

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky May 25, 2023

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session May 25, 2023 at 6:01 p.m. Present were Mayor Gorton in the chair presiding, and the following members of the Council: LeGris, Lynch, Monarrez, Reynolds, Sevigny, Sheehan, Worley, Wu, F. Brown, J. Brown, Ellinger, Elliott Baxter, Fogle, and Gray. Absent was Council Member Plomin.

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

Ordinances No. 047-2023 through 049-2023, inclusive, and Resolutions No. 248-2023 through 270-2023, inclusive, were reported as having been signed and published and ordered to record.

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The Invocation was given by Associate Minister Ralph Gray of Consolidated Baptist Church.

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Upon motion by Ms. Fogle, seconded by Vice Mayor Wu, and approved by unanimous vote, the Minutes of the April 20, 2023, April 27, 2023, and May 11, 2023 Council Meetings, and the April 25, 2023 Zone Change Public Hearing were approved.

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Upon motion by Ms. Reynolds and seconded by Mr. Ellinger, and approved by unanimous vote, a presentation in recognition of Emergency Medical Services Week was added to the docket.

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Mayor Gorton asked Marcey Ansley, Executive Director at The Hearing & Speech Center, to join her at the podium and read a Proclamation declaring May 2023 as Better Hearing and Speech Month in Lexington.

Mayor Gorton shared that this year the theme for Better Hearing and Speech Month was “Building a Strong Foundation.” She expressed the importance of protecting hearing and speech. She shared the mission of the Better Hearing and Speech Center and thanked Ms. Ansley for all her work with the Center.

Ms. Ansley thanked the Mayor and the Council for their time when they had their hearing screened earlier in the day. She shared how wonderful it is to live in Lexington because the city has ample resources for better hearing and speech.

Ms. Sheehan thanked Ms. Ansley for screening the Council's hearing and for giving the Council resources to share with their constituents.

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Mayor Gorton asked Silas House, along with Vice Mayor Wu, to join her at the podium and read a Proclamation declaring May 25, 2023 as Silas House Day in Lexington.

She spoke of Mr. House's contributions to Kentucky's rich literary history and listed his accomplishments, including his professorship at Berea College where he serves as the National Endowment for the Humanities chair in Appalachian Studies. She announced that Mr. House was recently named the 2023-2024 Kentucky Poet Laureate. Mayor Gorton shared that she had read his novel, *Clay's Quilt*, and recommended everyone read it.

Mr. House thanked the Council and expressed his gratitude to live in a welcoming and diverse community that honored the arts. He also relayed his gratitude that Lexington had become a sanctuary for fellow Appalachians and the queer community of Kentucky.

Vice Mayor Wu joked that it was never a good time to speak after a writer, especially one as eloquent as Mr. House. He spoke of how Mr. House's work as a writer and as a community leader resonated with him because they shared the idea of intersectionality of identity.

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Mayor Gorton asked Chief Jason Wells, Div. of Fire and Emergency Services, along with Emergency Medical Services staff, to join her at the podium and read a Proclamation declaring May 21-27, 2023 as National Emergency Services in Lexington.

Mayor Gorton thanked the Emergency Medical Services staff for all their dedication and hard work.

Chief Wells thanked the Mayor and Council for their recognition of the Emergency Medical Services staff and said that it was an honor to accept the proclamation. He shared that in 2022, the Div. of Fire and Emergency Services had responded to 50,000 medical

emergencies. He reiterated that Lexington has some of the most dedicated and professional providers in the nation. He expressed that personally, as a resident of Lexington, he took great comfort in knowing the quality of staff who may come to assist him or his family in light of a medical emergency.

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The following ordinances received second reading. Upon motion by Mr. Ellinger, and seconded by Ms. Fogle, the ordinances were approved by the following vote:

Aye: LeGris, Lynch, Monarrez, Reynolds, -----14  
Seigny, Sheehan, Worley, Wu, F. Brown,  
J. Brown, Ellinger, Elliott Baxter, Fogle,  
Gray

Nay: -----0

An Ordinance amending certain of the Budgets of the Lexington Fayette Urban County Government to pre-fund various components of the Fiscal Year 2024 Budget, as outlined in the Fiscal Year 2024 Mayor's Proposed Budget document and approved at Work Session May 2, 2023, and appropriating and re-appropriating funds, Schedule No. 37.

An Ordinance amending certain of the Budgets of the Lexington Fayette Urban County Government to reflect current requirements for funds in the amount of \$72,900 to provide funds for Council Capital Projects in the Div. of Parks and Recreation and appropriating and re-appropriating funds, Schedule No. 39.

An Ordinance amending the authorized strength by abolishing one (1) vacant Classified Civil Service Position of Stores Clerk, Grade 509N, and creating one (1) Classified Civil Service Position of Recreation Specialist Senior, Grade 516E, in the Div. of Parks and Recreation, effective upon the passage of Council.

An Ordinance amending the Classified Civil Service authorized strength by creating one (1) classified position of Public Information Officer, Grade 523E, in the Div. of Community Corrections, effective upon passage of Council.

An Ordinance amending the authorized strength by abolishing one (1) vacant Classified Civil Service Position of Staff Assistant, Grade 509N, and creating one (1) Classified Civil Service Position of Staff Assistant senior, Grade 511N, in the Div. of Police, effective upon the passage of Council.

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. 38.

An Ordinance amending certain of the Budgets of the Lexington Fayette Urban County Government to reflect current requirements for funds in the amount of \$29,836 to provide funds for Council Capital Projects in the Div. of Traffic Engineering and appropriating and re-appropriating funds, Schedule No. 41.

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Upon motion by Mr. Sevigny and seconded by Vice Mayor Wu, and approved by unanimous vote, an Ordinance changing the zone from a Highway Service Business (B-3) zone to a Wholesale and Warehouse Business (B-4) zone, for 1.16 net (1.36 gross) acres, for property located at 950 Midnight Pass. (Palolo, LLC; Council District 10). Disapproval 7-3. (To Be Heard By July 26, 2023) was removed from the docket.

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The following ordinances received first reading and were ordered to be placed on file for public inspection until June 15, 2023:

An Ordinance changing the zone from a Neighborhood Business (B-1) zone, a Light Industrial (I-1) zone, and a Mixed Use Community (MU-3) zone to a Downtown Frame Business (B-2A) zone, for 2.93 net (3.61 gross) acres, for property located at 262 276 Midland Ave. and 604 Winchester Rd. (UCD Midland, LLC; Council District 3).

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. 40.

An Ordinance amending Section 16-307 of the Code of Ordinances to require the performance of an independent formal review and audit of the Capacity Assurance Program and collected fees on or before June 30, 2025 and every five (5) years thereafter.

An Ordinance amending the Unclassified Civil Service authorized strength by transferring one (1) unclassified position of Community Re-Entry Advocate, Grade 517N, to the Office of the Mayor, and transferring the incumbent, effective upon passage of Council.

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Upon motion by Ms. Lynch and seconded by Mr. Ellinger, and approved by unanimous vote, a Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Justice and Public Safety Cabinet, and to provide any additional information requested in connection with this Grant Application, and to accept this Grant if the application is approved, which Grant funds are in the amount of \$100,000 Federal funds under the Victim Assistance Formula Grant funded by the Victims of Crime Act (VOCA), for the implementation of the Underserved Minority Victims Advocacy Program in the Dept. of Social Services, the acceptance of which obligates the Urban County Government to an expenditure of \$57,644 as a local match, and authorizing the Mayor to transfer encumbered funds within the Grant Budget was amended to read that the resolution will ratify the Mayor's prior execution of the Grant Application

The resolution received first reading.

Upon motion by Mr. Worley, seconded by Ms. LeGris, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

Upon motion by Ms. Sheehan, and seconded by Ms. Baxter, the resolution was approved by the following vote:

Aye: LeGris, Lynch, Monarrez, Reynolds, -----14  
Sevigny, Sheehan, Worley, Wu, F. Brown,  
J. Brown, Ellinger, Elliott Baxter, Fogle,  
Gray

Nay: -----0

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The following resolutions received second reading. Upon motion by Ms. Sheehan, and seconded by Ms. Elliott Baxter, the resolutions were approved by the following vote:

Aye: LeGris, Lynch, Monarrez, Reynolds, -----14  
Sevigny, Sheehan, Worley, Wu, F. Brown,  
J. Brown, Ellinger, Elliott Baxter, Fogle,  
Gray

Nay: -----0

A Resolution authorizing the Div. of Waste Management to purchase transportation of recycling and reuse of glass from Strategic Materials, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Strategic Materials, related to the procurement.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Agreement with Excellance, Inc., for purchase of three Emergency Care Units, at a cost not to exceed \$984,328.62.

A Resolution authorizing the Div. of Waste Management to purchase hardware, software and other services from Route Ware Global, Inc., a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Route Ware Global, Inc., related to the procurement.

A Resolution authorizing the Div. of Waste Management to purchase equipment repairs and service from Service Solutions, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Service Solutions, Inc., related to the procurement.

A Resolution authorizing the Div. of Waste Management to purchase hardware, software, and support services for scales from Mettler Toledo, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Mettler Toledo, related to the procurement.

A Resolution authorizing the Div. of Waste Management to purchase electronic vehicle inspection reporting software, hardware, data plans, and professional services from Zonar Systems, LLC, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Zonar Systems, LLC, related to the procurement.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an application, for Renewal of the State Landfill Permit for the Closed Haley Pike Waste Management Facility.

A Resolution authorizing the Div. of Waste Management to purchase maintenance support from AE Electrical, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with AE Electrical, related to the procurement.

A Resolution authorizing the Div. of Waste Management to purchase baler wire from Accent Wire Tie, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Accent Wire Tie, related to the procurement.

A Resolution authorizing the Div. of Waste Management to purchase professional consulting services from Resource Recycling Systems, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Resource Recycling Systems, related to the procurement.

A Resolution authorizing the Div. of Waste Management to purchase parts, repairs and installation services from Bullitt County Belting & Supply, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Bullitt County Belting & Supply, related to the procurement.

A Resolution authorizing the Div. of Waste Management to purchase parts and services from Machinex Technologies, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Machinex Technologies, related to the procurement.

A Resolution authorizing the Div. of Waste Management to purchase parts and services from Municipal Equipment, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Municipal Equipment, related to the procurement.

A Resolution authorizing the Div. of Waste Management to purchase parts and services from Louisville Industrial Supply, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with Louisville Industrial Supply, related to the procurement.

A Resolution authorizing Strothman and Co., Certified Public Accountants and Advisors, to conduct a financial audit of all Lexington Fayette Urban County Government funds for Fiscal Year 2023 for an amount not to exceed \$175,000 (FY2024), and authorizing and directing the Mayor or the Commissioner of Finance, on behalf of the Urban County Government, to execute a Letter Agreement and any other necessary documents with Strothman and Co. related to the audit.

A Resolution authorizing and directing the Mayor or the Commissioner of Finance, on behalf of the Urban County Government, to execute a Letter Agreement and any other necessary documents with Strothman and Co., Certified Public Accountants and Auditors, for preparation of the Sheriff's Settlement for the 2022 Property Tax Year, at a cost not to exceed \$9,000 (FY2024).

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement with Frontrunners Lexington, for the annual Pride Run 5k, at a cost not to exceed \$1,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a donation from Ky. Office of Highway Safety of Highway Safety Equipment, for use at the Div. of Police, at no cost to the Urban County Government.

A Resolution ratifying the Permanent Classified Civil Service Appointments of: Matthew McFarland, Heavy Equipment Operator, Grade 516N, \$22.041 hourly in the Div. of Streets and Roads, effective May 7, 2023, Donna Jones, Equipment Operator Sr., Grade 515N, \$20.819 hourly in the Div. of Streets and Roads, effective May 7, 2023, Eve Miller, Planner Sr., Grade 523N, \$38.072 hourly in the Div. of Environmental Services, effective May 21, 2023, Jacob Stephens, Municipal Engineer Sr., Grade 528E, \$3,307.92 biweekly in the Div. of Engineering, effective April 3, 2023, Jesse Henderson, Skilled Trades Worker, Grade 515N, \$22.301 hourly in the Div. of Facilities and Fleet Management, effective May 7, 2023, Jeffrey Nalley, Project Manager, Grade 520N, \$26.554 hourly in the Div. of Parks and Recreation, effective May 5, 2023.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an extension Agreement with CivicLex, Inc. for rental space at the Pam Miller Downtown Arts Center to extend the current lease, Contract #268-2019, for a period of one year beginning July 1, 2023, in consideration of anticipated annual rental revenue in the amount of \$3,528.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement (RFQ No. 48-2022) with Palmer Engineering, Inc., for design engineering services for the Harrodsburg Rd. Share Use Trail Project, at a cost not to exceed \$938,577, to be paid with funds awarded under the American Rescue Plan Act of 2021 (ARPA), and authorizing the Mayor to execute any other necessary Agreements or amendments with Palmer Engineering, Inc., related to the use of these funds.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Amendment No. 2 to an Agreement with Fayette Park

Homeowners Association, Inc., under the Neighborhood Action Match Program, extending the project to May 31, 2024, at no additional cost.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept an additional award of \$116,620.70 in Federal funds under the American Rescue Plan Act (ARPA), from the Ky. Cabinet for Health and Family Services, Dept. for Community Based Services, in order to support child care expenses in the Extended School Program in the Div. of Parks and Recreation, 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.

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A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement with God’s Pantry, to operate a Healthy Food Access Mobile Market Program received first reading.

Upon motion by Ms. Gray, seconded by Vice Mayor Wu, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

Upon motion by Ms. Elliott Baxter, and seconded by Ms. Gray, the resolution was approved by the following vote:

Aye: LeGris, Lynch, Monarrez, Reynolds, -----14  
Seigny, Sheehan, Worley, Wu, F. Brown,  
J. Brown, Ellinger, Elliott Baxter, Fogle,  
Gray

Nay: -----0

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A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a two year Purchase of Service Agreement (awarded pursuant to RFP No. 16-2023) with Jubilee Jobs of Lexington, Inc., for the Work Lexington Second Chance Academy, at a cost not to exceed \$75,000 in FY 2024, to be paid with funds awarded under the American Rescue Plan Act of 2021 (ARPA) received first reading.

Upon motion by Ms. Sheehan, seconded by Ms. LeGris, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

Upon motion by Ms. Elliott Baxter, and seconded by Ms. Gray, the resolution was approved by the following vote:

Aye: LeGris, Lynch, Monarrez, Reynolds, -----14  
Sevigny, Sheehan, Worley, Wu, F. Brown,  
J. Brown, Ellinger, Elliott Baxter, Fogle,  
Gray

Nay: -----0

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A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government Public Facilities Corporation, to execute a leasehold mortgage with Central Bank & Trust Co., and a memorandum of lease, for the Hope Center property located at 360 W. Loudon Ave received first reading.

Upon motion by Ms. Fogle, seconded by Mr. J. Brown, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

Upon motion by Ms. Elliott Baxter, and seconded by Ms. Gray, the resolution was approved by the following vote:

Aye: LeGris, Lynch, Monarrez, Reynolds, -----14  
Sevigny, Sheehan, Worley, Wu, F. Brown,  
J. Brown, Ellinger, Elliott Baxter, Fogle,  
Gray

Nay: -----0

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A Resolution appointing Richard Young, Barbara Jane Sutherland, and William H. Wilson, as Reapportionment Commissioners to serve along with Susan Lamb, Fayette County Clerk, who will be a non-voting member of the Reapportionment Commission; directing said Reapportionment Commissioners to lay off the district boundaries of the districts of the three (3) Fiscal Court Commissioners; three (3) Justices of the Peace (magistrates); and three (3) Constables pursuant to KRS 67.045; providing that the three (3) voting members of the Reapportionment Commission shall be compensated in the amount of \$200 each; and directing the Clerk of the Urban County Council to publish notice of the reapportionment proceedings received first reading.

Upon motion by Mr. J. Brown, seconded by Vice Mayor Wu, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

Upon motion by Ms. Elliott Baxter, and seconded by Ms. Gray, the resolution was approved by the following vote:

Aye: LeGris, Lynch, Monarrez, Reynolds, -----14  
Sevigny, Sheehan, Worley, Wu, F. Brown,

J. Brown, Ellinger, Elliott Baxter, Fogle,  
Gray

Nay: -----0

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A Resolution authorizing and directing the Mayor, on behalf of the Lexington Fayette Urban County Government, to execute the first amendment to the Purchase of Service Agreement with the Lexington Fayette Animal Care and Control, LLC, increasing the Contract price at an estimated cost not to exceed \$174,000, effective upon passage of Council received first reading.

Upon motion by Ms. Monarrez, seconded by Ms. Elliott Baxter, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

Upon motion by Ms. Elliott Baxter, and seconded by Ms. Gray, the resolution was approved by the following vote:

Aye: LeGris, Lynch, Monarrez, Reynolds, -----14  
Seigny, Sheehan, Worley, Wu, F. Brown,  
J. Brown, Ellinger, Elliott Baxter, Fogle,  
Gray

Nay: -----0

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A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement related to Neighborhood Development Funds with CASA of Lexington, Inc. (\$3,400.00); Hartland Estates Neighborhood Association, Inc. (\$1,000.00); the Plantory (\$500.00); the Ky. Center for Grieving Children and Families, Inc. (\$500.00); the Gardens of Hartland Homeowners Association, Inc. (\$1,000.00); the Lexington History Museum, Inc. (\$1,000.00); Common Good Community Development Corporation (\$500.00); William Wells Brown Neighborhood Association, Inc. (\$1,901.67); Community Inspired Lexington, Inc. (\$400.00); Seize Your Given Opportunities, Inc. (\$615.00); William Wells Brown Neighborhood Association, Inc. (\$250.00); Bryan Station Alumni Foundation, Inc. (\$200.00); Friends of the Parks in Fayette County, Inc. (\$500.00); Belleau Wood Neighborhood Association, Inc. (\$1,500.00); Sayre Christian Village Nursing Home, Inc. (\$1,200.00); Community Inspired Lexington, Inc. (\$1,500.00); Highlands Neighborhood Association, Inc. (\$250.00); Future Farmers of America Incorporated c/o Locust Trace Agriscience Center (\$185.00); Rise Stem Academy PTA,

Inc. (\$185.00); Sandersville Elementary PTA Inc. (\$175.00); 16th District PTA Inc. c/o Success Academy PTSA (\$185.00); Southpoint Residential Association, Inc. (\$1,500.00); 16th District PTA c/o Athens Chilesburg Elementary (\$500.00); Hayes Middle School PTSA (\$498.00); Friends of Parks in Fayette, County, Inc. c/o Friends of Jacobson Park (\$500.00); Ellerslie at Delong Homeowners Association, Inc. (\$700.00); the Fairways at Lakeside Community Association, Inc. (\$700.00); 16th District PTA c/o Brenda Cowan Elementary (\$75.00); Andover Neighborhood Association, Inc. (\$700.00); Locust Hill Townhomes Association, Inc. (\$100.00); Walnut Hill Club at Chilesburg Owners Association, Inc. (\$700.00); Lexington Leadership Foundation, Inc. c/o Urban Impact (\$250.00); Walnut Creek Homeowners Association, Inc. (\$700.00); Still Meadow Homeowners Association, Inc. (\$250.00); Pinnacle Homeowners Association, Inc. (\$379.50); and 16th District PTA c/o Steam Academy PTSA (\$185.00), for the Office of the Urban County Council, at a cost not to exceed the sum stated received first reading.

Upon motion by Ms. Elliott Baxter, seconded by Ms. Sheehan, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

Upon motion by Ms. Elliott Baxter, and seconded by Ms. Gray, the resolution was approved by the following vote:

Aye: LeGris, Lynch, Monarrez, Reynolds, -----14  
 Sevigny, Sheehan, Worley, Wu, F. Brown,  
 J. Brown, Ellinger, Elliott Baxter, Fogle,  
 Gray

Nay: -----0

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A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a multi-year Agreement with Community Action Council for Lexington Fayette, Bourbon, Harrison and Nicholas counties, Inc., for administration of One Lexington's Gun Violence Prevention Grant programming, in an amount not to exceed \$111,000 in FY 24, inclusive of administrative fees received first reading.

Upon motion by Ms. Elliott Baxter, seconded by Ms. Sheehan, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

Upon motion by Ms. Elliott Baxter, and seconded by Ms. Gray, the resolution was approved by the following vote:

Aye: LeGris, Lynch, Monarrez, Reynolds, -----14  
Sevigny, Sheehan, Worley, Wu, F. Brown,  
J. Brown, Ellinger, Elliott Baxter, Fogle,  
Gray

Nay: -----0

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A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application seeking up to \$25,000 in Federal funds from the Ky. Div. of Emergency Management, under the Federal Emergency Management Performance Grant (EMPG) 2021 cycle, for the Div. of Emergency Management; authorizing the Mayor to provide any additional information requested in connection with this Grant Application; authorizing the Mayor to accept this Grant, if awarded, the acceptance of which obligates the Urban County Government to the expenditure of up to \$25,000 as a local match; authorizing the Mayor to take any further necessary action related to the Grant; and lastly, authorizing the Mayor to transfer unencumbered funds within the Grant Budget received first reading.

Upon motion by Mr. Sevigny, seconded by Ms. Gray, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

Upon motion by Ms. Elliott Baxter, and seconded by Ms. Gray, the resolution was approved by the following vote:

Aye: LeGris, Lynch, Monarrez, Reynolds, -----14  
Sevigny, Sheehan, Worley, Wu, F. Brown,  
J. Brown, Ellinger, Elliott Baxter, Fogle,  
Gray

Nay: -----0

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A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application seeking up to \$250,000 in Federal funds the USDA Forest Service under the Urban and Community Forestry Inflation Reduction Act Grant Program, for the implementation of the Urban Forestry Stewardship Program in the Dept. of Environmental Services, and to provide any additional information requested in connection with this Grant Application received first reading.

Upon motion by Ms. LeGris, seconded by Vice Mayor Wu, and approved by unanimous vote, the rules were suspended and the resolution received second reading.

Upon motion by Ms. Elliott Baxter, and seconded by Ms. Gray, the resolution was approved by the following vote:

Aye: LeGris, Lynch, Monarrez, Reynolds, -----14  
Seigny, Sheehan, Worley, Wu, F. Brown,  
J. Brown, Ellinger, Elliott Baxter, Fogle,  
Gray

Nay: -----0

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The following resolutions received first reading and were ordered to be placed on file for public inspection until June 15, 2023:

A Resolution ratifying the Permanent Sworn Appointments of: Raquel Bowers, Tiffany Chipman, Connor Cleary, William Coomes, Caleb D'aniello, James Davenport, Tyler Deters, John Eidem, Andrew Fortenberry, Erin Gaulin, William Gonzales, Tristan Jackson, Talon Jenks, Jeremy Lakes, David Lewis, Aaron Lindsay, Alexander May, Eli Moreland, Carla Mullins, Junior Pauleus, Rachel Ramey, Charles Sexton, John Stark, Seiver Tandy, Samuel Taylor, Derrick Waldrop, Diona Wigand, David Wise, Austin Witt, all Police Officer, Grade 311N, \$23.694 hourly in the Div. of Police, effective October 12, 2022; Evan Brown and John Gibbons, both Police Officer, Grade 311N, \$27.541 hourly in the Div. of Police, effective January 12, 2023.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Contract with Procare Solutions, to upgrade the existing child care software used by the Family Care Center, for the Div. of Family Services, at a monthly cost not to exceed \$59 in FY 2023, and an annual cost not to exceed \$708 in FY 2024.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement, the final form of which is subject to the approval of the Dept. of Law and the Div. of Grants and Special Programs, with the Lexington Fayette Urban County Housing Authority, under the HOME Investment Partnerships Program, to allocate \$900,000 of Federal funds awarded under the American Rescue Plan Act (ARPA) to construct five (5) units of housing and to provide supportive services to individuals and households who are homeless or at risk of homelessness, or other

vulnerable populations, and further authorizing the Mayor to execute any other amendments related to this Agreement.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with TAPCO, for Road Weather Information System Modems, at a cost not to exceed \$10,100A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute certificates of consideration and other necessary documents, and to accept deeds from owners of record, for property interests needed for the Wolf Run Main Trunk G Project, a Remedial Measures Project required by the Consent Decree, at a cost not to exceed \$45,500.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement with LexArts, Inc., to complete an Arts and Cultural Master Plan at a cost not to exceed \$300,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a two year Purchase of Service Agreement (awarded pursuant to RFP No. 16-2023) with Jubilee Jobs of Lexington, Inc., for the Work Lexington Second Chance Academy, at a cost not to exceed \$75,000 in FY 2024, to be paid with funds awarded under the American Rescue Plan Act of 2021 (ARPA).

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Tyler Technologies, for a custom interface, at a cost not to exceed \$28,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Purvis FSAS, for Purvis Fire Station Alerting System, at a cost not to exceed \$1,081,679.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute certificates of consideration and other necessary documents, and to accept deeds from owners of record, for property interests needed for the Merrick Trunk Sewer Project, a Remedial Measures Project required by the Consent Decree, at a cost not to exceed \$58,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with Bluegrass Behavioral School for Children LLC dba Bluegrass Behavioral Services for Children to use certain

areas of the Family Care Center for the purpose of providing mental and behavioral health services to children and support services to staff at the Family Care Center, at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Lexington Fayette Urban County Government, to execute an Agreement with Payscale, Inc., for access to employment related market research and reporting, at a cost not to exceed \$19,470, effective upon passage of Council.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a \$500 donation from National Recreation and Park Association, to be utilized for future training fees in recognition of volunteer services, at no cost to the Urban County Government.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with American Legal Publishing, for Ordinance codification and online publishing services, at a cost estimated not to exceed \$6,000 annually, and further authorizing the Mayor to execute any documents related to any future renewals of such Agreement, subject to sufficient funds being appropriated in future fiscal years.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Grant Agreement with Bluegrass Agtech Development Corp., to provide startup costs and funds for challenge Grants to establish Lexington Fayette County as an innovation hub for agriculture technology, at a cost not to exceed \$1,000,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Services Agreement (awarded pursuant to RFP No. 9-2023) with Tetra Tech, Inc., to develop a plan for the reduction of Greenhouse Gas Emissions, for the Div. of Environmental Services, at a cost not to exceed \$135,393.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Amendment No. 3 to the Grant Agreement with the Bluegrass Area Development District, Inc., to accept an additional award of \$5,078 in state funds and the breakdown of eligible reimbursable expenses for the operation of the Senior Citizens Center in Fiscal Year 2023.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Economic Incentive Agreement with LSC Holding, LLC, for the development and construction of soccer fields and the creation and retention of jobs, at a cost not to exceed \$1,000,000.

A Resolution authorizing the Div. of Police to purchase a video and data collaboration platform from FUSUS, a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary Agreement with FUSUS, related to the procurement, at a cost not to exceed \$150,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Professional Services Agreement (awarded pursuant to RFP No. 21-2023) with Solar Energy Solutions, LLC, for installation of a roof mounted solar photovoltaic system at the Div. of Parks and Recreation Southbase Maintenance Facility, at a cost not to exceed \$44,047.06.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Professional Services Agreement (awarded pursuant to RFP No. 23-2023) with Solar Energy Solutions, LLC, for installation of a roof mounted solar photovoltaic system at the Gainesway Neighborhood Center, at a cost not to exceed \$34,286.97.

A Resolution approving the FY 2024 Budget of the transit authority of the Lexington Fayette Urban County Government (LexTran) pursuant to KRS 96A.360 and requesting that the Commissioner of Finance authorize the Fayette County Sheriff's Office to disburse the funds to LexTran collected from the Ad Valorem Tax approved by voters on November 9, 2004.

A Resolution approving the FY 2024 Budget of the Lexington & Fayette County Parking Authority.

A Resolution directing the administration to include fifteen (15) million dollars in the Budget for the Pavement Management Plan annually beginning in FY 2024.

A Resolution authorizing Council acceptance of the Pavement Management Plan.

A Resolution initiating for Planning Commission review and recommendation a zone map amendment for modification of conditional zoning restrictions pertaining to New Circle Rd. and Viley Rd. frontages for 37.219 acres at 1301 Viley Rd.

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Upon motion by Mr. Ellinger, and seconded by Ms. Gray, the Communications from the Mayor (Appointments) were approved by unanimous vote and were as follows: (1) Recommending the appointments of John Dearborn and Kathryn Nash to the Greenspace Trust both with terms expiring June 30, 2025; (2) Recommending the appointment of Amanda Bryant to the Homeless Prevention and Intervention Board with a term expiring October 1, 2026; (3) Recommending the reappointment of Joan Whitman to the Housing Authority Board with a term expiring June 30, 2027; (4) Recommending the removal of Devon Peterson from the Human Rights Commission due to absenteeism/lack of contact; (5) Recommending the appointment of Jennifer Bird Pollan and the reappointment of Ralph Coldiron to the Library Board of Trustees both with terms expiring July 20, 2027; and, (6) Recommending the appointments of Molly Crain, Fayette County Resident, Jesse Hesley, Fayette County Resident, Jillian Riseman, Fayette County Resident, and Greg Taulbee, Director of Streets and Roads/ Designee, and the reappointment of Hannah LeGris, Council Member, to the Tree Board with terms expiring April 1, 2027, April 1, 2027, unexpiring, and December 31, 2024, respectively.

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Upon motion by Mr. Seigny, and seconded by Ms. Sheehan, the Communications from the Mayor (Price Contracts) were approved by unanimous vote 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 - Chevrolet Vans 56-2023 - Bachman Auto Group; (b) Div. of Parks and Recreation - Sports Court Unit Price Contract 43-2023 - Tennis Technology, Inc.;(c) Div. of Streets and Roads - Fencing for Man O War 44-2023 - Tom Chestnut Excavation & Construction, LLC, and (d) Div. of Community Corrections - Refrigeration and Cooling Systems Services 30-2023 - Alliance Comfort Systems, Inc.

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The following Communications from the Mayor were received for information only: (1) Probationary Classified Civil Service Appointment of Troy Black, Staff Assistant Sr., Grade 511N, \$18.204 hourly in the Div. of Revenue, effective June 5, 2023; (2)

Probationary Classified Civil Service Appointment of Christopher Garnett, Equipment Operator Sr., Grade 515N, \$22.385 hourly in the Div. of Streets and Roads, effective June 5, 2023; (3) Probationary Classified Civil Service Appointment of Jimmy Coots, Public Service Worker Sr., Grade 510N, \$16.152 hourly in the Div. of Streets and Roads, effective June 12, 2023; (4) Probationary Classified Civil Service Appointment of Rickie Bowman, Treatment Plant Operator, Grade 518N, \$31.416 hourly in the Div. of Water Quality, effective June 5, 2023; (5) Probationary Classified Civil Service Appointment of Crystal Mundy, Engineering Technician Sr., Grade 517N, \$28.000 hourly in the Div. of Water Quality, effective May 22, 2023; (6) Probationary Classified Civil Service Appointment of Chelanda Holliday, Administrative Specialist Principal, Grade 520N, \$28.998 hourly in the Div. of Waste Management, effective May 22, 2023; (7) Probationary Classified Civil Service Appointment of Russell Brown, Resource Recovery Operator, Grade 515N, \$20.547 hourly in the Div. of Waste Management, effective June 12, 2023; (8) Probationary Classified Civil Service Appointment of Dacoby Burnett, Resource Recovery Operator, Grade 515N, \$21.299 hourly in the Div. of Waste Management, effective May 22, 2023; (9) Probationary Classified Civil Service Appointment of Jeffrey Lewis, Resource Recovery Operator, Grade 515N, \$20.589 hourly in the Div. of Waste Management, effective May 22, 2023; (10) Probationary Classified Civil Service Appointment of Marcellus Lewis, Resource Recovery Operator, Grade 515N, \$20.597 hourly in the Div. of Waste Management, effective May 22, 2023; (11) Probationary Classified Civil Service Appointment of Tyrus Day, Resource Recovery Operator, Grade 515N, \$20.597 hourly in the Div. of Waste Management, effective May 22, 2023; (12) Probationary Classified Civil Service Appointment of Brian Black, Public Service Worker, Grade 508N, \$15.710 hourly in the Div. of Waste Management, effective May 22, 2023; (13) Probationary Classified Civil Service Appointment of Kirbye Caldwell, Public Service Worker, Grade 508N, \$15.601 hourly in the Div. of Waste Management, effective June 5, 2023; (14) Probationary Classified Civil Service Appointment of Stefon Ferguson, Public Service Worker, Grade 508N, \$15.739 hourly in the Div. of Waste Management, effective June 12, 2023; (15) Probationary Classified Civil Service Appointment of Troy McDermott, Public Service Worker, Grade 508N, \$15.867 hourly in the Div. of Waste Management, effective June 20, 2023; (16) Probationary Classified Civil

Service Appointment of Tyrell Sparks, Public Service Worker, Grade 508N, \$15.660 hourly in the Div. of Waste Management, effective June 5, 2023; (17) Probationary Classified Civil Service Appointment of Albert Whitney, Public Service Worker, Grade 508N, \$15.700 hourly in the Div. of Waste Management, effective June 12, 2023; (18) Probationary Classified Civil Service Appointment of Glendon Robinson, Building Inspector, Grade 518N, \$25.778 hourly in the Div. of Building Inspection, effective May 22, 2023; (19) Probationary Classified Civil Service Appointment of Keith Damron, Municipal Engineer Sr., Grade 528E, \$3,779.98 biweekly in the Div. of Engineering, effective June 5, 2023; (20) Probationary Classified Civil Service Appointment of Cody Wells, Telecommunicator, Grade 517N, \$23.998 hourly in the Div. of Enhanced 911, effective June 5, 2023; (21) Probationary Classified Civil Service Appointment of Matthew Henry, Fleet Parts Specialist Sr., Grade 514N, \$19.982 hourly in the Div. of Facilities and Fleet Management, effective May 8, 2023; (22) Probationary Classified Civil Service Appointment of Cecil Thomas, Custodial Worker, Grade 506N, \$15.596 hourly in the Div. of Facilities and Fleet Management, effective June 19, 2023; (23) Probationary Classified Civil Service Appointment of Ryan Combs, Grants Compliance Officer Sr., Grade 519N, \$27.331 hourly in the Div. of Grants and Special Programs, effective May 22, 2023; (24) Probationary Community Corrections Officer Appointment of Steven Miller, Community Corrections Officer, Grade 110N, \$24.205 hourly in the Div. of Community Corrections, effective May 15, 2023; (25) Probationary Community Corrections Officer Appointment of Layton Land, Community Corrections Officer, Grade 110N, \$24.205 hourly in the Div. of Community Corrections, effective May 15, 2023; (26) Probationary Community Corrections Officer Appointment of Brandez Fuller, Community Corrections Officer, Grade 110N, \$24.205 hourly in the Div. of Community Corrections, effective May 15, 2023; (27) Probationary Community Corrections Officer Appointment of Nolan Henehan, Community Corrections Officer, Grade 110N, \$24.205 hourly in the Div. of Community Corrections, effective May 15, 2023; (28) Probationary Community Corrections Officer Appointment of John Bach, Community Corrections Officer, Grade 110N, \$24.205 hourly in the Div. of Community Corrections, effective May 15, 2023; (29) Probationary Community Corrections Officer Appointment of Michael Campbell, Community Corrections Officer, Grade 110N, \$24.205 hourly in the Div. of Community Corrections,

effective May 15, 2023; (30) Probationary Community Corrections Officer Appointment of Garrett Stasuk, Community Corrections Officer, Grade 110N, \$24.205 hourly in the Div. of Community Corrections, effective May 15, 2023; (31) Probationary Community Corrections Officer Appointment of Cheyanne Kavanagh, Community Corrections Officer, Grade 110N, \$24.205 hourly in the Div. of Community Corrections, effective May 15, 2023; (32) Probationary Community Corrections Officer Appointment of Blane Whittemore, Community Corrections Officer, Grade 110N, \$24.205 hourly in the Div. of Community Corrections, effective May 15, 2023; (33) Probationary Community Corrections Officer Appointment of Revina Derrickson, Community Corrections Officer P/T, Grade 110N, \$25.650 hourly in the Div. of Community Corrections, effective May 15, 2023; (34) Probationary Community Corrections Officer Appointment of Justin Parsons, Community Corrections Officer P/T, Grade 110N, \$26.670 hourly in the Div. of Community Corrections, effective May 15, 2023; (35) Probationary Sworn Appointment of Meredith Taylor, Police Lieutenant, Grade 317N, \$4,194.21 biweekly in the Div. of Police, effective June 5, 2023; (36) Probationary Sworn Appointment of Cody McGowan, Police Sergeant, Grade 315N, \$40.490 hourly in the Div. of Police, effective June 5, 2023; (37) Unclassified Civil Service Appointment of Elizabeth Rodgers, Chief Information Officer, Grade 537E, \$5,825.04 biweekly in the Dept. of Information Technology, effective May 22, 2023; (38) Unclassified Civil Service Appointment of Marcus Jackson, Public Works Apprentice, Grade 504N, \$15.401 hourly in the Div. of Water Quality, effective June 5, 2023; (39) Unclassified Civil Service Appointment of Montez Gentry, Public Works Apprentice, Grade 504N, \$15.412 hourly in the Div. of Water Quality, effective June 5, 2023; (40) Unclassified Civil Service Appointment of Marty Asbridge, Accountant, Grade 518N, \$24.000 hourly in the Div. of Grants and Special Programs, effective June 1, 2023; and, (41) Classified Civil Service Acting Assignment of Harry Fiefhaus, Maintenance Supervisor, Grade 520E, \$28.674 hourly in the Div. of Water Quality, effective May 2, 2023.

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Mr. Sevigny announced that the Summer Nights in Suburbia Concert Series was going to kick off Friday May 26, 2023 at 7:00 p.m. at the Moondance Amphitheater.

He also shared that the Southland Summer Jamboree Concert Series would be starting Wednesday May 28, 2023 at 7:00 p.m.

Mr. Sevigny also mentioned that the Southland Aquatic Center would be opening that weekend.

He wished everyone a Happy Memorial Day.

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Ms. Fogle acknowledged that Fayette County Public Schools (FCPS) was nearing the end of the 2022-2023 school year and spoke of a recent event to honor teachers.

She implored the Council to be mindful and considerate of unhoused people in District 1. She spoke of a recent incident involving the arrest of unhoused people and LexTran and the aftermath of these events. She also asked the community to be compassionate to unhoused people.

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Ms. Gray also acknowledged the upcoming end of the FCPS 2022-2023 school year and saluted all the graduates of the Carter G. Woodson Academy. She shared that she had several former students who were graduating from schools across FCPS.

She also shared that Council Office Intern, Rex Letcher, would be graduating from Frederick Douglas High School and spoke about what an asset he had been to the Council staff and Council Members.

Ms. Gray also talked visiting elementary schools students at Dixie Magnet Elementary School and Mary Todd Lincoln Elementary School.

She ended her announcements by sharing that the Summer Fling Vendor Fair would be held at Christ Centered Church on Saturday June 10, 2023 from 10 a.m. until 2 p.m.

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Dottie Bean, Council District 8, commented on the FLOCK cameras. She also expressed concerns about the bike and walking trails. Ms. Bean also asked for more information about a recent crime that occurred and about departments in the Lexington Police Department.

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Upon motion by Vice Mayor Wu, seconded by Ms. Elliott Baxter, and approved by unanimous vote, the meeting adjourned at 7:10 p.m.

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Deputy Clerk of the Urban County Council