

Lexington-Fayette Urban County Government

*200 E. Main St
Lexington, KY 40507*



Docket

Thursday, December 3, 2020

6:00 PM

Virtual Meeting

Urban County Council

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

[1222-20](#) Minutes of the December 1, 2020 Council Meeting.

V. Presentations

[1136-20](#) Recognition of Councilmember Lisa Higgins-Hord

[1137-20](#) Recognition of Councilmember Mark Swanson

[1138-20](#) Recognition of Councilmember Bill Farmer, Jr.

[1139-20](#) Recognition of Councilmember Jennifer Mossotti

VI. Ordinances – Second Reading

1. [1174-20](#) An Ordinance expanding and extending the Full Urban Services District #1 for the Urban County Government for the provision of street lighting, street cleaning, and garbage and refuse collection, to include the area defined as certain properties on the following streets: Angus Trail, Battery St., Bellefonte Dr., Captains Ct., Enterprise Ct., Fountain View Cove, Haymaker Parkway, Lucille Dr., Maybank Park, Moon Rise Way, Morning Glory Lane, Nantucket Dr., Rockaway Pl., Stolen Horse Trace, Tidewater Flat, Twilight Shadow Dr., Wescott Cir., and Wolf Run Dr. [Dept. of Environmental Quality and Public Works, Albright]
2. [1175-20](#) An Ordinance expanding and extending Partial Urban Services District #3 for the Urban County Government for the provision of garbage and refuse collection, to include the area defined as certain properties on the following streets: Harper Woods Lane, Patchen Lake Lane, Spring Bay Ct., and Spring Leaf Ct. [Dept. of Environmental Quality and Public Works, Albright]
3. [1176-20](#) An Ordinance expanding and extending Partial Urban Services District #5 for the Urban County Government for the provision of

street lighting and garbage and refuse collection, to include the area defined as certain properties on the following streets: Argyle Dr., Claridge Ct., Darien Dr., Dundee Dr., Edinburgh Ct., Inverness Dr., Ipswich Ct., Loch Lomond Dr., and Westridge Cir. [Dept. of Environmental Quality and Public Works, Albright]

4. [1197-20](#) 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, FY 2021 Schedule No. 22. [Div. of Budgeting, Lueker]

5. [1132-20](#) An Ordinance closing portions of DeRoode, Patterson, Merino, McKinley, and Neville St., as well as Byars Alley; determining that the Urban County Government owns all property abutting the portion of the streets to be closed and hereby consents thereto; and authorizing the Mayor, on behalf of the Urban County Government, to execute a Quitclaim Deed and/or a consolidation plat transferring the former right-of-way to the Urban County Government as abutting owner. [Div. of Engineering, Burton]

6. [1143-20](#) An Ordinance amending the authorized strength by abolishing one (1) vacant classified position of Recreation Manager Sr., Grade 520E, and one (1) vacant classified position of Golf Course Superintendent, Grade 519N, and creating one (1) classified position of Parks & Recreation Superintendent, Grade 525E and restore funding for one (1) classified position of Information Office Supervisor, Grade 522E, and change the position title for the Cultural Arts Program Administrator, Grade 525E, and the incumbent, to Parks & Recreation Superintendent, Grade 525E, in the Div. of Parks and Recreation, effective upon passage of Council. [Div. of Human Resources, Maxwell]

7. [1169-20](#) An Ordinance closing Powell St.; determining that the property owner abutting Powell St. has been identified, provided with written notice of the proposed closing, and consented thereto in writing; and authorizing the Mayor, on behalf of the Urban County Government, to execute a Quitclaim Deed and any other documents necessary to transfer the former right-of-way to the abutting owner, subject to the reservation of easements and restrictions. [Dept. of Environmental Quality and Public Works, Albright]

8. [1202-20](#) An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current

requirements for funds in the amount of \$2,000 from Neighborhood Development Funds for Sister Cities to assist with ongoing programming needs, Schedule No. 27. [Div. of Budgeting, Lueker]

9. [1203-20](#) An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$2,000 from Neighborhood Development Funds for Public Arts Commission to assist with the Public Art Master Plan, Schedule No. 28. [Div. of Budgeting, Lueker]

10. [1198-20](#) An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$1,873 to provide additional funds for Council Projects in the Div. of Environmental Services to assist with the Richmond Rd. Beautification Project and appropriating and re-appropriating funds, Schedule No. 23. [Div. of Budgeting, Lueker]

11. [1048-20](#) An Ordinance pursuant to Section 2-1(a) of the Code of Ordinances of the Lexington-Fayette Urban County Government, adopting a Schedule of Meetings for the Council for the calendar year 2021. [Council Office, Maynard]

12. [1199-20](#) An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$3,000 to provide funds for Council Projects in the Div. of Streets and Roads for a sidewalk connectivity project on Wyatt Parkway and appropriating and re-appropriating funds, Schedule No. 24. [Div. of Budgeting, Lueker]

13. [1200-20](#) An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$17,290 to provide funds for Council Projects in the Div. of Traffic Engineering to cover costs associated with the installation of traffic calming/safety devices in the 11th district and appropriating and re-appropriating funds, Schedule No. 25. [Div. of Budgeting, Lueker]

14. [1201-20](#) An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$4,000 to provide funds for Council projects in the Div. of Historic Preservation for the

fabrication and installation of local historic district signage for Pensacola Park and replacement of other signs as needed and appropriating and re-appropriating funds, Schedule No. 26. [Div. of Budgeting, Lueker]

VII. Resolutions – Second Reading

1. [1173-20](#) A Resolution accepting the bids of Bluegrass Contracting Co.; FPF Concrete Service, Inc.; Ground Hog Excavating & Farm Service, Inc.; L-M Asphalt Partners, Ltd dba ATS Construction; Sensabaugh Design and Construction, LLC; The Allen Co., Inc.; Tom Chesnut Excavation & Construction, LLC; and Woodall Construction Co., Inc., establishing construction unit price contracts, for the Div. of Engineering and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary related Agreements. (8 Bids, Low) [Burton]

2. [1192-20](#) A Resolution accepting the bids of Alton Blakley Ford; Clarke Power Service, Inc.; O'Reilly Automotive Stores, Inc. d/b/a O'Reilly Auto Parts; Paul Miller Ford; and TruckPro, LLC, establishing price contracts for Filters (Supplemental), for the Div. of Facilities and Fleet Management. (5 Bids, Low) [Baradaran]

3. [1209-20](#) A Resolution accepting the bid of Premier Power Maintenance, in the amount of \$55,061, for electrical switch gear maintenance and testing for West Hickman WWTP, for the Div. of Water Quality. [3 Bids, Low] (Martin)

4. [1205-20](#) A Resolution ratifying the Probationary Classified Civil Service Appointments: Justin Huber, Golf Course Superintendent Sr., Grade 520E, \$2,072.80 biweekly in the Div. of Parks and Recreation, effective December 7, 2020, David Reed, Vehicle & Equipment Mechanic, Grade 512N, \$22.699 hourly in the Div. of Streets and Roads, effective December 7, 2020, Elizabeth Jefferson, Administrative Specialist, Grade 513N, \$19.036 hourly in the Div. of Planning, effective January 4, 2021, Brian Knapp, Traffic Engineer Manager, Grade 527E, \$3,700.00 biweekly in the Div. of Traffic Engineering, effective December 7, 2020, and Leon Powell, Facilities Manager, Grade 523E, \$2,373.36 biweekly in the Div. of Community Corrections, effective December 7, 2020; and ratifying the Probationary Sworn Appointments of: Mark Ada, Police Sergeant, Grade 315N, \$32.408 hourly in the Div. of Police, effective December 7, 2020, Maulana Trowell, Community Corrections Captain, Grade 115E, \$2,761.00 biweekly in the Div. of

Community Corrections, effective November 23, 2020, and Eric LeGear, Community Corrections Lieutenant, Grade 114E, \$2,289.00 biweekly in the Div. of Community Corrections, effective December 7, 2020. [Div. of Human Resources, Maxwell]

5. [1096-20](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Second Amendment to Master Service Agreement with Securus Technologies, Inc., to authorize Securus Technologies, and its affiliate, AllPaid, to act on behalf of the Lexington-Fayette Urban County Government, as an authorized agent to accept payments by use of a credit card, debit card, or prepaid credit card for payments for services provided, at no cost to the Urban County Government. [Div. of Community Corrections, Farmer]

6. [1129-20](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Federal Emergency Management Agency (FEMA), 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 \$47,332.50 in Federal funds under the Hazard Mitigation Grant Program, and \$7,573.20 in Commonwealth of Ky. funds under the Weather Radio Project, and are for the purchase of Emergency Weather All-Hazard Radios for Fayette County mobile homes, the acceptance of which obligates the Urban County Government for the expenditure of \$8,204.30, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Div. of Emergency Management, Dugger]

7. [1131-20](#) A Resolution authorizing an amendment to Resolution No. 256-2019 to increase the amount of the Agreement with Resource Recycling Systems by 400,000. The new not-to-exceed amount is \$424,855. [Div. of Waste Management, Thurman]

8. [1150-20](#) A Resolution authorizing the Div. of Waste Management to purchase parts and services for equipment at the Material Recovery Facility from Machinex, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Machinex, related to the procurement. [Div. of Waste Management, Thurman]

9. [1151-20](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with

Machinex, for capital project equipment upgrades at the Material Recovery Facility, at a cost not to exceed \$4,200,000. [Div. of Waste Management, Thurman]

10. [1152-20](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Bluewater Toxicology, LLC, d/b/a Bluewater Diagnostic Laboratory, to conduct coronavirus testing at the Fayette County Detention Center for FY 2021, at a rate of \$85 per test and a total cost not to exceed \$175,000. [Div. of Community Corrections, Farmer]
11. [1153-20](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Lease Agreement with Winmar Corporation for the property located at 125 Lisle Industrial Ave., for space to be used by the LFUCG Wellness Center. [Div. of Facilities and Fleet Management, Baradaran]
12. [1158-20](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept \$61,440 in Federal funds under the CARES Act from the Ky. State Board of Elections, for the purpose of offsetting expenses incurred by the Fayette County Clerk's Office during the 2020 general election as a result of the Covid-19 pandemic, 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. [Office of the Chief Administrator, Hamilton]
13. [1159-20](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 2 (Final) to the Agreement with Hazen & Sawyer, P.S.C., for Investigation, Design, and Construction Inspection Services for the West Hickman Waste Water Treatment Plant Final Clarifiers #7 and #8 Structural Repair Project, increasing the contract price by the sum of \$7,100, from \$185,085 to \$192,185. [Div. of Water Quality, Martin]
14. [1160-20](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Federal Emergency Management Agency's Building Resilient Infrastructure and Communities Program, 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 \$11,775 in Federal funds, and are for the expenses of obtaining accreditation for the Divs. of Code Enforcement and Building Inspection, the

acceptance of which obligates the Urban County Government for the expenditure of \$3,925, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Div. of Code Enforcement, Olszowy]

15. [1162-20](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement (awarded pursuant to RFP No. 30-2020) with Boyd Co., for installation of a roof-mounted solar photovoltaic system at Fire Station #7 and Fire Station #15, at a cost estimated not to exceed \$77,038.20. [Div. of Environmental Services, Plueger]
16. [1163-20](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a multiyear Sales Agreement (awarded pursuant to RFP No. 24-2020) and other related documents with Novotx, LLC for a right-of-way permitting system for the Div. of Engineering, at a cost not to exceed \$32,500 in FY 2021. [Div. of Engineering, Burton]
17. [1164-20](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Justice and Public Safety Cabinet to accept a Grant in the amount of \$100,000 Federal funds under the Victim Assistance Formula Grant funded by the Victims of Crime Act ("VOCA"), for the implementation of the Underserved Minorities Victims Advocacy Program in the Dept. of Social Services in FY 2021, the acceptance of which will include the Urban County Government making an expenditure of \$59,183 to balance the project Budget, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Dept. of Social Services, Ford]
18. [1165-20](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept an award of \$511,078 in Federal funds from the U.S. Dept. of Justice through its Comprehensive Opioid, Stimulant, and Substance Abuse Site-Based Program, in order to create the Lexington Overdose Outreach Project-2 (Loop-2) for FY 2021, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, and authorizing and directing the Mayor to transfer unencumbered funds within the Grant Budget. [Div. of Fire and Emergency Services, Chilton]
19. [1166-20](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the

Agreement with the Ky. Transportation Cabinet for the Rosemont Garden Sidewalk Project, in order to move funds in the amount of \$15,120 from the design phase to the right-of-way phase, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Div. of Engineering, Burton]

20. [1167-20](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute all documents necessary for the purchase of four (4) permanent easements and twenty-eight (28) temporary construction easements along Rosemont Garden from Southland Dr. to Pin Oak Dr., for the Rosemont Garden Sidewalk Project, at a total cost not to exceed \$15,120. [Div. of Engineering, Burton]
21. [1168-20](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. Two (2) to the Agreement with Pace Contracting, LLC, for the Fourth Street Corridor Enhancement and Legacy Trail Phase 3 Projects, extending the Contract term to April 30, 2021. [Div. of Engineering, Burton]
22. [1170-20](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute the Sunset Provisions for Newtown Pike extension Environmental Justice Mitigation with the Ky. Transportation Cabinet and the Lexington Community Land Trust, requiring matching funds not to exceed \$200,000 in FY 2022 for Park Construction. [Div. of Engineering, Burton]
23. [1171-20](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to an Agreement with the Realtor Community Housing Foundation, extending the period of performance through December 31, 2021, to complete accessibility renovations for low-income persons with disabilities. [Div. of Grants and Special Programs, Lanter]
24. [1172-20](#) A Resolution authorizing and directing the Mayor, on behalf of the Lexington-Fayette Urban County Government, to execute a Memorandum of Understanding with the Downtown Lexington Partnership to present public events on behalf of, and in partnership with, LFUCG, including Luminate Lexington Christmas Tree Lighting, Christmas Parade, And Thursday Night Live. [Council Office, Maynard]
25. [1195-20](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Agreements with

FoodChain, (\$500), Idle Hour Neighbor's Alliance (\$1,720), and the Lexington Public Library Foundation (\$1,125), for the Office of the Urban County Council, at a cost not to exceed the sums stated. [Council Office, Maynard]

26. [1178-20](#) A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute the 2021 General Term Orders for the Fayette County Clerk and the Fayette County Sheriff, establishing the number of deputies and assistants allowed to each and their respective compensation, subject to the limits for each category as specified in the General Term Orders and the requirements established by law. [Dept. of Finance, Hensley]
27. [1219-20](#) A Resolution of the Urban County Council expressing support of amendments to KRS Chapter 67A to allow for the furlough of Classified Civil Service employees in order for the Lexington-Fayette Urban County Government to meet financial obligations and address budgetary shortfalls. [Council Office, Maynard]
28. [1216-20](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit an application and other related documents for additional Coronavirus Relief funds from the Commonwealth of Ky., to accept any such funding, which is anticipated to be in the amount of \$2,000,000, and to take any other necessary related action. [Council Office, Maynard]
29. [1217-20](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to an Agreement with the University of Ky. Research Foundation related to the Lexington Overdose Outreach Project (LOOP), extending the period of performance through September 30, 2021, and reducing the Contract amount from \$198,638 to \$108,639. [Council Office, Maynard]
30. [1212-20](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Dept. of Military Affairs, Div. of Emergency Management which Grant funds are in the amount of \$103,545.50 Federal funds, under the FY 2021 Emergency Management Assistance Project, and are for the support of emergency preparedness activities in Fayette County, the acceptance of which obligates the Urban County Government for the expenditure of \$106,900.00 as a local match, and authorizing the Mayor to transfer unencumbered funds within the

Grant Budget. [Council Office, Maynard]

31. [1213-20](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Vitality DX, LLC, d/b/a SphereDX Laboratory, LLC, to conduct coronavirus testing at the Fayette County Detention Center for FY 2021, at a cost not to exceed \$500,000. [Council Office, Maynard]
32. [1218-20](#) A Resolution authorizing and directing the Mayor on behalf of the Urban County Government to Grant all employees of the Urban County Government, Full-Time Classified, Unclassified and Sworn, an additional half day of leave time to be added to their holiday leave balance for Calendar Year 2020. [Council Office, Maynard]
33. [1221-20](#) A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Big Brothers/Big Sisters of the Bluegrass, Inc., for the Office of the Urban County Council, at a cost not to exceed \$2,300. [Council Office, Maynard]
34. [1012-20](#) A Resolution amending the Change Order Approval Process by authorizing designated personnel, on behalf of the Urban County Government, to execute any necessary Change Orders and related documents meeting the criteria provided in this Resolution. [Council Office, Maynard]

VIII. Fire/Police Discipline - NO

IX. Announcements

Adjournment