

URBAN COUNTY COUNCIL
WORK SESSION SUMMARY
& TABLE OF MOTIONS

November 13, 2007

Mayor Newberry chaired the meeting, calling it to order at 3:00 pm. All Council Members were present.

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

A motion by CM Lane to place on the docket without a public hearing an Ordinance changing the zone from an Agricultural Urban (A-U) zone to a Light Industrial (I-1) zone for 40.68 net (45.57 gross) acres of property located at 1100 Alexandria Drive, subject to a certain use restriction imposed as a condition of granting the zone change, seconded by CM Crosbie, passed unanimously.

A motion by CM Stinnett to approve the amended docket, seconded by CM Beard, passed unanimously.

- III. Approval of Summary – Yes

A motion by CM Ellinger to approve the summary from October 30, 2007 was seconded by CM Stevens, passed unanimously.

- IV. Budget Amendments-Yes

A motion by CM DeCamp to approve the budget amendments, seconded by CM Gorton, passed unanimously.

- V. New Business

- A. Authorization to Create an Ordinance to Extend Carryover of Vacation Hours within the Division of Enhanced 911. (611-07) (Allen/Bennett)
- B. Authorization to Amend Section 21-5 of the Code of Ordinances within the Division of Police. (612-07) (Allen/Bennett)
- C. Authorization of a Memorandum of Agreement (MOA) with the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF). (615-07) Beatty/ Bennett)

- D. Authorization to Accept Award from the US Department of Justice on Behalf of the Division of Police and the Office of the Fayette County Sheriff. (616-07) (King/Bennett)
- E. Authorization to Submit Application and if Offered, Accept Award from the Kentucky Justice Cabinet under the Violence Against Women Act (VAWA). (617-07) (King/Bennett)
- F. Authorization of an Agreement with Kentucky Office of Homeland Security for Extension of the Metropolitan Medical Response System (MMRS) Project – FY2008. (620-07) (King/Bennett)
- G. Authorization to Accept a Donation from Windstream on Behalf of the Division of Fire and Emergency Services. (624-07) (Hendricks/Bennett)
- H. Authorization to Accept a Donation from State Farm Insurance on Behalf of the Division of Fire and Emergency Services. (625-07) (Hendricks/Bennett)
- I. Authorization to Accept a Donation from Sam's Club, through the Wal-Mart Foundation, on Behalf of the Division of Fire and Emergency Services. (626-07) (Hendricks/Bennett)
- J. Authorization of an Amendment to Agreement with Community Action Council (CAC) for use of Community Development Block Grant (CDBG) Grant Funds. (607-07) (King/Koch)
- K. Authorization of Amendments to Chapter 13 of the Code of Ordinances Regarding Occupational License Tax Provisions. (632-07) (O'Mara/Koch)
- L. Authorization of a Purchase of Service Agreement (PSA) with the Lexington Center Corporation. (610-07) (Boland/J. Kelly)
- M. Authorization of a Purchase of Service Agreement (PSA) with Commerce of Lexington, Inc. (631-07) (Boland/J. Kelly)
- N. Authorization of a Lease Agreement with Lexington Center Corporation for the 2008 Minority Business Expo. (623-07) (Boland/J. Kelly)
- O. Authorization to Adopt the FY2008 – 2010 Trails Capital Improvement Plan (CIP) and the FY2008 Project Listing. (635-07) (Boland/J. Kelly)
- P. Authorization of Urban Development Action Grant (UDAG) Project for HOPE VI Affordable Housing Development. (637-07) (Boland/J. Kelly)
- Q. Authorization to Amend Section 22-5 of the Code of Ordinances within the Division of Waste Management. (613-07) (Allen/D. Kelly)

- R. Authorization to Amend Section 21-5 of the Code of Ordinances within the Division of Planning. (614-07) (Allen/D. Kelly)
- S. Authorization of a Facility Usage Contract with the Fayette County Board of Education on Behalf of the Division of Parks and Recreation. (609-07) (Hancock/Cole)
- T. Authorization of a Professional Services Agreement with McIlwain and Associates for the Design of the Shillito Park Trail Project. (622-07) (Hancock/Cole)
- U. Authorization of a Professional Services Agreement with McIlwain and Associates for the Design of the Lafayette Trail Project. (619-07) (King/Cole)
- V. Authorization to Submit Application to the Governor's Office for Local Development under the Get Healthy Kentucky Grant Program – FY2008. (630-07) (King/Cole)
- W. Authorization to Submit Application to the Bluegrass Area Development District (BGADD) and Accept Award, if Offered, on Behalf of the Division of Parks and Recreation for the Allocation of Area Development Funds – FY2008. (629-07) (King/Cole)
- X. Authorization of a Deed of Temporary Construction Easement for the Elizabeth Street Drainage Improvements Project. (618-07) (Martin/D. Kelly)
- Y. Authorization to Amend Section 21-5 of the Code of Ordinances within the Division of Building Maintenance and Construction. (621-07) (Allen/Cole)
- Z. Authorization to Amend Sections 26-1(6) and 26-1(7) Regarding the Purchase of Development Rights (PDR) Program. (627-07) (Van Pelt/D. Kelly)
- AA. Authorization to Submit Application to the Bluegrass Area Development District (BGADD) on Behalf of the Department of Social Services for an Out-of-School Youth Program. (628-07) (King/Helm)
- BB. Authorization of a Resolution Rejecting a Right-of-Way off of James Court. (634-07) (Askew)
- CC. Authorization of an Amendment to Resolution No. 544-2007 to Correct Payee's Name in Section 2. (636-07) (Askew)
- DD. Authorization of a Resolution to Rescind Resolution No. 334-2007 Regarding Shelbourne, LLC. (638-07) (J. Kelly)

A motion by CM Gorton to approve new business items A-DD, seconded by CM James, passed unanimously.

VI. Continuing Business / Presentations

A. Services Committee Update

This update was given by Chair CM Ellinger. There was 1 motion to come forward from this meeting.

A motion by CM Ellinger to approve the reduction of speed limit on Kavanaugh Lane to 25 mph, seconded by CM Myers, passed unanimously.

VII. Council Report

CM Gorton-Thanked Council for allocating funds to God's Pantry.

CM Stinnett-Handed out to CMs a Congressional Report on Immigration; stated that the Council's focus should be on economic development; asked the VM to appoint an economic development task force w/all CMs as members; made comments about the retreat.

A motion by CM Stinnett to refer the recommendation from the Commission on Immigration to the Services Committee, seconded by CM Crosbie, passed unanimously.

A motion by CM Stinnett to have the VM appoint a task force on economic development, seconded by CM McChord, passed unanimously.

CM McChord-Announced that on 11/17 at Crowne Plaza, KY Recreation & Parks Society will be honoring Bluegrass Miracle League; stated that the Jesus Prom was held last Friday-thanks to Chief Beatty and his wife for dropping by-had over 2000 participants and 1500 volunteers; echoed CM Stinnett's comments about the retreat; introduced Chad Harpo, new VP for Republic Policy @ Commerce Lexington.

Mayor Newberry stated that he appreciated the effort by the CMs who were able to attend the retreat on yesterday.

CM Blues-Announced the Citizen Leadership Academy graduation tonight at Black & Williams; announced that on 11/15 at 5-8 pm there will be a public meeting on the Newtown Pike Widening project at the KY State Transportation Dist. 7 office on New Circle Rd; also on 11/19 Winburn NA will meet at 6:30 pm at the MLK Park shelter.

A motion by CM Blues to amend section 2-87 (a) of the code of ordinances to change the composition of the Masterson Station Park Advisory Board by deleting 1 member from the Newtown Pike corridor

and adding a member from the International Sports community, seconded by CM Stevens, passed unanimously.

CM Stevens-Announced that the Ashland NA will meet at 3 pm on 11/18 at the Henry Clay home out building-they received an award from the Environmental Commission for re-doing the island at Chinoe & Richmond Rd, at their expense; thanked Streets & Roads for replacing the curb; mentioned the retreat.

A motion by CM Stevens to place into the Planning Committee the downtown development master plan, seconded by CM Ellinger, passed unanimously.

CM Myers-A motion by CM Myers to place on the docket for Thursday, November 15th for 1st reading a resolution approving the issuance by the County of Clark of Industrial Revenue Bonds for Crossroads Christian Church of Lexington, Inc. in the amount not to exceed \$5.75 million, seconded by CM James passed with 1 dissent: CM DeCamp.

CM Blevins-A motion by CM Blevins to approve the NDF list dated November 13, 2007, seconded by CM McChord, passed unanimously.

Sent congratulations to Good Foods Co-Op on Southland Drive for receiving awards for recycling and energy efficiency and also to Southland NA for beautifying the corridor; congrats also to Phil Wyant and former CM Sandy Shafer; Garden Springs NA will meet tonight at 7 pm at the Gethsemane Lutheran Church.

CM James-A Motion by CM James to place on the docket for Thursday, November 15th, a resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Crossing License Agreement with R.J. Corman Railroad Company/Central Kentucky Lines, LLC for construction and maintenance of a pedestrian crossing of railroad tracks on Russell Cave Road, seconded by CM McChord, passed unanimously.

Announced that the Black Church Coalition sponsored a panel discussion on predatory lending through the "Don't Borrow Trouble" project through Community Development at Shiloh Baptist Church last night; talked about the press conference held today at the Douglass Park O'Rear Center re: affordable housing; stated that the James/Brown neighborhood, across Winchester Rd, will have an organization meeting on 11/19 at 6:30 pm at Central KY Job Center; on 11/15, there will be an open house at The Nest at 530 N. Limestone St from 12-1 pm and also at The OWL at 650 Kennedy Rd at 1 pm; also on 11/15, Northside NA will have their open meeting at Graham Cottage on Transy Campus.

CM Moloney-Mentioned that he hoped someone was looking into the problem of need for handicap accessible sidewalks on Versailles Rd; had citizen Adam Jones, give update on the Ingleside Trailer Park situation; Mr. Jones stated that many in the trailer park are upset because of the non notification about the trailer park land being sold, it will be difficult for many to find comparable housing and they will probably lose their mobile homes that they own; citizen, Charles Knox, also spoke on this issue; Comm. Helms has said that any citizen can contact her for assistance.

VIII. Mayor's Report-Yes

A motion by CM DeCamp to approve the Mayor's report, seconded by CM Myers passed unanimously.

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

X. Closed Session-Litigation

A motion by CM Stevens to go into closed session, seconded by CM DeCamp, passed unanimously.

A motion by CM Stevens to come out of closed session, seconded by CM Blevins passed unanimously.

A motion by CM Stevens to adjourn, seconded by CM Blevins, passed unanimously.

Work Session was adjourned at 4:17 pm.