

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

November 18, 2010 – 7:00 P.M.

- I. ROLL CALL
- II. INVOCATION
- III. MINUTES OF THE PREVIOUS MEETINGS

October 14 & 21, November 9, 2010

IV. ORDINANCES –SECOND READING

- 1. An Ordinance accepting the bid of Solar Technology, Inc., in the amount of \$38,140 for a solar powered incident response sign/trailer, for the Div. of Emergency Management/911, and appropriating funds pursuant to Schedule No. 68. (1)
- 2. An Ordinance repealing Section 5-31 of the Code of Ordinances relating to installation of street trees; and amending Section 17b-8 to require removal of any plant growth that masks potential defects of street trees.
- 3. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Div. of Emergency Management, to provide any additional information requested in connection with this Grant Application, and to accept this Grant if the application is approved, which Grant funds are in the amount of \$13,184.50 Commonwealth of Ky. funds, are for the purchase of equipment for the Urban Search and Rescue Program and the Dive/Water Rescue Program, for the Div. of Fire and Emergency Services, the acceptance of which obligates the Urban County Government for the expenditure of \$13,184.50 as a local match, appropriating funds pursuant to Schedule No. 58, and authorizing the Mayor to transfer unencumbered funds within the Grant budget.
- 4. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the PNC Foundation, which Grant funds are in the amount of \$40,000, are for a financial literacy campaign targeted to low-income Census tracts, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, appropriating funds pursuant to Schedule No. 59, and authorizing the Mayor to transfer unencumbered funds within the Grant budget.
- 5. An Ordinance authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One to the Contract with ATS Construction, for city street resurfacing, increasing the contract price by the sum of \$2,490,000 from \$1,700,000 to \$4,190,000, and appropriating funds pursuant to Schedule No. 60.

6. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Office of Homeland Security, to provide any additional information requested in connection with this Grant Application, and to accept this Grant if the application is approved, which Grant funds are in the amount of \$76,321 Federal funds, are for upgrades for the Div. of Police Hazardous Devices Unit's robot, 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.
7. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept five (5) Grants from the Ky. Office of Homeland Security, which Grant funds are in the amount of \$337,700 Federal funds under the 2010 State Homeland Security Grant Program, are for the Public Safety Dive Team (\$113,500), the purchase of portable radios (\$69,400), the purchase of equipment for the Hazardous Devices Unit (\$116,500), the purchase of CBRNE equipment (\$20,300), and the purchase of an acoustical listening device for the Urban Rescue Team (\$18,000), the acceptance of which does not obligate the Urban County Government for the expenditure of funds, appropriating funds pursuant to Schedule No. 62, and authorizing the Mayor to transfer unencumbered funds within the Grant budget.
8. An Ordinance of the Lexington-Fayette Urban County Government authorizing the issuance of its Various Purpose General Obligation Public Projects Bonds, Series 2010, in one or more subseries, in an aggregate principal amount not to exceed \$21,500,000; approving a form of Bond; authorizing designated officers to execute and deliver the Bonds; authorizing and directing the filing of notice with the State Local Debt Officer; providing for the payment and security of the Bonds; creating a Bond Payment Fund; creating a Sinking Fund; authorizing acceptance of the bid of the bond purchaser of the Bonds; and repealing inconsistent ordinances.
9. An Ordinance of Lexington-Fayette Urban County Government authorizing the issuance of Lexington-Fayette Urban County Government Various Purpose General Obligation Refunding Bonds, Series 2010, in one or more subseries, in an aggregate principal amount not to exceed \$9,000,000 to advance refund (I) all or a portion of the outstanding principal amount of the Lexington-Fayette Urban County Government General Obligation Bonds, Series 2001B, the proceeds of which were used to finance the costs of establishing and implementing a Program to preserve and manage agricultural, rural and natural lands, including the purchase of Conservation Easements or Development Rights and (II) all or a portion of the outstanding principal amount of Lexington-Fayette Urban County Government General Obligation Bonds, Series 2002C, the proceeds of which were used to finance construction of a four-lane boulevard and improvements to storm and surface water collection, drainage

and control facilities; approving a form of Bond; authorizing designated officers to execute and deliver the Bonds; providing for the payment and security of the Bonds; creating a Bond Payment Fund and Escrow Funds; maintaining the heretofore established Sinking Fund; authorizing acceptance of the bid of the Bond purchaser for the purchase of the Bonds; authorizing an Escrow Trust Agreement; and repealing inconsistent ordinances.

10. An Ordinance amending Section 5-32 of the Code of Ordinances of the Lexington-Fayette Urban County Government to adopt the fees established in 815 KAR 8:070; all effective on January 1, 2011.
11. 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 \$175,000 Commonwealth of Ky. funds, are for improvements to the Regional 911 System, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, appropriating funds pursuant to Schedule No. 63, and authorizing the Mayor to transfer unencumbered funds within the Grant budget.
12. An Ordinance amending Section 21-5(2) of the Code of Ordinances creating one (1) position of Engineering Technician Principal, Grade 115E, one (1) position of Environmental Inspector, Grade 113N, one (1) position of Engineering Technician, Grade 111N, and two (2) positions of Environmental Inspector II, Grade 117E, all in the Div. of Water Quality; abolishing one (1) position of Risk Management Analyst, Grade 115E, in the Div. of Risk Management and creating one (1) position of Risk Management Analyst, Grade 115E, in the Dept. of General Services; transferring the incumbent; creating one (1) position of Environmental Enforcement Specialist, Grade 115E, in the Div. of Environmental Policy; creating one (1) position of Custodial Worker, Grade 102N, in the Div. of Facilities and Fleet Management; abolishing two (2) positions of Communications Officer Part-Time, Grade 111N, in the Div. of Police; and creating one (1) position of Commodity Marketing Manager, Grade 115E, in the Div. of Waste Management; and amending Section 22-5(2) of the Code of Ordinances abolishing two (2) positions of Custodial Worker P/T, Grade 102N, in the Div. of Facilities and Fleet Management; effective retroactive to June 21, 2010; and appropriating funds pursuant to Schedule No. 64.
13. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept from the Institution of Fire Engineers, smoke alarms and drill sets (valued at \$3,200) for participation in an Integrated Risk Management Program, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, and appropriating funds pursuant to Schedule No. 65.

14. An Ordinance authorizing 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 \$307,896.50 Federal funds, for continuation of the Metropolitan Medical Response System (MMRS) Project, appropriating funds pursuant to Schedule No. 66, and authorizing the Mayor to transfer unencumbered funds within the Grant budget.
15. 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, Schedule No. 67.
16. An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$4,500 in the Div. of Engineering from Fund Balance/Council Capital Funds for the Maxwell St. Bike and Pedestrian Project, and appropriating and re-appropriating funds, Schedule No. 69.

V. ORDINANCES – FIRST READING

17. An Ordinance changing the zone from a Single Family Residential (R-1C) zone to a Professional Office (P-1) zone for 0.298 net (0.373 gross) acre, for property located at 1610-1612 Harrodsburg Rd. (Lare Properties, LLC). Approval 7-0 (To be heard by January 26, 2011)
18. An Ordinance adding a Neighborhood Design Character Overlay (ND-1) zone for 53.7± net (67.5± gross) acres, to preserve existing neighborhood character for properties located at 601-821 Cooper Dr.; 1212-1251 Eldemere Rd.; 1203-1304 Kastle Rd.; 600-818 Montclair Dr.; 1213-1283 Scoville Rd.; 1200-1252 Summit Dr.; and 1500-1600 Tates Creek Rd. (even addresses only) (Urban County Planning Commission). Conditional Approval 6-1 OBJECTORS (To be heard by January 26, 2011) PUBLIC HEARING TO BE HELD ON JANUARY 25, 2011 AT 5:00 P.M.
19. 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, Schedule No. 70.
20. An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$1,275 from Council Neighborhood Development Funds in the Div. of Parks and Recreation for relocation of WWII Plaque to Veteran's Park, and appropriating and re-appropriating funds, Schedule No. 71.

VI. RESOLUTIONS – SECOND READING

1. A Resolution accepting the bid of R & B Cleaning Service, establishing a price contract for Custodial Services – Day Treatment Facility, for the Div. of Facilities and Fleet Management. (8)

2. A Resolution accepting the bid of R & L Cleaning Service, establishing a price contract for Custodial Services – Waste Management, for the Div. of Facilities and Fleet Management. (6)
3. A Resolution accepting the bid of Clarke Power Service, establishing a price contract for Synthetic Transmission Fluid, for the Div. of Facilities and Fleet Management. (3)
4. A Resolution accepting the bid of ZKB Construction, establishing a price contract for snow removal, for the Div. of Facilities and Fleet Management. (7)
5. A Resolution accepting the bid of Physio-Control, Inc., in the amount of \$14,126.25, for CPR Assist Device, for the Div. of Emergency Management/911. (2 Non-Low)
6. A Resolution accepting the bid of J. Edinger & Son, Inc., establishing a price contract for snow plow assemblies, for the Div. of Facilities and Fleet Management. (1)
7. A Resolution accepting the bid of Gooch Construction Co., Inc., in the amount of \$258,000, for the Dixie Pump Station Upgrade and Force Main Improvements, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Gooch Construction Co., Inc., related to the bid. (5)
8. A Resolution accepting the bid of Simplex Grinnell LP, in the amount of \$47,620, for Design and Construction Modifications to Dry Pipe Sprinkler System, for the Div. of Waste Management. (2)
9. A Resolution accepting the bids of Hydraulic Specialists, Inc., and Heavy Equipment Repair, establishing price contracts for hydraulic cylinder repair, for the Div. of Facilities and Fleet Management. (3 Non-Low)
10. A Resolution accepting the bid of AB Dick/KopyKat, establishing a price contract for digital multifunction copiers, for the Div. of Central Purchasing, and authorizing the Mayor to sign any necessary agreements related to the bid. (11)
11. A Resolution accepting the bid of Guthrie Sales & Service, establishing a price contract for digital chlorine scales, for the Div. of Water Quality. (5 Non-Low)
12. A Resolution accepting the bids of Anixter, Inc.; Communications Supply Corp.; Graybar; Rexel, Inc.; and Wesco Distribution, establishing price contracts for Fiber Optic Cable and Control Equipment, for the Div. of Traffic Engineering. (5)
13. A Resolution accepting the bid of Labor Works Lexington, LLC, establishing a price contract for temporary labor services for the Div. of Waste Management (Collection Services). (5)
14. A Resolution accepting the bid of Labor Works Lexington, LLC, establishing a price contract for temporary labor services for the Div. of Waste Management (Materials Recovery Facility). (6)

15. A Resolution adopting the Lexington-Fayette County Mobile Home Park Guide for use by the Urban County Government.
16. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Rental Agreement with Lexington Center Corp., and a Catering Contract with the Hyatt Regency for Police Awards Banquet.
17. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One (Final) to the Contract with Ky. Utilities, for the Downtown Lexington Streetscape Project, increasing the contract price by the sum of \$41,147.41 from \$97,636.01 to \$138,783.42.
18. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One (Final) to the Contract with Ky. Utilities, for the S. Limestone Streetscape Project, decreasing the contract price by the sum of \$115,216.70 from \$1,252,727.00 to \$1,137,510.30.
19. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One (Final) to the Contract with Insight Ky. Partners, II, LP, for the S. Limestone Streetscape Project, decreasing the contract price by the sum of \$193,900.80 from \$450,000.00 to \$256,099.20.
20. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One (Final) to the Contract with Windstream Ky. East, LLC, for the S. Limestone Streetscape Project, decreasing the contract price by the sum of \$64,369 from \$222,191 to \$157,822.
21. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One (Final) to the Contract with AT&T Southeast, for the S. Limestone Streetscape Phase 1, increasing the contract price by the sum of \$1,160.93 from \$9,755.00 to \$10,915.93.
22. A Resolution ratifying the probationary civil service appointments of: Elaine Dionne, Accountant, Grade 113E, \$1,743.44 bi-weekly, in the Div. of Revenue, effective October 25, 2010, Dennis Hoelzer, Public Service Worker Sr., Grade 107N, \$14.444 hourly, in the Div. of Water Quality, effective November 22, 2010, William Dixon, Public Service Worker Sr., Grade 107N, \$11.557 hourly, in the Div. of Water Quality, effective November 22, 2010, Jessica Williams, Budget Analyst, Grade 115E, \$1,769.07 bi-weekly, in the Div. of Budgeting, effective November 25, 2010, Brandon Dunstan, Graphic Designer, Grade 111N, \$16.464 hourly, in the Div. of Government Communications, effective September 27, 2010, Nelson Wright, Electrical Instrumentation Technician, Grade 113N, \$20.000 hourly, in the Div. of Waste Management, effective November 22, 2010, Cynthia Schuster, Administrative Officer Sr., Grade 120E, \$3,076.92 bi-weekly, in the Dept. of Finance and Administration, effective November 22, 2010, Stephen Mulligan, Finance & Investment

Analyst, Grade 116E, \$1,843.44 bi-weekly, in the Dept. of Finance and Administration, effective November 15, 2010, Andrew German, Trades Worker Sr., Grade 109N, \$18.129 hourly, in the Div. of Streets, Roads and Forestry, effective November 15, 2010, Neal Martin, Trades Worker Sr., Grade 109N, \$17.763 hourly, in the Div. of Streets, Roads and Forestry, effective November 22, 2010, Nicole Arnett, Telecommunicator, Grade 111N, \$14.167 hourly, in the Div. of Emergency Management/911, effective November 22, 2010, Tamera Tipton, Telecommunicator Sr., Grade 113N, \$18.074 hourly, in the Div. of Emergency Management/911, effective November 22, 2010, Robert Bolson, Telecommunicator Sr., Grade 113N, \$17.602 hourly, in the Div. of Emergency Management/911, effective November 22, 2010, Johnas Newsome, Telecommunicator, Grade 111N, \$13.754 hourly, in the Div. of Emergency Management/911, effective November 29, 2010, Clarence Burnett, Equipment Operator Sr., Grade 111N, \$18.851 hourly, in the Div. of Waste Management, effective November 22, 2010, Gordon Gilliam, Equipment Operator Sr., Grade 111N, \$18.129 hourly, in the Div. of Waste Management, effective November 22, 2010, Liana Martin, Enterprise Systems Developer, Grade 116E, \$2,192.76 bi-weekly, in the Div. of Enterprise Solutions, effective November 8, 2010, Dennis Bevels, Custodial Worker, Grade 102N, \$11.687 hourly, in the Div. of Facilities and Fleet Management, effective November 22, 2010; ratifying the probationary sworn appointments of: Robert Littrell, Fire Major, Grade 318E, \$3,521.79 bi-weekly, in the Div. of Fire and Emergency Services, effective October 13, 2010, Roger D. Smith, Fire Captain, Grade 316N, \$23.039 hourly, in the Div. of Fire and Emergency Services, effective October 13, 2010, Kelly Smith, Fire Lieutenant, Grade 315N, \$17.786 hourly, in the Div. of Fire and Emergency Services, effective October 13, 2010, Clifford Boyd, Fire Major, Grade 318E, \$3,521.79 bi-weekly, in the Div. of Fire and Emergency Services, effective October 25, 2010, Arthur Ashley, Fire Captain, Grade 316N, \$1,843.12 bi-weekly, in the Div. of Fire and Emergency Services, effective October 25, 2010, William Heselschwerdt, Randall Patterson, Fire Lieutenant, Grade 315N, \$1,422.88 bi-weekly, in the Div. of Fire and Emergency Services, effective October 25, 2010, Bryan Jared, Police Sergeant, Grade 315N, \$2,287.08 bi-weekly, in the Div. of Police, effective November 15, 2010; approving the permanent Community Corrections Officer appointment of: Jamie Conover, Community Corrections Officer, Grade 110N, in the Div. of Community Corrections, effective September 28, 2010; approving the unclassified civil service appointments of: Kenneth Brown, Child Care Program Aide P/T, Grade 107N, \$11.653 hourly, in the Div. of Family Services, effective November 22, 2010, Carissa Kelsey, Family Support Worker Sr., Grade 112N, \$16.884 hourly, in the Div. of Family Services, effective November 29, 2010, Harry Montgomery, Landfill Inspector P/T, Grade 108N, \$11.706 hourly, in the Div. of Waste Management, effective November 22, 2010.

23. A Resolution initiating Zoning Ordinance and Land Subdivision Regulations text amendments for Planning Commission consideration and recommendation to amend Section 18-4(d) of the Zoning Ordinance to provide that landscaping required by Article 18 shall be maintained in compliance with the Planting Manual, American National Standards and, as applicable, as specified in Landscaping Ordinances related to Man O' War Blvd., Old Frankfort Pike, Georgetown Rd., Richmond Rd., Downtown Street Trees, and Newtown Pike; to create Section 18-8 of the Zoning Ordinance to provide that violations of Article 18 are subject to penalty including civil citations; to amend the tree protection standards in Article 26-1 of the Zoning Ordinance to provide that standards and procedures for tree protection apply to re-developments; to amend Article 6-10(b) of the Land Subdivision Regulations to require street tree plantings on all collector/connector and local streets; to amend Article 6-10(b)(1) of the Regulations to remove the Landscape Examiner from the type and number determination for street trees; amending 6-10(b)(3) of the Regulations to remove the Div. of Building Inspection as the designated collector of the street tree fee; and amending Article 6-10(b)(4) of the Regulations to provide that street trees will be required in developments in accordance with the Engineering Manuals.
24. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Modification to Agreement with the Ky. Dept. of Military Affairs, Div. of Emergency Management, for extension of the Agreement for funds for the Chemical Stockpile Emergency Preparedness Program (CSEPP) for FY 2009 through September 30, 2011, at no cost to the Urban County Government.
25. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Paladin, Inc, for energy assessment services for the Energizing the Arts Program, at a cost not to exceed \$46,182.50.
26. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Statement of Agreement awarding an EcoArt Grant to Landsdowne Elementary increasing the Grant by the amount of \$750 from \$4,250 to \$5,000.
27. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to Agreement with EnergyCAP, Inc., for energy management software, training and maintenance for three years, to include "Flowdown Requirements" as required by the U.S. Dept. of Energy.
28. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Div. of Emergency Management and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$453,004 Federal funds and \$72,481 Commonwealth of Ky. funds under the

Federal Emergency Management Agency's Hazard Mitigation Grant Program, and are for the acquisition and demolition of four residential properties in the Lafayette/Southbend Area.

29. A Resolution authorizing the Commissioner of Public Safety or his designee, on behalf of the Urban County Government, to sign an application for Trademark/Service Mark with the Commonwealth of Ky. to register a new Lexington Div. of Police Emblem, at a cost not to exceed \$10.
30. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One (Final) to the Contract with LAGCO Excavation, for the North Point Detention Basin Project, increasing the contract price by the sum of \$1,902.08 from \$30,774.00 to \$32,676.08.
31. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Facility Usage Contract with the Fayette County Board of Education, for rental of Norsworthy Auditorium, for the Kiddie Kapers Program, at a cost not to exceed \$988.73.
32. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an extension to the Claim Plan Agreement for the Medicare Advantage Plan, with Humana Insurance Co. for the administration of Health Care Claims for the period of January 1, 2011 through December 31, 2011.
33. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to accept Brad Mitchell's donation of "Coco," an Appaloosa/Draft Horse, for use by the Masterson Station Park Equestrian Program, at no cost to the Urban County Government.
34. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Amendment No. 2, to Contract #5797 (Resolution No. 693-2006) with Ky. Theatre Management Group, Inc., extending the term of management for an additional three months, through March 31, 2011.
35. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Ordering Document with Oracle America, Inc., for licenses and license support fees, at a cost not to exceed \$244,369.11 for the period of time from November 20, 2010 through October 19, 2011, with future fiscal years subject to sufficient funds being appropriated.
36. A Resolution providing that effective January 1, 2011 no employee or retiree of a Partner Agency and/or Satellite Agency of the Lexington-Fayette Urban County Government shall be eligible to participate in any Urban County Government Medical or Retirement Plan or receive any Urban County Government employee or retiree benefit, including but not limited to medical insurance, dental insurance, vision insurance, life insurance, 401K contributions and the like, and directing the Div. of Human Resources to notify in writing all such Agencies within three business days of the passage of this Resolution.

37. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Neighborhood Action Match Grant Program Contracts with Ashland Park Neighborhood Association (\$2,000), Chilesburg Maintenance Association, Inc. (\$10,000), Creekside at Andover, Unit 2, Homeowners Association, Inc. (\$4,050), Fayette Park Homeowners Association (\$1,575), Gleneagles Owner's Association (\$9,579), Hill-N-Dale Neighborhood Association (\$10,000), Historic South Hill Neighborhood Association, Inc. (\$847), Lansdowne Neighborhood Association (\$2,040), Lansdowne-Merrick Neighborhood Association (\$1,405), Mentelle Neighborhood Association (\$4,540), Stuart Hall Homeowners Association (\$4,500), and Taborlake Homeowner's Association (\$10,000) for carrying out various neighborhood activities and improvements, at a cost not to exceed \$63,000.

VII. RESOLUTIONS – FIRST READING

38. A Resolution accepting the bid of DataWorks Plus in the amount of \$57,010, for a digital application server, for the Div. of Police. (1)
39. A Resolution ratifying the probationary civil service appointments of: Gregory Harbut, Public Service Supervisor Sr., Grade 114E, \$1,709.52 bi-weekly, in the Div. of Waste Management, effective November 22, 2010; Charles Doerge, Enterprise Systems Developer, Grade 116E, \$2,812.37 bi-weekly, in the Div. of Enterprise Solutions, effective November 22, 2010; Ilir Ailu, Equipment Operator Sr., Grade 109N, \$12.459 hourly, in the Div. of Waste Management, effective December 6, 2010; Dennis McGovern, Jobey Harvey, Equipment Operator Sr., Grade 109N, \$14.836 hourly, in the Div. of Waste Management, effective December 6, 2010; Donnie Jent, Equipment Operator Sr., Grade 109N, \$13.971 hourly, in the Div. of Waste Management, effective December 6, 2010; ratifying the permanent civil service appointments of: Trina Brown, Administrative Specialist Sr., Grade 112N, in the Dept. of Social Services, effective October 26, 2010; Robert Meyer, Skilled Trades Worker Sr., Grade 112N, in the Div. of Facilities and Fleet Management, effective October 12, 2010.
40. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute the Amended 2010 General Term Orders for the Fayette County Clerk and the Fayette County Sheriff.
41. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute the 2011 General Term Orders for the Fayette County Clerk and the Fayette County Sheriff, establishing the number of deputies and assistants allowed to each and the compensation allowed to each deputy and assistant, subject to the limits for each category as specified in the General Term Orders and subject to the fees collected by the officers respectively in their seventy-five percent (75%) accounts pursuant to KRS 64.350(1).

42. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Release of Easements, releasing a streetlight easement and a drainage easement on property located at 1908-1920 General Warfield Way and a Partial Release of Easement, releasing a portion of a streetlight easement on property located at 1869 Goodpaster Way.
43. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Application to Participate in the Internal Revenue Service E-File Program, for the Volunteer Income Tax Assistance Programs at the Gainesway Empowerment Center, the Central Ky. Job Center and the Family Care Center, at no cost to the Urban County Government.
44. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Facility Usage Contract with Fayette County Board of Education, for rental of Winburn Middle School for a Cheerleader Showcase, at a cost not to exceed \$197.93.
45. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Group Sales Agreement with Hyatt Regency Lexington, for 2011 Bluegrass Invitational Wheelchair Tournament, at a cost not to exceed \$3,000.
46. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Facility Usage Agreement with various youth baseball leagues, for fall youth baseball.
47. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Rental Agreement with Lexington Center Corp., for Martin Luther King Day Celebration, at a cost not to exceed \$9,000.
48. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Chilesburg Maintenance Association, Inc. (\$1,000), North Pointe Neighborhood Homeowners Association, Inc. (\$500), ACT Ministries, Inc. (\$350), Bluegrass Greenworks, Inc. (\$300), Bluegrass Community Action Partnership, Inc. (\$1,000), and ENA, Inc., d/b/a NECCO (\$350), for the Office of the Urban County Council, at a cost not to exceed the sums stated.
49. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement with Lyric Theatre and Cultural Arts Center, Inc., to provide services to the public, at a cost not to exceed \$236,777.
50. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Reimbursement Agreement with the Dogwood Trace Neighborhood Association for Site Restoration associated with the South Elkhorn Force Main Project, at a cost not to exceed \$29,000.

51. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. Two (Final) to the Contract with MAC Construction for the South Elkhorn Force Main Project, increasing the contract price by the sum of \$161,997.32 from \$11,127,272.22 to \$11,289,269.54.

VIII. ANNOUNCEMENTS

IX. PUBLIC COMMENTS