

Lexington-Fayette Urban County Government

*200 E. Main St
Lexington, KY 40507*



Docket - Revised

Thursday, June 21, 2012

6:00 PM

Council Chambers

Urban County Council

I. Roll Call**II. Invocation****III. Minutes of the Previous Meetings**

0597-12 Minutes of the March 22, April 10, 12, 17, and 26, May 10, 17 and 29, 2012 Council Meetings.

IV. Presentation

0708-12 Commemoration: Ryne Combs is "2012 Mr. Baseball"

V. Ordinances – Second Reading

1. 0570-12 An Ordinance amending Section 2-180 of the Code of Ordinances of the Lexington-Fayette Urban County Government to add the Commissioner of Finance or his or her designee as an ex-officio, voting member of the Board of Commissioners of the Lexington and Fayette County Parking Authority effective July 1, 2012. [Dept. of General Services, Hamilton]
2. 0625-12 An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$750 for the Div. of Parks and Recreation from Neighborhood Development Funds for the Better Bites Concessions Program, and appropriating and re-appropriating funds, Schedule No. 75. [Council Office, Maynard]
3. 0626-12 An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$1,225 for the Div. of Parks and Recreation from Neighborhood Development Funds for the purchase of new bleachers for the Kenwick Community Center, and appropriating and re-appropriating funds, Schedule No. 74. [Council Office, Maynard]
4. 0650-12 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. 73. [Div. of Budgeting, Barrow]

5. 0621-12 An Ordinance creating and establishing for bid a non-exclusive gas franchise for the placement of facilities for the transmission, distribution and sale of gas for heating and other purposes within the public rights-of-way of Fayette County for a three (3) month duration, with an additional extensions of time not to exceed six (6) months if a long term franchise is not offered prior to expiration, in return for payment to the Urban County Government of the sum of at least three percent (3%) of each franchisee's gross annual revenues received from the sale, distribution, and/or delivery of gas within Fayette County; and further providing for compliance with relevant laws, regulations, and standards; a performance bond; indemnification; insurance; access to property and inspections; reporting; audits; notice of filings with the Public Service Commission; cancellation or termination; penalties for violations; and bid requirements; all effective on date of passage. [Dept. of Law, Graham]
6. 0622-12 An Ordinance creating and establishing for bid a non-exclusive electric franchise for the placement of facilities for the transmission, distribution and sale of electrical energy within the public rights-of-way of Fayette County for a three (3) month duration, with additional extensions of time not to exceed six (6) months if a long term franchise is not offered prior to expiration, in return for payment to the Urban County Government of the sum of at least three percent (3%) of each franchisee's gross annual revenues received from electric service provided within Fayette County; and further providing for compliance with relevant laws, regulations and standards; a performance bond; indemnification; insurance; access to property and inspections; reporting; audits; notice of filings with the Public Service Commission; cancellation or termination; penalties for violations; and bid requirements; all effective on date of passage. [Dept. of Law, Graham]
7. 0657-12 An Ordinance amending Section 13-13(b) of the Code of Ordinances related to special fees to add a Scrap Metal Dealer's License at \$500 per year. [Council Office, Maynard]
8. 0669-12 An Ordinance appropriating the Revenues, Expenditures/Expenses and Interfund Transfers for the General Services District Fund, the Tenant Relocation Fund, the Urban Services Districts Fund, the Police Confiscated Federal Fund, the Police Confiscated State Fund, the Public Safety Fund, the Spay and Neuter Fund, the Municipal Aid Program Fund, the County Aid Program Fund, the Mineral Severance Fund, the Coal Severance Fund, the Miscellaneous Special Revenue Fund, the Police Confiscated - Treasury Fund, the FY 2013 Bond Projects

Funds, the Sanitary Sewer Revenue and Operating Fund, the Sanitary Sewer Construction Fund, the Lexington-Fayette Urban County Government Public Facilities Corporation General Fund, the Lexington-Fayette Urban County Government Public Facilities Corporation Parks Projects Fund, the Lexington-Fayette Urban County Government Public Parking Corporation Fund, the Water Quality Management Fund, the Landfill Fund, the Right of Way Program Fund, the Extended School Program Fund, the Prisoners' Account Fund, the Enhanced 911 Fund, the LexVan Program Fund, the Lexington-Fayette Urban County Government Public Library Corporation Fund, the City Employees' Pension Fund, the Police and Fire Retirement Fund of the Lexington-Fayette Urban County Government, the Medical Insurance Fund, the Property and Casualty Claims Fund, and the Reallocation of Bond Project Funds, on a divisional level by four (4) control levels, for the fiscal year ending June 30, 2013, for the Lexington-Fayette Urban County Government and its agencies and instrumentalities; approving and adopting the Capital Improvement Program for Fiscal Years (FY) 2013 through (FY) 2018, as a portion of the Fiscal Year (FY) 2013 Annual Capital Improvements Budget; and approving funding for the Lexington-Fayette Urban County Tourist and Convention Commission from the Transient Room Tax, said funding to equal 99 ½% of the revenue from the tax. [Div. of Budgeting, Barrow]

VI. Ordinances – First Reading

- 9. 0555-12** An Ordinance amending Section 24-51 of the Code of Ordinances relating to inmate medical fees to increase the co-payment an inmate pays for medical care from five dollars (\$5.00) to fifteen dollars (\$15.00), to require an inmate to pay the cost of prescription medication if the prescription is fourteen dollars and ninety-nine cents (\$14.99) or less and to pay a co-payment of fifteen dollars (\$15.00) if the prescription costs more than fourteen dollars and ninety-nine cents (\$14.99), to include a booking fee of thirty-five dollars (\$35.00), and to provide that any fees received shall be used to help offset the costs of operating the detention center. [Div. of Community Corrections, Ballard]
- 10. 0564-12** An Ordinance changing the zone from a Single Family Residential (R-1C) zone to a Neighborhood Business (B-1) zone for 0.225 net (0.273 gross) acre, for property located at 763 Lane Allen Rd. (Sable Holdings, LLC). Approval 9-0 (To Be Heard By July 25, 2012.) [Div. of Planning, King]

- 11.** **0648-12** An Ordinance amending Articles 13-4 and 13-9 of the Zoning Ordinance to update membership provisions of the Historic Preservation Commission and references to codes for properties within the Historic Overlay (H-1) zone. Approval of the Staff Alternative Text 8-0 [Div. of Planning, King]
- 12.** **0647-12** An Ordinance amending Article 8-20(b) of the Zoning Ordinance to add retail sales of automotive parts with storage and distribution of inventory to other local establishments under the same ownership in the Highway Service Business (B-3) zone. Approval of the Staff Alternative Text 8-0 [Div. of Planning, King]
- 13.** **0598-12** An Ordinance amending Subsections 16-16.2(c), 16-64(c), and 16-404(4) of the Code of Ordinances of the Lexington-Fayette Urban County Government to provide for a penalty for unpaid bills after fifteen (15) days and interest at the statutory rate; creating Sections 16-16.4, 16-64.1, and 16-404.1 of the Code to provide for a two (2) year period effective August 1, 2012 within which to file a claim for refund and a claims process; creating Subsection 16-59(b)(3) of the Code to provide for billing credits; amending Section 16-63 of the Code to provide for monthly billings and billing adjustments within two (2) years; amending Subsection 16-64(a) of the Code to provide for assessment of fees or expenses incurred as a result of discontinuing water service; and amending Subsection 16-408(2) of the Code relating to the membership of the Water Quality Fees Board; all effective August 1, 2012. [Div. of Revenue, O'Mara]
- 14.** **0663-12** An Ordinance pursuant to Sections 3.02(24) and 6.12 of the Charter of the Lexington-Fayette Urban County Government transferring the Div. of Engineering and the incumbents in all authorized positions as well as all vacant positions from the Dept. of Environmental Quality and Public Works to the Dept. of Planning, Preservation and Development at their current job classification, pay grade and salary. [Dept. of Law, Graham]
- 15.** **0697-12** 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. 1. [Div. of Budgeting, Barrow]

VII. Resolutions – Second Reading

- 1. 0517-12** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Mutual Release Agreement with Gershman, Brickner & Bratton, Inc., Routeware, Inc., and C2Logix, Inc. and authorizing final payment to Gershman, Brickner & Bratton, Inc. for the Materials Recovery Facility Project and Waste Management Routing Project at a cost not to exceed \$45,000. [Div. of Waste Management, Feese]
- 2. 0521-12** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One (1) to the Contract with Vanhook Enterprises, Inc., for West Hickman Creek Waste Water Treatment Plant Solids Building Odor-HVAC improvements, increasing the contract price by the sum of \$5,830.18 from \$699,000.00 to \$704,830.18. [Div. of Water Quality, Martin]
- 3. 0532-12** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Entry Permit with Marathon Pipe Line LLC, for access to a portion of the West Hickman Wastewater Treatment Plant property for a pipeline testing project, at no cost to the Urban County Government. [Div. of Water Quality, Martin]
- 4. 0536-12** A Resolution approving the renewal for one (1) year of the Contract for Services with Group CJ of Lexington, Ky., for stormwater public outreach and education, for the Div. of Environmental Policy, authorized by Resolution No. 201-2011, at a cost not to exceed \$209,000. [Div. of Environmental Policy, Bush]
- 5. 0542-12** A Resolution approving Professional Services Agreements for Landscape Architectural Services for the Div. of Water Quality with Perkins Landscape Architecture, LLC, M2D Design Group, PLLC, and Barrett Partners, Inc. for a one (1) year term, with five (5) one (1) year renewals at the discretion of the Urban County Government. [Div. of Water Quality, Martin]
- 6. 0545-12** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One (1) to the Contract with Sensabaugh Design and Construction, for a pole barn storage building, increasing the contract price by the sum of \$3,275 from \$189,000 to \$192,275. [Div. of Police, Bastin]

7. 0546-12 A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Modification to Agreement with the Ky. Div. of Emergency Management, for extension of the project to replace a generator at Fire Station One through June 13, 2014, at no cost to the Urban County Government. [Div. of Grants and Special Programs/Dept. of Public Safety, Gooding/Mason]
8. 0548-12 A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant application to the Ky. Cabinet for Health and Family Services, 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 \$314,247 Federal funds, are for continuation of the New Chance Program in the Div. of Family Services, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. [Div. of Grants and Special Programs/Dept. of Social Services, Gooding/Mills]
9. 0549-12 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 under the Juvenile Accountability Block Grant Program, 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 and Special Programs/Dept. of Social Services, Gooding/Mills]
10. 0563-12 A Resolution accepting the Collective Bargaining Agreement with Bluegrass Fraternal Order of Police, Lodge No. 4 on behalf of Police Officers and Sergeants in the Div. of Police. [Dept. of Law, Graham]
11. 0566-12 A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Lease Agreement with West End Community Empowerment Project of Lexington, Inc., for lease of space at the Black and Williams Neighborhood Center at 498 Georgetown St. [Dept. of General Services, Hamilton]

- 12.** **0567-12** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Affiliation Agreement with the University of Ky., designating the University as the affiliate sponsor for a Paramedic Education Program for the Div. of Fire and Emergency Services, at no cost to the Urban County Government. [Div. of Fire and Emergency Services, Jackson]
- 13.** **0569-12** A Resolution of the Lexington-Fayette Urban County Government authorizing and acknowledging the execution and delivery of (1) a Third Amendment to Bond Purchase and Loan Agreement among the Lexington-Fayette Urban County Government, Central Bank & Trust Co., a Ky. Banking Corp., and the Lexington Christian Academy, Inc. and (2) any and all other related documents necessary thereto. [Mayor's Office, Atkins]
- 14.** **0603-12** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to accept the Proposals for FY2013 for Excess Insurance from, and to execute any necessary contracts and documents on behalf of the Urban County Government with the following insurance companies and/or their respective brokers: Workers' Compensation Insurance from New York Marine and General Insurance Co. at a cost not to exceed \$351,018; excess property, boiler and machinery insurance from Public Entity Property Insurance Program at a cost not to exceed \$274,882; excess special liability from National Casualty Co. at a cost not to exceed \$460,995; international from Great Northern Insurance Co. at a cost not to exceed \$3,250, self-insurance auto no-fault bond from International Fidelity Insurance Co. at a cost not to exceed \$2,545; and aviation liability from Phoenix Aviation Managers at a cost not to exceed \$4,581; all subject to sufficient funds being appropriated. [Div. of Risk Management, Johnston]
- 15.** **0568-12** A Resolution accepting the bid of Whayne Supply Co., in the amount of \$37,963.56, for replacement batteries and charges for waste water treatment plant generators, for the Div. of Water Quality. (2 Bids, Low) [Martin]
- 16.** **0596-12** A Resolution accepting the bid of Minnifield Enterprize, in the amount of \$11,300, for electrical work for the Charles Young Center, for the Div. of Facilities and Fleet Management. (4 Bids, Low) [Baradaran]

- 17. 0592-12** A Resolution accepting the bid of Galls, Inc., establishing a price contract for a web-based Quartermaster Program – Public Safety Uniforms, for the Div.'s of Police, Fire and Emergency Services, and Community Corrections. (1 Bid) [Mason]
- 18. 0520-12** A Resolution accepting the bids of Ennis Paint, Inc., and Colorado Paint Co., establishing price contracts for traffic marking paint, for the Div. of Traffic Engineering. (2 Bids, Low) [Herrington]
- 19. 0609-12** A Resolution ratifying the probationary civil service appointments of: Dustin Baker, GIS Programmer/Analyst, Grade 117E, \$1,881.20 bi-weekly, in the Div. of Computer Services, effective June 25, 2012, Tamoy Carter, Equipment Operator Sr., Grade 109N, \$15.080 hourly, in the Div. of Waste Management, effective June 4, 2012, Connie Godfrey, Director Adult Services, Grade 120E, \$3,332.32 bi-weekly, in the Div. of Adult Services, effective May 21, 2012 and Michelle Haynes, Telecommunicator Sr., Grade 113N, \$20.262 hourly, in the Div. of Emergency Management/911, effective June 4, 2012; ratifying the permanent civil service appointments of: Greg Isaac, Equipment Operator Sr., Grade 109N, in the Div. of Waste Management, effective May 7, 2012, Jeffrey Clay, Equipment Operator Sr., Grade 109N, in the Div. of Waste Management, effective May 7, 2012 and Barry Prater, Commodities Marketing Manager, Grade 115E, in the Div. of Waste Management, effective May 7, 2012; ratifying the approved Council Leave for: Syglenda R. Faulkner, Equipment Operator Sr., Grade 109N, in the Div. of Waste Management, effective August 18, 2011 thru November 10, 2011; ratifying the unclassified civil service appointment of: Steven Smith, Aide to Council, Grade 000E, \$2,057.68 bi-weekly, in the Council Office, effective May 2, 2012; ratifying the unclassified civil service pay increases in the Office of the Urban County Council: Ronald Seymour, Aide to Council, Grade 000E, from \$2,057.69 bi-weekly to \$2,089.57 bi-weekly, in the Office of the Urban County Council, effective May 21, 2012. [Div. of Human Resources, Walters]
- 20. 0656-12** A Resolution authorizing and directing the Div. of Traffic Engineering, pursuant to Code of Ordinances Section 18-86, to install multiway stop controls at the intersection of Radcliffe Rd. and Haggard Ln. [Council Office, Maynard]
- 21. 0634-12** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Ashland Park Neighborhood Association, Inc., for a public right-of-way beautification project, at no cost to the Urban County Government. [Council Office, Maynard]

VIII. Resolutions – First Reading

- 22.** **0627-12** A Resolution accepting the bid of Universal Environmental Services, establishing a price contract for used oil recycling, for the Div. of Facilities and Fleet Management. (4 Bids, Low) [Baradaran]
- 23.** **0654-12** A Resolution accepting the bid of Ecolab, Inc., establishing a price contract for laundry dispensing system and supplies, for the Div. of Community Corrections. (5 Bids, Low) [Ballard]
- 24.** **0665-12** A Resolution accepting the bid of Bluegrass Mailing Data and Fulfillment Services, establishing a price contract for print and mailing services - Sewer, Landfill and Water Quality Fees, for the Div. of Revenue. (12 Bids, Low) [O'Mara]
- 25.** **0667-12** A Resolution accepting the bids of Commercial Services, Inc. d/b/a Signs Now; Rocal, Inc.; and Saf-Ti-Co, Inc., establishing price contracts for Sanitary Sewer Overflow (SSO) signs, for the Div. of Water Quality, and authorizing the Mayor to execute any related Agreements. (3 Bids, Low) [Martin]
- 26.** **0673-12** A Resolution accepting the bid of Excellance, Inc., in the amount of \$245,030.68, for Emergency Care Unit, for the Div. of Fire and Emergency Services. (1 Bid) [Jackson]
- 27.** **0680-12** A Resolution ratifying the probationary civil service appointment of: Alicia Smith, Administrative Specialist Sr., Grade 112N, \$18.194 hourly, in the Div. of Human Resources, effective June 18, 2012. [Div. of Human Resources, Walters]
- 28.** **0682-12** A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following probationary civil service appointment: John Maxwell, Director Human Resources, Grade 123E, \$3,638.65 bi-weekly, in the Div. of Human Resources, effective upon passage of Council. [Div. of Human Resources, Walters]
- 29.** **0571-12** A Resolution authorizing the Div. of Emergency Management/911 to obtain up to three (3) years of software maintenance services from Vision Solutions, a sole source provider, at a cost not to exceed \$21,841.20 (FY 2012). [Div. of Emergency Management/911, Lucas]

- 30.** **0572-12** A Resolution authorizing the Div. of Emergency Management/911 to obtain up to three (3) years of software, hardware, services and maintenance related to the Emergency Call Tracking System for the Central Ky. 911 Network Enhance from Directapps, Inc., a sole source provider, at a cost not to exceed \$9,600 (FY 2012), and authorizing the Mayor to execute any necessary documents. [Div. of Emergency Management/911, Lucas]
- 31.** **0573-12** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an amendment to CHDO Agreement with the Fayette County Local Development Corp., for an additional \$87,187 in HOME Investment Partnership Program funds for development of rental housing units. [Div. of Grants and Special Programs, Gooding]
- 32.** **0575-12** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute seven (7) Releases of Easements releasing various streetlight, sanitary sewer, storm and drainage easements on various properties located on Weston Park. [Dept. of Law, Graham]
- 33.** **0576-12** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Amendment to Contract with Group CJ of Lexington, Ky., for an education and outreach campaign for municipal services billing for the Div. of Environmental Policy, at a cost not to exceed \$225,000 and providing that additional education and outreach services may be required by the Urban County Government, if necessary, at an additional cost not to exceed \$150,000. [Div. of Environmental Policy, Bush]
- 34.** **0577-12** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Dept. of Military Affairs, Div. of Emergency Management, for extension of the Southbend-Lone Oak Dr.-Lafayette Parkway Flood Mitigation Project through September 14, 2012 at no cost to the Urban County Government. [Div. of Grants and Special Programs, Gooding]
- 35.** **0578-12** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to Agreement with REACH, Inc., for an additional \$166,000 for the First-Time Homebuyers Program, at a cost not to exceed an additional \$166,000. [Div. of Grants and Special Programs, Gooding]

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| 36. | 0581-12 | A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Bluegrass Regional Mental Health-Mental Retardation Board, Inc., d/b/a Comprehensive Care Center, for mental health services for inmates at the Detention Center, at a cost not to exceed \$881,265. [Div. of Community Corrections, Ballard] |
| 37. | 0583-12 | A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Contract with Central Business Systems, for mail equipment and maintenance, at a cost not to exceed \$3,107.28. [Div. of Police, Bastin] |
| 38. | 0586-12 | A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Institute of Police Technology and Management, and a Facility Usage Application with Fayette County Public Schools, for Crisis Hostage Negotiations Level I Course, at a cost not to exceed \$12,500. [Div. of Police, Bastin] |
| 39. | 0589-12 | A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Lease Agreement with Lexington-Fayette County NAACP Branch, for lease of space at the Black and Williams Neighborhood Center located at 498 Georgetown St. [Dept. of General Services, Hamilton] |
| 40. | 0590-12 | A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Lease Agreement with Urban League of Lexington-Fayette County, for lease of space at Black & Williams Neighborhood Center at 498 Georgetown St. [Dept. of General Services, Hamilton] |
| 41. | 0593-12 | A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Lexington-Fayette Urban County Human Rights Commission, for purchase of services for FY 2013, at a cost not to exceed \$200,260. [Div. of Grants and Special Programs, Gooding] |
| 42. | 0594-12 | 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 Education, Div. of School and Community Nutrition, 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 \$79,000 Federal funds, are for participation in the Child Care Food Program at the Family Care Center, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, and authorizing the |

- Mayor to transfer unencumbered funds within the Grant budget. [Div. of Grants and Special Programs/Dept. of Social Services, Gooding/Mills]
- 43.** **0599-12** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Amendment to Sublease and Management Agreement (Contract # 4730) with Lexington Arts and Cultural Council, Inc., for management and operation of the Downtown Arts Center. [Dept. of General Services, Hamilton]
- 44.** **0600-12** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Letter Agreement with Dean Dorton Allen Ford, PLLC, for preparation of the Sheriff's Settlement for the 2011 Property Tax Year, at a cost not to exceed \$15,000 in FY 2013. [Dept. of Finance, Driskell]
- 45.** **0605-12** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to accept a donation from Pedal the Planet, Inc., of 3 Fix-It Stations, for use at Legacy Trail, at no cost to the Urban County Government. [Div. of Parks and Recreation, Hancock]
- 46.** **0607-12** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Agreements with the Board of Education of Fayette County and the Ky. State Police, for services under the 2010 Project Safe Neighborhood Program, at a cost not to exceed \$10,000 for the Board of Education of Fayette County and \$23,027 for the Ky. State Police. [Div. of Grants and Special Programs/Dept. of Public Safety, Gooding/Mason]
- 47.** **0612-12** A Resolution amending Section 1 of Resolution No. 333-2006 which authorized and directed the Mayor, on behalf of the Urban County Government, to execute a Certificate of Consideration and accept a Deed conveying permanent storm sewer and temporary construction easements from David Freeman for property located at 695 Woodward Ln., for the Wilderness Rd./Woodward Ln. Sanitary Sewer Project, changing the cost from no cost to the Urban County Government to \$1,796.85, plus usual and appropriate closing costs. [Div. of Water Quality, Martin]
- 48.** **0613-12** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Certificate of Consideration and accept a Deed conveying permanent sanitary

sewer and temporary construction easements from Sheldon T. and Janet L. Reynolds, for the property located at 683 Woodward Ln., for the Wilderness Rd./Woodward Ln. Sanitary Sewer Project, and authorizing payment in the amount of \$849.90, plus usual and appropriate closing costs. [Div. of Water Quality, Martin]

- 49. 0614-12** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Certificate of Consideration and accept a Deed conveying permanent sanitary sewer and temporary construction easements from Ronald and Rose Crim, for the property located at 679 Woodward Ln., for the Wilderness Rd./Woodward Ln. Sanitary Sewer Project, and authorizing payment in the amount of \$261.90, plus usual and appropriate closing costs. [Div. of Water Quality, Martin]
- 50. 0615-12** A Resolution changing the street names and property address numbers of 1400 Corona Dr. to 4513 Clubhouse Dr.; 2980 Mahala Ln. to 3048 Drexel Pass; 772 ½ Shelby Ave. to 913 Highland Dr.; 454 E. Maxwell St. to 304 Transylvania Park, 1076 Wyndham Hills Dr. to 3964 Wyndham Ridge; changing the property address number of 1360, 1403, 1404, 1405, 1406, 1407, 1408, 1409, 1410, 1411, 1414, 1413, 1416, 1415, 1416 ½, 1417, 1418, 1420, 1426, 1428, 1430, 1432, 1434, 1436, 1437, 1438, 1441-1443, 1440, 1442, 1447-1449, 1450, 1453, and 1457-1459 Elizabeth Street to 1351, 1484, 1485, 1488, 1489, 1492, 1493, 1496, 1497, 1500, 1505, 1506, 1509, 1512, 1513, 1516, 1517, 1521, 1525, 1529, 1533, 1537, 1541, 1545, 1546, 1549, 1550, 1557, 1561, 1562, 1565, 1570, and 1574 Elizabeth St., 4986 Newtown Pike to 4980 Newtown Pike, 3200 Nicholasville Rd. to 3220 Nicholasville Rd., 570-576 Quin Shearer Ct. to 576 Quin Shearer Ct., and 2051 Richmond Rd. to 2041 Richmond Rd.; and changing the street names of 336, 338, 340, 342, 344, 346, and 348 Campsie Pl. to 336, 338, 340, 342, 344, 346, and 348 Campsie Ct.; all effective thirty days from passage. [Div. of Emergency Management/911, Lucas]
- 51. 0616-12** 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 and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$129,533 Federal funds under the State Criminal Alien Assistance Program (SCAAP), and are for reimbursement of costs related to the incarceration of undocumented criminal aliens. [Div. of Grants and Special Programs/Dept. of Public Safety, Gooding/Mason]

- 52. 0619-12** A Resolution authorizing Dean Dorton Allen Ford, PLLC to conduct a financial audit of all Lexington-Fayette Urban County Government Funds for Fiscal Year 2012 for an amount not to exceed \$124,000, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary agreement or documents with Dean Dorton Allen Ford, PLLC related to the audit. [Dept. of Finance, Driskell]
- 53. 0620-12** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a FY2013 Purchase of Service Agreement with Lexington's Children's Museum, Inc. d/b/a Explorium of Lexington, to provide education and cultural experience for children and their caregivers, at a cost not to exceed \$169,000, subject to sufficient funds being appropriated. [Div. of Revenue, O'Mara]
- 54. 0653-12** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with NAMI Lexington (\$325), The Southland Association, Inc. (\$800), Garden Springs Neighborhood Association (\$975), Harrods Hill Neighborhood Association (\$1,125), Camp Nelson Honor Guard (\$4,278), CASA of Lexington, Inc. (\$1,275), American Lung Association of Ky., Inc. (\$985), Beaumont Centre Family YMCA (\$875), Rare Inner City Ministries (\$950), Psi Tau Chapter, Omega Psi Phi Fraternity (\$525), Imani Family Life Center (\$475), Girl Scouts of Ky.'s Wilderness Road Council, Inc. (\$422.90), Center for Women, Children, and Families, Inc. (\$422.90), Chrysalis House, Inc. (\$422.90), Ky. Student Veterans, Inc. (\$422.90), Bluegrass Community Foundation, Inc. (\$3,500), Bluegrass Community Foundation, Inc. (\$3,000), African Cemetery No. 2, Inc. (\$130) and Green Acres-Hollow Creek-Breckenridge Neighborhood Association (\$440), for the Office of the Urban County Council, at a cost not to exceed the sums stated. [Council Office, Maynard]
- 55. 0671-12** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Salvation Army (\$2,000), for the Office of the Urban County Council, at a cost not to exceed the sum stated. [Council Office, Maynard]
- 56. 0623-12** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Release of Easement releasing a portion of a sanitary sewer easement on property located at 4101 Tates Creek Rd. [Dept. of Law, Graham]

- 57. 0624-12** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Bluegrass Workforce Investment Board, 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 \$115,000 Federal funds, and are for a Workforce Investment Act Project for the Div. of Youth Services, the acceptance of which obligates the Urban County Government for the expenditure of \$33,940 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. [Div. of Grants and Special Programs/Dept. of Social Services, Gooding/Mills]
- 58. 0628-12** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Transportation Cabinet, which Grant funds are in the amount of \$2,721,700 Federal funds, are for the Legacy Trail Phase III, the acceptance of which obligates the Urban County Government for the expenditure of \$680,425 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. [Div. of Grants and Special Programs, Gooding]
- 59. 0631-12** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with RCC Consultants, Inc., a sole source provider, for technical systems review services, at a cost not to exceed \$35,820. [Div. of Police, Bastin]
- 60. 0632-12** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Engineering Services Agreement with CDP Engineers, Inc., for the Loudon Avenue Sidewalk Project, for the Div. of Engineering, at a cost not to exceed \$44,652. [Div. of Grants and Special Programs, Gooding]
- 61. 0633-12** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Department of Military Affairs, Div. of Emergency Management, for extension of the Comprehensive Hazard Mitigation Plan Update Project through June 30, 2014, at no cost to the Urban County Government. [Div. of Grants and Special Programs/Dept. of Public Safety, Gooding/Mason]

- 62. 0636-12** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Modification #3 to the Neighborhood Stabilization Program Funding Agreement with the Ky. Dept. for Local Government, for \$27,072 in additional Federal funds for unanticipated program costs. [Div. of Grants and Special Programs, Gooding]
- 63. 0646-12** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to accept a donation from Creation Technologies of Lexington of a Big Belly solar powered trash compactor, for use at the Fifth Third Pavilion in Cheapside Park, at no cost to the Urban County Government. [Div. of Parks and Recreation, Hancock]
- 64. 0649-12** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to Agreement with the University of Louisville Research Foundation, for extension of the Agreement for Hazard Mitigation Planning Services through June 30, 2013. [Div. of Grants and Special Programs/Dept. of Public Safety, Gooding/Mason]
- 65. 0658-12** A Resolution authorizing the Div. of Emergency Management/911, on behalf of the Urban County Government, to purchase Zumro non ambulatory roller systems on carts with accessories under the Metropolitan Medical Response System Project and the Chemical Stockpile Emergency Preparedness Program from Advance Eco Systems, Inc., a sole source provider, at a cost not to exceed \$48,000. [Div. of Grants and Special Programs/Dept. of Public Safety, Gooding/Mason]
- 66. 0659-12** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. Five to the Contract with Woodall Construction Co., Inc., for the construction of Clays Mill Rd. Improvements Project, increasing the contract price by the sum of \$76,318.31 from \$3,674,372.29 to \$3,750,690.60. [Div. of Grants and Special Programs, Gooding]
- 67. 0660-12** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Engineering Services Agreement with M2D Design Group, for the Gainesway Trail Project, for the Div. of Engineering, at a cost not to exceed \$43,825. [Div. of Grants and Special Programs, Gooding]
- 68. 0661-12** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Div. of Forestry, which Grant funds are in the amount of \$10,000

Federal funds, are for the treatment of ash trees on publicly managed lands, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. [Div. of Grants and Special Programs, Gooding]

- 69.** **0666-12** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with the Commonwealth of Ky. State Board of Elections for the acceptance of \$1,125,000 for the purchase of voting equipment. [Chief Administrative Officer, Moloney]
- 70.** **0676-12** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a New Case Document, Amendment to Plan Management Agreement, and Amendment to Group Stop-Loss Policy Extension with Humana Insurance Co. for the administration of health care claims for the period of January 1, 2012 through December 31, 2012. [Dept. of Law, Graham]
- 71.** **0704-12** A Resolution authorizing and directing the Dept. of Finance, beginning Fiscal Year 2013 and the beginning of each fiscal year thereafter (July 1), to designate a fund of at least \$200,000 to fund abatement related activities, defined as mowing, weeds, trash and debris, by the Div. of Code Enforcement. [Council Office, Maynard]
- 72.** **0705-12** A Resolution authorizing and directing the Commissioner of Public Safety to evaluate the functions of all positions within the Div. of Police and the Div. of Fire and Emergency Services to determine whether the totality of a position's duties can be performed by a non-sworn employee. [Council Office, Maynard]

IX. Communications from the Mayor

- 0677-12**
1. Recommending the reappointment of Ms. Janice L. Meyer to the Board of Adjustment, with a term to expire 7-1-2016.
 2. Recommending the appointments of Mr. Jason L. Lee, as at-large representative, and Dr. Jacqueline R. Matar, as physician representative, to the Board of Health, with terms to expire 6-30-2014 and 6-30-2013, respectively. The term of Dr. Patricia Burkhart expires 6-30-2012, and Dr. Michael Moore is no longer serving.
 3. Recommending the reappointments of Dr. Nat H. Sandler and Mr. Scott White, as at-large representatives, to the Board of Health, with terms to expire 6-30-2014.

4. Correcting the term of Ms. Sandra N. Canon, Board of Health, from 6-30-2016 to 6-30-2013, in accordance with KRS 212.632.
5. Recommending the appointments of Mr. Roger D. Ledgridge and Mr. Anthony D. Perkins, and the reappointment of Mr. James R. Rogers, to the CASA Board, with terms to expire 6-11-2016.
6. Recommending the appointment of Councilmember Julian Beard, as Council representative, to the Internal Audit Board, with term to expire 12-31-2012. Councilmember George Myers is no longer serving.
7. Recommending the appointment of Ms. Paula B. King, as at-large representative, to the Lyric Theatre & Cultural Arts Center Corporation, with a term to expire 12-8-2013. Ms. King will fill the unexpired term of Ms. Natalie Barrett.
8. Recommending the appointments of Ms. Jill M. Bertelson, as 11th District representative, and Ms. Stacey A. Rearic, as 9th District representative, to the Parks and Recreation Advisory Board, with terms to expire 1-14-2016. Mr. Michael Crain and Mr. Lee Meyer are no longer serving.
9. Recommending the appointment of Ms. Karen Mundy, and the reappointment of Mr. L. Michael Owens, to the Planning Commission, with terms to expire 7-1-2016. The term of Ms. Marie Copeland expires July 1, 2012.
10. Recommending the appointment of Mr. Joseph A. Clabes, as LBAR representative, to the Rural Land Management Board, with a term to expire 4-1-2016. Ms. Karen Mundy is no longer serving.

X. Announcements

XI. Public Comments

Adjournment