

Lexington-Fayette Urban County Government

*200 E. Main St
Lexington, KY 40507*



Docket

Thursday, September 8, 2022

6:00 PM

Council Chambers

Urban County Council

I. Roll Call**II. Invocation****III. Presentations**

0753-22 Recognition of Aldona Valicenti

0919-22 AVOL Dining Out for Life

IV. Ordinances – Second Reading

- 1. 0884-22** An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$1,500 for the Div. of Environmental Services from Neighborhood Development Funds for purchase of a trailer, Schedule No. 11. [Div. of Budgeting, Lueker]
- 2. 0846-22** An Ordinance changing the zone from a Wholesale and Warehouse Business (B-4) zone to a Planned Neighborhood Residential (R-3) zone, for 2.22 net (3.39 gross) acres, for property located at 2651 Sandersville Rd. (Artisan Apartments, LLC; Council District 2.) Approval 10-0 (**To Be Heard By October 26, 2022**) [Div. of Planning, Duncan]
- 3. 0886-22** 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 2023 Schedule No. 9. [Div. of Budgeting, Lueker]

V. Ordinances – First Reading

- 4. 0917-22** 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 2023 Schedule No. 12. [Div. of Budgeting, Lueker]
- 5. 0918-22** An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for the Div. of Environmental Services for funds in the amount of \$168 from Neighborhood Development Funds for tree replacement in the Pebble Creek right-of-way, Schedule No. 14. [Div. of Budgeting, Lueker]

6. **0892-22** An Ordinance amending the Unclassified Civil Service authorized strength by abolishing one (1) vacant unclassified position of Budget Analyst Sr., Grade 521E, and creating one (1) unclassified position of Budget Analyst, Grade 519N, in the Office of Urban County Council, effective upon passage of Council. [Div. of Human Resources, Walters]
7. **0900-22** An Ordinance amending and reenacting the following sections of Chapter 12 of the Lexington-Fayette Urban County Government Code of Ordinances pertaining to housing and property maintenance standards: Section 12-1 related to the Property Maintenance Code to adopt and incorporate the 2021 Edition of the International Property Maintenance Code with certain deletions, revisions, and additions including matters related to its scope and administration, definitions, general requirements, light, ventilation and occupancy limitations, plumbing facilities and fixture requirements, mechanical and electrical requirements, Fire safety requirements, other codes, penalties, violations and the Violations library; Section 12-2(c) related to nuisances to create certain exemptions and special provisions related to the excessive growth of weeds, grass and other vegetation; Section 12-3 related to abatement of nuisance to reassign certain duties from the Commissioner of Planning, Preservation, and Development to the Commissioner of Housing Advocacy and Community Development; and Section 17-162(a) related to sidewalk replacement financial assistance to reduce the annual income threshold in the definition of “qualified property owner”; all effective on January 1, 2023. [Council Office, Maynard]

VI. Resolutions – Second Reading

1. **0757-22** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Education Agreement with the University of Ky. College of Social Work, for the purpose of enabling students enrolled in the University to participate in educational experiences and learning activities in the Dept. of Social Services, at no cost to the Urban County Government. [Dept. of Social Services, Allen-Bryant]
2. **0791-22** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the United States Dept. of Health and Human Services, which Grant funds are in the amount of \$499,997 in Federal funds, under the First Responders - Comprehensive Addiction and Recovery Support Services Act Grant, to support Year 1 of the Expanded First

- Responders and Community Partners Overdose Prevention Project, the acceptance of which does not obligate the Urban County Government to the expenditure of funds, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Dept. of Social Services, Allen-Bryant]
3. **0803-22** A Resolution authorizing the Mayor, on behalf of the Urban County Government, pursuant to the Jobs Fund Program, to execute a ten (10) year Loan Agreement and related documents with Helios Aerosystems, LLC, in an amount not to exceed \$120,000.00, for the creation and retention of at least three (3) new jobs with an average hourly wage of at least \$31.00, exclusive of benefits. [Mayor's Office, Atkins]
4. **0806-22** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Canteen, for vending machines at Police Headquarters. [Div. of Police, Weathers]
5. **0830-22** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement (awarded pursuant to RFP No. 41-2022) with Spec Rescue International for FEMA Structural Collapse Specialist Training and related expenses, at a cost not to exceed \$29,033.20. [Div. of Fire and Emergency Services, Wells]
6. **0831-22** A Resolution authorizing the Div. of Police to purchase Pathfinder Software from Cellebrite, Inc., a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Cellebrite, Inc, related to the procurement, at a cost not to exceed \$59,500. [Div. of Police, Weathers]
7. **0832-22** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Data License Agreement with Streetlight Data, Inc., so it may complete an online transportation analytics platform to monitor multimodal travel within Fayette and Jessamine Counties in response to RFP No. 11-2022, at a cost not to exceed \$130,000 in FY 2023. [Div. of Traffic Engineering, Neal]
8. **0810-22** A Resolution accepting the bids of Wastebuilt Environmental Solutions, LLC; E-Z Pack Refuse Hauling Solutions LLC; and J. Edinger & Son, Inc., establishing price contracts for Refuse Truck Body Parts - Supplemental, for the Div. of Facilities and Fleet Management. (3 Bids) [Slatin]

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| 9. | 0835-22 | A Resolution accepting the bid of Paul Miller Ford, Inc., establishing a price contract for Auto Repairs for Ford Vehicles, for the Div. of Facilities and Fleet Management. (1 Bid) [Baradaran] |
| 10. | 0851-22 | A Resolution accepting the bids of the Public Safety Store, LLC, and Whole Energy and Hardware, Inc., establishing a price contracts for Smoke Alarms, for the Div. of Fire and Emergency Services. (5 Bids, Low) [Wells] |
| 11. | 0866-22 | A Resolution accepting the bid of Bradley Hook It Up Mobile, LLC, establishing a price contract for Vehicle Pressure Washing & Cleaning of Downtown Corral, for the Div. of Waste Management. (1 Bid) [Thurman] |
| 12. | 0883-22 | A Resolution accepting the bid of S & S Firestone, Inc. dba S & S Tire, establishing a price contract for Tire Retreading, for the Div. of Facilities and Fleet Management. (1 Bid) [Baradaran] |
| 13. | 0888-22 | A Resolution ratifying the Permanent Classified Civil Service Appointment of: Crystal Goodwin, Administrative Officer, Grade 523E, \$2,743.12 biweekly in the Div. of Environmental Services, effective August 14, 2022. [Div. of Human Resources, Walters] |
| 14. | 0821-22 | A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Lease Agreement for residential park property with the following individual for the listed property in consideration of the sum stated in annual rent: Teresa Jill Farmer for 3401 Shamrock Lane, \$8,424. [Div. of Parks and Recreation, Conrad] |
| 15. | 0828-22 | A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Strategic Funding Group, Inc. for assistance in preparing the FY 2022 HUD Continuum of Care Supplemental Grant Application, at a cost not to exceed \$7,500, to be paid with funds awarded under the American Rescue Plan Act of 2021 (ARPA). [Div. of Grants and Special Programs, Reynolds] |
| 16. | 0834-22 | A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with OVG Facilities, L.P., as agent on behalf of Lexington Center Corporation, for use of space at Central Bank Center for the 2023 State of the City Address. [Mayor's Office, Straub] |
| 17. | 0841-22 | A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with Fayette County Public Schools, for transportation services with the Family Care Center, at a cost not to exceed \$92,521.44. [Div. of Family Services, Horton-Holt] |
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18. **0848-22** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Professional Services Agreement (awarded pursuant to RFP No. 40-2022) with Stantec Consulting Services, Inc., for an update to the 2021 Existing Conditions and Growth Trends Report, a component of the Sustainable Growth Study, at a cost not to exceed \$50,000. [Mayor's Office, Atkins]
19. **0850-22** A Resolution approving and adopting a Solid Waste Management Plan for Lexington-Fayette County for 2023-2027, pursuant to KRS 224.43-340. [Div. of Waste Management, Thurman]
20. **0852-22** A Resolution authorizing the Div. of Police to purchase licenses for software to access files and create reports on mobile devices from Cellebrite Inc., a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreements with Cellebrite Inc. Related to the procurement, at a cost not to exceed \$8,600. [Div. of Police, Weathers]
21. **0853-22** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with Bureau of Alcohol, Tobacco, Firearms and Explosives, for reimbursement of overtime salary and other costs. [Div. of Police, Weathers]
22. **0861-22** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Transportation Cabinet to accept a Grant of \$355,656.01 in Federal funds from the Ky. Transportation Cabinet Transportation Alternatives Program (TAP) (\$43,656.01) and the Ky. Transportation Cabinet Surface Transportation Program (SLX) (\$312,000.00), for the construction phase of the Rosemont Garden Sidewalk Project, the acceptance of which obligates the Urban County Government to the expenditure of \$88,914.00 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Div. of Engineering, Burton]
23. **0862-22** A Resolution accepting ownership and maintenance of portions of state-maintained roadways located on Georgetown Rd., Leestown Rd., Newtown Pike, Citation Boulevard, and Liberty-Todds Rd., as well as portions of other state supplemental roads and other road facilities, upon successful completion of certain maintenance tasks by the Ky. Transportation Cabinet. [Dept. of Environmental Quality and Public Works, Albright]

- 24. 0863-22** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to a Grant Agreement with the Bluegrass Area Development District, Inc., to incorporate an increase of \$33,507.30 in Commonwealth of Ky. funds and a decrease of \$34,028.50 in Federal funds, for the Senior Citizens Center in FY 23, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Div. of Aging and Disability Services, Stambaugh]
- 25. 0864-22** A Resolution expressing the intent to accept the following private streets as public streets pursuant to the Private Street Acceptance Policy: Warrenton Circle, Warrenwood Wynd, Meganwood Circle, Hobclaw Lane, and Honeyhill Lane, acceptance of which is contingent upon completion of street improvements to bring the streets to an acceptable public street standard and the recording of amended final record plats to dedicate the streets as public, to provide for maintenance of existing traffic islands, and to provide for maintenance of stormwater management features, all within one year from the passage of this Resolution. [Div. of Planning, Duncan]
- 26. 0865-22** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. Four (4) to the Agreement with Pace Contracting for the Town Branch Commons Corridor Construction Project, increasing the Contract price by \$177,159.21 and raising the total Contract price from \$21,920,359.57 to \$22,097,518.78, pending approval from the Ky. Transportation Cabinet. [Mayor's Office, Peacher]
- 27. 0867-22** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Transportation Cabinet to accept a Grant of \$480,000 in Federal funds from the Ky. Transportation Cabinet Surface Transportation Program (SLX), for the design phase of the North Limestone Improvements Project, the acceptance of which obligates the Urban County Government to the expenditure of \$120,000 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Div. of Engineering, Burton]
- 28. 0868-22** 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 Pace Contracting for the Splash! at Charles Young Park Construction Project, increasing the Contract price by \$162,663.18 and raising the total Contract price from \$1,249,200.00 to \$1,411,863.18. [Mayor's Office, Peacher]

29. **0869-22** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Dept. of Military Affairs, Div. of Emergency Management, in order to accept \$1,077,860 in Federal funds, awarded under the FY 2022 Chemical Stockpile Emergency Preparedness Program (CSEPP) for the purpose of protecting the community and enhancing emergency response in case of chemical accidents during and after destruction of the chemical weapons stockpile at the Bluegrass Army Depot, the acceptance of which does not obligate the Urban County Government to the expenditure of funds, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget. [Div. of Emergency Management, Dugger]
30. **0874-22** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Agreements with Palomar Hills Community Association (\$500), Lady Vets Connect, Inc. (\$2,700), Exhilarating, Inc. (\$1,000), Sisters & Supporters (\$700), Phoenix Rising Lex (\$550), Ky. Distinguished Young Women (\$1,250), Ky. Humanities Council (\$1,850), and Ky. Theatre (\$1,750), for the Office of the Urban County Council, at a cost not to exceed the sums stated. [Council Office, Maynard]
31. **0875-22** A Resolution recommending adoption of the Lexington Sustainable Growth Study ("Study") in furtherance of the Goals and Objectives of Imagine Lexington, the 2018 Comprehensive Plan, and requesting that the Div. of Planning utilize the study data when developing recommendations for the Goals and Objectives for the 2023 Comprehensive Plan. [Council Office, Maynard]

VII. Resolutions – First Reading

32. **0908-22** A Resolution ratifying the Permanent Classified Civil Service Appointments of: Tara Chenault, Administrative Specialist Sr., Grade 516N, \$21.562 hourly in the Div. of Revenue, effective August 28, 2022, Jada Griggs, Program Manager Sr., Grade 524E, \$3,010.80 biweekly in the Div. of Environmental Services, effective August 28, 2022, Zachary Prewitt, Arborist, Grade 517N, \$25.875 hourly in the Div. of Environmental Services, effective August 28, 2022. [Div. of Human Resources, Walters]
33. **0912-22** A Resolution specifying the intention of the Urban County Council to expand and extend the Full Urban Services District #1 to provide street lighting, street cleaning, and garbage and refuse collection; finding a need for this service in the area included; and

finding the ability of the Urban County Government to provide this service in this area, which area is defined as certain properties on the following streets: Bay Springs Park; Buttermilk Rd.; Case Way; Cattle Path; Feathersound Way; Foster Dr.; Hailey Rose Way; Hollow Creek Rd.; Huntly Place; Mountjoy Place; Night Heron Way; Silver Springs Dr.; Squires Circle; Squirrel Nest Lane; Stolen Horse Trace; and Tanksley Way. [Council Office, Maynard]

- 34. 0913-22** A Resolution specifying the intention of the Urban County Council to expand and extend Partial Urban Services District #3 to provide garbage and refuse collection; finding a need for this service in the area included; and finding the ability of the Urban County Government to provide this service in this area, which area is defined as certain properties on the following streets: Cocos Way; Silver Springs Circle; Silver Springs Way; Waldorf Lane; and William Astor Lane. [Council Office, Maynard]
- 35. 0914-22** A Resolution specifying the intention of the Urban County Council to expand and extend Partial Urban Services District #5 to provide street lighting and garbage and refuse collection; finding a need for this service in the area included; and finding the ability of the Urban County Government to provide this service in this area, which area is defined as certain properties on the following streets: Lansdowne Dr.; Pindell Court; Vicksburg Rd.; and Wedgewood Court. [Council Office, Maynard]
- 36. 0840-22** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Contract (awarded pursuant to RFP No. 45-2022) with GRW, for topographic services to survey the Cardinal Run Park North property, at a cost estimated not to exceed \$28,870. [Div. of Parks and Recreation, Conrad]
- 37. 0854-22** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Cerner Corporation for Medication History Inquiry Services for the inmate population, for the Div. of Community Corrections, at a cost not to exceed \$16,800. [Div. of Community Corrections, Farmer]
- 38. 0872-22** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with Ohio Task Force One National Urban Search and Rescue, to add three new Div. of Fire members. [Div. of Fire and Emergency Services, Wells]
- 39. 0889-22** A Resolution establishing Henry P. Thompson Co. as a sole source provider of Boerger replacement parts for sludge pumps

for the Div. of Water Quality, and authorizing the Mayor, or her designee, on behalf of the Urban County Government, to execute any necessary agreements with Henry P. Thompson Co. related to the procurement of these goods, at a cost not to exceed \$22,759.34. [Div. of Water Quality, Martin]

- 40. 0890-22** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Lease Agreement with AVOL Ky., Inc., for the lease of Urban County Government property located at 851 Todds Rd. [Div. of Grants and Special Programs, Reynolds]
- 41. 0891-22** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Supplemental Agreement No. 5 with the Ky. Transportation Cabinet in order to move remaining funds to the Construction Phase of the Town Branch Trail Commons Project. [Mayor's Office, Peacher]
- 42. 0893-22** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. Five (5) to the Agreement with L-M Asphalt Partners d/b/a ATS Construction, for the Town Branch Trail Phase 6, increasing the Contract price by \$240,937.98 and raising the total Contract price from \$4,633,109.27 to \$4,874,047.25. [Div. of Engineering, Burton]
- 43. 0895-22** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Agreement with the U.S. Dept. of Housing and Urban Development (HUD) under the HOPWA CV (Housing Opportunities for Persons with Aids) Grant Program, in order to shift funding from one eligible program activity to another, and further authorizing the Mayor to execute any other necessary amendments related to this Agreement. [Div. of Grants and Special Programs, Reynolds]
- 44. 0896-22** A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a first addendum to the Agreement with Mackey Group, LLC d/b/a Wiser Strategies, for creative design services for public outreach and media campaigns for the Div. of Environmental Services, expanding the scope of the Agreement to provide for additional services for public outreach related to the vacuum leaf collection program, and increasing the Contract price by the sum of \$10,000, from \$50,000 to \$60,000. [Div. of Environmental Services, Carey]
- 45. 0899-22** A Resolution authorizing the Dept. of General Services to purchase a Ferno Inx Stretcher from Ferno, a sole source

provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Ferno, related to the procurement, at a cost not to exceed \$41,460. [Dept. of General Services, Ford]

- 46. 0905-22** A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Agreements with A Caring Place, Inc. (\$500), Refuge for Woman, Inc. (\$500), Lexington History Museum (\$500), Lexington Housing for the Handicapped, Inc. (\$500), Vineyard Neighborhood Cooperation (\$500), Wyndham Meadows HOA (\$500), Winburn Neighborhood Association (\$150), 16th District PTA c/o Winburn Middle School (\$150), Green Acres (\$200), 16th District PTA c/o Russell Cave Elementary (\$400), Andover Forest HOA (\$1,250), Joyland Neighborhood Association (\$1,250), Brighton East HOA, Inc. (\$1,250), Eastland Parkway Neighborhood Association (\$1,250), Lexington Lions Club, Inc. (\$500.00), and Acclivity Dance & Performing Arts, LLC. (\$800), for the Office of the Urban County Council, at a cost not to exceed the sums stated. [Council Office, Maynard]

VIII. Communications From the Mayor

- 0916-22** (1) Recommending the appointment of Laura Boison to the Affordable Housing Governing Board, with term expiring October 23, 2026;
- (2) Recommending the appointment of Alyssa Mattingly, filling the unexpired term of Brenda Mannino, to the Human Rights Commission, with term expiring January 1, 2024;
- (3) Recommending the appointments of Kip Cornett and Sherita Miller to the Lexington Center Corporation, both with terms expiring July 1, 2026; and,
- (4) Recommending the appointment of Cathy Taylor, filling the unexpired term of Dee Dee Harbut, to the Parking Authority Board, with term expiring June 1, 2023.

IX. Communications From the Mayor (For Information Only)

- 0909-22** (1) Probationary Classified Civil Service Appointment of Jamie Lankford, Maintenance Mechanic, Grade 515N, \$20.813 hourly in the Div. of Water Quality, effective September 19, 2022;

- (2) Probationary Classified Civil Service Appointment of Andrew Shuck, Safety and Loss Control Specialist, Grade 520E, \$2,384.64 biweekly in the Div. of Human Resources, effective September 1, 2022;
- (3) Probationary Classified Civil Service Appointment of Christina Davenport, Administrative Specialist Principal, Grade 518E, \$1,928.48 biweekly in the Div. of Police, effective September 12, 2022;
- (4) Probationary Classified Civil Service Appointment of Sarah Harsch, Certified Social Worker, Grade 518E, \$1,922.26 biweekly in the Div. of Youth Services, effective September 12, 2022;
- (5) Classified Civil Service Lateral Transfer of Camille Brann, Administrative Specialist Sr., Grade 516N, \$23.379 hourly in the Div. of Computer Services, effective September 12, 2022;
- (6) Resignation of Kevin Varney, Safety Officer, in the Div. of Police, effective July 31, 2022;
- (7) Resignation of Maria Lundin, Environmental Inspector, in the Div. of Water Quality, effective August 5, 2022;
- (8) Resignation of Michael Hagan, Police Officer, in the Div. of Police, effective August 13, 2022;
- (9) Resignation of Kristan Curry, Planner Sr., in the Div. of Environmental Services, effective August 30, 2022;
- (10) Resignation of Nicole Smith, Customer Account Specialist Sr., in the Div. of LexCall, effective August 10, 2022;
- (11) Resignation of Robert Craig, Public Service Worker, in the Div. of Parks and Recreation, effective August 22, 2022;
- (12) Resignation of Shaun Denney, Budget Analyst Sr., in the Council Office, effective August 26, 2022;
- (13) Resignation of Baird Carey, Skilled Traders Worker, in the Div. of Facilities and Fleet Management, effective July 31, 2022;
- (14) Resignation of Kaitlyn Lloyd, Police Officer, in the Div. of Police, effective August 3, 2022;
- (15) Resignation of Jazdon Gambrel, Police Officer, in the Div. of Police, effective August 3, 2022; and,
- (16) Resignation of Donald Garrison, Information Security Engr. Sr., in the Div. of Information Technology, effective August 19, 2022.

X. Fire/Police Discipline - YES

XI. Announcements

XII. Public Comments

Adjournment