URBAN COUNTY COUNCIL

WORK SESSION SUMMARY

& TABLE OF MOTIONS

January 12, 2010

Mayor Newberry chaired today's work session meeting. All Council Members were present.

I. Public Comment – Issues on Agenda-None

II. Requested Rezonings / Docket Approval-Yes

A motion by CM Stinnett to place on the docket without a hearing, an ordinance changing the zone from a Wholesale & Warehouse Business (B-4) zone to a Highway Service Business (B-3) zone for 1.04 net (1.24 gross) acres, for property located at 1872 Plaudit Place, subject to certain use restrictions imposed as conditions of granting the zone change (Grover C Huff and Brenda Huff), seconded by CM Myers, passed without dissent.

A motion by CM Stinnett to place on the docket without a hearing an ordinance changing the zone from an Agricultural Urban (A-U) zone to a Highway Service Business (B-3) zone for 7.35 net (7.60 gross) acres, for property located at 1810 Bryant Rd., subject to certain use restrictions imposed as conditions of granting the zone change (Kaiten Patel), seconded by CM Ellinger, passed without dissent.

A motion by CM Gorton to approve the amended docket, seconded by CM Martin, passed without dissent.

III. Approval of Summary-Yes

A motion by CM Gorton to approve the summary from December 8, 2009, seconded by CM McChord, passed without dissent.

IV. Budget Amendments-Yes

A motion by CM Beard to approve the budget amendments, seconded by CM McChord, passed without dissent.

V. New Business

A. Authorization of a Deed of Acceptance for Property Located at 414 Hays Boulevard as a Dedicated Greenway. (001-10) (Rayan/Webb)

B. Authorization of Change Order No. 1 to Contract with Myers Fence, LLC Regarding the Brighton East Rail Trail Project – Phase 1. (FINAL) (002-10) (P. King/Webb)

C. Authorization to Accept an Award from the Kentucky Transportation Cabinet (KYTC) on Behalf of the Department of Public Works and Development, Division of Planning for the LexVan Rideshare Program. (003-10) (P. King/ Webb)

D. Authorization of Change Order No. 3 to Contract with MAC Construction & Excavating, Inc. for the Meadows / Northland / Arlington Public Improvements Project – Phase 3B. (FINAL) (010-10) (P. King/Webb)

E. Authorization to Create the *Keep Lexington Beautiful Commission* under Chapter 2, Article XI of the Code of Ordinances. (004-10) (Bush/Taylor)

F. Authorization to Accept an Award from the Kentucky Environmental and Public Protection Cabinet (EPPC) on Behalf of the Department of Environmental Quality, Divisions of Streets Roads & Forestry and Waste Management under the -- Control Program in Lexington-Fayette County – FY2010. (017-10) (P. King/Taylor)

G. Authorization to Amend Section 22-5 of the Code of Ordinances within the Department of Environmental Quality, Division of Waste Management. (025-10) (Allen/Taylor)

H. Authorization to Approve a Memorandum of Understanding (MOU) with Carnegie Center for Literacy and Learning on Behalf of the Department of Social Services, Division of Family Services. (005-10) (Helm)

I. Authorization to Submit a Grant Application the Bluegrass Community Foundation, Inc. and Accept the Award on Behalf of the Department of Social Services, Division of Family Services. (022-10) (Helm)

J. Authorization to Amend Section 21-5 of the Code of Ordinances within the Department of Social Services, Division of Youth Services. (030-10) (Allen/Helm)

K. Authorization to Amend Section 21-5 of the Code of Ordinances in the Chief Information Office, Divisions of Enterprise Solutions and Computer Services. (006-10) (Allen/Dhuwaraha)

L. Authorization to Accept an Agreement Offered by the Kentucky Office of Homeland Security (KOHS) on Behalf of the Department of Public, Division of Police Regarding the Police Mobile Data Computer Project. (009-10) (P. King/Bennett)

M. Authorization to Accept an Award from the Factory Mutual Insurance Company on Behalf of the Department of Public Safety, Division of Fire & Emergency Services – FY2010. (015-10) (P. King/Bennett)

N. Authorization to Accept an Award Offered by the Department of Military Affairs, Kentucky Division of Emergency Management (DEM) on Behalf of the Department of Public Safety, Division of Fire & Emergency Services under the Search & Rescue Grant Program – 2010. (019-10) (P. King/ Bennett)

O. Authorization to Accept an Agreement Offered by the Kentucky Office of Homeland Security (KOHS) on Behalf of the Department of Public, Division of Police Regarding the Assessment of Critical Infrastructure in Fayette County. (021-10) (P. King/ Bennett)

P. Authorization to Accept and Acknowledge Donation Made by Mr. Raul F. Lagos to the Department of General Services, Division of Parks and Recreation. (007-10) (Hancock/Cole)

Q. Authorization of a Lease Agreement for Residential Property Located at 2075 Parkers Mill Road, Cardinal Run Park – North. (026-10) (Hancock/ Cole)

R. Authorization of Change Order No. 2 to Contract with Schaeffer Properties, LLC, Regarding the Coolavin Park Community Building Project. (008-10) (Hancock/Cole)

S. Authorization to Appoint the Commissioner of General Services (or Designee) Authority to Sign Utility Connect and Disconnect Agreements on Behalf of LFUCG. (011-10) (Baradaran/Cole)

T. Authorization of an Application for Special Connection Agreement, a New Tap Application and a Contract for New Service with Kentucky American Water (KAW) Regarding the Lyric Theatre. (012-10) (Baradaran/Cole)

U. Authorization of Commonwealth of Kentucky Lease Renewal Agreements for Space at 162 E Main Street. (013-10) (Baradaran/Cole)

V. Authorization to Submit Application to the Kentucky Division for Air Quality (DAQ) on Behalf of the Department of General Services, Division of Facilities and Fleet Management under the Kentucky Clean Diesel Grant Program. (018-10) (P. King/Rumpke)

W. Authorization of Amendment No. 1 to Agreement with Georgetown Street Area Neighborhood Association under the Neighborhood Action Match Program. (014-10) (P. King/Rumpke)

X. Authorization of Amendment No. 2 to Agreement with AIDS Volunteers, Inc. for use of HOME Investment Partnerships Funds for the Tenant Based Rental Assistance Project. (020-10) (P. King/Rumpke)

Y. Authorization of an Agreement for Occupational Wellness Administrator and Services with the Lexington Urgent Treatment Associates, PLLC (d/b/a) Urgent Treatment Clinics (UTC). (016-10) (Allen/Rumpke)

Z. Authorization to Advertise Positions in the Chief Information Officer, Division of Enterprise Solutions within the Urban County Government. (029-10) (Allen/Rumpke)

AA. Authorization to Amend Ordinance No. 260-2009 Regarding the Schedule of Meetings for the Council for Calendar Year 2010. (023-10) (Langston)

BB. Authorization of a Purchase of Service Agreement (PSA) with the Downtown Lexington Corporation. (027-10) (Wright/Kelly)

CC. Authorization of a Purchase of Service Agreement (PSA) with the Kentucky World Trade Center Lexington, Inc. (028-10) (Wright/Kelly)

DD. Authorization of an Ordinance to Amend Chapter 12 of the Code of Ordinances Regarding Housing and Nuisance Violations. (031-10) (Askew)

EE. Authorization of an Affiliation Agreement with State University of New York on Behalf of the Department of Public Safety, Division of Police. (032-10) (Bastin/Bennett)

A motion by CM Gorton to approve new business items B-EE, seconded by CM Beard, passed without dissent.

VI. Continuing Business / Presentations-Yes

A. Budget & Finance Committee Report

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

B. Lyric Theatre Monthly Report

This report was placed in the packet for informational purposes only.

C. Economic Outlook Presentation

This presentation was done by Mr. Kenneth R. Troske, William B. Sturgill Professor of Economic UK Director, Center for Business & Economic Research. Several CMs asked questions and made comments.

VII. Council Report

CM Beard-A motion by CM Beard to approve the NDF list for 1/12/10, seconded by CM Ellinger, passed without dissent.

A motion by CM Marin to add to the NDF list: Beaumont Residential Assoc $500 and Southland Assoc $1000, seconded by CM Gorton, passed without dissent.

CM James-Thanked Mayor for the participating in the virtual tour of her district; announced that tonight at 7 pm, there will be an MLK NA meeting at the Living Arts & Science building; announced the tree board meets tomorrow at 10:30 am in the 5th floor conference room; on Monday there will be MLK Holiday events-march, downtown celebration, etc. for more information on these events and details about service day, please call her office at 258-3205; asked if she could hear from CIO Rama Dhuwaraha on Tuesday about items K and Z, before they receive second reading; asked the if it was possible for Council to do something in support of Amanda's Bill-it was decided that a letter signed by CMs would be faxed to Frankfort.

CM Lawless-Announced the Historic South Hill NA meeting tonight at 6:30 pm; stated that there will be many service projects available for people to participate in on MLK Holiday.

CM Myers-Asked Sam Williams, Dir. Streets, Roads, & Forestry, to come forward to answer questions about the snow removal plan.

A motion by CM Myers to place the snow removal plan into the Services Committee, seconded by CM McChord, passed without dissent.

A motion by CM Myers to place the Library Budget into the Budget & Finance Committee, seconded by CM McChord, passed without dissent.

CM Blues-Announced the Meadowthorpe NA meeting tonight at 7 pm in the park.

CM Henson-Asked a question of Dir. Sam Williams about snow removal; congratulated and welcomed the fire recruit class that will be graduating on this Friday.

A motion by CM Henson to place the review of the leaf collection plan into the Services Committee, seconded by CM Crosbie, passed without dissent.

CM McChord-A motion by CM McChord to place a 4-way stop at the intersection of Clemens Dr and Twain Ridge Dr, seconded by CM Myers, passed without dissent.

CM Crosbie-Stated that the budget reduction plan discussion was left open and would like Council to decide when it will be done-it was decided to be a part of the COW on 1/19/10 at 11 am in Council Chambers; asked about the timeline of the reduction plan-stated that it should have been given to Council sooner than it was; she will be placing in the CMs mailbox an article from Louisville about a house fire in which 2 children died.

A motion by CM Crosbie to discuss the Mayor's budget reduction plan at the COW on 1/19/10 (with a friendly amendment from CM Lawless requesting more information from the administration prior to this long weekend), seconded by CM Ellinger, passed without dissent.

CM Martin-Stated that he appreciated Streets and Roads for their work on the snowy streets; asked Dir. Sam Williams about the school snow routes; announced the Beaumont NA meeting tonight at 6:30 pm at the clubhouse; announced a public meeting at Oleika Shrine at 7 pm on 1/19/10 to discuss proposed redevelopment of Turfland Mall-owners and LFUCG Planning employees will be on hand; stated that he has been receiving calls about asphalt-asked for presentation on the streets to be paved; Dir. Williams said the paving list will be available in a couple of days; Comm Webb will get with Arty to get a date for the presentation.

VIII. Mayor's Report-Yes

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

It was decided that the Police Disciplinary Hearing would be rescheduled to Monday March 22, 2010 at 3 pm in the Council Chambers.

A motion by CM Lane to approve having a Special Council Meeting- Police Disciplinary Hearing on Monday March 22, 2010 at 3 pm in the Council Chambers, seconded by CM Gorton, passed without dissent.

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

A motion by CM Beard to adjourn, seconded by CM Blues passed without dissent.

Work session was adjourned at 5:00 pm.