

WORK COPY

DOCKET-REGULAR MEETING-LEXINGTON-FAYETTE URBAN
COUNTY GOVERNMENT COUNCIL MEETING

July 8, 2008 – 6:00 P.M.

I. ROLL CALL

II. INVOCATION

III. ORDINANCES – SECOND READING

1. An Ordinance 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 Justice, 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 \$94,065.00 Federal funds, are for Project Safe Neighborhoods Program, for the U.S. Attorney's Office for the Eastern District of Ky., the acceptance of which does not obligate the Urban County Government for the expenditure of funds, appropriating funds pursuant to FY 2009 Schedule No. 27, and authorizing the Mayor to transfer unencumbered funds within the Grant budget.
2. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Housing Corporation, which Grant funds are in the amount of \$12,000.00 Commonwealth of Ky. funds under the Emergency Shelter Grant Matching Funds Program, are for the provision of essential services to the homeless and for homelessness prevention activities, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, appropriating funds pursuant to FY 2009 Schedule No. 26, and authorizing the Mayor to transfer unencumbered funds within the Grant budget.
3. An Ordinance creating and establishing a non-exclusive electric franchise and providing for: the placement of facilities for the generation, transmission, distribution and sale of electrical energy within the public rights-of-way; the incorporation of the provisions of Code of Ordinances and the applicable zoning laws; definitions; a police power limitation; construction, installation, maintenance and facility standards; due regard for rights of Government and others; compliance with the Government's permitting process for projects; additional performance guarantees of up to \$200,000 on projects with construction costs exceeding \$100,000; an indemnification and hold harmless provision; compliance with non-discrimination and

affirmative action requirements; commercial general liability insurance policy in the amount of at least \$1,000,000 per occurrence and \$2,000,000 aggregate; access, inspection and auditing by the Government; notification of rate cases before the Public Service Commission and an agreement not to contest intervention by the Government; a three year duration; no vested rights for installation or emplacement of facilities and right to require removal of facilities at company's expense if no franchise exists; notification of assignment with consent not to be unreasonably withheld; no objection to Government intervention in a transfer of control case before the Public Service Commission; the following penalties recoverable for violations after company is provided the opportunity to present evidence to the Commissioner of Public Works and Development or his designee, with such decisions appealable to a court of competent jurisdiction: \$500 a day for failure to commence removal of a pending construction project upon expiration of the franchise, \$100 a day for failure to provide data and reports requested by the Government as required by the Ordinance, or for failure to timely pay the franchise fee or an itemized bill; a \$100 a day penalty appealable to a court of competent jurisdiction for a failure to comply within thirty days to a council resolution directing compliance with a provision of the Ordinance; non-waiver and continued performance and enforcement upon the Government's failure to insist on specific performance; the payment of penalties not an excuse for non-performance; reservation of rights to regulate rates and services with acknowledgment of Public Service Commission authority; rights of subscribers defined in customer bill of rights; company will abide by orders and tariffs pertaining to service and operations in Fayette County; company shall work to improve identification and replacement or repair of nonfunctioning street lights; termination upon willful violations of the franchise, willful evasion of provisions of the franchise, fraud and deceit upon the Government, knowingly making material misrepresentations, upon a foreclosure or judicial sale of all or a substantial portion of the company's facilities, or upon company's failure to provide regular and customary service, and procedures for terminating the franchise; Government's right to cancel franchise thirty days after the appointment of a receiver or trustee unless certain conditions are met; sale at public auction of the franchise and due advertisement requirements thereon; written bids, right to reject, payment of five percent of the estimated cost of the system unless the company already has sufficient facilities to provide the franchise services, and payment of \$500 for advertisement and administrative costs with any excess amounts exceeding actual costs to be returned to bidder(s) within thirty days; payment of the sum of at least three percent of the company's

gross annual revenues from the provision of electric service within Fayette County; agreement to work with the Government to provide certain redundant power sources; agreement to provide pole attachment space unless otherwise provided in an agreement; payment of permitting fees; the filing of an application or tariff with the Kentucky Public Service Commission within ten days of acceptance of the bid; suspension of payment of the franchise fee if no final determination regarding tariff approval is made and allowing the Government to terminate the franchise upon such condition; right to terminate if deregulation results in material shortfall in revenue; all payments to be made monthly or quarterly within thirty days of the preceding payment period; payment is not an accord and satisfaction, right to audit and to payment of costs if the company is found to have withheld five percent or more for any six month period; interest of eight percent on any late or recomputed payments and an adjustment for overpayments; bids must accept the conditions of this Ordinance and may include additional consideration payments; violations of the franchise shall be condition for forfeiture, law of Kentucky applies; venue in Fayette County; no third-party rights; any unlawful provision is severable; and franchise effective when the Council accepts the bid(s); all effective on date of passage.

4. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Contract Addendum with the Lexington-Fayette County Health Dept., for additional State and Federal funds in the amount of \$74,329.00 for FY 2008 for the Home Network Project at the Family Care Center, and appropriating funds pursuant to Schedule No. 29.
5. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Faith Community Housing Foundation, Inc., for HOME funds for the development of a rental housing project, at a cost not to exceed \$113,000.00, and appropriating funds pursuant to Schedule No. 30.
6. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Fayette Fiscal Court and Sandra M. Varellas, Fayette County Judge/Executive, for the FY 2009 County Road Aid Fund Program for Fayette County, in the amount of \$1,343,240.98, and appropriating funds pursuant to Schedule No. 28.
7. An Ordinance amending Ordinance No. 104-2008, to change the name of the project from which the Grant Application is submitted and Grant funds accepted from the South Elkhorn Force Main Project to the South Elkhorn Pump Station Project, and appropriating funds pursuant to Schedule No. 25.

8. An Ordinance amending Sections 21-25, 22-22, 22-5, 22-53.2, and 23-28 of the Code of Ordinances providing a two and three tenths percent (2.3%) structure movement to the salary schedules applicable to classified civil service employees, unclassified civil service employees, including Council Staff, and Traffic School Guards, and two and three tenths percent (2.3%) increase to the maximum of the pay range of Program Assistant – P|T, providing that all classified and unclassified civil service employees, except seasonal employees in Account 332, who receive a satisfactory score on their performance evaluation, pursuant to Sections 21-29(d) and 22-26(5) of the Code of Ordinances, shall receive a two and three tenths percent (2.3%) pay increase; amending Section 23-28 of the Code of Ordinances modifying the existing step structure for the positions of Police Chief, Grade 324E, and Fire Chief, Grade 324E; increasing the salary by two and three tenths percent (2.3%) of one (1) position of Friend of the Court, Grade 000, within the Office of the Circuit Judges, one (1) position of ABC Administrator – P|T, Grade 000, within the Office of Alcohol Beverage Control, three (3) positions of Law Clerk – P|T, Grade 000, within the Dept. of Law, three (3) positions of Skilled Trades Worker – P|T, Grade 000, within the Div. of Community Corrections, and one (1) position of Park Patrol Coordinator – P|T, Grade 000, and thirty (30) positions of Park Patrol Officer – P|T, Grade 000, within the Div. of Parks and Recreation, replacing the existing salary structures for the Community Corrections Officers and Sergeants and Community Corrections Lieutenants and Captains be replaced pursuant to their respective Collective Bargaining Agreements, all to become effective retroactive to June 23, 2008.
9. An Ordinance repealing Chapter Two, Article XIX, Sections 2-246 through 2-248, of the Code of Ordinances to abolish the Horse Patrol Commission.
10. 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. 31.
11. An Ordinance pursuant to Section 6.12 of the Lexington-Fayette Urban County Government Charter consolidating the Divs. of Environmental and Emergency Management and Enhanced 911 and creating the Div. of Emergency Management/911; consolidating the Divs. of Fleet Services and Building Maintenance and creating the Div. of Facilities and Fleet Management; and transferring the Div. of Risk Management from the Dept. of Law to the Dept. of Finance and Administration; amending Section 21-5(2) of the Code of Ordinances creating one (1) position of Staff

Assistant, Grade 107N, two (2) positions of Information Officer, Grade 113E, one (1) position of Graphic Assistant, Grade 109N and one (1) position of Recreation Manager, Grade 114E, in the Div. of Government Communications; amending Section 21-5(2) of the Code of Ordinances abolishing one (1) position of Finance & Investment Analyst, Grade 116E and one (1) position of Financial Management Administrator, Grade 119E in the Dept. of Finance and Administration; amending Section 21-5(2) of the Code of Ordinances creating one (1) position of Financial Management Administrator, Grade 119E, one (1) position of Finance & Investment Analyst, Grade 116E, one (1) position of Accountant Sr., Grade 116E, one (1) position of Accountant, Grade 113E and one (1) position of Administrative Specialist, Grade 110N in the Div. of Accounting; amending Section 21-5(2) of the Code of Ordinances creating six (6) positions of GIS Specialist, Grade 114N, three (3) positions of GIS Programmer/Analyst, Grade 117E, three (3) positions of Engineering Technician, Grade 111N, one (1) position of Telecomm Support Specialist, Grade 113N, one (1) position of Database Administrator, Grade 117E and one (1) position of Computer Analyst, Grade 115E in the Div. of Computer Services; amending Section 21-5(2) of the Code of Ordinances creating one (1) position of Accountant, Grade 113E, one (1) position of Administrative Specialist Sr., Grade 112N, one (1) position of Administrative Specialist, Grade 110N, and one (1) position of Staff Assistant Sr., Grade 108N, in the Div. of Revenue; amending Section 21-5(2) of the Code of Ordinances creating one (1) position of Buyer Sr., Grade 116E in the Div. of Central Purchasing; amending Section 21-5(2) of the Code of Ordinances abolishing two (2) positions of GIS Specialist, Grade 114N, one (1) position of Engineering Technician, Grade 111N, and one (1) position of GIS Programmer/Analyst, Grade 117E, in the Div. of Engineering; amending Section 21-5(2) of the Code of Ordinances creating one (1) position of Traffic Signal Technician Master, Grade 114N, one (1) position of Traffic Signal Technician Sr., Grade 112N, and one (1) position of Traffic Signal Technician, Grade 108N, in the Div. of Traffic Engineering; amending Section 21-5(2) of the Code of Ordinances creating one (1) position of Attorney Sr., Grade 121E, two (2) positions of Staff Assistant Sr., Grade 108N, one (1) position of Administrative Specialist Sr., Grade 112N, and one (1) position of Risk Manager, Grade 120E, in the Dept. of Law; amending Section 21-5(2) of the Code of Ordinances abolishing two (2) positions of Staff Assistant Sr., Grade 108N, one (1) position of Administrative Specialist Sr., Grade 112N, one (1) position of Risk Manager, Grade 120E, and one (1) position of Attorney Sr., Grade 121E, in the Div. of Risk Management; amending Section 21-5(2) of the Code of Ordinances abolishing

one (1) position of Staff Assistant, Grade 107N, two (2) positions of Administrative Specialist, Grade 110N, one (1) position of Director of Environmental & Emergency Management, Grade 120E, one (1) position of DEEM Preparedness Coordinator, Grade 113N and two (2) positions of DEEM Program Manager, Grade 117E, in the Div. of Environmental & Emergency Management; amending Section 21-5(2) of the Code of Ordinances creating one (1) position of Director of Environmental and Emergency Management, Grade 120E, one (1) position of Director of Enhanced 911, Grade 119E, one (1) position of Public Safety Answering P/T Manager, Grade 117E, one (1) position of DEEM Program Manager, Grade 117E, eleven (11) positions of Telecommunicator Supervisor, Grade 116E, thirty-five (35) positions of Telecommunicator Sr., Grade 113N, one (1) position of DEEM Preparedness Coordinator, Grade 113N, thirty-one (31) positions of Telecommunicator, Grade 111N, three (3) positions of Administrative Specialist, Grade 110N, and two (2) positions of Staff Assistant, Grade 107N, in the Div. of Emergency Management/911; amending Section 21-5(2) of the Code of Ordinances abolishing two (2) positions of GIS Specialist, Grade 114N, one (1) position of GIS Programmer/Analyst, Grade 117E, thirty-one (31) positions of Telecommunicator, Grade 111N, thirty-five (35) positions of Telecommunicator Sr., Grade 113N, eleven (11) positions of Telecommunicator Supervisor, Grade 116E, one (1) position of Public Safety Answering P/T Manager, Grade 117E, one (1) position of Director of Enhanced 911, Grade 119E, one (1) position of Staff Assistant, Grade 107N, and one (1) position of Administrative Specialist, Grade 110N in the Div. of Enhanced 911; amending Section 21-5(2) of the Code of Ordinances abolishing two (2) positions of Skilled Trades Worker Sr., Grade 112N, and one (1) position of Trades Supervisor, Grade 113N, in the Div. of Fire and Emergency Services; amending Section 21-5(2) of the Code of Ordinances abolishing two (2) positions of Eligibility Counselor, Grade 110E, in the Dept. of the Commissioner of Social Services; amending Section 21-5(2) of the Code of Ordinances creating two (2) positions of Eligibility Counselor, Grade 110E, in the Div. of Adult Services; amending Section 21-5(2) of the Code of Ordinances abolishing two (2) positions of Administrative Officer, Grade 118E, one (1) position of Telecomm Support Specialist, Grade 113N, seventeen (17) positions of Security Officer, Grade 106N, and one (1) position of Security Supervisor, Grade 112N, in the Dept. of the Commissioner of General Services; amending Section 21-5(2) of the Code of Ordinances creating one (1) position of Director of Facilities and Fleet Management, Grade 123E, two (2) positions of Deputy Director of Facilities and Fleet Management, Grade 122E, one (1) position of Real Property Manager, Grade 121E, two (2) positions

of Administrative Officer, Grade 118E, three (3) positions of Facility Manager, Grade 118E, one (1) position of Contract Manager, Grade 118E, two (2) positions of Fleet Operations Manager, Grade 116E, one (1) position of Fleet Systems Manager, Grade 116E, one (1) position of Operations Manager, Grade 116E, three (3) positions of Fleet Operations Supervisor, Grade 115E, two (2) positions of Administrative Specialist Principal, Grade 114E, one (1) position of Electrical Instrument Technician Sr., Grade 114E, one (1) position of Facilities Planner, Grade 114E, one (1) position of Capital Projects Coordinator, Grade 114E, sixteen (16) positions of Heavy Equipment Technician, Grade 113N, ten (10) positions of Trades Supervisor, Grade 113N, three (3) positions of Electrical Instrument Technician, Grade 113E, one (1) position of Engineering Technician Sr., Grade 113E, sixteen (16) positions of Skilled Trades Worker Sr., Grade 112N, eleven (11) positions of Vehicle & Equipment Technician, Grade 112N, one (1) position of Security Supervisor, Grade 112N, one (1) position of Information Systems Specialist, Grade 111N, five (5) positions of Public Service Supervisor, Grade 111N, two (2) positions of Body & Paint Mechanic – Certified, Grade 111N, eighteen (18) positions of Skilled Trades Worker, Grade 111N, one (1) position of Fleet Parts Specialist Sr., Grade 110N, one (1) position of Fleet Parts Specialist, Grade 109N, one (1) position of Service Writer, Grade 109N, three (3) positions of Staff Assistant Sr., Grade 108N, two (2) positions of Heavy Equipment Mechanic Apprentice, Grade 108N, two (2) positions of Vehicle and Equipment Mechanic – Apprentice, Grade 107N, two (2) positions of Public Service Worker Sr., Grade 107N, three (3) positions of Stores Clerk, Grade 107N, four (4) positions of Trades Worker, Grade 107N, five (5) positions of Public Service Worker, Grade 106N, seventeen (17) positions of Security Officer, Grade 106N and eleven positions of Custodial Worker, Grade 102N, in the Div. of Facilities and Fleet Management; amending Section 21-5(2) of the Code of Ordinances abolishing one (1) position of Director of Fleet Services, Grade 120E, two (2) positions of Fleet Operations Manager, Grade 116E, one (1) position of Fleet Systems Manager, Grade 116E, three (3) positions of Fleet Operations Supervisor, Grade 115E, one (1) position of Administrative Specialist Principal, Grade 114E, sixteen (16) positions of Heavy Equipment Technician, Grade 113N, eleven (11) positions of Vehicle & Equipment Technician, Grade 112N, two (2) positions of Body & Paint Mechanic – Certified, Grade 111N, one (1) position of Information Systems Specialist, Grade 111N, one (1) position of Fleet Parts Specialist Sr., Grade 110N, one (1) position of Fleet Parts Specialist, Grade 109N, one (1) position of Service Writer, Grade 109N, one (1) position of Staff Assistant Sr., Grade 108N, two (2) positions of Heavy Equipment Mechanic Apprentice,

Grade 108N, two (2) positions of Vehicle and Equipment Mechanic – Apprentice, Grade 107N, and one (1) position of Public Service Worker Sr., Grade 106N, in the Div. of Fleet Services; amending Section 21-5(2) of the Code of Ordinances abolishing one (1) position of Director of Building Maintenance & Construction, Grade 121E, three (3) positions of Facility Manager, Grade 118E, one (1) position of Electrical Instrument Technician Sr., Grade 114E, one (1) position of Administrative Specialist Principal, Grade 114E, one (1) position of Engineering Technician Sr., Grade 113E, five (5) positions of Trades Supervisor, Grade 113N, three (3) positions of Electrical Instrumentation Technician, Grade 113N, seven (7) positions of Skilled Trades Worker Sr., Grade 112N, four (4) positions of Public Service Supervisor, Grade 111N, thirteen (13) positions of Skilled Trades Worker, Grade 111N, two (2) positions of Staff Assistant Sr., Grade 108N, two (2) positions of Stores Clerk, Grade 107N, one (1) position of Public Service Worker Sr., Grade 107N, and four (4) positions of Public Service Worker, Grade 106N, in the Div. of Building Maintenance & Construction; amending Section 21-5(2) of the Code of Ordinances abolishing one (1) position of Staff Assistant, Grade 107N, one (1) position of Staff Assistant Sr., Grade 108N, two (2) positions of Information Officer, Grade 113E, one (1) position of Graphic Assistant, Grade 109N, one (1) position of Public Service Worker, Grade 106N, one (1) position of Public Service Worker Sr., Grade 107N, one (1) position of Public Service Supervisor, Grade 111N, one (1) position of Stores Clerk, Grade 107N, four (4) positions of Trades Worker, Grade 107N, five (5) positions of Skilled Trades Worker, Grade 111N, four (4) positions of Skilled Trades Worker Sr., Grade 112N, four (4) positions of Trades Supervisor, Grade 113N, one (1) position of Operations Manager, Grade 116E, one (1) position of Recreation Manager, Grade 114E and creating one (1) position of Management Analyst, Grade 114E, in the Div. of Parks and Recreation; amending Section 21-5(2) of the Code of Ordinances abolishing two (2) positions of GIS Specialist, Grade 114N, in the Div. of Planning; amending Section 22-5(2) abolishing one (1) position of Administrative Aide to the Mayor, Grade 118E, in the Office of the Mayor; amending Section 22-5(2) of the Code of Ordinances creating one (1) position of Administrative Aide to the Mayor, Grade 118E, in the Dept. of the Commissioner of Social Services; amending Section 22-5(2) of the Code of Ordinances abolishing one (1) position of Administrative Specialist Sr., Grade 112N, in the Dept. of the Commissioner of Finance & Administration; amending Section 22-5(2) of the Code of Ordinances creating one (1) position of Administrative Specialist Sr., Grade 112N in the Div. of Accounting; amending Section 22-5(2) of the Code of Ordinances abolishing one (1) position of

Program Supervisor, Grade 115E in the Dept. of the Commissioner of General Services; amending Section 22-5(2) of the Code of Ordinances creating one (1) position of Program Supervisor, Grade 115E in the Div. of Parks and Recreation; amending Section 22-5(2) of the Code of Ordinances abolishing one (1) position of Vehicle and Equipment Technician P/T, Grade 112N and two (2) positions of Public Service Worker P/T, Grade 106N, in the Div. of Fleet Services; amending Section 22-5(2) of the Code of Ordinances creating one (1) position of Vehicle and Equipment Technician P/T, Grade 112N, two (2) positions of Public Service Worker P/T, Grade 106N, and one (1) position of Custodial Worker P/T, Grade 102N in the Div. of Facilities and Fleet Management; amending Section 22-5(2) of the Code of Ordinances abolishing one (1) position of MMRS Project Coordinator, Grade 114E and one (1) position of CSEPP Planner P/T, Grade 113N in the Div. of Environmental and Emergency Management; amending Section 22-5(2) creating one (1) position of MMRS Project Coordinator, Grade 114E and one (1) position of CSEPP Planner P/T, Grade 113N in the Div. of Emergency Management/911; amending Section 22-5(2) of the Code of Ordinances abolishing one (1) position of Custodial Worker P/T, Grade 102N in the Div. of Building Maintenance and Construction; amending Section 22-5(2) of the Code of Ordinances creating one (1) position of Social Worker Sr., Grade 113E, in the Office of the Friend of the Court; transferring all incumbents and all vacant positions at their current job classification, pay grade and salary; amending Section 21-5(2) and 22-5(2) of the Code of Ordinances to renumber the affected Sections; effective upon date of passage.

12. An Ordinance amending certain of the budgets of the Lexington-Fayette Urban County Government to reflect current requirements for municipal expenditures related to vehicle fuel, vehicle repairs, utilities, and personnel, and appropriating and re-appropriating funds, Schedule No. 200.
13. An Ordinance changing the zone from a Single Family Residential (R-1E) zone to a Neighborhood Business (B-1) zone for 0.267 net (0.347 gross) acres of property located at 135-139 East Third Street subject to certain use restrictions imposed as conditions of granting the zone change. (GCL Properties, LLC) Conditional Approval 10-0 Objectors (To be heard by July 23, 2008). **PUBLIC HEARING 7:00 P.M.**

IV. ORDINANCE – FIRST READING

14. An Ordinance changing the zone from a Light Industrial (I-1) zone to a Planned Neighborhood Residential (R-3) zone for 15.21 net (17.10 gross) acres; and from a Light Industrial (I-1) zone to a Highway Business (B-3) zone subject to certain use restrictions

imposed as conditions of granting the zone change, for 0.87 net (1.94 gross) acres, for properties located at 709-715 Byars Street; 701-870 DeRoode Street (excluding 757 and 763 DeRoode); 714-726 Deshort Circle; 906 West High Street (a portion of); 555-621 McKinley Street (odd addresses only); 800-833 Neville Street; 565-637 Patterson Street (portions of odd addresses only); and 812-820 Pine Street. Conditional Approval 8-0 OBJECTORS (To be heard by September 10, 2008.)

V. RESOLUTIONS – SECOND READING

1. A Resolution accepting the bid of Southern Drywall Supply, establishing a price contract for drywall materials and ceiling tiles, for the Div. of Building Maintenance and Construction. (2)
2. A Resolution accepting the bid of Pedal Power, establishing a price contract for police bicycles, for the Div. of Police. (3) Non-low
3. A Resolution accepting the bid of Atom Chemical, establishing a price contract for water treatment for heating and cooling systems, for the Div. of Building Maintenance and Construction. (3) Non-low
4. A Resolution accepting the bid of R & L Cleaning Service, establishing a price contract for custodial services for the Day Treatment Facility, for the Div. of Building Maintenance and Construction. (9)
5. A Resolution accepting the bid of Spectrum Contracting Services, Inc., in the amount of \$828,520.00, for the Gainesway Pond and Educational Trail Project. (7)
6. A Resolution ratifying the probationary civil service appointments of: Marcus Ashford, Equipment Operator Sr., Grade 109N, \$12.911 hourly, in the Div. of Waste Management, effective July 7, 2008; ratifying the permanent civil service appointments of: Martreshia Pendleton, Customer Service Specialist, Grade 110N, in the Div. of Government Communications, effective July 7, 2008; Jeffrey Estes, Customer Service Specialist, Grade 110N, in the Div. of Government Communications, effective July 7, 2008; approving the unclassified civil service appointment of: LaJoyce Mullins-Williams, Project Engineer Coordinator, Grade 119E, \$2,307.70 bi-weekly, in the Div. of Water Quality, effective June 30, 2008; Alicia Roddy, Social Worker Sr., Grade 113E, \$1,314.24 bi-weekly, in the Div. of Family Services, effective July 7, 2008.
7. A Resolution of the Urban County Council encouraging developers with projects that meet the requirements for tax increment financing ("TIF") to work with the Lexington-Fayette Urban County Government to submit tax increment financing ("TIF") applications to the Commonwealth of Ky. to obtain financing for public improvements in Fayette County; and providing that a delegation

from the Lexington-Fayette Urban County Government consisting of the Mayor and three to five Council Members, selected by the Council, be created to meet with appropriate developers to negotiate the TIF elements in a project and such other matters that the parties may agree to and that these discussions respect the history and heritage of our downtown and its enormous economic opportunity for the region, and providing that the delegation shall report the results to the Council.

8. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Ross & Baruzzini, Inc., for professional services related to the system design and integration related to the Public Safety Operations Center (PSOC), at a cost not to exceed \$1,473,570.00.
9. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Messer Construction Company, for professional services related to the construction management (at risk) of the Public Safety Operations Center (PSOC), at a cost not to exceed \$1,760,851.00.
10. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement with Road to Homeownership, Inc., for the provision of educational programs to economically disadvantaged and low to moderate income families, at a cost not to exceed \$33,750.00
11. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement with Urban League of Lexington-Fayette County, for support of initiatives designed to enable African-Americans and disadvantaged citizens to achieve social and economic equality, at a cost not to exceed \$70,000.00.
12. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to Agreement with Omni Architects, for additional design services related to the Public Safety Operations Center, at an additional cost not to exceed the sum of \$154,485.00.
13. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Contract with Free Contracting, Inc., for Lower Glendover West Drainage Improvements, increasing the contract price by the sum of \$102,210.02 from \$469,853.00 to \$572,063.02.
14. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 (Final) to the Contract with ATS Construction, for East Reynolds Road and

Lansdowne Drive Improvement Project, increasing the contract price by the sum of \$3,510.10 from \$309,993.19 to \$313,503.29.

15. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 2 to the Contract with Kenney, Inc., for Bracktown Sanitary Sewer Project, increasing the contract price by the sum of \$80,237.40 from \$1,185,293.15 to \$1,265,530.55.
16. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 3 to the Contract with Leak Eliminators, LLC, for Wilderness Road Sanitary Sewer Project, increasing the contract price by the sum of \$27,142.12 from \$1,997,482.10 to \$2,024,624.22.
17. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Certificate of Consideration and to accept a Deed for the property located at 4024 Lilydale Court from Adolfo and Carol Dewitt, for the Whitemark Court Storm Water Improvements Project, and authorizing payment in the amount of \$306,700.00, plus usual and appropriate closing costs.
18. A Resolution amending Section 2 of Resolution No. 672-2007 which authorized and directed the Mayor, on behalf of the Urban County Government, to execute a Certificate of Consideration and accept a Deed conveying permanent storm sewer and temporary construction easements from Jeffrey and Terry Lutz for property located at 224 Forest Park Road, for the Elizabeth Street Drainage Improvement Project, increasing the amount of compensation from \$3,450.00 to \$7,600.00, plus usual and appropriate closing costs.
19. A Resolution authorizing and directing the Dept. of Law, on behalf of the Urban County Government, to accept a Deed from Ball-Bryant, LLC and Jason Justice for a temporary construction easement and a permanent sanitary sewer easement at 6600 Man O'War Blvd. and authorizing and directing the Mayor, on behalf of the Urban County Government, to execute the Deed of Easement to certify the consideration, at no cost to the Urban County Government.
20. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Release of Easement, releasing a streetlight easement on property located on Lots 70, 71, and 76 in Gess Property, Unit 4-C, at no cost to the Urban County Government.
21. A Resolution accepting the bid of Columbia Gas of Kentucky, Inc., in accordance with the provisions of Ordinance No. 135-2008, creating and offering for sale a three year franchise for the

operation of a non-exclusive gas distribution system in Fayette County, and authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Franchise Agreement with Columbia Gas of Kentucky, Inc., incorporating the terms and conditions of Ordinance No. 135-2008.

22. A Resolution accepting the bid of Delta Natural Gas Company, Inc., in accordance with the provisions of Ordinance No. 135-2008, creating and offering for sale a three year franchise for the operation of a non-exclusive gas distribution system in Fayette County, and authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Franchise Agreement with Delta Natural Gas Company, Inc., incorporating the terms and conditions of Ordinance No. 135-2008.
23. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Release of Easement, releasing a storm sewer easement at 410 Sporting Court (Quest Community Church) at no cost to the Urban County Government.
24. A Resolution accepting the bid of Jerry N. Grot Electric, Inc., in the amount of \$119,800.00, for a generator for the Coroner's Office.
(3) Non-low

VI. RESOLUTION – FIRST READING

25. A Resolution ratifying the probationary civil service appointments of: Karen Confides, Telecommunicator, Grade 111N, \$18.237 hourly, in the Div. of Enhanced 911, effective July 7, 2008; Phillina Wingate, Telecommunicator, Grade 111N, \$14.643 hourly, in the Div. of Enhanced 911, effective July 21, 2008; Lori Susanka, Telecommunicator, Grade 111N, \$15.575 hourly, in the Div. of Enhanced 911, effective July 21, 2008.

VII. ANNOUNCEMENTS

VIII. PUBLIC COMMENT