

Lexington-Fayette Urban County Government

*200 E. Main St
Lexington, KY 40507*



Docket

Thursday, October 26, 2017

6:00 PM

Council Chambers

Urban County Council

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

[1168-17](#) Minutes of the August 31, 2017 Council Meeting

IV. Presentations

[1166-17](#) Recognition of Frederick Douglass High School Students

[1167-17](#) Recognition of Delegation from County Kildare, Ireland

V. Ordinances – Second Reading

1. [1033-17](#) An Ordinance amending Section 4-12.4(g) of the Lexington-Fayette Urban County Code of Ordinances, related to the regulation of kennels, to decrease the number of convictions necessary to suspend or revoke a kennel license; providing that a kennel license may be revoked for violation of state or local law criminalizing the mistreatment of animals; and increasing the time a person whose kennel license has been revoked must wait before applying for a new license from one year to five years. [Dept. of Public Safety, Bastin]
2. [1116-17](#) 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.8. [Div. of Budgeting, Lueker]
3. [0991-17](#) An Ordinance enacting Article XLVIII of Chapter Two of the Code of Ordinances of the Lexington-Fayette Urban County Government, authorizing the creation of a commission to be called the “Commission on Veterans’ Affairs,” for the purpose of providing a support system and resources to veterans and their families and improving veteran community relations in Lexington-Fayette County and other appropriate purposes. [Council Office, Maynard]

VI. Ordinances – First Reading

4. [1137-17](#) An Ordinance changing the zone from a Highway Service Business

(B-3) zone to a Wholesale and Warehouse Business (B-4) zone, for 0.44 net (0.60 gross) acre, for property located at 757 Newtown Pike. (SCW Newtown, LLC; Council District 1). Approval 9-0 (To Be Heard By December 27, 2017) [Div. of Planning, Duncan]

5. [1138-17](#) An Ordinance changing the zone from a Planned Neighborhood Residential (R-3) zone to a Light Industrial (I-1) zone, for 0.71 net (1.14 gross) acres, for property located at 300 Alexandria Drive. (FRM Lawson Property; Council District 12). Approval 9-0 (To Be Heard By December 27, 2017) [Div. of Planning, Duncan]
6. [1140-17](#) An Ordinance changing the zone from a Planned Neighborhood Residential (R-3) zone to a Neighborhood Business (B-1) zone, for 1.36 net (1.80 gross) acres, for properties located at 119, 121, 123, and 131 Virginia Avenue; 665, 685, and 693 South Limestone Street; and 662 Maxwellton Court. (CORE Lexington 685 Limestone, LLC; Council District 3). Approval 9-0 OBJECTORS (To Be Heard By December 27, 2017) [Div. of Planning, Duncan]
7. [1171-17](#) 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. 10. [Div. of Budgeting, Lueker]

VII. Resolutions – Second Reading

1. [1055-17](#) A Resolution accepting the bid of Bradley Hook It Up Mobile, LLC, establishing a price contract for Vehicle Pressure Washing Steam Cleaning, for the Div. of Facilities and Fleet Management. (2 Bids, Low) [Baradaran]
2. [1074-17](#) A Resolution accepting the bid of Advanced Mulching Technologies, Inc. d/b/a EcoGro, in the amount of \$181,331.75, for the Picadome Golf Course Stormwater Wetlands Project, for the Div. of Water Quality, and authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with EcoGro related to the bid. (4 Bids, Low) [Martin]
3. [1075-17](#) A Resolution accepting the bid of Green Wave Computer Recycling, LLC, establishing a price contract for Electronic Waste and Other Items Recycling, for the Div. of Waste Management. (6 Bids, Low) [Thurman]

4. [1090-17](#) A Resolution accepting the bid of Brownfields Development, LLC, establishing a price contract for Mowing for Haley Pike (Reissued), for the Div. of Waste Management. (5 Bids, Low) [Thurman]

5. [1104-17](#) A Resolution accepting the bid of Foster Supply, Inc., establishing a price contract for Tactile Warning Tile, for the Div. of Streets and Roads. (3 Bids, Low) [Miller]

6. [1106-17](#) A Resolution ratifying the Probationary Classified Civil Service Appointments of: William Hammond, \$19.350 hourly, Diane Lewis, \$21.242 hourly, both Administrative Specialist Sr., Grade 516N, Keela Jackson, Revenue Compliance Auditor, Grade 518N, \$26.303 hourly, all in the Div. of Revenue, effective October 16, 2017, Stephen Parrott, Commercial Building Inspector, Grade 518N, \$22.942 hourly in the Div. of Building Inspection and Traci Wade, Planning Manager, Grade 526E, \$3,025.82 biweekly in the Div. of Planning, both effective October 30, 2017; ratifying the Permanent Civil Service Appointments of: Mitchell Jones, Budget Analyst, Grade 519N, \$23.277 hourly in the Div. of Budgeting, effective October 3, 2017, Steven Beatty, \$17.049 hourly, and Rodney Guy, \$19.047 hourly, both effective October 17, 2017, LaTonya McClain, \$18.015 hourly, and Clifton Stone, \$19.038 hourly, both effective October 24, 2017, all Resource Recovery Operator, Grade 513N, in the Div. of Waste Management, Jessica Bailey, Staff Assistant Sr., Grade 510N, \$15.226 hourly in the Div. of Police, effective October 27, 2017, Jonathan Johnson, Telecommunicator Sr., Grade 517N, \$21.191 hourly in the Div. of Emergency Management/911, effective September 20, 2017, Christopher Litton, Administrative Officer, Grade 523E, \$2,903.04 biweekly in the Dept. of General Services, effective September 27, 2017 and Matthew Burton, Heavy Equipment Technician, Grade 516N, \$20.233 hourly in the Div. of Facilities and Fleet Management, effective October 24 2017. [Div. of Human Resources, Maxwell]

7. [1001-17](#) 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, 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 \$152,750 Commonwealth of Ky. funds, and are for the continuation of the Litter Abatement Grant Funding Program 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. [Div. of Environmental Services, Plueger]
8. [1034-17](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Engineering Services Agreement with CDP Engineers, Inc., for the design of the South Elkhorn Trail Project, at a cost not to exceed \$50,110. [Div. of Engineering, Burton]
9. [1036-17](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Agreement with Bluegrass Area Development District, to include the FY 2018 Budget and the eligible reimbursable expenses for operation of the Lexington Senior Center. [Div. of Aging and Disability Services, Stambaugh]
10. [1038-17](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Bicycle and Bikeway Commission's Paula Nye Memorial Bicyclist and Pedestrian Education Program and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$15,000 Commonwealth of Ky. funds, and are for the operation of two (2) public education programs for pedestrian safety. [Div. of Environmental Services, Plueger]
11. [1041-17](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Consumer Product Safety Commission, which Grant funds are in the amount of \$2,500, are for the provision of a fire safety and prevention campaign, 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. [Div. of Fire and Emergency Services, Chilton]
12. [1062-17](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with the Lexington Youth Lacrosse Association concerning the use and maintenance of multi-purpose fields at Shillito Park, at no cost to the Urban County Government. [Div. of Parks and Recreation, Conrad]
13. [1064-17](#) 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 Town Branch Trail-Phase 4, at a cost not to exceed \$75,000. [Div. of Engineering, Burton]

14. [1065-17](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit an application to the UNESCO Creative Cities Network and to provide any additional information requested in connection with this application, to obtain the designation of UNESCO Creative City of Literature for Lexington, Ky., at no cost to the Urban County Government. [Mayor's Office, Emmons]
15. [1066-17](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the HOME Agreement with Fayette County Local Development Corporation, Inc., updating the language in Article I and correcting the affordability period from ten (10) years to fifteen (15) years. [Div. of Grants and Special Programs, Lanter]
16. [1067-17](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Telcordia Technologies, Inc. d/b/a iconectiv, a sole source provider, for access to the Number Portability Administration Center, for the Div. of Enhanced 911, at a cost not to exceed \$6,000. [Div. of Emergency Management/911, Stack]
17. [1078-17](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a modification to the Agreement with the Ky. Dept. of Military Affairs, Div. of Emergency Management, for extension of the performance period through September 30, 2018 for the Chemical Stockpile Emergency Preparedness Program (CSEPP) for FY 2016, at no additional cost to the Urban County Government. [Div. of Emergency Management/911, Dugger]
18. [1080-17](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. 911 Services Board (previously known as the Ky. Commercial Mobile Radio Services (CMRS) Board), which Grant funds are in the amount of \$400,000 Commonwealth of Ky. funds, are for the purchase of a new Computer Aided Dispatch (CAD) system, for the Div. of Enhanced 911, 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. [Div. of Emergency Management/911, Stack]

19. [1081-17](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Agreement with Cumberland Pipeline, LLC, for the Paradise Lane Pump Station and Force Main Project, increasing the contract price by the sum of \$6,469.00 from \$552,780.16 to \$559,249.16, and extending the date of completion by seventy-one (71) calendar days, to October 27, 2017. [Div. of Water Quality, Martin]
20. [1082-17](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Agreement with OMNI Commercial LLC, for the Cadentown School House Sidewalk Project, increasing the contract price by the sum of \$2,900 from \$25,900 to \$28,800. [Dept. of Environmental Quality and Public Works, Hoskins-Squier]
21. [1083-17](#) A Resolution approving the granting of an inducement to Innovative Mattress Solutions, LLC, pursuant to the Ky. Business Investment Act (KRS Subchapter 154.32), whereby the Lexington-Fayette Urban County Government agrees to rebate one percent (1%) of the Occupational License Fee related to the project for a term of not longer than ten (10) years from the activation date, subject to proper documentation being provided the limitations contained in the Act, and any agreement Innovative Mattress Solutions, LLC, has with the Ky. Economic Development Finance Authority or the Urban County Government related to the project, and taking other related action. [Mayor's Office, Atkins]
22. [1085-17](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to Ky. American Water, 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 \$500, under the Fire Fighting Support Grant, and are for the purchase of personal protective equipment for the Div. of Fire and Emergency Services, 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. [Div. of Fire and Emergency Services, Chilton]

VIII. Resolutions – First Reading

23. [1112-17](#) A Resolution accepting the bid of Lexington Truck Sales, Inc., establishing a price contract for Cab and Chassis Truck with Rear Loading Refuse Collection Body, for the Div. of Facilities and Fleet Management. (2 Bids, Low) [Baradaran]
24. [1114-17](#) A Resolution accepting the bid of Tim Short Ford of Morehead, in the amount of \$48,049, for a Ford F550 Truck, for the Div. of Facilities and Fleet Management. (1 Bid) [Baradaran]
25. [1160-17](#) A Resolution accepting the bid of Man O'War Harley-Davidson, establishing a price contract for Motorcycles for Law Enforcement, for the Div. of Facilities and Fleet Management. (1 Bid) [Baradaran]
26. [1161-17](#) A Resolution ratifying the Probationary Classified Civil Service Appointment of: Aaron Johnson, Public Service Supervisor Sr., Grade 517N, \$23.500 hourly in the Div. of Water Quality, effective November 13, 2017, Dajaun Lewis, Resource Recovery Operator, Grade 513N, \$17.374 hourly in the Div. of Waste Management, William Faust, Fleet Operations Manager, Grade 521E, \$2,766.64 biweekly in the Div. of Facilities and Fleet Management, both effective October 30, 2017 and Audrey Jones, Human Resources Analyst, Grade 520E, \$1881.60 biweekly in the Div. of Human Resources, effective November 13, 2017; ratifying the Permanent Civil Service Appointment of: Corey Welker, Traffic Signal Technician Sr., Grade 515N, \$25.500 hourly in the Div. of Traffic Engineering, effective October 3, 2017; ratifying the Probationary Sworn Appointment of: Andrew Myatt, Police Sergeant, Grade 315N, \$31.149 hourly in the Div. of Police, effective October 2, 2017; and ratifying the Unclassified Civil Service Appointments of: Melissa McCartt-Smyth, Administrative Aide to Mayor Sr., Grade 524E, \$2,858.96 biweekly in the Office of the Mayor, effective November 13, 2017 and John McCarty, Chief Deputy Coroner, Grade 517N, \$26.864 hourly in the Coroner's Office, effective October 30, 2017. [Div. of Human Resources, Maxwell]
27. [1162-17](#) A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following Probationary Classified Civil Service Appointments: Brandon Neal, Public Service Worker Sr., Grade 509N, \$14.612 hourly in the Div. of Streets and Roads, effective November 13, 2017, Nigel Elcock, \$17.189 hourly, Laron Lewis, \$18.484 hourly and Lawrence Williams, \$17.091 hourly, all Resource Recovery Operator, Grade 513N, in the Div. of Waste Management, all effective upon passage of Council, Brandi Chase, Telecommunicator Sr., Grade 517N, \$20.660 hourly, Larnasia

Brown, Telecommunicator, Grade 514N, \$18.721 hourly, effective upon passage of Council and Hope Rothwell, Telecommunicator, Grade 514N, \$19.189 hourly, effective November 13, 2017, all in the Div. of Emergency Management/911, Brian Estes, Staff Assistant Sr., Grade 510N, \$16.124 hourly in the Div. of Police, effective upon passage of Council, and Briana Persley, Youth Advocacy Officer, Grade 523E, \$2,432.32 biweekly in the Dept. of Social Services, effective November 6, 2017. [Div. of Human Resources, Maxwell]

28. [1070-17](#) A Resolution authorizing the Div. of Fire and Emergency Services, on behalf of the Urban County Government, to purchase bay doors from Overhead Door, a sole source provider, at a cost not to exceed \$100,000. [Div. of Fire and Emergency Services, Chilton]
29. [1077-17](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Agreement with Sunflower Kids, Inc., extending the period of performance through September 30, 2018 for the provision of supervised visitation and monitored exchange services, under the Safe Havens Project. [Dept. of Social Services, Ford]
30. [1086-17](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Addendum to the price contract (Bid No. 36-17) with Trinity Services Group, Inc., to clarify and provide additional risk protection at no additional cost to the Urban County Government. [Div. of Purchasing, Slatin]
31. [1091-17](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Hope Center, for the continuation of the Housing First Project, at a cost not to exceed \$250,000. [Office of Homelessness Prevention and Intervention, Ruddick]
32. [1092-17](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Hope Center, for renovation of transitional housing for individuals experiencing homelessness, at a cost not to exceed \$85,990. [Office of Homelessness Prevention and Intervention, Ruddick]
33. [1094-17](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Salvation Army, for renovation of the emergency shelter located at 736 West Main Street, at a cost not to exceed \$15,530. [Office of

Homelessness Prevention and Intervention, Ruddick]

34. [1101-17](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Engineering Services Agreement with GRW Engineers, Inc., for the design of the Rosemont Garden Sidewalk Project, at a cost not to exceed \$61,170. [Div. of Engineering, Burton]
35. [1102-17](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Engineering Services Agreement with Palmer Engineering, for the design of the Todds Rd. Sidewalk Project, at a cost not to exceed \$99,719. [Div. of Engineering, Burton]
36. [1103-17](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Pasiv Duty, LLC, for field testing firearm monitoring equipment. [Div. of Police, Barnard]
37. [1111-17](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Contract with Fuelband, LLC, for the Ky. Theater Renovations Project, increasing the contract price by the sum of \$14,940 from \$217,676 to \$232,616 and adding ten (10) calendar days to the construction schedule. [Div. of Facilities and Fleet Management, Baradaran]
38. [1131-17](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Vineyard Neighborhood Corp. (\$1,000), Lexington Sister Cities (\$1,237), Blue Grass Council of the Boy Scouts of America (\$950), and Black Church Coalition of the Blue Grass, Inc. (\$1,300), for the Office of the Urban County Council, at a cost not to exceed the sums stated. [Council Office, Maynard]
39. [1118-17](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government and pursuant to Resolution No. 181-74 and Ordinance No. 4-75, to execute a four year Meet and Confer Memorandum of Understanding with the American Federation of State, County and Municipal Employees, AFSCME Local 4468, to non-wage related benefits and working conditions for certain employees in the Div. of Waste Management. [Div. of Human Resources, Maxwell]
40. [1119-17](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with LWT

- Enterprises, Inc., for filming the Mounted Unit, at no cost to the government. [Div. of Police, Barnard]
41. [1120-17](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with Transylvania University's Dept. of Public Safety, for mutual aid on University facilities. [Div. of Police, Barnard]
42. [1133-17](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with the Commonwealth of Ky. Justice and Public Safety Cabinet, Ky. State Police, for the acceptance of Federal funds in the amount of \$40,000, under the Ticketing Aggressive Cars and Trucks (TACT) Grant Program, the acceptance of which obligates the Urban County Government for the expenditure of \$10,000 as a local match. [Div. of Police, Barnard]
43. [1135-17](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Canteen, for vending services at the Training Academy. [Div. of Police, Barnard]
44. [1136-17](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with Bluegrass.org for training and education of officers, at a cost not to exceed \$1,000 per training class. [Div. of Police, Barnard]
45. [1141-17](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to donate to the Ravenna Police Dept., one (1) Police vehicle - 2004 Ford Crown Victoria which the Div. of Police has taken out of service. [Div. of Police, Barnard]
46. [1150-17](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Institute 193 (\$740), and Sisters Road to Freedom, Inc. (\$840), for the Office of the Urban County Council, at a cost not to exceed the sums stated. [Council Office, Maynard]
47. [1173-17](#) A Resolution authorizing the Div. of Traffic Engineering, pursuant to Code of Ordinances Section 18-51, to install traffic calming devices on Bullock Place. [Council Office, Maynard]

48. [1175-17](#) A Resolution of the Urban County Council extending the deadline to use funds for Council Projects under the Council Project Expenditure Policy from June 30, 2017 to November 30, 2017. [Council Office, Maynard]

IX. Communications from the Mayor

- [1165-17](#) (1) Recommending the appointment of Mr. Michael Lamb, as Audit Professional Representative, to the Internal Audit Board, with a term expiring Dec. 1, 2020; and
 (2) Recommending the appointment of Mr. Elias Haddad to the Transit Authority Board with a term expiring June 23, 2020.

X. Announcements

XI. Public Comments

Adjournment