

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky February 9, 2017

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on February 9, 2017 at 6:02 p.m. Present were Mayor Gray in the chair presiding, and the following members of the council: J. Brown, Evans, Farmer, Gibbs, Henson, Higgins, Kay, Lamb, Mossotti, Plomin, Scutchfield, Bledsoe, and F. Brown. Absent were Council Members Moloney and Stinnett.

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

Ordinances No. 3-2017 through 13-2017, inclusive, and Resolutions No. 7-2017 through 52-2017, inclusive, were reported as having been signed and published and ordered to record.

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky February 9, 2017

The Invocation was given by Ms. Linda Crawford of 2nd Presbyterian Church of Lexington.

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Ms. Scutchfield moved to have Public Comment regarding a Resolution declaring a moratorium on the application, processing, and issuance of all building permits, for properties located along the north side of the Versailles Rd. Corridor, from Halls Lane to Oxford Circle, more specifically defined as the following properties: 1411-1907 Versailles Rd. (odd numbered), and for properties located along the south side of the Versailles Rd. Corridor, more specifically defined as the following properties: 1410 to 1824 Versailles Rd. (even numbered); to allow the Planning Commission and the Urban County Government sufficient time to consider the development needs of the Versailles Rd. Corridor Area based on the Cardinal Valley Small Area Plan and the Oxford Circle Redevelopment Feasibility Study; setting the duration from February 1, 2017 through August 31, 2017 at the beginning of the meeting. That motion was seconded by Ms. Henson.

Mr. Farmer spoke about having the Public Comment after completion of Presentations.

Mr. F. Brown moved to amend the motion to move Public Comment to follow Presentations. That motion was seconded by Ms. Scutchfield and approved by unanimous vote.

The motion to move Public Comment, as amended, passed by unanimous vote.

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Upon motion by Mr. Farmer, seconded by Ms. Henson, and approved by unanimous vote, the Minutes of the November 17, 2016 Zone Change Hearing, the January 19, 2017 Council Meeting, and the January 24, 2017 Merged Government Address meetings were approved.

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Mayor Gray asked Ms. Evans to join him at the podium, along with Girl Scout Troop Leader Emily Duncan and the Scouts of Troop 7433. Ms. Evans described the mission of the Girl Scouts and the activities of this troop in particular. Ms. Evans remarked on the scouts' energy and curious nature in their meetings with her in the afternoon, and expressed a wish to see the girls back at the Government Center soon.

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Mayor Gray asked Ms. Bledsoe to join him at the podium, along with Ms. Ally Grzywacz, who he thanked her for her internship in Ms. Bledsoe's office over the last six months. He read a Proclamation declaring February 9, 2017 as Ally Grzywacz Day in Lexington.

Ms. Bledsoe described the parameters of the internship, and Ms. Grzywacz's many contributions to a variety of projects.

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A Resolution declaring a moratorium on the application, processing, and issuance of all building permits, for properties located along the north side of the Versailles Rd. Corridor, from Halls Lane to Oxford Circle, more specifically defined as the following properties: 1411-1907 Versailles Rd. (odd numbered), and for properties located along the south side of the Versailles Rd. Corridor, more specifically defined as the following properties: 1410 to 1824 Versailles Rd. (even numbered); to allow the Planning Commission and the Urban County Government sufficient time to consider the development needs of the Versailles Rd. Corridor Area based on the Cardinal Valley Small Area Plan and the Oxford Circle Redevelopment Feasibility Study; setting the duration from February 1, 2017 through August 31, 2017 was on the docket for second reading.

Vice Mayor Kay talked about the state of building permits for a gas station and a Hope Center development that would be affected by the resolution.

Vice Mayor Kay moved to amend the proposed resolution and delete the words "processing" and "issuance" and to change the date of August 31, 2017 to April 30, 2017. Ms. Henson seconded the motion.

Mr. F. Brown asked questions about the effect of the moratorium. Vice Mayor Kay responded.

The motion to amend passed by unanimous vote.

Ms. Lane Boldman, President of the Cardinal Valley Neighborhood Association, spoke about concerns she has for the surrounding neighborhoods.

Mr. Herman Hardesty, Hillcrest Baptist Church, spoke in support of the resolution and concerns about a gas station being built.

Ms. Amy Clark, Kastle Road, spoke about amending the resolution and history of a past moratorium. Ms. Clark filed Exhibit (1) Speaking Notes.

Ms. Henson spoke about the reason for the moratorium and the input she has received from her constituents.

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Mr. Russell Sitter, Bainbridge Drive, spoke about concerns with the bid process involved with a Resolution accepting the bid of Pace Contracting, LLC, in the amount of \$1,074,500, for Construction Services for Jacobson Park Sprayground and Masterson Station Park Sprayground, for the Div. of Parks and Recreation, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Pace Contracting, LLC, related to the bid.

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A Resolution encouraging the Ky. General Assembly to disapprove Senate Bill (SB) 7, which proposes an amendment to KRS 527.020 to allow persons not otherwise prohibited by other laws to carry concealed weapons without a license; requesting that the Ky. General Assembly reconsider efforts to remove licensing and mandatory training requirements related to the concealed carrying of weapons; and further requesting that the Ky. General Assembly retain criminal penalties for all violations of the concealed carry laws and regulations of the Commonwealth of Ky. was on the docket for first reading.

Vice Mayor Kay moved to hear Public Comment on this resolution earlier on the agenda. The motion was seconded by Mr. Farmer and approved by unanimous vote.

State Senator Reginald Thomas spoke in support of the resolution and about guns in Fayette County.

Ms. Anita Franklin, Lexington, spoke in support of the resolution and spoke about the death of her son.

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

Aye: J. Brown, Evans, Farmer, Gibbs, Henson, Higgins, -----13
Kay, Lamb, Mossotti, Plomin, Scutchfield, Bledsoe,
F. Brown

Nay: -----0

An Ordinance creating Section 21-37(h) of the Code of Ordinances providing that Classified Civil Service employees may receive up to two (2) hours of paid leave time per week to participate in the Lexington-Fayette Urban County Government Mentor Program targeting youth; providing that agencies participating in the program may include the Div. of Parks and Recreation, Fayette County Public Schools and any agency that has a valid designation by the IRS as 501(c)(3) and is eligible to receive tax deductible contributions under Section 170; and providing that the Chief Administrative Officer may make reasonable rules and regulations consistent with this Section; 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. 34.

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An Ordinance changing the zone from a Light Industrial (I-1) zone to a High Rise Apartment (R-5) zone, for 1.49 net (1.78 gross) acres, and from a Neighborhood Business (B-1) zone to a High Rise Apartment (R-5) zone, for 0.24 net (0.27 gross) acres, for properties located at 339, 341, 345 and 349 Blackburn Ave. and adjacent former railroad right-of-way (Cowgill Partners, LP; Council District 2) was on the docket for first reading.

Ms. Higgins moved to schedule a public hearing on the proposed ordinance for March 7, 2017 at 5:00 p.m. The motion was seconded by Mr. J. Brown.

Mr. Farmer spoke about the history of the ordinance and asked what could be derived by having a hearing. Ms. Higgins responded. Mr. Farmer spoke about topics that could be addressed on this ordinance.

Mr. Farmer made a motion, seconded by Vice Mayor Kay, that Council hear Public Comment on the ordinance.

Mr. F. Brown asked a procedural question concerning hearing citizens' comments on the zone change. Mr. Keith Horn, Dept. of Law, responded.

Ms. Lamb stated that the motion on the floor which was to schedule the hearing needed to be voted on.

Ms. Evans spoke about concerns with hearing public comment for this ordinance. Mr. Horn responded.

The motion to schedule the ordinance for a hearing passed by majority vote (Ms. Evans, Mr. Farmer, and Ms. Bledsoe voted No).

Mr. Mark Klahr, Blackburn Ave., said that he was grateful to be allowed to speak against the proposed ordinance.

The ordinance received first reading and was ordered placed on file for public inspection until March 7, 2017.

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An Ordinance changing the zone from a Highway Service Business (B-3) zone, with conditions, to a Highway Service Business (B-3) zone, with modified conditions, for 1.44 net (1.85 gross) acres, for property located at 3101 Wall Street (Haymaker Development Co., LLC; Council District 10) received first reading.

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

Upon motion by Ms. Bledsoe, and seconded by Ms. Lamb, the ordinance was approved by the following vote:

Aye: J. Brown, Evans, Farmer, Gibbs, Henson, Higgins, -----13
Kay, Lamb, Mossotti, Plomin, Scutchfield, Bledsoe,
F. Brown

Nay: -----0

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The following ordinances received first reading and were ordered placed on file for public inspection until February 23, 2017.

An Ordinance changing the zone from a Professional Office (P-1) zone to a Planned Shopping Center (B-6P) zone, for 0.27 net (0.42 gross) acres, for a portion of property located at 3735 Palomar Centre Dr. (Webb/Lexington Venture-108, Ltd.; Council District 10.)

An Ordinance changing the zone from a Light Industrial (I-1) zone to a Neighborhood Business (B-1) zone, for 1.84 net (2.74 gross) acres, for property located at 362 Newtown Pike (D & D Realty, LLC; Council District 2).

An Ordinance amending Articles 4-7 and 4-8 of the Land Subdiv. Regulations to alter the allowable sureties acceptable by the Urban County Government. (Planning Commission).

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. 35.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$30,000 in the Div. of Facilities and Fleet Management from the Council Projects Funds for Phoenix Building Public Art Project and appropriating and re-appropriating funds, Schedule No. 36.

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A Resolution declaring a moratorium on the application for all building permits, for properties located along the north side of the Versailles Rd. Corridor, from Halls Lane to Oxford Circle, more specifically defined as the following properties: 1411-1907 Versailles Rd. (odd numbered), and for properties located along the south side of the Versailles Rd. Corridor, more specifically defined as the following properties: 1410 to 1824 Versailles Rd. (even numbered); to allow the Planning Commission and the Urban County Government sufficient time to consider the development needs of the Versailles Rd. Corridor Area based on the Cardinal Valley Small Area Plan and the Oxford Circle Redevelopment Feasibility Study; setting the duration from February 1, 2017 through April 30, 2017, was on the docket for first reading as amended.

Ms. Henson moved for a new first reading of the resolution, as amended. The motion was seconded by Ms. Plomin and approved by unanimous vote.

The resolution, as amended, received first reading.

Upon motion by Vice Mayor Kay, seconded by Ms. Plomin and approved by unanimous vote, the rules were suspended and the resolution received second reading.

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

Aye: J. Brown, Evans, Farmer, Gibbs, Henson, Higgins, -----11
Kay, Lamb, Mossotti, Plomin, F. Brown

Nay: Scutchfield, Bledsoe -----2

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A Resolution authorizing and directing the Mayor on behalf of the Urban County Government, to approve and adopt Amendments to the 2012, 2013, 2014 and 2016 Consolidated Plans, cancelling project funding for the Children's Advocacy Center (2012), the Imani Family Life Center (2013), The Salvation Army (2014), St. James Place (2016), and the Volunteers of America (2016) in the amount of \$173,000, to provide funding in the amount of \$173,000 to the Arbor Youth Services Facility Rehabilitation Project and to execute an Agreement with Arbor Youth Services for facility improvements, at a cost not to exceed \$173,000 was on the docket for second reading.

At 7:05 p.m. Mayor Gray opened a public hearing on the resolution.

Ms. Paula King, Div. of Grants and Special Programs, explained the reason for the resolution.

No public comment was offered.

At 7:06 p.m. Mayor Gray closed the public hearing.

The resolution received second reading. Upon motion by Ms. Lamb, and seconded by Ms. Bledsoe, the resolution was approved by the following vote:

Aye: J. Brown, Evans, Farmer, Gibbs, Henson, Higgins, -----13
Kay, Lamb, Mossotti, Plomin, Scutchfield, Bledsoe,
F. Brown

Nay: -----0

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The following resolutions received second reading. Upon motion by Ms. Lamb, and seconded by Ms. Bledsoe, the resolutions were approved by the following vote:

Aye: J. Brown, Evans, Farmer, Gibbs, Henson, Higgins, -----13
Kay, Lamb, Mossotti, Plomin, Scutchfield, Bledsoe,
F. Brown

Nay: -----0

A Resolution accepting the bid of Simpson & Co., Inc., in the amount of \$238,197, for painting for the Div. of Community Corrections.

A Resolution accepting the bid of Custom Container Solutions, LLC, establishing a price contract for Open Top Containers, for the Div. of Waste Management.

A Resolution accepting the bid of Hastings Air Energy Control, Inc., in the amount of \$79,500, for Upgrade to Emergency Response Vehicle Exhaust Capture Systems, for the Div. of Fire and Emergency Services, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Hastings Air Energy Control, Inc., related to the bid.

A Resolution accepting the bid of Ron Cooper Co., Inc., establishing a price contract for Recordkeeping Supplies for County Clerk.

A Resolution accepting the bid of Bound Tree Medical, LLC, establishing a price contract for Emergency Medical Supplies, for the Div. of Fire and Emergency Services.

A Resolution ratifying the Probationary Classified Civil Service Appointments of: Craig Bencz, Administrative Officer Sr., Grade 526E, \$3,306.08 biweekly in the Dept. of Planning, Preservation and Development, Edward Morris, Technical Services Supervisor, Grade 521E, \$1,975.68 biweekly in the Div. of Police, Koyuki King, Administrative Officer, Grade 523E, \$2,346.16 biweekly in the Div. of Code Enforcement, all effective February 20, 2017; ratifying the Permanent Civil Service Appointments of: Christina Davenport, \$17.049 hourly, effective December 27, 2016, Katherine Osborne, \$15.607 hourly, Fred Haar, \$15.366 hourly, and Jeffinisha Cobb, \$15.030 hourly, all Customer Service Specialist, Grade 510N, in the Div. of Government Communications, effective January 5, 2017, Evan Thompson, \$2,235.28 biweekly, and Megan VanDyke, \$2,242.40 biweekly, both Attorney, Grade 523E, in the Dept. of Law, effective December 27, 2016, Jesse Eaton, Heavy Equipment Technician, Grade 516N, \$20.437 hourly, effective December 27, 2016, and Jeffery Womack, Personal Protective Equipment Technician, Grade 511N, \$18.630 hourly, effective December 13, 2016, both in the Div. of Fire and Emergency Services, and Jonathan Washington, Recreation Supervisor, Grade 514E, \$1,537.15 biweekly in the Div. of Parks and Recreation, effective January 25, 2017; ratifying the Permanent Sworn Appointments of: Brian Dawson, Marc Bramlage, David Johnston, and Christopher Burke, all Fire Major, Grade

318E, \$3,830.65 biweekly, Jason Neal, Jason Picklesimer, Jeremy Wheatley, David Davis, and Edwin Morgan, all Fire Captain, Grade 316N, \$24.367 hourly, Jonathan Turner, Nicholas Bodkin, Steven McCrum, Richard Harris, Jessica Bowman, Brad Ault, James Klingshirn, and Wesley Watts, all Fire Lieutenant, Grade 315N, \$18.880 hourly, all in the Div. of Fire and Emergency Services, effective January 9, 2017; and ratifying the following Unclassified Civil Service pay increase: Derek Paulsen, Commissioner of Planning, Preservation and Development, Grade 536E, \$5,168.72 biweekly in the Dept. of Planning, Preservation and Development, effective February 6, 2017.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a donation from Julius Marks Elementary, of \$1,300, for the Div. of Police Dept. Canine Unit, for the purchase of a ballistic vest (and other K-9 equipment with leftover funds).

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with the United States Marshals Service, for the Violent Offender Task Force.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Bicycle and Bikeway Commission's Paula Nye Memorial Bicyclist and Pedestrian Education Program, which Grant funds are in the amount of \$15,000 Commonwealth of Ky. funds, and are for the operation of a public education program for bike and pedestrian safety, 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 Change Order No. 1 to the Contract with Riddell Construction, Inc., for the General Services Building Roof Replacement Project, increasing the contract price by the sum of \$18,359.40 from \$325,000.00 to \$343,359.40 and adding forty-two (42) calendar days to the construction schedule.

A Resolution authorizing the Div. of Fire and Emergency Services, on behalf of the Urban County Government, to purchase electronic access equipment for Fire stations from Sonitrol of Lexington, a sole source provider, at a cost not to exceed \$75,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with BlueJeans Network, Inc., for video conferencing services for the Div. of Emergency Management/911, at a cost not to exceed \$6,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit two (2) Grant Applications to the Ky. Office of Homeland Security (KOHS) and to provide any additional information requested in connection with these Grant Applications, which Grant funds are in the amount of \$180,635 Federal funds under the 2017 State Homeland Security Grant Program, and are for the purchase of Hazardous Devices Unit equipment (\$44,386) and a searchlight and an aviator night vision imaging system for the Air Support Unit (\$136,249) for the Div. of Police.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit two (2) 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 \$164,752 Federal funds, are for the Traffic Safety Program (\$106,580) and the Speed Enforcement Project (\$58,172), 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 an Agreement awarding a Class A (Neighborhood) Incentive Grant to Friends of Wolf Run, Inc., for stormwater quality projects, at a cost not to exceed \$43,520.

A Resolution initiating a text amendment to the Land Subdiv. Regulations to require developers to install permanent signs denoting "End Of Public Maintenance" at each location where a private street intersects or otherwise abuts a public street as described in the proposed text attached hereto and incorporated herein.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Consultant Services Agreement with Amos Consulting Group, LLC, for

design of the kiosks for the Old Frankfort Pike Scenic Byway Viewing Area Project, at a cost not to exceed \$25,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, pursuant to the Jobs Fund Program, to execute an Incentive Agreement and related documents with Identify 3D in an amount not to exceed \$100,000, for the creation and retention of at least four (4) new jobs with an average hourly wage of at least \$48.08, exclusive of benefits.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Fire Commission, which Grant funds are in the amount of \$3,200 Commonwealth of Ky. funds, under the State Fire Rescue Training Program, are for the purchase of a thermal imaging camera, 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 accept a Grant from the Commonwealth of Ky. Office of Highway Safety, which Grant funds are in the amount of \$5,000 Federal funds, are for the “Drive Sober or Get Pulled Over” Enforcement Campaign for FY 2018, 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 and submit a Grant Application to the Commonwealth of Ky. Office of Highway Safety, 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 \$10,000 Federal funds, and are for the speed enforcement campaign for FY 2017, 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 and submit a Grant Application to the Commonwealth of Ky. Office of Highway Safety, 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 \$10,000 Federal funds, and are for the “Click It or Ticket” Safety Belt Enforcement Campaign for FY 2017, 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 Memorandum of Understanding with Bluegrass.org for Crisis Intervention Training, at a cost not to exceed \$500, per training class. Funds will be available on as needed basis.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Contract Modification No. One (1) to the Engineering Service Agreement with Palmer Engineering, for design of the Town Branch Trail Phase V Project, increasing the contract price by the sum of \$30,000, from \$666,502 to \$696,502.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 2 to the Contract with Gilpin Construction Co., Inc., for the Bell Place Portico, Parapet, and Chimney Repair Project, increasing the contract price by the sum of \$9,545 from \$117,450 to \$126,995.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the US Conference of Mayors, which Grant funds are in the amount of \$10,000 under the DollarWise Innovation Grant Program, are for the provision of financial literacy to English as a Second Language (ESL) residents, 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 Change Order No. 1 to the Consultant Services Agreement with Brandstetter Carroll, Inc., for the Replacement Fire Station #2 Design Project, decreasing the contract price by the sum of \$44,500 from \$365,504 to \$321,004.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit two (2) Grant Applications to the Ky. Office of Homeland Security (KOHS) and to provide any additional information requested in

connection with these Grant Applications, which Grant funds are in the amount of \$120,960 Federal funds under the 2017 State Homeland Security Grant Program, and are for the purchase of twenty (20) Dry Suits (\$51,560) and a Thermoscientific FTX Chemical Identification Device (\$69,400), for the Div. of Fire and Emergency Services.

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A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following Probationary Civil Service Appointment: Amy Eveler, Project Manager, Grade 517N, \$22.597 hourly in the Div. of Streets and Roads, effective March 6, 2017; authorizing the Div. of Human Resources to make a conditional offer to the following Probationary Sworn Appointments: Steven Andrews, Jeremiah Asberry, Barbara Baker, Joshua Blackwell, Daniel Boyko, Dustin Brown, Luke Canfield, Matthew Carrier, Brandon Collier, Matt Columbia, Dustin Crane, Dylan Cupp, Christian Daniello, Robert Daugherty, Hailey Doty, Tiffany Drane, Tyler Farrell, Joseph Federspiel, Samuel Ferguson, Zachary Flowers, Jonathan Floyd, Anthony Greg George, Savannah Grant, Richard Gray, Jacob Hardin, Phillip Hatton, Brandon Holbrook, Jonathan House, Kaela Kennedy, Tanner Kirby, Leann Lozier, Kyle Lund, Dawn Miller, Andrew Miller, Dillion Mongosa, Jordan Moody, Aaron Noplis, Miller Owens, Alyssa Owens, Chad Pelphrey, Nathan Richmond, Kyle Roberts, Justin Robinson, Joseph Schiff, Katherine Scordo, Keshawn Simpson, Brandon Soublo, Jacob Stack, Zachary Strong, Benjamin Taylor, Joshua Thomas, Alex Tysver, Caleb Wade, Bradley Walton, Samuel Wier, James Yory, Michael Wheeler and Kevin Abbott, all Police officer Recruit, Grade 311N, \$18.600 hourly in the Div. of Police, effective March 6, 2017 received first reading.

Upon motion by Ms. Henson, seconded by Ms. Evans, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

Upon motion by Ms. Henson, and seconded by Ms. Mossotti, the resolution was approved by the following vote:

Aye: J. Brown, Evans, Farmer, Gibbs, Henson, Higgins, -----13
Kay, Lamb, Mossotti, Plomin, Scutchfield, Bledsoe,
F. Brown

Nay: -----0

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A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Bluegrass Community Foundation, Inc. (\$600), African American Forum, Inc. (\$1,100), Sisters Road to Freedom, Inc. (\$1,400), Joyland Neighborhood Association, Inc. (\$1,900) and the Bishop & Chase Foundation, Inc. (\$250), for the Office of the Urban County Council, at a cost not to exceed the sums stated received first reading.

Upon motion by Ms. Lamb, seconded by Vice Mayor Kay, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

Upon motion by Ms. Henson, and seconded by Ms. Mossotti, the resolution was approved by the following vote:

Aye: J. Brown, Evans, Farmer, Gibbs, Henson, Higgins, -----13
Kay, Lamb, Mossotti, Plomin, Scutchfield, Bledsoe,
F. Brown

Nay: -----0

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A Resolution encouraging the Ky. General Assembly to disapprove Senate Bill (SB) 7, which proposes an amendment to KRS 527.020 to allow persons not otherwise prohibited by other laws to carry concealed weapons without a license; requesting that the Ky. General Assembly reconsider efforts to remove licensing and mandatory training requirements related to the concealed carrying of weapons; and further requesting that the Ky. General Assembly retain criminal penalties for all violations of the concealed carry laws and regulations of the Commonwealth of Ky received first reading.

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

Ms. Henson made a motion, seconded by Ms. Mossotti, to approve the resolution.

Ms. Scutchfield spoke about supporting the resolution and the importance of gun safety.

Ms. Bledsoe spoke about gun control and her support of the resolution.

Ms. Henson spoke about the responsibility of the community to curb gun violence.

Ms. Mossotti spoke in support of the resolution and the importance of gun control.

The motion was approved by the following vote:

Aye: J. Brown, Evans, Farmer, Gibbs, Henson, Higgins, -----13
Kay, Lamb, Mossotti, Plomin, Scutchfield, Bledsoe,
F. Brown

Nay: -----0

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The following resolutions received first reading and were ordered placed on file for public inspection until February 23, 2017:

A Resolution accepting the bid of D & T Electric, Inc., in the amount of \$54,830, for Lighting Replacement for Fleet Services, for the Dept. of General Services.

A Resolution accepting the bid of The Terminix International Co., LP, establishing a price contract for Pest Control Services, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bids of Wooldridge Homes (Construction), Inc., and Solid Rock Construction Services, LLC, establishing price contracts for Residential Structure Demolition, for the Div. of Water Quality.

A Resolution accepting the bid of Browning Chapman, LLC, in an amount not to exceed \$144,230, for Government Center Parking Garage Repair, for the Div. of Facilities and Fleet Management, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Browning Chapman, related to the bid.

A Resolution accepting the bid of Pace Contracting, LLC, in the amount of \$1,074,500, for Construction Services for Jacobson Park Sprayground and Masterson Station Park Sprayground, for the Div. of Parks and Recreation, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Pace Contracting, LLC, related to the bid.

A Resolution ratifying the Probationary Classified Civil Service Appointments of: Joseph Bell, IT Business Relationship Manager, Grade 528E, \$3,245.28 biweekly in the Dept. of Information Technology, effective February 20, 2017, Darryl Stewart, Public Service Supervisor, Grade 514N, \$21.082 hourly in the Div. of Streets and Roads,

effective February 6, 2017, Mark Feibes, Engineering Section Manager, Grade 527E, \$3,608.72 biweekly in the Div. of Engineering, effective March 6, 2017; ratifying the Permanent Civil Service Appointments of: Stephen Bryant, Public Service Worker Sr., Grade 509N, \$13.844 hourly in the Div. of Streets and Roads, effective January 11, 2017 and Steven White, Technical Specialist, Grade 515N, \$19.457 hourly in the Div. of Police, effective January 25, 2017; ratifying the probationary Community Corrections appointment of: Donald Bowles, Community Corrections Captain, Grade 115E, \$2,761.00 biweekly in the Div. of Community Corrections, effective February 6, 2017; and ratifying the Unclassified Civil Service appointment of: Kendra Thompson, Research Analyst, Grade 523E, \$2,178.16 biweekly in the Office of the Urban County Council, effective February 20, 2017.

A Resolution authorizing the Div. of Emergency Management/911 to purchase 52 additional lines of the Avaya Phone System for the Emergency Operations Center (EOC) from AK Associates, Inc., a sole source provider, at a cost not to exceed \$35,795.90.

A Resolution authorizing the Div. of Police to procure a RESCUE PHONE QUAD Crisis Response Module from Rescue Phone, Inc., a sole source provider, at a cost not to exceed \$31,685, and authorizing the Mayor, if necessary and on behalf of the Urban County Government, to sign any documents related to the procurement.

A Resolution authorizing the Div. of Fire and Emergency Services, on behalf of the Urban County Government, to purchase overhead doors and other needed equipment from Overhead Door Co. of Lexington, a sole source provider, at a cost not to exceed \$50,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with VeBridge Holdings, Inc., a sole source provider, for maintenance and technical support services related to the Geographic Information System (GIS) enabled repository for engineering drawings, at a cost not to exceed \$2,000 in FY 2017, and authorizing the Director of Engineering, or his designee, to sign any necessary documents related to software maintenance and support of the repository in future fiscal years.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Bluegrass Crime Stoppers, Inc., for funding of Bluegrass Crime Stoppers, Inc., of a \$1.00 fee added to court costs.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class A (Neighborhood) Incentive Grant to Seven Parks Neighborhood Association, Inc., for stormwater quality projects, at a cost not to exceed \$99,900.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class B (Education) Incentive Grant to Bluegrass Greensource, Inc., for stormwater quality projects, at a cost not to exceed \$27,135.23.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 5 to the Agreement with Judy Construction Co., for the Wolf Run Wet Weather Storage Facility Project, increasing the contract price by the sum of \$14,541.58 from \$5,587,359.00 to \$5,601,900.58 and extending the date of completion by thirty-one (31) calendar days, to January 31, 2017.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 6 (Final) to the Agreement with Judy Construction Co., for the Wolf Run Wet Weather Storage Facility Project, decreasing the contract price by the sum of \$478,426.33 from \$5,601,900.58 to \$5,123,474.25.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Certificates of Consideration and other necessary documents, and to accept deeds for property interests needed for the Paradise Lane Pump Station and Force Main Project, at a cost not to exceed \$14,010.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 3 (Final) to the Agreement with The Allen Co., Inc., for the Clays Mill Rd. Improvement Project Phase 2C, increasing the contract price by the sum of \$8,132.00 from \$4,161,623.19 to \$4,169,755.19.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Agreement with Strand Associates, Inc., for the Town Branch Waste Water Treatment Plant Primary Digester Complex Improvements

Project, increasing the contract price by the sum of \$131,113 from \$474,522 to \$605,635.

A Resolution of the Lexington-Fayette Urban County Government approving (I) the execution and delivery by the County of Clark, Ky. of its County of Clark, Ky. Healthcare Revenue Bonds, Series 2017 (Ky. Medical Services Foundation, Inc. Project) in an amount not to exceed \$10,000,000 and (II) the execution and delivery by the County of Scott, Ky. of its County of Scott, Ky. Healthcare Revenue Bonds, series 2017 (Ky. Medical Services Foundation, Inc. Project) in an amount not to exceed \$10,000,000 (collectively, the "bonds"), and the use of the proceeds thereof to assist Ky. Medical Services Foundation, Inc. (the "Corporation") (a) to finance the costs of paying off that certain loan with Central Bank & Trust Co. the proceeds of which were used to finance the costs of the corporation's buildings located at 2347 Sterlington Rd. and 2301, 2317, 2325, and 2333 Alumni Park Plaza, Lexington, Ky., (b) to pay for certain capital improvements to the property, and (c) to pay the costs of issuance.

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Upon motion by Vice Mayor Kay, and seconded by Mr. Farmer, the Communications from the Mayor were approved by unanimous vote and were as follows: (1) Recommending the appointment of Mr. William "Harry" Clarke to the Board of Adjustment, with term expiring February 9, 2021; (2) Recommending the appointment of Mr. James Hodge, filling an unexpired term, to the Homelessness Prevention and Intervention Board, with term expiring November 20, 2018; (3) Recommending the reappointment of Council Member Jennifer Scutchfield to the Raven Run Citizen Advisory Board, with term expiring February 9, 2021; (4) Recommending the reappointment of Council Member Jennifer Scutchfield to the Senior Services Commission, with term expiring February 9, 2021; and (5) Recommending the appointment of Ms. Shayla Johnson to the Social Services Advisory Board, with term expiring February 9, 2021.

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The following Communication from the Mayor was received for information only:
(1) Temporary Appointment of Paula King, Director of Grants and Special Programs,

Grade 530E, \$3,443.20 biweekly in the Div. of Grants and Special Programs, effective February 1, 2017.

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Commander Brad Ingram, Div. of Police, presented a disciplinary matter regarding Det. Steven P. Cobb. It is alleged that Det. Cobb has committed the offense of Violating Any Rules of the Division in violation of KRS 95.450 and General Order 1973-02/1 Disciplinary Procedures, Appendix B, Operational Rule 1.35 in that on December 26th, 2016, at approximately 1530 hours, Detective Steven P. Cobb was off-duty operating his department owned vehicle in Louisville, KY where he was subsequently involved in a collision. Detective Cobb did not have authorization to operate his government vehicle in Louisville at the time of the collision. The appropriate punishment for this conduct is Written Reprimand and Thirty (30) calendar days Home Fleet Suspension.

Mr. Farmer made a motion to approve the disciplinary matter. Ms. Henson seconded his motion.

Ms. Evans asked for clarification about the offense. Commander Ingram responded.

The motion passed by unanimous vote.

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Upon motion by Mr. Farmer, seconded by Ms. Henson, and approved by unanimous vote, the meeting adjourned at 7:38 p.m.

Deputy Clerk of the Urban County Council