Lexington, Kentucky December 6, 2007

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on December 6, 2007 at 7:00 P.M. Present were Mayor Jim Newberry in the chair presiding and the following members of the Council: Council Members Blues, Crosbie, DeCamp, Ellinger, Gorton, Gray, James, Lane, McChord, Moloney, Myers, Stevens, Stinnett, Beard and Blevins.

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

Ordinances No. 252-2007 thru 263-2007 inclusive and Resolutions No. 588-2007 thru 628-2007 inclusive were reported as having been signed and published, and were ordered to record.

Lexington, Kentucky December 6, 2007

The Invocation was given by Dr. Robert Baker, Calvary Baptist Church.

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Upon motion of Mr. Blevins, seconded by Mr. DeCamp, the minutes of the November 15, 2007 Council Meeting was approved by unanimous vote.

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The Mayor explained that Lexington participated in the U. S. Conference of Cans for Cash Aluminum Beverage Recycling Contest and that the Urban County Government, Fayette County Public Schools, University of Ky. along with Bluegrass Pride as well as other community partners joined together as Bluegrass Partnership to collect 321,000 lbs. of cans.

Mr. Steve Feese, Div. of Waste Management, recognized the winners of the contest and the Mayor presented them with their plaque.

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

Aye: Blues, Crosbie, DeCamp, Ellinger, Gorton,
Gray, James, Lane, McChord, Moloney,
Myers, Stevens, Stinnett, Beard, Blevins ----------------------------- 15

Nay: --- 0

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. (Hougham Industrial)

An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a donation of $2,750.00 from State Farm Mutual Automobile Insurance Company and $2,000.00 from Wal-Mart Stores, Inc. (Sam's Club) for use by the Div. of Fire and Emergency Services Public Education Programs, and appropriating funds pursuant to Schedule No. 94.

An Ordinance amending Chapter 13 of the Code of Ordinances, Sections 13-1 through 13-16 to conform to the requirements set forth in KRS 67.750-67.795 with respect to the taxation of businesses, in addition creating Section 13-7.2 to require employers to file Federal Form 1099, and amending Section 13-9 to increase the initial license fee from $10 to $25.

An Ordinance amending Section 21-5 of the Code of Ordinances abolishing one (1) position of Staff Assistant, Grade 107N, creating one (1) position of Administrative Specialist, Grade 110N, and reclassifying the incumbent, in the Div. of Planning, to become effective retroactive to August 20, 2007, and appropriating funds pursuant to Budget Schedule No. 92.

An Ordinance amending Section 21-5 of the Code of Ordinances abolishing one (1) position of Staff Assistant, Grade 107N, creating one (1) position of Administrative Specialist, Grade 110N, in the Div. of Police, and appropriating funds pursuant to Budget Schedule No. 90.

An Ordinance amending Section 21-5 of the Code of Ordinances abolishing two (2) positions of Operations Manager, Grade 116E, creating two (2) positions of Facility Manager, Grade 118E, abolishing three (3) positions of Skilled Trades Worker Sr., Grade 112N, and creating three (3) positions of Electrical Instrumentation Tech, Grade 113N; abolishing one (1) position of Trades Supervisor, Grade 113N, and creating one (1) position of Electrical Instrumentation Tech Sr., Grade 114E; reallocating one (1) position of Director of Building Maintenance and Construction, Grade 120E, to Grade 121E; and reclassifying the incumbents, in the Div. of Building Maintenance and Construction, to become effective retroactive to May 28, 2007, and appropriating funds pursuant to Budget Schedule No. 96.

An Ordinance amending Section 22-5 of the Code of Ordinances creating ten (10) temporary positions of Equipment Operator Sr., Grade 109N, for a term of five months, beginning December 10, 2007 and ending May 25, 2008, in the Div. of Waste Management, and appropriating funds pursuant to Budget Schedule 91.

An Ordinance amending Section 26-1(6) of the Lexington-Fayette Urban County Government Code of Ordinances by deleting reference to August 26, 1998 and a moratorium; and amending Section 26-1(7) by deleting references ten acre tracts.

An Ordinance notwithstanding Section 21-33(a) of the Code of Ordinances providing that employees holding the position of Telecommunicator, Telecommunicator Sr., Telecommunicator Supervisor, and PSAP Manager in the Div. of Enhanced 911 may carry over accumulated vacation leave in excess of one hundred sixty-eight (168) hours at the end of calendar year 2007; providing that these employees shall have their accumulated vacation hours reduced to one hundred sixty-eight (168) hours on March 31, 2008; and providing that these employees who separate from employment with the Lexington-Fayette Urban County Government prior to March 31, 2008 shall be paid pursuant to Section 21-33(e) of the Code of Ordinances for no more than one hundred sixty-eight (168) hours plus any hours accumulated for service during the calendar year of 2008.

An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Kentucky Justice Cabinet, 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 $1,350 Federal funds from the Violence Against Women Act Program, are for participation in the Ending Sexual Assault and Domestic Violence Conference, the acceptance of which obligates the Urban County Government for the expenditure of $450.00 as a local match, appropriating funds pursuant to Schedule No. 88, and authorizing the Mayor to transfer unencumbered funds within the Grant budget.

An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Bluegrass Area Development District, to provide any additional information requested in connection with this Grant Application, and to accept this Grant if the application is approved, which Grant funds are in the amount of $12,872.00 Commonwealth of Kentucky funds, are for the purchase of a portable air compressor for the Div. of Parks and Recreation, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, appropriating funds pursuant to Schedule No. 95, and authorizing the Mayor to transfer unencumbered funds within the Grant budget.

An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the U.S. Department of Justice, which Grant funds are in the amount of $13,608.23 Federal funds, are for the purchase of bulletproof vests for the Div. of Police ($9,526.23) and the Office of the Fayette County Sheriff ($4,082.00), the acceptance of which obligates the Urban County Government for the expenditure of $9,526.23 as a local match, appropriating funds pursuant to Schedule

No. 87, and authorizing the Mayor to transfer unencumbered funds within the Grant budget.

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An Ordinance of the Urban County Council finding that the Hope VI Affordable Housing Development Project located at 898 Georgetown Street meets the guidelines for the expenditure of Urban Development Action Grant (UDAG) funds and authorizing the expenditure of $450,000.00 in such funds to assist with site development and infrastructure improvements for this project, appropriating funds pursuant to Schedule No. 97 was given second reading.

Mr. Dan Rowland, South Mill Street, filed the following exhibit: (a) Georgetown Affordable Housing Development Handout and spoke about responsible land use, sustainable design and urban thinking concerning the development.

Ms. James suggested that Mr. Rowland speak to the Housing Authority and the Infill and Redevelopment Committee about his ideas.

Upon motion of Mr. Beard, seconded by Ms. Gorton, the ordinance was approved by the following vote:

Aye: Blues, Crosbie, DeCamp, Ellinger, Gorton,
Gray, James, Lane, McChord, Moloney,
Myers, Stevens, Stinnett, Beard, Blevins ----------------------------- 15

Nay: --- 0

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An Ordinance amending certain of the budgets of the Lexington-Fayette Urban County Government to reflect current requirements for municipal expenditures, and appropriating and re-appropriating funds, Schedule No. 93 was on the docket for second reading.

Upon motion of Mr. Ellinger, seconded by Ms. Crosbie and passed by unanimous vote, the ordinance was amended to delete a budget amendment for Sanitary Sewer Engineering as that budget amendment had already been approved by Council in Ordinance No. 261-2007 and that this was not a material change and the ordinance could be given second reading as amended.

The ordinance was given second reading as amended. Upon motion of Mr. Beard, seconded by Ms. Gorton, the ordinance was approved by the following vote:

Aye: Blues, Crosbie, DeCamp, Ellinger, Gorton,
Gray, James, Lane, McChord, Moloney,
Myers, Stevens, Stinnett, Beard, Blevins ----------------------------- 15

Nay: -- 0

* * *

An Ordinance approving and adopting a program amendment for use of Community Development Block Grant Funds in the 2007 Consolidated Plan to establish a new project, the Open Channel on Bryan Avenue Project, and an amendment to the 2005 Consolidated Plan to provide a change in the scope of work for the Valley Park Project, appropriating funds pursuant to Schedule No. 99, and authorizing the Mayor to transfer unencumbered funds within the Grant budget was given first reading with a public hearing being held.

The Mayor opened the public hearing.

Mr. Bernard McCarthy, Harry Street, asked for more specifics on the projects.

There being no further citizens to speak, the Mayor declared the public hearing closed.

The ordinance was ordered placed on file until December 11, 2007 for public inspection.

* * *

The following ordinances were given first reading. Upon motion of Ms. Gorton and seconded by Mr. Ellinger, the rules were suspended by unanimous vote.

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

Aye: Blues, Crosbie, DeCamp, Ellinger, Gorton,
Gray, James, Lane, McChord, Moloney,
Myers, Stevens, Stinnett, Beard, Blevins ----------------------------- 15

Nay: -- 0

An Ordinance creating Section 2-18 of the Code of Ordinances authorizing the Mayor to appoint a designee to act as his proxy for all purposes at any meeting of the Board of Health of the Lexington-Fayette County Health Department that he is unable, for any good reason, to attend.

An Ordinance pursuant to Section 2-1(a) of the Code of Ordinances of the Lexington-Fayette Urban County Government, adopting a schedule of meetings for the Council for the calendar year 2008.

* * *

The following ordinances were given first reading and ordered placed on file until December 11, 2007 for public inspection.

An Ordinance amending Section 2 of Ordinance No. 215-2007, Section 21-5 of the Code of Ordinances, creating one (1) position of Deputy Director, Grade 120E, in the Office of Internal Audit, to change the effective date from January 7, 2008 to November 21, 2007.

An Ordinance expanding and extending Partial Urban Services District #3 for the Urban County Government for the provision of garbage and refuse collection, to include the area defined as certain properties on the following streets: Millcreek, Appian Crossing Way, Jones Trail; and Longleaf Place Subd, Longleaf Place.

An Ordinance expanding and extending Partial Urban Services District #5 for the Urban County Government for the provision of garbage and refuse collection and street lighting, to include the areas defined as certain properties on the following streets: South Mill Commons Section 3, Lawrence Street; Cravens Property (The Lofts at 991), McClanahan Lane, Todds Road; and Beaumont Centre, Verandah Place.

An Ordinance expanding and extending the Full Urban Services District for the Urban County Government for the provision of street lighting, street cleaning and garbage and refuse collection, to include the area defined as certain properties on the following streets: Angela Court; Blackhorse Lane; Bracktown Road; Bradley Lane; Leestown Road; Rebecca Drive; Richardson Prop Unit 8 Sec 1, Stuart Hall Boulevard; Still Meadows LLC Prop Sec 1 (portion of 501 Chilesburg Road), Andover Creek Lane; Arnold Properties, LLC, Appian Crossing Way; Blackford Prop Phase 3 Unit 1B, Bay Springs Park; Blackford Prop Phase 3 Unit 1E, Bay Springs Park; Blackford Prop Phase 3 Unit 1G, Bay Springs Park; Blackford Prop Phase 3 Unit 1-I, Bay Springs Park; Blackford Prop Phase 3 Unit 1-J, Bay Springs Park; Beaumont Farm Unit 1, Beacon Street; Beaumont Farm Unit 1, Beacon Street; Beaumont Farm Unit 1, Beacon Street, Beaumont Centre Circle; Beaumont Farm Unit 1, Beaumont Centre Circle; Blackford, Blackford Parkway; Blackford Prop Phase 3 Unit 1B, Blackford Parkway; Newmarket, Unit 4-B, Brick House Lane; The Reserve and Tates Creek (5301 Tates Creek Road), Bridlewood Lane; Longleaf Subd., Unit 2, Broadleaf Lane; Burgess Avenue; Sebastian Property Unit 3C Section 2, Burnt Mill Road; Sebastian Property Unit 3B Section 2, Burnt Mill Road; Sebastian Property Unit 3E Sec 2, Burnt Mill Road; Ramsey-Sullivan, Creek Path Lane; Ramsey-Sullivan Prop Unit 1A Sec 1 (Kearney Ridge), Creek Path Lane; Masterson Station Central (Citation Village), Darenia Lane; Asbury, Dawson Springs Way; Newtown Springs, Unit 2B, Dawson Springs Way; Carroll, Rollie B., Sr, Eastway Drive; Masterson Station Central (Citation Village), Ferndale Pass; Blackford Prop Phase 3 Unit 1G, Hibernia Pass; Blackford Prop Phase 3 Unit 1H, Hibernia Pass; Still Meadows LLC Prop Sec 1 (Portion of 501 Chilesburg Road), Horsemint Trail; Scully Property, Kavenaugh Lane; Ramsey-Sullivan Prop Unit 1B (Kearney Ridge), Kearney Creek Lane; Ramsey-Sullivan Prop Unit 1C (Kearney Ridge), Kearney Creek Lane; Ramsey-Sullivan Prop Unit 1D (Kearney Ridge), Kearney Creek Lane; Ramsey-Sullivan Property Unit 3, Kearney Ridge Boulevard; Ramsey-Sullivan Prop Unit 1B (Kearney Ridge), Kearney Ridge Boulevard; Ramsey-Sullivan Prop Unit 1A Sec 1 (Kearney Ridge), Kearney Ridge Boulevard; Sunny Slope Farm Unit 3B, Sec 1, Kelli Rose Way; Woodward-Lander Property Unit 1A, Laguna Court; Woodward-Lander Property Unit 1C, Lander Court; Highland Lakes Unit 1H, Largo Lane; Scully Property, Lawson Lane; Masterson Station Central (Citation Village), Leestown Road; Sunny Slope Farm Unit 3A, Loblolly Court; Sunny Slope Farm Unit 3G Sec 1, Loblolly Way; Ramsey-Sullivan Prop. Unit 1C (Kearney Ridge), Locust Blossom Cv.; Blackford Prop Phase 3 Unit 1E, Mathern Trail; Blackford Prop Phase 3 Unit 1F, Mathern Trail; Blackford Prop Phase 3 Unit 1H, Mathern Trail; Ramsey-Sullivan Prop. Unit 1D (Kearney Ridge), Meadowsweet Lane; Ramsey-Sullivan Property Unit 3, Meadowsweet Lane; Johnson Prop Unit 1-J, Millbank Road; Johnson Property, Unit 1B, Sec.2, Millbank Road; Still Meadows LLC Prop Sec 1 (Portion of 501 Chilesburg Road), Mist Flower Lane; Beaumont Farm Unit 1, Monarch Street; Woodward-Lander Property Unit 1D, Movado Court; Newtown Springs, Unit 1, Sec 1, Newtown Center Way; Asbury, Newtown Springs Drive; Newtown Springs, Unit 1, Sec 1, Newtown Springs Drive; Sebastian Property Unit 3B Section 2, Old Woolen Mill Lane; Sebastian Property Unit 3A Section 2, Old Woolen Mill Lane; Denton Farms, Inc Unit 3 Section A (Ellerslie at Delong), Ormesby Place; Carroll, Rollie

B. Sr, Pasadena Drive; Denton Farms, Inc. Unit 3 Section A (Ellerslie at Delong), Richmond Road; Woodward-Lander Property Unit 1G, Riney Road; Masterson Station Central (Citation Village), Robinson Way; Russell Cave Road; Johnson Property, Unit 1B, Sec. 2 Russell Cave Road; Woodward-Lander Property Unit 1A, Sandersville Road; Woodward-Lander Property Unit 1B, Sandersville Road; Woodward-Lander Property Unit 1C, Sandersville Road; Woodward-Lander Property Unit 1D, Sandersville Road; Newtown Spring, Unit 2B, Saunders Springs Way; Asbury, Saunders Springs Way; Masterson Station Central (Citation Village), Shell Court; Newton Springs, Unit 2B, Silver Springs Drive; Asbury, Silver Springs Drive; Sunny Slope Farm Unit 3G Sec 1, Silverbell Trace; Ramsey-Sullivan Prop Unit 1B (Kearney Ridge); Sullivans Trace; Ramsey-Sullivan Prop Unit 1A Sec 1 (Kearney Ridge), Sullivans Trace; Ramsey-Sullivan, Sullivans Trace; Pasadena Point Subd, Sun Seeker Court; Sunny Slope Farm Unit 3A, Sweetspire Drive; The Reserve and Tates Creek (5301 Tates Creek Road), Tates Creek Road; Woodward-Lander Property Unit 1E, Tiburon Court, Tiburon Way; Woodward-Lander Property Unit 1F, Tiburon Way; Woodward-Lander Property Unit 1G, Tiburon Way; Woodward-Lander Property Unit 1H, Tiburon Way; Sebastian Property Unit 3D, Trailwood Lane; Sebastian Property Unit 3B Section 2, Trailwood Lane; The Reserve and Tates Creek (5301 Tates Creek Road), Tykes Pass; Sebastian Property Unit 3A Section 2, White Oak Trace; Sebastian Property Unit 3C Section 2, White Oak Trace; and Sebastian Property Unit 3D, White Oak Trace, Whiteberry Drive.

An Ordinance providing, notwithstanding Section 21-33(a) of the Code of Ordinances, that employees in the Dept. of Finance and Administration, who because of STARS implementation will lose accumulated vacation leave, may carry over accumulated vacation leave in excess of one hundred sixty-eight (168) hours at the end of calendar year 2007; providing that the employee shall have his or her accumulated vacation hours reduced to one hundred sixty-eight (168) hours on June 30, 2008; and providing that if the employee separates from employment with the Urban County Government prior to June 30, 2008, then he or she shall be paid pursuant to Section 21-33(e) of the Code of Ordinances for no more than one hundred sixty-eight (168) hours plus those hours accumulated for service during calendar year 2008.

An Ordinance amending certain of the budgets of the Lexington-Fayette Urban County Government to reflect current requirements for municipal expenditures, and appropriating and reappropriating funds, Schedule No. 98.

An Ordinance amending certain of the budgets of the Lexington-Fayette Urban County Government to reflect current requirements for municipal expenditures, and appropriating and reappropriating funds remaining in FY 2007 into FY 2008 as approved at the December 4, 2007 Council Work Session, Schedule No. 111.

An Ordinance closing a portion of Owens Street; determining that all property owners abutting the portion of 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 Quitclaim Deeds 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.

An Ordinance amending Section 4-12.4(d) of the Code of Ordinances to increase the kennel license fee from $25.00 to $135.00, effective on the date of passage.

An Ordinance amending Section 4-19(e) of the Code of Ordinances to increase the fine for violations of the prohibition against dogs running at large to not less than $50 for a first offense, $100 for a second offense, $250 for a third offense, and $500 for a fourth and each subsequent offense occurring within a 36-month period.

An Ordinance amending Section 21-5 of the Code of Ordinances abolishing one (1) position of Clerical Assistant, Grade 104N, and creating one (1) position of Staff Assistant, Grade 107N; abolishing one (1) position of Recreation Supervisor, Grade 110E, and creating one (1) position of Park Naturalist, Grade 113E; and reclassifying the incumbents, all within the Div. of Parks and Recreation; and pursuant to Ordinance No. 197-2002 adjusting the salary of one employee in the Div. of Revenue and one employee in the Div. of Traffic Engineering occupying the positions of Staff Assistant, after a review pursuant to the pay equity ordinance, all to become retroactive to October 1, 2007, and appropriating funds pursuant to Budget Schedule No. 107.

An Ordinance amending Section 21-5 of the Code of Ordinances abolishing one (1) position of Engineering Technician Sr., Grade 113E, creating one (1) position of

Associate Engineering Technician Principle, Grade 114E, and reclassifying the incumbent, in the Div. of Engineering, effective retroactive to August 20, 2007, and appropriating funds pursuant to Budget Schedule No. 109.

An Ordinance amending Section 22-5 of the Code of Ordinances transferring one (1) position of Van Driver p/t, Grade 104N, from the Div. of Adult Services to the Office of Aging Services.

An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the U. S. Dept. of Justice, which grant funds are in the amount of $125,561.00 Federal funds under the State Criminal Alien Assistance Program (SCAAP), are for reimbursement of costs related to the incarceration of undocumented criminal aliens, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, appropriating funds pursuant to Schedule No. 101, and authorizing the Mayor to transfer unencumbered funds within the grant budget.

An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Office of 911 Coordinator/Commercial Mobile Radio Service Board, which grant funds are in the amount of $147,457.00 Commonwealth of Ky. funds, are for improvements to the Regional 911 System, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, appropriating funds pursuant to Schedule No. 102, and authorizing the Mayor to transfer unencumbered funds within the grant budget.

An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Office of Homeland Security, which grant funds are in the amount of $37,282.00 Federal funds, are for the purchase of a Portable Interoperable Communications Tower for the Div. of Environmental and Emergency Management, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, appropriating funds pursuant to Schedule No. 103, and authorizing the Mayor to transfer unencumbered funds within the grant budget.

An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Office of Homeland Security, which grant funds are in the amount of $98,304.00 Federal funds, are for improvements to the

Regional 911 System, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, appropriating funds pursuant to Schedule No. 104, and authorizing the Mayor to transfer unencumbered funds within the grant budget.

An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Office of Homeland Security, which grant funds are in the amount of $217,844.00 Federal funds, are for expansion of the Mobile Data Computer Network in the Div. of Police, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, appropriating funds pursuant to Schedule No. 105, and authorizing the Mayor to transfer unencumbered funds within the grant budget.

An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Environmental and Public Protection Cabinet, which grant funds are in the amount of $5,000.00 Commonwealth of Ky. funds, are for participation in the Mercury Collection Program, the acceptance of which obligates the Urban County Government for the expenditure of $1,250.00 as a local match, appropriating funds pursuant to Schedule No. 106, and authorizing the Mayor to transfer unencumbered funds within the grant budget.

An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Franchise Agreement with Insight Ky. Partners, II, LP, as previously amended, to extend and renew the term of the non-exclusive franchise for a cable television system a term of five (5) years from fifteen (15) to twenty (20) years, with an affective date retroactive to September 3, 2007, in return for additional services and at no cost to the Urban County Government.

* * *

The following resolutions were given second reading. Upon motion of Mr. Stinnett, seconded by Mr. McChord, the resolutions were approved by the following vote:

Aye: Blues, Crosbie, DeCamp, Ellinger, Gorton,
Gray, James, Lane, McChord, Moloney,
Myers, Stevens, Stinnett, Beard, Blevins ----------------------------- 15

Nay: --- 0

A Resolution accepting the bid of Benjamin Franklin Plumbing, establishing a price contract for the sump pump redirection program.

A Resolution accepting the bid of GKT Enterprises LLC, establishing a price contract for asphalt speed humps (including pavement markings).

A Resolution, pursuant to Code of Ordinances Section 18-66, designating the speed limit on Kavanaugh Lane as 25 miles per hour and authorizing and directing the Div. of Traffic Engineering to install proper and appropriate signs in accordance with the designation.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute FY08 Purchase of Service Agreement with Lexington Center Corporation, for the facilitation of economic development projects in Fayette County, at a cost not to exceed $50,000.00.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute the FY08 Purchase of Service Agreement with Commerce Lexington, Inc., for the facilitation of economic development activities and initiatives, at a cost not to exceed $620,000.00.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with The German Marshall Fund of the United States ($1,075.00), Inner Youth Development, Inc. ($450.00) and God's Pantry Food Bank, Inc. ($1,450.00) for the Office of the Urban County Council, at a cost not to exceed the sums stated.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Kentucky Office of Homeland Security, for extension of the Agreement for Federal funds for continuation of the Metropolitan Medical Response Systems (MMRS) Project from October 31, 2007 to June 30, 2008, at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with the Bureau of Alcohol, Tobacco, Firearms, and Explosives, for reimbursement of overtime salary and other costs, at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to Agreement with Community Action Council for Lexington-Fayette, Bourbon, Harrison and Nicholas Counties, Inc., for extension of the Agreement for use of Community Development Block Grant Funds to support the Young Builders Program to December 31, 2007, at no cost to the Urban County Government.

A Resolution amending Section 2 of Resolution No. 544-2007 which authorized and directed the Mayor, on behalf of the Urban County Government, to execute an Agreement with Kentucky Utilities Company for the relocation of utilities from the temporary housing site for residents displaced by the Newtown Pike Extension Project and authorized payment in the amount of $5,949.00, to list the correct payee as Kentucky Utilities Company.

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 a temporary construction easement from Susan Y. Miller and Walter Miller, for the property located at 213 Floral Park, for the Elizabeth Street Drainage Project, and authorizing payment in the amount of $300.00, plus usual and appropriate closing costs.

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A Resolution ratifying the probationary civil service appointments of: Christopher Cunningham, Computer Analyst, Grade 115E, $1,788.08 bi-weekly, in the Div. of Computer Services, effective November 26, 2007; Brian Dennis, Public Information Supervisor, Grade 115E, $1,947.79 bi-weekly, in the Div. of Government Communications, effective November 12, 2007; Paul Hockensmith, GIS Programmer Analyst, Grade 117E, $1,940.16 bi-weekly, in the Div. of Enhanced 911, effective October 29, 2007; Kendra Carter, Customer Service Supervisor, Grade 113E, $1,776.66 bi-weekly in the Div. of Government Communications, effective November 12, 2007; Kenneth Goble, Equipment Operator Sr., Grade 109N, $15.337 hourly, in the Div. of Waste Management, effective November 12, 2007; Horace Miles, Equipment Operator Sr., Grade 109N, $15.455 hourly, in the Div. of Waste Management, effective November 12, 2007; Kimberly Huffman, Administrative Specialist Sr., Grade 112N, $17.072 hourly, in the Div. of Revenue, effective November 19, 2007; Donald Bowman, Treatment Plant Operator/Apprentice, Grade 107N, $15.951 hourly, in the Div. of Water and Air Quality, effective November 26, 2007; Tonia Alexander, Cook, Grade 103N, $12.367 hourly, in the Div. of Family Services, effective October 29, 2007; Elaine Dionne, Administrative Specialist Sr., Grade 112N, $19.712 hourly, in the Div. of

Revenue, effective November 26, 2007; Diane Catlett, Staff Assistant Sr., Grade 108N, $11.879 hourly, in the Div. of Revenue, effective November 26, 2007; Robert Sebring, Public Service Supervisor Sr., Grade 114E, $2,083.92 bi-weekly, in the Div. of Community Corrections, effective November 12, 2007; ratifying the permanent civil service appointment of: Starlena Ward, Microcomputer Support Specialist, Grade 113N, in the Div. of Computer Services, effective October 30, 2007; ratifying the permanent sworn appointment of: Chris O'Bryan, Fire Lieutenant, Grade 315N, in the Div. of Fire and Emergency Services, effective October 16, 2007; approving leave of absence for: Michael Kirkland, Public Service Worker Sr., Grade 107N, in the Div. of Building Maintenance and Construction, requests a 42 day Council approved leave without pay from November 19, 2007 to December 30, 2007 was on the docket for second reading.

Upon motion of Mr. Moloney, seconded by Ms. Gorton and passed by unanimous vote, the resolution was amended to remove the probationary civil service appointments of Horace Miles, Equipment Operator Sr., Grade 109N, $15.455 hourly, in the Div. of Waste Management and Kenneth Goble, Equipment Operator Sr., Grade 109N, $15.337 hourly, in the Div. of Waste Management.

A Resolution ratifying the probationary civil service appointments of: Christopher Cunningham, Computer Analyst, Grade 115E, $1,788.08 bi-weekly, in the Div. of Computer Services, effective November 26, 2007; Brian Dennis, Public Information Supervisor, Grade 115E, $1,947.79 bi-weekly, in the Div. of Government Communications, effective November 12, 2007; Paul Hockensmith, GIS Programmer Analyst, Grade 117E, $1,940.16 bi-weekly, in the Div. of Enhanced 911, effective October 29, 2007; Kendra Carter, Customer Service Supervisor, Grade 113E, $1,776.66 bi-weekly in the Div. of Government Communications, effective November 12, 2007; Kimberly Huffman, Administrative Specialist Sr., Grade 112N, $17.072 hourly, in the Div. of Revenue, effective November 19, 2007; Donald Bowman, Treatment Plant Operator/Apprentice, Grade 107N, $15.951 hourly, in the Div. of Water and Air Quality, effective November 26, 2007; Tonia Alexander, Cook, Grade 103N, $12.367 hourly, in the Div. of Family Services, effective October 29, 2007; Elaine Dionne, Administrative Specialist Sr., Grade 112N, $19.712 hourly, in the Div. of Revenue, effective November 26, 2007; Diane Catlett, Staff Assistant Sr., Grade 108N, $11.879 hourly, in the Div. of

Revenue, effective November 26, 2007; Robert Sebring, Public Service Supervisor Sr., Grade 114E, $2,083.92 bi-weekly, in the Div. of Community Corrections, effective November 12, 2007; ratifying the permanent civil service appointment of: Starlena Ward, Microcomputer Support Specialist, Grade 113N, in the Div. of Computer Services, effective October 30, 2007; ratifying the permanent sworn appointment of: Chris O'Bryan, Fire Lieutenant, Grade 315N, in the Div. of Fire and Emergency Services, effective October 16, 2007; approving leave of absence for: Michael Kirkland, Public Service Worker Sr., Grade 107N, in the Div. of Building Maintenance and Construction, requests a 42 day Council approved leave without pay from November 19, 2007 to December 30, 2007 was given second reading as amended.

Upon motion of Mr. Stinnett, seconded by Mr. McChord, the resolution was approved by the following vote:

Aye: Blues, Crosbie, DeCamp, Ellinger, Gorton,
Gray, James, Lane, McChord, Moloney,
Myers, Stevens, Stinnett, Beard, Blevins ----------------------------- 15

Nay: --- 0

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A Resolution of the Lexington-Fayette Urban County Government approving the execution and delivery by the County of Clark, Kentucky of its County of Clark, Kentucky County Cultural and Recreational Revenue Bonds (Crossroads Christian Church of Lexington, Inc. Project) Series 2007 in an amount not to exceed $5,750,000 (The "Bond"), and the use of the proceeds thereof to assist Crossroads Christian Church of Lexington, Inc. ("Crossroads") to finance and refinance the cost of the construction and equipping of a 66,000 square foot facility located at 4128 Todds Road, Lexington, Fayette County, Kentucky, including a multi-purpose building for recreational fellowship and cultural activities, and to pay costs of issuance was given second reading with a public hearing being held.

The Mayor opened the public hearing.

Mr. Charles Bowsher, South Bend Drive, asked for clarification about the bond issue.

The Mayor stated that the bonds were being issued by Clark County.

Mr. Blevins asked Mr. Joe Kelly, Senior Advisor to the Mayor, to speak with Mr. Bowsher to explain the process.

Mr. McChord asked Mr. Kelly and Mr. Anthony Wright, Economic Development Director, to put something together for the public so that they could better understand the Industrial Revenue Bond issuance process.

There being no further citizens to speak, the Mayor declared the public hearing closed.

Upon motion of Mr. Stinnett, seconded by Mr. McChord, the resolution was approved by the following vote:

Aye: Blues, Crosbie, DeCamp, Ellinger, Gorton,
Gray, James, Lane, McChord, Moloney,
Myers, Stevens, Stinnett, Beard, Blevins ---------------------------- 15

Nay: -- 0

* * *

The following resolutions were given first reading. Upon motion of Mr. Moloney, seconded by Mr. McChord, the rules were suspended by majority vote.

The resolutions were given second reading. Upon motion of Mr. McChord, seconded by Mr. Myers, the resolutions were approved by the following vote:

Aye: Blues, Crosbie, DeCamp, Ellinger, Gorton,
Gray, James, Lane, McChord, Moloney,
Myers, Stevens, Stinnett, Beard, Blevins ---------------------------- 15

Nay: -- 0

A Resolution authorizing and directing the Div. of Traffic Engineering, pursuant to Code of Ordinances Section 18-86, to install multiway stop controls at Cromwell Way and Cornwall Drive.

A Resolution authorizing and directing the Div. of Traffic Engineering, pursuant to Code of Ordinances Section 18-86, to install multiway stop controls at Addison Avenue and Unity Drive.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Assignment of Preservation and Conservation Easement with the Fayette County Rural Land Management Board, to assign a preservation and conservation easement for property at 2500 Old Frankfort Pike to the Fayette County Rural Land Management Board for monitoring and enforcement at no cost to the Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Agreements with the University of Kentucky Research

Foundation, the Board of Education of Fayette County, Kentucky and the Young Men's Christian Association of Central Kentucky, Inc., for continuation of after school programs at Gainesway Community Empowerment Center and Tates Creek Elementary School, at a cost not to exceed $13,640.00.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Rental Agreement with Lexington Center Corporation, for rental of Rupp Arena for the Kentucky Christmas Chorus, at a cost not to exceed $25,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Merchant Agreement with Bank of America, N.A., dba National City, for credit card processing services.

A Resolution ratifying the probationary civil service appointments of: Robert Harris, Equipment Operator Sr., Grade 109N, $17.772 hourly, in the Div. of Waste Management, effective November 26, 2007; Norman Sinclair, Public Service Worker, Grade 106N, $11.300 hourly, in the Div. of Parks and Recreation, effective December 10, 2007; Darrel Stevens, Equipment Operator Sr., Grade 109N, $15.970 hourly, in the Div. of Waste Management, effective January 7, 2008; Avery Johnson, Equipment Operator Sr., Grade 109N, $12.200 hourly, in the Div. of Waste Management, effective January 7, 2008; Leopold Bond, Skilled Trades Worker, Grade 111N, $14.643 hourly, in the Div. of Community Corrections, effective December 10, 2007; Karl Ensslin, Deputy Director of Internal Audit, Grade 120E, $3,153.84 bi-weekly, in the Office of Internal Audit, effective November 21, 2007; Wayne Wallen, Public Service Worker Sr., Grade 107N, $15.373 hourly, in the Div. of Water and Air Quality, effective December 10, 2007; ratifying the probationary sworn appointments of: Ronnie Bastin, Police Chief, Grade 324E, $5,015.92 bi-weekly, in the Div. of Police, effective January 7, 2008; Michael Runnels, Fire Captain, Grade 316N, $35.289 hourly, in the Div. of Fire and Emergency Services, effective October 15, 2007; Robert Powe, Fire Lieutenant, Grade 315N, $16.261 hourly, in the Div. of Fire and Emergency Services, effective October 15, 2007; ratifying the probationary Div. of Community Corrections' appointments: Matthew Lemonds, Shane Horsley, Donald Battles, Christopher Connelly, Daniel Shelby, Shannon Aubrey, Levod Jones, Sandy Woods, Zachary Hiler, Beau Rideau, Toben

Price, Amy Calcaveechia, David Wickstrom, Joshua Caudill, Hugh Stone, Paul Snowden, Robert Richardson, Deana Garrard-Thiaw, Ronald Jackson, Daniel Houlihan, Franklin Anthony, Anthony Carter, Dustin Hall, Vincent Caldararo, Joseph Murphy, Nathaneal Sutton, Mark Sweat, Timothy Bowman, Lindsey Blair, Krista Richardson, Pete Spencer, Melvin Trent, Brian Williams, Community Corrections Officer, Grade 110N, $13.391 hourly, in the Div. of Community Corrections, effective January 7, 2008; Johnnie Brown, Community Corrections Officer, Grade 110N, $13.391 hourly, in the Div. of Community Corrections, effective November 26, 2007; ratifying the permanent Div. of Community Corrections' appointments: Lori Barton, James Begley, Dean Cropp, Blake Digue, Jacob Holland, Jason Hopper, Brian Horn, Adrienne Jones, Sue McKenzie, Melody Spriggs, Domminick Witt, Community Corrections Officer, Grade 110N, in the Div. of Community Corrections, effective October 20, 2007; approving the unclassified civil service appointment of: Cheryl Taylor, Commissioner of Environmental Quality, Grade 211E, $4,153.85 bi-weekly, in the Dept. of Environmental Quality, effective December 17, 2007; Cornelius O'Banion, Security Officer, Grade 106N, $9.741 hourly, in the Dept. of General Services, effective December 10, 2007; Jonathan Abbott, Matthew Basanta, Clinton Bollinger, Jonathan Burns, Christopher Carrington, Charles Davis, Bryan Durman, Joseph Felinski, Timothy Fritz II, Brad Hawkins, Ryan Holland, Jonathan Holliday, Jeffrey Howard Jr, Timothy Hurtt, Jeremy Kearney, John Linton, Christopher Mason, Brian Misik, Thaddeus Moore, Brandon Muravchick, Nathan Nalley, Jason Newman, Jesse Palmer, David Quillin, Richard Rader, Miles Ryan, Jonathan Sallee, Donna Shepherd, Darren Simms, Kevin Sloas, Brandon Smith, Tyler Smith, Sean Stafford, John Steele, III, Matthew Swabey, Michael Taulbee, Raven Turner, James Winter, Police Trainee, Grade 311N, $16.052 hourly, in the Div. of Police, effective December 10, 2007.

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 and to provide any additional information requested in connection with this grant application, which grant funds are in the amount of $672,750.00 Federal funds, and are for continuation of the new Chance Program ($500,738.00), the

Mentoring Program ($45,224.00), the Peers Educating Peers Program ($49,458.00) and the Local Governance Council Project ($77,330.00).

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 Health and Human Services and to provide any additional information requested in connection with this grant application, which grant funds are in the amount of $50,000.00 Federal funds, and are for continuation of the Parent Resource Center for a Bright Future, a Healthy Tomorrows Project, at the Family Care Center.

A Resolution ratifying the execution of an Agreement and payment to Bluegrass Domestic Violence Program, Inc. ($8,500.00) for a public project for the Office of the Urban County Council, at a cost not to exceed the sum stated.

* * *

Upon motion of Mr. Stinnett, seconded by Mr. Myers and passed by unanimous vote, a Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Supplemental Agreement No. 2 with the Ky. Transportation Cabinet, Dept. of Highways, for up to $10,063,231 in reimbursable funding for resurfacing of roads was placed on the docket and given first reading.

Upon motion of Mr. Moloney, seconded by Mr. McChord, the rules were suspended by majority vote.

The resolution was given second reading. Upon motion of Mr. McChord, seconded by Mr. Myers, the resolution was approved by the following vote:

Aye: Blues, Crosbie, DeCamp, Ellinger, Gorton,
Gray, James, Lane, McChord, Moloney,
Myers, Stevens, Stinnett, Beard, Blevins ----------------------------- 15

Nay: -- 0

* * *

A Resolution rescinding Resolution No. 390-99 supporting the use of the Ky. River for Fayette County's preferred water source was on the docket for first reading.

Mr. DeCamp stated that since the majority of the present Council were not on the Council in 1999 and because the Council's Resolution in 1999 supported the use of the Ky. River as Fayette County's preferred source of water was before 9-11-01 which changed our Nation's attitude concerning the protection of all water sources he moved to substitute the following resolution for the resolution currently on the docket.

Mr. DeCamp made a motion, seconded by Ms. Gorton, to substitute a Resolution clarifying that the future source of water supply for Lexington-Fayette County did not necessarily need to come from the Ky. River, and that the Urban County Council wanted any and all feasible options for addressing this issue fully explored and considered by the Ky. Public Service Commission in Case No. 2007-00134, regardless of whether the ultimate source of the additional water supply was obtained from the Ky. River.

The motion passed by hand vote of 8-7.

Mr. Lane made a motion, seconded by Mr. Myers, to table the resolution.

The motion **failed to pass** by a hand vote of 7-8.

A Resolution clarifying the Urban County Council's position on the water supply deficit problem and stating that the future source of water supply for Lexington-Fayette County does not necessarily need to come from the Ky. River, and that the Council wants any and all options for addressing this issue fully explored and considered by the Ky. Public Service Commission in Case No. 2007-00134, regardless of whether the ultimate source of the additional water supply is obtained from the Ky. River was given first reading and ordered placed on file until December 11, 2007 for public inspection.

* * *

The following resolutions were given first reading and ordered placed on file until December 11, 2007 for public inspection.

A Resolution accepting the bid of Pro-Tech Security Sales, establishing a price contract for tactical body armor, for the Div. of Police.

A Resolution accepting the bid of Pierce Manufacturing, Inc., in the amount of $726,559.00, for an aerial ladder fire truck.

A Resolution accepting the bid of Chapman Printing Company, in the amount of $26,512.50, for printing of the 2007 Comprehensive Plan.

A Resolution accepting the bid of Century Equipment, establishing a price contract for golf course utility vehicles, for the Div. of Parks and Recreation.

A Resolution accepting the bid of Radio Communications Systems, Inc., dba RCS Communications, establishing a price contract for emergency equipment, for the Div. of Police.

A Resolution accepting the bid of Saf-Ti-Co, Inc., establishing a price contract for radar traffic counters.

A Resolution accepting the bids of Recreonics Inc., Leslie’s Pool Mart, and Emsco dba OP Aquatics, establishing price contracts for swimming pool supplies, for the Div. of Parks and Recreation.

A Resolution accepting the bids of Caudill Seed and Mid South Baseball Inc., establishing price contracts for baseball field drying conditioners, for the Div. of Parks and Recreation.

A Resolution accepting the bids of Clem’s Refrigerated Foods and Somerset Food Service, establishing price contracts for food, for the Family Care Center.

A Resolution accepting the bid of Remotec, Inc./subsidiary of Northrup Grumman, in the amount of $120,456.00, for a hazardous duty robot, for the Div. of Police.

A Resolution accepting the bid of Boerger LLC, in the amount of $47,669.00, for rotary lobe sludge transfer pumps, for the Div. of Water and Air Quality.

A Resolution accepting the bid of Mason-Dixon Information Systems, Inc., in the amount of $5,250.00, for printing of the 2007 Land Use Map.

A Resolution accepting the bid of B&H Photo Video Pro-Audio, in the amount of $36,340.00, for Sony camera systems.

A Resolution accepting the bid of Arrow Electric Co., in the amount of $220,110.00, for installation of innerduct conduit, for the Div. of Traffic Engineering.

A Resolution accepting the bid of RJ Smith Controls and Consulting Inc., in the amount of $34,572.00, for variable drives for Town Branch Waste Water Treatment Plant, for the Div. of Water and Air Quality.

A Resolution accepting the bid of Loveline Industries, Inc., establishing a price contract for rain suits, for the Div. of Solid Waste.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a donation from Whayne Supply Company, for the use of one (1) excavator and/or bulldozer, for use at the Firearms Training Facility, at no cost to the Urban County Government.

A Resolution authorizing and directing the Div. of Traffic Engineering, pursuant to Code of Ordinances Section 18-86, to install multiway stop controls at Masterson Station Drive and Jacquelyn Lane.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute the 2008 General Term Orders for the Fayette County Clerk and the Fayette County Sheriff, establishing the number of deputies and assistants allowed to each and the compensation allowed to each deputy and assistant, subject to the limits for each category as specified in the General Term Orders and subject to the fees collected by the officers respectively in their seventy-five percent (75%) accounts pursuant to KRS 64.350(1).

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 storm sewer and temporary construction easements from Jeffrey and Terry Lutz for property located at 224 Forest Park Road, for the Elizabeth Street Drainage Improvement Project, and authorizing payment in the amount of $3,450.00, plus usual and appropriate closing costs.

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 a temporary construction easement from John and Jane Pappas, for the property located at 218 Floral Park, for the Elizabeth Street Drainage Project, and authorizing payment in the amount of $225.00, plus usual and appropriate closing costs.

A Resolution amending Resolution No. 50-2006 which authorized and directed the Mayor, on behalf of the Urban County Government, to execute a Certificate of Consideration and accept a Deed conveying a temporary construction easement, permanent traffic signal easement and permanent right-of-way from Bluegrass Baptist Church, located at 812 East Loudon Avenue and 820 East Loudon Avenue, for the Loudon Avenue Improvements Project, to include 808 East Loudon Avenue.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Brandstetter Carroll, Inc., for design of the new Senior Citizen’s Center, at a cost not to exceed $48,000.00.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Partners for Youth Foundation, Inc., for continued operation of the Truancy Assessment Center, at a cost not to exceed $75,691.00.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Lafayette Football Booster Club, Inc. ($600.00), South Lexington Youth Baseball, Inc. ($925.00), Elfs, Inc. ($1,025.00), Metropolitan Women's Club, Inc. ($600.00) and Central Kentucky Radio Eye, Inc. ($1,000.00) for the Office of the Urban County Council, at a cost not to exceed the sums stated.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Engineering Services Agreement with Nesbitt Engineering, Inc., for White Mark Court Drainage Improvements Project, at a cost not to exceed $45,700.00.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Engineering Services Agreement with Strand Associates, Inc., for Appomattox Road Culvert Replacement design and contract documents, at a cost not to exceed $66,000.00.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Engineering Services Agreement with Fuller, Mossbarger, Scott, and May Engineers, Inc., for Loch Lomond Drive Drainage Improvements Project, at a cost not to exceed $60,000.00.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement with Midway College, for awarding an Associate of Arts Degree in Law Enforcement, at a cost not to exceed $60,000.00.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Services Agreement with the University of Kentucky Research Foundation, to design and implement the Community & Support Services evaluation plan for the Bluegrass Aspendale Revitalization Hope VI Grant, at a cost not to exceed $27,498.00, retroactive to May 4, 2007.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with Art in Motion, Inc., and Transit Authority of the Lexington-Fayette Urban County Government, for a bus shelter to be located on the Versailles Road Corridor, at a cost not to exceed $14,000.00.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Client Engagement Agreement with Metaformers, Inc., for professional computer services related to the development and implementation of the EPM module for the STARS Program with an effective date retroactive to August 20, 2007, at a cost not to exceed $344,840.00.

A Resolution authorizing and directing the Div. of Traffic Engineering, pursuant to Code of Ordinances Section18-86, to install multiway stop controls at Summerhill Drive and Squire Oak Drive.

A Resolution compensating exempt employees who worked and continue to work on the implementation of the STARS software; providing that said employees who have reached the compensatory time cap shall receive compensation of twenty percent of their base salary; that said compensation shall be retroactive to October 15, 2007 and shall conclude on January 15, 2008.

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 a permanent sanitary sewer easement from Helen Sosby, for property located at 687 Woodward Lane, for the Wilderness Road/Woodward Lane Sanitary Sewer Project, and authorizing payment in the amount of $1,450.00, plus usual and appropriate closing costs.

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 a permanent sanitary sewer easement from David Royse, for property located at 691 Woodward Lane, for the Wilderness Road/Woodward Lane Sanitary Sewer Project, and authorizing payment in the amount of $2,970.00, plus usual and appropriate closing costs.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the U.S. Dept. of Homeland

Security and to provide any additional information requested in connection with this grant application, which grant funds are in the amount of $44,603.00 Federal funds, and are for the Spanish Language Initiative Project ($38,315.00) and controllable propane fueled fire extinguisher training equipment and training videos ($6,288.00).

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Cabinet for Health and Family Services under the Prevent Child Abuse Ky. Initiative and to provide any additional information requested in connection with this grant application, which grant funds are in the amount of $36,000.00 Federal funds, and are for a child care assistance program at the Family Care Center.

A Resolution authorizing the Dept. of Chief Information Officer, on behalf of the Urban County Government, to purchase Quest Software for use in stat source control and configuration management related to certain elements of the STARS Program, from DLT Solutions, Inc., a sole source provider, at a cost not to exceed $204,999.92.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Lease Agreement with West End Community Empowerment Program (WECEP), for use of space at the Black and Williams Neighborhood Center.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with Murray State University, for academic instruction in the Spanish language, at a cost not to exceed $4,995.00.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Engineering Services Agreement with Lilly Wastewater Management, Inc., for operation of Blue Sky Wastewater Treatment Plant, at a cost not to exceed $36,000.00.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Cellco Partnership d/b/a Verizon Wireless, for the provision of 3-1-1 service, at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Rental Agreement and Addendum #1 with Lexington Center Corp., for the Lexington Opera House, for the Kiddie Kapers Program, at a cost not to exceed $7,400.00.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Rental Agreement with Lexington Center Corp., for Heritage Hall Center and East, for the Martin Luther King, Jr. Memorial Program, at a cost not to exceed $9,975.00.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Service Agreement with Scheller's Fitness & Cycling, for Dunbar Community Center, at a cost not to exceed $600.00.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to Client Engagement Agreement with Metaformers, Inc., extending the term of the Agreement through March 31, 2008, at no cost to the Urban County Government.

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 $100,000.00 in HOME funds for the First-Time Homebuyers Program, at a cost not to exceed an additional $100,000.00.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to Agreement with Community Ventures Corp., for extension of Community Ventures Corporation's FY 2005 HOME funded First-Time Homebuyers Program to October 21, 2008, and allocation of $258,533.15 in recaptured funds to Community Ventures Corp., at a cost not to exceed $258,533.15 in recaptured funds.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Contract with Past Respects, LLC, for the renovation of Cadentown School, increasing the contract price by the sum of $12,619.00 from $175,309.00 to $187,928.00.

* * *

Upon motion of Mr. Blevins, seconded by Ms. Gorton and passed by unanimous vote, the communications from the Mayor were approved and are as follows: (1) recommending the reappointment of Ms. Anita Britton to the Masterson Station Park Advisory Board with a term to expire 5-1-2010 and (2) recommending the appointments of Ms. Sarah Hendrix and Ms. Linda Hampton to the One Parent Family Facility Board with terms to expire 4-1-2009. Ms. Hendrix will fill the unexpired term of Ms. Jessica Davis and Ms. Hampton will fill the unexpired term of Mr. Eric Morton.

* * *

The following communications were received from the Mayor for information only: (1) Resignation of Scott Basham, Community Corrections Officer, Grade 110N, in the Div. of Community Corrections, effective November 13, 2007, (2) Resignation of Domonique Ehler, Community Corrections Officer, Grade 110N, in the Div. of Community Corrections, effective November 13, 2007, (3) Resignation of Stephanie Endicolt, Community Corrections Officer, Grade 110N, in the Div. of Community Corrections, effective December 3, 2007, (4) Resignation of Sue McKenzie, Community Corrections Officer, Grade 110N, in the Div. of Community Corrections, effective November 26, 2007, (5) Resignation of Abner Fuentes, Police Trainee, Grade 311N, in the Div. of Police, effective November 21, 2007, (6) Resignation of Michael Geis, Police Officer, Grade 311N, in the Div. of Police, effective November 26, 2007 and (7) Resignation of Michael Ferguson, Firefighter, Grade 311N, in the Div. of Fire and Emergency Services, effective November 24, 2007.

* * *

Mr. Beard commended all those who were involved with the installation of the new signal and reconstructed intersection at Reynolds Road and Lansdowne Drive.

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Mr. Bernard McCarthy, Harry Street, spoke about the water supply source and student housing.

* * *

Mr. Charles Bowsher, South Bend Drive, spoke about the water supply source.

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Mr. Don Pratt, Walton Avenue, filed the following exhibit: (a) Petitions opposing the pipeline to bring water to Lexington and spoke about the water supply source.

* * *

Mr. Cobb spoke about young people getting jobs.

* * *

Upon motion of Mr. Blevins, seconded by Mr. McChord and passed by unanimous vote, pursuant to KRS 61.810(1)(c) to go into closed session for the purpose of discussing pending litigation matters involving the Lexington-Fayette Urban County Government.

* * *

Upon motion of Mr. Blues, seconded by Mr. Blevins and passed by unanimous vote, to come out of closed session.

*   *   *

Upon motion of Ms. Gorton, seconded by Mr. Beard and passed by unanimous vote, the Council adjourned at 9:00 p.m.

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Deputy Clerk of the Urban County Council