URBAN COUNTY COUNCIL

WORK SESSION SUMMARY

& TABLE OF MOTIONS

December 8, 2009

Mayor Newberry chaired today's work session meeting. All Council Members were present except CMs Beard, Feigel, and McChord.

I. Public Comment – Issues on Agenda-None

II. Requested Rezonings / Docket Approval-Yes

A Police Disciplinary Hearing was scheduled for January 11, 2010 at 3 pm.

A motion by CM Ellinger to place on the docket without a hearing, an ordinance changing the zone from an Agricultural Urban (A-U) zone to a Mixed-Use Community (MU-3) zone, for 60.511 net (64.411 gross) acres; from a Single Family Residential (R-1C) zone to a Mixed-Use Community (MU-3) zone, for 0.539 net (1.249 gross) acre; and from a Wholesale & Warehouse Business (B-4) zone to a Mixed-Use Community (MU-3) zone for 0.967 net (1.042 gross) acres, for property located at 780 Red Mile Rd, 790 Red Mile Rd, and a portion of 1200 Red Mile Rd (Lexington Trots Breeders Association, LLC), seconded by CM Crosbie, passed without dissent.

A motion by CM Ellinger to place on the docket without a hearing an ordinance changing the zone from a Planned Neighborhood Residential (R-3) zone to a Professional Office (P-1) zone for a 2.22 net (2.26) gross acres, for property located at 1122 Oak Hill Dr, seconded by CM Gorton, passed without dissent.

A motion by CM Stinnett to place on the docket for the Tuesday, December 8, 2009 Council Meeting: (1) an ordinance authorizing the issuance of its (a) $68,100,00 General Obligation Public Project bonds (Series 2010A-Build America Bonds), (b) $7,785,000 General Obligation Refunding Bonds (Series 2010B-Tax Exempt), and (c) $6,670,000 General Obligation Refunding bonds (Series 2010C-Tax Exempt), all of which may be increased or decreased by an amount not to exceed ten percent, and to take authorized actions related to the issuance; and (2) a resolution authorizing the advertisement for bids and the distribution of the preliminary official statement of these bonds and related authorized actions, seconded by CM Myers, passed without dissent.

A motion by CM Myers to place on the docket a resolution providing partner agencies currently participating in medical insurance plans provided by Urban

County Govt. should no longer be eligible to participate by the date specified in the resolution and providing that after December 31, 2010 only LFUCG employees and retirees will be eligible to participate in the medical insurance plans offered by Urban County Govt., seconded by CM Henson, passed without dissent.

A motion by CM Henson to place on the docket a resolution authorizing the Mayor to submit a grant application to the Cities of Service Coalition in the amount of $100,000 for funding a Chief Service Officer position for two years for a program to increase volunteerism in the community, seconded by CM Ellinger, passed without dissent.

A motion by CM Lane to place on the docket a resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a change order to the contract with Schroeder Construction Inc. for pump station upgrade at Haley Pike Landfill, increasing the contract price by the sum of $2,400 from $356,416 to $358,816, seconded by CM Martin, passed without dissent.

A motion by CM James to place on the docket a resolution supporting the adoption of Disadvantaged Business Enterprise goals consistent with and conforming to the requirements of the American Reinvestment and Recovery ASct of 2009, and any regulations, requirements, guidelines, or policies adopted or promulgated by the U.A. Department of Transportation, Federal Highway Administration and the Kentucky Transportation Cabinet, to the extent necessary to qualify for funding, with such goals being based upon an analysis and review of each project on an individual basis, and amending resolution no. 167-91 to the extent it is inconsistent with this resolution, seconded by CM Ellinger, passed without dissent.

A motion by CM Ellinger to approve the amended docket, seconded by CM Blues, passed without dissent.

III. Approval of Summary-Yes

A motion by CM Gorton to approve the summary from December 1, 2009, seconded by CM Lawless, passed without dissent.

IV. Budget Amendments-Yes

A motion by CM James to remove budget journal 39166-67 from consideration of Budget Journals because it was in the November 24, 2009 new business items and is on the Council Meeting agenda for second reading, seconded by CM Gorton, passed without dissent.

A motion by CM Gorton to approve the amended budget amendments, seconded by CM Myers, passed without dissent.

V. New Business

A. Authorization to Amend Resolution No. 212-2009 Regarding Bid Contract with Claunch Construction, LLC for the Radcliffe Road Stormwater Improvements Project. (717-09) (P. King/Taylor)

B. Authorization to Amend the HOPE VI Professional Service Agreement with the Lexington Housing Authority (LHA) on Behalf of the Department of Social Services. (718-09) (Helm)

C. Authorization of a designation of Applicant's Agent for LFUCG under the Disaster Relief Act of 1974 (Public Law 93-288), as Amended. (715-09) (Dugger/Bennett)

D. Authorization of an Agreement with Kentucky Office of Homeland Security (KOHS) on Behalf of the Department of Public Safety, Division of Police for the IED Training Project. (719-09) (P. King/ Bennett)

A motion by CM Stinnett to approve new business items A-D, seconded by CM Gorton, passed without dissent.

A motion by CM Martin to approve the NDF list for 12/8/09, seconded by CM Gorton, passed without dissent.

VI. Continuing Business / Presentations-Yes

A. Water Resources Oversight Committee Report

This report was given by Chair CM Blues. No motions came forward.

B. Special Inter Governmental Committee Report

This report was given by Chair CM James. No motions came forward.

C. Services Committee Report

This report was given by Chair CM Ellinger. There were 2 motions to come forward.

A motion by CM Ellinger to ask VM Gray to form a task force made up of representatives form LFUCG Solid Waste (Waste Mgmt), each private hauler company, seed leaf, and Council Members, seconded by CM Myers, passed without dissent.

A motion by CM Ellinger to move the revised ordinance of the address & firegate identification/numbering to the docket for Council approval, seconded by CM Gorton, passed without dissent.

D. Lyric Theatre Monthly Report (for informational purposes only)

E. Purchase of Development Rights Program Update

This update was given by Billy Van Pelt, Program Director. Several CMs asked questions.

VII. Council Report

CM Stinnett-A motion by CM Stinnett to add to the NDF list: Bluegrass Community Foundation $1500 and Stonewall Community Assoc $500, seconded by CM Myers, passed without dissent.

CM Crosbie-Asked the question about whether or not someone can speak if not on the agenda-Council Clerk Susan Lamb answered; looking forward to having Mayor on next ride along in her district; sent congratulations to Lexington Christian on state championship.

A motion by CM Crosbie to place into the Inter Governmental Committee the issue of option to speak when not on the agenda, seconded by CM Ellinger, passed without dissent.

CM Blues-Announced neighborhood meetings/holiday events: 12/9 at 6 pm-St Martins' Christmas party; 12/10 Georgetown St and St Martins meeting on the BCTC changes coming to their area; 12/10 Melrose Oakpark at 7 pm; 12/12 annual Sr Luncheon at Hollow Creek at 1 pm; at 6pm highlands Christmas party; 12/14 Radcliffe-Marlboro at 6 pm and at 7 pm property owners of Bracktown area at Bracktown Church.

CM Lawless-Announced South Hill meeting tonight at 6 pm; 12/13 on the porch of 54 Mentelle Park, there will be a cocoa sale.

CM Henson-Wished everyone a Happy New Year; gave results of Salvation Army's ringing bell contest-CM Myers was overall winner; can't find VM Gray's kettle.

CM James-Announced that tonight at 7 pm there will be a joint meeting with Living Arts and Science and MLK NA; reminded everyone that on 12/10 in the 5th floor conference room there would be a Paratransit stakeholders' meeting.

CM Myers-Announced on 12/15 at 6:30 pm there will be an 8th District potluck; thanked CM Henson for putting Bell Ringing event together.

VIII. Mayor's Report-Yes

A motion by CM Lane to approve the Mayor's Report, seconded by CM James, passed without dissent.

Mayor Newberry asked that all CMs get him the addresses in their district for inspections; stated that he left information in their mailboxes for them to go over during their recess. CM Crosbie asked Comm. Bennett a question about vacation times. Several other CMs asked questions.

A motion by CM Henson to place into the Inter Governmental Committee the review of the staffing process in E911, seconded by CM Crosbie, passed without dissent.

A motion by CM Henson to extend the availability to take vacation time off for E911 by 90 days, seconded by CM Crosbie, passed by a 9-3 vote.

A motion by CM Myers to extend for 90 days the availability to take vacation time off for all LFUCG employees who were denied the time, seconded by CM Crosbie, failed by a 2-10 vote. Several CMs spoke on this issue.

IX. Public Comment-Issues not on the agenda-None

A motion by CM Crosbie to adjourn, seconded by CM Martin passed without dissent.

Work session was adjourned at 5:14 pm.