

**URBAN COUNTY COUNCIL
SCHEDULE OF MEETINGS
August 22-August 29, 2011**

Monday, August 22

No Meetings

Tuesday, August 23

Special COW-re: Sanitary Sewer Consent Decree Implementation 10 Year Financial
Model / Remedial Measures Capital Improvement Plan.....11:00 am
Council Chambers-2nd Floor Government Center

Council Personnel Committee Meeting.....1:00 pm
Conference Room-5th Floor Government Center

Committee of the Whole Work Session Meeting.....3:00 pm
Council Chambers-2nd Floor Government Center

Wednesday, August 24

MPO-Transportation Policy Committee Meeting.....2:30 pm
Council Chambers-2nd Floor Government Center

Thursday, August 25

Confirmation Hearing for Planning Commission candidate.....4:30 pm
Conference Room-5th Floor Government Center

Council Meeting.....6:00 pm
Council Chambers-2nd Floor Government Center

Friday, August 26

No Meetings

Monday, August 29

No Meetings

LEXINGTON-FAYETTE URBAN COUNTY COUNCIL

COMMITTEE OF THE WHOLE WORK SESSION AGENDA

August 23, 2011

- I. Public Comment – Issues on Agenda**
- II. Approval of Summary-None**
- III. Review of Docket below**, pp.1-10; complete Council Meeting work copy, pp.26-35
Items will remain on docket unless one of the following actions are taken:
 - a. Refer a matter to a council committee
 - b. Recommend that the administration provide additional information
 - c. Recommend that an item be removed

ORDINANCES – FIRST READING (New Business)

- 18. An Ordinance amending Article 8-21(b) of the Zoning Ordinance to allow shredding and baling of paper scrap and storage of waste paper in the Wholesale & Warehouse Business (B-4) zone. Approval of the Staff Alternative Text 9-0. **[Div. of Planning, King]**
- 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. 31. **[Div. of Budgeting, Barrow]**
- 20. An Ordinance granting a waiver to the Richmond Rd. Landscape Plan (Ord. No. 212-83) for 2299, 2349 and 2399 Richmond Rd. **Council Office, Williams, BS 288-11, p.14]**
- 21. An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$3,796.91 from Neighborhood Development Funds in the Div. of Fire and Emergency Services for training equipment, and appropriating and re-appropriating funds, Schedule No. 32. **[Council Office, Williams]**
- 22. An Ordinance amending Section 21-5(2) of the Code of Ordinances, abolishing one (1) position of Administrative Officer, Grade 118E, in the Office of the Commissioner of Public Works and creating one (1) position of Administrative Officer, Grade 118E, in the Office of the Commissioner of Environmental Quality & Public Works and amending Section 22-5(2) of the Code of Ordinances abolishing one (1) position of Commissioner of Public Works & Development, Grade 211E, one (1) position of Construction Supervisor, Grade 118E, one (1) position of Administrative Specialist Sr., Grade 112N, changing the name of the Commissioner of Environmental Quality to the Commissioner of Environmental Quality & Public Works,

creating one (1) position of Construction Supervisor, Grade 118E and one (1) position of Administrative Specialist Sr., Grade 112N, all in the Dept. of Environmental Quality & Public Works. **[Div. of Human Resources, Jarvis, BS 285-11, p.15]**

23. An Ordinance amending Section 23-5(b) of the Code of Ordinances abolishing one (1) position of Police Captain, and creating one (1) position of Police Lieutenant, in the Div. of Police, and appropriating funds pursuant to Schedule No. 30. **[Div. of Human Resources, Jarvis, BS 293-11, p.16]**

RESOLUTIONS – FIRST READING (New Business)

18. A Resolution amending Sections 1 and 2 of Resolution No. 149-2011 which authorized the Mayor, on behalf of the Urban County Government, to execute an Amendment to Agreement with Granicus, Inc., to include authorization for monthly support and maintenance for web-streaming and the Council Chamber voting system and to include two monthly license fees for the Word Add-In Module and one Word Add-In template, at a cost not to exceed \$33,520. **[Council Clerk's Office, Lamb, BS 296-11, p.17]**
19. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Imani Family Life Center, Inc. (\$600), and Ky. Humanities Council (\$700), for the Office of the Urban County Council, at a cost not to exceed the sums stated. **[Council Office, Williams]**
20. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the System Maintenance Agreement with Lexington Call Mobile, Inc., a sole source provider, for maintenance of the 800 megahertz analog trunked radio communication system, to extend the term an additional year beginning September 1, 2011, at a cost not to exceed \$134,163.51. **[Div. of Fire & Emergency Services, Jackson, BS 295-11, p.18]**
21. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Extension of the Lease and Option Agreement with William L. Hassett, Jr., as Trustee Under the Restated Revocable Living Trust for the Benefit of William L. Hassett, Jr., Charles D. Mitchell, Jr., Elizabeth Mitchell, Executrix, Estate of James L. Mitchell and Anne Hassett Zelle, extending the contract period for 166 N. Martin Luther King Blvd. to June 30, 2012. **[Dept. of General Services, Baradaran, BS 287-11, p.19]**
22. 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 Housing and Urban Development and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$500,000 Federal funds under the Community Challenge Planning Grants Program, and are for planning consultation services for the North Lexington Gateway Plan. **[Div. of Grants & Special Programs, Gooding, BS 300-11, p.20]**

23. A Resolution amending Resolution No. 255-2011 to change the name of the entity from which the Zumro air shelters and equipment are being acquired to Advanced Eco Systems, Inc., a sole source distributor, and increasing the total cost to an amount not to exceed \$189,365.60. **[Div. of Grants & Special Programs/Dept. of Public Safety, Gooding/Mason, BS 283-11, p.21]**
24. 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. of Juvenile Justice, 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 \$16,183 Federal funds, and are for continuation of the Juvenile Surveillance Program, professional services, professional development, drug testing services and supplies, and educational materials, the acceptance of which obligates the Urban County Government for the expenditure of \$1,798 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. **[Div. of Grants & Special Programs/Dept. of Social Services, Gooding/Mills, BS 284-11, p.22]**
25. A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following: Lauren Bolender, Environmental Inspector, Grade 113N, \$16.974 hourly, in the Div. of Water Quality, Anthony Link, Treatment Plant Operator, Grade 113N, \$23.532 hourly, in the Div. of Water Quality, and authorizing the beginning of probationary civil service probationary period upon successful completion of a physical or medical examination as required, effective upon passage of Council. **[Div. of Human Resources, Jarvis]**
26. A Resolution ratifying the permanent civil service appointments of: Vincent Davis, Public Service Worker Sr., Grade 107N, in the Div. of Streets & Roads, effective July 31, 2011, Andre German, Trades Worker Sr., Grade 109N, in the Div. of Streets & Roads, effective May 15, 2011; approving the probationary sworn appointments of: Thomas Perkins, Police Sergeant, Grade 315N, \$28.588 hourly, in the Div. of Police, effective September 19, 2011, Darin Salyer, Police Sergeant, Grade 315N, \$28.588 hourly, in the Div. of Police, effective September 19, 2011, Jacqueline Richardson-Newman, Police Sergeant, Grade 315N, \$28.588 hourly, in the Div. of Police, effective September 19, 2011, Mark Brand, Police Lieutenant, Grade 317E, \$3,025.14 bi-weekly, in the Div. of Police, effective September 19, 2011, Chris Schnelle, Police Lieutenant, Grade 317E, \$3,025.14 bi-weekly, in the Div. of Police, effective August 1, 2011. **[Div. of Human Resources, Jarvis]**
27. A Resolution authorizing the increase of Purchase Order LF00082806 by the amount of \$1,149 for the Div. of Water Quality, on behalf of the Urban County Government, to purchase three (3) mixing compressors for the Town Branch Wastewater Treatment Plant from Sihi Pumps, Inc. c/o KY Sherman & Schroder Equipment Co., a sole source provider, increasing the amount from \$40,689 to \$41,838. **[Div. of Water Quality, Martin, BS 290-11, pp.23-24]**

ORDINANCES-SECOND READING

1. An Ordinance changing the zone from a Professional Office (P-1) zone to a Neighborhood Business (B-1) zone for 2.55 net (3.05 gross) acres, for property located at 4268 Saron Dr. (a portion of), subject to certain use and buffering restrictions imposed as conditions of granting the zone change (Thunder Properties, LLC). Conditional Approval 8-0 (To Be Heard by September 21, 2011) **[Div. of Planning, King]**
2. An Ordinance amending Articles 5-9, 17-14, 23c-13 and 26-12 of the Zoning Ordinance to provide for civil citations and civil penalties related to zoning enforcement. Approval of the proposed amendments to Articles 5-9, 17-14, 23C-13, and 26-12 7-0; **[Div. of Planning, King]**
3. An Ordinance amending Articles 1-11, 8-17(d), 8-19(d), 8-20(d), 8-21(d), 8-22(d), 8-23(d), 8-24(d), 23A-4(d), 23A-9(d), 23A-10(d), 28-3(d), and 28-4(d) to define and regulate temporary structures. Approval 7-0 **[Div. of Planning, King]**
4. An Ordinance amending Articles 1-11, 8-16(b), and (d), 8-17(d), 8-20(b) and (d), 8-21(b) and (d), 8-22(d), 8-23(d), 23A-9(b) and (d), 11-2(i) and 11-4 to define and further regulate circuses and carnivals. Approval of the Staff Alternative Text 7-0 **[Div. of Planning, King]**
5. An Ordinance accepting the bid of Sensabaugh Design & Construction, in the amount of \$189,000, for a Pole Barn Storage Building, for the Div. of Police, and appropriating funds pursuant to Schedule No. 24. (2 Bids, Low) **[Div. of Police, Bastin]**
6. An Ordinance accepting the bid of Godwin Pumps of America, Inc., in the amount of \$25,900, for a Sewer Overflow Response Program (SORP) Emergency Response Trailer, for the Div. of Water Quality, and appropriating funds pursuant to Schedule No. 25. (1 Bid) **[Div. of Water Quality, Martin]**
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. 27. **[Div. of Budgeting, Barrow]**
8. An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$225 from Neighborhood Development Funds in the Div. of Code Enforcement for property abatement, and appropriating and re-appropriating funds, Schedule No. 28. **[Council Office, Williams]**
9. An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$4,277 from Neighborhood Development Funds in the Div. of Parks and Recreation for William Wells Brown Community Center summer programs, and appropriating and re-appropriating funds, Schedule No. 29. **[Council Office, Williams]**

10. An Ordinance closing Still Alley; determining that property owners abutting the street to be closed have been identified, provided with written notice of the proposed closing and consented thereto in writing; and authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a quitclaim deed transferring the former right-of-way to the abutting owners, subject to the reservation of easements for access and maintenance of existing utilities in the former right-of-way. **[Dept. of Environmental Quality & Public Works, Taylor, BS 272-11]**
11. An Ordinance amending Section 22-5(2) of the Code of Ordinances, creating four (4) positions of Program Specialist, Grade 112E, abolishing four (4) positions of Administrative Specialist Sr., Grade 112N, in the Office of the Mayor. **[Div. of Human Resources, Jarvis, BS 270-11]**
12. An Ordinance redistricting the districts of the Fiscal Court Commissioners, Justices of the Peace (Magistrates), and Constables. **[Dept. of Law, Graham, BS 273-11]**
13. An Ordinance levying ad valorem taxes for municipal purposes for the Fiscal Year July 1, 2011 through June 30, 2012, on the assessed value of all taxable property within the taxing jurisdictions of the Lexington-Fayette Urban County Government (all taxes on each \$100.00 of assessed valuation as of the January 1, 2011 assessment date), as follows: General Services District, \$.0800 on real property, including real property of public service companies, \$.0990 on personal property, including personal property of public service companies, noncommercial aircraft, and noncommercial watercraft, \$.1500 on insurance capital, \$.0150 on tobacco in storage, and \$.0450 on agricultural products in storage; Full Urban or Partial Urban Services Districts based on urban services available on real property, including real property of public service companies, \$.1431 for refuse collection, \$.0210 for street lights, \$.0094 for street cleaning, \$.0920 on insurance capital, \$.0150 on tobacco in storage, \$.0450 on agricultural products in storage; and levying an ad valorem tax for municipal purposes at the rate of \$.0880 on each \$100.00 of assessed value on all motor vehicles and watercraft within the taxing jurisdiction of the Lexington-Fayette Urban County Government as of the January 1, 2012 assessment date. **[Div. of Budgeting, Barrow]**
14. An Ordinance levying ad valorem taxes for purposes of support of the Agricultural Extension Office for the Fiscal Year July 1, 2011 through June 30, 2012, on the assessed value of all taxable real and personal property within the taxing jurisdiction of the Lexington-Fayette Urban County Government (all taxes on each \$100.00 of assessed valuation as of the January 1, 2011 assessment date), as follows: \$.0032 on all taxable real property, including real property of public service companies, \$.0035 on taxable personal property, including personal property of public service companies, noncommercial aircraft, and noncommercial watercraft, and excluding inventory in transit, insurance capital, tobacco in storage, and agricultural products in storage; and levying an ad valorem tax for purposes of support of the Agricultural Extension Office at the rate of \$.0032 on each \$100.00 of assessed value on all motor vehicles and

watercraft within the taxing jurisdiction of the Lexington-Fayette Urban County Government as of the January 1, 2012 assessment date. **[Div. of Budgeting, Barrow]**

15. An Ordinance levying ad valorem taxes for purposes of support of the Soil and Water Conservation District for the Fiscal Year July 1, 2011 through June 30, 2012, on the assessed value of all taxable real property within the taxing jurisdiction of the Lexington-Fayette Urban County Government, including real property of public service companies, at a rate of \$.000416 on each one hundred dollars (\$100.00) of assessed valuation as of the January 1, 2011, assessment date, with the tax bills computed and collected at a rate of \$.0004 on each one hundred dollars (\$100.00) of assessed valuation. **[Div. of Budgeting, Barrow]**
16. An Ordinance adopting the request of the Lexington-Fayette County Health Dept. under KRS 212.755 and levying a special ad valorem public health tax for the Fiscal Year July 1, 2011 through June 30, 2012, on the assessed value of all taxable real and personal property within the taxing jurisdiction of the Lexington-Fayette Urban County Government, including real and personal property of public service companies, noncommercial aircraft, noncommercial watercraft, and inventory in transit, and excluding insurance capital, tobacco in storage, and agricultural products in storage, at the rate of \$.028 on each \$100.00 of assessed value as of the January 1, 2011 assessment date; and levying a special ad valorem public health tax at the rate of \$.028 on each \$100.00 of assessed value on all motor vehicles and watercraft within the taxing jurisdiction of the Lexington-Fayette Urban County Government, as of the January 1, 2012 assessment date. **[Div. of Budgeting, Barrow]**
17. An Ordinance amending Section 1 of Ordinance No. 222-2010 amending the schedule of meetings for the Lexington-Fayette Urban County Council for the calendar year 2011 from September to the end of the year, to reflect a change in the Rules of the Council decreasing the number of standing committees to six (6) and establishing weekly Council Work Sessions. **[Council Office, Williams]**

RESOLUTIONS-SECOND READING

1. A Resolution accepting the bid of Environmental Landscape, LLC, in the amount of \$219,275, for the Newtown Pike Enhancement Project, for the Council Office. (2 Bids, Low) **[Council Office, Williams]**
2. A Resolution accepting the bids of Advanced Turf Solutions; Harrell's, LLC; John Deere Landscapes; Agrium Advanced Technologies; Regal Chemical Co.; Resedix-Turfgrass, LLC, and Pennington Seed, establishing price contracts for Golf Course Horticulture products, for the Div. of Parks and Recreation. (7 Bids, Low) **[Div. of Parks & Recreation, Hancock]**
3. A Resolution accepting the bid of Adamson Industries Corp., establishing a price contract for prisoner restraint cages, for the Div. of Police. (3 Bids, Low) **[Div. of Police, Bastin]**

4. A Resolution accepting the bid of Vanhook Enterprises, Inc., in the amount of \$699,000, for the West Hickman Creek Waste Water Treatment Plant Solids Building Odor-HVAC improvements, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Vanhook Enterprises, Inc., related to the bid. (3 Bids, Low) **[Div. of Water Quality, Martin]**
5. A Resolution accepting the bid of Univar USA, establishing a price contract for liquid chlorine, for the Div. of Water Quality. (3 Bids, Low) **[Div. of Water Quality, Martin]**
6. A Resolution amending Resolution No. 297-2011 which established a Residential Parking Permit Program for the 700 block of Tremont Ave. to combine the 700 block of Tremont Ave. with the Residential Parking Permit Zone for Beaumont Ave. and the 700 block of Melrose Ave. established by Resolution No. 75-2010 and retaining all other provisions of Resolution No. 297-2011. **[Council Office, Williams]**
7. A Resolution changing the street names and property address numbers of 3064 Beaumont Centre Circle to 3084 Lakecrest Circle, of 1 Imperial Ct. to 779 Newtown Pike, of 1012 Wellington Way to 3705 Palomar Centre Dr., and of 1201 Devonshire Ave. to 1035 Red Mile Rd.; changing the property address numbers of 196 Arceme Ave. to 204 Arceme Ave., of 4141 Boone Creek Rd. to 4153 Boone Creek Rd., of 1710 and 1726 Bryant Rd. to 1730 and 1740 Bryant Rd., of 117, 111, and 109 ½ Burley Ave. to 121, 119, and 115 Burley Ave., of 270 Driscoll St. to 272 Driscoll St., of 1100 Horsemans Ln. (Units B1, B2, B3, B4, B5, B6, B7, B8, B9, B10, B11, and B12) to 1050 Horsemans Ln. (Units 101, 104, 102, 103, 201, 204, 202, 203, 301, 304, 302, and 303), of 1100 Horsemans Ln. (Units A1, A2, A3, A4, A5, A6, A7, A8, A9, A10, A11, and A12) to 1054 Horsemans Ln. (Units 101, 104, 102, 103, 201, 204, 202, 203, 301, 304, 302, and 303), of 165 Jefferson St. to 167 Jefferson St., of 500 Laketower Dr. (Units 110 and 111) to 500 Laketower Dr. (Units 145 and 146), of 445, 449, 447, 445, and 431 Patchen Dr. to 455, 457, 459, 461, and 463 Patchen Dr., of 3457 and 3459 Red Coach Trail to 3470 and 3468 Red Coach Trail, of 363 Woodview Dr. (Unit 8A) to 365 Woodview Dr., and of 365 Woodview Dr. (Unit 8B) to 363 Woodview Dr.); and changing the street name of 164 Delmont Ct. (Units A and B) to 164 Delmont Dr. (Units A and B), of 154 Delmont Ct. (Units A and B) to 154 Delmont Dr. (Units A and B), of 1192 Devonport Dr. to 1192 Devonport Circle, of 1519, 1523, 1527, 1533, 1537, 1541, 1549, 1553, 1601, 1609, 1613, 1617, 1621, 1625, 1629, 1633, 1637, 1641, 1645, and 1649 Leestown Rd. to 1519, 1523, 1527, 1533, 1537, 1545, 1549, 1553, 1601, 1609, 1613, 1617, 1621, 1625, 1629, 1633, 1637, 1641, 1645, and 1649 Old Leestown Rd. and of 239, 243, 245, 247, 251, 257, 261, 265, 269, and 271 Ann St. to 239, 243, 245, 247, 251, 257, 261, 265, 269, and 271 Shropshire Ave.; all effective thirty days from passage. **[Div. of Emergency Management/911, Lucas, BS 279-11]**
8. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Commonwealth of Ky.

Transportation Cabinet, Dept. of Highways, to increase the amount of reimbursement to the Ky. Transportation Cabinet by the amount of \$56,957.76 from up to \$216,098.97 to up to \$273,056.73, for installation of Mast Arm Pole System for the Newtown Pike Extension (Oliver Lewis Way) Project. **[Div. of Engineering, Rayan, BS 280-11]**

9. A Resolution declaring as surplus and authorizing the Mayor, on behalf of the Lexington-Fayette Urban County Government, to execute deeds and any other necessary documents for the sale and transfer of property located at 183 Old Georgetown St. and 183 ½ Old Georgetown St. **[Dept. of General Services, Baradaran, BS 271-11]**
10. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to Agreement with the Ky. Transportation Cabinet, for extension of the FY 2008 Fiber Optic Cable Installation Project through July 9, 2012, at no cost to the Urban County Government. **[Div. of Grants & Special Programs/Dept. of Environmental Quality & Public Works, Gooding/Taylor, BS 276-11]**
11. A Resolution ratifying the probationary civil service appointments of: Michael Keith Horn, \$3,504.16 bi-weekly, Glenda H. George, \$3,346.08 bi-weekly, David J. Barberie, \$3,425.12 bi-weekly, Grade 123E, Managing Attorney, in the Dept. of Law, effective September 12, 2011, Marie Lundin, Environmental Inspector, Grade 113N, \$18.388 hourly, in the Div. of Water Quality, effective August 22, 2011, Mary C. Felty, Deputy Director of Administrative Services – Water Quality, Grade 120E, \$2,949.84 bi-weekly, in the Div. of Water Quality, effective August 22, 2011; approving the unclassified civil service appointments of: Laura Hatfield, Administrative Aide to Mayor, Grade 118E, \$2,082.72 bi-weekly, in the Dept. of Social Services, effective August 15, 2011, Joan Dickes, Family Support Worker Sr., P/T, Grade 112N, \$16.610 hourly, in the Div. of Family Services, effective August 29, 2011, Paul Simms, Microcomputer Support Specialist, Grade 113N, \$20.992 hourly, in the Div. of Police, effective August 1, 2011, Scott Shapiro, Senior Administrative Aide to Mayor, Grade 120E, \$3,192.31 bi-weekly, in the Office of the Mayor, effective August 11, 2011; approving the unclassified civil service pay increase in the Office of the Urban County Council: Willard J. Fogle, Aide to Council, Grade 000E, increase from \$2,058.80 bi-weekly, to \$2,089.56 bi-weekly, effective July 1, 2011; approving Council Leave for Rebecca McFarland, Financial Coordinator, Grade 112N, in the Div. of Grants and Special Programs, requests ninety days Council approved leave without pay from August 9, 2011 through November 9, 2011. **[Div. of Human Resources, Jarvis]**
12. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to accept a donation from Ms. Wanda Shepherd, of a Victorian couch and chair, for use at the Bell House, at no cost to the Urban County Government. **[Div. of Parks & Recreation, Hancock, BS 275-11]**
13. 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 the Extended School Program and Recreational Enrichment and Learning Program. **[Div. of Parks & Recreation, Hancock, BS 282-11]**

14. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Lease Agreements with Area Health Education Center, Bluegrass Community Action Agency, Legal Aid of the Bluegrass, National Alliance for the Mentally Ill, National Association for the Advancement of Colored People, and West End Community Empowerment Program (WECEP), for use of space at the Black and Williams Neighborhood Center. **[Dept. of Social Services, Mills, BS 277-11]**
15. 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 Crimson King/Coldstream Stormwater Improvement Project, at a cost not to exceed \$975,000. **[Div. of Water Quality, Martin, BS 278-11]**
16. A Resolution establishing a Residential Parking Permit Program for the 400 block of South Upper St., from 7:00 a.m. to 5:00 p.m., Monday through Friday; and waiving the provisions relating to the mechanics of designating residential parking permit areas adopted by Resolution No. 168-90 and amended by Resolution Nos. 450-91 and 433-2006. **[Council Office, Williams]**
17. A Resolution establishing a Residential Parking Permit Program for Lexington Ave. from 257 Lexington Ave. to East Maxwell St., 24 hours per day, Monday through Sunday, along the west side of the block; and waiving the provisions relating to the mechanics of designating residential parking permit areas adopted by Resolution No. 168-90 and amended by Resolution Nos. 450-91 and 433-2006. **[Council Office, Williams]**

IV. Review of Budget Amendments-pp.11-13

V. Agenda Items Referred from Council Members-Yes

Items will remain on docket unless one of the following actions are taken:

- a. Refer a matter to a council committee*
- b. Recommend that the item be placed on the docket of an official session of the Urban County Council*
- c. Recommend that no action be taken*

A. 8.23.11 NDF List, p.25 (for informational purposes only)

B. Maxwell St Bike Lanes Presentation-Comm. Taylor & Keith Lovan

C. Community Corrections Presentation-Comm. Mason & Interim Dir. Sabbatine (separate)

VI. Committee Reports-None

VII. Council Reports

VIII. Public Comment – Issues Not on Agenda

IX. Adjournment

NEW BUSINESS ITEMS REQUIRING BUDGET AMENDMENTS

11

If the New Business item listed below is on the Agenda, approval includes approval of the attached Budget Amendment. These Budget Amendments are not voted upon as part of section IV on the Agenda and are for information only.

NEW BUSINESS ITEM	BUDGET JOURNAL	DIVISION	DESCRIPTION OF REQUEST
293-11 (pg. 16)	RW 0009	Police	To amend section 23-5 of the Code of Ordinances, abolishing one position of sworn Police Captain and creating one position of sworn Police Lieutenant effective upon passage of Council. 1101 84,486.00 1101 106,586.00CR 22,100.00CR*

EFFECT ON FUND BALANCES

FUND 1101	22,100.00*	INCREASE TO:	GENERAL SERVICES DISTRICT
-----------	------------	--------------	---------------------------

BUDGET AMENDMENT REQUEST LIST

12

JOURNAL	54535	DIVISION	Facilities and Fleet	Fund Name	General Fund
				Fund Impact	11,750.00
					11,750.00CR
					.00

To provide funds for structural evaluation of the Government Center Parking Garage.

JOURNAL	54536-37	DIVISION	Parks and Recreation	Fund Name	General Fund
				Fund Impact	748.58
					748.58CR
					.00

To recognize funds from Kentucky Department of Fish and Wildlife for reimbursement of fish purchased for Camp Kearney.

JOURNAL	54476	DIVISION	Grants and Special Projects	Fund Name	US Dept Justice
				Fund Impact	2,378.00
					2,378.00CR
					.00

To amend JABG-FY 2011 to provide for revised expenses as approved by the KY Department of Juvenile Justice.

JOURNAL	54477	DIVISION	Grants and Special Projects	Fund Name	US Dept Justice
				Fund Impact	1,897.88
					1,897.88CR
					.00

To correct JABG-FY2010 to correct negative balances.

JOURNAL	54534	DIVISION	Grants and Special Projects	Fund Name	US Dept Justice
				Fund Impact	3,603.61
					3,603.61CR
					.00

To rebudget accounts fro JABG - FY 2009 to eliminate negative balances.

JOURNAL	54532-33	DIVISION	Grants and Special Projects	Fund Name	US Dept Transportation
				Fund Impact	7,500.00
					7,500.00CR
					.00

To amend Traffic Safety - 2012 grant to reflect actual award.

JOURNAL	54478-79	DIVISION	Grants and Special Projects	Fund Name	US Dept HHS
				Fund Impact	21,640.00
					21,640.00CR
					.00

To amend Home Network - 2010 to recognize additional revenue and to budget additional expenses.

BUDGET AMENDMENT REQUEST SUMMARY

Fund	1101	General Service District Fund	.00
Fund	3140	US Department of Justice	.00
Fund	3160	US Department of Transportation	.00
Fund	3190	US Department of Health and Human Services	.00

LEXINGTON-FAYETTE URBAN COUNTY COUNCIL
Memorandum

TO: Mayor James Gray
Councilmembers

FROM: Paul Schoninger
Research Analyst

DATE: August 9, 2011

SUBJECT: Waiver Request/Richmond Rd Landscape plan
Ord 212/83

At the June 28 Corridors Commission meeting, the Commission heard a request from representatives of the Southland Christian Church requesting a waiver to portions of Ord 212-82.

The waiver includes species change, location/arrangement of some of the landscaping and a reconfiguration of the pond adjacent to the site. At the 6-28-11 meeting the Commission voted unanimously to recommend the waiver to the Full Council. On behalf of the Commission I am requesting approval of the waiver.

I have attached a portion of the summary from the 6-28-11 Commission meeting for your review.

"Richmond Rd Corridor Landscape Ordinance Amendment

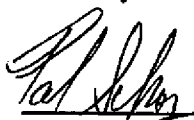
Sara Tuttle with Strand & Associates and Morgan McIlwain of M2D made a presentation requesting a waiver for the landscaping species and location. They noted that the site would have approximately 75% more landscaping than required but requested a waiver on the species and arrangement of some of the landscaping (see attachment).

Tim Queary asked about maintenance; he indicated that if the property owner would maintain the landscaping he was supportive of the amendment.

David Stevens asked about the pond that is on the property. Mr. McIlwain in response stated that the pond would be reconfigured.

On a motion by David Stevens, second Bill Farmer the Commission voted to recommend the amendment to the Richmond Rd landscape ordinance."

Should you need any further information please do not hesitate to contact me at 258-3208.



Paul Schoninger
Research Analyst



285-11
15

Lexington-Fayette Urban County Government
DIVISION OF HUMAN RESOURCES

Jim Gray
Mayor

MEMORANDUM

TO: Jim Gray, Mayor
Richard Moloney, Chief Administrative Officer
Council Members

FROM:

Leslie Jarvis
Leslie Jarvis, Acting Director
Division of Human Resources

DATE: August 4, 2011

SUBJECT: Amend Section 21-5 and 22-5 of the Code of Ordinances

The attached action amends section 21-5 and 22-5 of the Code of Ordinances effective July 1, 2011.

This action is requested in order to create and delete line numbers in 21-5 and 22-5 of the Code of Ordinances in accordance with Ordinance 69-2011.

There is no fiscal impact with this action.

If there are any questions, please call Daniel H. Fischer at 258-3030.

df

Log # 12-0003



293-11

16

Lexington-Fayette Urban County Government
DIVISION OF HUMAN RESOURCES

Jim Gray
Mayor

Janet Graham
Commissioner

MEMORANDUM

TO: Jim Gray, Mayor
Richard Moloney, Chief Administrative Officer
Council Members

FROM:

Leslie Jarvis by DNF
Leslie Jarvis, Acting Director
Division of Human Resources

DATE: August 15, 2011

SUBJECT: Abolish/Create Position-- Division of Police

The attached action amends Section 23-5 of the Code of Ordinances, abolishing one (1) position of sworn Police Captain, and creating one (1) position of sworn Police Lieutenant effective upon passage of Council.

The Division of Police requests this action to reorganize and restructure the Division in order to serve the public in a more efficient and effective manner. The first of this restructure was passed by council in Ordinance 26-2008.

The fiscal impact for FY2012 is a savings of \$22,096.36 (19 pay periods) and includes benefits.

Name	Position Title	Annual Salary Before	Annual Salary After	Annual Increase/(Decrease)
Vacant	Police Captain	\$104,037.18	\$0	\$(104,037.18)
Vacant	Police Lieutenant	\$0	\$78,653.64	\$78,653.64
Total Annual Impact/ Salary and Benefits \$(30,237.13)				

If you have questions or need additional information, please contact Daniel H. Fischer at 258-3030.

Attachment

cc: Clay Mason, Commissioner of Public Safety
Ronnie Bastin, Chief, Division of Police

Log # 12-0006



296-11
17

Lexington-Fayette Urban County Government
OFFICE OF THE COUNCIL CLERK

Jim Gray
Mayor

Susan Lamb
Council Clerk

TO: Mayor Jim Gray
Urban County Council

FROM: Susan Lamb, Council Clerk
Council Clerk's Office

DATE: August 1, 2011

RE: Amendment of Res. No. 149-2011, Agreement with Granicus, Inc. for Maintenance and Support of Web-Streaming and Council Chamber Voting System

The Council Clerk's Office requests Council authorization of an amendment to Resolution No. 149-2011, which authorized the Mayor to execute an Amendment to Agreement with Granicus, Inc., for addition of the Word Add-In Module and Integration with Legistar.

Though the full amended Agreement was approved by the Resolution, the Resolution addressed only proposals to add 2 modules, and omitted authorization for monthly support and maintenance of our web-streaming and Council Chamber voting system for FY 2012 and an additional 6 months, with options to renew for 3 years subject to sufficient funds being approved by Council.

In addition, the original memorandum omitted one of two monthly license fees for the Word Add-In Module, at a cost of \$40.00, and one Word Add-In template, at a one-time cost of \$1,000.00. The additional template is for Council Work Session Summaries.

Monthly support and maintenance cost for Granicus managed services \$2,710.00. This includes a continued discount on monthly services applied by Granicus, Inc.

Funds are fully budgeted.

If you have any questions or comments, please contact Meredith Nelson or myself at 258-3240. Thank you for your consideration of this matter.

Susan Lamb, Council Clerk
Council Clerk's Office

Attachments: R 149-2011 and Memorandum, Agreement with Granicus, Inc.
mn



295-11
18

RECEIVED
AUG 19 2011

Lexington-Fayette Urban County Government
DIVISION OF FIRE & EMERGENCY SERVICES

Jim Gray
Mayor

Keith L. Jackson
Interim Chief

TO: Mayor Jim Gray
Clay Mason, Public Safety Commissioner
LFUCG Councilmembers

FROM: Paul See, Major
Paul See, Major

RE: Extension of the 800MHz Radio System Maintenance Agreement with Lexington Call Mobile

DATE: August 4, 2011

This is a request to extend the 800 MHz Radio System Maintenance Agreement with Lexington Call Mobile. The current agreement has been in place since 2007 and will expire on August 31, 2011. We are seeking a one (1) year extension on the current agreement. The cost of the maintenance from September 1, 2011 through August 31, 2012 will be \$134,163.51.

Lexington Call Mobile is a sole source and has provided the maintenance on the existing 800MHz radio system since the system was installed in 1994. They are the local authorized service center for the manufacturer of the current radio system.



287-11
19

Lexington-Fayette Urban County Government
DEPARTMENT OF GENERAL SERVICES

Jim Gray
Mayor

Jamshid Baradaran
Acting Commissioner

MEMORANDUM

TO: Mayor Jim Gray
Urban County Council

FROM: Jamshid Baradaran
Acting Commissioner General Services

DATE: August 8, 2011

RE: Amendment of Lease Agreement for 166 N Martin Luther King BV (Contract #5698)

Requesting Urban County Council approval for an amendment to Contract #5698 (O-49-2006). The contract is for the lease agreement entered into on March 1, 2006 between William L. Hassett, Jr. as trustee under the restated revocable living trust for the benefit of William L. Hassett, Jr., Charles D. Mitchell, James C. Mitchell, and Anne Hassett Zelle (LESSOR) and the Lexington Fayette Urban County Government (LESSEE). The Contract is for lease of space located at 166 N Martin Luther King Blvd. in Lexington. All terms and conditions of the agreement shall remain unchanged and the amendment will extend the contract period until June 30, 2012.



300-11
20

Mayor Jim Gray

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Division of Community Development

**TO: JIM GRAY, MAYOR
URBAN COUNTY COUNCIL**

**FROM: IRENE GOODING, ACTING DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT**

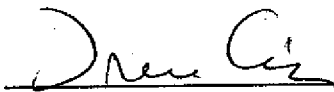
DATE: AUGUST 16, 2011

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO SUBMIT APPLICATION
TO THE U.S. DEPARTMENT OF HOUSING AND URBAN
DEVELOPMENT FOR FUNDING UNDER THE COMMUNITY
CHALLENGE PLANNING GRANTS PROGRAM**

The U.S. Department of Housing and Urban Development Office of Sustainable Housing and Communities has announced availability of funds under the Community Challenge Planning Grant. The purpose of this program is to foster reform and reduce barriers to achieving affordable, economically vital, and sustainable communities. Projects must address six livability principles which are: Provide more transportation choices, promote equitable, affordable housing, enhance economic competitiveness, support existing communities, coordinate policies and leverage investment, and value communities and neighborhoods. Lexington's Downtown Development Authority in coordination with the Division of Planning has prepared an application for submission to HUD for consideration under this program.

North Lexington Gateway Plan—Project will provide for a sustainable development plan in conjunction with landowners in the neighborhood surrounding the relocated Bluegrass Community and Technical College along Newtown Pike. The subject area is bordered on the east by Jefferson Street, on the north by Sixth Street and Loudon Avenue, on the west by Georgetown, Oak, and Charles, and the first block of West Main Street on the south. The amount requested is \$500,000 to be expended on planning consultation services. A 20% leverage in the amount of \$100,000 is required. This leverage will come from personnel costs of existing employees in the Downtown Development Authority, LFUCG divisions of Planning, Historic Preservation, Traffic Engineering, and Engineering. Professional services for leverage will be provided by Bluegrass Community & Technical College, their consulting team, and LexTran.

Council authorization to submit the applications is hereby requested.


Irene Gooding, Acting Director

Xc: Richard Moloney, Chief Administrative Officer

HORSE CAPITAL OF THE WORLD



283-11

21

Mayor Jim Gray

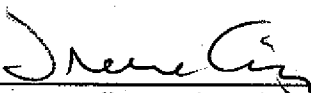
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Community Development**TO: JIM GRAY, MAYOR**
URBAN COUNTY COUNCIL**FROM: IRENE GOODING, ACTING DIRECTOR**
DIVISION OF COMMUNITY DEVELOPMENT**DATE: AUGUST 2, 2011****SUBJECT: AUTHORIZATION TO AMEND RESOLUTION NO. 255-2011 TO PROVIDE FOR PURCHASE OF ADDITIONAL ZUMRO AIR SHELTERS AT A NEW TOTAL COST OF \$189,365.60 AND TO CLARIFY THAT ADVANCED ECO SYSTEMS, INC., AS THE ONLY DISTRIBUTOR FOR ZUMRO AIR SHELTERS**

On June 23, 2011 (Resolution No. 255-2011), the Lexington-Fayette Urban County Council approved ZUMRO, Inc. as a sole source provider and approved purchase of air Shelters and equipment from ZUMRO, Inc., in the amount of \$69,055.20 using federal funds from the Kentucky Office of Homeland Security under the Metropolitan Medical Response System (MMRS) program.

This is a request to amend Resolution No. 255-2011 to provide for purchase of additional decontamination tents using federal funds from the Chemical Stockpile Emergency Preparedness Program, awarded from the Kentucky Department of Military Affairs. This is also a request to clarify that Advanced Eco Systems, Inc., is the only distributor of ZUMRO equipment. The following funds are budgeted for purchase of these additional decontamination tents :

FUND	DEPT ID	SECT	ACCT	PROJECT	ACTIVITY	BUD REF	AMOUNT
3200	505201	0001	96705	CSEPP 2010	KY-FAY-452	2010	\$35,000
3200	505201	0001	96705	CSEPP 2011	KY-FAY-452	2011	\$85,310.40*

Council authorization to amend Resolution No. 255-2011, approving Advanced Eco Systems Inc., as sole distributor of ZUMRO equipment and approving purchase of ZUMRO shelter and decontamination tents in a total amount of \$189,365.60 is hereby requested.


Irene Gooding, Acting Director

Xc: Clay Mason, Commissioner of the Department of Public Safety

*Budget Amendment in process

HORSE CAPITAL OF THE WORLD



284-11

22

Mayor Jim Gray

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Community Development

**TO: JIM GRAY, MAYOR
URBAN COUNTY COUNCIL**

**FROM: IRENE GOODING, ACTING DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT**

DATE: AUGUST 3, 2011

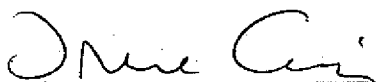
**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO SUBMIT
APPLICATION, AND ACCEPT AWARD IF OFFERED, TO THE
KENTUCKY DEPARTMENT OF JUVENILE JUSTICE UNDER
THE JUVENILE ACCOUNTABILITY BLOCK GRANT
PROGRAM FOR FY 2012**

Department of Social Services, Division of Youth Services has prepared an application for submission to the Kentucky Department of Juvenile Justice requesting federal funds in the amount of \$16,183 from the Juvenile Accountability Block Grant.

The Department of Social Services is proposing that the Fayette County allocation of funds be used to continue the funding for the Juvenile Surveillance Program (overtime for police officers), professional services, professional development, drug testing services and supplies, and educational materials. A 10% match (\$1,798) is required. The grant match for this project has been budgeted in Youth Services' 2012 General Fund budget. Total project cost is \$17,981.

Public Law 105-119 enacted by Congress on November 26, 1997, established this program. The intent of the program is to provide states and units of local government with funds to develop programs to promote greater accountability in the juvenile justice system. This is not a delinquency prevention program and none of the funds can be used for prevention activities.

Council authorization to submit the application, and accept the award if offered, is hereby requested.



Irene Gooding, Acting Director

Xc: Beth Mills, Commissioner of the Department of Social Services

HORSE CAPITAL OF THE WORLD



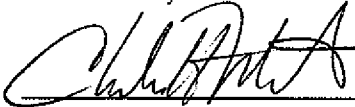
290-11
23

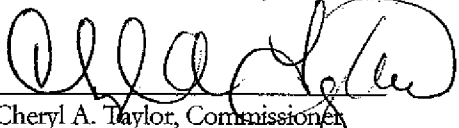
Lexington-Fayette Urban County Government
DEPARTMENT OF ENVIRONMENTAL QUALITY & PUBLIC WORKS

Jim Gray
Mayor

Cheryl A. Taylor
Commissioner

To: Mayor Jim Gray
Richard Moloney, CAO
Urban County Council

From: 
Charles H. Martin, P.E., Director
Division of Water Quality

Via: 
Cheryl A. Taylor, Commissioner
Department of Environmental Quality & Public Works

Date: July 26, 2011

Re: **Change Order to Increase Purchase Order LF00082806 to SiHi Pumps, Inc. c/o KY Sherman & Schroder Equipment Company to Cover the Difference in Cost of Bronze and Stainless Steel Liquid Lines.**

The Division of Water Quality requests approval of a Change Order to increase Purchase Order LF00082806 in the amount of \$1,149.00 for SiHi Pumps, Inc. c/o KY Sherman & Schroder Equipment Company. The original request was approved by Urban County Council via Resolution 106-2011 on March 17, 2011.

Per the above approval, the Town Branch Wastewater Treatment Plant recently had three SiHi Mixing Compressors from SiHi Pumps, Inc. c/o KY Sherman & Schroder Equipment Company installed for a total cost of \$40,689.00 to replace failed equipment located at the plant's Primary Digester Tanks. The amount approved included the price for bronze liquid lines rather than the correct stainless steel lines which are more appropriate for use in the corrosive environment of the digester tanks.

The total difference in cost to purchase all three Stainless Steel lines is \$1,149.00 and is fully budgeted at 4002-303402-0001-76101.

Please contact me at 425-2455 should you have questions or need further information.

Attachment

Pc: Cheryl Taylor, Commissioner, Department of Environmental Quality
Brian Marcum, Director of Central Purchasing
Mark Stager, Plant Superintendent Town Branch WWTP

CONTRACT HISTORY FORMContractor: SiHi Pumps, Inc.Project Name: Mixing Compressor ReplacementContract Number and Date: Res. 106-2011, March 2011Responsible LFUCG Division: Division of Water QualityCHANGE ORDER DETAILSSummary of Previous Change
Orders To DateDollar AmountPercent Change to
Original Contract

A. Original Contract Amount:	\$ <u>40,689.00</u>	
B. Cumulative Amount of Previous Change Orders:	\$ <u>0.00</u>	<u>0%</u> % (Line B / Line A)
C. Total Contract Amount Prior to this Change Order:	\$ <u>40,689.00</u>	
<u>Current Change Order</u>		
D. Amount of This Change Order:	\$ <u>1,149.00</u>	<u>3%</u> % (Line D / Line A)
E. New Contract Amount Including this Change Order:	\$ <u>41,838.00</u>	<u>103%</u> % (Line E / Line A)

SIGNATURE LINESProject Manager: Mike SmithDate: 8/19/11Reviewed by: Tiffany Rank, P.E.Date: 8/19/11Division Director: Charles H. Martin, P.E.Date: 8/19/11

**Neighborhood Development Funds
August 23, 2011
COW Work Session**

Amount	Recipient	Purpose
\$ 600.00	Imani Family Life Center, Inc. P.O. Box 8593 Lexington, KY 40533 Mattie Morton	Funding for back to school rally and Imanigrass Festival.
\$ 700.00	Kentucky Humanities Council 206 East Maxwell Street Lexington, KY 40508 Virginia Carter	Funding to support walking tours, historical exhibits, literacy programs, and heritage tourism.
\$ 3,796.91	Budget Amendment Fire and Emergency Services	Funding for training equipment in fitness room.

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

August 25, 2011 – 6:00 P.M.

- I. ROLL CALL
- II. INVOCATION
- III. COMMITTEE REPORTS – Committee of the Whole – VM Gorton
- IV. ORDINANCES – SECOND READING
 1. An Ordinance changing the zone from a Professional Office (P-1) zone to a Neighborhood Business (B-1) zone for 2.55 net (3.05 gross) acres, for property located at 4268 Saron Dr. (a portion of), subject to certain use and buffering restrictions imposed as conditions of granting the zone change (Thunder Properties, LLC). Conditional Approval 8-0 (To Be Heard by September 21, 2011) **[Div. of Planning, King]**
 2. An Ordinance amending Articles 5-9, 17-14, 23c-13 and 26-12 of the Zoning Ordinance to provide for civil citations and civil penalties related to zoning enforcement. Approval of the proposed amendments to Articles 5-9, 17-14, 23C-13, and 26-12 7-0; **[Div. of Planning, King]**
 3. An Ordinance amending Articles 1-11, 8-17(d), 8-19(d), 8-20(d), 8-21(d), 8-22(d), 8-23(d), 8-24(d), 23A-4(d), 23A-9(d), 23A-10(d), 28-3(d), and 28-4(d) to define and regulate temporary structures. Approval 7-0 **[Div. of Planning, King]**
 4. An Ordinance amending Articles 1-11, 8-16(b), and (d), 8-17(d), 8-20(b) and (d), 8-21(b) and (d), 8-22(d), 8-23(d), 23A-9(b) and (d), 11-2(i) and 11-4 to define and further regulate circuses and carnivals. Approval of the Staff Alternative Text 7-0 **[Div. of Planning, King]**
 5. An Ordinance accepting the bid of Sensabaugh Design & Construction, in the amount of \$189,000, for a Pole Barn Storage Building, for the Div. of Police, and appropriating funds pursuant to Schedule No. 24. (2 Bids, Low) **[Div. of Police, Bastin]**
 6. An Ordinance accepting the bid of Godwin Pumps of America, Inc., in the amount of \$25,900, for a Sewer Overflow Response Program (SORP) Emergency Response Trailer, for the Div. of Water Quality, and appropriating funds pursuant to Schedule No. 25. (1 Bid) **[Div. of Water Quality, Martin]**
 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. 27. **[Div. of Budgeting, Barrow]**

WORK COPY

8. An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$225 from Neighborhood Development Funds in the Div. of Code Enforcement for property abatement, and appropriating and re-appropriating funds, Schedule No. 28. **[Council Office, Williams]**
9. An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$4,277 from Neighborhood Development Funds in the Div. of Parks and Recreation for William Wells Brown Community Center summer programs, and appropriating and re-appropriating funds, Schedule No. 29. **[Council Office, Williams]**
10. An Ordinance closing Still Alley; determining that property owners abutting the street to be closed have been identified, provided with written notice of the proposed closing and consented thereto in writing; and authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a quitclaim deed transferring the former right-of-way to the abutting owners, subject to the reservation of easements for access and maintenance of existing utilities in the former right-of-way. **[Dept. of Environmental Quality & Public Works, Taylor, BS 272-11]**
11. An Ordinance amending Section 22-5(2) of the Code of Ordinances, creating four (4) positions of Program Specialist, Grade 112E, abolishing four (4) positions of Administrative Specialist Sr., Grade 112N, in the Office of the Mayor. **[Div. of Human Resources, Jarvis, BS 270-11]**
12. An Ordinance redistricting the districts of the Fiscal Court Commissioners, Justices of the Peace (Magistrates), and Constables. **[Dept. of Law, Graham, BS 273-11]**
13. An Ordinance levying ad valorem taxes for municipal purposes for the Fiscal Year July 1, 2011 through June 30, 2012, on the assessed value of all taxable property within the taxing jurisdictions of the Lexington-Fayette Urban County Government (all taxes on each \$100.00 of assessed valuation as of the January 1, 2011 assessment date), as follows: General Services District, \$.0800 on real property, including real property of public service companies, \$.0990 on personal property, including personal property of public service companies, noncommercial aircraft, and noncommercial watercraft, \$.1500 on insurance capital, \$.0150 on tobacco in storage, and \$.0450 on agricultural products in storage; Full Urban or Partial Urban Services Districts based on urban services available on real property, including real property of public service companies, \$.1431 for refuse collection, \$.0210 for street lights, \$.0094 for street cleaning, \$.0920 on insurance capital, \$.0150 on tobacco in storage, \$.0450 on agricultural products in storage; and levying an ad valorem tax for municipal purposes at the rate of \$.0880 on each \$100.00 of assessed value on all motor vehicles and watercraft within the taxing

jurisdiction of the Lexington-Fayette Urban County Government as of the January 1, 2012 assessment date. **[Div. of Budgeting, Barrow]**

14. An Ordinance levying ad valorem taxes for purposes of support of the Agricultural Extension Office for the Fiscal Year July 1, 2011 through June 30, 2012, on the assessed value of all taxable real and personal property within the taxing jurisdiction of the Lexington-Fayette Urban County Government (all taxes on each \$100.00 of assessed valuation as of the January 1, 2011 assessment date), as follows: \$.0032 on all taxable real property, including real property of public service companies, \$.0035 on taxable personal property, including personal property of public service companies, noncommercial aircraft, and noncommercial watercraft, and excluding inventory in transit, insurance capital, tobacco in storage, and agricultural products in storage; and levying an ad valorem tax for purposes of support of the Agricultural Extension Office at the rate of \$.0032 on each \$100.00 of assessed value on all motor vehicles and watercraft within the taxing jurisdiction of the Lexington-Fayette Urban County Government as of the January 1, 2012 assessment date. **[Div. of Budgeting, Barrow]**
15. An Ordinance levying ad valorem taxes for purposes of support of the Soil and Water Conservation District for the Fiscal Year July 1, 2011 through June 30, 2012, on the assessed value of all taxable real property within the taxing jurisdiction of the Lexington-Fayette Urban County Government, including real property of public service companies, at a rate of \$.000416 on each one hundred dollars (\$100.00) of assessed valuation as of the January 1, 2011, assessment date, with the tax bills computed and collected at a rate of \$.0004 on each one hundred dollars (\$100.00) of assessed valuation. **[Div. of Budgeting, Barrow]**
16. An Ordinance adopting the request of the Lexington-Fayette County Health Dept. under KRS 212.755 and levying a special ad valorem public health tax for the Fiscal Year July 1, 2011 through June 30, 2012, on the assessed value of all taxable real and personal property within the taxing jurisdiction of the Lexington-Fayette Urban County Government, including real and personal property of public service companies, noncommercial aircraft, noncommercial watercraft, and inventory in transit, and excluding insurance capital, tobacco in storage, and agricultural products in storage, at the rate of \$.028 on each \$100.00 of assessed value as of the January 1, 2011 assessment date; and levying a special ad valorem public health tax at the rate of \$.028 on each \$100.00 of assessed value on all motor vehicles and watercraft within the taxing jurisdiction of the Lexington-Fayette Urban County Government, as of the January 1, 2012 assessment date. **[Div. of Budgeting, Barrow]**

WORK COPY

17. An Ordinance amending Section 1 of Ordinance No. 222-2010 amending the schedule of meetings for the Lexington-Fayette Urban County Council for the calendar year 2011 from September to the end of the year, to reflect a change in the Rules of the Council decreasing the number of standing committees to six (6) and establishing weekly Council Work Sessions. **[Council Office, Williams]**

V. ORDINANCES – FIRST READING (NEW BUSINESS)

18. An Ordinance amending Article 8-21(b) of the Zoning Ordinance to allow shredding and baling of paper scrap and storage of waste paper in the Wholesale & Warehouse Business (B-4) zone. Approval of the Staff Alternative Text 9-0. **[Div. of Planning, King]**
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. 31. **[Div. of Budgeting, Barrow]**
20. An Ordinance granting a waiver to the Richmond Rd. Landscape Plan (Ord. No. 212-83) for 2299, 2349 and 2399 Richmond Rd. **Council Office, Williams, BS 288-11, p.14]**
21. An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$3,796.91 from Neighborhood Development Funds in the Div. of Fire and Emergency Services for training equipment, and appropriating and re-appropriating funds, Schedule No. 32. **[Council Office, Williams]**
22. An Ordinance amending Section 21-5(2) of the Code of Ordinances, abolishing one (1) position of Administrative Officer, Grade 118E, in the Office of the Commissioner of Public Works and creating one (1) position of Administrative Officer, Grade 118E, in the Office of the Commissioner of Environmental Quality & Public Works and amending Section 22-5(2) of the Code of Ordinances abolishing one (1) position of Commissioner of Public Works & Development, Grade 211E, one (1) position of Construction Supervisor, Grade 118E, one (1) position of Administrative Specialist Sr., Grade 112N, changing the name of the Commissioner of Environmental Quality to the Commissioner of Environmental Quality & Public Works, creating one (1) position of Construction Supervisor, Grade 118E and one (1) position of Administrative Specialist Sr., Grade 112N, all in the Dept. of Environmental Quality & Public Works. **[Div. of Human Resources, Jarvis, BS 285-11, p.15]**
23. An Ordinance amending Section 23-5(b) of the Code of Ordinances abolishing one (1) position of Police Captain, and creating one (1) position of Police Lieutenant, in the Div. of Police, and appropriating funds pursuant to Schedule No. 30. **[Div. of Human Resources, Jarvis, BS 293-11, p.16]**

VI. RESOLUTIONS – SECOND READING

1. A Resolution accepting the bid of Environmental Landscape, LLC, in the amount of \$219,275, for the Newtown Pike Enhancement Project, for the Council Office. (2 Bids, Low) **[Council Office, Williams]**
2. A Resolution accepting the bids of Advanced Turf Solutions; Harrell's, LLC; John Deere Landscapes; Agrium Advanced Technologies; Regal Chemical Co.; Resedix-Turfgrass, LLC, and Pennington Seed, establishing price contracts for Golf Course Horticulture products, for the Div. of Parks and Recreation. (7 Bids, Low) **[Div. of Parks & Recreation, Hancock]**
3. A Resolution accepting the bid of Adamson Industries Corp., establishing a price contract for prisoner restraint cages, for the Div. of Police. (3 Bids, Low) **[Div. of Police, Bastin]**
4. A Resolution accepting the bid of Vanhook Enterprises, Inc., in the amount of \$699,000, for the West Hickman Creek Waste Water Treatment Plant Solids Building Odor-HVAC improvements, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Vanhook Enterprises, Inc., related to the bid. (3 Bids, Low) **[Div. of Water Quality, Martin]**
5. A Resolution accepting the bid of Univar USA, establishing a price contract for liquid chlorine, for the Div. of Water Quality. (3 Bids, Low) **[Div. of Water Quality, Martin]**
6. A Resolution amending Resolution No. 297-2011 which established a Residential Parking Permit Program for the 700 block of Tremont Ave. to combine the 700 block of Tremont Ave. with the Residential Parking Permit Zone for Beaumont Ave. and the 700 block of Melrose Ave. established by Resolution No. 75-2010 and retaining all other provisions of Resolution No. 297-2011. **[Council Office, Williams]**
7. A Resolution changing the street names and property address numbers of 3064 Beaumont Centre Circle to 3084 Lakecrest Circle, of 1 Imperial Ct. to 779 Newtown Pike, of 1012 Wellington Way to 3705 Palomar Centre Dr., and of 1201 Devonshire Ave. to 1035 Red Mile Rd.; changing the property address numbers of 196 Arceme Ave. to 204 Arceme Ave., of 4141 Boone Creek Rd. to 4153 Boone Creek Rd., of 1710 and 1726 Bryant Rd. to 1730 and 1740 Bryant Rd., of 117, 111, and 109 ½ Burley Ave. to 121, 119, and 115 Burley Ave., of 270 Driscoll St. to 272 Driscoll St., of 1100 Horsemans Ln. (Units B1, B2, B3, B4, B5, B6, B7, B8, B9, B10, B11, and B12) to 1050 Horsemans Ln. (Units 101, 104, 102, 103, 201, 204, 202, 203, 301, 304, 302, and 303), of 1100 Horsemans Ln. (Units A1, A2, A3, A4, A5, A6, A7, A8, A9, A10, A11, and A12) to 1054 Horsemans Ln. (Units 101, 104, 102, 103, 201, 204, 202, 203, 301, 304, 302, and 303), of 165 Jefferson St. to 167 Jefferson St., of 500 Laketower Dr. (Units 110 and 111) to 500 Laketower Dr.

- (Units 145 and 146), of 445, 449, 447, 445, and 431 Patchen Dr. to 455, 457, 459, 461, and 463 Patchen Dr., of 3457 and 3459 Red Coach Trail to 3470 and 3468 Red Coach Trail, of 363 Woodview Dr. (Unit 8A) to 365 Woodview Dr., and of 365 Woodview Dr. (Unit 8B) to 363 Woodview Dr.); and changing the street name of 164 Delmont Ct. (Units A and B) to 164 Delmont Dr. (Units A and B), of 154 Delmont Ct. (Units A and B) to 154 Delmont Dr. (Units A and B), of 1192 Devonport Dr. to 1192 Devonport Circle, of 1519, 1523, 1527, 1533, 1537, 1541, 1549, 1553, 1601, 1609, 1613, 1617, 1621, 1625, 1629, 1633, 1637, 1641, 1645, and 1649 Leestown Rd. to 1519, 1523, 1527, 1533, 1537, 1545, 1549, 1553, 1601, 1609, 1613, 1617, 1621, 1625, 1629, 1633, 1637, 1641, 1645, and 1649 Old Leestown Rd. and of 239, 243, 245, 247, 251, 257, 261, 265, 269, and 271 Ann St. to 239, 243, 245, 247, 251, 257, 261, 265, 269, and 271 Shropshire Ave.; all effective thirty days from passage. **[Div. of Emergency Management/911, Lucas, BS 279-11]**
8. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Commonwealth of Ky. Transportation Cabinet, Dept. of Highways, to increase the amount of reimbursement to the Ky. Transportation Cabinet by the amount of \$56,957.76 from up to \$216,098.97 to up to \$273,056.73, for installation of Mast Arm Pole System for the Newtown Pike Extension (Oliver Lewis Way) Project. **[Div. of Engineering, Rayan, BS 280-11]**
 9. A Resolution declaring as surplus and authorizing the Mayor, on behalf of the Lexington-Fayette Urban County Government, to execute deeds and any other necessary documents for the sale and transfer of property located at 183 Old Georgetown St. and 183 ½ Old Georgetown St. **[Dept. of General Services, Baradaran, BS 271-11]**
 10. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to Agreement with the Ky. Transportation Cabinet, for extension of the FY 2008 Fiber Optic Cable Installation Project through July 9, 2012, at no cost to the Urban County Government. **[Div. of Grants & Special Programs/Dept. of Environmental Quality & Public Works, Gooding/Taylor, BS 276-11]**
 11. A Resolution ratifying the probationary civil service appointments of: Michael Keith Horn, \$3,504.16 bi-weekly, Glenda H. George, \$3,346.08 bi-weekly, David J. Barberie, \$3,425.12 bi-weekly, Grade 123E, Managing Attorney, in the Dept. of Law, effective September 12, 2011, Marie Lundin, Environmental Inspector, Grade 113N, \$18.388 hourly, in the Div. of Water Quality, effective August 22, 2011, Mary C. Felty, Deputy Director of Administrative Services – Water Quality, Grade 120E, \$2,949.84 bi-weekly, in the Div. of Water Quality, effective August 22, 2011; approving the unclassified civil service appointments of: Laura Hatfield,

Administrative Aide to Mayor, Grade 118E, \$2,082.72 bi-weekly, in the Dept. of Social Services, effective August 15, 2011, Joan Dickes, Family Support Worker Sr., P/T, Grade 112N, \$16.610 hourly, in the Div. of Family Services, effective August 29, 2011, Paul Simms, Microcomputer Support Specialist, Grade 113N, \$20.992 hourly, in the Div. of Police, effective August 1, 2011, Scott Shapiro, Senior Administrative Aide to Mayor, Grade 120E, \$3,192.31 bi-weekly, in the Office of the Mayor, effective August 11, 2011; approving the unclassified civil service pay increase in the Office of the Urban County Council: Willard J. Fogle, Aide to Council, Grade 000E, increase from \$2,058.80 bi-weekly, to \$2,089.56 bi-weekly, effective July 1, 2011; approving Council Leave for Rebecca McFarland, Financial Coordinator, Grade 112N, in the Div. of Grants and Special Programs, requests ninety days Council approved leave without pay from August 9, 2011 through November 9, 2011. **[Div. of Human Resources, Jarvis]**

12. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to accept a donation from Ms. Wanda Shepherd, of a Victorian couch and chair, for use at the Bell House, at no cost to the Urban County Government. **[Div. of Parks & Recreation, Hancock, BS 275-11]**
13. 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 the Extended School Program and Recreational Enrichment and Learning Program. **[Div. of Parks & Recreation, Hancock, BS 282-11]**
14. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Lease Agreements with Area Health Education Center, Bluegrass Community Action Agency, Legal Aid of the Bluegrass, National Alliance for the Mentally Ill, National Association for the Advancement of Colored People, and West End Community Empowerment Program (WECEP), for use of space at the Black and Williams Neighborhood Center. **[Dept. of Social Services, Mills, BS 277-11]**
15. 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 Crimson King/Coldstream Stormwater Improvement Project, at a cost not to exceed \$975,000. **[Div. of Water Quality, Martin, BS 278-11]**
16. A Resolution establishing a Residential Parking Permit Program for the 400 block of South Upper St., from 7:00 a.m. to 5:00 p.m., Monday through Friday; and waiving the provisions relating to the mechanics of designating residential parking permit areas adopted by Resolution No. 168-90 and amended by Resolution Nos. 450-91 and 433-2006. **[Council Office, Williams]**

17. A Resolution establishing a Residential Parking Permit Program for Lexington Ave. from 257 Lexington Ave. to East Maxwell St., 24 hours per day, Monday through Sunday, along the west side of the block; and waiving the provisions relating to the mechanics of designating residential parking permit areas adopted by Resolution No. 168-90 and amended by Resolution Nos. 450-91 and 433-2006. **[Council Office, Williams]**

VII. RESOLUTIONS – FIRST READING (New Business)

18. A Resolution amending Sections 1 and 2 of Resolution No. 149-2011 which authorized the Mayor, on behalf of the Urban County Government, to execute an Amendment to Agreement with Granicus, Inc., to include authorization for monthly support and maintenance for web-streaming and the Council Chamber voting system and to include two monthly license fees for the Word Add-In Module and one Word Add-In template, at a cost not to exceed \$33,520. **[Council Clerk's Office, Lamb, BS 296-11, p.17]**
19. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Imani Family Life Center, Inc. (\$600), and Ky. Humanities Council (\$700), for the Office of the Urban County Council, at a cost not to exceed the sums stated. **[Council Office, Williams]**
20. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the System Maintenance Agreement with Lexington Call Mobile, Inc., a sole source provider, for maintenance of the 800 megahertz analog trunked radio communication system, to extend the term an additional year beginning September 1, 2011, at a cost not to exceed \$134,163.51. **[Div. of Fire & Emergency Services, Jackson, BS 295-11, p.18]**
21. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Extension of the Lease and Option Agreement with William L. Hassett, Jr., as Trustee Under the Restated Revocable Living Trust for the Benefit of William L. Hassett, Jr., Charles D. Mitchell, Jr., Elizabeth Mitchell, Executrix, Estate of James L. Mitchell and Anne Hassett Zelle, extending the contract period for 166 N. Martin Luther King Blvd. to June 30, 2012. **[Dept. of General Services, Baradaran, BS 287-11, p.19]**
22. 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 Housing and Urban Development and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$500,000 Federal funds under the Community Challenge Planning Grants Program, and are for planning consultation services for the North Lexington Gateway Plan. **[Div. of Grants & Special Programs, Gooding, BS 300-11, p.20]**

WORK COPY

23. A Resolution amending Resolution No. 255-2011 to change the name of the entity from which the Zumro air shelters and equipment are being acquired to Advanced Eco Systems, Inc., a sole source distributor, and increasing the total cost to an amount not to exceed \$189,365.60. **[Div. of Grants & Special Programs/Dept. of Public Safety, Gooding/Mason, BS 283-11, p.21]**
24. 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. of Juvenile Justice, 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 \$16,183 Federal funds, and are for continuation of the Juvenile Surveillance Program, professional services, professional development, drug testing services and supplies, and educational materials, the acceptance of which obligates the Urban County Government for the expenditure of \$1,798 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. **[Div. of Grants & Special Programs/Dept. of Social Services, Gooding/Mills, BS 284-11, p.22]**
25. A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following: Lauren Bolender, Environmental Inspector, Grade 113N, \$16.974 hourly, in the Div. of Water Quality, Anthony Link, Treatment Plant Operator, Grade 113N, \$23.532 hourly, in the Div. of Water Quality, and authorizing the beginning of probationary civil service probationary period upon successful completion of a physical or medical examination as required, effective upon passage of Council. **[Div. of Human Resources, Jarvis]**
26. A Resolution ratifying the permanent civil service appointments of: Vincent Davis, Public Service Worker Sr., Grade 107N, in the Div. of Streets & Roads, effective July 31, 2011, Andre German, Trades Worker Sr., Grade 109N, in the Div. of Streets & Roads, effective May 15, 2011; approving the probationary sworn appointments of: Thomas Perkins, Police Sergeant, Grade 315N, \$28.588 hourly, in the Div. of Police, effective September 19, 2011, Darin Salyer, Police Sergeant, Grade 315N, \$28.588 hourly, in the Div. of Police, effective September 19, 2011, Jacqueline Richardson-Newman, Police Sergeant, Grade 315N, \$28.588 hourly, in the Div. of Police, effective September 19, 2011, Mark Brand, Police Lieutenant, Grade 317E, \$3,025.14 bi-weekly, in the Div. of Police, effective September 19, 2011, Chris Schnelle, Police Lieutenant, Grade 317E, \$3,025.14 bi-weekly, in the Div. of Police, effective August 1, 2011. **[Div. of Human Resources, Jarvis]**
27. A Resolution authorizing the increase of Purchase Order LF00082806 by the amount of \$1,149 for the Div. of Water Quality, on behalf of the Urban County Government, to purchase three (3) mixing compressors for the Town Branch Wastewater Treatment

WORK COPY

Plant from Sihi Pumps, Inc. c/o KY Sherman & Schroder Equipment Co., a sole source provider, increasing the amount from \$40,689 to \$41,838. **[Div. of Water Quality, Martin, BS 290-11, pp.23-24]**

VIII. COMMUNICATIONS FROM THE MAYOR

1. Recommending the reappointment of Ms. Kathryn Moore to the Board of Adjustment, with a term to expire 7-1-2015.
2. Recommending the appointments of Mr. W. Morgan Fister, Ms. Janet Holloway, and Mr. David Lord, to the Carnegie Literacy Center Board of Directors, with terms to expire 9-1-2015.
3. Recommending the reappointment of Mr. Ronald Van Haaren to the Convention and Visitors Bureau Board of Directors, with a term to expire 9-1-2014.
4. Recommending the reappointment of Councilmember Doug Martin, representing 9th, 10th or 12th Districts, to the Corridors Commission, with a term to expire 8-1-2015.
5. Recommending the appointment of Mr. Louis Allegra to the Environmental Commission, with a term to expire 10-1-2014.
6. Recommending the reappointment of Mr. Garry Perry to the Ethics Commission, with a term to expire 3-1-2015.
7. Recommending the appointment of Ms. Judy Taylor to the Lexington Center Corp. Board of Directors, with a term to expire 2-28-2013. Ms. Taylor will fill the unexpired term of Mr. Dick Robinson.
8. Recommending the appointments of Mr. William Berkley and Mr. Frank Penn to the Planning Commission, with terms to expire 7-1-2015.

IX. ANNOUNCEMENTS

X. PUBLIC COMMENT