

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky March 17, 2016

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on March 17, 2016 at 6:06 p.m. Present were Mayor Gray in the chair presiding, and the following members of the council: Hensley, Henson, Kay, Lamb, Moloney, Stinnett, Bledsoe, F. Brown, J. Brown, Evans, and Farmer. Council Members Mossotti, Scutchfield, Akers and Gibbs were absent.

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

Ordinances No. 26-2016 through 33-2016, inclusive, and Resolutions No. 78-2016 through 112-2016, inclusive, were reported as having been signed and published and ordered to record.

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky March 17, 2016

The Invocation was given by Rev. Leon Slatter of Cadentown Missionary Baptist Church.

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Mayor Gray invited Mr. Hensley to join him at the podium. Mayor Gray welcomed Mr. Joseph Boggs and his family. Mr. Boggs and his family joined Mayor Gray at the podium. Mayor Gray recognized University of Ky. professors Dr. Sara Flanagan and Dr. Diane Haynes even though they could not be present for the meeting. Mayor Gray spoke about Mr. Boggs's educational accomplishments and his receipt of the Yes I Can Award. Mayor Gray read a Proclamation honoring Mr. Boggs and proclaimed Thursday, March 17, 2016 as Joseph Boggs Day in Lexington.

Mr. Boggs thanked Mayor Gray and spoke about his experience at the Government Center.

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Ms. Akers arrived at the meeting.

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Mayor Gray spoke about how honored and proud he was to be speaking about Dr. Rice Leach, Fayette County Commissioner of Health. He spoke about Dr. Leach's contribution to the community. He thanked Dr. Leach and spoke about how Dr. Leach caused progress and change in the Lexington health community. Mayor Gray read a Proclamation commemorating Dr. Leach's contribution to his local and national community. Mayor Gray proclaimed Thursday, March 17, 2016 as Dr. Rice Leach Day in Lexington.

Mayor Gray invited Dr. Thomas Slabaugh, President of the Lexington Medical Society, to the podium to present the Dr. Jack E. Trevey Award for Community Service. Dr. Slabaugh spoke about the award and the characteristics of those who receive the award. He spoke about Dr. Leach's leadership, care and compassion. He stated that the physicians of the Lexington Medical Society were honored to present the award to Dr. Leach.

Dr. Leach spoke about his life experiences and how lucky he has been. He told stories about his life and what it has taught him. He stated he was honored to receive this award. He spoke about the Council and other staff who have always supported the work he and his group did during his time as the Commissioner of Health. He spoke about all the support he received over the years. He talked about the work of the Medical Society and the value of teamwork. He thanked his wife and spoke about their relationship. He thanked Mayor Gray and the Medical Society for the honor.

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Ms. Evans departed the meeting.

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Upon motion by Ms. Lamb, seconded by Mr. Farmer, and approved by unanimous vote, the Minutes of the February 18 and March 3, 2016 Council Meetings were approved.

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

Aye: Hensley, Henson, Kay, Lamb, Moloney, -----11
Stinnett, Akers, Bledsoe, F. Brown, J. Brown,
Farmer

Nay: -----0

An Ordinance changing the zone from an Interchange Service Business (B-5P) zone to a Light Industrial (I-1) zone, for 3.08 net (6.35 gross) acres, for property located at 1973 Bryant Rd., including a dimensional variance (Strongbox, LLC; Council District 6).

An Ordinance changing the zone from a Single Family Residential (R-1D) zone to a High Density Apartment (R-4) zone, for 0.31 net (0.38 gross) acre, for property located at 836 Campbell Ln. (RML Construction, LLP; Council District 6).

An Ordinance amending Article 17 for signage for hospitals and regional medical campuses to allow additional wall-mounted and free standing signage for a hospital or a regional medical campus (Baptist Hospitals, Inc.).

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. 28.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$5,000 in the Div. of Fire and Emergency Services from the Council Capital Funds for the Rainwater Collection Project, and appropriating and re-appropriating funds, Schedule No. 29.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$25,000 in the Div. of Environmental Services from the Council Capital Funds for the Global Lex landscaping, and appropriating and re-appropriating funds, Schedule No. 30.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$51,750 in the Div. of Parks and Recreation from the Council Capital Funds for Gardenside Park Improvements, and appropriating and re-appropriating funds, Schedule No. 31.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$11,300 in the Div. of Environmental Services from the Council Capital Funds for Blue Cat and Nomad's Palace art installations, and appropriating and re-appropriating funds, Schedule No. 32.

An Ordinance amending the Classified Civil Service authorized strength by abolishing one (1) Vacant Position of Skilled Trades Worker Sr., Grade 517N, and creating one (1) Position of Corrections Building Maintenance Sr., Grade 519N, changing the position title of one (1) Vacant Position of Corrections Maintenance Mechanic Sr., Grade 519N, to Corrections Building Maintenance Sr., Grade 519N, all in the Div. of Community Corrections, effective upon passage of Council.

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Mr. Moloney made a motion, seconded by Ms. Henson, that an Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$195,000 in the Div. of Parks and

Recreation for repairs to the green at Kearney Hill Golf Course, and appropriating and re-appropriating funds, Schedule No. 38 be placed on the docket and given first reading.

Mr. Stinnett asked Mr. Moloney how this project was being funded. Ms. Melissa Lueker, Div. of Budgeting, responded and gave the fund allocation. Mr. Stinnett asked about recurring expenses and future budget expenses. Ms. Lueker responded.

Mr. Farmer asked about the use of these funds. Ms. Monica Conrad, Div. of Parks and Recreation, responded.

The motion was approved by unanimous vote.

The ordinance was placed on the docket, received first reading and was ordered placed on file until April 7, 2016 for public inspection.

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The following ordinances received first reading and were ordered placed on file until April 7, 2016 for public inspection:

An Ordinance amending Chapter 10 of the Code of Ordinances to add a section regarding gardens.

An Ordinance amending the Classified Civil Service authorized strength by abolishing one (1) position of Financials Manager Enterprise Solutions, Grade 525E, and one (1) position of HCM Manager Enterprise Solutions, Grade 525E, and creating two (2) positions of Enterprise Resource Planning Senior Analyst, Grade 525E, transferring the incumbent, all in the Div. of Enterprise Solutions, 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. 33.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$10,115 in the Div. of Public Safety Administration from the Council Capital Funds for Automated External Defibrillators (AED) for government facilities, and appropriating and re-appropriating funds, Schedule No. 34.

An Ordinance closing McFarland Lane; determining that the property owners abutting the street to be closed have 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 transferring the former right-of-way to the abutting owners, subject to the reservation of easements and restrictions.

An Ordinance amending the Classified Civil Service authorized strength by abolishing one (1) vacant position of Public Service Worker Sr., Grade 509N, one (1) vacant position of Environmental Inspector, Grade 516N, one (1) vacant position of Arborist Sr., Grade 519E, and one (1) vacant position of Arborist, Grade 517E, and creating one (1) position of Arborist Technician, Grade 515N, one (1) position of Enforcement Officer, Grade 513N, one (1) position of City Arborist, Grade 521E, and one (1) position of Arborist, Grade 517N, all in the Div. of Environmental Services, effective upon passage of Council.

An Ordinance amending Section 1 of Ordinance No. 136-2015, which established the schedule of meetings for the Lexington-Fayette Urban County Council for the calendar year 2016, to add Committee of the Whole meetings on April 19 at 11:00 a.m., May 26 at 2:00 p.m., and June 7 at 9:00 a.m.

An Ordinance repealing Ordinance No. 78-2006 pertaining to the Economic Contingency Designation Policy and replacing it with a Contingency Designation Fund and Policy, which includes a funding goal of ten percent (10%) of General Fund revenues and procedures related to depositing and withdrawing of monies into and from the fund.

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A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Neighborhood Action Match Grant Program contracts with Andover Neighborhood Association (\$10,000), Ashland Park Neighborhood Association (\$1,526), Cumberland Hill Neighborhood Association (\$4,776), Fayette Park Homeowners Association (\$3,555), Gleneagles Owner's Association (\$10,000), Hamburg Homeowners Association (\$8,135), Hamburg Park Townhomes Owner's Association, Inc. (\$10,000), Harrodsburg Square Condominiums (\$2,555), Kearney Ridge

Homeowners Association, Inc. (\$10,000), Lakeshore Village Homeowners Association (\$5,000), Landsdowne Merrick (\$3,333), Martin Luther King Neighborhood Association (\$10,000), Masterson Station (\$6,000), McConnell's Trace (\$1,972), Pinnacle Homeowners Association (\$3,387), Wellington Homeowners Association (\$3,203), Westmorland Neighborhood Association (\$5,245), and Willow Oak Homeowner's Association (\$7,900) for carrying out various neighborhood activities and improvements for FY 2016, at a cost not to exceed \$106,587 received second reading.

Upon motion by Mr. Stinnett, and seconded by Mr. Farmer, the resolution was approved by the following vote:

Aye: Hensley, Henson, Lamb, Moloney, Stinnett, -----10
Akers, Bledsoe, F. Brown, J. Brown, Farmer

Nay: -----0
Vice Mayor Kay abstained.

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The following resolutions received second reading. Upon motion by Mr. Stinnett, and seconded by Mr. Farmer, the resolutions were approved by the following vote:

Aye: Hensley, Henson, Kay, Lamb, Moloney, -----11
Stinnett, Akers, Bledsoe, F. Brown, J. Brown,
Farmer

Nay: -----0

A Resolution accepting the bid of Central States Bus Sales, Inc., establishing a price contract for Paratransit Shuttle Bus, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of Canteen Vending Services, establishing a price contract for vending services, for the Div. of Community Corrections.

A Resolution accepting the bid of Bob Barker Company, Inc., establishing a price contract for Sealed Detention Mattresses, for the Div. of Community Corrections.

A Resolution accepting the bid of DTC Computer Supplies, establishing a price contract for Media Storage Tape Cartridges, for the Div. of Computer Services.

A Resolution accepting the bid of Oldcastle Precast, Inc., establishing a price contract for Concrete Items, for the Div. of Water Quality.

A Resolution accepting the bid of Peterbilt of Louisville, establishing a price contract for Cab and Chassis Truck with Rear Loading Refuse Collection Body, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of Tennis Technology, Inc., in the amount of \$99,848, for Southland Park Tennis Court Renovation, for the Div. of Parks and Recreation, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary agreement with Tennis Technology, Inc., related to the bid.

A Resolution accepting the bid of Randle-Davies Construction Co., LLC, in the amount of \$128,940, for Ecton Park Tennis Court Renovation, for the Div. of Parks and Recreation, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Randle-Davies Construction Co., LLC, related to the bid.

A Resolution accepting the bid of 123 Wellness, Inc., in the amount of \$56,952.85, for Fitness Equipment for Senior Citizen's Center, for the Dept. of Social Services.

A Resolution accepting the bid of Action Business Suppliers, Inc., establishing a price contract for Copier Paper, for the Div. of Central Purchasing.

A Resolution ratifying the Probationary Civil Service Appointments of: Shawn Ahlgren, \$15.607 hourly, effective March 7, 2016, Horace Miles, \$18.303 hourly, and William Gahafer, \$17.192 hourly, both effective February 22, 2016, all Equipment Operator Sr., Grade 512N, in the Div. of Water Quality, James Bush, Program Manager Sr., Grade 524E, \$2,711.54 biweekly in the Div. of Environmental Services, effective March 7, 2016, Kimberly Childress, Administrative Specialist, Grade 513N, \$21.794 hourly in the Div. of Community Corrections, effective March 21, 2016, William Housh, Security Officer, Grade 507N, \$13.656 hourly in the Dept. of Public Safety, effective March 7, 2016, David Lindemuth, Computer Systems Manager Sr., Grade 526E, \$3,154.96 biweekly in the Div. of Fire and Emergency Services, effective March 21, 2016, Melissa Stiff, Social Worker Sr., Grade 518E, \$1,517.68 biweekly in the Div. of Aging and Disability Services, effective March 14, 2016; ratifying the Permanent Classified Civil Service Appointments of: Chester Horn, Vehicle & Equipment Technician, Grade 514N, \$19.592 hourly, effective December 22, 2015 and Dallas

Montfort, Heavy Equipment Technician, Grade 516N, \$21.184 hourly, effective February 10, 2016, both in the Div. of Facilities and Fleet Management.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Agreement with Building Crafts, Inc., for the Town Branch Waste Water Treatment Plant Solids Improvements Project, increasing the contract price by the sum of \$84,103 from \$1,899,543 to \$1,983,646.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF), granting access and use of the 800 MHz Public Safety Radio Communication System, 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 End User License Agreement and Support Agreement with Collective Data, for a quartermaster system, at a cost not to exceed \$18,500.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Addendum with New World Systems Corp., for processing products through Tyler Technologies, Inc. as a result of a merger.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a rental agreement with Worldwide Equipment Leasing, Inc., for a yard tractor, at a cost not to exceed \$2,000.

A Resolution authorizing the Div. of Waste Management, on behalf of the Urban County Government, to purchase replacement parts for equipment at the Material Recovery Facility from Machinex, a sole source provider, at a cost not to exceed \$70,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class A (Neighborhood) Incentive Grant to NoLi CDC Corp., for stormwater quality projects, at a cost not to exceed \$91,298.92.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 (Final), and any related documents, to the Agreement with Free Contracting, Inc., for the Blue Sky Pump Station and Force Main - Contract 3 Project, decreasing the contract price by the sum of \$108,389.96 from \$361,124.00 to \$252,734.04.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Professional Service Agreements with Amanda Hughes, Angela Wallace, Carrie Barnett, Lauren Vincent, Susanna Moberly, and Victoria Nash, for Sexual Assault Nurse Examiners, at a cost not to exceed \$59,150.

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, to provide any additional information requested in connection with these Grant Applications, and to accept the Grants if the applications are approved, which Grant Funds are in the amount of \$216,520 Federal funds, are for the Traffic Safety Program (\$78,760), the Speed Enforcement Project (\$77,760), DUI Enforcement (\$30,000) and the Distracted Driving Project (\$30,000), 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 the Cincinnati, New Orleans and Texas Pacific Railway Co., related to the construction of sanitary sewer improvements for the UK Trunk "A" Remedial Measures Project, as part of the Remedial Measures Program required by the Consent Decree, at a cost not to exceed \$11,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a License Agreement with Lexington Center Corp. for use of the Lexington Opera House for Kiddie Kapers, at a cost not to exceed \$8,100.

A Resolution endorsing or authorizing the formation of multiple legal entities related to the Historic Courthouse Project in order to maximize tax credits, authorizing the Mayor, on behalf of the Urban County Government and the Urban County Government Public Facilities Corp. to execute a Long Term Lease Agreement for the property, and on behalf of the Urban County Government, to execute an Economic Development Loan Agreement and any other necessary related documents in an amount not to exceed \$12,000,000, expressing the commitment of the Urban County Government to contribute a total amount of \$22,000,000 towards the project subject to the meeting of certain conditions, and authorizing the Mayor to take any additional actions necessary to fulfill the intent and purpose of this Resolution.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute the first Renewal of the Engineering Services Agreement with Tetra Tech, Inc., to provide annual Program Management Services for Consent Decree Implementation and MS4 Permit Compliance, at a cost not to exceed \$816,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Professional Services Agreement with the law firm of Frost Brown Todd, LLC, acting by and through W. Joseph Scholler, for collective bargaining negotiations with the Div. of Police, at a cost not to exceed \$75,000 plus expenses.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Agreement with Ky. American Water Co., for relocation of utilities for Section 2 of the Liberty Rd./Todds Rd. Improvement Project, increasing the contract price by the sum of \$58,777.00 from \$794,387.13 to \$853,164.13.

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 \$83,000 Commonwealth of Ky. Funds, are for advertising expenses related to recycling, the acceptance of which obligates the Urban County Government for the expenditure of \$20,750 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 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 \$130,732 Commonwealth of Ky. Funds, are for a hazardous waste recycling event, the acceptance of which obligates the Urban County Government for the expenditure of \$26,147 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 a Professional Services Agreement (awarded pursuant to RFP

No. 67-2015) with Strand Associates, Inc., to provide engineering services for a Salt Barn Feasibility Study and related construction documents, at a cost estimated not to exceed \$110,500.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Transportation Cabinet, for the acceptance of Federal funds in the amount of \$24,000 for the design phase of the Squires Rd. Sidewalk Project, under the Congestion Mitigation and Air Quality (CMAQ) Program, the acceptance of which obligates the Urban County Government for the expenditure of \$6,000 as a local match.

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Upon motion of Ms. Henson, seconded by Vice Mayor Kay, and approved by unanimous vote, the following resolutions were placed on the docket and received first reading.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 12 to the Contract with Churchill McGee, LLC for the Public Safety Operations Center Renovation Project-Phase 1B, increasing the contract price by the sum of \$20,996.10 from \$6,599,565.83 to \$6,620,561.93 and adding sixty-six working days to the construction schedule.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Contract with Churchill McGee, LLC for the Public Safety Operations Center Renovation Project-Phase 2, increasing the contract price by the sum of \$5,278.35 from \$868,675.00 to \$873,953.35 and adding fifteen working days to the construction schedule.

Ms. Henson made a motion to suspend the rules and give these resolutions second reading. Ms. Lamb seconded the motion.

Mr. Rick Curtis, Dept. of Public Safety, explained the need for the suspensions.

Mr. Stinnett asked about the different phases of the Project and future change orders. Mr. Curtis responded.

The motion was approved by majority vote (Mr. F. Brown voted **no**), the rules were suspended and the resolutions received second reading.

Upon motion by Mr. Stinnett, and seconded by Ms. Akers, the resolutions were approved by the following vote:

Aye: Hensley, Henson, Kay, Lamb, Moloney, -----11
Stinnett, Akers, Bledsoe, F. Brown, J. Brown,
Farmer

Nay: -----0

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A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following Probationary Civil Service Appointments: Ashley Beasley, Public Service Worker Sr., Grade 509N, \$14.538 hourly in the Div. of Streets and Roads, Clarence Burnett, Resource Recovery Operator, Grade 513N, \$18.299 hourly in the Div. of Waste Management, both effective upon passage of Council, Thaddeus Washington, Skilled Trades Worker, Grade 515N, \$20.175 hourly, Christopher Kirkland, Technical Specialist, Grade 515N, \$18.820 hourly, and Steven Prater, Information Systems Specialist Sr., Grade 517N, \$22.243 hourly, all in the Div. of Police, Ashkya Kennedy, Child Care Program Aide, Grade 508N, \$14.338 hourly in the Div. of Family Services, and Mark Putty, Code Enforcement Officer, Grade 516N, \$19.619 hourly in the Div. of Grants and Special Programs, all effective April 4, 2016, Louanne Burgess, Mailroom Clerk, Grade 508N, \$14.039 hourly in the Dept. of General Services, effective upon passage of Council; authorizing the Div. of Human Resources to make a conditional offer to the following Probationary Community Corrections Officer Appointment: Malcolm Marsh, Community Corrections Officer Recruit, Grade 109N, \$15.384 hourly in the Div. of Community Corrections, effective April 4, 2016; authorizing the Div. of Human Resources to make a conditional offer to the following Probationary Sworn Appointments: Corey Sutton, Kristan Beard, Roberto Reyes Jr., Colin Meagher, Justin Sanders, Lisa Hack, Donald Horton, La'Ron Newell-Goodin, Kimberly Smartt, Brandon Freeman, Ichiro Vance, Demitri Ray, Roberto Chozet, Zachary Bird, Kimberly Danford, Jacinto Martinez, Ezekiel Payne, Donald Childers, Jacob Oliver, Wesley Craycraft, Alec Hood, John Davis, William Phillips, Joseph Case, and Christopher Vaira, all Police Officer Recruit, Grade 311N, \$18.3708 hourly in the Div. of Police, effective May 2, 2016, Jeremy Marcum, Megan Klarer, Michael Normand, Nathan Oakley, Nathan Culley, Derrick Lawrence, Anthony Weckerling, Erik Nason, Norman Sinclair, Joye Toro,

Association of Greater KY and Southern IN (\$1,850), for the Office of the Urban County Council, at a cost not to exceed the sums stated.

Mr. Moloney made a motion, seconded by Ms. Henson, to suspend the rules and give these resolutions second reading at the request of the Council Administrator.

Mr. Stinnett requested that going forward, justification be given for requests for second reading.

The motion passed by unanimous vote, the rules were suspended and the resolutions received second reading.

Upon motion by Mr. Stinnett, and seconded by Ms. Akers, the resolutions were approved by the following vote:

Aye: Hensley, Henson, Kay, Lamb, Moloney, -----11
Stinnett, Akers, Bledsoe, F. Brown, J. Brown,
Farmer

Nay: -----0
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A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a three (3) year Purchase of Service Agreement with the Hope Center, for the operation of a Street Outreach Program, at a cost not to exceed \$225,000 received first reading.

Ms. Bledsoe made a motion to suspend the rules and give the resolution second reading. Mr. Charlie Lanter, Office of Homelessness Prevention and Intervention, explained the need for the suspension. Ms. Akers seconded the motion.

The motion was approved by unanimous vote, the rules were suspended and the resolution received second reading.

Upon motion by Mr. Stinnett, and seconded by Ms. Akers, the resolution was approved by the following vote:

Aye: Hensley, Henson, Kay, Lamb, Moloney, -----11
Stinnett, Akers, Bledsoe, F. Brown, J. Brown,
Farmer

Nay: -----0
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The following resolutions received first reading.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute the Rural and Inner City Adopt-a-Spot Program Agreements with JRC Crew

728 (\$635.75); New Beginnings Youth Dept. (\$1,736.12); Dunbar Men Soccer Team (\$1,621.40); Boy Scout Troop 110 (\$1,820.85); Sisters Road to Freedom (\$2,024.00) for participation in the Adopt-a-Spot Roadway Cleanup Program under the Ky. Pride Grant for FY2016, at a cost not to exceed \$7,838.12.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Dept. of Local Government and to provide any additional information requested in connection with the Grant Application, which Grant funds are in the amount of \$49,585 Federal funds, and are for maintaining and repairing the Legacy Trail.

Ms. Lamb made a motion, seconded by Mr. Farmer, to suspend the rules and give these resolutions second reading.

The motion to suspend **failed** by a vote of 9 to 2. (Mr. Stinnett and Mr. F. Brown voted no.)

Mr. Stinnett spoke about justification for requests for suspension of the rules.

Ms. Irene Gooding, Div. of Grants and Special Programs, explained the need for the suspensions.

Ms. Lamb made a motion to reconsider, seconded by Mr. F. Brown, and approved by unanimous vote.

Vice Mayor Kay raised a point of order. He stated that to make a motion to reconsider, the mover must have been on the prevailing side of the vote. Because Ms. Lamb was not on the prevailing side of the motion to be reconsidered, Mr. Stinnett replaced Ms. Lamb as the mover and Mr. Farmer replaced Mr. F. Brown as the seconder to the motion to reconsider which was approved by unanimous vote.

Upon motion of Ms. Lamb, seconded by Mr. Farmer and approved by unanimous vote, the rules were suspended and the resolutions received second reading.

Upon motion by Mr. Stinnett, and seconded by Ms. Akers, the resolutions were approved by the following vote:

Aye: Hensley, Henson, Kay, Lamb, Moloney, -----11
Stinnett, Akers, Bledsoe, F. Brown, J. Brown,
Farmer

Nay: -----0

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The following resolutions received first reading and were ordered placed on file until April 7, 2016 for public inspection:

A Resolution accepting the bid of Hydromax USA, LLC, in the amount of \$263,303, for Permanent Flow Monitoring, for the Div. of Water Quality, and authorizing the Mayor, on behalf of the Lexington-Fayette Urban County Government, to execute an Agreement with Hydromax USA, related to the bid.

A Resolution accepting the bids of Ky. Welding Tool and Die, Inc.; Wrights Farm Services, Inc.; and Vest Fabrication Certified Welding, LLC, establishing price contracts for Welding and Fabrication Services, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bids of PrintLEX, LLC; and Advertiser Printers, Inc., establishing price contracts for Printing and Mailing Services for Waste Management, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bids of All Recreation of Va., Inc.; Bluegrass Recreational Products, Inc.; Countryside Play Structures, LLC; David Williams and Associates, Inc.; Miracle of Ky. and Tn.; Playground Specialists, Inc.; Play and Park Structures; and Recreation Insites, LLC, establishing price contracts for Outdoor Playground Equipment, for the Div. of Parks and Recreation.

A Resolution accepting the bids of Staples Advantage and Office Depot, Inc., establishing price contracts for Office Supplies, for the Div. of Central Purchasing.

A Resolution ratifying the Probationary Civil Service Appointment of: Faye Clark, Risk Management Accountant, Grade 518E, \$1,758.96 biweekly in the Div. of Accounting, effective March 21, 2016; ratifying the Permanent Civil Service Appointments of: Amy Wallot, Information Officer, Grade 518E, \$1,827.98 biweekly in the Div. of Government Communications, effective March 8, 2016, Eric Eason, Engineering Technician Sr., Grade 516E, \$1,544.00 biweekly in the Div. of Engineering, effective April 5, 2016, Corey Hislope, Public Service Worker Sr., Grade 509N, \$14.629 hourly, effective December 22, 2015, David Ellis, Equipment Operator Sr., Grade 512N, \$15.986 hourly, effective March 7, 2016, both in the Div. of Streets and Roads, Michael Foster, Maintenance Supervisor, Grade 519E, \$2,076.92 biweekly in the Div. of Water Quality, effective March 21, 2016, Ronald King, Stores Clerk, Grade 508N, \$14.290 hourly in the Div. of Facilities and Fleet Management, effective January 27, 2016,

William Woodward, \$21.184 hourly, effective January 6, 2016, and Jonathan Adams, \$20.742 hourly, effective January 20, 2016, both Code Enforcement Officer, Grade 516N, in the Div. of Code Enforcement, Caleb Smith, Security Officer, Grade 507N, \$12.410 hourly in the Dept. of Public Safety, effective March 8, 2016; ratifying the approved Council leave of: Keith Thomas, Resource Recovery Operator, Grade 513N, in the Div. of Waste Management, beginning March 11, 2016 through July 14, 2016; ratifying the following Unclassified Civil Service pay increase in the office of the Urban County Council: Shauntae Hall, Aide to Council, Grade 518E, \$2,280.00 biweekly to \$2,325.60 biweekly, effective February 22, 2016; ratifying the voluntary demotion of: Dale Holman, Traffic Signal Technician Sr., Grade 515N, \$23.306 hourly in the Div. of Traffic Engineering, effective February 22, 2016.

A Resolution amending Resolution No. 10-2016, related to Change Order No. 1 to the contract with Alpha Mechanical Services, Inc. for installation of a new boiler at the Government Center, to correct the adjusted price of the contract.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class B (Education) Incentive Grant to the Board of Education of Fayette County, Ky., for stormwater quality projects, at a cost not to exceed \$2,500.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 3 to the Contract with Bell Engineers, for the Blue Sky Pump Station and Force Main Project, decreasing the contract price by the sum of \$1,248.00 from \$224,874.79 to \$223,626.79, and amending Section 2 of Resolution No. 781-2015, to correct the accounting for the project.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Schneider Corp., doing business as qPublic and approve Schneider Corp. as a sole source provider, for Integrated Damage Assessment Model Development, at a cost not to exceed \$3,000.

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 \$380,000 (FHWA planning), \$48,400 (Federal Transit Administration Section 5303), \$102,000 (Mobility Office (SLX)), \$54,000 (Air Quality

Planning (SLX)), \$67,200 (Congestion Management (SLX)) and \$52,800 (Bike/Ped Planning (SLX)) Federal funds, are for the Div. of Planning's Unified Work Program for FY 2017, the acceptance of which obligates the Urban County Government for the expenditure of \$71,250 (FHWA planning), \$12,100 (Federal Transit Administration Section 5303), \$25,500 (Mobility Office (SLX)), \$13,500 (Air Quality Planning (SLX)), \$16,800 (Congestion Management (SLX)) and \$13,200 (Bike/Ped Planning (SLX)) as a local match, subject to sufficient funds being appropriated in FY 2017, 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 Amendment to Agreement with Accela, Inc., related to the On-Line Business Tax Module in order to allow for a more cost effective and efficient fee structure.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Environmental Enterprises, Inc., for the Household Hazardous Waste collection event, at a cost not to exceed \$104,585.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Quitclaim Deed and any other documents necessary to transfer a portion of non-utilized right-of-way located adjacent to the property at 2875 Gribbin Drive to the abutting property owner.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Dept. of Corrections, for a medically assisted treatment program for inmates at the Detention Center, 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 Contract Amendment with Mentelle Neighborhood Association, to extend the timeframe of performance from March 31, 2016 to June 30, 2016, at no additional 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 Ky. Justice and Public Safety Cabinet, and 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 \$75,000 Federal funds, and are for continuation of the Street Sales Drug Enforcement Project, the acceptance of which obligates the Urban County Government for the expenditure of \$25,000 as a local match, authorizing the Mayor to transfer unencumbered funds within the Grant budget, and authorizing the Mayor to execute an Agreement with the Fayette County Commonwealth's Attorney's Office, for a full-time prosecutor for the Street Sales Drug Enforcement Project, at a cost not to exceed \$69,000 for FY 2017.

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 and Public Safety Cabinet, and 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 \$130,000 Commonwealth of Ky. Funds from the Law Enforcement Service Fee Grant Program, for the support of the cost of police overtime hours for a Traffic Alcohol Patrol, 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 Renewal Contract with Emerson Network Power/Liebert Services, a sole source provider, for battery replacement for uninterruptable power supply, at a cost not to exceed \$10,458.

A Resolution approving Bluefin Payment Systems as the merchant provider to process online credit card payments related to collection of Occupational License Fees for the Div. of Revenue, and authorizing the Commissioner of Finance or his designee, on behalf of the Urban County Government and its Dept. of Finance, to execute any related agreement or other necessary documents related to the services, at no cost to the government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Contract with Jarboe Construction Co., Inc., for construction of a multi-purpose training structure, increasing the contract price by the sum of \$15,305.21 from \$60,933.00 to \$76,238.21.

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Upon motion of Mr. Farmer, seconded by Ms. Akers, and approved by unanimous vote, the Communications from the Mayor were amended to add the appointment of Mr. Ronald Vissing to the Civil Service Commission with a term expiration date of April 1, 2020.

Mr. Farmer made a motion, seconded by Ms. Henson to approve the Communications from the Mayor as amended.

Mr. Stinnett asked a question about the requirements for Transit Authority Board appointees. Commissioner Janet Graham, Dept. of Law, responded.

Mr. Moloney spoke about requirements for Transit Authority Board appointees.

Upon motion of Ms. Akers, seconded by Vice Mayor Kay, and approved by unanimous vote, item #10, the appointment of Ms. Tawanda Owsley to the Transit Authority Board was tabled until April 7, 2016.

Upon motion of Ms. Akers, seconded by Vice Mayor Kay, and approved by majority vote (Mr. Stinnett and Mr. Moloney voted no), the Communications from the Mayor were approved with both amendments and are as follows: (1) Recommending the reappointment of Dr. Margaret Verble to the Civil Service Commission, with term to expire April 1, 2020; (2) Recommending the appointments of Representative George Brown and Mr. Malcolm Ratchford to the Douglass Park Centennial Commission, with terms to expire December 31, 2016; (3) Recommending the appointment of Council Member Shevawn Akers to the Downtown Development Authority Board of Directors, with term to expire March 17, 2020; (4) Recommending the appointment of Mr. Aulander Daniels to the Explorium Board of Directors, with term to expire July 1, 2019; (5) Recommending the reappointment of Mr. Bernie Fields to the Infrastructure Hearing Board, with term to expire March 17, 2019; (6) Recommending the reappointments of Ms. Blake Eames, as Neighborhood Association Representative, and Mr. James Pendergest, as Equine/Agricultural Representative, and the appointment of Mr. Clinton Woods, as At-Large Representative, to the Keep Lexington Beautiful Commission, with terms to expire March 17, 2020; (7) Recommending the appointment of Mr. Robert Elliston to the Lexington Center Corporation Board of Directors, with term to expire March 17, 2020; (8) Recommending the appointment of Mr. John Meister to the Lexington Public Library Advisory Board, with term to expire

March 17, 2020; (9) Recommending the appointment of Ms. Susan Craddock to the Raven Run Advisory Board, with term to expire March 17, 2020; and (11) Recommending the appointment of Mr. Ronald Vissing to the Civil Service Commission, with term to expire April 1, 2020.

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The following Communications from the Mayor were received for information only: (1) Temporary Appointment of Adam Stringer, Support Specialist, Sr., Grade 519E, \$1,759.76 biweekly in the Div. of Computer Services, effective March 1, 2016; and (2) Temporary Appointment of Ronald King, Public Service Supervisor, Grade 514N, \$16.862 hourly in the Div. of Facilities and Fleet Management, effective February 5, 2016.

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Upon motion by Ms. Bledsoe, seconded by Ms. Akers, and approved by unanimous vote, the meeting adjourned at 7:31 p.m.

Clerk of the Urban County Council