Lexington-Fayette Urban County Government Council Meeting

Lexington, Kentucky February 17, 2011

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on February 17, 2011 at 6:00 P.M. Present were Mayor Gray in the chair presiding, and the following members of the Council: Council Members Kay, Lane, Lawless, McChord, Myers, Stinnett, Beard, Blues, Crosbie, Ellinger, Farmer, Ford, Gorton, and Henson. Absent was Council Member Martin.

The reading of the Minutes of the previous meetings were waived.

Ordinances No. 10-2011 thru 15-2011 inclusive and Resolutions No. 34-2011 thru 52-2011 inclusive were reported as having been signed and published, and were ordered to record.

Lexington-Fayette Urban County Government Council Meeting

Lexington, Kentucky February 3, 2011

The Invocation was given by Rev. Gerard Howell, Div. of Community Corrections.

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Mr. Keith Horn, Dept. of Law, stated that the Police Disciplinary Hearing scheduled for March 1, 2011, at 5:00 p.m. would need to be changed, per a request from the defendant's attorney.

Ms. Gorton made a motion, seconded by Ms. Crosbie, and approved by unanimous vote, to schedule a Special Council Meeting for a Police Disciplinary Hearing on March 15, 2011, at 5:00 p.m.

Mr. Lane stated that he would not be able to be in attendance for that meeting.

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Ms. Gorton made a report on the Committee of the Whole Work Session for February 15, 2011. She stated that the summary for February 1, 2011 was approved, and that the docket had been reviewed and that there was no action to report.

Ms. Gorton stated that the nomination of Mr. Fred Brown as the Council-appointed audit professional to the Internal Audit Board had been approved by a majority vote of 12-1.

Ms. Gorton made a motion, seconded by Mr. Ellinger, and approved by unanimous vote, to refer Mr. Brown's appointment to the docket as a part of the Communications from the Mayor.

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The following ordinances were given second reading. Upon motion of Ms. Crosbie, and seconded by Mr. Myers, the ordinances were approved by the following vote:

Aye: Kay, Lane, Lawless, McChord, Myers,
Stinnett, Beard, Blues, Crosbie, Ellinger,
Farmer, Ford, Gorton, Henson------------------14

Nay: --0

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. 91.

An Ordinance amending Section 23-5(b) of the Code of Ordinances abolishing two (2) positions of Police Captain, and creating two (2) positions of Police Lieutenant, in the Div. of Police, and appropriating funds, pursuant to Schedule No. 92.

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Mr. Ford made a motion, seconded by Mr. Lane, to place on the docket an Ordinance amending Ordinance No. 6-2011 for a zoning map amendment for property located at 1528, 1532, and 1534 N. Limestone to change the zone from a Single Family Residential (R-1C) zone to a Wholesale and Warehouse Business (B-4) zone, in order to correct a clerical error which failed to include the conditional zoning recommended by the Planning Commission and imposed by this Council.

Ms. Gorton asked for clarification of the intent of the ordinance. Mr. Chris King, Director of the Div. of Planning, and Mr. Keith Horn, Dept. of Law, responded.

The motion **passed** by unanimous vote.

An Ordinance changing the zone from a Single Family Residential (R-1C) 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, to add certain use restrictions imposed as conditions of granting the zone change, as set forth in the recommendation of the Planning Commission and approved by the Urban County Council (James Waller) was given first reading and ordered placed on file two weeks for public inspection.

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The following ordinances were given first reading and ordered placed on file two weeks for public inspection.

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. 93.

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 Waste 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 $3,000 Commonwealth of Ky. funds, are for the disposal/recycling of waste tires, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, appropriating funds pursuant to

Schedule No. 89, and authorizing the Mayor to transfer unencumbered funds within the Grant budget.

An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Dept. of Military Affairs, Div. of Emergency Management, which Grant funds are in the amount of $115,734.38 Federal funds, are for the support of emergency preparedness activities in Lexington-Fayette County, the acceptance of which obligates the Urban County Government for the expenditure of $115,734.38 as a local match, appropriating funds pursuant to Schedule No. 90, and authorizing the Mayor to transfer unencumbered funds within the Grant budget.

An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Agreements with the Central Ky. Area Drug Task Force, Hollingsworth and James, LLC, the Board of Education of Fayette County Ky., Ky. State Police, Lexington Children's Theatre, Inc., the Fayette County Commonwealth Attorney's Office, the Kenton County Commonwealth Attorney's Office, and the Commonwealth Attorney, 28th Judicial Circuit, for services under the 2009 Project Safe Neighborhood Program, at a cost not to exceed $3,000 for the Central Ky. Area Drug Task Force, $4,000 for Hollingsworth and James, LLC, $20,000 for the Board of Education of Fayette County Ky., $10,000 for the Ky. State Police, $7,168 for Lexington Children's Theatre, Inc., $9,500 for the Fayette County Commonwealth Attorney's Office, $8,500 for the Kenton County Commonwealth Attorney's Office, and $7,000 for the Commonwealth Attorney, 28th Judicial Circuit, and appropriating funds pursuant to Schedule No. 95.

An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Justice and Public Safety Cabinet, which Grant funds are in the amount of $19,060 Federal funds, are for the Safe Havens and Supervised Visitation Program, the acceptance of which obligates the Urban County Government for the expenditure of $6,354 as a local match to be provided by Sunflower Kids, Inc., appropriating funds pursuant to Schedule No. 94, authorizing the Mayor to transfer unencumbered funds within the Grant budget, and authorizing the Mayor to execute an Agreement with Sunflower Kids, Inc., for supervised visitation and monitored exchange services, at a cost not to exceed $19,060.

An Ordinance amending Section 22-5(2) of the Code of Ordinances, creating one (1) position of Senior Advisor, Grade 212E, one (1) position of Sr. Administrative Aide to Mayor, Grade 120E, one (1) position of Administrative Aide to Mayor, Grade 118E and abolishing one (1) position of Staff Assistant Sr., Grade 108N and appropriating funds pursuant to Schedule No. 96.

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The following resolutions were given second reading. Upon motion of Ms. Gorton, and seconded by Mr. Farmer, the resolutions were approved by the following vote:

Aye: Kay, Lane, Lawless, McChord, Myers,
Stinnett, Beard, Blues, Crosbie, Ellinger,
Farmer, Ford, Gorton, Henson------------------14

Nay: --0

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to accept a donation from Ms. Christie Barbour of a Harley Davidson Edition pool table, for use at the Carver Community Center, at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Settlement Agreement and Release with Julia Householder, at a cost to Julia Householder of $16,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One, to the Contract with Charles Deweese Construction, for the Lexington Streetscape Phase One West Main St. Project, increasing the contract price by the sum of $173,106.39 from $1,757,455.36 to $1,930,561.75.

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A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Dept. for Local Government and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of $75,200 Federal funds, and are for the Brighton Rail Trail Phase 4 was on the docket for first reading with a public meeting being held.

The Mayor opened the public meeting.

There being no citizens to appear before the Council, the Mayor closed the public meeting.

The resolution was given first reading. Upon motion of Mr. Blues, seconded by Mr. Ellinger, the rules were suspended by unanimous vote.

The resolution was given second reading. Upon motion of Ms. Gorton, and seconded by Ms. Crosbie, the resolution was approved by the following vote:

Aye: Kay, Lane, Lawless, McChord, Myers,
Stinnett, Beard, Blues, Crosbie, Ellinger,
Farmer, Ford, Gorton, Henson------------------14

Nay: ---0

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A Resolution ratifying the permanent civil service appointments of: Gary James, Ernie Young, Equipment Operator Sr., Grade 109N, in the Div. of Waste Management, effective December 27, 2010, Clarence Steele, Operations Manager, Grade 116E, in the Div. of Waste Management, effective January 18, 2011, Manwell Benton, Thomas Gerton, Public Service Supervisor Sr., Grade 114E, in the Div. of Waste Management, effective January 18, 2011, Marcus Ashford, Public Service Supervisor, Grade 111N, in the Div. of Waste Management, effective January 19, 2011; ratifying the probationary sworn appointments of: Christopher Sweat, Fire Major, Grade 318E, $3,521.79 bi-weekly, in the Div. of Fire and Emergency Services, effective January 3, 2011, Tim Morrow, Robert Powe, Jason Walton, Fire Captain, Grade 316N, $23.039 hourly, in the Div. of Fire and Emergency Services, effective January 3, 2011, Daniel Case, Marc Bramlage, James Moore, Andrew Short, Kevin Austin, Christopher Burke, Jeffrey Johnson, Mark Blythe, Christopher Conley, Fire Lieutenant, Grade 315N, $17.786 hourly, in the Div. of Fire and Emergency Services, effective January 3, 2011, Jonathan Bastian, Police Sergeant, Grade 315N, $28.588 hourly, in the Div. of Police, effective March 7, 2011; ratifying leave of absence for: Darrell Morbley, Public Service Worker, Grade 106N, Div. of Waste Management, requests ninety (90) days Council approved leave without pay, to return to duty March 1, 2011; ratifying the unclassified civil service appointment of: Kevin Atkins, Sr. Advisor, Grade 212E, $4,615.38 bi-weekly, in the Office of the Mayor, effective January 24, 2011; ratifying the unclassified civil service appointment to the Office of the Urban County Council of: Jessica Gies, Aide to Council, Grade 000E, $2,057.69 bi-weekly, in the Council Office, effective January 31, 2011; ratifying the unclassified civil service pay increase in the Office of the Urban County

Council of: Georgetta Gill, Aide to Council, Grade 000E, increase from $2,012.56 bi-weekly to $2,057.69 bi-weekly, effective January 11, 2011 was given first reading.

Ms. Crosbie asked questions of Chief Robert Hendricks, Div. of Fire and Emergency Services, about the appointments to the Div. of Fire and Emergency Services in the resolution.

Upon motion of Mr. Blues, seconded by Mr. Ellinger, the rules were suspended by unanimous vote.

The resolution was given second reading. Upon motion of Ms. Gorton, and seconded by Ms. Crosbie, the resolution was approved by the following vote:

Aye: Kay, Lane, Lawless, McChord, Myers,
Stinnett, Beard, Blues, Crosbie, Ellinger,
Farmer, Ford, Gorton, Henson------------------14

Nay: --0

* * *

The following resolutions were given first reading. Upon motion of Mr. Blues, seconded by Mr. Ellinger, the rules were suspended by unanimous vote.

The resolutions were given second reading. Upon motion of Ms. Gorton, and seconded by Ms. Crosbie, the resolutions were approved by the following vote:

Aye: Kay, Lane, Lawless, McChord, Myers,
Stinnett, Beard, Blues, Crosbie, Ellinger,
Farmer, Ford, Gorton, Henson------------------14

Nay: --0

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. Two to the Contract with CDP Engineers, Inc., for the Clays Mill Rd. Improvement Project, increasing the contract price by the sum of $56,027 from $1,011,700 to $1,067,727.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the U.S. Dept. of Justice, Office on Violence Against Women and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of $400,000 Federal funds from the Grants to Encourage Arrest Policies and Enforcement of Protection Orders Program and are for continuation of a project designed to hold offenders of domestic violence accountable for their actions through investigation, arrest and prosecution, and authorizing and directing the Mayor, on behalf of the Urban

County Government, to execute a Memorandum of Understanding with all community partners of the project, for comprehensive participation required for the project and the Grant application.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Certificates of Consideration and other necessary documents, for property interests needed for the Clays Mill Rd. Section 2C Project, at a cost not to exceed $225,000.

A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following: Chris Dove, Electrician, Grade 114N, $21.356 hourly, in the Div. of Water Quality, and authorizing the beginning of the classified civil service probationary period upon successful completion of a physical or medical examination as required, effective upon passage of Council; authorizing the Div. of Human Resources to make a conditional offer to the following: Benjamin Bates, Public Service Worker, Grade 106N, $12.279 hourly, Joseph Lyons, Public Service Worker, Grade 106N, $12.181 hourly, Larry Craig, Public Service Worker, Grade 106N, $11.150 hourly, Troy Dansby, Public Service Worker, Grade 106N, $12.279 hourly, Louis Dansby, Public Service Worker, Grade 106N, $12.279 hourly, in the Div. of Waste Management and authorizing the beginning employment upon successful completion of a physical or medical examination as required, effective upon passage of Council.

A Resolution approving the granting of an Inducement to Allconnect, Inc., pursuant to the Ky. Business Investment Act created by House Bill 3 of the 2009 Extraordinary Legislative Session, whereby Lexington-Fayette Urban County Government agrees to forego the collection of the one percent (1%) of the occupational license fees that would otherwise be due to it, which shall be retained by Allconnect, Inc., for a term of not longer than ten (10) years from the activation date established by the Ky. Business Investment Program, subject to the limitations contained in the Ky. Business Investment Act, and any agreement Allconnect, Inc., has with the Ky. Economic Development Finance Authority related to the project; and taking other related action.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Certificates of Consideration and other necessary documents, and to accept Deeds for property interests needed for the Anniston/Wickland Stormwater Improvements Project, at a cost not to exceed $550,000.

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The following resolutions were given first reading and ordered placed on file two weeks for public inspection.

A Resolution accepting the bid of Aramsco, Inc., establishing a price contract for seismic acoustic listening devices and accessories, for the Div. of Fire and Emergency Services.

A Resolution accepting the bid of Madrax d/b/a Trilary, Inc., establishing a price contract for trail bollards, for the Div. of Parks and Recreation.

A Resolution accepting the bids of Aulick Chemical Solutions, Inc., and ChemTreat, Inc., establishing price contracts for manhole odor control chemical and containment delivery system, for the Div. of Water Quality.

A Resolution accepting the bid of Gooch Construction, Inc., in the amount of $82,970, for Trinity Rd. Stormwater 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, Inc., related to the bid.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Modification to the New Chance Program Funding Agreement with the Ky. Cabinet for Health and Family Services to correct language in the original agreement and remove references to services no longer provided by the Family Care Center.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the U.S. Dept. of Homeland Security and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of $13,600 Federal funds from the Fire Prevention and Safety Grant Program, and are for a mobile home fire safety improvement program.

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 2008 through June 30, 2011, at no cost to the Urban County Government.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Certificates of Consideration and other necessary documents, for property interests needed for the Shandon-Cabot Stormwater Project, at a cost not to exceed $1,200,000.

A Resolution authorizing the Mayor, on behalf of the Urban county Government, to execute Change Order No. Two to the Contract with Sherman-Carter-Barnhart Architects, PSC, for Meadows/Northland/Arlington Public Improvements Design Phase 5A, increasing the contract price by the sum of $46,500.00 from $188,271.18 to $234,771.18.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Citizen's Fire Academy Alumni Association ($90), First Bracktown, Inc. ($500), for the Office of the Urban County Council, at a cost not to exceed the sums stated.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One (Final) to the contract with IPS Baler, Inc., for the Materials Recovery Facility for the baler project, increasing the contract price by the sum of $28,000.00 from $33,233.20 to $61,233.20.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. Two (Final) to the Contract with Machinex Technologies, Inc., for modifications at the Municipal Recycling Center, decreasing the contract price by the sum of $127,743.49 from $3,861,910.00 to $3,734,166.51.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Contract with Lexington Legends, for public education events and activities, at a cost not to exceed $29,500.

A Resolution initiating Zoning Ordinance text amendments to Article 15-4 regulating the height of fencing and the construction of fencing abutting public property.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to accept a donation from Friends of the Lexington Mounted Police of flooring materials, for use at the Mounted Unit's Arena, at no cost to the Urban County Government.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One to the Contract with Marrillia Design and Construction, for the Lexington Streetscape Phase One, Vine St. Project, increasing the contract price by the sum of $124,158.01 from $1,639,925.81 to $1,764,083.82.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Clinical/Practical Education Agreement with Eastern Ky. University, for Occupational Therapy Students to work as interns at the Lexington Senior Center, at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Certificates of Consideration and other necessary documents and to accept Deeds for property interests needed for the Wolf Run Pump Station Expansion and Relocation Project, at a cost not to exceed $263,665.10.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One to the Contract with Triplett Striping, Inc., for the Town Branch Waste Water Treatment Plant, Pump Station Pump Replacement Project, increasing the contract price by the sum of $45,518.59 from $686,412.00 to $731,930.59.

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Upon motion of Mr. Ellinger, seconded by Ms. Gorton, and passed by unanimous vote, the Communications from the Mayor were approved and are as follows: (1) Recommending the reappointments of Chief Ronnie Bastin and Mr. Robert Sarrantonio, as Ex-Officio members, to the Bluegrass Crimestoppers, Inc. Board. Also, recommending the appointments of Mr. Jeremy Bates, Mr. Jerome Cerel, Mr. Paul Grant, Mr. Michael Johnson, Mr. John Kirkland, Mr. William Poteat, and Mr. Ronald Watson to the Bluegrass Crimestoppers, Inc., Board, with terms to expire 3-21-15; (2) Recommending the appointment of Mr. Ronald Jackson to the Board of Architectural Review, with a term to expire 6-30-15; (3) Recommending the appointment of Ms. Lucy Anne Pett to the Carnegie Literacy Center Board of Directors, with a term to expire 10-18-11. Ms. Pett will fill the unexpired term of Ms. Kelly Flood; (4) Recommending the reappointment of Mr. Richard Curtis to the Citizen Corps Council, with a term to expire 12-31-13. Also, recommending the appointment of Mr. Timothy Melton to the Citizen Corps Council, with a term to expire 12-31-13; (5) Recommending the reappointments of Mr. Bruce C. Burris, Ms. Sandra L. Cowan, Mr. Jacob L. Karnes, Jr., and Mrs. Peggy Henson, to the Commission for Citizens with Disabilities, with terms to expire 1-1-15. Also, recommending the appointment of Mr. Roger H. Daman to the Commission for Citizens with Disabilities, with a term to expire 1-1-15; (6) Recommending the appointment of Mr. Kenneth B. Cooke to the Greenspace Commission, with a term to expire 7-18-15; (7) Recommending the appointment of Mr. Gaston T. Ngandu-Sankayi to the Human Rights Commission, with a term to expire 1-1-14. Mr. Ngandu-Sankayi will fill the unexpired term of Rabbi Marc Kline; (8) Recommending the appointment of Mr. Jonathan E. Nieman to the Infrastructure Hearing Board, with a term to expire 2-1-14; (9) Recommending the appointment of Mr. Fred V. Brown, as Council-appointed audit professional, to the Internal Audit Board, with a term to expire 12-1-15; (10) Recommending the reappointment of Vice-Mayor Linda Gorton, as Ex-Officio member, to the Sister Cities Program Commission. Also, recommending the appointment of Ms. Lori Houlihan, as Ex-Officio member, to the Sister Cities Program Commission; (11) Recommending the reappointment of Mr. William P. Enright, as Ex-Officio member, to the Special Events Commission. Also, recommending the appointments of Mr. Henry G. Hester and Mr. Jerry E. Hancock to the Special Events Commission, with terms to expire 6-1-15; and (12) Recommending the appointment of Mr. David E. Leonard, as Ex-Officio member, to the Tree Board.

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The following Communication from the Mayor was received for information only: (1) Reinstatement of John Cox, Community Corrections Officer, Grade 110N, $14.440 hourly, in the Div. of Community Corrections, effective February 28, 2011.

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Mr. Jay McChord announced that a public information pre-discussion meeting on the Clays Mill Road Improvement Project would be held on February 22, 2011, at 7:00 p.m. at Jessie Clark Middle School on Clays Mill Road.

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Mr. Ford announced that the first meeting of the Charles Young Center Redevelopment Task Force would be held on March 2, 2011, at 5:30 p.m., in the 5th Floor Conference Room of the Government Center.

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Ms. Gorton announced that Peoplesoft training for Council Aides would be available on February 22, 2011 at 11:00 a.m., or February 24, 2011, at 5:00 p.m. She asked that Councilmembers let either herself or Jenifer Beningfield know when their aide would be in attendance.

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Ms. Lawless stated that the February 16, 2011, University of Kentucky Gaines Center "How Great Universities Shape Great Cities' presentation had been outstanding, and thanked everyone who took part in it. She stated that it had been recorded and would be available online soon.

Mayor Gray echoed Ms. Lawless' comments, and asked Mr. Kay to repeat for the Council and the public the statements he made at the presentation. Mr. Kay summarized his comments from the event.

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Commander Michael Blanton, Div. of Police, stated that Officer Banford Hill had committed the offense of Violating Any Rules of the Division, in violation of KRS 95.450 and General Order 73-2/H, Operational Rules, Section 1.35, in that on the 14th day of July, 2010, he, while acting in an off-duty position and in plainclothes, responded to a call of a person down in the parking lot of Fifth Third Bank on Bryan Station Rd. He confiscated narcotics during the investigative portion of his detention and failed to book in that evidence by the end of his tour of duty. When he was notified of the missing evidence and realized he still possessed it on August 27, 2010, he again failed to book in that evidence by the end of his tour of duty. General Order 91-13/F – Property and Evidence Procedures states in part: III. Procedure, A. Incoming Property and Evidence, 1. Time Limitation on Placement in Property Room – All property and evidence recovered in the course of official duties by an officer will be placed in the Property Room (Annex Room after hours) before the officer goes off duty; unless the officer properly releases the evidence or property to the rightful owner…10. Booking Narcotics and Dangerous Drugs, a. All dangerous drugs and narcotics will be booked before the officer goes off duty, and that the appropriate punishment for this offense is a Written Reprimand.

Upon motion of Mr. McChord, seconded by Ms. Crosbie, the disciplinary action was approved by unanimous vote.

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Commander Michael Blanton, Div. of Police, stated that Officer Matthew Williams had committed the offense of Inappropriate Action in violation of KRS 95.450 and General Order 73-2-/H, Operational Rules, Section 1.48, in that on the 7th day of October, 2010, he initiated contact with a motorist at approximately 0330 hours at Man O' War and Blazer Parkway. His decision making with regard to the handling of that contact was not appropriate to include the following actions and inactions: failed to advise radio of his initial location and nature of self-initiated activity; failed to further investigate signs of impairment exhibited by the motorist; failed to advise radio of his decision to provide an escort to female motorist and his resulting change in location; failed to provide starting and ending mileage; accompanied an intoxicated female to her hotel room for no investigative purpose; failed to advise radio of the disposition of his self-initiated activity; and that the appropriate punishment for this offense is Ten (10) Hours Suspension Without Pay.

Upon motion of Mr. McChord, seconded by Ms. Gorton, the disciplinary action was approved by unanimous vote.

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Mr. Bernard McCarthy, Harry Street, spoke about extending Jefferson St. northward, and about mitigating traffic congestion.

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Upon motion of Ms. Crosbie, seconded by Mr. Myers, and approved by unanimous vote, the meeting adjourned at 6:58 p.m.

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Clerk of the Urban County Council