DOCKET-REGULAR MEETING-LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT COUNCIL MEETING

October 4, 2007 – 7:00 P.M.

I. ROLL CALL

II. INVOCATION

III. MINUTES OF THE PREVIOUS MEETING

August 16, 2007

IV. PRESENTATION

Southeast Lexington Baseball Team

V. ORDINANCES - SECOND READING

1. An Ordinance accepting the bid of BCD, Inc., in the amount of $776,700.00, for the Gainesway Park Community Building, and appropriating funds pursuant to Schedule No. 59. (5)
2. An Ordinance accepting the bid of Central Rock Mineral Co., LLC, in the amount of $1,861,910.79, for the Star Shoot Parkway Extension, and appropriating funds pursuant to Schedule No. 63. (5)
3. An Ordinance amending Section 13-44(2) of the Code of Ordinances to specify a tax rate of five (5) percent on all insurance companies based upon the premiums of policies other than life insurance.
4. An Ordinance amending Section 21-5 of the Code of Ordinances abolishing one (1) position of Staff Assistant Sr., Grade 108N, creating one (1) position of Administrative Specialist, Grade 110N, and reclassifying the incumbent, in the Div. of Community Corrections, to become effective retroactive to July 9, 2007, and appropriating funds pursuant to Schedule No. 56.
5. An Ordinance amending Section 21-5 of the Code of Ordinances abolishing forty (40) vacant positions within various divisions, and amending Section 22-5 of the Code of Ordinances abolishing twenty-five (25) vacant positions in various divisions, to become effective retroactive to June 25, 2007, and appropriating funds pursuant to Schedule No. 57.
6. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Office of Homeland Security, which grant funds are in the amount of $220,713.50 Federal funds, are for continuation of the Metropolitan Medical Response Systems (MMRS), the acceptance of which does not obligate the Urban County Government for the expenditure of funds, appropriating funds pursuant to Schedule No. 58, and authorizing the Mayor to transfer unencumbered funds within the grant budget.

7. An Ordinance amending certain of the budgets of the Lexington-Fayette Urban County Government to reflect current requirements for municipal expenditures, and appropriating and reappropriating funds, Schedule No. 60.

8. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a donation of $1,000.00 from McDonald's for refurbishment of the Safety City Facility, and appropriating funds pursuant to Schedule No. 62.

9. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the U. S. Dept. of Justice, Office on Violence Against Women, which grant funds are in the amount of $200,000.00 Federal funds, are for continuation of a Safe Havens Project (the Sunflower Kids Visitation Center, a part-time position in the Office of the Friend of the Court, and partial funding of the Director of the Fayette County Violence Prevention Board), the acceptance of which does not obligate the Urban County Government for the expenditure of funds, appropriating funds pursuant to Schedule No. 61, and authorizing the Mayor to transfer unencumbered funds within the Grant budget.

10. An Ordnance amending section one of Ordinance No. 357-2006 correcting a typographical error in the pay grade of Victim's Advocate, Grade 112N, in the Div. of Police.

11. An Ordinance amending section three of Ordinance No. 186-2007 correcting a typographical error in the class code for Risk Management Analyst.

VI. ORDINANCE – FIRST READING

12. An Ordinance accepting the Lithko Restoration Technologies, in the amount of $153,500.00, for temporary shoring installation of the Annex parking structure, and appropriating funds pursuant to Schedule No. 66. (6)

13. An Ordinance amending certain of the budgets of the Lexington-Fayette Urban County Government to reflect current requirements for municipal expenditures, and appropriating and reappropriating funds, Schedule No. 64.

14. An Ordinance amending Section 22-5 of the Code of Ordinances creating one (1) position of Senior Advisor, Grade 212E, in the Office of Policy and Budget.

15. An Ordinance amending Section 23-5 of the Code of Ordinances creating twenty-five (25) positions of Police Officer, Grade 311N, in the Div. of Police, to become effective December 10, 2007.

16. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Transportation Cabinet, Dept. of Highways, which grant funds are in the amount of $12,800.00 Federal funds from the Surface Transportation Lexington (SLX) Program, are for design of a bike lane on Rose Street, the acceptance of which obligates the Urban County Government for the expenditure of $3,200.00 as a local match, appropriating funds pursuant to Schedule No. 65, and authorizing the Mayor to transfer unencumbered funds within the grant budget.

VII. RESOLUTIONS - SECOND READING

1. A Resolution accepting the bid of Graybar, establishing a price contract for switch gear maintenance, for the Div. of Sanitary Sewers. (3)
2. A Resolution accepting the bid of KIMCO Corp., establishing a price contract for custodial services for the Downtown Arts Center. (12)
3. A Resolution accepting the bid of Bluegrass Fire Equipment, establishing a price contract for fire hose for the Div. of Fire. (4) Non-low
4. A Resolution accepting the bid of Business Printing America, establishing a price contract for printing newsletters, for the Div. of Solid Waste. (9) Non-low
5. A Resolution accepting the bid of Dynamic Technologies, Inc., dba Ocean Systems, in the amount of $37,994.00, for a forensic video analysis system, for the Div. of Police. (1)
6. A Resolution accepting the bid of Tom Chesnut Excavation & Construction, LLC, in the amount of $16,200.00 for the Cross Keys Park low water crossing. (3)
7. A Resolution accepting the bid of CAB and Associates, Inc., establishing a price contract for custodial services for the Fire Dept. 911 Call Center. (7)
8. A Resolution accepting the bid of Coverall Commercial Cleaning, establishing a price contract for custodial services for Youth Services. (12)
9. A Resolution accepting the bid of Mary’s Cleaning Service, establishing a price contract for custodial services for the County Extension Office. (11)
10. A Resolution accepting the bid of Mary’s Cleaning Service, establishing a price contract for custodial services for the Phoenix Building. (16)
11. A Resolution accepting the bid of KAG Management Group, establishing a price contract for custodial services for the Senior Citizens Center. (14)
12. A Resolution accepting the bid of TMAC Properties, establishing a price contract for custodial services for Police Headquarters. (12)
13. A Resolution accepting the bid of L & N Commercial Cleaning, establishing a price contract for custodial services for Police Roll Call at Goodwin Drive. (5)

14. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept the donation of a Lexmark 3500-4500 Series printer from Lexmark International, Inc., for the Urban County Council Office, at no cost to the Government.

15. A Resolution authorizing and directing the Div. of Traffic Engineering, pursuant to Code of Ordinances Section 18-86, to install multiway stop controls at Brynell Drive and Northside Drive.

16. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Certificate of Consideration and accept a Deed conveying permanent sanitary sewer and temporary construction easements from John and Janet Bricker, for property located at 2405 Olde Bridge Lane, for the South Elkhorn Force Main Project, and authorizing payment in the amount of $3,975.00, plus usual and appropriate closing costs.

17. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Certificate of Consideration and to accept a Deed for the property located at 541-543 Goodloe Street from Thomas W. Coffey, Jr., Jamie & David Richardson, James Coffey, Charles Coffey, Thomas Wendell Coffey, Mark & Edith Givens, James Searight, Jr., Felicia & Enrico Robinson, Candy Givens, Mary Thomason, Doris Searight and Joan T. Brown, for the Ann Street Acquisition Project and authorizing payment in the amount of $6,000.00, plus usual and appropriate closing costs.

18. A Resolution accepting the pricing of Phoenix Disaster Service, LLC, in the amount of $79,850.30, for acquisition of medical disaster management software, for the Div. of Environmental and Emergency Management Services.

19. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Maintenance Agreement providing for maintenance by the Urban County Government of roads paralleling and intersecting U.S. Route 68 constructed by the Cabinet during its recent improvement project and providing for future transfer of the right of way to the Urban County Government.

20. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Friends of McConnell Springs, Inc. ($1,025.00) for the Office of the Urban County Council, at a cost not to exceed the sums stated.

21. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Agreements with Ky.-American Water Co., for collection of sewer user fees and landfill user fees, at a cost not to exceed $996,000.00.

22. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Hold Harmless Agreement with Lincoln General Insurance Co., for settlement of claims under performance bonds for the Wolf Run Project and the Gardenside Sewer Project, at a cost not to exceed $119,576.25, the amount of funds which remain due on these projects.

23. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Master License Agreement with Connectivity Systems Incorporated for TCP/IP software, at a cost not to exceed $5,510.

24. A Resolution rescinding Resolution No. 359-2007 which had authorized the Mayor to execute an Agreement with Commonwealth of Ky. Transportation Cabinet, Dept. of Highways, for installation of fiber optic cable and conduit along portions of Newtown Pike and Iron Works Pike and provided for reimbursement of the Cabinet by the Urban County Government in an amount estimated to be $342,234.25 and terminating the Agreement executed pursuant to said resolution.

25. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Contract with Kroger Limited Partnership I to supply influenza vaccine and administer vaccinations to Lexington-Fayette Urban County Government employees, at a cost of twenty-two dollars ($22.00) per employee, not to exceed $36,400.00.\

26. A Resolution ratifying the probationary civil service appointments of: Yvonne Brown, Child Care Program Aide, Grade 107N, $12.416 hourly, in the Div. of Family Services, effective October 15, 2007; Sharon Bradley, Customer Service Specialist/Bilingual, Grade 110N, $14.723 hourly, in the Div. of Government Communications, effective October 1, 2007; Candice Byrd, Customer Service Specialist/Bilingual, Grade 110N, $13.600 hourly, in the Div. of Government Communications, effective October 1, 2007; Scott Tyree, Public Service Worker Sr., Grade 107N, $12.934 hourly, in the Div. of Water and Air Quality, effective October 1, 2007; Crystal Mundy, Staff Assistant Sr., Grade 108N, $14.156 hourly, in the Div. of Central Purchasing, effective October 1, 2007; ratifying the permanent civil service appointment of: Rodger Cotton, Public Service Worker Sr., Grade 107N, in the Div. of Parks, effective October 2, 2007; ratifying the probationary sworn appointments of: Charles Pendleton, Fire Lieutenant, Grade 315N, $16.261 hourly, in the Div. of Fire, effective June 25, 2007; ratifying the permanent sworn appointments of: Chris Ward, Fire Captain, Grade 316N, in the Div. of Fire, effective June 13, 2007; Mark Samuelson, Fire Lieutenant, Grade 315N, in the Div. of Fire, effective June 13, 2007; ratifying the unclassified civil service appointment of: Sheila Combs, Child Care Program Aide, Grade 107N, $10.347 hourly, in the Div. of Youth Services, effective October 1, 2007.

27. A Resolution making a Declaration of Official Intent with respect to reimbursement from subsequent borrowings of temporary advances made for capital expenditures for numerous government projects, including but not limited to acquisition of land for a new fire station, a ladder truck and emergency medical care unit for the Div. of Fire and Emergency Services; renovation, remodeling and repair of certain police and fire facilities, the Downtown Art Center, the Government Center, the Opera House, the Versailles Road Campus Facility, and the Annex garage; acquisition and installation of mobile data terminals for the Div. of Police and portable computers for the Div.'s of Building Inspection and Code Enforcement; acquisition and installation of a variety of technology equipment, including modems and mounts, personal computers, servers, and related software, for several divisions; acquisition and construction of various shared-use trails; construction of a salt barn; acquisition and installation of fiber optic cable; acquisition and installation of a wayfinding sign system; acquisition and installation of signal lamps and traffic signal upgrades by the Div. of Traffic Engineering; various Infill and Redevelopment capital improvement projects; architectural design services for a Senior Citizens Center; various stormwater and other engineering projects; funding for the Purchase of Development Rights Program; government-wide fleet replacement; and acquisition of miscellaneous government equipment, all as described in the attached exhibit, in an approximate aggregate amount of $31,618,520.00.

28. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Software Development, Inc., for billing services for emergency medical services, at a cost not to exceed $145,347.60.

29. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with the Madison County Emergency Management Agency, et al., to participate in the Joint Information Center in Madison County, Ky., as part of the Chemical Stockpile Emergency Preparedness Program, at no cost to the Urban County Government.

30. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Second Amendment to Health Services Agreement with Correctional Medical Services, Inc., for meeting the increased need for medical services for inmates at the Detention Center, at an additional cost not to exceed $253,023.00.

VIII. RESOLUTIONS – FIRST READING

31. A Resolution accepting the bid of Amteck of Ky., Inc., establishing a price contract, for maintenance for outdoor sirens. (1)

32. A Resolution accepting the bids of Gordon's Food Service and Somerset Food Service, establishing price contracts for food, for the Family Care Center. (3)

33. A Resolution accepting the bid of Ball Homes, establishing a price contract for the donation of printed materials (scorecards), for the Div. of Parks. (1)

34. A Resolution accepting the bid of L-M Asphalt Partners, Ltd. dba ATS Construction, establishing a price contract for asphalt, for the Div. of Streets, Roads and Forestry. (1)

35. A Resolution accepting the bid of L-M Asphalt Partners, Ltd. dba ATS Construction, in the amount of $386,850.00, for 2007 county aid resurfacing. (1)

36. A Resolution accepting the bid of Pavement Technology, Inc., in the amount of $95,000.00, for asphalt surface maintenance with asphalt rejuvenating agent. (2)

37. A Resolution accepting the bid of American Pavements, Inc., in the amount of $85,000.00, for asphalt emulsion slurry seal. (3)

38. A Resolution accepting the bid of American Pavements, Inc., in the amount of $55,000.00, for 2007 cracksealing project. (3)

39. A Resolution ratifying the probationary civil service appointments of: Matthew Epperson, Golf Course Clubhouse Attendant, Grade 106N, $11.494 hourly, in the Div. of Parks, effective October 1, 2007; Erin Bradford, Golf Course Clubhouse Attendant, Grade 106N, $9.936 hourly, in the Div. of Parks, effective October 1, 2007; Scott Bitner, Public Service Worker, Grade 106N, $12.663 hourly, in the Div. of Parks, effective October 1, 2007; Timothy Smith, Public Service Worker, Grade 106N, $14.806 hourly, in the Div. of Parks, effective October 15, 2007; Betty Landrum, Buyer, Grade 112E, $1,700.72 bi-weekly, in the Div. of Central Purchasing, effective October 15, 2007; Iris Gutierrez De Marchi, Social Worker, Grade 111E, $1,640.00 bi-weekly, in the Div. of Family Services, effective October 15, 2007; ratifying the permanent civil service appointment of: Anthony Kelly, Trades Supervisor, Grade 113N, in the Div. of Parks, effective September 19, 2007; ratifying the unclassified civil service appointment of: Rama Dhuwaraha, Senior Advisor/CIO, Grade 212E, $4,230.77 bi-weekly, in the Office of the Mayor, effective October 19, 2007, subject to confirmation by the Lexington Fayette Urban County Council.

40. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement and a Lease Agreement with Lexington-Fayette Animal Care and Control, LLC, for animal control services, at a cost not to exceed $830,680.00.

41. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement with the Lexington Humane Society, for administration of the Spay and Neuter Grant Fund and Program.

42. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Voting Membership Agreement with the National White Collar Crime Center (NW3C), for voting membership rights, at no cost to the Urban County Government.

43. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Sister Cities ($925.00), The African American Forum, Inc. ($1,800.00) and YMCA of Central Ky., Inc. ($400.00) for the Office of the Urban County Council, at a cost not to exceed the sums stated.

44. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute all documents, including loan agreements, mortgages, subordination agreements and releases for the Community Development Block Grant Sanitary Sewer Financial Assistance Program for the Div. of Community Development.

45. A Resolution amending sections 1 and 2 of Resolution No. 287-2007 which authorized and directed the Mayor, on behalf of the Urban County Government, to execute Agreements with various organizations to delete the allocation to Arts Power, Inc. ($150.00) for the Office of the Urban County Council.

46. A Resolution amending section 2 of Resolution No. 411-2007 which authorized and directed the Mayor, on behalf of the Urban County Government, to execute an Agreement with Jane F. Brake, Ph.D. for the provision of mental health services to children and families served by the Div. of Youth Services and authorized payment not to exceed the amount of $1,000.00 to authorize payment not to exceed the amount of $2,500.00.

47. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Facility Usage Contract with Fayette County Board of Education, for Winburn Middle School, at a cost not to exceed $23,467.00.

48. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Contracts with Cumberland Hill Neighborhood Association ($754.00), Georgetown Street Area Neighborhood Association ($5,299.00), Historic Western Suburb Neighborhood Association ($7,600.00), Mentelle Neighborhood Association ($600.00), South Point Residential Association ($1,875.00), Tanbark Association of Neighbors (Tan) ($1,000.00), Wellington Townhouse Homeowners Association, Inc. ($1,000.00), Eastland Parkway Neighborhood Association, Inc. ($1,720.00), Fairway Neighborhood Association ($7,345.00), Lansdowne Neighborhood Association ($6,315.00), Palomar Hills Community Association, Inc. ($7,600.00), Seven Parks Neighborhood Association ($2,700.00), Spindletop Community Association ($992.00), Woodfield Homes Association ($7,600.00) and Wyndham Downs Homeowner’s Association ($7,600.00) for carrying out various neighborhood activities and improvements, at a cost not to exceed $60,000.00.

IX. COMMUNICATIONS FROM THE MAYOR (For Information Only)

1. Resignation of Sean Lawson, Telecommunicator Sr., Grade 113N, in the Div. of Enhanced 911, effective September 16, 2007.

2. Resignation of Michael Church, Community Corrections Officer, Grade 110N, in the Div. of Community Corrections, effective September 19, 2007.

3. Resignation of Bill DeWitt, Community Corrections Officer, Grade 110N, in the Div. of Community Corrections, effective October 1, 2007.

X. ANNOUNCEMENTS

XI. PUBLIC COMMENT