

Lexington-Fayette Urban County Government

*200 E. Main St
Lexington, KY 40507*



Docket

Thursday, January 30, 2014

6:00 PM

Council Chambers

Urban County Council

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

0081-14 Minutes of the January 16 and 21, 2014 Council Meetings

IV. Ordinances – Second Reading

1. 0011-14 An Ordinance changing the zone from an Agricultural-Urban (A-U) zone to a Neighborhood Business (B-1) zone, for 2.79 net (5.05 gross) acres, for property located at 3939 Tates Creek Rd. (Greer Lance Co.-Smyrna # 2, LLC - Council District 4). Approval 6-3 (To Be Heard By March 19, 2014) [Div. of Planning, King]
2. 0013-14 An Ordinance changing the zone from an Agricultural-Urban (A-U) zone, to a Planned Neighborhood Residential (R-3) zone, for 3.57 net (3.57 gross) acres; and from an Agricultural Urban (A-U) zone to a Professional Office (P-1) zone, for 1.47 net (1.77 gross) acres, for property located at 3581 Harrodsburg Rd. (Dr. Andrew Schroyer, D.V.M.-Council District 10). Approval 9-0 (To Be Heard By March 19, 2014) [Div. of Planning, King]
3. 1356-13 An Ordinance amending Section 18A-11 of the Code of Ordinances to change the annual fee for a taxicab driver's permit from twenty dollars (\$20.00) per year to twenty-five dollars (\$25.00) per year, effective upon passage. [Dept. of Public Safety, Mason]
4. 0014-14 An Ordinance amending Sections 21-5(2) of the Code of Ordinances, abolishing two (2) positions of Electronics/Computer Controls Specialist, Grade 113N, one (1) position of Engineering Technician Sr., Grade 113E, one (1) position of Associate Engineering Technician Principal; and creating one (1) position of Program Specialist, Grade 112E, one (1) position of Microcomputer Support Specialist, Grade 113N, and two (2) positions of Electrician, Grade 114N, all in the Div. of Water Quality, appropriating funds pursuant to Schedule No. 39, effective upon passage of Council. [Div. of Human Resources, Maxwell]

5. 0043-14 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. 38. [Div. of Budgeting, Lueker]

V. Ordinances – First Reading

6. 0026-14 An Ordinance amending Section 22-5(2) of the Code of Ordinances extending the term of the temporary position of Administrative Specialist, Grade 110N, for a four (4) year term expiring on March 22, 2018, in the Div. of Waste Management, effective upon passage of Council. [Div. of Human Resources, Maxwell]
7. 0087-14 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. 40. [Div. of Budgeting, Lueker]

VI. Resolutions – Second Reading

1. 0003-14 A Resolution accepting the bid of Southeast Aerospace, Inc., in the amount of \$44,000, for Radio for Police Helicopter for the Div. of Police. (4 Bids, Low) [Bastin]
2. 0021-14 A Resolution accepting the bid of Radio Communications Systems, Inc. d/b/a RCS Communications, establishing a price contract for an Emergency Vehicle Lighting and Siren System, for the Div. of Police. (1 Bid) [Bastin]
3. 0027-14 A Resolution ratifying the Probationary Civil Service Appointments of: Roy Compston, Community Corrections Sergeant, Grade 112N, \$23.579 hourly, Steven Ferguson, Community Corrections Captain, Grade 115E, \$2,522.58 biweekly, Richard Frans, Community Corrections Sergeant, Grade 112N, \$23.579 hourly, Shaun Hubbard, Community Corrections Lieutenant, Grade 114E, \$2,143.20 biweekly, all in the Div. of Community Corrections, effective December 30, 2013; Jodey Evans, Breathing Apparatus Manager, Grade 114E, \$2,100.72 biweekly, in the Div. of Fire and Emergency Services, effective January 27, 2014, Mark Mabson, Public Service Supervisor Sr., Grade 114E, \$1,935.84 biweekly, Ronald Warner, Public Service Supervisor Sr., Grade 114E, \$1,756.40 biweekly, both in the Div. of Waste Management, effective December 2, 2013; Susan Plueger, Director of Environmental Policy, Grade 122E, \$3,357.84 biweekly, in the Div. of Environmental Policy, effective January 27, 2014; Elisabeth

Strong, Early Child Care Teacher, Grade 110E, \$1,105.20 biweekly, in the Div. of Family Services, effective January 6, 2014; Nelson Wright, Skilled Trades Worker Sr., Grade 112N, \$22.317 hourly, in the Div. of Parks and Recreation, effective January 27, 2014; ratifying the Permanent Civil Service Appointments of: Anthony Hawkins, Recreation Supervisor, Grade 110E, \$1,359.02 biweekly, effective December 15, 2013, O'Kescha Wilson, Staff Assistant Sr., Grade 108N, \$12.350 hourly, effective January 2, 2014, both in the Div. of Parks and Recreation, Garland Neal Martin, Trades Supervisor, Grade 113N, \$23.112 hourly, effective December 17, 2013, Robert Morgan, Vehicle & Equipment Mechanic Apprentice, Grade 107N, \$12.013 hourly, effective January 22, 2014, Robert Pulcini, Skilled Trades Worker, Grade 111N, \$15.508 hourly, effective December 3, 2013, James Ratliff, Skilled Trades Worker, Grade 111N, \$21.467 hourly, effective December 3, 2013, Frank White, Paint and Body Technician, Grade 111N, \$22.533 hourly, effective January 6, 2014, in the Div. of Facilities and Fleet Management, Amy Baker, Program Administrator, Grade 117E, \$2,268.96 biweekly, in the Dept. of Social Services, effective December 17, 2013, Beth Beldon, Human Resources Analyst, Grade 115E, \$1,727.04 biweekly, in the Div. of Human Resources, effective December 17, 2013, Laurie Jackson, Administrative Specialist, Grade 110N, \$17.674 hourly, in the Div. of Planning, effective January 1, 2014, Stephen Pracht, Deputy Council Clerk, Grade 116E, \$1,740.64 biweekly, in the Council Clerk's Office, effective January 1, 2014; ratifying the voluntary demotion of: James York, Telecommunicator Sr., Grade 111N, \$15.750 hourly, in the Div. of Police, effective December 30, 2013. [Div. of Human Resources, Maxwell]

- 4. 1210-13** A Resolution amending Section 1 of Resolution No. 576-2013, adding Fidele Nsonguh Tibouo, Environmental Inspector, Grade 113N, \$16.843 hourly in the Div. of Water Quality, effective upon passage of Council, and amending Section 3 of Resolution No. 576-2013, removing Fidele Nsonguh Tibouo, Environmental Inspector, Grade 113N, \$16.843 hourly in the Div. of Water Quality, effective October 21, 2013. [Div. of Human Resources, Maxwell]
- 5. 1343-13** A Resolution amending Section 2 of Resolution No. 318-2013, relating to the Second Renewal of the Engineering Services Agreement with Tetra Tech, Inc., to provide annual program management services for Consent Decree Implementation and MS4 Permit Compliance to change the accounting line from 4051-303204-71205 to 4052-303204-71205. [Div. of Water Quality, Martin]

- 6.** **1376-13** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Office of Homeland Security, for extension of the Hazardous Devices Training Project through June 30, 2014, at no cost to the Urban County Government. [Div. of Grants and Special Programs/ Dept. of Public Safety, Gooding/Mason]
- 7.** **0001-14** A Resolution authorizing the extension of the performance time for the Traffic Signal Timing Project for the FY 2014 ITS/CMS (Intelligent Transportation System/Congestion Management System) Traffic Improvements Project and authorizing the Mayor or his designee, on behalf of the Urban County Government, to execute any necessary Amendment to the Engineering Services Agreement or related document with URS Corporation related to the extension of time. [Div. of Grants and Special Programs/ Dept. of Public Safety, Gooding/Mason]
- 8.** **0002-14** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Facility Usage Agreement with Lexington Center Corp., for use of the Opera House for Kiddie Kapers, at a cost not to exceed \$8,100. [Div. of Parks and Recreation, Bologna]
- 9.** **0005-14** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Contract with Omnisource Integrated Supply, LLC, for inventory specialist services, at a cost not to exceed \$32,000. [Div. of Grants and Special Programs/ Dept. of Public Safety, Gooding/Mason]
- 10.** **0007-14** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class A (Neighborhood) Incentive Grant to Waterford II Neighborhood Association, Inc., for Stormwater Quality Projects, at a cost not to exceed \$46,640.48. [Dept. of Environmental Quality and Public Works, Martin]
- 11.** **0009-14** A Resolution accepting the response of Brandstetter Carroll, Inc., to RFP No. 30-2013 - Phase A Design Services of the Replacement Fire Station #2, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Brandstetter Carroll, Inc., to provide services related to the RFP, at a cost not to exceed \$64,880, for the Dept. of General Services. [Dept. of General Services, Reed]

VII. Resolutions – First Reading

- 12.** **0031-14** A Resolution accepting the bid of Chem-Aqua, Inc., establishing a price contract for Water Treatment for Heating and Cooling Systems, for the Div. of Facilities and Fleet Management. (3 Bids, Low) [Baradaran]
- 13.** **0060-14** A Resolution accepting the bid of L-M Asphalt Partners, Ltd d.b.a. ATS Construction, establishing a price contract for County Street Resurfacing, for the Div. of Streets and Roads. (1 Bid) [Miller]
- 14.** **0066-14** A Resolution accepting the bid of E.C. Matthews, Inc., in the amount of \$78,305.00, for Arch and Column Replacement - Community Corrections Entrance, for the Div. of Community Corrections, and authorizing the Mayor, on behalf of the Urban County Government, to execute an agreement with E.C. Matthews, Inc., related to the bid. (3 Bids, Low) [Ballard]
- 15.** **0073-14** A Resolution accepting the bids of Arrow Electric Co. and Davis H. Elliot Construction Co., Inc., establishing price contracts for Fiber Optic Cable Installation and Repair, for the Div. of Traffic Engineering. (2 Bids, Low) [Woods]
- 16.** **0074-14** A Resolution accepting the bid of Pace Contracting, LLC, establishing a price contract for Secondary Digester Floating Cover Demo/Removal for the Div. of Water Quality and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary agreement with Pace Contracting, LLC, related to the bid. (2 Bids, Low) [Martin]
- 17.** **0075-14** A Resolution accepting the bids of Office Depot, Inc., and Staples Contract and Commercial, Inc., establishing price contracts for office supplies, for all departments and divisions of Lexington-Fayette Urban County Government. (4 Bids, Low) [Slatin]
- 18.** **0077-14** A Resolution ratifying the Probationary Civil Service Appointments of: Elizabeth Overman, PDR Manager, Grade 121E, \$3,230.32 biweekly in the Dept. of Planning, Preservation, and Development, effective January 27, 2014, Chris Toutant, Public Service Supervisor, Grade 111N, \$15.804 hourly in the Div. of Parks and Recreation, effective January 13, 2014; ratifying the Permanent Civil Service Appointment of:

Candice Euarl, Child Care Program Aide, Grade 107N, \$12.840 hourly in the Div. of Family Services, effective January 1, 2014. [Div. of Human Resources, Maxwell]

- 19. 0078-14** A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following Probationary Civil Service Appointments: Mark Feibes, Municipal Engineer Sr., Grade 119E, \$2,988.00 biweekly in the Div. of Engineering, effective upon passage of Council, Jessica Allinder, Staff Assistant Sr., Grade 108N, \$14.904 hourly in the Div. of Purchasing, effective February 10, 2014, Nicole Rae Williams-Moellman, Staff Assistant Sr., Grade 108N, \$12.185 hourly in the Div. of Revenue, effective February 10, 2014, James Dant, Treatment Plant Operator, Grade 113N, \$24.483 hourly in the Div. of Water Quality, effective February 10, 2014, Patrick Murray, School Crossing Guard Coordinator, Grade 111N, \$22.533 hourly, effective February 3, 2014, Leticia Hagerman, Victims Advocate, Grade 112N, \$16.823 hourly, effective February 10, 2014, Margaret Walsh, Telecommunicator, Grade 111N, \$15.242 hourly, effective February 10, 2014, all in the Div. of Police; authorizing the Div. of Human Resources to make a conditional offer to the following Unclassified Civil Service Appointment: Connie Cord, Victims Advocate, Grade 112N, \$16.510 hourly in the Div. of Police, effective February 10, 2014. [Div. of Human Resources, Maxwell]
- 20. 1328-13** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Lease Agreement with Bluegrass Community and Technical College, for lease of space at the Central Ky. Job Center. [Dept. of General Services, Reed]
- 21. 0015-14** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Amendment to Agreement with Benefit Insurance Marketing, for a one year extension, expiring on December 31, 2014. [Div. of Human Resources, Maxwell]
- 22. 0019-14** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to accept the donation of 10 Graco "Pack N Play" cribs, valued at \$700, from Safe Kids Fayette County, for distribution to low income families through the Div. of Social Services HANDS Program. [Div. of Family Services, Mills]
- 23. 0051-14** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute agreements with Foster Care Council of LEXKY (\$600), Community Action Council (\$1,675),

Paul Laurence Dunbar Band Parents' Association, Inc. (\$1,500), Paul Laurence Dunbar Soccer Boosters Club, Inc. (\$500), Ky. Humanities Council, Inc. (\$675) and Sisters Road to Freedom, Inc. (\$525) for the Office of the Urban County Council, at a cost not to exceed the sums stated. [Council Office, Maynard]

- 24.** **0085-14** A Resolution initiating various Zoning Ordinance text amendments to Article 8-17, Downtown Business (B-2) zone; Article 8-18, Downtown Frame Business (B-2a) zone; Article 8-19, Lexington Center Business (B-2b) zone; and Article 27, Courthouse Area Design Overlay zone, to authorize, in part, the "Design Excellence" Program. [Council Office, Maynard]
- 25.** **0036-14** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Fayette Fiscal Court and Jon Larson, Fayette County Judge/Executive for the FY 2011, FY 2012, and FY 2013 County Road Aid Fund Program for Fayette County and establishing a budget for road projects in the amount of \$3,504,202. [Dept. of Planning, Preservation and Development, Paulsen]
- 26.** **0040-14** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an agreement for Preliminary Engineering Services with Norfolk Southern Railway Co. for the Southland Drive Bike Lane Project, at a cost not to exceed \$10,000. [Div. of Grants and Special Programs/Dept. of Planning, Preservation and Development, Gooding/Paulsen]
- 27.** **0042-14** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Lease Agreement with Ky. Community and Technical College System, for classroom space at the Detention Center, at no cost to the Urban County Government. [Div. of Community Corrections, Ballard]
- 28.** **0046-14** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute multiple multi-year agreements and related documents (State Contract), with Dell Financial Services, LLC, for the lease of new and upgraded equipment for desktop computers, for the Div. of Computer Services, at an estimated cost not to exceed \$89,186.40 (FY2014). [Div. of Computer Services, Nugent]

- 29. 0053-14** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One (1) to the Contract with Lexington Library and Harmony HB, LLC, a Division of Anderson Communities, Inc., for maintenance improvements to Phoenix Park, increasing the contract price by the sum of \$3,749.46 from \$19,141.00 to \$22,890.46. [Dept. of General Services, Reed]
- 30. 0055-14** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the U.S. Dept. of Justice, Office on Violence Against Women and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$400,000 Federal funds from the Enhanced Training and Services to End Abuse in Later Life Program and are for a project designed to improve community response to the victimization of older adults, and authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with all community partners of the project, for comprehensive participation required for the project and the Grant Application. [Div. of Grants and Special Programs/Dept. of Social Services, Gooding/Mills]
- 31. 0056-14** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the contract with T.E.M. Group, Inc., for Emergency Generator Connections, decreasing the contract price by the sum of \$20,000 from \$393,067 to \$373,067. [Div. of Water Quality, Martin]
- 32. 0057-14** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Contract with Bluegrass Contracting Corp. for Tates Creek Road Sidewalk Improvements Project, increasing the contract price by the sum of \$38,031.61 from \$1,671,416.30 to \$1,709,447.91. [Div. of Grants and Special Programs/Dept. of Planning, Preservation and Development, Gooding/Paulsen]
- 33. 0058-14** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Contract Modification No. 3 to the Professional Services Agreement with M2D Design Group for design of the Isaac Murphy Memorial Art Garden Trail Head, increasing the contract price by the sum of \$10,000 from \$37,601 to \$47,601. [Div. of Grants and Special Programs/Dept. of Planning, Preservation and Development, Gooding/Paulsen]

34. 0062-14 A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept an award of funds, in the amount of \$80,000, from the Bluegrass Community Foundation, for support of a Local Food Coordinator position in the Office of the Mayor, the acceptance of which obligates the Urban County Government for the expenditure of \$25,000 as a local match. [Div. of Grants and Special Programs/ Mayor's Office, Gooding/Emmons]
35. 0070-14 A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute agreements with Lexington Youth Tigers Football Program, Inc. (\$500), for the Office of the Urban County Council, at a cost not to exceed the sums stated. [Council Office, Maynard]
36. 0088-14 A Resolution authorizing the Mayor, on behalf of the Urban County Government and the Urban County Government Public Facilities Corp., to execute a Right-Of-Way Agreement with Columbia Gas of Kentucky, Inc. for a gas line on property located at 669 Byrd Thurman Drive. [Div. of Facilities and Fleet Management, Baradaran]

VIII. Communications From the Mayor

- 0080-14
1. Recommending the appointment of Ms. Rhonda N. Iuliano to the CASA Board, with term to expire 6/11/2017. The term of Ms. Annemarie Vandervort expired.
 2. Recommending the appointment of Mr. P.G. Peebles, as At-Large representative, to the Convention and Visitors Bureau Board of Directors, with term to expire 9/9/2015. The term of Ms. Mary Wathen is expired.
 3. Recommending the appointment of Mr. Martin B. Tucker to the Explorium of Lexington Board of Directors, with term to expire 7/1/2016. The term of Mr. George Allgeier is expired.
 4. Recommending the reappointment of Mr. George M. Ely, as Neighborhood Association representative, to the Keep Lexington Beautiful Commission, with term to expire 2/1/2018.
 5. Recommending the appointment of Mr. Donald R. Mason, as Business Community representative, to the Lyric Theatre and Cultural Arts Center Board of Directors, with term to expire 12/8/2017. The term of Mr. Kip Cornett is expired.
 6. Recommending the reappointment of Ms. Kimberly R. Eldridge, as 5th District representative, to the Parks and Recreation Advisory Board, with term to expire 1/14/2018.
 7. Recommending the reappointment of Ms. Phyllis R. Hasbrouck, as Bluegrass Tomorrow representative, to the Raven Run Citizens Advisory Board, with term to expire 1/13/2018.
 8. Recommending the appointment of Ms. Diane W. Woods to the Social Services Advisory Board, with term to expire 9/1/2017. The term of Mr. William Farmer, Jr. is expired.

IX. Announcements

X. Public Comments

Adjournment