr., Grade 510N, \$16.451 hourly in the Div. of Building Inspection, effective October 4, 2021, James Forsythe, Heavy Equipment Technician, Grade 518N, \$24.785 hourly in the Div. of Facilities and Fleet Management, effective September 20, 2021, Chastity Cline, Administrative Specialist, Grade 513N, \$19.419 hourly in the Div. of Facilities and Fleet Management, effective October 11, 2021; and authorizing the Div. of Human Resources to make a conditional offer to the following

probationary Community Corrections Officer Appointments: Shon Shelby, Angela Vansant, and Alex Vickers, 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: Dylan Anderson, Public Works Apprentice, Grade 504N, \$11.209 hourly in the Div. of Streets and Roads, effective September 7, 2021, Robert Lewis, Public Works Apprentice, Grade 504N, \$12.000 hourly in the Div. of Streets and Roads, effective October 4, 2021, Sherill Sanders, Program Supervisor P/T, Grade 504N, \$14.000 hourly in the Div. of Aging Services, effective October 4, 2021, Brenda Ramsey, Educational Program Aide, Grade 508N, \$14.307 hourly in the Div. of Youth Services, effective October 4, 2021; and authorizing the Div. of Human Resources to make a conditional offer to the following Unclassified Civil Service appointment to the Office of the Mayor: Tiffany Brown, Administrative Aide to the Mayor Sr., Grade 524E, \$2,884.64 biweekly in the Office of the Mayor, effective October 4, 2021 received first reading.

Upon motion by Mr. J. Brown, seconded by Ms. Plomin, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

Upon motion by Ms. Lamb, and seconded by Ms. Sheehan, the resolution was approved by the following vote:

Aye: Bledsoe, F. Brown, J. Brown, Ellinger, -----14  
 Kay, Kloiber, Lamb, LeGris, Moloney,  
 Plomin, Reynolds, Sheehan, Worley,  
 Baxter

Nay: -----0

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A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a renewal Agreement with Anthem Health Plans of Ky., Inc., for administrative services, rates and fees within the Agreement, for the period beginning January 1, 2022 through December 31, 2022 received first reading.

Upon motion by Ms. Lamb, seconded by Ms. Baxter, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

Upon motion by Ms. Lamb, and seconded by Ms. Sheehan, the resolution was approved by the following vote:

Aye: Bledsoe, F. Brown, J. Brown, Ellinger, -----14  
Kay, Kloiber, Lamb, LeGris, Moloney,  
Plomin, Reynolds, Sheehan, Worley,  
Baxter

Nay: -----0

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A Resolution authorizing the Div. of Environmental Services, on behalf of the Urban County Government, to administer a Composting Pilot Program, providing composting workshops and partially funding home composters for workshop participants in order to promote waste reduction and sustainability, at a cost not to exceed \$9,000 received first reading.

Upon motion by Ms. LeGris, seconded by Mr. Ellinger, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

Upon motion by Ms. Lamb, and seconded by Ms. Sheehan, the resolution was approved by the following vote:

Aye: Bledsoe, F. Brown, J. Brown, Ellinger, -----14  
Kay, Kloiber, Lamb, LeGris, Moloney,  
Plomin, Reynolds, Sheehan, Worley,  
Baxter

Nay: -----0

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A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Consultant Services Agreement (awarded pursuant to RFP No. 23-2021), with Brandstetter Carroll Inc., for professional design services of the new Police East Sector Roll Call Station, at a cost not to exceed \$168,000 received first reading.

Upon motion by Mr. J. Brown, seconded by Ms. Lamb, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

Upon motion by Ms. Lamb, and seconded by Ms. Sheehan, the resolution was approved by the following vote:

Aye: Bledsoe, F. Brown, J. Brown, Ellinger, -----14  
Kay, Kloiber, Lamb, LeGris, Moloney,  
Plomin, Reynolds, Sheehan, Worley,  
Baxter

Nay: -----0

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A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit two (2) Grant Applications to the Ky. Transportation Cabinet (KYTC) and the Lexington Area Metropolitan Planning Organization (MPO) and to provide any additional information requested in connection with these Grant Applications, which Grant funds are in the amount of \$2,920,000 Federal funds under the Transportation Alternatives Program (TAP), and are for the Alumni Drive Shared Use Path Project (\$2,400,000) and the Citation Trail Phase 2 Project (\$520,000) received first reading.

Upon motion by Mr. Ellinger, seconded by Ms. LeGris, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

Upon motion by Ms. Lamb, and seconded by Ms. Sheehan, the resolution was approved by the following vote:

Aye: Bledsoe, F. Brown, J. Brown, Ellinger, -----14  
Kay, Kloiber, Lamb, LeGris, Moloney,  
Plomin, Reynolds, Sheehan, Worley,  
Baxter

Nay: -----0

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The following resolutions received first reading and were ordered to be placed on file for public inspection until September 30, 2021:

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Seedleaf, Inc. (\$250), for the Office of the Urban County Council, at a cost not to exceed the sum stated.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Subrecipient Agreement with Community Action Council ("CAC") in order to allocate \$392,000 of Federal Grant funds under the American Rescue

Plan Act of 2021 to CAC to continue operation of the Intensive Street Outreach Program, and authorizing the Mayor to execute any other needed Agreements or amendments with CAC related to the use of these funds.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Subrecipient Agreement with Welcome House, Inc., in order to allocate up to \$276,663 of Federal Grant funds under the American Rescue Plan Act of 2021 to Welcome House, Inc., to provide financial management benefits to people incapable of independently managing payments, and authorizing the Mayor to execute any other needed Agreements or amendments with Welcome House, Inc., related to the use of these funds.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Subrecipient Agreement with Mountain Comprehensive Care Center, Inc., in order to allocate \$95,335 of Federal Grant funds under the American Rescue Plan Act of 2021 for the continued operation of a Permanent Housing Intensive Care Management Program, in partnership with the Catholic Action Center Emergency Shelter, and authorizing the Mayor to execute any other needed Agreements or amendments with Mountain Comprehensive Care Center, Inc., related to the use of these funds.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a donation of a new owl box from the Central Ky. Audubon Society for the barn at Hisle Farm Park.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept an additional Grant award from the United States Dept. of Housing and Urban Development (HUD), for the Community Development Block Grant Program (\$35,436) and the Home Investment Partnerships Program (\$18,000) in FY 2021, the acceptance of which does not obligate the Urban County Government to the expenditure of any additional funds 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 accept an award from the Ky. Council on Child Abuse, Inc., d/b/a Prevent Child Abuse Ky., Inc. (PCAK), in the amount of \$13,519, for Year 2 of the Family Care

Center's Contract to provide a Self Help, Parent Education and Support Group, the acceptance of which obligates the Urban County Government to a \$6,840 in kind match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget.

A Resolution accepting the bid of Guarantee Pest Control, Inc., and Terminix Commercial, establishing price contracts for Pest Control, for the Div. of Purchasing.

A Resolution accepting the bid of TNVC, Inc., establishing a price contract for Bomb Disposal Response Equipment (Supplemental), for the Div. of Police.

A Resolution ratifying the Probationary Classified Civil Service Appointments of: Cathryn Reed, Administrative Officer, Grade 523E, \$2,530.56 biweekly in the Dept. of Information Technology, effective September 27, 2021, Kenna Johnson, Administrative Specialist Sr., Grade 516N, \$20.662 hourly in the Div. of Revenue, effective September 27, 2021, Donna Jones, Equipment Operator Sr., Grade 512N, \$17.997 hourly in the Div. of Streets and Roads, effective September 20, 2021, Lisa McFadden, Administrative Officer Sr., Grade 526E, \$3,110.10 biweekly in the Div. of Water Quality, effective September 20, 2021; and ratifying the Permanent Classified Civil Service Appointments of: Kimberly Hardy, Administrative Specialist Sr., Grade 516N, \$22.701 hourly in the Div. of Revenue, effective September 1, 2021, William Hill, Trades Worker Sr., Grade 511N, \$16.512 hourly in the Div. of Streets and Roads, effective August 16, 2021, Robert Elkins, Heavy Equipment Technician, Grade 518N, \$24.187 hourly in the Div. of Facilities and Fleet Management, effective September 8, 2021; and ratifying the Probationary Sworn Appointments of: Jacob Crawford, Community Corrections Captain, Grade 115E, \$2,761.00 biweekly in the Div. of Community Corrections, effective September 6, 2021, Adam Moss, Community Corrections Captain, Grade 115E, \$2,761.00 biweekly in the Div. of Community Corrections, effective September 13, 2021, Bradley Baker, Community Corrections Lieutenant, Grade 114E, \$2,289.00 biweekly in the Div. of Community Corrections, effective September 13, 2021, Joseph Price, Community Corrections Lieutenant, Grade 114E, \$2,289.00 biweekly in the Div. of Community Corrections, effective September 13, 2021; and ratifying the Probationary Sworn Appointments of: Brian Martin, Police Lieutenant, Grade 317E, \$3,346.89 biweekly in the Div. of Police, effective September 27, 2021, Daniel Burnett, Police Lieutenant, Grade 317E, \$3,346.89 biweekly in the Div. of Police, effective September 27, 2021, Jeremiah Davis, Police

Lieutenant, Grade 317E, \$3,346.89 biweekly in the Div. of Police, effective September 27, 2021, Robert Holland, Police Sergeant, Grade 315N, \$32.408 hourly in the Div. of Police, effective September 27, 2021, James McCullough, Police Sergeant, Grade 315N, \$32.408 hourly in the Div. of Police, effective September 27, 2021, Daniel Raleigh, Police Sergeant, Grade 315N, \$32.408 hourly in the Div. of Police, effective September 27, 2021, Brian Baker, Police Sergeant, Grade 315N, \$32.408 hourly in the Div. of Police, effective September 27, 2021, Ross Collins, Police Sergeant, Grade 315N, \$32.408 hourly in the Div. of Police, effective September 27, 2021, Byron Creekmore, Police Sergeant, Grade 315N, \$32.408 hourly in the Div. of Police, effective September 27, 2021; and ratifying the Unclassified Civil Service Appointment to the Office of the Mayor: Larry Johnson, Administrative Aide to the Mayor, Grade 523E, \$2,692.32 biweekly in the Office of the Mayor, effective September 27, 2021.

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 2021 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 and accept any related payment (\$87,500) from the Commonwealth of Ky.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with Arbor Youth Services, Inc., to provide an alternative to detention for certain youthful offenders, at a cost not to exceed \$5,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Addendum to the Agreement with Wiser Strategies, for media planning and placement services for the Div. of Environmental Services, providing for public outreach services relating to vacuum leaf collection, at a cost not to exceed \$60,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, as the collaborative applicant, to execute and submit the 2021 Continuum of Care Grant Application to the United States Dept. of Housing and Urban Development (HUD), to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$2,548,668 Federal funds, are for the

operation of programs by Community Nonprofit Organizations to reduce homelessness in Lexington Fayette County, and to accept \$167,394 of the Grant funds, if the application is approved, for project planning and data management expenses related to monitoring programs funded by the Grant, the acceptance of which obligates the Urban County Government for the expenditure of \$41,850 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 Lexington Fayette Urban County Government, to execute Memorandum of Understanding(s) with 39 community partners in the Lexington Fayette County Continuum of Care (COC) to ensure consistent participation in the COC for the purpose of future planning and funding decisions, for the Office of Homelessness Prevention & Intervention.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 4 to the Agreement with All4, LLC, for the Audit of the Waste Water Treatment Plant Safety Program and Post Audit Implementation Services Project, increasing the Contract price by the sum of \$337,888.00, from \$980,862.25 to \$1,318,750.25.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Pictometry International, for the lease of oblique aerial photography, viewing software, hosting services, traditional aerial photography, and supporting maintenance, for a term of six years, at a cost not to exceed \$53,814 per year.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute and submit an application to the Ky. Dept. of Education (KDE), for provision of Preschool Education Services at the Family Care Center for the 2021 2022 school year.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with Dept. of Veterans Affairs, for entrance into the VA Online Educational Benefits System.

A Resolution authorizing the Div. of Waste Management to purchase transportation and reuse of recycled glass from Strategic Materials, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Strategic Materials, related to the procurement.

A Resolution ratifying the execution of an Amendment to an existing Agreement with Benevate, Inc., which authorizes unlimited users and extends the Contract term through March 3, 2023, in order to aide in administration of federally funded Grant programs, at a cost not to exceed \$45,879.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Ky. Energy and Environmental Cabinet, for a tire disposal event, at a cost not to exceed \$9,928.08.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to accept deeds and to execute any documents necessary for the acquisition of property interests between Lisle Industrial Ave. and 1631 Old Frankfort Pike, for Phase 5 of the Town Branch Trail Project, at a cost not to exceed \$50,000.

A Resolution authorizing the Mayor, on behalf of the Lexington Fayette Urban County Government, to execute Contract Modification No. 2 with Strand Associates, Inc., increasing the contract price by \$42,100 for additional design services for Town Branch Trail Phase VI, raising the total contract price from \$1,030,774 to \$1,072,874.

A Resolution authorizing and directing the Mayor, on behalf of the Lexington Fayette Urban County Government, to accept a Grant from the Consumer Product Safety Commission of \$5,000 in Federal funds in order to purchase supplies for a Fire Safety and Prevention Project, 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 Lexington Fayette Urban County Government, to execute Professional Services Agreements with Marinda Beasley, Kristin Beers, Angela Begley, Alexis Hatfield, Megan Magsam, Lyndsay Palombit, and Nicole Jean Perkins, as Sexual Assault Nurse Examiners, to provide on call forensic examinations and services under the sexual assault nurse examiner program for fiscal year 2021, at a cost not to exceed \$51,466.

A Resolution authorizing the Mayor, on behalf of the Lexington Fayette Urban County Government, to execute Contract Modification No. 1 with Acheulean Consulting, LLC, to increase the contract amount by \$49,602.28 for archaeological monitoring

services for the Town Branch Commons Construction Project, raising the total Contract price from \$160,233.00 to \$209,835.28.

A Resolution authorizing and directing the Mayor, on behalf of the Lexington Fayette Urban County Government, to execute Amendment #3 to the TIGER Agreement with the U.S. Dept. of Transportation to modify the budget for the Town Branch Commons Project.

A Resolution ratifying the Mayor's prior execution of an Agreement with the Ky. Transportation Cabinet, Office of Highway Safety, accepting a Grant in the amount of \$97,070 in Federal funds for participation in the Traffic Safety Program in FY 2022, the acceptance of which does not obligate the Lexington Fayette Urban County Government for the expenditure of funds, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget.

A Resolution ratifying the Mayor's prior execution of an Agreement with the Ky. Transportation Cabinet, Office of Highway Safety, accepting a grant in the amount of \$20,000 in Federal funds for Impaired Driving Services, the acceptance of which does not obligate the Lexington Fayette 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 Environmental Enterprises, Inc. (EEI), in order to apply Grant funds in the amount of \$102,000 in Commonwealth of Ky. funds received from the Ky. Energy and Environment Cabinet for FY 2022 to pay disposal costs associated with the Fall 2021 Fayette County Household Hazardous Waste Recycling Event.

A Resolution establishing Everbridge, Inc., as a sole source provider for the Alert Notification System for the Div. of Emergency Management, and authorizing the Mayor or her designee, on behalf of the Lexington Fayette Urban County Government, to execute any necessary Agreements with Everbridge, Inc., related to the procurement of these goods, at a cost not to exceed \$110,233.94.

A Resolution authorizing the payment of an additional \$63,999 to Adapt Pharma, Inc., for the purchase of Narcan Nasal Spray for the Comprehensive Opioid Abuse Site Based Program in the Div. of Fire and Emergency Services, increasing the total contract

price from \$64,925 to \$128,924, and authorizing and directing the Mayor to execute any documents necessary for the purchase of these goods.

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Upon motion by Ms. Plomin, and seconded by Mr. Worley, the Communications from the Mayor were approved by unanimous vote and were as follows: (1) Recommending the reappointment of Colleen Hall to the Social Services Advisory Board, with term expiring September 1, 2025.

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The following Communications from the Mayor were received for information only: (1) Classified Civil Service Lateral Transfer of Donald Warner, Equipment Operator Sr., Grade 512N, \$23.064 hourly in the Div. of Streets and Roads, effective September 6, 2021; (2) Resignation of Devonda Williams, Social Worker, in the Div. of Community and Resident Services, effective August 21, 2021; (3) Resignation of Myra Campbell, Staff Assistant Sr., in the Div. of Water Quality, effective August 4, 2021; (4) Resignation of Robert Riney, Administrative Specialist Sr., in the Div. of Revenue, effective August 15, 2021; (5) Resignation of Zachary Bowman, Police Officer, in the Div. of Police, effective August 20, 2021; (6) Resignation of Caleb Hubbard, CS Supervisor, in the Div. of LexCall, effective August 13, 2021; (7) Resignation of Megan Griffith, Attorney, in the Dept. of Law, effective August 11, 2021; (8) Resignation of Bradley Danner, Firefighter, in the Div. of Fire and Emergency Services, effective August 9, 2021; (9) Resignation of LaDonna Roberts, Administrative Specialist, in the Div. of Water Quality, effective August 19, 2021; (10) Resignation of Parker Sherwood, Planner, in the Div. of Planning, effective August 13, 2021; (11) Resignation of Casey Bray, Corrections Officer, in the Div. of Community Corrections, effective August 29, 2021; (12) Resignation of Lauren Hedge, Planner, in the Div. of Planning, effective August 5, 2021; (13) Resignation of Lindsey Hooker, Child Care Program Aide, in the Div. of Family Services, effective August 6, 2021; (14) Resignation of Andrew King, Corrections Officer, in the Div. of Community Corrections, effective August 21, 2021; (15) Resignation of Raymon Smith, Resource Recovery Operator, in the Div. of Waste Management, effective August 3, 2021; (16) Resignation of Timothy Anderson, Corrections Officer, in the Div. of Community Corrections, effective August 19, 2021; (17) Resignation of Keith Downing, Financial Coordinator, in the Div. of Grants and

Special Programs, effective August 10, 2021; (18) Resignation of Albert Whitney, Public Works Apprentice, in the Div. of Waste Management, effective August 13, 2021; (19) Resignation of Kameron Reese, Staff Assistant Sr. in the Div. of Human Resources, effective August 20, 2021; (20) Resignation of Mark Chenault, Equipment Operator Sr., in the Div. of Streets and Roads, effective August 20, 2021; (21) Resignation of Rebecca Lay, Telecommunicator Sr., in the Div. of Enhanced 911, effective August 5, 2021; (22) Resignation of Devan Spencer, Corrections Officer, in the Div. of Community Corrections, effective July 31, 2021; (23) Resignation of Nadiya Peake, Police Officer, in the Div. of Police, effective August 3, 2021; (24) Resignation of Antonio De Movellan, Pro Shop Attendant, in the Div. of Parks and Recreation, effective August 8, 2021; (25) Resignation of Jacob Sharp, Police Officer, in the Div. of Police, effective August 27, 2021; (26) Resignation of Giovanni Gardner, Corrections Officer, in the Div. of Community Corrections, effective August 19, 2021; (27) Resignation of Briana Brooks, Corrections Officer, in the Div. of Community Corrections, effective August 2, 2021; (28) Resignation of Michael Maness, Corrections Officer, in the Div. of Community Corrections, effective August 17, 2021; and, (29) Resignation of Valeria Carter, Corrections Officer, in the Div. of Community Corrections, effective August 19, 2021.

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Chief Jason Wells, Div. of Fire and Emergency Services, presented a disciplinary action regarding Lieutenant Terrance Gatewood. An allegation has been made that Lieutenant Gatewood has committed the offense of Absent Without Leave (AWOL) in violation of KRS 95.450 (inefficiency, misconduct, insubordination or violation of law or rule) and UDG 1.11 in that on the 14 day(s) of June, 2021, he/she allegedly Failed to report for a duty assignment.

The appropriate punishment for this conduct is **Written Reprimand**.

Upon motion by Mr. J. Brown, seconded by Mr. Worley and approved by unanimous vote, the disciplinary recommendation was approved.

Ms. Reynolds asked if a Written Reprimand was the standard discipline was for an AWOL charge. Chief Wells responded.

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Mr. Moloney expressed appreciation for CAO Sally Hamilton and the administrative staff who were working diligently to process the voluminous eviction assistance applications.

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Upon motion by Ms. Plomin, seconded by Ms. Lamb, and approved by unanimous vote, the meeting adjourned at 8:40 p.m.

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Deputy Clerk of the Urban County Council