Lexington-Fayette Urban County Government Council Meeting

Lexington, Kentucky October 22, 2015 at 6:00 p.m.

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on October 22, 2015 at 6:00 p.m. Present were Mayor Gray in the chair presiding, and the following members of the council: Lamb, Moloney, Mossotti, Stinnett, Akers, Bledsoe, F. Brown, J. Brown, Farmer, Gibbs, Hensley, Henson, and Kay. Absent were Scutchfield and Evans.

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

Resolutions No. 597-2015 through 622-2015, inclusive, and Ordinances No. 110-2015 through 115-2015, inclusive, were reported as having been signed and published and ordered to record.

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky October 22, 2015 at 6:00 p.m.

The invocation was given by Mr. Fred Brown.

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Mayor Gray asked Ms. Mossotti to join him at the podium. The Mayor introduced Mr. and Mrs. Tom and Sheila Hammond. He spoke about Mr. Hammond's career and personal history in Kentucky.

Ms. Mossotti spoke about Mr. Hammond and his family, remarking on his career in broadcasting with NBC, his hosting career with the Breeder's Cup and his expertise in the areas of horse racing and breeding. Ms. Mossotti commented on Mr. Hammond's numerous awards and recognitions, observing how fortunate Lexington is to host the Breeders Cup and have Mr. Hammond as a broadcaster.

Ms. Mossotti presented Mr. Hammond with the Henry Clay Ambassador Award.

Mr. Hammond thanked everyone and spoke about his career broadcasting for the Olympics. He talked about the Breeders Cup in Lexington and its potential for Lexington, and commented how proud and thankful he was to accept the award.

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At 6:15 p.m., upon motion by Mr. Stinnett, seconded by Ms. Henson, and approved by unanimous vote, the Council went into closed session pursuant to KRS 61.810(1)(g) in order to discuss an economic development matter involving real property.

At 7:54 p.m., upon motion by Mr. Kay, seconded by Ms. Henson, and approved by unanimous vote, the Council returned to open session.

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The following ordinances were given second reading. Upon motion by Ms. Henson, seconded by Mr. Farmer, the ordinances were approved by the following vote:

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| Aye: | Moloney, Mossotti, Stinnett, Akers, Bledsoe, F. Brown, J. Brown, Farmer, Gibbs, Hensley, Henson, Kay | ---------12 |
| Nay: | | -----------0 |

Absent when the vote was taken: Lamb

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. 11.

An Ordinance amending Section 2-19 (1) of the Code of Ordinances, deleting the requirement that the Clerk of the Urban County Council administer the oath of office to board, agency, and commission appointees and extending the time required to complete and submit the oath of office by affidavit.

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An Ordinance changing the zone from a Professional Office (P-1) zone to a Wholesale and Warehouse (B-4) zone for 3.05 net (3.29 gross) acres, for property located at 353 Waller Avenue, including a request for a dimensional variance (CAPKY Bluegrass Properties, LLC; Council District 3) was on the docket for first reading.

Upon motion by Mr. Gibbs, seconded by Ms. Akers, and approved by a majority vote (Ms. Bledsoe was absent when the vote was taken), the ordinance was removed from the docket.

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An Ordinance amending Sections 7-39 and 12-81 of the Code of Ordinances, amending the definition of abandoned urban property and blighted or deteriorated property was given first reading.

Ms. Henson asked Commissioner Derek Paulsen, Dept. of Planning, Preservation and Development, a question about the parameters of the ordinance. Mr. Paulsen responded.

Upon motion by Ms. Akers, seconded by Ms. Henson, and approved by a majority vote (Ms. Bledsoe was absent when the vote was taken), the rules were suspended and the ordinance was given second reading.

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

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|---|---|---|
| Aye: | Lamb, Moloney, Mossotti, Stinnett, Akers, F. Brown, J. Brown, Farmer, Gibbs, Hensley, Henson, Kay | ---------12 |
| Nay: | | -----------0 |

Absent when the vote was taken: Bledsoe

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An Ordinance closing Barkley St.; determining that the property owner abutting the street to be closed has been identified, provided with written notice of the proposed closing, and consented thereto in writing; and authorizing the Mayor, on behalf of the Urban County Government, to execute a Quitclaim Deed and any other documents necessary to transfer the former right-of-way to the abutting owner, subject to the reservation of easements and restrictions was given first reading.

Upon motion by Mr. J. Brown, seconded by Ms. Akers, and approved by a majority vote (Ms. Bledsoe was absent when the vote was taken), the rules were suspended and the ordinance was given a second reading.

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

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|---|---|---|
| Aye: | Lamb, Moloney, Mossotti, Stinnett, Akers, F. Brown, J. Brown, Farmer, Gibbs, Hensley, Henson, Kay | ---------12 |
| Nay: | | -----------0 |

Absent when the vote was taken: Bledsoe

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

An Ordinance amending the authorized strength by creating one (1) Classified Civil Service Position of Personal Protective Equipment Technician, Grade 511N, in the Div. of Fire and Emergency services, effective upon passage of Council.

An Ordinance changing the zone from a Wholesale & Warehouse Business (B-4) zone to a Neighborhood Business (B-1) zone, for 1.24 net (1.44 gross) acres; for property located at 1108 South Broadway. (Greer Land Company (Amd.); Council District 3).

An Ordinance changing the zone from a High Density Apartment (R-4) zone to a Planned Shopping Center (B-6P) zone, for 0.99 net (1.16 gross) acres; for property located at 4251 Saron Drive (a portion of). (Continental Real Estate; Council District 8).

An Ordinance changing the zone from a Single Family Residential (R-1C) zone and a Neighborhood Business (B-1) zone to a Highway Service Business (B-3) zone, for 1.12 net (1.47 gross) acres, for property located at 1201 South Broadway, 406 Pyke Rd. and 408 Pyke Rd. (Greer Nick Rd. II, LLC; Council District 11).

An Ordinance changing the zone from a Single Family Residential (R-1E) zone to a Neighborhood Business (B-1) zone, for 0.6439 net (0.8714 gross) acres, for property located at 3092 & 3094 Leestown Rd. (Journey's End, LLC; Council District 2).

An Ordinance changing the zone from a Wholesale & Warehouse Business (B-4) zone to a Neighborhood Business (B-1) zone, for 2.865 net (3.457 gross) acres, for property located at 1447 Antique Dr., a dimensional variance is also requested. (Solomon Van Meter; Council District 2).

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. 12.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of $363.96 for the Div. of Environmental Services from Neighborhood Development Funds for the purchase of street trees, and appropriating and re-appropriating funds, Schedule No. 13.

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A Resolution specifying the intention of the Urban County Council to expand and extend Partial Urban Services District #5 to provide street lighting and garbage and refuse collection; finding a need for this service in the area included; and finding the ability of the Urban County Government to provide this service in this area, which area is defined as certain properties on the following streets: Berwin Ct., Cromwell Ct., and Cromwell Way was on the docket for second reading.

Upon motion by Ms. Mossotti, seconded by Ms. Henson and approved by a majority vote (Ms. Bledsoe was absent when the vote was taken), the resolution was tabled.

Ms. Mossotti spoke with Mr. Dave Barberie, Dept. of Law, to clarify a point of law.

Upon motion of Ms. Mossotti, seconded by Ms. Henson, the resolution was removed from the table, placed on the docket and given second reading.

Upon motion of Ms. Lamb, seconded by Mr. Gibbs, the resolution was approved by the following vote:

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| Aye: | Lamb, Moloney, Mossotti, Stinnett, Akers, F. Brown, J. Brown, Farmer, Gibbs, Hensley, Henson, Kay | ---------12 |
| Nay: | | ----------0 |

Absent when the vote was taken: Bledsoe

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A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement and related documents (awarded pursuant to RFP No. 41-2015), with Jones Lang LaSalle Americas, Inc., for consulting services related to a new Government Center, at a cost not to exceed $198,500 was on the docket for second reading.

Mr. Moloney made a motion, seconded by Ms. Lamb, to amend the resolution to limit the scope of property reviewed to City-owned property.

Mr. Stinnett asked for clarification from Mr. Jamie Emmons, Mayor's Office. Mr. Emmons responded.

Ms. Mossotti asked if any Lexington firms participated in the RFP process. Mr. Emmons responded.

Mr. Moloney discussed his reasons for wanting to amend the resolution.

Mr. Gibbs made a motion, seconded by Ms. Henson to call the question. The motion was approved by unanimous vote.

The motion to amend failed by a majority vote (Lamb, Mossotti, Stinnett, Akers, F. Brown, J. Brown, Farmer, Gibbs, Hensley, Henson, and Kay voted **no** and Ms. Bledsoe was absent when the vote was taken.)

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

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| Aye: | Lamb, Moloney, Mossotti, Stinnett, Akers, F. Brown, J. Brown, Farmer, Gibbs, Hensley, Henson, Kay | ---------12 |
| Nay: | | -----------0 |

Absent when the vote was taken: Bledsoe

A Resolution accepting the bid of Micah Group Environmental Contractors, Inc., establishing a price contract for Transportation of Leaf and Yard Waste, for the Div. of Streets and Roads.

A Resolution accepting the bids of B&S Electric Supply Co. and Graybar Electric Co., Inc., establishing price contracts for Granville Streetlight Equipment, for the Div. of Traffic Engineering.

A Resolution ratifying the Probationary Civil Service Appointments of: Lisa McFadden, Administrative Specialist Principal, Grade 518E, $2,243.36 biweekly in the Div. of Water Quality, effective October 12, 2015 and Jimmy Ross, Sewer Line Maintenance Assistant Superintendent, Grade 520E, $1,926.96 biweekly in the Div. of Water Quality, effective October 19, 2015; ratifying the Permanent Civil Service Appointments of: John Lawhorn, Heavy Equipment Technician, Grade 516N, $20.246 hourly in the Div. of Facilities and Fleet Management, and Thomas Clements, Municipal Engineer Sr., Grade 525E, $2,501.60 biweekly in the Div. of Engineering, both effective October 6, 2015; and ratifying the Probationary Sworn Appointment of: Aaron Kidd, Police Sergeant, Grade 315N, $29.309 hourly in the Div. of Police, effective October 5, 2015.

A Resolution specifying the intention of the Urban County Council to expand and extend the Full Urban Services District #1 to provide street lighting, street cleaning, and garbage and refuse collection; finding a need for this service in the area included; and finding the ability of the Urban County Government to provide this service in this area, which area is defined as certain properties on the following streets: Dardanelles Dr., Battery St., Blackford Pkwy., Huntly Pl., Magnolia Springs Dr., Marco Ln., Sweet Clover Ln., Polo Club Blvd., and Heather Way.

A Resolution specifying the intention of the Urban County Council to expand and extend Partial Urban Services District #4 to provide street lighting; finding a need for this service in the area included; and finding the ability of the Urban County Government to provide this service in this area, which area is defined as certain properties on the following street: Manitoba Ln.

A Resolution specifying the intention of the Urban County Council to expand and extend Partial Urban Services District #5 to provide street lighting and garbage and refuse collection; finding a need for this service in the area included; and finding the ability of the Urban County Government to provide this service in this area, which area is defined as certain properties on the following streets: Berwin Ct., Cromwell Ct., and Cromwell Way.

A Resolution specifying the intention of the Urban County Council to expand and extend Partial Urban Services District #7 to provide garbage and refuse collection and street cleaning; finding a need for this service in the area included; and finding the ability of the Urban County Government to provide this service in this area, which area is defined as certain properties on the following streets: Deer Haven Ln. and Winchester Rd.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement with Bluegrass Area Development District (BGADD), for FY 2016 local dues payment to support Workforce Development, Aging Services, and Regional Planning, at a cost not to exceed $40,096.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Agreement with Group CJ, LLC, for additional services under the Mobility Office Marketing Campaign for FY 2016, at a cost not to exceed $40,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Modification to Agreement with the Ky. Dept. of Military Affairs, Div. of Emergency Management, for extension of the performance period from September 30, 2015 to December 31, 2015, for the FY 2015 Emergency Management Assistance Project, at no cost to the Urban County Government.

A Resolution 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 $65,000 Federal funds, are for the purchase of a Portable Airborne Chemical Detection and ID System, 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 authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement with Bluegrass Area

Development District (BGADD), for the operation of the Homecare Program for home-bound seniors, at a cost not to exceed $48,610.00.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 (Final) to the Agreement with Advanced Mulching Technologies, Inc., dba EcoGro, for the Green Acres Stream Corridor Vegetative Buffer Ecological Restoration Project, increasing the contract price by the sum of $13,250 from $290,000 to $303,250.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 2 to the Agreement with GRW Engineers, Inc., for the West Hickman Waste Water Treatment Plant Administration Building Expansion/Improvements Project, increasing the contract price by the sum of $4,840 from $41,180 to $46,020.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Energy and Environment 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 $148,000 Commonwealth of Ky. funds, and are for the continuation of the Litter Abatement Grant Funding Program for FY 2016, 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 authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with UK Opera Theatre, for the performance of Billy Goats Gruff at the Family Care Center, at a cost not to exceed $600.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Amended General Conditions to the Agreement with Omnisource Integrated Supply, LLC, for Web EOC Coordinator Services for the Chemical Stockpile Emergency Preparedness Program (CSEPP).

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with the Federal Bureau of Investigation, Dept. of Veterans Affairs, for jurisdiction on federal property.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Contract with Schaefer Contracting, LLC for the Masterson Station Park Restroom Building Project, adding twenty-one additional work days and increasing the contract price by the sum of $5,675 from $169,999 to $175,674.

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A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following Probationary Civil Service Appointments: Donna Stacy, Administrative Specialist, Grade 513N, $18.299 hourly in the Div. of Revenue and Sherita Miller, Minority Business Program Coordinator, Grade 525E, $2,552.56 biweekly in the Div. of Purchasing, both effective November 16, 2015, George Guyn, Resource Recovery Operator, $18.299 hourly, David Smith, Resource Recovery Operator, $17.275 hourly, Donald Langfels, Resource Recovery Operator, $17.316 hourly, all Grade 513N, in the Div. of Waste Management, effective upon passage of Council, Jamison McKinney, Public Service Worker, Grade 507N, $12.30 hourly in the Div. of Water Quality, effective upon passage of Council, Kristan Curry, Planner Sr., Grade 521E, $2,015.25 biweekly in the Div. of Environmental Services, effective November 2, 2015, William Bourne, Nuisance Control Officer, Grade 513N, $17.043 hourly in the Div. of Code Enforcement, Rick Henry, Vehicle and Equipment Technician, Grade 514N, $21.00 hourly in the Div. of Facilities and Fleet Management, Dylan Dunaway, Public Service Worker Sr., Grade 509N, $14.021 hourly in the Div. of Parks And Recreation, all effective upon passage of Council and Brandi Berryman, Administrative Officer, Grade 523E, $2,653.85 biweekly in the Div. of Planning, effective November 30, 2015; authorizing the Div. of Human Resources to make a conditional offer to the following Unclassified Civil Service Appointment: Jennifer Oberline, Continuum of Care Coordinator, Grade 516N, $28.00 hourly in the Office of the Chief Administrative Officer, effective November 16, 2015 was given first reading.

Upon motion by Mr. Moloney, seconded by Mr. Farmer and approved by majority vote (Ms. Bledsoe was absent when the vote was taken), the rules were suspended and the resolution was given second reading.

Upon motion by Ms. Henson, and seconded by Mr. Stinnett, the resolution passed by the following vote:

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| Aye: | Lamb, Moloney, Mossotti, Stinnett, Akers, F. Brown, J. Brown, Farmer, Gibbs, Hensley, Henson, Kay | -------12 |
| Nay: | | -------0 |

Absent when the vote was taken: Bledsoe

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A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with Results for America, Johns Hopkins University Center for Government Excellence, and the Behavioral Insights Team ("What Works Cities Team"), for support services related to open data management, performance management, and evaluation of current government practices and new initiatives, under an award from The Bloomberg Family Foundation, Inc., at no cost to the Urban County Government was given first reading.

Upon motion by Mr. Gibbs, seconded by Ms. Henson, and approved by majority vote (Ms. Bledsoe was absent when the vote was taken), the rules were suspended and the resolution was given second reading.

Upon motion by Ms. Henson, and seconded by Mr. Stinnett, the resolution passed by the following vote:

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|---|---|---|
| Aye: | Lamb, Moloney, Mossotti, Stinnett, Akers, F. Brown, J. Brown, Farmer, Gibbs, Hensley, Henson, Kay | -------12 |
| Nay: | | -------0 |

Absent when the vote was taken: Bledsoe

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A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Christopher Van Brackel, for care of and retirement of the canine Elvis was given first reading.

Upon motion by Mr. Akers, seconded by Mr. Farmer, and approved by majority vote (Ms. Bledsoe was absent when the vote was taken), the rules were suspended and the resolution was given second reading.

Upon motion by Ms. Henson, and seconded by Mr. Stinnett, the resolution passed by the following vote:

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|---|---|---|
| Aye: | Lamb, Moloney, Mossotti, Stinnett, Akers, F. Brown, J. Brown, Farmer, Gibbs, Hensley, Henson, Kay | -------12 |
| Nay: | | -------0 |

Absent when the vote was taken: Bledsoe

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A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Development Concepts, Inc., for the Oxford Circle Redevelopment Feasibility Study, at a cost not to exceed $85,000 was given first reading.

Upon motion by Ms. Henson, seconded by Mr. Kay, and approved by majority vote (Ms. Bledsoe was absent when the vote was taken), the rules were suspended and the resolution was given second reading.

Upon motion by Ms. Henson, and seconded by Mr. Stinnett, the resolution passed by the following vote:

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|---|---|---|
| Aye: | Lamb, Moloney, Mossotti, Stinnett, Akers, F. Brown, J. Brown, Farmer, Gibbs, Hensley, Henson, Kay | -------12 |
| Nay: | | -------0 |

Absent when the vote was taken: Bledsoe

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A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Academics & College Training Project, Inc. ($850), East End Community Development Corp., Inc. ($150), Millcreek Elementary PTSA ($700.00), and Cardinal Valley Elementary PTA, Inc. ($1,000), for the Office of the Urban County Council, at a cost not to exceed the sums stated was given second reading.

Upon motion by Ms. Henson, seconded by Ms. Akers, and approved by majority vote (Ms. Bledsoe was absent when the vote was taken), the rules were suspended and the resolution was given second reading.

Upon motion by Ms. Henson, and seconded by Mr. Stinnett, the resolution passed by the following vote:

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|---|---|---|
| Aye: | Lamb, Moloney, Mossotti, Stinnett, Akers, F. Brown, J. Brown, Farmer, Gibbs, Hensley, Henson, Kay | -------12 |
| Nay: | | -------0 |

Absent when the vote was taken: Bledsoe

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A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Agreement with the Hope Center, for extending the performance period for the rehabilitation of the emergency shelter through March 31, 2016 was given first reading.

Upon motion by Ms. Akers, seconded by Ms. Henson, and approved by majority vote (Ms. Bledsoe was absent when the vote was taken), the rules were suspended and the resolution was given second reading.

Upon motion by Ms. Henson, and seconded by Mr. Stinnett, the resolution passed by the following vote:

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|---|---|---|
| Aye: | Lamb, Moloney, Mossotti, Stinnett, Akers, F. Brown, J. Brown, Farmer, Gibbs, Hensley, Henson, Kay | -------12 |
| Nay: | | -------0 |

Absent when the vote was taken: Bledsoe

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A Resolution authorizing the Mayor, on behalf of the Urban County Government and pursuant to the Jobs Fund Program, to execute a ten (10) year forgivable Incentive Agreement and related documents with EIE Materials, Inc., in an amount not to exceed $70,038, for the creation and retention of at least six (6) new jobs with an average hourly wage of at least $42.87, exclusive of benefits was given first reading.

Upon motion by Ms. Lamb, seconded by Mr. Farmer, and approved by majority vote (Ms. Bledsoe was absent when the vote was taken), the rules were suspended and the resolution was given second reading.

Upon motion by Ms. Henson, and seconded by Mr. Stinnett, the resolution passed by the following vote:

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|---|---|---|
| Aye: | Lamb, Moloney, Mossotti, Stinnett, Akers, F. Brown, J. Brown, Farmer, Gibbs, Hensley, Henson, Kay | -------12 |
| Nay: | | -------0 |

Absent when the vote was taken: Bledsoe

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A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Bell Court NA ($2,000), Friends of Wolf Run, Inc. ($150), Palomar Hills Community Association, Inc. ($325), Tanbark Association of Neighbors ($1,000), Friends of the Arboretum ($750), and Greenhouse 17 ($1,300), for the Office of the Urban County Council, at a cost not to exceed the sums stated was given first reading.

Upon motion by Ms. Akers, seconded by Mr. Hensley, and approved by majority vote (Ms. Bledsoe was absent when the vote was taken), the rules were suspended and the resolution was given second reading.

Upon motion by Ms. Henson, and seconded by Mr. Stinnett, the resolution passed by the following vote:

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|---|---|---|
| Aye: | Lamb, Moloney, Mossotti, Stinnett, Akers, F. Brown, J. Brown, Farmer, Gibbs, Hensley, Henson, Kay | -------12 |
| Nay: | | -------0 |

Absent when the vote was taken: Bledsoe

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

A Resolution accepting the bids of Tom Chesnut Excavation & Construction, LLC; Woodall Construction Co., Inc.; and L-M Asphalt Partners, Ltd. d/b/a ATS Construction, establishing price contracts for Equipment Rental with Operator, for the Div. of Streets and Roads.

A Resolution accepting the bid of Sierra Monitor Corp., establishing a price contract for Hazardous Gas Detection System, for the Div. of Water Quality.

A Resolution accepting the bid of CE Powers Solutions, LLC, establishing a price contract for Switch Gear Maintenance, for the Div. of Water Quality.

A Resolution accepting the bid of Cumberland Pipeline, LLC, in the amount of $79,469, for the Deer Haven Pump Station Decommissioning, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Lexington-Fayette Urban County Government, to execute any necessary agreement with Cumberland Pipeline, LLC, related to the bid.

A Resolution ratifying the Probationary Civil Service Appointments of: Darayll Chestnut, Public Service Supervisor Sr., Grade 517E, $1,763.60 biweekly in the Div. of Waste Management, effective October 26, 2015, Frank Mabson, Administrative Specialist Sr., Grade 516N, $22.50 hourly in the Div. of Water Quality, Karrie Kelley, Telecommunicator Sr., Grade 517N, $20.425 hourly in the Div. of Emergency Management/911, both effective November 2, 2015; ratifying the Permanent Civil

Service Appointments of: John Lawhorn, Heavy Equipment Technician, Grade 516N, $20.246 hourly in the Div. of Facilities and Fleet Management and Thomas Clements, Municipal Engineer Sr., Grade 525E, $2,501.60 biweekly in the Div. of Engineering, both effective October 6, 2015; ratifying the Probationary Sworn Appointments of: Brad Whittaker, Fire Major, Grade 318E, $3,557.01 biweekly, Jordan Saas, Fire Captain, Grade 316N, $23.887 hourly, and Jason Neal, Fire Lieutenant, Grade 315N, $18.508 hourly, all in the Div. of Fire and Emergency Services, effective September 30, 2015; ratifying the Permanent Sworn Appointments of: Cory Lane, Police Officer, Grade 311N, $20.092 hourly, effective September 7, 2015, Michael Allgeier, Keisha Compton, Byron Creekmore, Joseph Danielson, Jennifer Day, John Finley, Brandon Gibbs, Donovan Grider, Ethan Jennings, Phillip Johnson, Michael Jones, Elizabeth Kanis, Cody McMillen, Steven Wiggins, and Joshua Woodward, all Police Officer, Grade 311N, $20.092 hourly, effective May 11, 2015, Thomas Perkins, Police Lieutenant, Grade 317E, $3,199.30 biweekly, effective June 8, 2015, Jonathan Bastian, Andrew Daugherty, and Jeremy Tuttle, all Police Lieutenant, Grade 317E, $3,082.83 biweekly, Aaron Greenleaf, Jeffery Jackson, David Sadler, Marcus Sell, all Police Sergeant, Grade 315N, $29.309 hourly, effective July 26, 2015, all in the Div. of Police, ratifying the approved Council Leave for: Timothy Lee, Resource Recovery Operator, in the Div. of Waste Management, beginning October 5, 2015 through January 4, 2016.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Outfitters Satellite, to change the existing Universal Card Plan service to the Broadband Global Area Network (BGAN) service, at a cost not to exceed $1,020.

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, which Grant funds are in the amount of $42,100 Federal funds, under the State Criminal Alien Assistance Program (SCAAP) for the 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, 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 Modifications to Agreements with the Ky. Dept. of Military Affairs, Div. of Emergency Management, for extension of the performance period through September 30, 2016 for the Chemical Stockpile Emergency Preparedness Program (CSEPP) for FY 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 a Memorandum of Agreement with the Blue Grass Trust for historic preservation, for the creation of a Master Plan Document for the restoration and renovation of the Pope Villa, at a cost not to exceed $50,000.

A Resolution establishing Kraus Associates d/b/a AK Associates, as a sole source provider of telephone technology and equipment manufactured by Solacom Technologies Inc., and authorizing the Mayor or his designee, on behalf of the Urban County Government, to execute any necessary agreements with Kraus Associates d/b/a AK Associates, related to the procurement of these goods and services.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with EHI Consultants, for the Winburn Small Area Plan, at a cost not to exceed $100,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Agreement with Benefit Insurance Marketing, Inc., for a one-year extension, expiring on December 31, 2016, at a cost not to exceed $58,500.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Certificates of Consideration and any other necessary documents, and to accept Deeds for properties located at 1602 and 1618 Ft. Sumter Dr. and 1665 Gayle Dr. for the Ft. Sumter Dr. Stormwater Improvements Project, at a cost not to exceed $585,000.

A Resolution amending Resolution No. 602-2014, which pertains to certain change orders related to the New Senior Citizens Center, to also authorize the designee of the Mayor to execute the change orders, to increase the not to exceed amount for an individual change order from $22,200 to $25,000, and to increase the cumulative total for all change orders executed pursuant to the Resolution from an amount not to exceed $222,000 to an amount not to exceed $322,000.

A Resolution amending Section 1 and Section 5 of Resolution No. 588 -2015, which authorized the Div. of Human Resources to make conditional offers of employment, correcting the classification for Suzanne Leibee, from Probationary Classified Civil Service to Unclassified Civil Service, effective retroactive to September 24, 2015.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Statement of Affiliation between the Special Operations Team and the Rescue Squad, for affiliation requirement under KRS Chapter 39F.

A Resolution changing the property address numbers of 903-905 S. Limestone to 905 S. Limestone and 501 Robertson St. to 519 Robertson St. and changing the street names and property address numbers of 4704 Agape Dr. to 4704 Rosette Way, 4705 Agape Dr. to 4705 Rosette Way, and 101 Alexandria Dr. to 2601 Trailwood Ln., all effective thirty days from passage.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement with 21C Lexington, LLC, for streetscape improvements, at a cost not to exceed $207,786.

A Resolution of the Lexington-Fayette Urban County Government authorizing the Lexington Center Corp. to enter into a Loan Agreement with the Ky. Bond Development Corp. for the purpose of borrowing an amount not to exceed $15,000,000 to pay costs of various capital improvements and authorizing the Ky. Bond Development Corp. to issue bonds payable from payments to be made by the Lexington Center Corp. under the Loan Agreement.

A Resolution of the Lexington-Fayette Urban County Government authorizing the Kentucky Bond Development Corp. to issue bonds payable from TIF revenue to pay costs of development of the Summit Lexington Project.

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Upon motion by Ms. Lamb, seconded by Mr. Stinnett, and approved by a majority vote (Ms. Bledsoe was absent when the vote was taken), the Communications from the Mayor were approved as follows: (1) Recommending the appointments of Mr. James Branham and Mr. Robert Littrell to the Address Enforcement Administrative Hearing Board, with terms to expire October 22, 2018; (2) Recommending the reappointment of

Ms. Anna Greene, as Area Resident representative, to the Black and Williams Neighborhood Community Center Board, with term to expire October 22, 2019: (3) Recommending the appointment of Ms. Theresa Thomas, as Specific Disabilities representative, to the Commission for Citizens with Disabilities, with term to expire January 1, 2017. Recommending the removal of Ms. Tiffany Webb, Specific Disabilities representative, at the request of the Commission; (4) Recommending the reappointment of Mr. Greg Hosfield, representative for BOAR, to the Historic Preservation Commission, with term to expire October 22, 2019; (5) Recommending the appointment of Council Member Jennifer Scutchfield, as Council Member representative, to the Internal Audit Board, with term to expire December 31, 2016; (6) Recommending the reappointment of Mr. Nathan Billings, as At-Large representative, to the Lexington Convention and Visitors Bureau Board of Directors, with term to expire October 22, 2018; (7) Recommending the appointment of Mr. Freddy Peralta, as Americas representative, to the Mayor's International Affairs Advisory Commission, with term to expire October 22, 2017.

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The following communications from the Mayor were received for information only: (1) Classified Civil Service Temporary Appointment of Aaron Johnson, Public Service Supervisor, Grade 111N (now 514N), $18.305 hourly in the Div. of Water Quality, effective June 30, 2014 through August 24, 2014; (2) Classified Civil Service Temporary Appointment of Aaron Johnson, Public Service Supervisor, Grade 514N, $18.638 hourly in the Div. of Water Quality, effective October 1, 2014 through November 30, 2014.

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Commander Thomas Curtsinger, Div. of Police, presented a police disciplinary recommendation involving Officer David DeWolfe. It is alleged that Officer DeWolfe has committed the offense of Violating Any Rules of the Division – Operation and Maintenance of Division Vehicles in violation of KRS 95.450 and General Order 1973-02I, Section 1.35 and General Order 1973-03P, Section II, Procedures B 7 & C 2a and Section III, Special Purpose Vehicles, C 1 in that on the 28th of August, 2015, Officer DeWolfe utilized P#7363, a marked police pick-up truck, to tow a rented trailer with a "Bobcat" to his residence in Sadieville, Kentucky. Officer David DeWolfe did not have permission to use this government vehicle for this purpose. Officer David DeWolfe was off duty at the time of this incident and returned the vehicle the next day. The appropriate punishment for this conduct is Twenty (20) Hours Suspension Without Pay and Thirty (30) Calendar Day Home Fleet Suspension.

Upon motion by Ms. Henson, seconded by Ms. Lamb, and approved by majority vote (Ms. Bledsoe was absent when the vote was taken), the disciplinary recommendation was approved.

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Ms. Lamb spoke about the Arboretum's pumpkin event. She spoke about the 2016 Arboretum Calendar and mentioned that proceeds benefit the Friends of the Arboretum. She encouraged support of the Arboretum.

Mr. Moloney spoke about a potential sale of LexMark. The Mayor responded.

Mr. Kay spoke about representing the Mayor and Council at the reinternment of the jockey, Mr. Isaac Murphy, and the unveiling of the descriptive art markers at the Isaac Murphy Memorial Art Garden. He mentioned that a play depicting some aspects of Mr. Murphy’s life would be presented at The Lyric Theatre.

Ms. Akers shared an update on the Prohibition murals around Lexington, showing photographs and describing the art and artists.

Mr. Hensley spoke about working to engage with the Div. of Traffic Engineering.

Mr. Steven Richardson, Hume Bedford Pike, spoke about the LexTran Board, asking if the Council could consider how complaints and employee issues are handled by the Board. He spoke about the Board’s handling of the same to the Council.

Mr. David Sams, Winter Garden Drive, spoke about working at LexTran, its employee turnover, and its policies. He expressed concern that complaints to the Board and employee penalties are not made public.

Mr. Bernard McCarthy, Harry Street, spoke about the Council's need to assist LexTran. He mentioned bullying and fighting in school, and also discussed traffic in Lexington during special events.

Ms. Susan Delph of Lexington talked about homeless persons and where those persons can go if they are homeless and do not have addiction problems.

Upon motion by Mr. Farmer, seconded Ms. Akers, and approved by a majority vote (Ms. Bledsoe was absent when the vote was taken), the meeting adjourned at 8:58 p.m.

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Clerk of the Urban County Council