

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky March 17, 2020

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in special session on March 17, 2020 at 4:03 p.m. Present were Mayor Gorton in the chair presiding, and the following members of the council: F. Brown, J. Brown, Ellinger, Evans, Farmer, Lamb, Moloney, Mossotti, Plomin, Reynolds, Worley, and Bledsoe. Absent were Council Members Kay and McCurn.

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

Ordinances No. 21-2020 through 26-2020, inclusive, and Resolutions No. 94-2020 through 126-2020, inclusive, were reported as having been signed and published and ordered to record.

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The Invocation was given by Council Member Fred Brown.

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An Ordinance reestablishing and continuing, pursuant to KRS 91.750, et seq., the “Downtown Lexington Management District”, previously created and established pursuant to Ordinance No. 52-2015, and providing for its boundaries; a fifteen member Board, the requirements and appointing process for Board members, and their term limits; the powers of the Board; a fiscal year commencing on July 1st, the undertaking of economic improvements by the Board; a budget and audit process; an Affirmative Action Plan; public information; an assessment not to exceed \$.10 of \$100 of the Assessed Property Value for each assessed property within the district; a contesting and appeal process; liens; an Annual Report to property owners; ethical requirements on Board members; termination of the district on July 1, 2025 unless reestablished by the Urban County Council in accordance with state statute; board guidelines; Contracting requirements; management, marketing, and administration; reporting requirements; an Advisory Council to the Board; severability; all effective upon date of passage was on the docket for second reading.

Mr. Ellinger moved to postpone the second reading of the ordinance until the Council Meeting on March 19, 2020. Ms. Bledsoe seconded the motion.

The motion passed by unanimous vote.

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An Ordinance changing the zone from a Single Family Residential (R 1D) zone to a Planned Neighborhood Residential (R 3) zone, for 0.229 net (0.3046 gross) acres, for properties located at 213, 215, 217, 219, 221, 223, 225 and 229 Perry St. (Lexington Habitat for Humanity; Council District 2), was on the docket for second reading.

Due to the absence of Mr. McCurn, Mr. Moloney read aloud a statement on his behalf regarding Mr. McCurn's position and reason for placing the ordinance on the docket without a public hearing.

Upon motion by Mr. Farmer, and seconded by Mr. Ellinger, the ordinance was approved by the following vote:

Aye: F. Brown, J. Brown, Ellinger, Evans -----12
Farmer, Lamb, Moloney, Mossotti, Plomin,
Reynolds, Worley, Bledsoe

Nay: -----0

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

Aye: F. Brown, J. Brown, Ellinger, Evans -----12
Farmer, Lamb, Moloney, Mossotti, Plomin,
Reynolds, Worley, Bledsoe

Nay: -----0

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$5,270, to provide funds for Council Projects in the Div. of Parks and Recreation for the installation of a human and canine water fountain at Belleau Wood Park and appropriating and re-appropriating funds, Schedule No. 39.

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. 38.

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An Ordinance amending Section 13-76 of the Lexington Fayette Urban County Government Code of Ordinances to define additional terms; creating Section 13-77 of the

code to prohibit any host from owning or operating a short term rental in Lexington Fayette County unless the host possesses a valid local business license and has registered the short term rental with the Urban County Government, which registration shall result in the short term rental being issued a unique local registration number, cost \$100.00, and be renewed by no later than December 31st each year, further authorizing the administration to refuse to register or renew registration, and to revoke registration, of short term rentals that are being operated in violation of law or are subject to unsatisfied penalties, fines or liens, further establishing a right for citizens to appeal such refusals or revocations to the Administrative Hearing Board established in Sec. 12-6 of the code; creating Section 13-78 of the code to explain that hosts are responsible for the collection and payment of transient room taxes, but a hosting platform may pay and collect transient room taxes on behalf of hosts by written Agreement with the Lexington Fayette Urban County Government, and that all income generated by operation of a short term rental is business income on which hosts must pay occupational license fees; creating Section 13-79 of the code to place certain duties on hosts, including ensuring that safety requirements are met, that the local registration number be placed on all advertisements for the short term rental, that a monthly report be filed with the administration unless the host advertises exclusively with hosting platforms that have voluntary tax collection Agreements with the Urban County Government, and that the short term rental abide by all applicable requirements within the zoning Ordinance; creating Section 13-80 of the code to allow hosts registered with the Urban County Government to advertise their short term rentals for stays of less than thirty days and to provide authority to the Code Enforcement Hearing Board to subpoena information from hosting platforms pursuant to KRS 65.8821 to ensure compliance by hosts; creating Section 13-81 to provide penalties for violations of this article; and authorizing the Div. of Revenue to amend the license fee regulations (5th edition) as necessary to implement this Ordinance, was on the docket for first reading.

Ms. Lamb moved to postpone the first reading of the ordinance until August. Ms. Mossotti seconded the motion.

Mr. Worley suggested the date remain undetermined in light of the current emergency situation and subsequent uncertainty of the future.

Mr. Farmer shared his thoughts about the urgency of the matter.

Ms. Reynolds concurred with Mr. Worley.

Mr. Moloney spoke in support of Ms. Lamb's motion, but did not support waiting until August.

Ms. Evans spoke in favor of Ms. Lamb's motion.

Mr. J. Brown spoke in favor of postponing, however did not support Ms. Lamb's motion to bring the item back in August.

Mr. Worley moved to amend the motion to table the item until the Council's return from spring break. Mr. J. Brown seconded the motion.

Ms. Mossotti spoke to the amendment.

Mr. Farmer spoke to the amendment.

Ms. Lamb spoke to the amendment.

Mr. Worley addressed comments made by Ms. Lamb.

Ms. Plomin spoke to the amendment.

Ms. Evans spoke to the amendment.

Mr. Ellinger spoke about his personal experience as a Short-Term Rental proprietor and noted his recusal.

The motion to amend passed by majority vote (Ellinger Recused; Evans, Lamb, Mossotti voted No).

The motion passed, as amended, by majority vote (Ellinger Recused; Lamb and Mossotti voted No).

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An Ordinance amending the Classified Civil Service authorized strength by transferring one (1) position of Operations Manager, Grade 520E, from the Div. of Waste Management to the Div. of Environmental Services, transferring the incumbent, effective upon passage of Council, received first reading.

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

Upon motion by Mr. Farmer, and seconded by Mr. Ellinger, the ordinance was approved by the following vote:

Aye: F. Brown, J. Brown, Ellinger, Evans -----12
Farmer, Lamb, Moloney, Mossotti, Plomin,
Reynolds, Worley, Bledsoe

Nay: -----0

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An Ordinance amending Ordinance No. 77-2019 to correctly state provisions of the Downtown Business (B-2) zone that were approved as part of the Zoning Text Amendment for the Downtown Business (B-2) zone, and to delete certain Sections and renumber sections as appropriate, received first reading.

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

Upon motion by Mr. Farmer, and seconded by Mr. Ellinger, the ordinance was approved by the following vote:

Aye: F. Brown, J. Brown, Ellinger, Evans -----12
Farmer, Lamb, Moloney, Mossotti, Plomin,
Reynolds, Worley, Bledsoe

Nay: -----0

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The following ordinances received first reading and were ordered to be placed on file for public inspection until March 19, 2020:

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$43,500 to provide funds for Council Projects in the Div. of Parks and Recreation to assist with Phase 1 of Masterson Station Playground Improvements and appropriating and re-appropriating funds, Schedule No. 41.

An Ordinance of Lexington Fayette Urban County Government authorizing the issuance of Lexington Fayette Urban County Government General Obligation Pension Funding Refunding Bonds, Series 2020A (federally taxable), in one or more subseries, in an aggregate principal amount of \$17,775,000 (which amount may be increased by an amount of up to ten percent (10%)) for the purpose of refunding all or a portion of the outstanding principal amount of Lexington Fayette Urban County Government Taxable

General Obligation Pension Funding Bonds, Series 2012A; approving a form of bond; authorizing designated officers to execute and deliver the bonds; providing for the payment and security of the bonds; creating a Bond Payment Fund and Escrow Funds; maintaining the heretofore established Sinking Fund; authorizing a Certificate of Award for the acceptance of the bid of the bond purchaser for the purchase of the Series 2020A Bonds; authorizing an Escrow Trust Agreement; and repealing inconsistent ordinances.

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. 40.

An Ordinance imposing an annual assessment on the real property located at 1810 Bryant Rd. pursuant to the Energy Project Assessment District Program created by Ordinance No. 24-2018 and KRS 65.205 et seq (the Energy Project Assessment District (EPAD) Act of 2015) in the amount provided in the related notice of assessment; authorizing and directing the Mayor, on behalf of the Urban County Government, to execute the notice of assessment, EPAD Program Financing Agreement, and other related Agreements with Rainmaker Holdings VII LLC; SSHCOF III Pace Lexington, LLC; and the Fayette County Sheriff; authorizing and directing the Dept. of Finance to remit the amounts received from the assessments, minus an administrative fee, to the applicable lender; and authorizing and directing the administrator of the EPAD Program to file the notice of assessment in the records of the Fayette County Clerk; all which shall be effective upon passage of Council.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$3,000 to provide funds for Council Projects in the Div. of Parks and Recreation to install a fence at Burley Park and appropriating and re-appropriating funds, Schedule No. 42.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$27,000 to provide funds for Council Projects in the Div. of Parks and Recreation for a pedestrian safety project at the Tates Creek Golf Course and Aquatic Center and appropriating and re-appropriating funds, Schedule No. 44.

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The following resolutions received second reading. Upon motion by Mr. Ellinger, and seconded by Ms. Plomin, the resolutions were approved by the following vote:

Aye: F. Brown, J. Brown, Ellinger, Evans -----12
Farmer, Lamb, Moloney, Mossotti, Plomin,
Reynolds, Worley, Bledsoe

Nay: -----0

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 2 (Final) to the Agreement with Advanced Mulching Technologies d/b/a EcoGro, for the WGPL Green Infrastructure Project, increasing the contract price by the sum of \$16,214.63, from \$159,962.00 to \$176,176.63.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to increase the Contract amount for Bell Engineering Services due to Contract Modifications for additional Geotechnical testing for Jacobson Park Roadway Widening at a cost not to exceed \$4,500.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Comprehensive Operation Analysis (COA) Agreement with Lextran, for the acceptance of additional Federal funds, which funds are in the amount of \$320,000, from the Ky. Transportation Cabinet, are for transit planning, the acceptance of which obligates a local match in the amount of \$80,000 provided by Lextran, 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 a Memorandum of Agreement with Bluegrass Community and Technical College (BCTC), for services relating to water quality monitoring in the East Hickman Watershed, at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an updated Permanent Agreement with the Ky. Dept. of Education/Div. of School and Community Nutrition, for participation in the United States Dept. of Agriculture's Child Care Food Program and operation of the nutrition program at the Family Care Center in FY 2020 and which updates the authorized official signature.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Release of Easements, releasing street light easements on the properties located at 2705 and 2709 Meadowsweet Lane.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to donate to the Scott County Sheriff's Office thirty-five (35) Full Face Respirators taken out of service by the Div. of Police.

A Resolution accepting the bids of Arrow Electric Co., Inc.; Davis H. Elliot Construction Co., Inc.; and AE Electrical Solutions, establishing price contracts for Underground Electrical Services, for the Div. of Parks and Recreation.

A Resolution accepting the bid of Software Management, LLC, establishing a price contract for Micrographic Services, for the Office of the Fayette County Clerk.

A Resolution accepting the bids of Right Lane, LLC d/b/a AAMCO Lexington East or AAMCO Transmissions and Total Care; and Clark's Auto Service, Inc., establishing price contracts for Automotive and Light Duty Truck Repair, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of Woodford Oil Co., establishing a price contract for Motorcraft Synthetic Motor Oil, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of Tailored Living featuring Premier Garage, in the amount of \$49,875, for the Floor Finish Replacement for Fire Station No. 2, for the Div. of Fire and Emergency Services, and authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Tailored Living featuring Premier Garage, related to the bid.

A Resolution accepting the bid of United Rotary Brush Corporation, establishing a price contract for Sweeper Brooms, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bids of Brenntag Mid-South, Inc., and OP Aquatics, establishing price contracts for Swimming Pool Chemicals, for the Div. of Parks and Recreation.

A Resolution ratifying the Probationary Classified Civil Service Appointments of: Alexander Braun, Public Service Worker Sr., Grade 509N, \$14.593 hourly in the Div. of Streets and Roads, effective March 9, 2020, Frank Mabson, Program Manager Sr., Grade 524E, \$2,364.72 biweekly in the Div. of Water Quality, effective March 30, 2020, Johnathan Lafollette, Treatment Plant Operator, Grade 515N, \$18.861 hourly in the Div. of Water Quality, effective March 30, 2020 and Sara Burd, Administrative Specialist, Grade 513N, \$18.420 hourly in the Div. of Engineering, effective March 30, 2020; ratifying

the Permanent Civil Service Appointments of: Tamar Tompkins, Administrative Specialist Sr., Grade 516N, \$20.217 hourly in the Div. of Revenue, effective February 19, 2020 and Edmund Pierce, Traffic Signal Technician Sr., Grade 515N, \$20.593 hourly in the Div. of Traffic Engineering, effective March 9, 2020; and ratifying the Unclassified Civil Service appointments of: Richard Hall, Construction Supervisor, Grade 524E, \$2,744.00 biweekly in the Div. of Water Quality, effective March 30, 2020 and TJ Taylor, Construction Supervisor, Grade 524E, \$3,070.56 biweekly in the Div. of Water Quality, effective March 23, 2020.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to add two (2) user licenses for the Neighborly Software, for the Div. of Grants and Special Programs, at a cost not to exceed \$2,848.50.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Facility Usage Agreements with various youth baseball and softball leagues granting the leagues the right to use LFUCG baseball and softball fields and facilities for the 2020 spring and fall seasons.

A Resolution authorizing the Div. of Police, on behalf of the Urban County Government, to purchase Jet A Aviation Fuel from Tac Air, a sole source vendor, at a cost not to exceed \$5.01 per gallon.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Mutual Aid Agreement, with Fayette County Public Schools, for procedures in the event of a request for assistance.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a donation from the Citizens Police Academy Alumni Association, of various items, for use at the Div. of Police, at no cost to the Urban County Government.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Agreement with Judy Construction Co., for the Brannon Rd. Salt Barn Construction Project, increasing the contract price by the sum of \$1,913 from \$1,084,000 to \$1,085,913.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Dept. of Environmental Protection-Div. of Waste Management, and to provide any additional information

requested in connection with this Grant Application, which seeks Grant funds in the amount of \$100,000 for the support of a one-day household hazardous waste recycling event for Fayette County in FY 2021.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 5 to the Agreement with Banks Engineering, Inc., for the Southland Area Stormwater Improvement Project, increasing the contract price by the sum of \$12,400, from \$642,415 to \$654,815.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Windstream Communications for the relocation of Windstream Communications' facilities for the Brighton Trail Pedestrian Bridge Project for FY 2020 at a cost not to exceed \$21,589.32.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an amendment to the Grant Agreement with the Bluegrass Area Development District, Inc., to incorporate a \$4,072 increase in state funding for the operation of the Senior Citizens Center in FY 2020.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Test Security Agreement between Ergometrics, Inc. for testing applicants applying for Community Corrections Captain promotional processes, at a cost not to exceed \$3,500.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the City of Georgetown, to provide funding for the South Sewer Extension Project, a sanitary sewer project by the City of Georgetown to construct necessary sanitary sewer improvements and decommission private sewage treatment plants serving properties in Fayette County and Scott County, at a cost not to exceed \$475,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 2 to the Agreement with WRC 1, LLC d/b/a W. Rogers Co., LLC, for the Wabash, Goodrich, Pensacola, and Lackawanna (WGPL) Storm Sewer Project, increasing the Contract price by the sum of \$128,721.66, from \$1,172,791.12 to \$1,301,512.78.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Test Security Agreement with I/O Solutions, Inc. for testing applicants applying for Fire and Emergency Services Recruit Firefighter positions, at a cost not to exceed \$7,500.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 (Final) to the Agreement with SAK Construction, LLC, for the Large Diameter Cure-In-Place Pipe and Manhole Rehabilitation Project, decreasing the Contract price by the sum of \$92,665 from \$1,376,825 to \$1,284,160.

A Resolution authorizing and directing the Urban County Government, by and through its Dept. of Finance, to transfer funding in the amount of \$3,657,851.36 from the General Fund Health Insurance Reserve to the Police and Fire Pension Fund, in order to reimburse and compensate the fund for current and past expenses related to Medicare Part B.

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The following resolutions received first reading:

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement awarding a Class A (Neighborhood) Incentive Grant to Warrenton Woods Street Maintenance Association, Inc., for Stormwater Quality Projects, at a cost not to exceed \$49,450.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with the University of Kentucky Albert B. Chandler Medical Center, for the provision of skilled clinical personnel for medical forensic services for the Sexual Assault Nurse Examiner (SANE) Program.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with the Lexington-Fayette County Health Dept., for the implementation of a Jail Education Program, at no cost to the Urban County Government.

A Resolution establishing Missouri Great Dane, as a sole source provider, for customization services of a trailer used by the Div. of Environmental Services for their public information engagement (pie) program, and authorizing the Mayor or her designee,

on behalf of the Urban County Government, to execute any necessary Agreements with Missouri Great Dane, related to the procurement of these goods and services.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with the Lexington History Museum (\$750), Mark Hinkel Pedaling Forward, Inc. (\$2,000), Fayette County Farm Bureau of Fayette County, Ky, Inc. (\$250), Highlands Neighborhood Association, Inc. (\$1,000), Meadowthorpe Elementary PTA, Inc. (\$300), 16th District PTA c/o Brenda Cowan Elementary (\$975), America in Bloom Lexington, Inc. (\$2,000), Alpha League, Inc. (\$250), East End Community Development Corp., Inc. (\$350), Lexington Branch #23 of National Association of Black Vets, Inc. (\$200), Lexington's Women's Garden c/o Ky Cancer Link (\$300), Southpoint Residential Association, Inc. (\$1,000), and Bryan Station High School Alumni Association, Inc. (\$500), for the Office of the Urban County Council, at a cost not to exceed the sum stated.

A Resolution accepting the bid of Federal Resources Supply Co., in the amount of \$123,100 for Bomb Disposal X-Ray Systems, for the Div. of Police.

A Resolution accepting the bid of Omni Commercial, LLC, in the amount of \$396,700, for Fayette County Courthouse Appellate Renovation, for the Dept. of General Services, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Omni Commercial, LLC, related to the bid.

A Resolution accepting the bid of Straight Edge Construction, in the amount of \$211,828, for the Old Todds Rd. Sidewalk Project Section 1, for the Div. of Grants and Special Programs, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with straight edge construction.

A Resolution accepting the Bid of Minnifield Enterprises, Inc., d/b/a Minnifield Enterprize, in the amount of \$27,998 for LED Lighting Replacement at Police Headquarters, for the Division of Environmental Services.

A Resolution ratifying the Probationary Classified Civil Service Appointment of: Charles Sayre, Skilled Trades Worker Sr., Grade 517N, \$30.410 hourly in the Div. of Parks and Recreation, effective March 30, 2020; ratifying the Permanent Civil Service Appointments of: Cheri Reed, Administrative Specialist Sr., Grade 516N, \$22.040 hourly in the Div. of Revenue, effective February 26, 2020, Padhraic Sweet, Vehicle & Equipment Technician, Grade 514N, \$18.439 hourly in the Div. of Facilities and Fleet

Management, effective March 9, 2020 and Matthew Holmes, Service Writer, Grade 510N, \$17.000 hourly in the Div. of Facilities and Fleet Management, effective March 23, 2020; and ratifying the Probationary Sworn Appointments of: Matthew Lemonds, Community Corrections Captain, Grade 115E, \$2,761.00 biweekly in the Div. of Community Corrections, effective March 16, 2020 and Richard Frans, Community Corrections Lieutenant, Grade 114E, \$2,289.00 biweekly in the Div. of Community Corrections, effective March 16, 2020; and ratifying the Permanent Sworn Appointments of: Daniel Truex, Police Lieutenant, Grade 317N, \$28.850 hourly in the Div. of Police, effective February 19, 2020, and Christopher Ruebsam, Police Sergeant, Grade 315N, \$32.408 hourly in the Div. of Police, effective February 19, 2020.

A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following Probationary Classified Civil Service Appointments: Cecil Thomas, Public Service Worker, Grade 507N, \$12.906 hourly in the Div. of Streets and Roads, effective upon passage of Council, Whitney Johnson, Telecommunicator, Grade 514N, \$17.992 hourly in the Div. of Enhanced 911, effective April 13, 2020, Rebecca Morton-Asomaning, Telecommunicator, Grade 514N, \$19.343 hourly in the Div. of Enhanced 911, effective April 13, 2020 and Dewight Thompson, skilled trades worker, Grade 515N, \$19.189 hourly in Div. of Parks and Recreation, effective upon passage of Council; and authorizing the Div. of Human Resources to make a conditional offer to the following probationary Community Corrections Officer appointments: Hannah Adams, Wayne Mays, Jeremy McClain, Larry Hutcherson, Jason Peavler, and Gregory Gambrel, all Community Corrections Officer recruit, Grade 109N, \$15.384 hourly in the Div. of Community Corrections, effective upon passage of Council.

A Resolution authorizing the Div. of Human Resources to make conditional and promotional offers to the successful candidates for Classified Civil Service, Unclassified Civil Service and sworn positions; directing the Mayor to provide a list of the names of the successful candidates, pay grades and salaries no later than August 13, 2020; and providing that this authorization shall expire on August 13, 2020.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Exhibit Agreement with the Friends of Lexington Senior

Center, Inc., to allow the organization to display artwork at the Lexington Senior Center, at no cost to the Urban County Government.

A Resolution establishing ThermoFisher Scientific Inc., as a sole source provider for the purchase of TruDefender FTX Handheld FTIR Analyzer equipment for the Div. of Fire and Emergency Services, and authorizing and directing the Mayor or her designee, on behalf of the Urban County Government, to execute any necessary Agreements with ThermoFisher Scientific related to the procurement of this equipment, at a cost not to exceed \$38,850.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Neighborhood Action Match Agreement with Harrods Hill Recreation Center to revise the scope of work and extend the project period, at no additional cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Certified Local Government Nomination Report, to the Ky. Heritage Council, State Historic Preservation Office, nominating the Pensacola Park Neighborhood to the National Register of Historic Places, at no cost to the Urban County Government.

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 and to provide any additional information requested in connection with these Grant Applications, which Grant funds are in the total amount of \$135,386.40 in Federal funds, under Homeland Security Grant Program for fiscal year 2020, and are for the purchase of Yubikeys for Cybersecurity (\$50,880) and Cradlepoint Devices (\$84,506.40).

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 \$1,012,110.43 in Federal funds, under the State Homeland Security Grant Program for FY 2021, to provide assistance to the states to prevent, respond to, and recover from acts of terrorism.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 2 to the Agreement with Herrick Co., Inc., for the West Hickman Waste Water Treatment Plant Scum Removal Addition and Ash Tank No. 3 Cover Project, increasing the Contract price by the sum of \$53,334.60, from \$1,433,202.00 to \$1,486,536.60.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Lex Project Prom, Inc. (\$700), Trees Lexington, Inc. (\$3,600), Big Brothers Big Sisters of the Bluegrass (\$1,560), and Allegro Dance Project, Inc. (\$750) for the Office of the Urban County Council, at a cost not to exceed the sum stated.

A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following Probationary Sworn Appointments: Justus Branock, Daniel Penalva, Andrew Durrenberg, Joshua Pryce, Blaire Welsh, Michael Sherer, Brandon Horne, Meredith Hitz, Cameron Back, Christopher Ramsey, John Rose, Matthew Works, Gabriel Chenault, John Winters, Caleb Scott, Megan Morrell, Ryan Love, Dalton Boyd, Michael Bosley, Justin Railey, Alex Anderson, Kordel Day, Colin Pinkston, Nathan Greenwell, Ashley Lucas, James Hawkins, Eduard Filyk, Jason Campbell, Dylan Douthitt, and Jordan Gross, all Firefighter Recruit, Grade 311N, \$20.462 hourly in the Div. of Fire and Emergency Services, effective upon passage of Council.

Upon motion by Mr. Worley, seconded by Mr. Ellinger, and approved by unanimous vote, the rules were suspended and the resolutions received second reading.

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

Aye: F. Brown, J. Brown, Ellinger, Farmer, -----11
Lamb, Moloney, Mossotti, Plomin,
Reynolds, Worley, Bledsoe

Nay: -----0

Absent: Evans

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The following resolutions received first reading and were ordered to be placed on file for public inspection until March 19, 2020:

A Resolution of the Lexington-Fayette Urban County Government authorizing the advertisement for bids and the distribution of a Preliminary Official Statement for the purchase of the principal amount of its General Obligation Pension Funding Refunding

Bonds, Series 2020A (federally taxable) in an aggregate principal amount of \$17,775,000 (which amount may be increased by an amount of up to ten percent (10%)).

A Resolution adopting Expansion Area Exaction Rate Tables for January 1, 2015 and March 1, 2020 for roads, parks, stormwater, open space, sewer transmission and sewer capacity to reflect actual and/or Contracted costs for eligible system improvements constructed for the Dept. of Finance, the Dept. of Environmental Quality and Public Works, and the Divs. of Planning and Engineering, and further authorizing and directing the administration to engage necessary consultants to perform a comprehensive review of the existing exactions program to determine whether alternatives exist to equitably allocate and distribute the costs of improvements in the expansion areas, with the ultimate objective of bringing the program to a full and final conclusion.

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Upon motion by Mr. Farmer, and seconded by Ms. Mossotti, the Communications from the Mayor were approved by unanimous vote and were as follows: (1) Recommending the appointments of Michelle Bond and Patricia Hayden, both Area Residents, to the Charles Young Center Advisory Board, both with terms expiring March 19, 2024; (2) Recommending the reappointments of Tara Cecil, McConnell Trace Neighborhood Association Representative, and Mac Ferguson, Lexington Lions Club Representative, to the Masterson Station Park Advisory Board, both with terms expiring May 26, 2024; (3) Recommending the appointment of Monica Conrad, Ex officio; Commissioner of General Services/ Designee, to the Mayor's International Affairs Advisory Commission, with no expiration date; (4) Recommending the appointment of Nora Brunner, Visit Lex Representative, to the Public Arts Commission, with a term expiring March 19, 2024; and, (5) Recommending the reappointment of Dan Stever, Tree Professional, to the Tree Board, with a term expiring April 7, 2024.

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The following Communications from the Mayor were received for information only: (1) Recommending the Classified Civil Service Temporary Appointment of Crystal Williams, Administrative Officer, Grade 523E, \$2,462.40 biweekly in the Div. of Environmental Services, effective March 2, 2020; (2) Recommending the Classified Civil Service Lateral Position Change of Matthew Marsh, Traffic Signal Technician Sr.,

Grade 515N, \$21.892 hourly in the Div. of Waste Management, effective March 23, 2020; and, (3) Recommending the Restoration to the Sworn, Non-Probationary Rank of Sergeant of Steven Parker, Community Corrections Sergeant, Grade 112N, \$25.402 hourly in the Div. of Community Corrections, effective March 16, 2020.

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Mayor Gorton thanked LexTV staff for adding Spanish subtitles to the Council Meetings.

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Ms. Lamb announced that Sayre Christian Village is hiring for a number of positions. She also addressed comments made earlier regarding discussion on the Short-Term Rentals.

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Ms. Plomin shared a quote from Winston Churchill, “We shall go forward together. The road upwards is stony. There are upon our journey dark and dangerous valleys through which we have to make and fight our way. But it is sure and certain that if we persevere – and we shall persevere – we shall come through these dark and dangerous valleys into a sunlight broader and more genial and more lasting than mankind has ever known.”

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Ms. Bledsoe announced that the Salvation Army is still taking donations during this time. She went on to encourage citizens to participate in blood drives held by the Kentucky Blood Center.

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Mr. Farmer spoke about food security. Mayor Gorton invited Comm. Ford to speak about the current need for food and available resources throughout the community, including the Coronavirus Response Fund - a United Way of the Bluegrass and Bluegrass Community Foundation partnership. Mayor Gorton commended Comm. Ford for his and his staff’s efforts. Ms. Plomin asked Comm. Ford about volunteer opportunities. Comm. Ford responded. Ms. Reynolds thanked Comm. Ford for his work and asked about the frequency of distribution. Comm. Ford responded. He also mentioned that God’s Pantry is taking cash donations in lieu of can donations.

Mr. Farmer also spoke about LexPark and the ticketing of metered parking spots during the COVID-19 crisis. He announced that LexPark will allow free 2-hour parking until April 10, 2020.

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Upon motion by Ms. Plomin, seconded by Mr. Ellinger, and approved by unanimous vote, the meeting adjourned at 5:21 p.m.

Clerk of the Urban County Council