

Lexington-Fayette Urban County Government

*200 E. Main St
Lexington, KY 40507*



Docket

Thursday, May 7, 2020

6:00 PM

Virtual Meeting

Urban County Council

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

- 0450-20** Minutes of the March 5, 2020 Regular Council Meeting, March 17, 2020 Special Council Meeting, March 19, 2020 Regular Council Meetings, April 9, 2020 Canceled Council Meeting, April 23, 2020 Special Council Meeting, April 28, 2020 Budget Address, and April 9, 2019 Budget Address.

IV. Public Hearing - Mayor's Proposed Budget**V. Ordinances – Second Reading**

1. **0410-20** 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. 43. [Div. of Budgeting, Lueker]
2. **0394-20** An Ordinance of Lexington-Fayette Urban County Government authorizing the issuance of Lexington-Fayette Urban County Government Various Purpose General Obligation Refunding Bonds, in one or more subseries, for the purpose of refunding all or a portion of certain outstanding General Obligation Bonds of the Lexington-Fayette Urban County Government including, but not limited to, the outstanding General Obligation Bonds listed on Exhibit A hereto; 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 refunding obligations; authorizing an Escrow Trust Agreement; and repealing inconsistent Ordinances. [Div. of Finance, O'Mara]
3. **0413-20** Repeal of Ordinance No. 34-2020 which authorized 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 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 and authorizing other matters with respect thereto. [Div. of Finance, O'Mara]

VI. Ordinances – First Reading

- 4. 0436-20** An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$5,000 to provide funds for Council Projects in the Div. of Traffic Engineering for the purchase and installation of speed tables for Glendover Rd. and appropriating and re-appropriating funds, Schedule No. 45. [Div. of Budgeting, Lueker]
- 5. 0437-20** An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$44,873 to provide funds for Council Projects in the Div. of Streets and Roads for paving projects in the Sixth Council District and appropriating and re-appropriating funds, Schedule No. 46. [Div. of Budgeting, Lueker]
- 6. 0458-20** 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. 47. [Div. of Budgeting, Lueker]
- 7. 0461-20** An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$5,000 to provide funds for Council Projects in the Div. of Parks and Recreation to assist with plantings in Veterans Park at Rockbridge for flooding control and appropriating and re-appropriating funds, Schedule No. 50. [Council Office, Maynard]
- 8. 0462-20** An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$18,000 to provide funds for Council Projects in the Div. of Traffic Engineering to assist with installation of four speed tables on Forest Lake Drive and appropriating and re-appropriating funds, Schedule No. 49. [Council Office, Maynard]
- 9. 0463-20** An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$22,613 to provide funds

for Council Projects in the Div. of Traffic Engineering to fund expenses related to pedestrian and traffic safety issues in the Third District and appropriating and re-appropriating funds, Schedule No. 48. [Council Office, Maynard]

VII. Resolutions – Second Reading

- 1. 0385-20** A Resolution accepting the bid of Brandeis Machinery & Supply Co., in the amount of \$38,871.28, for Light Towers, for the Div. of Police. (2 Bids, Low) [Weathers]
- 2. 0397-20** A Resolution accepting the bid of E.C. Matthews Co., Inc., in the amount of \$128,400, for Richmond Rd. Phase Two Corridor Landscape Project, for the Div. of Environmental Services, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with E.C. Matthews Co., Inc., related to the bid. (1 Bid) [Albright]
- 3. 0398-20** A Resolution accepting the bid of E.C. Matthews Co., Inc., in the amount of \$112,700, for Versailles Rd. Welcome Sign, for the Div. of Environmental Services, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with E.C. Matthews Co., Inc., related to the bid. (3 Bids, Low) [Albright]
- 4. 0403-20** A Resolution accepting the bid of Davis H. Elliot Construction Co., Inc., establishing a price contract for Inductive Loop Vehicle Detection, for the Div. of Traffic Engineering. (1 Bid) [Neal]
- 5. 0406-20** A Resolution ratifying the Permanent Civil Service Appointments of: Deon Smither, Trades Worker Sr., Grade 511N, \$15.915 hourly in the Div. of Streets and Roads, effective February 26, 2020; Andrew Mains, Public Service Worker Sr., Grade 509N, \$15.547 hourly in the Div. of Streets and Roads, effective March 3, 2020; Joyce Rifenbark, Telecommunicator Sr., Grade 517N, \$22.037 hourly in the Div. of Enhanced 911, effective April 14, 2020; Kristi McIntosh, Telecommunicator Sr., Grade 517N, \$20.724 hourly in the Div. of Enhanced 911, effective March 16, 2020 and John Harris Jr., Fleet Parts Specialist Sr., Grade 513N, \$17.049 hourly in the Div. of Facilities and Fleet Management, effective March 16, 2020; ratifying the Permanent Sworn Appointments of: Jacob Dixon, Police Officer, Grade 311N, \$21.695 hourly in the Div. of Police, effective March 31, 2020; and ratifying the Classified Civil Service demotions of: Judith Cox, Telecommunicator Sr., Grade 517N, \$21.271 hourly in the Div. of Enhanced 911, effective April 13, 2020; Darren Lizer, Vehicle & Equipment Technician, Grade 514N, \$20.339 hourly in the Div. of Facilities and Fleet Management, effective March 16, 2020. [Div. of Human Resources, Maxwell]

- 6. 0325-20** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Riskmaster Accelerator Amazon Web Services Software as a Service Access Agreement, Work Order No. 8, with Computer Sciences Corporation for the Riskmaster Upgrade Project, adding fifteen (15) hours of project management services and increasing the Contract price by the sum of \$2,475 from \$35,525 to \$38,000. [Div. of Computer Services, Nugent]
- 7. 0338-20** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. One (1) to the Agreement with ATS Construction for the Polo Club Boulevard Rd. Project, decreasing the Contract price by the sum \$20,151.87 from \$2,809,352.40 to \$2,789,200.53. [Div. of Engineering, Burton]
- 8. 0345-20** A Resolution establishing Accruent as a sole source provider, for host and support of a computer maintenance management system (maintenance connection), for the Div. of Parks and Recreation and authorizing the Mayor or her designee, on behalf of the Urban County Government, to execute any necessary Agreements with Accruent, related to the procurement of these goods and services, at a cost not to exceed \$97,696.81. [Div. of Parks and Recreation, Conrad]
- 9. 0378-20** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a lease Agreement with Bluegrass Community Health Center, for the space located at 1306 Versailles Rd. at a cost not to exceed \$138,375. [Div. of General Services, Conrad]
- 10. 0382-20** A Resolution authorizing the Div. of Water Quality, on behalf of the Urban County Government, to purchase two (2) Sulzer ABS Submersible Pumps for the Town Branch Waste Water Treatment Plant, from Southern Sales Co., Inc., a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Southern Sales Co., Inc., related to the procurement, at a cost estimated not to exceed \$88,640. [Div. of Water Quality, Martin]
- 11. 0383-20** A Resolution establishing Rave Mobility Safety, as a sole source provider for the purchase of Smart911 Software, for the Div. of Enhanced 911, and authorizing and directing the Mayor or her designee, on behalf of the Urban County Government, to execute

any necessary Agreements with Rave Mobility Safety related to the procurement of this software, at a cost not to exceed \$72,000. [Div. of Enhanced 911, Stack]

- 12. 0384-20** A Resolution authorizing the Div. of Police, on behalf of the Urban County Government, to accept Thoroughbred Aviation, Bell Helicopter Service, as a sole source provider, for service of the police helicopter. [Div. of Police, Weathers]
- 13. 0389-20** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Statement of Work with Cooperative Personnel Services d/b/a CPS HR Consulting, for written examination development, exam administration, and assessment services, for the Fire Lieutenant, Fire Captain, and Fire major promotional processes in the Div. of Fire and Emergency Services, at a cost not to exceed \$142,500. [Div. of Human Resources, Maxwell]
- 14. 0391-20** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to accept a donation of cleaning and sanitizing services from SERVEPRO for the Div. of Fire and Emergency Services and to execute any necessary documents relating to the acceptance the donation, at no cost to the Urban County Government. [Div. of Fire and Emergency Services, Chilton]

VIII. Resolutions – First Reading

- 15. 0409-20** A Resolution accepting the bid of United Rentals (North America), Inc., establishing a price contract for Portable Restrooms, for the Div. of Parks and Recreation. (3 Bids, Low) [Conrad]
- 16. 0430-20** A Resolution accepting the bid of Alliance Comfort Systems, Inc., in the amount of \$102,065.35, for Cooling Tower Repairs, for the Div. of Community Corrections. (4 Bids, Low) [Haney]
- 17. 0214-20** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with I/O solutions, Inc. for Police Sergeants and Police Lieutenants promotional processes for the Lexington Div. of Police, at a cost not to exceed \$76,000. [Div. of Human Resources, Maxwell]
- 18. 0395-20** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Contract Modification No. 6 to the Agreement with Gresham Smith and Partners for design services related to the Town Branch Commons Corridor Project, increasing

the Contract Price by the sum of \$2,996.00.00 from \$3,385,744.39 to \$3,388,740.39 [Mayor's Office, Peacher]

- 19. 0401-20** A Resolution ratifying, on behalf of the Urban County Government, the Mayor's previous execution of a modified Grant Agreement with the Ky. Office of Homeland Security to extend the period of performance for the FY18 State Homeland Security Grant for the Lexington Bomb Squad through June 30, 2021, at no additional cost to the Urban County Government. [Dept. of Public Safety, Armstrong]
- 20. 0402-20** A Resolution authorizing the Div. of Emergency Management on behalf of the Urban County Government, to purchase Accessible Hazard Alert System, from Deaf Link Inc., a sole source provider, at a cost not to exceed \$8,687.49. [Div. of Emergency Management, Dugger]
- 21. 0404-20** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Site Specific Agreement with the Jessamine South Elkhorn Water District, Grey Oak Lane, LLC, Ball Homes, LLC, and the City of Nicholasville, to provide sanitary sewer conveyance and treatment capacity to the Ash Grove Joint Storm and Sanitary Project in Jessamine County. [Div. of Water Quality, Martin]
- 22. 0405-20** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Site Specific Agreement with the Jessamine South Elkhorn Water District and N/R Enterprises, LLC, to provide sanitary sewer conveyance and treatment capacity to lots 1, 2, and 3A to 3C of the DDD&W LLC Property (Brannon Shoppes Development) in Jessamine County. [Div. of Water Quality, Martin]
- 23. 0408-20** A Resolution ratifying, on behalf of the Urban County Government, the Mayor's previous acceptance of a Grant from the KY. Dept. of Corrections, which Grant funds are in the amount of \$262,800 Commonwealth of KY. funds, are for the operation of a 40-bed Substance Abuse Recovery Program at the Fayette County Detention Center for FY21 and FY22, 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 Community Corrections, Haney]
- 24. 0423-20** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Blue Grass Boy Scout

Council (\$560.00), Stonewall Equestrian Organization, Inc. (\$668.75), and LexArts, Inc. (\$500.00) for the Office of the Urban County Council, at a cost not to exceed the sum stated. [Council Office, Maynard]

- 25. 0453-20** A Resolution ratifying the Permanent Classified Civil Service Appointments of: William Housh, Mailroom Clerk, Grade 508N, \$15.734 hourly in the Dept. of General Services, effective April 14, 2020, Garrett Ogden, Heavy Equipment Technician, Grade 518N, \$21.760 hourly in the Div. of Facilities and Fleet Management, effective April 14, 2020, and Kenny Priddy, Heavy Equipment Technician, Grade 518N, \$23.246 hourly in the Div. of Facilities and Fleet Management, effective April 28, 2020. [Div. of Human Resources, Maxwell]
- 26. 0396-20** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Contract Modification no. 5 to the Agreement with AECOM Technical Services, Inc., d/b/a AECOM, for additional professional program management services related to the Town Branch Commons Project, increasing the Contract price by the sum of \$11,850.00 from \$3,336,991.50 to \$3,348,841.50. [Mayor's Office, Peacher]
- 27. 0448-20** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Aylesford Place Association (\$9,000) for the Office of the Urban County Council, at a cost not to exceed the sum stated. [Council Office, Maynard]
- 28. 0414-20** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding and Cost Reimbursement Agreement with Federal Bureau of Investigation, Joint Terrorism Task Force (JTTF), for formalizing the relationship between the FBI and the Lexington Police Dept. (LPD), in order to maximize cooperation and create a cohesive unit and to delineate the responsibilities and commitment of the FBIJTTF and LPD. [Div. of Police, Weathers]
- 29. 0420-20** A Resolution ratifying, on behalf of the Urban County Government, the Mayor's previous execution of an Agreement with Crestline Hotels and Resorts, LLC d/b/a Residence Inn South, as agent for HIT Portfolio I MISC TRS, LLC, for temporary occupancy by first responders affected by COVID-19, at a cost not to exceed \$10,000. [Div. of Emergency Management, Dugger]
- 30. 0422-20** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with U.S. Geological

for the continuing and ongoing maintenance and operation of existing stream flow and precipitation gauges for the period July 1, 2020 through June 30, 2021, at a cost not to exceed \$118,450, subject to sufficient funds being appropriated (FY2021). [Div. of Water Quality, Martin]

- 31. 0429-20** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to approve and adopt Substantial Amendments to the 2019 Annual Action Plan and to accept \$1,427,971.00 in Federal Community Block Development Grant funds and \$710,986.00 in Federal Emergency Solutions Grant Funds from the U.S. Dept. of Housing and Urban Development under the Coronavirus Aid, Relief and Economic Security Act (Cares Act) for response to COVID-19, at no additional cost to the Urban County Government, and to amend the Urban County Government's Citizen Participation Plan to allow for virtual public hearings and a reduced public comment period during a global pandemic or other disaster. [Div. of Grants and Special Programs, Lanter]
- 32. 0431-20** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement (awarded pursuant to RFP No. 8-2020) with Tetra Tech, Inc., for Annual Program Management Services for Consent Decree Implementation and MS4 Permit Compliance, at a cost not to exceed \$816,000. [Div. of Water Quality, Martin]
- 33. 0432-20** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the U.S. Dept. of Homeland Security and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the total amount of \$167,000 in Federal funds, under the assistance to Firefighters Grant Program - COVID-19 supplemental for fiscal year 2020, and are for the purchase of replacing or purchasing personal protective equipment for the COVID-19 response efforts. [Div. of Fire and Emergency Services, Chilton]
- 34. 0433-20** 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 Juvenile Justice, to provide any additional information required in connection with this Grant Application, and to accept this Grant if this Grant is awarded, which Grant funds are in the amount of \$198,070.60 in state funding for fiscal years 2021 and 2022, and are for the provision of

Day Treatment Services within the Div. of Youth Services, the acceptance of which obligates the Urban County Government for the expenditure of \$312,085.00 in funds for fiscal years 2021 and 2022. [Div. of Youth Services, Hong]

- 35. 0435-20** A Resolution approving the Granting of a local occupational license fee payroll tax rebate to Baptist Healthcare Systems, Inc., and/or its approved subsidiaries or affiliates, whereby the Lexington-Fayette Urban County Government agrees to rebate 1.25% of collected defined wages related to certain jobs created as part of Baptist Healthcare's Hamburg Project in Fayette County for a period of five years from the activation date, and 1.125% for an additional period of fifteen years, along with other consideration Granted to each party, and authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement and any other necessary documents with Baptist Healthcare Systems, Inc., related to the project. [Mayor's Office, Atkins]
- 36. 0459-20** A Resolution accepting the bid of Structural Systems Repair Group, LLC, in the amount of \$697,000.00, for the Government Center Envelope Improvements, for the Dept. of General Services, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Structural Systems Repair Group, LLC, related to the bid. [Div. of General Services, Reed]

IX. Communications From the Mayor (For Information Only)

- 0454-20** (1) Probationary Classified Civil Service Appointment of Greg Lubeck, Deputy Director - WQ, Grade 531E, \$4,103.20 biweekly in the Div. of Water Quality, effective March 30, 2020;
- (2) Probationary Classified Civil Service Appointment of Christopher Dove, Pump Station Supervisor, Grade 519E, \$2,284.88 biweekly in the Div. of Water Quality, effective March 30, 2020;
- (3) Probationary Classified Civil Service Appointment New Hire of Lori Flaherty, Financial Coordinator, Grade 516N, \$20.148 hourly in the Div. of Grants and Special Programs, effective May 11, 2020;
- (4) Unclassified Civil Service Appointment to the Office of the Urban County Council of Jennifer Sutton, Aide to Council, Grade 518E, \$2,307.69 biweekly in the Office of the Urban County Council, effective May 18, 2020;
- (5) Resignation of Melissa Murphy, Attorney Sr., Grade 528E, in the Dept. of Law, effective April 24, 2020; and,
- (6) Resignation of Lucas Miller, Police Officer, Grade 311N, in the Div. of Police, effective April 13, 2020.

X. Fire/Police Discipline - YES

XI. Announcements

XII. Public Comments

Adjournment

MAY 7, 2020 COUNCIL MEETING OF THE LFUCG

PUBLIC COMMENT VIA ZOOM

You are invited to a Zoom webinar.

When: May 7, 2020 06:00 PM Eastern Time (US and Canada)

Topic: Urban County Council Meeting - May 7 2020

To offer public comment online or via smartphone:

<https://us02web.zoom.us/j/83485757906?pwd=bE9lRzJNbU9taTdTVGILNGtPVzZyUT09>

Password: 313425

To offer public comment via telephone (non-smartphone):

Dial any of the phone numbers below to connect to the meeting:

US: +1 312 626 6799

+1 646 876 9923

+1 301 715 8592

When prompted, enter Webinar ID: 834 8575 7906

When prompted enter # (pound)

When prompted, enter Password: 313425

International numbers available: <https://us02web.zoom.us/j/83485757906?pwd=bE9lRzJNbU9taTdTVGILNGtPVzZyUT09>

Information for Public Comment during the Lexington-Fayette Urban County Council's Video Teleconference Meetings

Please be advised that Due to the COVID-19 pandemic, state of emergency and Governor Beshear's Executive Orders regarding social distancing, this meeting of the Urban County Council is being held via video-teleconference pursuant to Senate Bill 150 (as signed by the Governor on March 30, 2020) and Attorney General Opinion 20-05, and in accordance with KRS 61.826, because it is not feasible to offer a primary physical location for the meeting. Therefore, the meeting will be conducted via Zoom video teleconference. You may view the meeting on LexTV Spectrum channel 185, MetroNet channel 3, Windstream channels 3 and 20, or via live stream [here](#).

If you are a member of the public and wish to address the Council during the public comment portion of the meeting, please follow the instructions below to join the virtual meeting using Zoom.

1. Please wait for public comment portion to be announced in the meeting before joining the meeting via Zoom. If you call or log in prior to public comment, you will not be allowed to enter the meeting. **The URL link and call-in information will be included with the packets/dockets when they are distributed.**
2. If entering using a non-smartphone, join the meeting by dialing any of the phone numbers provided. When prompted please enter the following:
 - Webinar I.D.
 - Enter # (pound) for the participant I.D.
 - Enter the provided meeting password

At this point you will be able to hear and see the meeting on your device.

3. If entering with a computer or smartphone, use the provided URL link.
4. You will be called on to speak during the public comment portion of the meeting. Please listen for your name (or last 4 digits of your phone number) to be called.
5. **Once you are called to speak, please state your name and address for the record. You will be given three (3) minutes to complete your comments.**
6. You will be notified when your time expires and placed back in the lobby, at which time you may choose to disconnect from the meeting.
7. You will have to access the meeting using the steps above in order to comment.
8. You can test your computer, phone or tablet's ability to use Zoom, including speaker/microphone functionality at <https://zoom.us/test>

*Please note that the procedure outlined above may be modified as circumstances change.