

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky October 13, 2022

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on October 13, 2022 at 6:05 p.m. Present were Vice-Mayor Kay in the chair presiding, in the absence of Mayor Gorton, and the following members of the Council: F. Brown, J. Brown, Ellinger, Kloiber, Lamb, LeGris, McCurn, Moloney, Plomin, Sheehan, Worley, Baxter, and Bledsoe. Absent was Council Member Reynolds.

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

Ordinances No. 099-2022 through 106-2022, and 108-2022 through 110-2022, inclusive, and Resolutions No. 518-2022 through 562-2022, inclusive, were reported as having been signed and published and ordered to record.

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The Invocation was given by Councilmember Bledsoe.

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Upon motion by Mr. Ellinger, seconded by Ms. Plomin, and approved by unanimous vote, the Minutes of the September 22, 2022 Council Meeting were approved.

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Vice Mayor Kay asked Chief Jason Wells, Div. of Fire and Emergency Services, to join him at the podium, along with Reese Tumlinson and her family, and read a Proclamation declaring October 13, 2022 as Junior Fire Chief Reese Tumlinson Day in Lexington.

Chief Wells thanked the Council for the recognition and spoke about the role of the Junior Fire Chief within the community, which serves to teach school-aged children about fire safety. He praised Ms. Tumlinson's participation in the program and congratulated her on the achievement.

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Vice Mayor Kay asked Denise Wells, Executive Director of Nursing Home Ombudsman Agency (NHOA) of the Bluegrass, to join him at the podium, along with Sue Landis, Mary Jane Lovett, and Junior Day, and read a Proclamation declaring October 2022 as National Long-term Care Residence Month in Lexington.

Ms. Wells thanked the Ombudsmen of Fayette County for connecting NHOA and the Council, spoke of the challenges navigated during the COVID-19 pandemic, and expressed gratitude to the Mayor and Council for the proclamation.

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Upon motion by Ms. Sheehan, seconded by Mr. Ellinger, and approved by unanimous vote, Public Comment was moved up to occur after Presentations.

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At 7:00 p.m., Mr. Worley departed the meeting.

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Dottie Bean, 8th Council District, spoke in opposition to the resolution regarding ONE Lexington. She also spoke in opposition to an ordinance amending the authorized strength.

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Rob Wilson, Div. of Facilities and Fleet Management, expressed opposition to the Compensation Study.

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Brittanie Price, 11th Council District, read a letter regarding the certification of a nurse's aide.

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Charles Stark, 1st Council District, spoke about affordable housing and implored the Council to implement a Tenants' Bill of Rights.

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Asan Gatewood, 2nd Council District, spoke about affordable housing and shared personal experiences with housing insecurity in Lexington.

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Stephanie Hensley, 5th Council District, spoke of the personal struggles and health concerns she has experienced with housing insecurity and asked the Council to consider a Tenants' Bill of Rights.

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Joyce Bolton, 11th Council District, shared experiences with housing insecurities and voiced support for a Tenants' Bill of Rights.

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Dani Wood, 4th Council District, spoke in opposition of the Compensation Study.

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Rock Daniels, 11th Council District, share his views on affordable housing, and also spoke of a recent open records request he made concerning Council expenditures and government transparency.

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The following ordinance received second reading. Upon motion by Ms. Bledsoe, and seconded by Mr. Ellinger, the ordinance was approved by the following vote:

Aye: F. Brown, J. Brown, Ellinger, Kay, -----14
Kloiber, Lamb, LeGris, McCurn,
Moloney, Plomin, Sheehan, Baxter,
Bledsoe

Nay: -----0

Absent: Worley

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. 13.

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An Ordinance creating Section 8-1(D)(33) and amending Section 1-11 of the Zoning Ordinance to create a new conditional use for Small Farm Micro-Distilleries in the Agricultural-Rural (A-R) Zone (Silver Springs Farm Eqwine and Vineyard, LLC) was on the docket to receive first reading.

Upon motion by Ms. Lamb, seconded by Ms. Plomin, and approved by majority vote (Mr. Worley was absent), the Ordinance was amended to include the following: Small farm Micro-Distillery means a distillery located on an active farm, that produces less than 1,000 gallons of distilled spirit annually, and operated under a Class B License as defined in KRS 243.140. The distillery may include all accessory activities as permitted in KRS 243.0305 and 243.035, without limitation. Such uses include product sampling, souvenir package sales, retail drink sale, and bottling.

The ordinance, as amended, received first reading and was ordered to be placed on file for public inspection until October 27, 2022.

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The following ordinances received first reading and were ordered to be placed on file for public inspection until October 27, 2022:

An Ordinance amending Articles 1-11, 3-6, 8-1(n), 8-2(n), 8-3(n), 8-4(n), 8-5(n), 8-6(n), 8-7(n), 8-8(n), 8-9(n), 8-10(b)(6), 8-10(n), 8-11(b)(4), 8-11(n), 8-12(n), 8-12(o), 8-13(n), 8-14(b)(4), 8-14(n), 8-15(n), 8-15(o)(2), 8-16(n), 8-16(o)(2), 8-17(n), 8-18(n), 8-19(n), 8-20(n), 8-21(n), 8-21(o)(4)(h), 8-23(n), 8-24(n), 9-6(f), 10-9(c), 11-7(c), 16, 18, 21-4(c), 23A-4(g), 23A-5(b)(5), 23A-5(i), 23A-6(j), 23A-7(j), 23A-8(j), 23A-9(j), 23A-10(b)(14)(s), 23A-10(i), 23A-10(j)(3), 28-3(g) and (h), 28-4(g) and (h), 28-5(g) and (h), and 28-6(d) of the Zoning Ordinance to consolidate all parking regulations to Article 16 of the Zoning Ordinance, incorporate parking design standards, eliminate minimum parking requirements, as well as to increase tree canopy and vehicular use area screening requirements for parking lots. (Urban County Planning Commission).

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. 15.

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 2023.

An Ordinance amending Ordinance No. 153-2013, as amended by Ordinance No. 187-2016, to remove reference to Grants; to provide that the Urban County Council may approve more than one loan per business; and clarifying that all Agreements must include provision(s) requiring the repayment of funds and imposing penalties in the event that the terms of the Agreement are not fulfilled; all effective upon date of passage.

An Ordinance amending the authorized strength by creating one (1) classified position of Public Service Worker, Grade 507N, and abolishing one (1) unclassified position of Stores Clerk P/T, Grade 508N, all in the Div. of Facilities and Fleet Management, effective upon passage of Council.

An Ordinance amending Section 17-29(5) of the Lexington-Fayette Urban County Government Code of Ordinances to expand the definition of "Outdoor Cafe" by removing reference to specific zones; amending Sections 17-29.2 and 17-29.5 of the Code to require approval by the Lexington and Fayette County Parking Authority for on-street

parking controlled by the Authority; and amending Section 17-29.5 of the Code to clarify that the Administrator may deny, revoke, suspend, modify, or condition an outdoor cafe permit for legitimate health, safety, or general welfare purposes, effective upon passage of Council.

An Ordinance amending the authorized strength by abolishing eight (8) classified positions of Telecommunicator Supervisor, Grade 520E, and creating eight (8) classified positions of Telecommunicator Supervisor, Grade 520N, in the Div. of Enhanced 911, thereby changing the Fair Labor Standards Act (FLSA) Status of the position from exempt to non-exempt; transferring all incumbents to the non-exempt position; and converting the biweekly salary of all incumbents to an hourly rate of pay, effective the first payroll Monday following passage of Council.

An Ordinance amending the Unclassified Civil Service authorized strength by creating one (1) unclassified position of Project Manager, Grade 517N, in the Div. of Facilities and Fleet Management, with a term expiration of December 31, 2026, unless extended, effective upon passage of Council.

An Ordinance amending the Unclassified Civil Service authorized strength by abolishing one (1) unclassified position of Program Specialist - NE, Grade 513N, and creating one (1) unclassified position of Program Specialist P/T - NE, Grade 513N, in the Dept. of Social Services, and transferring the incumbent, effective the first payroll Monday following passage of Council.

An Ordinance adopting the pay grades, job codes, job classifications, job titles, and salary ranges recommended by Management Advisory Group, Inc. (MAG) and directing the administration to implement the recommended salary adjustments, effective the first payroll Monday following passage of Council, for classified and Unclassified Civil Service employees, if any.

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A Resolution accepting the bid of Lagco, Inc., in the amount of \$525,400, for Mechanical System Replacement for Fire Station #1, for the Div. of General Services, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Lagco, Inc., related to the bid received first reading.

Upon motion by Mr. J. Brown, seconded by Mr. McCurn, and approved by majority vote (Mr. Worley was absent), the rules were suspended and the resolution received second reading.

Upon motion by Mr. Ellinger, and seconded by Mr. McCurn, the resolution was approved by the following vote:

Aye: F. Brown, J. Brown, Ellinger, Kay, -----14
Kloiber, Lamb, LeGris, McCurn,
Moloney, Plomin, Sheehan, Baxter,
Bledsoe

Nay: -----0

Absent: Worley

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A Resolution authorizing the Div. of Fire and Emergency Services to purchase cardiac monitors from Zoll, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Zoll, related to the procurement, at a cost not to exceed \$185,309.05 received first reading.

Upon motion by Mr. J. Brown, seconded by Ms. Plomin, and approved by majority vote (Mr. Worley was absent), the rules were suspended and the resolution received second reading.

Upon motion by Mr. Ellinger, and seconded by Mr. McCurn, the resolution was approved by the following vote:

Aye: F. Brown, J. Brown, Ellinger, Kay, -----14
Kloiber, Lamb, LeGris, McCurn,
Moloney, Plomin, Sheehan, Baxter,
Bledsoe

Nay: -----0

Absent: Worley

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A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Consultant Services Agreement (awarded pursuant to RFP No. 46-2022), with NOMI, Inc., for professional design services of the Dunbar Community Center - Roof & Restroom Replacement Project, for the Dept. of General Services, at a cost not to exceed \$95,000 received first reading.

Upon motion by Ms. Lamb, seconded by Mr. McCurn, and approved by majority vote (Mr. Worley was absent), the rules were suspended and the resolution received second reading.

Upon motion by Mr. Ellinger, and seconded by Mr. McCurn, the resolution was approved by the following vote:

Aye: F. Brown, J. Brown, Ellinger, Kay, -----14
Kloiber, Lamb, LeGris, McCurn,
Moloney, Plomin, Sheehan, Baxter,
Bledsoe

Nay: -----0

Absent: Worley

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A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Community Action Council for Lexington-Fayette, Bourbon, Harrison and Nicholas Counties, Inc., to serve as the fiscal agent for the ONE Lexington Gun Violence Prevention Grant Programming for FY2023, at a total cost not to exceed \$137,000 received first reading.

Upon motion by Mr. J. Brown, seconded by Ms. Plomin, and approved by majority vote (Mr. Worley was absent), the rules were suspended and the resolution received second reading.

Upon motion by Mr. Ellinger, and seconded by Mr. McCurn, the resolution was approved by the following vote:

Aye: F. Brown, J. Brown, Ellinger, Kay, -----14
Kloiber, Lamb, LeGris, McCurn,
Moloney, Plomin, Sheehan, Baxter,
Bledsoe

Nay: -----0

Absent: Worley

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The following resolutions received first reading and were ordered to be placed on file for public inspection until October 27, 2022:

A Resolution accepting the bids of Baldwin & Sours, Inc.; Lightle Enterprises of Ohio, LLC; Stello Products, Inc.; and Vulcan Inc. dba Vulcan Aluminum dba Vulcan Signs, establishing price contracts for Traffic Signs, for the Div. of Traffic Engineering.

A Resolution accepting the bid of Prolift Toyota Material Handling, in the amount of \$69,808, for Forklift - Rebid, for the Div. of Facilities and Fleet Management, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Prolift Toyota Material Handling, related to the bid.

A Resolution accepting the bid of FPF Concrete Service Inc., in the amount of \$49,900, for Installation of Tornado Shelter, for the Div. of Emergency Management, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with FPF Concrete Service Inc., related to the bid.

A Resolution ratifying the Permanent Classified Civil Service Appointments of: Carmen Norris, Administrative Specialist Principal, Grade 518E, \$1,975.52 biweekly in the Div. of Revenue, effective September 28, 2022, Conner Steele, Arborist Technician, Grade 515N, \$21.525 hourly in the Div. of Environmental Services, effective October 11, 2022; and ratifying the Permanent Sworn Appointments of: Dillan Taylor, Police Lieutenant, Grade 317E, \$4,001.90 biweekly in the Div. of Police, effective September 14, 2022, Brandon Muravchick, Police Sergeant, Grade 315N, \$36.644 hourly in the Div. of Police effective September 14, 2022.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Kathy H. Witt, Sheriff of Fayette County, for the collection of the Ad Valorem Urban Service District Taxes for the 2022 property tax year, at a cost not to exceed \$350,000, with the payments to be treated as a commission and the Urban County Government to receive any related payment (\$87,500) from the Commonwealth of Ky.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Lexington-Fayette County Health Dept. to supply LFUCG athletic areas in parks with custom signage and receptacles promoting tobacco-free spaces and tobacco risk awareness, as directed by the LFCHD Tobacco Coordinator.

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 Trinity Christian Academy, LLC, to provide sanitary sewer conveyance and treatment capacity to lots 1, 2, and 4 of the Smithson/Cox property in Jessamine County.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Partial Release of Easement, releasing utility easements on the property located at 240 Canary Rd.

A Resolution authorizing the Div. of Police to purchase, for a period of one year, a Safeguard Warranty and Protection Plan from Forensic Technology Inc., a sole source provider, for the IBIS BRASSTRAX Acquisition Station used to capture high resolution images of cartridge casings; and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Forensic Technology Inc., related to this procurement, at a cost not to exceed \$17,757.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a donation from Home Depot of a Nexgrill 5-burner propane gas grill for use at the Div. of Police, at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. Three (3) (Final) to the Agreement with MAC Construction & Excavating, Inc., for the Peachtree Rd.-Woodhill Drive Stormwater Improvements, increasing the Contract price by \$262,533.63, and raising the total Contract price from \$2,935,204.34 to \$3,197,737.97.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute the First Amendment to the JOBS Fund Loan Agreement with Water Warriors, Inc., reducing the number of jobs to be created while increasing the required hourly wages, at no additional cost to the Urban County Government.

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 Space Tango, LLC, in an amount not to exceed \$250,000, for the creation and retention of at least sixteen (16) new jobs with an average hourly wage of at least \$49.50, exclusive of benefits.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Master State & Local Government Lease Agreement No. 1172902, and authorizing the Chief Information Officer to execute future lease schedules with Lenovo Financial Services, pursuant to Master Lease Agreement No. 1172902, for the lease of

desktop computers for the Urban County Government, at an estimated cost not to exceed \$88,582.63.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement with the Bluegrass Area Development District (BGADD), for FY 2023 local dues payment to support workforce development, aging services, and regional planning, at a cost not to exceed \$61,288.30.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement with the Bluegrass Area Development District (BGADD), for the operation of the Homecare Program for homebound seniors, at a cost not to exceed \$48,610.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Partial Release of Easement, releasing a portion of utility and water easement on the property located at 1145 Appian Crossing Way.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Partial Release of Easements, releasing portions of sanitary sewer and drainage easements on the properties located at 420, 422, 424, 426, 428, and 430 Koah Park.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Sixth Amendment to

Agreement with Aramark Correctional Services, LLC, for the price per meal charge increase mandated in the Agreement, at an additional cost not to exceed \$160,000 for FY 2023.

A Resolution authorizing the use of \$500,000 of MAP funds as a local match in support of the Ky. Transportation Cabinet's Reconnecting Communities Grant Application, for the North Broadway Railroad Overpass Project, pending completion of an audit and approval of any necessary Budget amendments.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Agreement with Rodney Ballard, for Mr. Ballard to serve as Interim Director of the Div. of Community Corrections, at a cost not to exceed \$12,500 per month.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Institute of Police Technology and Management, for attendance at IPTM Courses, at a cost not to exceed \$72,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Transportation Cabinet for acceptance of \$144,000 in Federal funds, under the Coronavirus Response and Relief Supplemental Appropriations Act (CRRSAA, \$120,000), and under the Ky. Transportation Cabinet Surface Transportation Program (SLX, \$24,000), for the design phase of the Wilson Downing Intersection Improvements Project, the acceptance of which obligates the Urban County Government to the expenditure of \$6,000 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant Budget for these Grants.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Ky. Transportation Cabinet for acceptance of \$200,000 in Federal funds under the Coronavirus Response and Relief Supplemental Appropriations Act (CRRSAA) for the design phase of the Armstrong Mill Shared Use Path 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 for these Grants.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, as the collaborative applicant, to execute and submit the 2022 Continuum of Care Supplemental Grant Application to the United States Dept. of Housing and Urban Development (HUD), and to provide any additional information requested in connection with this Grant Application, which seeks up to \$2,228,293 in Federal funds for the operation of programs by community nonprofit organizations to reduce unsheltered homelessness in Fayette County.

A Resolution authorizing the Div. of Emergency Management to purchase replacement CBRN filters from Aramsco, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Aramsco, related to the procurement, at a cost not to exceed \$50,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Modification to an Agreement with the Ky. Dept. of Military Affairs, Div. of Emergency Management, extending the Period of Performance through September 30, 2023, under the Chemical Stockpile Emergency Preparedness Program (CSEPP) for FY 2021.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Price Contract with L3Harris Technologies, Inc., for radios and accessories and authorizing the Mayor to execute any necessary documents related to the Price Contract.

A Resolution authorizing payment of \$252,500 of Federal funds (ARPA), allocated to the Affordable Housing Fund, to Independence Homes, determining that the use of these funds for operating expenses by Independence Homes is an eligible use of the affordable housing fund, notwithstanding Section 2-483 of the Code of Ordinances, and further authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreements with Independence Homes related to these funds.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a donation from Citizen's Fire Academy Alumni Association for purchase of materials to build five training hubs, in the amount of \$3,000 for use at the Div. of Fire, at no cost to the Urban County Government.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Joinder Agreement with Ky. Public Employees' Deferred Compensation Authority (KDC), to authorize KDC to administer the KY Public Employees' 401(k) Plan and KY Public Employees' 457 Plan, on behalf of the Urban County Government, for eligible employees.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Transamerica Life Insurance Co., for Voluntary Whole Life and Term Life Supplemental Insurance Plans for eligible employees, at no cost to the Lexington-Fayette Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement with LexArts, Inc., for various

services to provide support to the arts community and community at-large, at a cost not to exceed \$325,000.

A Resolution authorizing and directing the Mayor, on behalf of the Lexington-Fayette Urban County Government, to execute a Professional Services Agreement, along with any other necessary Agreements or documents, with Keller Partners & Co. LLC (RFP No. 39-2022) for lobbying and legislative representation services, at a cost not to exceed \$86,500.

A Resolution authorizing the Dept. of Law to institute condemnation proceedings in Fayette Circuit Court to obtain permanent and temporary easements upon portions of the property located at 1927 Harrodsburg Rd. for the Wolf Run Main Trunk F Project, a Remedial Measures Project required by the Consent Decree.

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Upon motion by Ms. Baxter, and seconded by Ms. Sheehan, the Communications from the Mayor (Appointments) were approved by majority vote (Mr. Worley was absent) and were as follows: (1) Recommending the reappointment of Andrew Stramer, At large, to the Emergency Medical Advisory Board with a term expiring July 1, 2026; (2) Recommending the appointment of Diane Fleet to the Homelessness Prevention and Intervention Board with a term expiring October 1, 2026; (3) Recommending the appointment of Toa Green, Commerce Lexington Representative, to the Lexington Convention Center and Visitors Bureau Board of Directors with a term expiring September 1, 2025; (4) Recommending the appointments of Elizabeth Adams, filling the unexpired term of Yajaira West, and Daryl Privott, filling the unexpired term of Casandra Hockenberry, to the Library Board of Advisors, both with terms expiring January 1, 2024; and, (5) Recommending the reappointment of Kelly Weber to the Senior Services Commission with a term expiring September 1, 2026.

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Upon motion by Ms. Bledsoe, and seconded by Ms. Sheehan, the Communications from the Mayor (Price Contracts) were approved by majority vote (Mr. Worley was absent) and were as follows: (1) Accepting and approving the following bids and establishing price contracts for the following Departments or Divisions as to the specifications and amount set forth in the terms of the respective bids: (a) Div. of Fleet

Services - Heavy Duty Auto Parts 121-2022 - Advance Auto Parts, Bluegrass International Trucks, Buses, RV's and Idealease, Clarke Power Services, Dukes A&W Enterprises, LLC, Fleetpride, Inc., KOI Auto Parts, Lexington Auto Spring Co., Lexington Truck Sales, Inc., Martin's Peterbilt of Central Kentucky, Napa Lexington, TruckPro, LLC and Vehicle Maintenance Program; (b) Div. of Fleet Services - Auto & Truck Parts OEM 120-2022- Alton Blakely Ford, Bluegrass International Trucks, Buses, RV's & Idealease , Lexington Truck Sales, Inc. and Martin's Peterbilt of Central Kentucky; and, (c) Div. of Facilities Management - Temporary Labor for General Services 112-2022 - Employment Solutions Inc.

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The following Communications from the Mayor were received for information only:

(1) Probationary Classified Civil Service Appointment of Julie Moon, Customer Service Supervisor, Grade 515E, \$1,790.72 biweekly in the Div. of LexCall, effective November 1, 2022; (2) Probationary Classified Civil Service Appointment of Fredrick Godfrey, Computer Analyst, Grade 520E, \$2,728.96 biweekly in the Div. of Computer Services, effective October 10, 2022; (3) Probationary Classified Civil Service Appointment of Jesse McKinney, Public Service Worker Sr., Grade 509N, \$17.836 hourly in the Div. of Streets and Roads, effective October 10, 2022; (4) Probationary Classified Civil Service Appointment of Donald Johnson, Public Service Worker Sr., Grade 509N, \$15.604 hourly in the Div. of Water Quality, effective October 10, 2022; (5) Probationary Classified Civil Service Appointment of Timothy Gentry, Engineering Technician Sr., Grade 516N, \$21.696 hourly in the Div. of Water Quality, effective October 10, 2022; (6) Probationary Classified Civil Service Appointment of Timothy Higgins, Engineering Technician Sr., Grade 516N, \$23.767 hourly in the Div. of Water Quality, effective October 3, 2022; (7) Probationary Classified Civil Service Appointment of Hayden Hall, Public Service Worker Sr., Grade 509N, \$15.581 hourly in the Div. of Water Quality, effective October 24, 2022; (8) Probationary Classified Civil Service Appointment of Brody Benard, Public Service Worker Sr., Grade 509N, \$16.122 hourly in the Div. of Water Quality, effective November 7, 2022; (9) Probationary Classified Civil Service Appointment of Mark Hirsbrunner, Fleet Parts Specialist, Grade 510N, \$17.000 hourly in the Div. of Facilities and Fleet Management, effective October 10, 2022; (10) Probationary Classified Civil Service

Appointment of Dale Meade, Administrative Specialist Principal, Grade 518N, \$26.750 hourly in the Div. of Emergency Management, effective October 17, 2022; (11) Probationary Classified Civil Service Appointment of Asara McMullen, Telecommunicator, Grade 514N, \$19.473 hourly in the Div. of Enhanced 911, effective October 3, 2022; (12) Probationary Classified Civil Service Appointment of Keonna Neeley, Telecommunicator, Grade 514N, \$19.727 hourly in the Div. of Enhanced 911, effective October 10, 2022; (13) Probationary Classified Civil Service Appointment of Sara Hubbard, Administrative Specialist, Grade 513N, \$18.364 hourly in the Div. of Community Corrections, effective October 10, 2022; (14) Probationary Classified Civil Service Appointment of Sandy Goree, Administrative Specialist, Grade 513N, \$20.518 hourly in the Div. of Community Corrections, effective October 10, 2022; (15) Probationary Classified Civil Service Appointment of Rhonda Jones, Early Child Care Teacher, Grade 512E, \$1,525.04 biweekly in the Div. of Family Services, effective October 10, 2022; (16) Probationary Classified Civil Service Appointment of Justin Carey, Parks and Recreation Superintendent, Grade 525E, \$3,134.59 biweekly in the Div. of Parks and Recreation, effective October 10, 2022; (17) Probationary Classified Civil Service Appointment of Dewayne Boyd, Public Service Worker, Grade 507N, \$16.116 hourly in the Div. of Parks and Recreation, effective October 24, 2022; (18) Community Corrections Officer Reinstatement of Megan Morlock, Community Corrections Officer, Grade 110N, \$20.410 hourly in the Div. of Community Corrections, effective September 26, 2022; (19) Unclassified Civil Service Appointment of Isaiah Smith, Public Works Apprentice, Grade 504N, \$15.479 hourly in the Div. of Streets and Roads, effective October 10, 2022; (20) Unclassified Civil Service Appointment of Zhyshawn Phillips, Public Works Apprentice, Grade 504N, \$15.391 hourly in the Div. of Water Quality, effective October 10, 2022; (21) Unclassified Civil Service Appointment of Kristina Riddell, Public Service Worker, Grade 507N, \$15.681 hourly in the Div. of Waste Management, effective October 10, 2022; (22) Unclassified Civil Service Appointment of Kenneth Helmbock, Public Service Worker, Grade 507N, \$15.492 hourly in the Div. of Waste Management, effective October 10, 2022; (23) Reinstatement of Kasey Durrum, Skilled Trades Worker, Grade 515N, \$20.181 hourly in the Div. of Facilities and Fleet Management, effective October 14, 2022; (24) Resignation of Jack Burns,

Telecommunicator Supervisor, Div. of Enhanced 911, effective September 10, 2022; (25) Resignation of Nicole Wright, Telecommunicator, Div. of Enhanced 911, effective August 31, 2022; (26) Resignation of Jordan Tyree, Police Officer, Div. of Police, effective August 31, 2022; (27) Resignation of Eric Reid, Administrative Specialist Sr., Div. of Youth Services, effective September 11, 2022; (28) Resignation of Elizabeth Jefferson, Accountant, Div. of Accounting, effective September 9, 2022; (29) Resignation of Kristan Curry, Planner, Sr., Div. of Environmental Services, effective September 11, 2022; (30) Resignation of Amber Robinson, Community Correction Officer, Div. of Community Corrections, effective September 1, 2022; (31) Resignation of Ruben Gaytan, Community Corrections Officer, Div. of Community Corrections, effective August 31, 2022; (32) Resignation of Deidra Norris, Landfill Inspector, Div. of Waste Management, effective September 9, 2022; (33) Resignation of Ema Wilburn, Internal Auditor, Div. of Internal Audit, effective September 21, 2022; (34) Resignation of Jana Jarvis, Community Corrections Officer, Div. of Community Corrections, effective September 1, 2022; (35) Resignation of Janice Williams, Staff Assistant Sr., Div. of Parks and Recreation, effective September 23, 2022; (36) Resignation of Eliot Gleeson, Public Works Apprentice, Div. of Streets and Roads, effective September 22, 2022; (37) Resignation of Hannah Adkinson, Community Corrections Officer, Div. of Community Corrections, effective September 12, 2022; and, (38) Resignation of Michael Drury, Police Officer- Trainee- Div. of Police, effective September 28, 2022.

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Chief Lawrence Weathers, Div. of Police, presented a disciplinary matter regarding Officer Kevin Preston. An allegation has been made that Officer Preston has committed the offense of Body Worn Camera Procedures & Accountability and Responsibility which constitutes misconduct under the provisions of KRS 95.450 and/or KRS 15.520 and General Order 1973-02K Disciplinary Procedures of Sworn Officers Section 1.04 and Section 1.08 in that on the 12th and 13th day(s) of July 2022, he/she allegedly:

- (1) On July 12th and 13th, 2022 Officer Kevin Preston reported to work feeling ill and stayed in the parking garage during his shifts. During those two duty days he did not respond to any calls for service. Also during this timeframe, Officer Preston failed to power on his Body Worn Camera. The above policies state:

- Officers are directly accountable for their actions, through the chain of command, to the Chief of Police. Officers shall report for duty, including court and overtime assignments, at the time and place required, being both physically and mentally fit, and properly equipped and aware of the information required for the proper performance of their duties.
- Officers issued Body-Worn Cameras shall wear and use them, as outlined in department policies, to record contacts and interactions that occur between officers and members of the public, suspects, and others in a wide variety of situations to promote transparency in accordance with state law and accountability for officers and the community through objective evidence.

This is Officer Preston's first sustained formal complaint since his employment since March 18, 2013.

The appropriate punishment for this conduct is Written Reprimand.

Upon motion by Mr. McCurn, seconded by Ms. Bledsoe and approved by majority vote (Mr. Worley was absent), the disciplinary recommendation was approved.

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Ms. Lamb addressed statements made previously by Rock Daniels during Public Comment.

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Vice Mayor Kay also addressed the assertions made by Mr. Daniels during Public Comment.

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Amy Clarke, 3rd Council District, voiced her opposition to the ordinance amending parking regulations.

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Upon motion by Ms. Plomin, seconded by Ms. LeGris, and approved by majority vote (Mr. Worley was absent), the meeting adjourned at 7:41 p.m.

