

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

January 27, 2011 – 6:00 P.M.

- I. ROLL CALL
- II. INVOCATION
- III. PRESENTATIONS

Boards & Commissions – Ms. Linda Taylor, Mayor's Office

*Salt Update – Commissioner Cheryl Taylor, Public Works & Development
and Environmental Quality*

- IV. COMMITTEE REPORTS
- V. ORDINANCES –SECOND READING

- 1. An Ordinance changing the zone from a Single Family Residential (R1-C) zone to a Wholesale and Warehouse Business (B-4) zone for 2.52 net (2.73 gross) acres, for property located at 1528, 1532, and 1534 N. Limestone (James Waller). Conditional Approval 7-2 (To Be Heard By February 16, 2011.) [**Div. of Planning, King**]
- 2. 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. 85. [**Div. of Budgeting, Barrow**]
- 3. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Bluegrass Area Development District, 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 \$89,078 Federal funds, are for operation of the Senior Citizens Center in FY 2012, the acceptance of which obligates the Urban County Government for the expenditure of \$160,146 as a local match, appropriating funds pursuant to FY 2012 Schedule No. 2, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. [**Div. of Community Development, Gooding**]
- 4. An Ordinance amending Section 22-5(2) of the Code of Ordinances, creating one (1) position of Senior Administrative Aide to the Mayor, Grade 120E and abolishing one (1) position of Senior Advisor, Grade 212E and appropriating funds pursuant to Schedule No. 86. [**Div. of Human Resources, Jarvis**]

VI. ORDINANCES – FIRST READING (New Business)

5. An Ordinance changing the zone from an Interchange Service Business (B-5P) zone to a Professional Office (P-1) zone for 1.37 net (1.48 gross) acres, for property located at 2241 Buena Vista Rd. (Rooker Properties, LLC). Approval 9-0 (To be heard by March 16, 2011) **Requires motion to place on the docket with or without a public hearing [Div. of Planning, King]**
6. An Ordinance amending Articles 18-4(d), 18-8 and 26-1 of the Zoning Ordinance and amending Article 6-10 of the Subdivision Regulations all relating to landscaping and street tree regulations. Approval 9-0 **[Div. of Planning, King]**
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 re-appropriating funds, Schedule No. 88. **[Div. of Budgeting, Barrow]**
8. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit three (3) Grant Applications to the Ky. Transportation Cabinet, to provide any additional information requested in connection with these Grant Applications, and to accept the Grants if the applications are approved, which Grant funds are in the amount of \$135,000 Federal funds, are for the Traffic Safety Program (\$100,000), the Collision Reporting Quality Control Project (\$10,000) and the Speed Enforcement Project (\$25,000), the acceptance of which does not obligate the Urban County Government for the expenditure of funds, appropriating funds pursuant to FY2012 Schedule No. 3, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. **[Div. of Community Development, Gooding, 017-11, p.13]**
9. An Ordinance amending Section 21-5(2) of the Code of Ordinances, abolishing one (1) position of Equipment Operator Sr., Grade 109N, and one (1) position of Public Service Worker Sr., Grade 107N, in the Div. of Streets, Roads and Forestry; and amending Section 22-5(2) of the Code of Ordinances creating one (1) position of Construction Supervisor, Grade 118E, in the Dept. of Public Works and Development and appropriating funds pursuant to Schedule No. 87, effective retroactive to January 10, 2011. **[Div. of Human Resources, Jarvis, 020-11, p. 14]**

VII. RESOLUTIONS – SECOND READING

1. A Resolution accepting the bid of Bulk Plants, Inc., establishing a price contract for Bulk Fuel, for the Div. of Facilities and Fleet Management. **[Baradaran] (2)**
2. A Resolution accepting the bid of Riley Oil Co., establishing a price contract for Commercial Fuel – Diesel, for the Div. of Facilities and Fleet Management. **[Baradaran] (3)**

3. A Resolution accepting the bid of Saffire Cleaning Service, LLC, establishing a price contract for Custodial Services – Police Headquarters, for the Div. of Facilities and Fleet Management. **[Baradaran]** (8)
4. A Resolution accepting the bid of Saffire Cleaning Service, LLC, establishing a price contract for Custodial Services – General Services, for the Div. of Facilities and Fleet Management. **[Baradaran]** (9)
5. A Resolution accepting the bid of Democrat Printing and Litho, establishing a price contract for Fun Guide 2011 Printing, for the Div. of Parks and Recreation. **[Hancock]**(12)
6. A Resolution accepting the bid of United Mail, establishing a price contract for the distribution of Fun Guide 2011, for the Div. of Parks and Recreation. **[Hancock]**(5 Non-Low)
7. A Resolution accepting the bid of Cricket Communications, Inc., establishing a price contract for wireless phone service, for the Div. of Parks and Recreation. **[Hancock]**(2)
8. A Resolution accepting the bid of Advanced Interactive Systems, Inc., in the amount of \$58,379, for a Police Firearms Training Simulator, for the Div. of Police. **[Bastin]** (1)
9. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Contract Amendment with Southern Heights Neighborhood Association, for extension of the completion date of the Neighborhood Action Match Project to September 30, 2011. **[Div. of Community Development, Gooding]**
10. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Contract with Claunch Construction, LLC, for the Meadows/Northland/Arlington Public Improvements Project, increasing the contract price by the sum of \$45,508.15 from \$977,250.85 to \$1,022,759.00. **[Div. of Community Development/Div. of Engineering, Gooding/Rayan]**
11. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Rural and Inner City Adopt-A-Spot Program Agreements with Christ United Methodist Church, BSA #220 (\$1,304.12); Christ Centered Church, BSA #59 (\$1,567.20); Immanuel Baptist Church, BSA #41 (\$1,231.68); Rosemont Baptist Church, BSA #98 (\$1,157.40); Beaumont Presbyterian, BSA #279 (\$1,038.28); Greater Faith Apostolic Church, BSA #238 (\$1,103.60 and \$522.98); First Alliance Church (\$1,265.40); Bluegrass Chapter Order of Demolay (\$1,332.32); Christian Youth Fellowship (\$1,942.51); Phillips Memorial Church (\$2,191.56); Brown & Brown Assoc. (\$772.00); Boy Scout Troop #103 (\$298.85); Boy Scout Troop #13 (\$1,992.32); Boy Scout Troop #186 (\$273.95); Boy Scout Troop #382 (\$448.27); and Bates Creek Presbyterian Church BS Troop 226 (\$921.44); for participation in the Adopt-A-Spot Roadway Cleanup Program, at a cost not to exceed

\$20,000. **[Div. of Community Development/Dept. of Public Works and Development, Gooding]**

12. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Ad-Success, for the Mobility Office Marketing Campaign, at a cost not to exceed \$44,400. **[Div. of Community Development/Dept. of Public Works and Development, Gooding]**
13. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 3 (Final) to the Contract with Free Contracting, for the Solid Waste Facility Expansion, decreasing the contract price by the sum of \$12,364.50 from \$1,146,142.36 to \$1,133,777.86. **[Dept. of Environmental Quality, Feese/Bush]**
14. A Resolution approving the unclassified civil service appointment of: Richard Moloney, Chief Administrative Officer, Grade 213E, \$4,615.39 bi-weekly, in the Office of the CAO, effective January 3, 2011. **[Div. of Human Resources, Jarvis]**
15. A Resolution amending Resolution No. 307-2010, which authorized the Mayor to hire Risk Management Services Corp. for third party claims administration for liability and workers' compensation claims, to increase the cost for FY2011 from \$199,200 to \$203,600, to include administration of workers' compensation claims that arose prior to July 1, 2008, and cancelling the contract with current administrator. **[Dept. of Law, Graham]**
16. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Rental Agreement with the Lexington Center Corp., for the Kiddie Kapers Program, at a cost not to exceed \$10,000. **[Div. of Parks and Recreation, Hancock]**
17. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Amendment No. 2 to the Contract with Sherman Carter Barnhart PSC, for the Anniston/Wickland Stormwater Project, for the Div. of Water Quality, increasing the contract price by the sum of \$8,750 from \$136,950 to \$145,700 for additional design services. **[Div. of Water Quality, Martin]**

VIII. RESOLUTIONS – FIRST READING (New Business)

18. A Resolution accepting the bid of Brenntag Mid-South, Inc., establishing a price contract for phosphorous reduction chemicals, for the Div. of Water Quality. **[Martin](1)**
19. A Resolution accepting the bid of Allied Technical Services, Inc., establishing a price contract for suction and discharge hose and related fittings, for the Div. of Water Quality. **[Martin] (3)**
20. A Resolution accepting the bid of Simplex Grinnell, establishing a price contract for sprinkler inspection services, for the Div. of Facilities and Fleet Management. **[Baradaran] (3)**

21. A Resolution accepting the bid of Key to Cleaning, establishing a price contract for Custodial Services – Cooperative Extension Office, for the Div. of Facilities and Fleet Management. **[Baradaran]** (8)
22. A Resolution accepting the bid of Priority One Emergency, Inc., establishing a price contract for Emergency Vehicle Lighting & Siren System, for the Div. of Police. **[Bastin]** (6 Non-Low)
23. A Resolution accepting the bid of Hydro Controls, Inc., establishing a price contract for electric actuators, for the Div. of Water Quality. **[Martin]** (1)
24. A Resolution accepting the bid of Key to Cleaning, establishing a price contract for Custodial Services – Versailles Rd. Campus, for the Div. of Facilities and Fleet Management. **[Baradaran]** (10 Non-Low)
25. A Resolution accepting the bid of Education Remedies, Inc., establishing a price contract for Custodial Services – Downtown Arts Center, for the Div. of Facilities and Fleet Management. **[Baradaran]** (7)
26. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the University of Ky. and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$500 Federal funds under the Child Care Infant/Toddler Provider Incentive Mini Grant Program, and are for the purchase of equipment for the Family Care Center. **[Div. of Community Development, Gooding, 021-11, p.15]**
27. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Baby Health Service, Inc. (\$800), Special Olympics Ky., Inc. (\$625), Southern Middle School PTSA, Inc. (\$400), for the Office of the Urban County Council, at a cost not to exceed the sums stated. **[Council Office, Langston, p.26-27]**
28. A Resolution ratifying the probationary civil service appointments of: Melissa Polley, Microcomputer Support Specialist, Grade 113N, \$19.939 hourly, in the Div. of Police, effective December 6, 2010, David Adamovich, Treatment Plant Operator, Grade 113N, \$20.368 hourly, in the Div. of Water Quality, effective December 6, 2010, authorizing the Div. of Human Resources to make a conditional offer to the following: Benjamin Peel, Maintenance Mechanic, Grade 113N, \$16.660 hourly, in the Div. of Water Quality, and authorizing the beginning of the probationary period upon successful completion of a physical or medical examination as required, effective upon passage of Council; ratifying the unclassified civil service appointments of: Glenn Brown, Sr. Administrative Aide to Mayor, Grade 120E, \$3,192.31 bi-weekly, in the Office of the Mayor, effective January 24, 2011, Sheila Hupp,

Administrative Aide to Mayor, Grade 118E, \$2,884.62 bi-weekly, in the Office of the Mayor, effective January 11, 2011, George Milligan, Construction Supervisor, Grade 118E, \$2,681.68 bi-weekly, in the Dept. of Public Works and Development, effective January 10, 2011. **[Div. of Human Resources, Jarvis]**

29. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. Three, to the Contract with Kay and Kay Contracting, LLC, for the Legacy Trail Project Phase 1, increasing the contract price by the sum of \$26,495.00 from \$6,538,524.25 to \$6,565,019.25. **[Div. of Parks and Recreation, Hancock, 024-11, p.16-18]**
30. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. Four, to the Contract with Kay and Kay Contracting, LLC, for the Legacy Trail Project Phase 1, increasing the contract price by the sum of \$11,570.60 from \$6,565,019.25 to \$6,576,589.85. **[Div. of Parks and Recreation, Hancock, 022-11, p.19-22]**
31. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One (Final), to the Contract with Spectrum Construction Services, for the Glendover West Boardwalk Railing Remediation (Arboretum), increasing the contract price by the sum of \$1,630.27 from \$39,936.92 to \$41,567.19. **[Div. of Water Quality, Martin, 023-11, p.22-24]**
32. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Mental Health Services Agreement with Bluegrass Regional Mental Health – Mental Retardation Board, Inc., for court ordered mental health evaluations of clients referred to the Div. of Youth Services, at a cost not to exceed \$2,500. **[Div. of Youth Services, Taylor, 018-11, p.25]**

IX. COMMUNICATIONS FROM THE MAYOR

1. Recommending the reappointments of Councilmembers Tom Blues and Peggy Henson to the City Employees Pension Fund Board, with terms to expire 12-31-12.
2. Recommending the reappointment of Vice Mayor Linda Gorton, as Chair, to the Commission on Community Services for Older Persons, with a term to expire 12-31-12.

Also, recommending the appointment of Mr. Bernie Vonderheide, as Vice Chair, to the Commission on Community Services for Older Persons, with a term to expire 9-1-12.
3. Recommending the appointment of Ms. Lori Houlihan to the Special Events Commission, with a term to expire 6-1-14. Ms. Houlihan will fill the unexpired term of Ms. Penny Ebel.

X. ANNOUNCEMENTS

XI. PUBLIC COMMENTS