

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky October 24, 2013

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on October 24, 2013, at 6:00 P.M. Present were Mayor Gray in the chair presiding, and the following members of the Council: Council Members Stinnett, Akers, Clarke, Ellinger, Farmer, Ford, Gorton, Henson, Kay, Lane, Lawless, Mossotti, Myers, Scutchfield. Absent was Council Member Beard.

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

Resolutions No. 525-2013 through 551-2013, and Ordinances No. 119-2013 through 124-2013, inclusive, were reported as having been signed and published, and ordered to record.

Lexington- Fayette Urban County Government Council Meeting

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The Invocation was given by Pastor Steve Elliott of the First Alliance Church.

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Upon motion of Ms. Gorton, seconded by Ms. Scutchfield, and approved by unanimous vote, the Council went into Closed Session at 6:07 p.m. pursuant to KRS 61.810(1)(c) for the purpose of discussion concerning proposed or pending litigation against or on behalf of the Lexington-Fayette Urban County Government.

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Upon motion of Ms. Scutchfield, seconded by Mr. Kay, and approved by unanimous vote, the Council returned to Open Session at 6:28 p.m. with the same members present.

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Upon motion of Mr. Stinnett, seconded by Ms. Akers, the Minutes of the September 17, 2013 Council Meeting were approved by unanimous vote.

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

Aye: Stinnett, Akers, Clarke, Ellinger, Farmer,
Ford, Gorton, Henson, Kay, Lane,
Lawless, Mossotti, Myers Scutchfield-----14

Nay: -----0

An Ordinance amending Section 21-5(2) of the Code of Ordinances, creating one (1) position of Personal Protective Equipment Manager, Grade 114N, in the Div. of Fire and Emergency Services, appropriating funds pursuant to Schedule No. 17, effective upon passage of Council.

An Ordinance amending Section 23-5(2) of the Code Of Ordinances, abolishing one (1) position of Police Captain, Grade 318E, and creating one (1) position of Police Lieutenant, Grade 317E, both in the Div. of Police, appropriating funds pursuant to Schedule No. 18, effective upon passage of Council.

An Ordinance amending Section 21-5(2) of the Code Of Ordinances, abolishing one (1) position of Administrative Officer, Grade 118E, and creating one (1) position of Administrative Officer Senior, Grade 120E, both in the Dept. of Planning, Preservation

and Development, and appropriating funds pursuant to Schedule No. 21, effective upon passage of Council.

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. 19.

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An Ordinance amending Article 1 and Article 8 of the Zoning Ordinance to define Adult Day Care Center and Day Shelter and to regulate such facilities as a conditional use in the P-1, B-1, B-2, B-2A and P-2 zones was on the docket for first reading.

Upon motion of Ms. Henson, seconded by Mr. Ford, and approved by unanimous vote, the ordinance was amended to remove the word “conditional” from the title and assign the uses as principal or conditional uses in the stated zones.

An Ordinance amending Article 1 and Article 8 of the Zoning Ordinance to define Adult Day Care Center and Day Shelter and to regulate such facilities in the P-1, B-1, B-2, B-2A and P-2 zones was given first reading as amended.

Upon motion of Mr. Ford, seconded by Ms. Henson, the rules were suspended by a majority vote of 13-0. (Ms. Scutchfield was absent when the vote was taken)

The ordinance was given second reading. Upon motion of Mr. Ford, seconded by Mr. Kay, the ordinance was approved by the following vote:

Aye: Stinnett, Akers, Clarke, Ellinger, Farmer,
Ford, Gorton, Henson, Kay, Lane,
Lawless, Mossotti, Myers -----13

Nay: -----0
(Ms. Scutchfield was absent when the vote was taken)

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An Ordinance amending Articles 1, 8 and 12 of the Zoning Ordinance to modify the use of tattoo parlors and rehabilitation homes in the Neighborhood Business (B-1) zone. (Urban County Planning Commission) was given first reading.

Mr. Farmer questioned why this ordinance was placed on the docket. Ms. Gorton stated it had been placed on the docket at the November 22, 2013 Council Work Session from which Mr. Farmer was absent.

The ordinance was ordered placed on file for two weeks for public inspection.

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

An Ordinance changing the zone from a High Density Apartment (R-4) zone, with conditional zoning restrictions, to a High Density Apartment (R-4) zone with modified conditional zoning restrictions, for 0.978 net (1.108 gross) acres, for property located at 1167 Appian Crossing Way (Harrods Club, LLC; Council District 8).

An Ordinance changing the zone from a Light Industrial (I-1) zone to a Highway Service Business (B-3) zone, for 1.491 net (1.929 gross) acres, for property located at 2601 and 2617 Regency Rd. (C & R Asphalt Land Acquisition Co., LLC; Council District 10).

An Ordinance amending Section 21-5(2) of the Code of Ordinances, abolishing one (1) position of Associate Traffic Engineer, Grade 115E, and creating one (1) position of Traffic Engineer, Grade 117E, and reclassifying the incumbent, (due to engineering licensure obtainment) in the Div. of Traffic Engineering, and appropriating funds pursuant to Schedule No. 23, effective retroactive to September 23, 2013.

An Ordinance amending Section 22-5(2) of the Code of Ordinances, abolishing one (1) position of Attorney, Grade 117E, and amending Section 21-5(2) of the Code of Ordinances, creating one (1) position of Attorney, Grade 117E, both in the Dept. of Law, and appropriating funds pursuant to Schedule No. 20, effective November 1, 2013.

An Ordinance amending Section 21-5(2) of the Code of Ordinances, abolishing one (1) position of Recreation Supervisor, Grade 110E, and creating one (1) position of Parks Naturalist, Grade 113E, both in the Div. of Parks and Recreation, effective upon passage of Council.

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. 22.

An Ordinance amending Section 22-5(2) of the Code of Ordinances, creating one (1) position of Administrative Officer Senior, Grade 120E, with a term to expire in three (3) years, in the Dept. of Planning, Preservation and Development, appropriating funds pursuant to Schedule No. 26, effective upon passage of Council.

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A Resolution amending Section 1.102 of Appendix A, Rules and Procedures of the Lexington-Fayette Urban County Council, to provide the date by which a draft of the following year's Council calendar shall be presented to the Urban County Council for review and to provide for scheduled zone change hearing dates, and amending Section 2.102 to provide that the regularly scheduled meeting time for all standing committees, except for the Budget and Finance Committee and one standing committee scheduled at 11:00, shall alternate each calendar year was given second reading.

Ms. Gorton made a motion, seconded by Mr. Myers, to approve the resolution.

The motion **failed** to pass by the following vote:

Aye: Akers, Ellinger, Ford, Kay, Myers -----5

Nay: Stinnett, Clarke, Farmer Gorton, Henson,
Lane, Lawless Mossotti, -----8
(Ms. Scutchfield was absent when the vote was taken)

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

Aye: Stinnett, Akers, Clarke, Ellinger, Farmer,
Ford, Gorton, Henson, Kay, Lane,
Lawless, Mossotti, Myers -----13

Nay: -----0
(Ms. Scutchfield was absent when the vote was taken)

A Resolution accepting the bids of Tri-State Roofing and Sheet Metal Co. of Ky. and Bri-Den Company, Inc., establishing price contracts for Roof Repairs and Maintenance - Supplemental, for the Div. of Facilities and Fleet Management.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One (1) to the contract with Triton Services, Inc. for HVAC Remediation for Computer Server Room, increasing the contract time period by fifteen (15) days, at no cost to the Urban County Government.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Amendment No. 15 to the Contract with Stantec Consulting Services, Inc. (formerly known as Entran, PLC, formerly known as American Consulting Engineers, PLC) for professional services for the Newtown Pike Extension Project, increasing the contract price by the sum of \$560,509.88 from \$8,944,391.51 to \$9,504,901.39.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the U.S. Dept. of Justice, Office on Violence Against Women, which Grant funds are in the amount of \$300,000 Federal funds from the Grants to Encourage Arrest Policies and Enforcement of Protection Orders Program, for continuation of a project designed to hold domestic violence offenders accountable for their actions through investigation, arrest and prosecution, 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.

A Resolution approving the Dept. of Social Services' Partner Agency Application, Scoring Rubric and Schedule for application/review for the FY15 Application Process.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the U.S. Dept. of Justice, Office on Violence Against Women, which Grant funds are in the amount of \$500,000 Federal funds, are for the continuation of a Safe Havens Project, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, authorizing the Mayor to transfer unencumbered funds within the Grant budget, and authorizing the Mayor to execute an agreement with Sunflower Kids, Inc., for supervised visitation and monitored exchange services, at a cost not to exceed \$473,790.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Benefit Insurance Marketing in order to comply with HIPAA regulations, at no cost to the Urban County Government.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Software Maintenance Agreement with NetMotion Wireless, Inc., for software licenses for Mobile Data Computers, at a cost not to exceed \$26,015.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Amendment No. 1 to the Grant Assistance Agreement with the Commonwealth of Ky. Infrastructure Authority, to provide for unexpended funds in the amount of \$283,184.92 to be used to provide sanitary sewer service to underserved households in the Unsewered Areas Phase II Project Area, the acceptance of which does not obligate the Urban County Government for the expenditure of funds.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with the Military Police Company Alpha, for a rapid armed response unit for a security breach of weapons and/or ammunition.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. Two (2) to the Contract with Oracle Elevator, for Phoenix/Police HQ Elevator Renovation, increasing the contract price by the sum of \$1,667.60 from \$571,072.31 to \$572,739.91.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Lexington Humane Society and the Lexington Fayette Animal Care and Control, for animal care in disasters.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Statement of Affiliation with the Div. of Fire and Emergency Services and Div. of Emergency Management/911, for emergency services and rescue squad.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement to renew the Senior Health Plan for City Employees Pension Fund with Humana Insurance Co., effective for one (1) year beginning January 1, 2014.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement to renew the Senior Health Plan for Police and Fire Retirees with Humana Insurance Co., effective for one (1) year beginning January 1, 2014.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Site Lease Agreement with Powertel/Memphis Inc., for lease of 200 East Main St. Roof.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Modifications to Agreements with the Ky. Dept. of Military Affairs, Div. of Emergency Management, for extension of the Agreements for funds for the Chemical Stockpile Emergency Preparedness Program (CSEPP) for FY 2011 and FY 2012 through September 30, 2014, at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Lumina Foundation, 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 \$34,100, and are for a Latina Education Support Project at the Family Care Center, the acceptance of which obligates the Urban County Government for the expenditure of \$16,998 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant budget.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit four (4) Grant Applications to the Ky. Transportation Cabinet and to provide any additional information requested in connection with these Grant Applications, which Grant funds are in the amount of \$3,713,524 Federal funds under the 2014 Transportation Alternatives Program, and are for the Brighton Trail Bridge (\$1,699,552), the West Loudon Ave. Sidewalk Project (\$498,400), the Town Branch Trail Phase 4 (\$806,656), and the West Hickman Trail South (\$708,916).

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Lease Agreement with FRM Lawson LLC for property located at 900 Enterprise Dr. for relocation of Div. of Water Quality Maintenance Operations, for an initial term of 48 months with annual rent not to exceed \$170,318.40.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit nine (9) Grant Applications to the Ky. Transportation Cabinet and to provide any additional information requested in connection with these Grant Applications, which Grant funds are in the amount of \$6,901,524 Federal funds under the 2014 Congestion Mitigation Air Quality (CMAQ) Program, and are for the Fiber Optic Cable Installation Project (\$400,000), the Compressed Natural Gas Fueling Station Project (\$1,258,400), the Pine Needles Ln. and Man-O-War Blvd. Turn Lane (\$221,600), the Mercer Rd. at Greendale Rd. Left Turn Lane (\$627,200), the Manchester St. at South Forbes Rd. Left Turn Lane (\$680,800), the Brighton Rail Trail Bridge (\$1,699,552), the West Loudon Ave. Sidewalk Project (\$498,400), the Town Branch Trail Phase 4 (\$806,656), and the West Hickman Trail South (\$708,916).

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. 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 \$45,123 Federal funds, are for continuation of the Sexual Assault Nurse Examiner (SANE) Program, the acceptance of which obligates the Urban County Government for the expenditure of \$28,150 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant budget.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Cumberland Hill Neighborhood Association, Inc. (\$275), for the Office of the Urban County Council, at a cost not to exceed the sum stated.

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The following resolutions were given first reading. Upon motion of Mr. Stinnett, seconded by Mr. Farmer, the rules were suspended by a majority vote of 13-0. (Ms. Scutchfield was absent when the vote was taken)

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

Aye: Stinnett, Akers, Clarke, Ellinger, Farmer,
Ford, Gorton, Henson, Kay, Lane,
Lawless, Mossotti, Myers -----13

Nay: -----0
(Ms. Scutchfield was absent when the vote was taken)

A Resolution accepting the bid of Lagco, Inc., in the amount of \$995,237, for the Anniston/Wickland Capital Storm Sewer Improvements Phase 3, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Lagco, Inc., related to the bid.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Supplemental Agreement No. 5 with the Ky. Transportation Cabinet, for the acceptance of additional funds for the Todds/Liberty Road Improvement Project in the amount of \$1,954,000 for utility relocation, the acceptance of which does not obligate the Urban County Government for the expenditure of funds.

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A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following probationary civil service appointments: Eric Eason, Engineering Technician, Grade 111N, \$14.596 hourly in the Div. of Traffic Engineering, effective upon passage of Council, Gaston Ngandu Sankayi, Program Specialist, Grade 112E, \$1,847.52 bi-weekly in the Dept. of Social Services, effective November 11, 2013,

authorizing the Div. of Human Resources to make a conditional offer to the following unclassified civil service appointments: Juan Jackson, Public Service Worker PT, Grade 106N, \$15.000 hourly in the Div. of Facilities and Fleet Management, effective upon passage of Council, Elisabeth Johnson, Child Care Program Aide PT, Grade 107N, \$12.000 hourly in the Div. of Family Services, effective upon passage of Council, Fidele Nsonguh Tibouo, Environmental Inspector, Grade 113N, \$16.843 hourly in the Div. of Water Quality, effective October 21, 2013; authorizing the Div. of Human Resources to make a conditional offer to the following probationary sworn appointment: Matthew Galati, Fire Major, Grade 318E, \$3,521.79 bi-weekly in the Div. of Fire and Emergency Services, effective November 4, 2013 was given first reading.

Upon motion of Ms. Henson, seconded by Ms. Akers, the rules were suspended by a majority vote of 13-0. (Ms. Scutchfield was absent when the vote was taken)

The resolution was given second reading. Upon motion of Henson, seconded by Ellinger, the resolution was approved by the following vote:

Aye: Stinnett, Akers, Clarke, Ellinger,
Farmer, Ford, Gorton, Henson, Kay,
Lane, Lawless, Mossotti, Myers -----13

Nay: -----0
(Ms. Scutchfield was absent when the vote was taken)

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A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute agreements with LexArts, Inc. (\$2,275), William Wells Brown Neighborhood Association, Inc. (\$350), Lexington Bicycle Polo League, Inc. (\$1,850), and Friends of McConnell Springs, Inc. (\$525) for the office of the Urban County Council, at a cost not to exceed the sums stated was given first reading.

Upon motion of Ms. Akers, seconded by Ms. Henson, the rules were suspended by a majority vote of 13-0. (Ms. Scutchfield was absent when the vote was taken)

The resolution was given second reading. Upon motion of Ms. Henson, seconded by Mr. Ellinger, the resolution was approved by the following vote:

Aye: Stinnett, Akers, Clarke, Ellinger, Farmer,
Ford, Gorton, Henson, Kay, Lane,
Lawless, Mossotti, Myers -----13

Nay: -----0
(Ms. Scutchfield was absent when the vote was taken)

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The following resolutions were given first reading. Upon motion of Ms. Akers, seconded by Mr. Ellinger, the rules were suspended by a majority vote of 13-0. (Ms. Scutchfield was absent when the vote was taken)

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

Aye: Stinnett, Akers, Clarke, Ellinger, Farmer,
Ford, Gorton, Henson, Kay, Lane,
Lawless, Mossotti, Myers -----13

Nay: -----0
(Ms. Scutchfield was absent when the vote was taken)

A Resolution accepting the Response of czb, LLC, to RFP No. 26-2013, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with czb, LLC, to develop a Comprehensive Affordable Housing Strategy, at a cost not to exceed \$49,698.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute agreements with Lexington Bicycle Polo League (\$150), and Highland Neighborhood Association (\$300), 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 Supplemental Agreement No. 1 with the Ky. Transportation Cabinet, for the acceptance of additional Federal funds for the Legacy Trail Enhancements Project in the amount of \$300,000 for additional improvements to the Isaac Murphy Memorial Art Garden, the acceptance of which obligates the Urban County Government for the expenditure of \$75,000 as a local match.

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The following resolutions were given first reading. Upon motion of Ms. Mossotti, seconded by Mr. Ellinger, the rules were suspended by a majority vote of 13-0. (Ms. Scutchfield was absent when the vote was taken)

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

Aye: Stinnett, Akers, Clarke, Ellinger, Farmer,
Ford, Gorton, Henson, Kay, Lane,
Lawless, Mossotti, Myers -----13

Nay: -----0
(Ms. Scutchfield was absent when the vote was taken)

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Release of Easement, releasing a temporary drainage easement on property located at 225 Ruccio Way.

A Resolution authorizing the Div. of Traffic Engineering, pursuant to Code of Ordinances Section 18-86, to install multi-way stop controls at the intersection of Southpoint Dr. and Grey Oak Ln.

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A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Transportation Cabinet and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$940,000 Federal funds under the Transportation Alternatives Program (TAP), and are for enhancements to Old Frankfort Pike was given first reading.

Mr. Derek Paulsen, Commissioner of the Dept. of Planning, Preservation and Development, requested that the Council suspend the rules in order to give second reading to the resolution.

Upon motion of Mr. Farmer, seconded by Mr. Lane, the rules were suspended by a majority vote of 13-0. (Ms. Scutchfield was absent when the vote was taken)

The resolution was given second reading. Upon motion of Ms. Henson, seconded by Mr. Ellinger, the resolution was approved by the following vote:

Aye: Stinnett, Akers, Clarke, Ellinger, Farmer,
Ford, Gorton, Henson, Kay, Lane,
Lawless, Mossotti, Myers -----13

Nay: -----0
(Ms. Scutchfield was absent when the vote was taken)

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Upon motion of Mr. Ford, seconded by Ms. Akers, a Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Transportation Cabinet and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$1,040,000 Federal funds under the Transportation Alternatives Program (TAP), and are for the Fourth Street Corridor Project was placed on the docket, and given first reading.

Mr. Derek Paulsen, Commissioner of the Dept. of Planning, Preservation and Development, requested that the Council suspend the rules in order to give second reading to the resolution.

Upon motion of Mr. Farmer, seconded by Mr. Lane, the rules were suspended by a majority vote of 13-0. (Ms. Scutchfield was absent when the vote was taken)

The resolution was given second reading. Upon motion of Ms. Henson, seconded by Mr. Ellinger, the resolution was approved by the following vote:

Aye: Stinnett, Akers, Clarke, Ellinger, Farmer,
Ford, Gorton, Henson, Kay, Lane,
Lawless, Mossotti, Myers -----13

Nay: -----0
(Ms. Scutchfield was absent when the vote was taken)

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

A Resolution accepting the bid of Zoll Medical Corp., establishing a price contract for monitor defibrillators, for the Div. of Fire and Emergency Services.

A Resolution accepting the bid of the Trophy Center, establishing a price contract for Trophies, Plaques and Silver, for the Div. of Parks and Recreation.

A Resolution accepting the bids of Baumann Paper Co., Inc., and Lexington Food Service, Inc. establishing price contracts for concession products, for the Div. of Parks and Recreation.

A Resolution accepting the bid of Craig's Firearm Supply, Inc., establishing a price contract for Patrol Rifles, for the Div. of Police.

A Resolution accepting the bids of Bluegrass Uniforms and Equipment; Ky. Uniforms, Inc.; and National Workwear, establishing price contracts for work shoes, for various Departments and Divisions of the Urban County Government.

A Resolution ratifying the probationary civil service appointment of: Brittany West, Computer Systems Manager Sr., Grade 120E, \$3,301.36 bi-weekly in the Div. of Computer Services, effective upon passage of Council; ratifying the permanent civil service appointments of: Pam Whitaker, Administrative Specialist Principal, Grade 114E, \$2,240.08 bi-weekly in the Div. of Planning, effective October 8, 2013, Dan James, Human Resources Analyst, Grade 115E, \$2,029.12 bi-weekly in the Div. of

Human Resources, effective October 22, 2013, Tiffany Compton, Family Services Center Manager, Grade 116E, \$1,659.12 bi-weekly in the Div. of Family Services, effective September 11, 2013; Chris Taylor, Planner Senior, Grade 117E, \$1,818.64 bi-weekly in the Div. of Planning, effective October 8, 2013, Paula Williams, Human Resources Manager, Grade 119E, \$2,550.88 bi-weekly in the Div. of Human Resources, effective October 8, 2013, ratifying the permanent sworn appointments of: Kenneth Brown, Police Officer, Grade 311N, \$17.649 hourly in the Div. of Police, effective October 3, 2013, Kenneth Raglin, Fire Captain, Grade 316N, \$24.666 hourly in the Div. of Fire and Emergency Services, effective November 4, 2013; ratifying the approved Council Leave for: Myra Campbell, Staff Assistant Sr. in the Div. of Water Quality, effective September 23, 2013 through December 23, 2013; ratifying the unclassified civil service appointment of: Jenifer Benningfield, Administrative Officer, Grade 118E, \$2,538.46 bi-weekly in the Office of the Chief Administrative Officer, effective November 4, 2013.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to Agreement with the Ky. Transportation Cabinet, for extension of the Southland Dr. Pedestrian Improvements Project through June 30, 2014, 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 the Ky. Transportation Cabinet, for extension of the Loudon Ave. Sidewalk Project through June 30, 2014, at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute any documents necessary to transfer the properties located at 509 Chestnut St. and 438 Ohio St., acquired under the Neighborhood Stabilization Program, to Fayette County Local Development Corp., for rental housing for low-income households.

A Resolution changing the street name of 100 Chippen Dale Ct. (Unit A) to 100 Chippendale Ct. (Unit A), of 100 Chippen Dale Ct. (Unit B) to 100 Chippendale Ct. (Unit B), of 102, 104, 105, 106, 108, 109, and 111 Chippen Dale Ct. to 102, 104, 105, 106, 108, 109, and 111 Chippendale Ct., of 200, 204, 208, 212, 216, 220, 224, 228, 232,

236, 240, 244, 248, 251, 252, 256, 260, 264, 268, 272, 276, 280, 284, 288, 292, 296, 300, 301, 303, 304, 305, 307, 308, 309, 311, 312, 313, 315, 316, 317, and 319 Chippen Dale Circle to 200, 204, 208, 212, 216, 220, 224, 228, 232, 236, 240, 244, 248, 251, 252, 256, 260, 264, 268, 272, 276, 280, 284, 288, 292, 296, 300, 301, 303, 304, 305, 307, 308, 309, 311, 312, 313, 315, 316, 317, and 319 Chippendale Circle, and of 1056, 1057, 1060, 1061, 1064, 1065, 1068, 1069, 1072, 1073, 1076, 1080, 1084, 1088, 1089, 1093, 1096, and 1097 Bridlewood Ln. to 1056, 1057, 1060, 1061, 1064, 1065, 1068, 1069, 1072, 1073, 1076, 1080, 1084, 1088, 1089, 1093, 1096, and 1097 Crestfield Ln.; changing the property address numbers of 312 South Upper St. to 308 South Upper St. and of 318 South Upper St. to 320 South Upper St.; and changing the street name and property address number of 101 Chippen Dale Ct. to 103 Chippendale Ct., of 625 South Cleveland Rd. to 6625 Leeann Ln., of 1211 Manchester St. to 1206 Liggett St., of 129-151 East High St. to 150 East Vine St., and of 169-201 East High St. to 160 East Vine St., all effective thirty days from passage.

A Resolution authorizing and directing the Dept. of Law to institute condemnation proceedings in Fayette Circuit Court to obtain permanent sanitary sewer and temporary construction easements at 3973 Tatton Place, 3785 Branham Park, 3805 Branham Park, 3825 Branham Park, 3856 Branham Park, 3896 Branham Park, 3952 Branham Park, and 3997 Branham Park for the Blue Sky Pump Station and Force Main Project.

A Resolution authorizing and directing the Dept. of Law to institute condemnation proceedings in Fayette Circuit Court to obtain permanent sanitary sewer and temporary construction easements at 376 Bob-O-Link Dr. for the Bob-O-Link Sanitary Sewer Improvements Project.

A Resolution authorizing the Div. of Emergency Management/911, on behalf of the Urban County Government, to purchase emergency outdoor warning sirens from Federal Signal Safety and Security Systems, a sole source provider, at a cost not to exceed \$44,541.25.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Partial Release of Easement, releasing a portion of a utility easement on property located at 806 and 810 Lochmere Place.

A Resolution authorizing the Div. of Waste Management, on behalf of the Urban County Government, to execute a Purchase Order with Kenvirons, Inc., for additional engineering work and document preparation required for the Haley Pike Landfill Closure, Phase 4, for the Dept. of Environmental Quality and Public Works, at a cost not to exceed \$40,329.87.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Contract with West Co., CLEAR Services, a Div. of Thomson Reuters, for background investigation database, at a cost not to exceed \$4,944.

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Mr. Farmer stated that the Keep Lexington Beautiful Commission is looking for volunteers for stream clean up, a beautification project on Richmond Road on Saturday, October 26, 2013.

Mr. Farmer stated that leaf collection will be moved from November 4, 2013 to a later date in November that will be announced. He thanked the Div. of Streets and Roads employees for monitoring the man-holes in the city.

He thanked Mr. Richard Moloney, retiring Commissioner of the Dept. of Environmental Quality and Public Works, for his work and commitment and wished him luck on his retirement.

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Mr. Clarke stated that at the October 23, 2013 Metropolitan Planning Organization Committee meeting, the Committee received a list of ninety potential road projects which will be sent to the Council. He asked the Council to submit recommendations to his office for projects in the Council Members' districts which will be forwarded to the Committee.

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Ms. Gorton thanked Mr. Moloney for his hard work and stated that she appreciated his service in the many positions he has held with the Lexington-Fayette Urban County Government.

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Ms. Lawless commended the efforts that led to the ribbon cutting of the piggy bank bus shelter that took place on Euclid Ave. on October 24, 2013. She thanked Republic Bank for allowing LexTran to have the shelter on their property.

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The Mayor thanked Mr. Moloney for his passionate service for the City and for his unending commitment regardless of the hour of day or night.

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Upon motion of Ms. Gorton, seconded by Mr. Kay, the following Communications from the Mayor were placed on the docket for approval: (1) Recommending the reappointment of Ms. Tamara Fagley, representing the League of Women Voters, to the Ethics Commission, with a term to expire 3-1-2017; and (2) Recommending the reappointment of Ms. Helen Kendall, representing the Citizens for Ethical Government, to the Ethics Commission, with a term to expire 3-1-2017.

Upon motion of Ms. Gorton and seconded by Ms. Mossotti, the Communications from the Mayor were approved by a majority vote of 13-0. (Ms. Scutchfield was absent when the vote was taken)

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Mr. William Wheeler, Jesselin Drive, requested information be made public for tax payers concerning government funds that he believes to be at risk.

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Mr. Bernard McCarthy, Harry Street, stated he would like businesses that claim to provide a certain number of jobs to the community provide documentation to illustrate that those jobs were generated by the business. He stated putting traffic signals at the Reynolds Road and Wellington Way round-about would be a mistake and that the round-about needs to be widened instead. He supports natural gas powered vehicles for the city.

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Upon motion of Mr. Ellinger, seconded by Ms. Mossotti, and approved by a majority vote of 13-0 (Ms. Scutchfield was absent when the vote was taken), the meeting adjourned at 7:25 p.m.

Clerk of the Urban County Council

