

Lexington-Fayette Urban County Government

*200 E. Main St
Lexington, KY 40507*



Work Copy Docket

Thursday, April 16, 2015

6:00 PM

Council Chambers

Urban County Council

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

- 0476-15 Minutes of the March 9, March 19, and April 7, 2015 Council Meetings

IV. Ordinances – Second Reading

1. 0365-15 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. 51. [Div. of Budgeting, Lueker]
2. 0321-15 An Ordinance amending the authorized strength by abolishing one (1) Classified Civil Service Position of Skilled Trades Worker Sr., Grade 517N and creating one (1) Classified Civil Service Position of Corrections Maintenance Mechanic Sr., Grade 519N in the Div. of Community Corrections, effective upon passage of Council, appropriating funds pursuant to Schedule No. 52. [Div. of Human Resources, Maxwell]

V. Ordinances – First Reading

3. 0376-15 An Ordinance changing the zone from a Neighborhood Business (B-1) zone to a Highway Service Business (B-3) zone, for 5.6686 net (6.8980 gross) acres, for property located at 2434 & 2450 Nicholasville Rd. (M.I.A. Brookhaven, LLC; Council District 4). Approval 9-0 (To Be Heard By May 27, 2015) [Div. of Planning, King]
4. 0377-15 An Ordinance changing the zone from a Highway Service Business (B-3) zone to a Neighborhood Business (B-1) zone, for 0.345 net (0.465 gross) acre, for property located at 2100 Liberty Rd. Landscape variances are also requested. (Doug Charles; Council District 7). Approval 9-0 (To Be Heard By May 27, 2015) [Div. of Planning, King]
5. 0378-15 An Ordinance changing the zone from a Light Industrial (I-1) zone to a Neighborhood Business (B-1) zone, for 3.78 net (4.72 gross) acres, for property located at 308-310, 322 and 330 Newtown Pike (Thistle Holdings, LLC; Council District 2). Approval 9-0 OBJECTORS (To Be Heard By May 27, 2015) [Div. of Planning, King]

6. **0379-15** An Ordinance amending Article 17-7(b)(5) of the Zoning Ordinance to allow a second free-standing sign for churches and schools on properties of more than five acres in size with two street frontages when located in Residential zones and the Agricultural Urban (A-U) zone. (Lexington Christian Academy). Approval of the Staff Alternative Text 9-0 [Div. of Planning, King]
7. **0380-15** An Ordinance amending Article 28-6(c) of the Zoning Ordinance to provide for the use of alternative building feature in the Mixed-Use (MU) zones. (Bayer Properties, LLC). Approval of the Staff Alternative Text 9-0 [Div. of Planning, King]
8. **0391-15** An Ordinance repealing Ordinance No. 266-2008 (the Lexington Distillery District Development Area TIF) in its entirety, dissolving the Incremental Tax Special Fund, the District, and any other features related to the Ordinance, and cancelling or terminating the Agreements related to said Ordinance. [Mayor's Office, Atkins]

VI. Resolutions – First Reading

1. **0412-15** A Resolution accepting the bid of Angel Contracting, LLC, in the amount of \$119,600, for Legacy Trail Flag Pole Base Construction, for the Div. of Engineering. (3 Bids, Low) [Frazier]
2. **0414-15** A Resolution accepting the bid of DC Tours, LLC, establishing a price contract for Charter Bus Services, for the Div. of Parks and Recreation. (1 Bid) [Reed]
3. **0430-15** A Resolution accepting the bid of Bluegrass Fire Equipment, establishing a price contract for fire hose, for the Div. of Fire and Emergency Services. (2 Bids, Low) [Jackson]
4. **0433-15** A Resolution accepting the bid of Glove Planet, LLC, establishing a price contract for disposable gloves, for the Div. of Community Corrections. (27 Bids, Low) [Ballard]
5. **0434-15** A Resolution accepting the bid of Vapor Protection Services, in the amount of \$36,970, for Radon Mitigation for Family Care and Coleman House, for the Div. of Facilities and Fleet Management. (1 Bid) [Baradaran]
6. **0435-15** A Resolution accepting the bid of Evapar, Inc., in the amount of \$33,995 for a Generator for the Emergency Operations Center, for the Div. of Emergency Management/911. (4 Bids, Low) [Dugger]

- 7.** **0440-15** A Resolution accepting the bid of Judy Construction Co., in the amount of \$4,740,000, for the Wolf Run Wet Weather Storage Facility, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Judy Construction Co. related to the bid. (6 Bids, Low) [Martin]
- 8.** **0448-15** A Resolution accepting the bids of SCINA Lawncare Services, LLC, and Stephen Hillenmeyer Landscape Services, establishing price contracts for Mowing, for the Div. of Parks and Recreation. (16 Bids, Low) [Reed]
- 9.** **0450-15** A Resolution accepting the bid of Xylem Dewatering Solutions, Inc., establishing a price contract for Emergency Pumps & Accessories, for the Div. of Water Quality. (2 Bids, Low) [Martin]
- 10.** **0464-15** A Resolution accepting the bids of Judy G. Combs d/b/a Landscape Supply and Design; Happy's General Contracting and Maintenance; Walker-Harris Landscapes and Hardscapes, LLC; McGee Springs, Inc.; SCINA Lawncare Services, LLC; Edgington Mowing Service, Inc.; Joshua Fayne d/b/a MowPower; All Pro Lawn and Landscaping; Mow Edge Blow Lawn Service; Lunce Commercial Lawn Care, LLC; ZKB Services, LLC; and D&M Mowing, Inc., establishing price contracts for Turf Mowing, for the Div. of Environmental Services. (14 Bids, Low) [Plueger]
- 11.** **0466-15** A Resolution ratifying the Probationary Civil Service Appointments of: Greta Giles, Staff Assistant Sr., Grade 510N, \$15.128 hourly, effective May 4, 2015 and Diane Lewis, Administrative Specialist, Grade 513N, \$17.274 hourly, effective April 20, 2015 both in the Div. of Revenue and Robert Austin, Public Service Supervisor, Grade 514N, \$20.358 hourly in the Div. of Water Quality, effective April 20, 2015; ratifying the Permanent Civil Service Appointments of: James Moore, License Inspector, Grade 512N, \$20.248 hourly in the Div. of Revenue, effective March 22, 2015, Daniel Estes, Public Service Supervisor, Grade 514N, \$19.724 hourly, effective March 22, 2015, Daniel Petersen, Equipment Operator Sr., Grade 512N, \$16.681 hourly and Michael Jordan, Public Service Worker Sr., Grade 509N, \$17.490 hourly, both effective March 15, 2015, and all in the Div. of Streets and Roads, Fredrick Cotton, \$16.066 hourly, effective January 14, 2015 and Patrick Wright, \$17.579 hourly, effective January 21, 2015, both Resource Recovery Operator, Grade 513N in the Div. of Waste Management, Kikoko

Lusiwe, Custodial Worker, Grade 505N, \$12.463 hourly in the Div. of Family Services, effective March 8, 2015, and Travis Noel, \$19.162 hourly and Joshua Toomey, \$18.599 hourly, both Heavy Equipment Technician, Grade 516N, effective March 15, 2015, and James Duncan, Skilled Trades Worker Sr., Grade 517N, \$24.686 hourly, effective March 8, 2015 all in the Div. of Facilities and Fleet Management; ratifying the Probationary Community Corrections Appointment of: Bradley Baker, Community Corrections Sergeant, Grade 112N, \$23.579 hourly in the Div. of Community Corrections, effective April 6, 2015; ratifying the voluntary demotion of: Manwell Benton, Resource Recovery Operator, Grade 513N, \$21.468 hourly in the Div. of Waste Management, effective March 23, 2015; and ratifying the appointment of: Wanda Wallen, Equipment Operator Sr., Grade 512N, \$20.005 hourly in the Div. of Water Quality, effective March 9, 2015, due to failure to successfully complete the probationary period. [Div. of Human Resources, Maxwell]

12. 0467-15

A Resolution authorizing the Div. of Human Resources to make conditional offers to the following Probationary Civil Service Appointments: Doug Mott, Software Developer Sr., Grade 525E, \$2,389.01 biweekly and Adam Stringer, Technical Specialist, Grade 515N, \$18.554 hourly both in the Div. of Computer Services, effective upon passage of Council, Christie Barbour, Staff Assistant Sr., Grade 510N, \$15.197 hourly in the Div. of Revenue, effective upon passage of Council, Andy Lieffring, \$14.760 hourly and Timothy Lee, \$13.394 hourly both Public Service Worker Sr., Grade 509N in the Div. of Streets and Roads, effective upon passage of Council, Chris Dixon, \$17.713 hourly, Shaun Johnson, \$18.008 hourly, Harry Fiefhaus, \$19.780 hourly, Steven Conner, \$19.042 hourly, and Michael Carpenter, \$19.780, hourly all Maintenance Mechanic, Grade 515N in the Div. of Water Quality, effective upon passage of Council, Anthony Rodgers, \$16.709 hourly, Vernon Willoughby, \$16.281 hourly, and Aaron Dishman, \$17.941 hourly, all Resource Recovery Operator, Grade 513N in the Div. of Waste Management, effective upon passage of Council, James Nelson, Public Service Worker Sr., Grade 509N, \$14.241 hourly in the Div. of Environmental Services, effective upon passage of Council, Dustin Combs, Paralegal, Grade 517N, \$20.505 hourly in the Dept. of law, effective May 4, 2015, Paula Byrd, Staff Assistant Sr., Grade 510N, \$14.920 hourly in the Div.

of Police, effective May 4, 2015, Terry Carpenter, Vehicle & Equipment Technician, Grade 514N, \$17.052 hourly and Gary Young, Custodial Worker, Grade 505N, \$11.690 hourly both in the Div. of Facilities and Fleet Management, effective upon passage of Council, and Michael Tyree, Skilled Trades Worker, Grade 515N, \$17.890 hourly, effective May 4, 2015, and Shawn Thomas, Public Service Worker, Grade 507N, \$13.068 hourly, effective upon passage of Council, both in the Div. of Parks and Recreation; authorizing the Div. of Human Resources to make conditional offers to the following Probationary Community Corrections Officer Appointments: Jonathon Coyle, William Davis, Gage Deatherage, William Shearer, and Gregory Hickey, all Community Corrections Officer, Grade 110N, \$14.728 hourly in the Div. of Community Corrections, effective April 20, 2015; and authorizing the Div. of Human Resources to make a conditional offer to the following Unclassified Civil Service Appointment: William McClellan, ESP Coordinator, Grade 514E, \$1,457.81 biweekly in the Div. of Parks and Recreation, effective upon passage of Council. [Div. of Human Resources, Maxwell]

- 13. 0069-15** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. Two (2) to the Contract with Bluegrass Contracting Corp. for the Meadows/Northland/Arlington Public Improvements Project, Phase 5B, decreasing the contract price by the sum of \$10,502.42 from \$806,151.67 to \$795,649.25. [Div. of Grants and Special Programs/Dept. of Planning, Preservation and Development, Gooding/Paulsen]
- 14. 0082-15** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with AMEC Environment and Infrastructure, Inc., for services at the Haley Pike Landfill, at a cost not to exceed \$90,000. [Div. of Waste Management, Thurman]
- 15. 0264-15** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Transportation Cabinet, which Grant funds are in the amount of \$1,278,000 Federal funds, are for design of Phases IV, V, and VI of the Town Branch Trail under the Congestion Mitigation and Air Quality Program, the acceptance of which obligates the Urban County Government for the expenditure of \$257,600 as a local match. [Div. of Grants and Special Programs/Dept. of Planning, Preservation and Development, Gooding/Paulsen]

- 16.** **0330-15** A Resolution authorizing the Mayor, on behalf of the Urban County Government and pursuant to the Jobs Fund Program, to negotiate and execute a ten (10) year forgivable Incentive Agreement and related documents, including personal guaranties, with Summit Biosciences, Inc., and its owners, in an amount not to exceed \$100,000, for the creation and retention of nine (9) new jobs with an average hourly wage of at least \$31.75, exclusive of benefits. [Mayor's Office, Atkins]
- 17.** **0335-15** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Partnership Agreement with Goodwill of Ky. Cars to Work, Inc., for the purpose of client referral to the Cars to Work Program, for the Dept. of Social Services. [Dept. of Social Services, Ford]
- 18.** **0353-15** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One(1)(Final), to the Contract with Randle-Davies Construction Co., for construction of the Brighton East Rail Trail Project - Phase II, increasing the contract price by the sum of \$78,609.51 from \$466,601.66 to \$525,211.17. [Div. of Grants and Special Programs/Dept. of Planning, Preservation and Development, Gooding/Paulsen]
- 19.** **0363-15** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the U.S. Dept. of Justice and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$34,405 Federal funds under the State Criminal Alien Assistance Program (SCAAP), and are for reimbursement of costs related to the incarceration of undocumented criminal aliens. [Div. of Grants and Special Programs/ Dept. of Public Safety, Gooding/Bastin]
- 20.** **0374-15** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a two (2) year Agreement with Smart Systems, for dishwashing chemicals, for the Child Care Food Program at the Family Care Center, at a cost not to exceed \$3400. [Div. of Grants and Special Programs/ Dept. of Social Services, Gooding/Ford]
- 21.** **0387-15** A Resolution declaring as surplus and authorizing the Dept. of General Services to transfer, on behalf of the Lexington-Fayette Urban County Government, a junked 2014 Ford Explorer to the Automotive Technology Program at Bluegrass Community and Technical College. [Dept. of General Services, Reed]

- 22. 0390-15** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Dept. for Local Government and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$73,450 Federal funds, and are for upgrades for the Masterson Station Playground to become ADA compliant, the acceptance of which requires 50% local match. [Div. of Grants and Special Programs/Div. of General Services, Gooding/Reed]
- 23. 0398-15** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Amendments to Agreements with the Ky. Transportation Cabinet, for extension of the Loudon Ave. Sidewalk CMAQ Project, the Gainesway Trail CMAQ Project and the Town Branch Trail Phase III Project through June 30, 2016, at no cost to the Urban County Government. [Div. of Grants and Special Programs/Dept. of Planning, Preservation & Development, Gooding/Paulsen]
- 24. 0399-15** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Amendments to Agreements with the Ky. Transportation Cabinet, for extension of the Southland Drive CMAQ Project and the Tates Creek Road Sidewalk Project Through December 31, 2015, at no cost to the Urban County Government. [Div. of Grants and Special Programs/Dept. of Planning, Preservation & Development, Gooding/Paulsen]
- 25. 0401-15** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute the Certificate of Consider-ation and any other documents necessary, and to accept Deeds, for property located at 277 Lafayette Pkwy., 283 Lafayette Pkwy. and 1856 Clays Mill Rd., for the acquisition and demolition required for the Hazard Mitigation Grant Program, at a cost not to exceed \$500,000. [Div. of Grants and Special Programs/Div. of Environmental Policy and Public Works, Gooding/Holmes]

VII. Communications From the Mayor (For Information Only)

- 0468-15**
1. Reinstatement of Darayll Chestnut, Resource Recovery Operator, Grade 513N, \$18.594 hourly, in the Div. of Waste Management, effective April 20, 2015.
 2. Resignation of Matthew Cheeseman, Community Corrections Officer, Grade 110N, Div. of Community Corrections, effective March 3, 2015.
 3. Resignation of Patrick W. Burus, Community Corrections Officer, Grade 110N, Div. of Community Corrections, effective March 15, 2015.
 4. Resignation of Joshua Binion, Community Corrections Officer, Grade 110N, Div. of Community Corrections, effective March 20, 2015.
 5. Resignation of Shannin Renee Jenkins, Community Corrections Officer, Grade 110N, Div. of Community Corrections, effective March 14, 2015.
 6. Classified Civil Service Temporary Appointment of Russell Scott, Program Manager Sr., Grade 524E, \$2,511.28 biweekly, in the Div. of Waste Management, effective March 23, 2015.
 7. Termination of Probationary Appointment of Corey Wade Barnett, Community Corrections Officer, Grade 110N, Div. of Community Corrections, effective March 10, 2015.

VIII. Announcements**IX. Public Comments****Adjournment**