Lexington-Fayette Urban County Government Council Meeting

Lexington, Kentucky March 6, 2008

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on March 6, 2008 at 7:00 P.M. Present were Mayor Jim Newberry and the following members of the Council: Council Members Myers, Stinnett, Beard, Blevins, Blues, Crosbie, DeCamp, Ellinger, Gorton, Gray, Henson, James, Lane and McChord. Absent was Council Member Stevens.

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

Ordinances No. 34-2008 thru 42-2008 inclusive and Resolutions No. 56-2008 thru 87-2008 inclusive were reported as having been signed and published, and were ordered to record.

Lexington-Fayette Urban County Government Council Meeting

Lexington, Kentucky   March 6, 2008

The Invocation was given by Pastor John Withers, Open Door Church.

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Upon motion of Ms. Gorton, seconded by Mr. Myers, the minutes of the January 14, 24, and February 7, 2008 Council Meetings were approved by unanimous vote. (Mr. DeCamp was absent when the vote was taken.)

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The following ordinances were given second reading. Upon motion of Mr. Lane, seconded by Mr. Stinnett, the ordinances were approved by the following vote:

Aye: Myers, Stinnett, Beard, Blevins, Blues, Crosbie, DeCamp, Ellinger, Gorton, Gray, Henson, James, Lane, McChord ---------------- 14

Nay: --- 0

An Ordinance changing the zone from a Wholesale & Warehouse Business (B-4) zone to a Planned Neighborhood Residential (R-3) zone for 0.05 net (0.06 gross) acre of property located at 223 and 229 Miller Street. (Benjamin Gallagher)

An Ordinance changing the zone from an Agricultural Urban (A-U) zone to a Planned Neighborhood Residential (R-3) zone for approximately 3.14 net (approximately 3.41 gross) acres of property located at 898 Georgetown Street and a portion of 798 Georgetown Street. (Urban County Council)

An Ordinance accepting the bid of Xenia Power Equipment in the amount of $67,502.00, for replacement of the irrigation pump at Kearney Hill Golf Links, and appropriating funds pursuant to Schedule No. 146.

An Ordinance amending Section 21-5 of the Code of Ordinances abolishing one (1) position of Staff Assistant Sr., Grade 108N, and creating one (1) position of Administrative Specialist, Grade 110N, in the Div. of Community Corrections and appropriating funds pursuant to Budget Schedule No. 140.

An Ordinance amending Section 22-5 of the Code of Ordinances creating two (2) positions of Social Worker Sr., Grade 113E, in the Div. of Adult Services.

An Ordinance amending Section 22-5 of the Code of Ordinances creating two (2) temporary positions of Staff Assistant Sr., Grade 108N, for a term of one year beginning March 1, 2008 and ending March 1, 2009, in the Div. of Water and Air Quality, and appropriating funds pursuant to Budget Schedule No. 141.

An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a distribution from the Marian Middleton Trust in the amount of $501.75 for use by the Div. of Fire and Emergency Services, and further authorizing the Mayor or his designee, on behalf of the Urban County Government, to complete and submit the Beneficiary Information Sheet for said Trust and to accept any future distributions from the Trust, and appropriating funds pursuant to Schedule No. 142.

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. 139.

An Ordinance 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 $245,238.00 Federal funds, are for continuation of the Metropolitan Medical Response System (MMRS), the acceptance of which does not obligate the Urban County Government for the expenditure of funds, appropriating funds pursuant to Schedule No. 143, and authorizing the Mayor to transfer unencumbered funds within the Grant budget.

An Ordinance amending Ordinance No. 267-2007 to correct clerical errors by renumbering a duplicated Section 9 and the sections that follow as Sections 10 through 17, and to amend the new Section 16 to reflect the correct section of the Code of Ordinances being created, from Section 13-16 to 13-15.1, to become effective retroactive to January 1, 2008.

An Ordinance amending Section 21-5 of the Code of Ordinances abolishing one (1) position of Administrative Specialist Sr., Grade 112N, and creating one (1) position of Administrative Specialist Principal, Grade 114E, and reclassifying the incumbent, in the Div. of Building Maintenance and Construction, and pursuant to Ordinance No. 197-2002, adjusting the salaries of two (2) employees occupying the position of Administrative Specialist Principal in the Div. of Police, and one (1) employee occupying the position of Administrative

Specialist Principal in the Div. of Family Services, all to become effective retroactive to July 9, 2007, and appropriating funds pursuant to Budget Schedule No. 138.

An Ordinance amending Section 21-5 of the Code of Ordinances abolishing one (1) position of Recreation Supervisor, Grade 110E, and creating one (1) position of Recreation Specialist Sr., Grade 113E, in the Div. of Parks and Recreation, and appropriating funds pursuant to Budget Schedule No. 145.

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

An Ordinance changing the zone from a Highway Service Business (B-3) zone to a Professional Office (P-1) zone for 3.12 net (3.70 gross) acres and from a Professional 0ffice (P-1) to a Highway Service Business (B-3) zone for 7.47 net (12.38 gross) acres of property located at 3194 Beaumont Centre Circle (a portion of) and 3100, 3101, and 3110 Wall Street subject to certain use restrictions imposed as conditions of granting the zone change. (Beaumont Investments, LLC)

An Ordinance of the Lexington-Fayette Urban County Council (A) authorizing the issuance of Lexington-Fayette Urban County Government Adjustable Rate Industrial Building Revenue Bonds, Series 2008 (Roman Catholic Diocese of Lexington Project) in the aggregate principal amount not to exceed $5,000,000, (the “Bonds”); (B) approving and authorizing the execution and delivery of (I) a Trust Indenture between the Lexington-Fayette Urban County Government (the “Issuer”) and The Bank of New York Trust Company, N.A., as Trustee, securing the Bonds, (II) a Loan Agreement between the Issuer and Roman Catholic Diocese of Lexington (the “Diocese”), (III) a Bond Purchase Agreement among the Issuer, the Diocese and Fifth Third Securities, Inc., (IV) a Tax Compliance Agreement between the Issuer and the Diocese, (V) a Preliminary Offering Circular and an Offering Circular relating to the issuance and sale of the Bonds, and (VI) any and all other related documents; and (C) authorizing the taking of other related action.

An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Engineering Services Agreement with Camp Dresser & McKee, Inc., for sewer system capacity assessment work, hydraulic modeling, and related matters, at a cost not to exceed $2,827,319.00, and appropriating funds pursuant to Schedule No. 148.

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. 147.

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The following resolutions were given second reading. Upon motion of Ms. James, seconded by Ms. Crosbie, the resolutions were approved by the following vote:

Aye: Myers, Beard, Blevins, Blues, Crosbie, DeCamp,
Ellinger, Gorton, Gray, Henson, James, Lane, McChord ---------------- 13

Nay: -- 0
(Mr. Stinnett was absent when the vote was taken.)

A Resolution accepting the bids of Rexel Electrical & Datacom, West-Lite Supply Co., Inc., Graybar Electric Co., Inc., Competitive Edge, Wesco Distribution, Sunshine Lighting, and WW Grainger, Inc., establishing price contracts for bulbs and ballasts.

A Resolution accepting the bids of Rio Grande Fence, Myers Fence, LLC, and George B. Stone Co., LLC, establishing price contracts for the LFUCG guide rail project.

A Resolution accepting the bid of City Electric Motor Company, establishing a price contract for pump station parts for Wolf Run.

A Resolution accepting the bid of Continental Web Press, in the amount of $16,959.00, for printing of Fun Guide for 2008.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Certificate of Consideration and accept a Deed conveying a permanent storm sewer easement and temporary construction easement from S. Patrick Terry, for property located at 222 Floral Park, for the Elizabeth Street Drainage Improvements Project, and authorizing payment in the amount of $5,425.00, plus usual and appropriate closing costs.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Certificate of Consideration and to accept a Deed for the property located at 309 Dantzler Court from Paul and Fern Walter, for the Elizabeth Street Drainage Improvements Project, and authorizing payment in the amount of $156,700.00, plus usual and appropriate closing costs.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Certificate of Consideration and accept a Deed conveying a temporary construction easement from Joe and Lori Adams, for property located at 227 Floral Park, for the Elizabeth Street Drainage Improvements Project, and authorizing payment in the amount of $400.00, plus usual and appropriate closing costs.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Professional Services Agreement with the University of Ky., University Health Services, for assessment of temporary and permanent close proximity parking applications, at a cost not to exceed $1,500.00.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to Sublease and Management Agreement with LexArts, Inc., to correct the annual amount to be paid to LexArts, Inc., for management of the Downtown Arts Center.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Concession Agreement with Fayette County Cooperative Extension District Board, for use of a specific space of 14,600 square feet within the Lexington Lions Club Fairgrounds facility at Masterson Station Park, at no cost to the Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Concession Agreement with Lexington Lions Club, Inc., for use of the Lions Club Fairgrounds area at Masterson Station Park, at no cost to the Government.

A Resolution authorizing the Div. of Water and Air Quality to purchase replacement parts from Delaney & Associates, Inc., a sole source provider, for

Town Branch Wastewater Treatment Plant dewatering pumps at a cost not to exceed $63,508.00.

A Resolution authorizing and directing the Div. of Traffic Engineering, pursuant to Code of Ordinances Section 18-46, to designate Breckinridge Street as being prohibited to through trucks; authorizing and directing the Div. of Traffic Engineering to install proper and appropriate signs in accordance with the designation.

A Resolution ratifying the permanent civil service appointment of: Joel Ragland, Public Service Worker Sr., Grade 107N, in the Div. of Streets, Roads & Forestry, effective February 6, 2008; ratifying the probationary sworn appointments of: Ronald Spurlock, Police Sergeant, Grade 315N, $26.388 hourly, in the Div. of Police, effective January 7, 2008; Joseph Blakely, Police Lieutenant, Grade 317E, $2,752.46 bi-weekly, in the Div. of Police, effective January 7, 2008; ratifying the probationary Div. of Community Corrections appointments of: Danny Jett, Rickey Lusk, Ralph Duron, Todd Young, Darrell Maggard, Gregory Hisle, Howard Hanshaw, Matthew Crawford, Wendy Amburgey, Levodis Artrip, Nicholas Jenkins, Nakoa Kirby, Shawn Norman, Michael Weller, Robin Goldie, William Green, Jason Durham, Taj Bryson, Tonya Fairchild, Randolph Parker, Diane Shaw, Jason Crawford, Michael Rowe, Melody Shropshire, Community Corrections Officer, Grade 110N, $13.390 hourly, in the Div. of Community Corrections, effective March 3, 2008; ratifying the permanent Div. of Community Corrections appointments of: Anita Aubrey, Emily Baum, Charles Burton, James Cosgrove, Rhonda Fogle, Kenwan Jones, William Marshall, James Parker, Joseph Speakes, Lucas Valdez, Community Corrections Officer, Grade 110N, in the Div. of Community Corrections, effective February 20, 2008; approving leave of absence for: Franklin Martin, Skilled Trades Worker Sr., Grade 112N, in the Div. of Building Maintenance & Construction, requests a 45 day Council approved leave without pay from February 1, 2008 to March 16, 2008; approving the unclassified civil service appointment of: Wanda Siler, Administrative Officer, Grade 118E, $2,283.92 bi-weekly, in the Div. of Waste Management, effective January 18, 2008.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Environmental Protection Agency and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of $100,000.00 Federal funds, and are for the Community Action for a Renewed Environment (CARE) Program Project.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Software License Agreement with Audiotel Corporation, at a cost not to exceed $16,147.00.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Merchant Card Acceptance Agreement with American Express.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Lexlinc, Inc. ($1,400.00) for the Office of the Urban County Council, at a cost not to exceed the sum stated.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Contract with Kinzelman Kline Gossman, LLC, for a non-residential infill redevelopment study, at a cost not to exceed $120,000.00.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Contract with The Walker Company of Ky., Inc., for services related to the Phase III closure of the Haley Pike Landfill, increasing the contract price by the sum of $41,342.78 from $3,968,000.00 to $4,009,342.78, and extending the time for performance by 193 days.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Contract with Sensabaugh Design & Construction, for North Base Steel Stairway, increasing the contract price by the sum of $3,250.00 from $36,760.00 to $40,010.00.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 2 to the Contract with HDR

Quest Engineers, Inc., for Engineering Services for Liberty Road/Todds Road Improvement Project Section I, increasing the contract price by the sum of $50,773.00 from $895,897.00 to $946,670.00.

A Resolution rescinding Resolution No. 110-2007 relating to permanent sanitary sewer and temporary construction easements for property located at 1980 Edgeworth Drive, and authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Certificate of Consideration and accept a Deed conveying permanent sanitary sewer and temporary construction easements from Jeffco, LLC, for the property located at 184 Laclede Avenue, for the North Elkhorn Force Main Project, and authorizing payment in the amount of $25,600.00, plus usual and appropriate closing costs.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Application for Vision Care Benefits with EyeMed Vision Care, for group vision care insurance covering, LFUCG active employees for the period beginning January 1, 2007 through December 31, 2007, at no cost to the Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Application for Vision Care Benefits with EyeMed Vision Care, for group vision care insurance covering LFUCG active employees for the period beginning January 1, 2008 through December 31, 2008, at no cost to the Government.

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A Resolution amending the Rules and Procedures of the Lexington-Fayette Urban County Council, which were adopted by Resolution No. 55-79, as amended, to require that copies of any presentations, and documents or handouts related thereto, made to the Urban County Council be provided to each Councilmember no later than seventy-two (72) hours (excluding weekends and holidays) prior to the scheduled date of the meeting and that failure to provide such copies shall result in postponement of the presentation was given first reading.

Upon motion of Mr. Beard, seconded by Ms. James, the rules were suspended by unanimous vote. (Mr. Stinnett was absent when the vote was taken.)

The resolution was given second reading. Upon motion of Mr. Myers, seconded by Mr. McChord, the resolution was approved by the following vote:

Aye: Myers, Stinnett, Beard, Blues, Crosbie, DeCamp, Ellinger,
Gorton, Gray, Henson, James, Lane, McChord ---------------------------- 13

Nay: Blevins -- 1

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A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a temporary construction easement, across a portion of the property located at 200 Clinton Road (Clinton Road Park), from the Urban County Government to Columbia Gas of Kentucky, Inc., for the sum of $4,500.00 was given first reading.

Upon motion of Mr. Beard, seconded by Ms. James, the rules were suspended by unanimous vote. (Mr. Stinnett was absent when the vote was taken.)

The resolution was given second reading. Upon motion of Mr. Myers, seconded by Mr. McChord, the resolution was approved by the following vote:

Aye: Myers, Stinnett, Beard, Blevins, Blues, Crosbie, DeCamp,
Ellinger, Gorton, Gray, Henson, James, Lane, McChord ---------------- 14

Nay: -- 0

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A Resolution directing the Lexington-Fayette Urban County Government, Div. of Parks and Recreation, to open Meadowbrook Golf Course for the current golfing season subject to the same lease terms with Fayette County Public Schools that were exercised in the immediately prior golf season and further directing that Meadowbrook Golf Course remain open for one year was given first reading.

Upon motion of Mr. Beard, seconded by Ms. James, the rules were suspended by unanimous vote. (Mr. Stinnett was absent when the vote was taken.) The resolution was given second reading.

There was discussion among the Mayor and Council concerning the language of the resolution and budgetary implications after July 1st.

Mr. Logan Askew, Commissioner of the Dept. of Law, explained the terms of the existing lease for the golf course.

Upon motion of Mr. Myers, seconded by Mr. McChord, the resolution was approved by the following vote:

Aye: Myers, Stinnett, Beard, Blevins, Blues, Crosbie, DeCamp,
Ellinger, Gorton, Gray, Henson, James, Lane, McChord ---------------- 14

Nay: -- 0

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Upon motion of Ms. James, seconded by Mr. Myers and passed by unanimous vote (Mr. Stinnett was absent when the vote was taken.), a Resolution accepting the bid of Louisville Paving Co., Inc., in the amount of $465,200.00, for Douglass Park Basketball complex construction was placed on the docket and given first reading.

Upon motion of Mr. Beard, seconded by Ms. James, the rules were suspended by unanimous vote. (Mr. Stinnett was absent when the vote was taken.)

The resolution was given second reading. Upon motion of Mr. Myers, seconded by Mr. McChord, the resolution was approved by the following vote:

Aye: Myers, Stinnett, Beard, Blevins, Blues, Crosbie, DeCamp,
Ellinger, Gorton, Gray, Henson, James, Lane, McChord ---------------- 14

Nay: -- 0

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

A Resolution accepting the bid of Scheller’s Fitness & Cycling, establishing a price contract for bicycles for Emergency Medical Services.

A Resolution accepting the bid of Arnold, Dugan & Meyers, in the amount of $590,000.00, for West Hickman WWTP aerated sludge holding tank improvements, for the Div. of Water and Air Quality.

A Resolution accepting the bid of Muse Electric Co. Inc., in the amount of $19,865.00, for the Detention Center electrical supply expansion, for the Divs. of Community Development and Community Corrections.

A Resolution accepting the bids of Anaconda Sports, Inc., Sport Supply Group, Inc. dba BSN Sports/Collegiate Pacific, S&S Worldwide, Riddell, Flaghouse, Incorporated, MSA Management, Ad Starr, and Bill Fritz Sports Corp, establishing price contracts for athletic equipment.

A Resolution accepting the bid of Bluegrass Fire Equipment, establishing a price contract for fire hose nozzles.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with EHI, Inc., for consulting services for the East End Small Area Plan, at a cost not to exceed $100,000.00.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to Agreement with Community Action Council of Lexington-Fayette, Bourbon, Harrison and Nicholas Counties, Inc., for an extension of the Agreement for use of HOME Investment Partnership Program funds for a tenant based rental assistance program to June 30, 2009, 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 Change Order No. 1 to the Contract with Bluegrass Contracting Corporation, for the Meadows/Northland/Arlington Public Improvements Project, Phase 2C, decreasing the contract price by the sum of $36,038.83 from $1,052,532.52 to $1,016,493.69.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Contract with HDR/Quest Engineers, Inc., for Star Shoot Parkway Extension Project, increasing the contract price by the sum of $1,125.00 from $106,500.00 to $107,625.00.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 2 to the Contract with CDP Engineers, Inc., for South Elkhorn Pump Station Force Main Improvement

Project, increasing the contract price by the sum of $33,500.00 from $454,000.00 to $487,500.00.

A Resolution amending Section 2 of Resolution No. 39-2008 which approved the Contract with Zambelli Fireworks Manufacturing Corporation for July 4, 2008 and 2009 fireworks exhibitions to correct the amount payable pursuant to the Contract.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the KY Office of Homeland Security and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of $23,893.00 Federal funds, and are for the purchase of a Rajant InstaMESH Breadcrumb deployable 2.4GHZ Wi-Fi wireless system, for the Div. of Fire and Emergency Services Mobile Command Post.

A Resolution ratifying the permanent civil service appointments of: Connie Michalski, Staff Assistant Sr., Grade 108N, in the Div. of Police, effective February 20, 2008; Brian Reynolds, Laboratory Technician, Grade 109N, in the Div. of Water and Air Quality, effective March 19, 2008; Matt Epperson, Golf Course Clubhouse Attendant, Grade 106N, in the Div. of Parks and Recreation, effective April 1, 2008; Wilma Williams, Staff Assistant Sr., Grade 108N, in the Div. of Police, effective February 20, 2008; Lincoln Mackey, Engineering Technician Sr., Grade 113E, in the Div. of Engineering, effective March 4, 2008; Aleta Rados, Administrative Specialist Sr., Grade 112N, in the Div. of Family Services, effective February 20, 2008; ratifying the probationary sworn appointments of: Franklin Patrick, Kevin Metcalf, April McCrickard, Jones Hiatt, Jason Yeager, James Lowe, Police Sergeant, Grade 315N, $26.388 hourly, in the Div. of Police, effective February 18, 2008; approving leave of absence for: Michael Roland, Equipment Operator Sr., Grade 109N, in the Div. of Waste Management, requests a 90 day Council approved leave without pay from January 15, 2008 to April 13, 2008.

A Resolution of the Lexington-Fayette Urban County Government, authorizing the issuance of up to $8,500,000 principal amount of “Lexington-

Fayette Urban County Government Adjustable Rate Demand Industrial Building Revenue Bonds, Series 2008 (Northeast Christian Project)"; authorizing the execution and delivery of a Loan Agreement; authorizing the execution and delivery of a Trust Indenture securing such Bonds; authorizing the execution and delivery of a Tax Regulatory Agreement with respect to such Bonds; authorizing the execution and delivery of a Bond Purchase Agreement with respect to such Bonds and other documents and taking other related action.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Environmental and Public Protection Cabinet, and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of $203,250.00 Commonwealth of Ky. Funds from the Ky. Recycling, Household Hazardous Waste and Mercury Management Grant Program, and are for the purchase of a glass cleaning system in order to offer a new one sort recycling system.

A Resolution authorizing and directing the Div. of Traffic Engineering, pursuant to Code of Ordinances Section 18-86, to install multiway stop controls at Topeka Road and Hill N Dale Road.

A Resolution amending Section 1 of Resolution No. 13-2008 establishing a price contract for wireless phone service with Cricket Communications, to correct a clerical error in the name of the vendor.

A Resolution amending Section 1 of Resolution No. 33-2008 establishing a price contract for hydraulic oil with Elite Petroleum, Inc., to correct a clerical error in the identification of the vendor.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute three (3) Claims Payment Agreements with Humana Insurance Company for employee health insurance plans Platinum PPO, Gold PPO, and Silver HDHP for the period of January 1, 2008 through December 31, 2008, at a cost not to exceed $28,903,620.00.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Agreements with Mentelle Neighborhood

Association, Inc. ($1,000.00) and Fairway Neighborhood Association, Inc. ($200.00) for the Office of the Urban County Council, at a cost not to exceed the sums stated.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Second Amendment to Client Engagement Agreement with Metaformers, Inc., to provide for the implementation of the PeopleSoft modules for treasury, projects, grants and contracts and to extend the term of the Agreement through November 30, 2008, at an additional cost not to exceed $641,161.00, with an effective date of February 1, 2008.

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The following communications were received from the Mayor for information only: (1) Resignation of Chris Ford, Administrative Specialist Principal, Grade 114E, in the Div. of Community Development, effective February 29, 2008; (2) Resignation of Michael Hanley, Custodial Worker, Grade 102N, in the Div. of Adult Services, effective January 31, 2008; (3) Resignation of Donna Lunsford, Custodial Worker, Grade 102N, in the Div. of Building Maintenance and Construction, effective March 7, 2008; (4) Resignation of Raven Turner, Police Trainee, Grade 311N, in the Div. of Police, effective February 12, 2008 and (5) Resignation of Patricia Wallace, Staff Assistant, Grade 107N, in the Div. of Planning, effective February 29, 2008.

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Mr. Gorton made a motion, seconded by Mr. Ellinger, to change the March 11, 2008 Work Session Agenda by postponing the Needs Assessment presentation (Item D) for one week.

There was discussion among the Council concerning reordering the presentations on the March 11, 2008 Work Session Agenda in order to better accommodate all parties involved.

Ms. Gorton's motion was **approved** by unanimous vote.

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Fire Chief Robert Hendricks stated that Thomas Blythe has committed the offense of Conduct Unbecoming of an Officer in violation of KRS 95.450 and Chapter 17 of the LFUCG Uniform Disciplinary Code in that on the 22nd day of February, 2007, he acted in a manner considered as unacceptable behavior, which resulted in charges of Conduct Unbecoming of an Officer and that the appropriate punishment for this conduct is 1 Hour Suspension.

Upon motion of Ms. Gorton and seconded by Mr. Ellinger, the disciplinary action was approved by unanimous vote.

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Mr. Louis Cobb, Campbell Street, spoke about all the wonderful things happening in Lexington.

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Upon motion of Mr. McChord, seconded by Mr. Myers and passed by unanimous vote, the Council adjourned at 7:55 p.m.

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Clerk of the Urban County Council