

URBAN COUNTY COUNCIL  
WORK SESSION SUMMARY  
& TABLE OF MOTIONS

January 15, 2008

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

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

A motion by CM Gorton to amend the 1/8/08 summary to show the vote was 9-4 on item #8 under requested rezonings referencing the property at 2020 Russell Cave Road, seconded by CM James, passed unanimously.

A motion by CM Gorton to approve the amended summary of 1/8/08, seconded by CM DeCamp, passed unanimously.

A motion by CM James to approve the amended Mayor's Report from 1/8/08 to include the text "approve the Mayor's Report with the deletion of Dorothea Oatts from the Arboretum Board due to term limits" seconded by CM Gorton, passed unanimously.

- IV. Budget Amendments-None
- V. New Business

- A. Authorization to Approve the Contract and Agreement with Zambelli Fireworks Manufacturing Corporation for the Exhibition of Fireworks for July 4, 2008 and July 4, 2009. (025-08) (Ebel/J. Kelly)
- B. Authorization to Amend Sections 22-5 and 21-5 of the Code of Ordinances within the Division of Planning. (026-08) (Allen/D. Kelly)
- C. Authorization of a Purchase of Service Agreement (PSA) between LFUCG and the Lexington and Fayette County Parking Authority (LFCPA). (024-08) (Koch)

- D. Authorization to Approve and Submit a Petroleum Storage Tank Environment Assurance Fund (PSTEAF) Application for Assistance to the Kentucky Department for Environmental Protection, Division of Waste Management for Reimbursable Funds and Approval to Sign Future Claims. (028-08) (McFadden/Taylor)
- E. Authorization to Amend Section 21-5 of the Code of Ordinances within the Division of Parks and Recreation. (017-08) (Allen/Cole)
- F. Authorization of a Service Contract with Omni Architects on Behalf of the Division of Enhanced 9-1-1. (027-08) (Lucas/Bennett)
- G. Authorization to Accept Donation of Equipment from the US Department of Homeland Security on Behalf of the Division of Police Under the Commercial Equipment Direct Assistance Program (CEDAP). (021-08) (P. King/Bennett)

A motion by CM Stevens to remove item C and request a report in 6 mos (July), seconded by CM Gorton, passed unanimously.

A motion by CM James to correct the wording in item A to "funds are budgeted in the Special Events Professional Services Account and are paid by sponsorship donations, seconded by CM Gorton, passed unanimously.

A motion by CM DeCamp to approve new business items A-G, as amended, seconded by CM Gorton, passed unanimously.

## VI. Continuing Business / Presentations

### A. Services Committee Update

This update was given by Chair CM Ellinger. 1 motion was brought forward.

A motion by CM Ellinger to approve the creation of a task force to look at noise issues, seconded by CM Myers, passed unanimously. (Mayor Newberry stated that 'we have a motion to approve the Services Committee Report').

### B. AIA Commerce Lexington and Downtown Development Authority:" What Can Be" Presentation

This presentation was done by Woodford Webb, representing Commerce Lexington, Dennis Bob, Past Chair AIA, and Harold Tate, DDA.

### C. Continuation of Sanitary Sewer Fee Proposal

This continuation was done by CM Blevins. Several Council Members, along with Bill O'Mara, Commissioner Helm, Charlie Martin, and Rochelle Boland spoke on this issue.

A motion by CM Ellinger to table the proposed fee increase issue until the consent decree is signed, seconded by CM Crosbie, failed with a 2-9 vote.

A motion by CM Blevins to amend ordinance Article 6, chapter 16 of the code of ordinances to increase sanitary sewer fees and place it on the docket for 1/24/08 and have public comment at the same Council Meeting, seconded by CM DeCamp, passed with a 9-2 vote.

A motion by CM Myers to divide the previous motion, seconded by CM Crosbie, passed with a 12-1 vote; CM DeCamp dissenting.

A motion by CM Gorton to have a separate public meeting during the Council Meeting on 1/24/08, seconded by CM Myers, passed with an electronic vote of 10-3, but called unanimous by the Mayor.

## VII. Council Report

CM Stevens-Yielded the floor to the President of the Louisville Water Company.

CM Gorton-Congratulated her Council Aide, Melynda Milburn, for finishing the Disney marathon over the weekend; also, thanked Richard Moloney for his years of service to the city as a Council Member.

CM Blues-Said farewell to Richard Moloney; announced the 2<sup>nd</sup> District NA President's meeting on 1/16/08 at the Meadowthorpe Community Center at 6:30-7 pm, social time and meeting at 7 pm.

CM Gray-Added to the tribute of Richard Moloney; thanked him for his mentoring and introducing him to his Council Aide, Maureen Watson; announced the Town & Gown Commission meeting on tomorrow-minutes will be distributed to council members; announced that the student housing task force appointments will be made within the next week or so; welcomed CM James to the roll of Chair of the Intergovernmental Committee.

CM Blevins-A motion by CM Blevins to approve the NDF list for January 15, 2008, seconded by CM McChord passed unanimously.

CM Crosbie-Thanked Mayor Newberry for the tour in the 7<sup>th</sup> District in December; announced that there would be a meeting with the 7<sup>th</sup> District NA Presidents and Parks at the Eagle Creek Library at 4 pm on 1/25/08; wished Richard Moloney luck in his new position.

CM James-Announced the Coolavin Apartment Assoc. meeting at Pilgrim Baptist Church on 1/17 at 5 pm.

A motion by CM James to place in the Planning Committee the final draft of the report of long term planning committee for Eastern State Hospital property, seconded by CM Beard, passed unanimously.

CM McChord-Announced the Wyndham Downs meeting tonight at 7 pm.

#### VIII. Mayor's Report-None

Commissioner Koch presented the statement of revenues and expenditures ending 12/31/07; she also stated that they are going through the process of cleaning up purchase orders from the old system.

Mayor Newberry expressed his personal regret he will not be working with CM Moloney any longer; he also announced that Peggy Henson will fill the unexpired term of former CM Moloney.

Mayor Newberry stated that due to today's lengthy work session, the STARS update will be held until next week's work session.

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

#### X. Closed Session-Litigation

A motion by CM Blevins to go into closed session pursuant to KRS 61.810(1) (c) for the purpose of discussing a pending litigation matter, seconded by CM Gorton, passed unanimously.

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

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

Work Session was adjourned from closed session at 6:50 pm.