

Lexington-Fayette Urban County Government

200 E. Main St
Lexington, KY 40507



Minutes

Tuesday, May 7, 2024

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 Ellinger, seconded by Council Member Elliott Baxter, that the be Approved The motion PASSED by unanimous vote.

III. Approval of Summary

Table of Motions: Council Work Session, April 30, 2024

A motion was made by Council Member Dan Wu, 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. 0044.

A motion was made by Council Member Tayna Fogle, seconded by Council Member Kathy Plomin, that this Ordinance be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/9/2024.The motion PASSED by unanimous vote.

V. Budget Adjustments - For Information Only

VI. New Business

VII. Continuing Business/ Presentations

Summary: General Government and Planning Committee, April 16, 2024

A motion was made by Council Member Dan Wu, seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/9/2024.The motion PASSED by unanimous vote.

A motion was made by Council Member Preston Worley, seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/9/2024.The motion

PASSED by unanimous vote.

A motion was made by Council Member Preston Worley, seconded by Council Member Chuck Ellinger II, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/9/2024.The motion **PASSED** by unanimous vote.

A motion was made by Council Member Preston Worley, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/9/2024.The motion **PASSED** by unanimous vote.

Presentation: Building Safety Month

A motion was made that this Presentation be Received and Filed.The motion **PASSED** by unanimous vote.

Presentation: SPOKE Award

A motion was made by Council Member Dan Wu, seconded by Council Member Chuck Ellinger II, that this Presentation be Removed From Docket.The motion **PASSED** by unanimous vote.

VIII. Council Reports

IX. Mayor's Report

A motion was made by Council Member Fogle, seconded by Council Member Wu, 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 Gray, seconded by Council Member Plomin, 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 Elliott Baxter, seconded by Council Member Lynch, that the be Adjourned The motion **PASSED** by unanimous vote.

Administrative Synopsis - New Business Items

- a** Authorization to execute Facility Usage agreements between LFUCG and the YMCA of Central Kentucky, Lexington Youth Soccer Association (LYSA) and Fayette United Soccer Association (FUSA). The term of the agreement shall be for one year commencing on the date of execution. After the initial term, the agreement shall renew automatically for two (2) successive one (1) year periods, unless the agreement is terminated. (L0246-24) (Conrad/Ford)
- A motion was made by Council Member Kathy Plomin, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/9/2024.The motion PASSED by majority vote (Council Member Lynch recused).**
- b** Authorization to execute a Purchase of Service Agreement with Special Electronic, Inc. for the delivery of Intermediate and Advanced Electronic IED Disablement Training and related equipment for the Lexington Police Department and other Kentucky Public Safety Bomb Squads. Cost not to exceed \$89,200.00. Funds are budgeted. (L0426-24) (Weathers/Armstrong)
- A motion was made by Council Member Kathy Plomin, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/9/2024.The motion PASSED by unanimous vote.**
- c** Authorization to execute an Accreditation Agreement with the Council on Accreditation (COA), a service of Social Current, for reaccreditation of the Department of Social Services at a cost of \$22,066. Funds are budgeted. (L0453-24) (Allen-Bryant)
- A motion was made by Council Member Kathy Plomin, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/9/2024.The motion PASSED by unanimous vote.**
- d** Authorization to execute a Sanitary Sewer Service Site Specific Agreement between the Lexington-Fayette Urban Country Government (LFUCG), CF Apartments, LLC (Creekland Apartments) and Jessamine-South Elkhorn Water District (JSEWD) to provide sanitary sewer conveyance and treatment capacity for properties identified in the agreement. No budgetary impact. (L0455-24) (Martin/Albright)
- A motion was made by Council Member Kathy Plomin, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/9/2024.The motion PASSED by unanimous vote.**
- e** Authorization to issue payment of \$4,000 to the Kentucky State

Treasurer as a civil penalty for multiple plant effluent discharge violations that occurred at West Hickman Wastewater Treatment Plant (WWTP) between May 2021 and October 2023; Case No. DOW-23-3-0214. Funds are budgeted. (L0469-24) (Martin/Albright)

A motion was made by Council Member Kathy Plomin, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/9/2024.The motion PASSED by unanimous vote.

f Authorization to award the Pebble Creek Bank Stabilization Project contract to DelMae, LLC in the amount of \$83,300. The Pebble Creek Stabilization Project along the North Bank of the section of Wilson Downing Tributary behind the properties of 612, 616, and 628 Pebble Creek Drive has approximately 250 linear feet of stream bank that is eroding from recent utility work in the area. This project will restore the bank to conditions prior to construction. Funds are budgeted. (L0471-24) (Martin/Albright)

A motion was made by Council Member Kathy Plomin, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/9/2024.The motion PASSED by unanimous vote.

g Authorization to execute a 5-year Lease Agreement with VertiQ Software, LLC, for a hosted software solution utilized by the Coroner's Office for records and data management. The cost for the first year is estimated at \$13,781 and funds are included in the FY 2025 Mayor's Proposed Budget. The cost will not exceed \$19,845 annually. (L0474-24) (Stewart/Rodgers)

A motion was made by Council Member Kathy Plomin, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/9/2024.The motion PASSED by unanimous vote.

h Authorization to accept a Memorandum of Agreement (MOA) with the KY Crisis Intervention Team - Crisis Solution, LLC designated by the Cabinet for Health and Family Services (CHFS), Department of Behavioral Health, Developmental and Intellectual Disabilities (DBHDID) for use of Kentucky Law Enforcement Curriculum, and any agreed upon training materials, practical exercises and intellectual property associated with the curriculum. No budgetary impact. (L0476-24) (Weathers/Armstrong)

A motion was made by Council Member Kathy Plomin, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/9/2024.The motion PASSED by unanimous vote.

i Authorization to execute necessary documents to purchase (cost not to exceed \$5,964.42) a maintenance agreement with Unified

Technologies, Inc. for the purpose of supporting voice communications systems located at Black and Williams Neighborhood Center and Lexington Senior Center, and to execute any future Statements of Work related to the procurement of these services for various departments and divisions of the urban county government, as determined to be necessary, cost-effective and feasible by the Chief Information Officer and the Division of Procurement, all subject to the appropriation of sufficient funds. The term of the agreement is September 1, 2024, through June 30, 2025. Funds are included in the FY 2025 Mayor's Proposed Budget. (L0477-24) (Stewart/Rodgers)

A motion was made by Council Member Kathy Plomin, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/9/2024.The motion PASSED by unanimous vote.

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Authorization to execute necessary documents to purchase (cost not to exceed \$444,763.59) a software as a service maintenance agreement with Accela Government Software, Inc. for the purpose of supporting permitting, licensing, and code enforcement software utilized by Urban County Government employess, and residents of Fayette County, for a term of July 1, 2024, through June 30, 2025. Funds are included in the FY 2025 Mayor's Proposed Budget. (L0478-24) (Stewart/Rodgers)

A motion was made by Council Member Kathy Plomin, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/9/2024.The motion PASSED by unanimous vote.

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Authorization to accept a Memorandum of Understanding (MOU) with the Federal Bureau of Investigation - Transnational Organized Crime Western Hemisphere Task Force to delineate the responsibilities of the Transnational Organized Crime Western Hemisphere Task Force (WTOC-TF) personnel; formalize relationships between participating agencies for policy guidance, planning, training, public and media relations; and maximize inter-agency cooperation. No budgetary impact. (L0479-24) (Weathers/Armstrong)

A motion was made by Council Member Kathy Plomin, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/9/2024.The motion PASSED by unanimous vote.

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Authorization to execute a Memorandum of Agreement with Kentucky Community & Technical College System (KCTCS) for leased space at Bluegrass Community & Technical College's Newtown Campus for the Police Training Academy. The agreement is for a term of 3 years, through June 30, 2027, with a cost of \$131,597 for the first year. Funds are included in the FY 2025 Mayor's Proposed Budget.

(L0480-24) (Baradaran/Ford)

A motion was made by Council Member Kathy Plomin, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/9/2024.The motion PASSED by unanimous vote.

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Authorization to apply for and accept award if offered from the Kentucky Justice and Public Safety Cabinet in the amount of \$40,000 for the continuation of the Street Sales Drug Enforcement Project for FY 2025. A match of \$13,334 is included in the FY 2025 Mayor's Proposed Budget, for total project cost of \$53,334. (L0481-24) (Weathers/Armstrong)

A motion was made by Council Member Kathy Plomin, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/9/2024.The motion PASSED by unanimous vote.

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Authorization to accept an award of federal funds in the amount of \$1,506,791 from the U.S. Department of Housing and Urban Development for the renewal of Housing Opportunities for Persons with AIDS grant for an additional three (3) years and to execute an Agreement with AVOL Kentucky, Inc., in the amount of \$1,461,588. Budget amendment in process. (L0482-24) (Reynolds/Lanter)

A motion was made by Council Member Kathy Plomin, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/9/2024.The motion PASSED by unanimous vote.

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Authorization to accept an award of federal funding from the Federal Emergency Management Agency (FEMA) in the amount of \$777,089.27 from the Commonwealth of Kentucky, Department of Military Affairs, Division of Emergency Management to reimburse Lexington-Fayette Urban County Government for expenses incurred from the March 2023 Wind Storm. Match funds of \$116,116.79 have been deducted from the total reimbursement. (L0483-24) (Larkin/Armstrong)

A motion was made by Council Member Kathy Plomin, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/9/2024.The motion PASSED by unanimous vote.

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Authorization to execute an agreement and to accept an award from the Kentucky Transportation Cabinet in the amount of \$600,000 for the installation of conduit and fiber optic cabling along Man O' War Boulevard from Fort Harrods Drive to Versailles Road and along Versailles Road from Old Clubhouse Lane to New Circle Road. Match of \$150,000 is required and is budgeted, for a total project cost of \$750,000. (L0484-24) (Neal/Albright)

A motion was made by Council Member Kathy Plomin, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/9/2024.The motion PASSED by unanimous vote.

q Authorization to accept a Memorandum of Understanding with the National Insurance Crime Bureau for access and use of ISO ClaimSearch for investigating or prosecuting crime, including but not limited to insurance-related crime and fraud, and investigating and prosecuting individuals relevant to homeland security activity. No budgetary impact. (L0485-24) (Weathers/Armstrong)

A motion was made by Council Member Kathy Plomin, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/9/2024.The motion PASSED by unanimous vote.

r Authorization to execute Change Order No. 10 (Final) with ATS Construction to reconcile quantities installed on Phase 6 of the Town Branch Trail (-\$699,377.79) and on Turn Lanes at Manchester and Forbes Projects (-\$24,410.18) for closeout, for a total decrease of \$723,787.97, bringing the total contract amount to \$5,420,636.83. This change order is being submitted concurrently to KYTC. The approval of Change Order No. 10 by LFUCG is contingent on approval by KYTC. (L0486-24) (Burton/Albright)

A motion was made by Council Member Kathy Plomin, seconded by Council Member Hannah LeGris, that this Agenda Item be Approved and Referred to Docket.and sent to the Urban County Council to return on 5/9/2024.The motion PASSED by unanimous vote.