

URBAN COUNTY COUNCIL
WORK SESSION SUMMARY
& TABLE OF MOTIONS

December 7, 2010

Mayor Newberry chaired today's work session meeting. All Council Members were present, except CM Myers and VM Gray.

- I. Public Comment – Issues on Agenda-None
- II. Requested Rezoning / Docket Approval-Yes

A motion by CM Crosbie to place on the docket without a hearing an ordinance changing the zone from a Neighborhood Business (B-1) zone to a Planned Shopping Center (B-6P) zone, for 7.0652 net (7.8076 gross) acre, for property located at 3151 Mapleleaf Dr. (Carmike Cinemas, Inc), seconded by CM McChord, passed without dissent.

A motion by CM Lawless to place on the docket a public hearing at a Special Council Meeting on February 8, 2011 at 5 pm an ordinance changing the zone from a Two-Family Residential (R-2) zone to a Planned Neighborhood Residential (R-3) zone for 0.1722 net (0.2996 gross) acre, for property located at 578 Woodland Ave. and 505 Columbia Ave., subject to certain use restrictions imposed as conditions granting the zone change, in conjunction with a conditional use permit and a dimensional variance (Phi Gamma Delta House Corp.), seconded by CM Crosbie, passed without dissent.

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

- III. Approval of Summary-Yes

A motion by CM Gorton to approve the summary from November 23, 2010, seconded by CM Henson, passed without dissent.

- IV. Budget Amendments-Yes

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

V. New Business

- A. Authorization to Accept an Award from the US Department of Justice on Behalf of the Department of Public Safety, Division of Police and the Fayette County Sheriff's Office for Purchase of Bulletproof Vests – FY2011. (588-10) (Gooding/Bennett).
- B. Authorization to Purchase from Equipment Simulation, LLC on Behalf of the Department of Public Safety, Division of Fire & Emergency Services. (589-10) (Hendricks/Bennett).
- C. Authorization to Amend Section 21-5 of the Code of Ordinances within the Department of Public Safety, Division of Emergency Management/911. (595-10) (L. Jarvis/Bennett)
- D. Authorization of Change Order No. 1 to Contract with L-M Asphalt Partners, Inc. (d/b/a ATS Construction) for the Bluegrass Aspendale Collector Street Project – Phase 3. (FINAL) (581-10) (Rayan/Webb)
- E. Authorization of an Expansion Area Development Exaction Agreement with North Forty Properties, LLC Regarding the Clark Property Development in Expansion Area 2-A. (585-10) (King/Webb).
- F. Authorization of an Execution of an Expansion Area Development Exaction Agreement with Silver Oaks Real Estate Investments, Inc. Regarding the Hamburg Place Development in Expansion Area 2-A. (586-10) (King/Webb).
- G. Authorization to Adopt an Ordinance Pursuant to Section 2-1(a) of the Code of Ordinances Regarding the 2011 Council Schedule of Meetings. (582-10) (Langston)
- H. Authorization to Amend Section 1 of Resolution No. 615-2010 to Correct Grade Levels. (583-10) (L. Jarvis/Rumpke).
- I. Authorization to Accept an Award Offered by the Kentucky Justice and Public Safety Cabinet on Behalf of the Domestic Violence Prevention Board – FY2011. (584-10) (Gooding/Helm).
- J. Authorization of a Rental Agreement with Crestwood Christian Church for the *Meeting the Challenges and Opportunities of Aging Conference*. (593-10) (Helm)
- K. Authorization of Facility Usage Contract with the Fayette County Board of Education (FCBE) on Behalf of the Department of General Services,

Division of Parks & Recreation for the Youth Basketball Program. (587-10)
 (Hancock/Cole)

- L. Authorization to Amend Sections 21-14, 22-13, 23-16, and 23-18 of the Code of Ordinances Relating to Ratification of Probationary Appointments (590-10) (Askew).
- M. Authorization of a Surety Bond for Stephen Hamlin, 3rd District Constable, Pursuant to KRS 62.055 and Section 22-55.1 of the Code of Ordinances. (591-10) (Askew)
- N. Authorization of Change Order No. 2 to Contract with TEAM Contracting, LLC Regarding the Town Branch Wastewater Treatment Plant – Primary Effluent Pump Station Replacement Project. (FINAL) (592-10) (Martin/Bush)
- O. Authorization of a Tender Agreement with Great American Insurance Company to Accept TSI Paving to Complete the Town Branch Wastewater Treatment Plant – Primary Effluent Pump Station Replacement Project . (596-10) (Martin/Bush)
- P. Authorization to Assign Contract No. 147-2009 to TSI Paving to Replace TEAM Consulting Regarding the Town Branch Wastewater Treatment Plant – Primary Effluent Pump Station Replacement Project. (597-10) (Gooding/Bush)
- Q. Authorization of an Energizing the Arts Confidentiality Agreement by and between Paladin, Inc., Bluegrass PRIDE and LFUCG for Energy Assessment Services. (594-10) (Gooding/Bush)

A motion by CM Blues to approve the new business items A-Q, seconded by CM Gorton, passed without dissent.

A motion by CM Lane to place on the docket for the December 9, 2010 Council Meeting a resolution authorizing the Mayor to execute an Assistance Amendment with the Environmental Protection Agency reducing the amount of cost share required of the Urban County Government for the South Elkhorn Pump Station Project, seconded by CM Henson, passed without dissent.

VI. Continuing Business / Presentations-Yes

A. Council Budget & Finance Committee Update

This update was given by Chair CM Stinnett. There was one motion to come forward.

A motion by CM Stinnett to place on the docket for the Thursday, December 9, 2010 Council Meeting, under first reading resolutions, a resolution to accept a donation from Radiant Networks Services, Inc., of professional services and equipment, for installation of the Public Safety Network, for use at the Division of Police, seconded by CM McChord, passed without dissent.

B. Land Use & Watershed Management Impact on Stormwater Runoff

This update was given by Dir. of Water Quality, Charlie Martin.

VII. Council Report

CM Beard-A motion by CM Beard to approve the NDF list, seconded by CM Lane passed without dissent.

CM McChord- Stated that he was unable to attend the Services Committee meeting today because he was at the Pearl Harbor luncheon- this marked the 69th anniversary of the bombing. There were 4 living survivors there along with 20-30 survivors of WWII; appreciate all who have worn the uniform and especially those survivors of Pearl Harbor and WWII.

CM Lawless- Announced the Ayelsford Place NA meeting tonight at 7 pm at the Woodland Christian Church; Columbia Heights Safety Walk-Through tonight at 6 pm; stated that she sees many storm drains with leaves and debris- thinks that everyone should be good neighbors and sweep them away from the drains; also stated that Local 1st Group- local independent businesses- we should buy from them as much as possible.

CM Crosbie- Thanked Officer Doug Smith for attending many 7th District NA meetings and Brad Frazier also.

A motion by CM Crosbie to request the installation of a multiway stop at the intersection of Ridge View Way and Still Creek Way, seconded by CM Ellinger, passed without dissent.

CM Henson- Announced that the celebrity bell ringing will be happening again this year for the Salvation Army and there is still time to volunteer; Cardinal Valley NA meeting will be tonight at 6:30 pm at Harvest Worship Center; meeting Wednesday at 6 pm at Cardinal Valley Park; Pine Meadows NA will meet Wednesday at 6:30 pm; sent congratulations to Ed Brady, Dir. of Wheels, who will be retiring at the end of the year.

CM Gorton- A motion by CM Gorton to place on the docket for the December 9, 2010 Council Meeting a resolution authorizing the Mayor to execute an agreement with the Kentucky Office of Homeland Security for extension

of the Metropolitan Medical Response System (MMRS) project through June 30, 2011, seconded by CM Lane, passed without dissent.

VIII. Mayor's Report-Yes

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

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

X. Closed Session

A motion by CM James to go into closed session pursuant to KRS 61.810 (1)(c) for the purpose of discussing pending litigation, seconded by CM Gorton, passed without dissent.

A motion by CM Blues to go back into open session, seconded by CM Stinnett, passed without dissent.

XI. Adjournment

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

Work session was adjourned at 4:20 pm.