URBAN COUNTY COUNCIL

WORK SESSION SUMMARY

& TABLE OF MOTIONS

February 23, 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 Ellinger to place on the docket without a hearing, an ordinance changing the zone from a Two-Family Residential (R-2) zone to a High Rise Apartment (R-5) zone for 0.25 net (0.33 gross) acre, for property located at 333 S Upper St, subject to certain use restrictions imposed as conditions of granting the zone change (RAS Land, Inc) (AMD.)), seconded by CM Crosbie, 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 Beard to approve the summary from February 16, 2010, seconded by CM Lane, passed without dissent.

IV. Budget Amendments-Yes

A motion by CM Blues to remove budget journal 40815 from today's packet because it was on a previous new item agenda list, seconded by CM Gorton, passed without dissent.

A motion by CM Myers to approve the budget amendments, seconded by CM Blues, passed by a 14-0 vote, with 1 abstention: CM Gorton.

V. New Business

A. Authorization of an UltraCare Agreement with ABDick-Kopy Kat, Inc. on Behalf of the Department of Finance and Administration, Division of Human Resources. (024-10) (Allen/Rumpke)

B. Authorization of an Addendum to the State and Local Taskforce Agreement with the US Department of Justice, Drug Enforcement Administration (DEA) on Behalf of the Department of Public Safety, Division of Police. (086-10) (Bastin/Bennett)

C. Authorization of a Memorandum of Understanding (MOU) with the US Marshals Service on Behalf of the Department of Public Safety, Division of Police, Regarding the District Fugitive Taskforce. (087-10) (Bastin/Bennett)

D. Authorization of an Agreement with the University of Kentucky (UK) on Behalf of the Department of Public Safety, Division of Police, for use of the Albert B. Chandler Medical Center Regarding the Sexual Assault Nurse Examiner (SANE) Program – FY2010 (090-10) (P. King/Bennett)

E. Authorization to Approve Purchase from Kustom Signals, Inc. as a Sole Source Provider on Behalf of the Department of Public Safety, Division of Police, Traffic Safety Project. (091-10) (P. King/Bennett)

F. Authorization of Change Order No. 4 to Contract with HDR / Quest (f/k/a Quest Engineers, Inc.) for the Todds Road / Liberty Road Widening Project – Phase I. (097-10) (P. King/Webb)

G. Authorization to Accept a Cash Donation from the Alpha Delta Chapter of ADK on Behalf of the Department of Social Services, Division of Family Services. (088-10) (Hendrix/Helm)

H. Authorization to Accept a Cash Donation from Cynthia Beard on Behalf of the Department of Social Services, Division of Family Services. (089-10) (Hendrix/ Helm)

I. Authorization to Accept an Award from the State Farm Companies Foundation on Behalf of the Department of Social Services, Division of Youth Services, to Implement a Teen Express Project. (092-10) (P. King/Helm)

J. Authorization to Submit an Application to the US Department of Justice (DOJ), Office on Violence Against Women, for Continuation of a Safe Haven Project – FY2010. (093-10) (P. King/Helm)

K. Authorization to Amend Section 21-5 of the Code of Ordinances on Behalf of the Department of Environmental Quality, Division of Water Quality. (095-10) (Allen/ Taylor)

L. Authorization to Approve Amendments to Section 15-1.3(6) of the Code of Ordinances Relating to Designating a Clean Zone for the 2010 World Equestrian Games. (094-10) (Greathouse/Rabold)

M. Authorization to Approve Purchase from Toter® Incorporated as a Sole Source Provider on Behalf of the Department of General Services, Division of Facilities and Fleet Management, for Lifting Units and Parts. (096-10) (Loney/Cole)

N. Authorization to Retain the Wayne Basconi, Attorney at Law, on Behalf of LFUCG, for Legal Bill Review Services. (098-10) (Bowman/Askew)

A motion by CM Crosbie to place item N into the Inter-Governmental Committee, seconded by CM Ellinger, passed without dissent.

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

VI. Continuing Business / Presentations-Yes

A. Planning Committee Report

This report was given by Co-Chair CM Blues.

A motion by CM Blues to accept the following compromises: building to which the signage 1. pertains/contains 100,000 or more square feet, 2. the site contains two or more acres, and 3. the property is located along a four lane public highway, seconded by CM Martin, amended by CM James to place the #3 item into the Planning Committee for more review, seconded by CM Lawless, was a tied vote with the chair (Mayor)breaking the tie by voting to return the item to the Planning Committee. The original motion, without item #3, passed by a 14-0 vote with one recusal: CM Lane.

B. Affordable Housing Trust Fund Task Force Presentation

This presentation was done by Mary Brooks from California. Several CMs and the Mayor asked questions.

C. Initial Proposal of the Turfland Mall TIF

This was actually a time to set a hearing date for the TIF. T. Bruce Simpson, Jr, Esq. of McBrayer McGinnis Leslie & Kirkland, PLLC was the attorney present.

A motion by CM McChord to set the Turfland Mall TIF public hearing for 3/23/10 at 3 pm, seconded by CM Ellinger was amended to 3/25/10 at 7 pm before Council Meeting by CMGorton and seconded by CM Henson. Both motions passed without dissent.

VII. Council Report

CM Gorton-Thanked CM Blues for filling in for her at the Planning Committee meeting last week; thanked Mayor Newberry, and CMs Blues, Crosbie and Martin for signing the Covenant with the military families.

CM Blues-Announced 2 neighborhood association meetings: on 3/1/10 at 6 pm Georgetown Street Area at the O'Rear Center and at 7 pm Green Acres/Hollow Creek/Breckinridge at the Community Center in Green Acres.

A motion by CM Blues to place a multi-way stop at Old Georgetown St and W Short St, seconded by CM McChord, passes without dissent.

CM Lane-A motion by CM Lane to reduce the speed limit on Bowman Mill Rd from 50 mph to 40 mph, seconded by CM McChord, passed without dissent.

CM Lawless-Asked a question of Comm. Webb about the light pole on S. Limestone; gave a 'shout out' to David Barberie of the Dept. of Law for his work done.

CM Crosbie-Announced the Waste Reduction Task Force meeting on 3/1/10 at 10:30 am in the 5th floor conference room; stated that she has received feedback on the new combo waste/recycling containers being used-Comm. Taylor answered-one complaint that CM Crosbie had is that the writing on the side of the container is difficult to read at night.

CM Henson-Announced that the next Affordable Housing Trust Fund Task Force meeting will be 3/16/10 at 9 am in the 5th floor conference room; Headley Green homeowners will meet on 3/1/10 at 7 pm at the Gardenside Christian Church; on tomorrow morning at 9 am in the 5th floor conference room, the Commission for Citizens with Disabilities will meet.

A motion by CM Henson to place on the docket for the February 25, 2010, Council Meeting a resolution authorizing the Mayor to execute and submit a grant application to the Cabinet for Health and Family Services for Federal funds for the continuation of the New Chance Program, the Mentoring Program and the local Governance Council Project, seconded by CM Beard, passed without dissent.

CM Feigel-Stated that last night (Monday) the second 5th District-wide meeting with 70-80 people in attendance was held; thanked Shriner's Hospital for being able to use the facility; also thanked Mayor Newberry, VM Gray, and CMs Gorton and Ellinger for being in attendance also; also thanked Comm. Webb, David Jarvis, Kenzie Gleason and 4 Police officers for attending and all the information given.

CM James-Spoke about the emails and calls received about the snow emergency.

A motion by CM James to place the snow emergency plan into the Services Committee, seconded by CM Gorton, passed without dissent.

VIII. Mayor's Report-Yes

Mayor Newberry withdrew Robert Boone's name from the Town & Gown Commission nomination list.

A motion by CM Beard to vote separately Robert Owens-Airport Bd and Mr. Frye-Masterson Station Bd from the other nominations' list, seconded by CM Lane, passed without dissent.

A motion by CM Lane to approve Robert Owens' reappointment to the Airport Bd, seconded by CM Martin, passed with a 12-3 vote.

A motion by CM Lane to approve Mr. Frye's appointment to the Masterson Station Park Advisory Bd, seconded by CM Martin, passed with a 13-2 vote.

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

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

A motion by CM Myers to go into closed session pursuant to KRS 61.810 (1) (c) for the purpose of discussing pending litigation; and pursuant to KRS 61.810 (1)(b) to discuss the acquisition of real property, an open discussion about which would likely affect the value of the specific piece of property that may be acquired, seconded by CM Gorton, passed with a 11-1 vote. 3 CMs were absent from the 'horse shoe' when the vote was taken.

A motion by VM Gray to go back into open session, seconded by CM Martin, passed without dissent.

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

Work session was adjourned at 6:40 pm.