

Lexington-Fayette Urban County Government

200 E. Main St
Lexington, KY 40507



Minutes

Tuesday, August 15, 2023

3:00 PM

Packet

Council Chamber

Urban County Council Work Session

I. Public Comment - Issues on Agenda

Present 15 - Dan Wu, James Brown, Chuck Ellinger, Tayna Fogle, Shayla Lynch, Hannah LeGris, Brenda Monarrez, Liz Sheehan, Denise Gray, Preston Worley, Fred Brown, Whitney Elliott Baxter, Dave Sevigny, Jennifer Reynolds, and Kathy Plomin

Absent 0

II. Requested Rezonings/ Docket Approval

A motion was made by Council Member Elliott Baxter, seconded by Council Member Plomin, that the be Approved The motion PASSED by unanimous vote.

III. Approval of Summary

a Table of Motions: Council Work Session, July 11, 2023

A motion was made by Council Member Chuck Ellinger II, seconded by Council Member Denise Gray, that this Summary be Approved.The motion PASSED by unanimous vote.

IV. Budget Amendments

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 2024 SCHEDULE NO. 0005.

A motion was made by Council Member Kathy Plomin, seconded by Council Member Dan Wu, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by unanimous vote.

AN ORDINANCE AMENDING CERTAIN OF THE BUDGETS OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT TO PROVIDE FUNDS FOR PURCHASE ORDERS AND PRE-PAID EXPENSES ROLLING FROM FY 2023 INTO FY 2024, AND APPROPRIATING AND RE-APPROPRIATING FUNDS, SCHEDULE NO 0006.

A motion was made by Council Member Kathy Plomin, seconded by Council Member Dan Wu, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by unanimous vote.

AN ORDINANCE AMENDING CERTAIN OF THE BUDGETS OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT TO REFLECT CURRENT REQUIREMENTS FOR FUNDS IN THE AMOUNT OF \$122,100 TO PROVIDE FUNDS FOR COUNCIL CAPITAL PROJECTS IN THE DIVISIONS OF TRAFFIC ENGINEERING AND PARKS AND RECREATION, AND APPROPRIATING AND RE-APPROPRIATING FUNDS, SCHEDULE NO. 0007.

A motion was made by Council Member Kathy Plomin, seconded by Council Member Dan Wu, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by unanimous vote.

V. Budget Adjustments - For Information Only

VI. New Business

VII. Continuing Business/ Presentations

Received and Filed

Neighborhood Development Funds: August 15, 2023

A motion was made by Council Member Denise Gray, seconded by Council Member Chuck Ellinger II, that this Agenda Item be Amended.The motion PASSED by unanimous vote.

A motion was made by Council Member Kathy Plomin, seconded by Council Member Whitney Elliott Baxter, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by unanimous vote.

b Council Capital Projects: August 15, 2022

A motion was made by Council Member Chuck Ellinger II, seconded by Council Member Dan Wu, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by unanimous vote.

c Summary: General Government and Planning Committee, May 9, 2023

Received and Filed

d Presentation: FY2024 Ad Valorem Options; By: Melissa Lueker

A motion was made by Council Member James Brown, seconded by Council Member Jennifer Reynolds, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by majority vote (Mr. Ellinger, Mr. Worley and Mr. F. Brown voted no).

A motion was made by Council Member James Brown, seconded by Council Member Whitney Elliott Baxter, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by unanimous vote.

A motion was made by Council Member James Brown, seconded by Council Member Kathy Plomin, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by majority vote (Mr. Ellinger, Mr. F. Brown, Ms. Fogle, Ms. Gray and Mr. Worley voted no).

VIII. Council Reports

IX. Mayor's Report

A motion was made by Council Member Wu, seconded by Council Member Fogle, that the be Approved The motion PASSED by unanimous vote.

X. Mayor's Report - Price Contract Bid Recommendations

A motion was made by Council Member Plomin, seconded by Council Member LeGris, that the be Approved The motion PASSED by unanimous vote.

XI. Public Comment - Issues Not on Agenda

XII. Adjournment

A motion was made by Council Member Gray, seconded by Council Member Fogle, that the be Adjourned The motion PASSED by unanimous vote.

Administrative Synopsis - New Business Items

- a** Authorization to execute agreement with New Beginning Bluegrass, Inc. in the amount of \$1,457,822 in federal funds from the American Rescue Plan Act under the U.S. Department of Housing and Urban Development HOME Investment Partnerships Program. New Beginning Bluegrass, Inc. will use the funds to acquire and rehabilitate eight (8) rental units to provide housing and supportive services to individuals and households who are homeless, at risk of homelessness, and other vulnerable populations. Budget Amendment in process. (L0723-23) (Reynolds/Lanter)
- A motion was made by Council Member Jennifer Reynolds, seconded by Council Member Whitney Elliott Baxter, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by unanimous vote.**
- b** Authorization to re-establish Magnet Forensics as a sole source vendor and approval of purchase of Magnet Forensics Software at a cost not to exceed \$12,000. Magnet Forensics is a digital investigative platform that is the industry standard for recovering digital evidence from smartphones, computers, external storage devices and the Cloud among law enforcement agencies. The LPD has used these devices for many years and the results are accepted by the local court system. Funds are budgeted. (L0737-23) (Weathers/Armstrong)
- A motion was made by Council Member Jennifer Reynolds, seconded by Council Member Whitney Elliott Baxter, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by unanimous vote.**
- c** Authorization to change street names and/or individual numbers of addresses within the 1st, 6th and 7th Council District. 4040-4044 Todds Rd. to 1085 Jouett Creek Dr., 4618 Willman Way to 4618 Larkhill Ln., 1500 Continental Sq. to 1555 Eastland Pkwy., 834 E Seventh St. to 832 E Seventh St., 834 ½ E Seventh St. to 834 E Seventh St. No budgetary impact. (L0749-23) (Patton/Armstrong)
- A motion was made by Council Member Jennifer Reynolds, seconded by Council Member Whitney Elliott Baxter, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by unanimous vote.**
- d** Authorization to accept a quarried limestone donation from Vulcan Materials for construction of the Athens Boonesboro Road Welcome Sign, a Corridors Commission project. No budgetary impact. (L0763-23) (Carey/Albright)
- A motion was made by Council Member Jennifer Reynolds, seconded by Council Member Whitney Elliott Baxter, that this Agenda Item be Approved and**

Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by unanimous vote.

e

Authorization to approve the Fayette County Sheriff's Settlement - 2022 Property Taxes, for taxes collected as of April 18, 2023, and granting the Sheriff a Quietus. No budgetary impact. (L0764-23) (Hensley)

A motion was made by Council Member Jennifer Reynolds, seconded by Council Member Whitney Elliott Baxter, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by unanimous vote.

f

Authorization to execute a Purchase of Services Agreement with Lexington-Fayette Animal Care and Control, LLC for animal control services at a cost not to exceed \$1,871,590. Funds are budgeted. (L0766-23) (Armstrong)

A motion was made by Council Member Jennifer Reynolds, seconded by Council Member Whitney Elliott Baxter, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by unanimous vote.

g

Authorization to establish Brown Equipment Company as a Sole Source Provider for parts and/or labor, as needed, to maintain proprietary Closed-Circuit Television (CCTV) sewer inspection equipment. Cost estimated at less than \$25,000 annually. Funds are budgeted. (L0768-23) (Martin/Albright)

A motion was made by Council Member Jennifer Reynolds, seconded by Council Member Whitney Elliott Baxter, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by unanimous vote.

h

Authorization to execute a release of a utility easement at 3151 Mapleleaf Drive. The easement is no longer needed. No budgetary impact. (L0771-23) (Martin/Albright)

A motion was made by Council Member Jennifer Reynolds, seconded by Council Member Whitney Elliott Baxter, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by unanimous vote.

i

Authorization to request a Kentucky Product Development Initiative (KPDII) Grant from the Kentucky Economic Development Finance Authority (KEDFA) in the amount of \$625,000 on behalf of the University of Kentucky for its Coldstream Research Campus to add an Internet eXchange point and to provide the funding to the university if awarded. (L0772-23) (Atkins)

A motion was made by Council Member Jennifer Reynolds, seconded by Council Member Whitney Elliott Baxter, that this Agenda Item be Approved and

Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by unanimous vote.

- j** Authorization to execute a release of a sanitary sewer and utility easement at 330 Newtown Pike. The easement is no longer needed. No budgetary impact. (L0774-23) (Martin/Albright)

A motion was made by Council Member Jennifer Reynolds, seconded by Council Member Whitney Elliott Baxter, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by unanimous vote.

- k** Authorization to execute the Federal Equitable Sharing Agreement and Certification with the Department of Justice, Department of the Treasury, for participation in the federal equitable sharing program and the restrictions upon the use of federally forfeited cash, property, proceeds, and any interest, which are equitably shared with participating law enforcement agencies. No budgetary impact. (L0778-23) (Weathers/Armstrong)

A motion was made by Council Member Jennifer Reynolds, seconded by Council Member Whitney Elliott Baxter, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by unanimous vote.

- l** Authorization for a resolution requesting support for a Kentucky Product Development Initiative (KPDII) Grant from the Kentucky Economic Development Finance Authority (KEDFA) in the amount of \$3,750,000 on behalf of the Central Kentucky Regional Product (Madison Co.) and Central Kentucky Regional Product (Scott Co.) project for a regional economic development park(s) to provide land for a potential mega site(s) within the Bluegrass Alliance region. The LFUCG commitment is for a portion of the \$2,000,000 in KPDII grant funds available for Fayette County under the state program. No matching funds required. (L0779-23) (Atkins)

A motion was made by Council Member Jennifer Reynolds, seconded by Council Member Whitney Elliott Baxter, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by unanimous vote.

- m** Authorization to enter into Professional Services Agreements with each selected crisis response mediator in order to implement the One Lexington neighborhood crisis response model, with each agreement not to exceed \$4,000 in FY2024. Funds in the amount of \$16,000 are budgeted. (L0780-23) (Carama/Scott)

A motion was made by Council Member Jennifer Reynolds, seconded by Council Member Whitney Elliott Baxter, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by unanimous vote.

- n** Authorization to execute Change Order No. 1 with Bluegrass Contracting Corporation for the construction of Davis Park. Change order is for \$421,325.00 and will increase the contract from \$720,476.00 to \$1,141,801.00. Funds are budgeted. (L0782-23) (Conrad/Ford)
- A motion was made by Council Member Jennifer Reynolds, seconded by Council Member Whitney Elliott Baxter, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by unanimous vote.**
- o** Authorization to execute Professional Services Agreements with Bethanie Logdon and Kayla Keeping to serve as Sexual Assault Nurse Examiners on an "on-call" basis for the performance of forensic examinations for the period of September 1, 2023, through December 31, 2023, for an estimated cost of \$10,752. Funds are budgeted. (L0783-23) (Weathers/Armstrong)
- A motion was made by Council Member Jennifer Reynolds, seconded by Council Member Whitney Elliott Baxter, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by unanimous vote.**
- p** Authorization to execute Amendment No. 1 to the grant agreement with the Bluegrass Area Development District to accept an additional award in the amount of \$8,295.00 in federal and state funds to include in the budget for eligible reimbursable expenses for the operation of the Senior Citizens Center in FY 2024. The grant match of 15 percent is budgeted. (L0784-23) (Stambaugh/Allen-Bryant)
- A motion was made by Council Member Jennifer Reynolds, seconded by Council Member Whitney Elliott Baxter, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by unanimous vote.**
- q** Authorization to approve and adopt a substantial amendment to the 2018, 2019, and 2020 Annual Action Plans and reallocate funding from several existing Community Development Block Grant projects, a total of \$50,000, to the Isaac Murphy Memorial Art Garden for the installation of a shade structure, resulting in a net zero change in total CDBG funding. A public hearing will be held in conjunction with the regularly scheduled Urban County Council meeting on Thursday, August 17, 2023, at 6:00 pm. (L0785-23) (Reynolds/Lanter)
- A motion was made by Council Member Jennifer Reynolds, seconded by Council Member Whitney Elliott Baxter, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by unanimous vote.**
- r** Authorization to execute agreement and accept award with the Kentucky Department of Military Affairs, Division of Emergency Management, in

the amount of \$930,050.00 under the Federal FY 2023 Chemical Stockpile Emergency Preparedness Program (CSEPP). No match is required. (L0786-23) (Dugger/Armstrong)

A motion was made by Council Member Jennifer Reynolds, seconded by Council Member Whitney Elliott Baxter, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by unanimous vote.

- s** Authorization to renew the data license agreement with Streetlight Data, Inc. to provide an online transportation analytics platform to monitor multimodal travel within Fayette and Jessamine Counties, at a cost of \$148,918 in FY 2024. The subscription was purchased in FY23 with the option to renew for \$148,918 per year through FY 2026. Funds are budgeted. (L0787-23) (Neal/Albright)

A motion was made by Council Member Jennifer Reynolds, seconded by Council Member Whitney Elliott Baxter, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by unanimous vote.

- t** Authorization to amend the classified civil service and unclassified civil service authorized strength by creating and abolishing positions as approved in the FY 2024 budget process, to become effective July 1, 2023. The fiscal impact for FY 2024 (26 pay periods) will be budget neutral. All funding for the new positions is budgeted. (L0788-23) (Walters/Hamilton)

A motion was made by Council Member Jennifer Reynolds, seconded by Council Member Whitney Elliott Baxter, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by unanimous vote.

- u** Authorization to amend the classified civil service authorized strength, to include changes in classification, pay grade and pay resulting from the Final Administrative Review Process, effective November 7, 2022, the implementation date of the compensation study. All requests have been thoroughly studied and their outcomes have been provided to each affected employee in the form of letters sent to their home address. The anticipated general fund cost for this action will be approximately \$2,310.95. Funds are budgeted. (L0789-23) (Walters/Hamilton)

A motion was made by Council Member Jennifer Reynolds, seconded by Council Member Whitney Elliott Baxter, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by unanimous vote.

- v** Authorization to execute a Test Security Agreement with ErgoMetrics, Inc. for testing applicants applying for Community Corrections Captain promotional processes for a period of August 18, 2023 to September 1, 2023, at a cost not to exceed \$800. Funds are budgeted. (L0792-23)

(Walters/Hamilton)

A motion was made by Council Member Jennifer Reynolds, seconded by Council Member Whitney Elliott Baxter, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by unanimous vote.

w

Authorization to execute the Purchase of Service Agreement with Roots and Heritage Festival, Inc. The Festival will take place from September 8 - 10, 2023 with activities including a street bazaar, parade, children's activities, concerts and other entertainment at a cost not to exceed \$35,500. Funds are budgeted. (L0795-23) (Lyons/Scott)

A motion was made by Council Member Jennifer Reynolds, seconded by Council Member Whitney Elliott Baxter, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 8/17/2023.The motion PASSED by unanimous vote.