Lexington-Fayette Urban County Government Council Meeting

Lexington, Kentucky October 2, 2008

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on October 2, 2008 at 7:00 P.M. Present were Council Member Gorton in the chair presiding, in the absence of Mayor Newberry and Vice-Mayor Gray, and the following members of the Council: Council Members Blues, Crosbie, DeCamp, Ellinger, Henson, Lane, McChord, Myers, Stevens, Stinnett, Beard, and Blevins. Absent was Council Member James.

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

Ordinances No. 207-2008 thru 220-2008 inclusive and Resolutions No. 527-2008 thru 557-2008 inclusive were reported as having been signed and published, and were ordered to record.

Lexington-Fayette Urban County Government Council Meeting

Lexington, Kentucky   October 2, 2008

The Invocation was given by Chaplain Donovan Stewart, Division of Police.

*   *   *

Ms. Gorton made a presentation in honor of the Lexington History Museum to Mr. James Kemper Millard, President and CEO of the Lexington History Museum. Ms. Gorton read a Proclamation naming October as Lexington History Month. Ms. Marlene Helm, a member of the History Museum board, was also recognized.

Mr. Millard accepted the Proclamation and stated his appreciation for the recognition. He also gave specific information about the hours of operation for the Museum and exhibit information.

*   *   *

An Ordinance changing the zone from an Interchange Service Business (B-5P) zone to an Agricultural Rural (A-R) zone for 6.00 net and gross acres of property located at 5354 Athens-Boonesboro Road (a portion of) (JFG Enterprises, Inc.) was on the docket for second reading.

Upon motion of Mr. Lane, seconded by Ms. Crosbie, and approved by unanimous vote, the ordinance was removed form the docket because the petitioner had withdrawn the application.

*   *   *

The following ordinances were given second reading. Upon motion of Mr. Blues, seconded by Mr. McChord, the ordinances were approved by the following vote:

Aye: Blues, Crosbie, DeCamp, Ellinger, Gorton,
Henson, Lane, McChord, Myers, Stevens,
Stinnett, Beard, Blevins ----------------------------13

Nay: ---0

An Ordinance changing the zone from an Agricultural Rural (A-R) zone to an Interchange Service Business (B-5P) zone for 6.70 net (9.23 gross) acres for property located at 5191 Athens-Boonesboro Road (a portion of). (JFG Enterprises, Inc.)

An Ordinance changing the zone from a Light Industrial (I-1) zone to a Planned Shopping Center (B-6P) zone for 6.58 net (7.55 gross) acres for property located at 3851 and 3885 Mall Road. (Rose Hill Properties, LLC)

An Ordinance accepting the bid of Teco Mechanical Contractor, Inc., in the amount of $639,200.00 for Waste Management Building HVAC renovation, for the Div. of Waste Management, and appropriating funds pursuant to Schedule No. 58.

An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Div. of Forestry, which Grant funds are in the amount of $6,197.00 Federal funds, are for support of public education and fire prevention efforts for citizens living in the rural and limited access areas of Lexington-Fayette County, the acceptance of which obligates the Urban County Government for the expenditure of $1,550.00 as a local match, appropriating funds pursuant to Schedule No. 54, and authorizing the Mayor to transfer unencumbered funds within the Grant budget.

An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Subgrant Recipient Agreement with Financial Commission for Appalachia High Intensity Drug Trafficking Area, for receipt of Federal funds for overtime, which Grant funds are in the amount of $5,000.00, and appropriating funds pursuant to Schedule No. 56.

An Ordinance amending certain of the budgets of the Lexington-Fayette Urban County Government to reflect current requirements for municipal expenditures, and appropriating and re-appropriating funds, Schedule No. 55.

*   *   *

An Ordinance amending Articles 1-11; 8-21(a), 8-21(b), 8-21(d), 8-21(o), 8-22(a), 8-22(b), 8-22(d) 5, 8, 12, 16, 17, 18, and 19; 8-23(a), 8-23(b) and 8-23(d) 34 of the Zoning Ordinance to create an adaptive reuse and to make adaptive reuse projects principal permitted uses in the Wholesale and Warehouse Business (B-4), Light Industrial (I-1), and Heavy Industrial (I-2) zones was on the docket for first reading.

Upon motion of Dr. Stevens, seconded by Mr. Beard, and approved by unanimous vote, the ordinance was amended to reflect some minor changes in the proposed zoning text amendment establishing an adaptive reuse of buildings as a principal permitted use in the Wholesale and Warehouse Business (B-4), Light Industrial (I-1) and Heavy Industrial (I-2) zones, and the revised ordinance was drafted by the Planning staff pursuant to the directives of the Planning Commission at its hearing on this text amendment on September 11, 2008, and that the changes were not substantive and did not require a new hearing before the Planning Commission as they were considered by the Commission at that hearing.

An Ordinance amending Articles 1-11; 8-21(a), 8-21(b), 8-21(d), 8-21(o), 8-22(a), 8-22(b), 8-22(d) 5, 8, 12, 16, 17, 18, and 19; 8-23(a), 8-23(b) and 8-23(d) 34 of the Zoning Ordinance to create an adaptive reuse and to make adaptive reuse projects principal permitted uses in the Wholesale and Warehouse Business (B-4), Light Industrial (I-1), and Heavy Industrial (I-2) zones was given first reading as amended and ordered placed on file three weeks for public inspection.

* * *

The following ordinances were given first reading and ordered placed on file three weeks for public inspection.

An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Office of Homeland Security, which Grant funds are in the amount of $22,000.00 Federal funds, are for development of an “All Hazards” Disaster Preparedness Plan for the 2010 World Equestrian Games, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, appropriating funds pursuant to Schedule No. 59, and authorizing the Mayor to transfer unencumbered funds within the Grant budget.

An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the U.S. Dept. of Health and Human Services, which Grant funds are in the amount of $49,126.00 Federal funds, are for continuation of the Parent Resource Center for a Bright Future, a Healthy Tomorrows Project, at the Family Care Center, the acceptance of which obligates the Urban County Government for the expenditure of $100,874.00 as a local match, appropriating funds pursuant to Schedule No. 63, and authorizing the Mayor to transfer unencumbered funds within the Grant budget.

An Ordinance amending Section 21-5(2) of the Code of Ordinances, abolishing one (1) position of Claims Adjuster, Grade 115E, in the Div. of Risk Management and creating one (1) position of Claims Adjuster, Grade 115E, in the Dept. of Law, transferring the incumbent, and appropriating funds pursuant to Schedule No. 60.

An Ordinance amending Section 21-5(2) of the Code of Ordinances, creating two (2) positions of Program Manager Sr., Grade 120E, in the Div. of Environmental Policy.

An Ordinance amending Section 21-5(2) of the Code of Ordinances, creating two (2) positions of Engineering Technician Sr., Grade 113E, abolishing one (1) position of Engineering Technician, Grade 111N, and abolishing one (1) position of Engineering Aide Sr., Grade 109N, in the Div. of Water Quality and appropriating funds pursuant to Schedule No. 61.

An Ordinance amending Section 21-5(2) of the Code of Ordinances, creating one (1) position of Administrative Specialist Sr., Grade 112N, in the Div. of Environmental Policy and appropriating funds pursuant to Schedule No. 62.

An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Justice Cabinet, 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 $69,570.00 Federal funds, under the Violence Against Women Act (VAWA) Program, are for continuation of the Sexual Assault Nurse Examiner (S.A.N.E.) Program, the acceptance of which obligates the Urban County Government for the expenditure of $23,190.00 as a local match, appropriating funds pursuant to Schedule No. 64, and authorizing the Mayor to transfer unencumbered funds within the Grant budget.

An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Dept. of Military Affairs, Div. of Emergency Management, which Grant funds are in the amount of $55,133.00

Federal funds, are for the support of emergency preparedness activities in Lexington-Fayette County, the acceptance of which obligates the Urban County Government for the expenditure of $55,133.00 as a local match, appropriating funds pursuant to Schedule No. 65, and authorizing the Mayor to transfer unencumbered funds within the Grant budget.

An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Office of 911 Coordinator/Commercial Mobile Radio Service Board, which Grant funds are in the amount of $177,015.00 Commonwealth of Ky. funds, are for expansion of the Central Kentucky 9-1-1 network to include additional jurisdictions (Boyd, Casey, Garrard, Lincoln, Rockcastle and Taylor Counties), the acceptance of which does not obligate the Urban County Government for the expenditure of funds, appropriating funds pursuant to Schedule No. 67, and authorizing the Mayor to transfer unencumbered funds within the Grant budget.

An Ordinance amending Section 21-5 of the Code of Ordinances abolishing one (1) position of Heavy Equipment Mechanic, Grade 111N, and creating one (1) position of Heavy Equipment Technician, Grade 113E, in the Div. of Fire & Emergency Services, and appropriating funds pursuant to Schedule No. 66.

An Ordinance amending Section 21-5(2) of the Code of Ordinances, creating one (1) position of Program Manager Sr., Grade 120E, in the Div. of Environmental Policy.

An Ordinance amending certain of the budgets of the Lexington-Fayette Urban County Government to reflect current requirements for municipal expenditures, and appropriating and re-appropriating funds, Schedule No. 57.

* * *

A Resolution accepting the bids of Power Train of Ky., Superior Hose & Fittings, Inc., I. B. Moore Co., LLC, Carquest Auto Parts, Fluid Power Products, Div. of BW Rogers Co., and Applied Industrial Technologies, Inc., establishing price contracts for Hydraulic Hose & Fittings, for the Div. of Facilities and Fleet Management was given second reading.

Upon motion of Mr. McChord, seconded by Mr. Ellinger, the resolution was approved by the following vote:

Aye: Blues, Crosbie, DeCamp, Ellinger, Gorton,
Lane, McChord, Myers, Stevens, Stinnett,
Beard, Blevins --12

Nay: ---0
(Ms. Henson recused herself when the vote was taken.)

* * *

A Resolution directing the preparation of a Development Plan for the Lexington Distillery District and scheduling a public hearing thereon on October 21, 2008 at 6:00 P.M. was given second reading.

Upon motion of Mr. McChord, seconded by Mr. Ellinger, the resolution was approved by the following vote:

Aye: Blues, Crosbie, DeCamp, Ellinger, Gorton,
Henson, McChord, Myers, Stevens, Stinnett,
Beard, Blevins --12

Nay: ---0
(Mr. Lane recused himself when the vote was taken.)

* * *

The following resolutions were given second reading. Upon motion of Mr. McChord, seconded by Mr. Ellinger, the resolutions were approved by the following vote:

Aye: Blues, Crosbie, DeCamp, Ellinger, Gorton,
Henson, Lane, McChord, Myers, Stevens,
Stinnett, Beard, Blevins -----------------------------13

Nay: ---0

A Resolution accepting the bid of Pavement Technology, Inc., in the amount of $150,500.00, for the Asphalt Surface Maintenance with Asphalt Rejuvenating Agent, for the Div. of Streets, Roads and Forestry.

A Resolution accepting the bid of Kaffenbarger Truck, establishing a price contract for a utility body, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of J. Edinger & Son, Inc., establishing a price contract for snow plow assemblies, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of Scodeller Construction, Inc., in the amount of $76,200.00, for the 2008 Cracksealing Project, for the Div. of Streets, Roads and Forestry.

A Resolution accepting the bid of Republic Diesel, establishing a price contract for a salt spreader (under tailgate), for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of S & S Truck Tire Center, establishing a price contract for truck tire re-treading, for the Div. of Facilities and Fleet Management.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Federalwide Assurance for the Protection of Human Subjects for Institutions within the United States, an IRB Authorization Agreement, and any other necessary agreements or documents for participation by the Div. of Fire and Emergency Services in the Rapid Anticonvulsant Medication Prior to Arrival Trial (RAMPART), at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an amendment to the Agreement with ICMA Retirement Corporation, to amend the Retirement Plan to permit loans from employee 457 Deferred Compensation Plans, at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Volunteers of America of Ky., Inc., for support of emergency housing for homeless families, at a cost not to exceed $8,000.00.

A Resolution authorizing and directing the Dept. of Law, on behalf of the Urban County Government, to accept a Deed from Lynn D. Williams and James R. Williams, and Ball Homes, LLC, for a temporary construction easement and a permanent sanitary sewer easement at 4037 Whitewater Drive and a Deed from Robert Murray and Donna Murray, and Ball Homes, LLC, for a temporary construction easement and a permanent sanitary sewer easement at 4041

Whitewater Drive, and authorizing and directing the Mayor, on behalf of the Urban County Government, to execute the Deeds of Easement to certify the consideration, at no cost to the Urban County Government.

A Resolution authorizing the Div. of Human Resources to internally advertise for a Social Worker Sr. position in the Dept. of Social Services.

* * *

Upon motion of Mr. Beard, seconded by Mr. Myers, and approved by unanimous vote, a Resolution amending Section 2 of Resolution No. 551-2008 to change the date and time of the public hearing on the Development Plan for the Phoenix Park/Courthouse Development Area from October 14, 2008 at 6:00 p.m. to October 21, 2008 at 7:00 p.m. was placed on the docket.

The resolution was given first reading. Upon motion of Mr. Blues, seconded by Mr. Ellinger, the rules were suspended by unanimous vote.

The resolution was given second reading. Upon motion of Dr. Stevens, seconded by Mr. McChord, the resolution was approved by the following vote:

Aye: Blues, Crosbie, DeCamp, Ellinger, Gorton,
Henson, Lane, McChord, Myers, Stevens,
Stinnett, Beard, Blevins ----------------------------13

Nay: --0

* * *

The following resolutions were given first reading. Upon motion of Mr. Blues, seconded by Mr. Ellinger, the rules were suspended by unanimous vote.

The resolutions were given second reading. Upon motion of Dr. Stevens, seconded by Mr. McChord, the resolutions were approved by the following vote:

Aye: Blues, Crosbie, DeCamp, Ellinger, Gorton,
Henson, Lane, McChord, Myers, Stevens,
Stinnett, Beard, Blevins ----------------------------13

Nay: --0

A Resolution granting a pay increase to a rate of $11.50 hourly for all full-time non-contract bargaining unit employees whose hourly rate of pay is less than the Living Wage.

A Resolution of the Urban County Council of the Lexington-Fayette Urban County Government, Kentucky, requesting that the Ky. Economic Development Finance Authority adopt a Resolution providing for the issuance of revenue bonds in an amount of up to $438,920,000, the proceeds of which will be loaned to Catholic Health Initiatives, Inc., to provide financing for all or a part of the costs of the acquisition, construction, installation and equipping of capital projects for health care facilities and related improvements and expenditures.

A Resolution accepting the proposal of Strand Associates, Inc., to prepare a Feasibility Study and Engineering Design of the Legacy Trail Project, and authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Engineering Services Agreement with Strand Associates, Inc., for performance of such services, and authorizing payment of funds in an amount not to exceed $496,000.00.

A Resolution authorizing and directing the Mayor on behalf of the Urban County Government, to execute an Agreement with the Drug Enforcement Administration, for participation in the DEA Task Force, at no cost to the Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Certificate of Consideration and to accept a Deed for the property located at 685 Dartmoor Court from Sheila Mendenhall, for the Dartmoor Court Storm Water Improvements Project, and authorizing payment in the amount of $121,700.00, plus usual and appropriate closing costs.

*   *   *

The following resolutions were given first reading and ordered placed on file three weeks for public inspection.

A Resolution accepting the bid of Nexgen Building Supply, establishing a price contract for ceiling tiles-supplemental, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of Schroeder Construction, Inc., in the amount of $696,637.75, for Cadentown Sanitary Sewer Project, for the Div. of Engineering.

A Resolution accepting the bid of Superior Demolition, Inc., in the amount of $12,400.00, for the Gainesway Community Building Demolition, for the Div. of Parks and Recreation.

A Resolution accepting the bid of L-M Asphalt Partners, Ltd. dba ATS Construction, in the amount of $745,000.00, for the 2008 County Road Resurfacing, for the Div. of Streets, Roads and Forestry.

A Resolution accepting the bid of Radio Communications Systems, Inc. dba RCS Communications, establishing a price contract for Communication System Maintenance, for the Div. of Police.

A Resolution accepting the bid of Traffic Control Products, Inc., establishing a price contract for Traffic Signal and Control Equipment Supplemental, for the Div. of Traffic Engineering.

A Resolution accepting the bid of Schiller Architectural Hardware, establishing a price contract for doors and steel hardware, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of Filtmore Technologies, LLC, establishing a price contract for Central Air Filters, for the Div. of Community Corrections. (5)

A Resolution accepting the bids of Advance Construction of KY, LLC and Bellos Painting LLC, establishing price contracts for painting services, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bids of Advance Construction of KY, LLC; C.R. Cable Construction, Inc.; and Wilhod, Inc., establishing price contracts for underground electrical service installation, for the Div. of Parks and Recreation.

A Resolution accepting the bid of R & L Cleaning Service, establishing a price contract for custodial services – Versailles Road Campus, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of Mary's Cleaning Service, establishing a price contract for custodial services, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of Landmark Sprinkler, Inc., in the amount of $58,250.00, for a sprinkler system for the Div. of Police.

A Resolution accepting the bid of Kron International Trucks dba Bluegrass International, in the amount of $136,202.45, for a Knuckle boom truck, for the Div. of Facilities and Fleet Management.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Engineering Services Agreement with CDP Engineers, Inc., for design of the South Elkhorn Trail Section 3, at a cost not to exceed $33,500.00.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Facility Use Contract with the Fayette County Board of Education, for the use of the Bryan Station High School Auditorium, at a cost not to exceed $263.38.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Agreements with Bluegrass Greenworks, Inc. ($1,200.00), and Metropolitan Woman's Club, Inc. ($600.00), for the Office of the Urban County Council, at a cost not to exceed the sums stated.

A Resolution amending Section 1 of Resolution No. 479-2008 to amend the hourly rate for probationary employee Thad Scott, Engineering Technician, Grade 111N, from $16.108 hourly to $15.642 hourly, in the Div. of Water Quality, effective August 18, 2008.

A Resolution ratifying the probationary civil service appointments of: Andre Scott, Public Service Worker Sr., Grade 107N, $15.954 hourly, in the Div. of Water Quality, effective October 13, 2008, India Thomason, Child Care Program Aide, Grade 107N, $14.078 hourly, in the Div. of Family Services, effective October 13, 2008, Christine Meyer, Hostler, Grade 104N, $11.810 hourly, in the Div. of Police, effective September 29, 2008, Shaun Gatewood, Public Service Worker Sr., Grade 107N, $13.231 hourly, in the Div. of Streets, Roads & Forestry, effective October 13, 2008; ratifying the permanent civil service appointment of: Susan Lamb, Council Clerk, Grade 118E, in the Office of the Council Clerk, effective October 1, 2008; ratifying the probationary sworn appointment of: Kevin Kidd, Police Sergeant, Grade 315N, $27.013 hourly, in the Div. of Police, effective October 13, 2008; approving leave of absence for: Angela Haley, Certified Medical Assistant, request 17 day Council approved leave without pay from September 19, 2008 through October 5, 2008; approving the unclassified civil service appointments of: Omelia Thorton, Clinical Services

Manager, Grade 117E, $2,637.28 bi-weekly, in the Div. of Adult Services, effective September 29, 2008, Scott Kelly, Social Worker Sr., Grade 113E, $1,346.35 bi-weekly, in the Div. of Adult Services, effective September 29, 2008, Adrienne Shelby, Deputy Coroner, Grade 112N, $14.600 hourly, in the Office of the Coroner, effective October 13, 2008, Jessica Landham, Deputy Coroner, Grade 112N, $14.600 hourly, in the Office of the Coroner, effective October 13, 2008.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Ad-Success, for a mobility office marketing campaign, at a cost not to exceed $40,400.00.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Ky. World Trade Center Lexington, Inc., for the provisions of services, at a cost not to exceed $115,000.00 FY 2009.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Bryan Station Band Association ($625.00) for the Office of the Urban County Council, at a cost not to exceed the sum stated.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Lease Agreements with the National Alliance for the Mentally Ill (NAMI); Bluegrass Community Action Agency; National Association for the Advancement of Colored People (NAACP); Eldercrafters; Community Reinvestment Alliance (CRAL); Legal Aid of the Bluegrass; Lexington Fayette County Urban League, Inc.; LexCare; Area Health Education Center (AHEC); and West End Community Empowerment Program (WECEP), for use of space at the Black and Williams Neighborhood Center.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Facility Use Contract with the Fayette County Board of Education, for use of facilities for the Extended School Program and Recreational Enrichment and Learning Program, at no cost to the Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Contracts with Andover Neighborhood Association ($9,340.00), Ashland Park Neighborhood Association ($3,000.00), Charleston Woods Homeowners Association ($2,500.00), East Lake Neighborhood Association ($300.00), Firebrook Homeowners' Association ($3,000.00), Gratz Park Neighborhood Association ($4,995.00), Hamburg Homeowners Association ($8,000.00), Marehaven Homeowners Association ($8,630.00), Martin Luther King Neighborhood Association ($3,610.00), McConnell's Trace Neighborhood Association, Inc. ($7,822.00), Park Place Neighborhood Association ($350.00), Shriners Neighborhood Association ($4,975.00), Southern Heights Neighborhood Association ($3,000.00), The Cottage of Liberty Woods, Inc. ($1,138.00) and Westmorland Neighborhood Association ($9,340.00) for carrying out various neighborhood activities and improvements, at a cost not to exceed $70,000.00.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Engineering Services Agreement with Stantec Consulting Services, Inc. (formerly known as FMSM, Inc.), for additional work on the Loch Lomond Drainage Improvements Project, increasing the Contract price by the sum of $7,340.00 from $60,000.00 to $67,340.00.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Certificate of Consideration and accept a Deed conveying permanent sanitary sewer and temporary construction easements from George D. and Ann M. Robinson, for the property located at 2299 Brannon Road, for the South Elkhorn Force Main Project, and authorizing payment in the amount of $15,000.00, plus usual and appropriate closing costs.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Certificate of Consideration and accept a Deed conveying permanent sanitary sewer and temporary construction easements from RSCS, LLC, for the property located at 4454 Clays Mill Road, for the South

Elkhorn Force Main Project, and authorizing payment in the amount of $20,000.00, plus usual and appropriate closing costs.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to approve renewal of Aircraft Liability Insurance for the term October 21, 2008 through October 21, 2009 with ACE USA, at a cost not to exceed $19,000.80 and authorizing payment to Ky. League of Cities Insurance Agency, Inc. on behalf of ACE USA.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a donation from the Friends of the Lexington Mounted Police, Inc. for conference registration and lodging, for use at the 2008 North American Police Equestrian Championship, at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a donation from Windstream Communications of 100 First Alert WX-17 Radios, for use during National Preparedness Month, at no cost to the Urban County Government.

*　　　　*　　　　*

Upon motion of Dr. Stevens, seconded by Ms. Crosbie, and passed by unanimous vote, the following communication from the Mayor was placed on the docket and is as follows: (1) appointment of Peter Everett Brown to the Board of Adjustment with a term to expire 7-1-2010.

*　　　　*　　　　*

The following communications were received from the Mayor for information only: (1) Resignation of Jesse Little, Community Corrections Officer, Grade 110N, in the Div. of Community Corrections, effective September 19, 2008; (2) Resignation of Sandra Beasley, Community Corrections Officer, Grade 110N, in the Div. of Community Corrections, effective October 1, 2008; (3) Resignation of Christopher Stanger, Community Corrections Officer, Grade 110N, in the Div. of Community Corrections, effective September 10, 2008; (4) Resignation of Michael Rowe, Community Corrections Officer, Grade 110N, in the Div. of Community Corrections, effective September 11, 2008; and (5)

Resignation of William Greer, Police Officer, Grade 311N, in the Div. of Police, effective September 28, 2008.

*   *   *

Ms. Crosbie announced that the Fire Prevention Parade would be held on Monday, October 6, 2008, and encouraged everyone to attend.

*   *   *

Mr. Bernard McCarthy, Harry Street, spoke about the measure of success of downtown communities.

*   *   *

Mr. Louis Cobb, Scottsdale Circle, spoke about racial and community issues.

*   *   *

Mr. Eric Patrick Marr, Cassidy Ave., spoke about economic development in Lexington.

*   *   *

Upon motion of Mr. DeCamp, seconded by Ms. Crosbie, and approved by unanimous vote, the meeting adjourned at 7:50 p.m.

____

Clerk of the Urban County Council