

URBAN COUNTY COUNCIL
WORK SESSION SUMMARY
& TABLE OF MOTIONS

December 9, 2008

Mayor Newberry chaired the meeting. All Council Members were present.

- I. Public Comment – Issues on Agenda-None
- II. Requested Rezoning / Docket Approval-Yes

A motion by CM Stinnett to place on the docket for the Tuesday December 9, 2008, Council Meeting, an ordinance amending Section 4-21 (c) of the Code of Ordinances, relating to the impoundment of animals, to permit waiver of impoundment and boarding fees if the impoundment of an animal resulted from an emergency situation, such as fire or natural disaster, seconded by CM McChord, passed without dissent.

A motion by CM Blevins to place on the docket for Tuesday, December 9, 2008, a resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a release of easement, releasing a portion of a sanitary sewer easement on property located at 2555 Nicholasville Road at no cost to the Urban County Government, seconded by CM Beard, passed without dissent.

A motion by CM Blevins to place on the docket for Tuesday, December 9, 2008 Council Meeting a Service Level Agreement with Kentucky Interactive LLC at no cost to the Urban County Government, seconded by CM Gorton, passed without dissent.

A motion by CM Gorton to approve the amended docket, seconded by CM Beard, passed without dissent.

- III. Approval of Summary

A motion by CM Ellinger to approve the summary of 12/2/08, seconded by CM Gorton, passed without dissent.

IV. Budget Amendments

A motion by CM Blevins to approve the budget amendments, seconded by CM Gorton, passed without dissent.

V. New Business

- A. Authorization to Advertise Internally the Position of Public Service Supervisor Senior in the Division of Waste Management. (654-08) (Allen/ Koch)
- B. Authorization of a Reimbursement Resolution for Fiscal Year 2008 – 2009 Bond Projects. (668-08) (Koch)
- C. Authorization of Change Order No. 1 to Contract with Arnold Dugan and Meyers LLC Regarding the West Hickman Wastewater Treatment Plant (WWTP) Aerated Sludge Holding Tank Improvements. (656-08) (Martin/Taylor)
- D. Authorization of a Linkage Agreement with the University of Kentucky (UK) Chandler Hospital on Behalf of the Department of Social Services, Family Care Center. (657-08) (Hendrix/Helm)
- E. Authorization to Accept Bids of Gearheart Communications and Windstream Kentucky East LLC for Non-Exclusive Franchise Agreements for Telecommunications Services in Fayette County. (662-08) (Cole)
- F. Authorization of a Facility Use Contract with the Fayette County Public Schools (FCPS) on Behalf of the Department of General Services, Division of Parks and Recreation. (673-08) (Hancock/Cole)
- G. Authorization of Change Order No. 1 to Contract with Superior Demolition on Behalf of the Department of General Services, Division of Parks and Recreation Regarding the Gainesway Building Demolition Project. (674-08) (Hancock/Cole)
- H. Authorization to Create an Ordinance to Extend Carryover of Vacation Hours within the Division of Emergency Management / 911. (655-08) (Allen/ Bennett)
- I. Authorization to Accept a Monetary Donation from State Farm Insurance Companies on Behalf of the Department of Public Safety, Division of Police. (665-08) (Bastin/Bennett)
- J. Authorization to Amendment to Resolution No. 513-2008 with New World Systems Corporation Regarding the Software License Agreement for Software Licensing of Mobile Data Computers. (667-08) (Bastin/Bennett)

- K. Authorization of Amendment No. 1 to Ground Lease Coldstream Research Campus with the University of Kentucky. (666-08) (Lucas/Bennett)
- L. Authorization of a License, Support and Shared Hosting Agreement with Dialogic Communications Corporation (DCC) on Behalf of the Department of Public Safety, Division of Emergency Management / 911. (669-08) (Lucas/Bennett)
- M. Authorization to Submit a Grant Application to the US Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, Under the Gang Resistance Education and Training (G.R.E.A.T.) Program. (659-08) (P. King/Bennett)
- N. Authorization to Submit a Continuation Application to the US Department of Justice, Office on Violence Against Women, under the Grants to Encourage Arrest Policies and Enforcement of Protection Orders Program and Approve the Memorandum of Understanding (MOU) with Community Partners. (660-08) (P. King/Bennett)
- O. Authorization to Accept Award from the US Department of Justice on Behalf of the Department of Public Safety, Division of Police and the Fayette County Sheriff's Office. (661-08) (P. King/Bennett)
- P. Authorization to Submit a Continuation Application to the National Police Athletics/Activities Leagues, Inc. for the National Association of Police Athletics League Youth Enrichment Program (PALYEP). (664-08) (P. King/Bennett)
- Q. Authorization to Submit an Application to the Kentucky Governor's Office of Local Development (GOLD) on Behalf of the African Cemetery No. 2, Inc. for a Cemetery Preservation Grant. (670-08) (P. King/Webb)
- R. Authorization of a Grant Agreement between LFUCG and the Fayette County Rural Land Management Board (RLMB), Inc. Regarding FY2007, FY2008, and FY2009 Budget Funds for the Purchase of Development Rights and to Issue Bonds. (671-08) (Van Pelt/Webb)
- S. Authorization to Consent to the Transfer of Property Located at 111 Church Street to the Commonwealth of Kentucky on Dissolution of the Fayette County Legal Aid, Inc. (663-08) (Askew)
- T. Authorization to Accept and Acknowledge a Donation from the Friends of the Dog Park, Inc. for the Wellington Dog Park. (672-08) (Langston)
- U. Authorization to Create an Ordinance to Extend Carryover of Vacation Hours within the Council Clerk's Office. (675-08) (Allen/ Langston)

A motion by CM Henson to amend item no. "E" on the new business items to replace Gearheart Communications, with Inter Mountain Cable, Inc. seconded by CM Stinnett, passed without dissent.

A motion by CM Beard to approve new business items A-U. seconded by CM Gorton. passed without dissent.

VI. Continuing Business / Presentations

A. Services Committee Update

CM Ellinger gave this update. One motion came forward.

A motion by CM Ellinger to remove the issue of Solid Waste Fee Structure from the Services Committee based on a forthcoming recommendation to place it in Budget & Finance Committee. seconded by CM Crosbie. passed without dissent.

B. Destination 2040 Presentation

This presentation was postponed until January 2009.

The Mayor recognized several people in the Accounting Dept. for their service.

C. Budget & Finance Committee Update

This update was given by CM Dr. Stevens. It was on the Equine industry. One motion came forward.

A motion by CM Stevens to request by Budget & Finance that Urban County Council request that because horses be considered as livestock to alleviate farm tax inequities and that this be considered as legislative priority for 2009 KY General Assembly. seconded by CM Gorton. passed without dissent.

D. Interim Report-Police and Fire Retirement Task Force

This report was given by Mr. Bill Lear, attorney for Stoll, Keenon, and Ogden, PLLC. Several CMs spoke; many giving thanks to Mr. Lear for all of his efforts.

VII. Council Report

CM Stinnett-Thanked Penny Ebel and Comm. Koch the WEG clock that was placed in Council Chambers; announced that on 12/12/08 the Lexington Humane Society will hold "Art Unleashed" from 5:30-8 pm; stated an 'ode' to outgoing CMs DeCamp and Stevens.

A motion by CM Stinnett to place the issue of Solid Waste Fee structure into Budget & Finance seconded by CM Lane, passed without dissent.

A motion by CM Stinnett to walk-on the NDF Request to the Sierra Club from last Tuesday, seconded by CM McChord, passed without dissent.

CM Gorton-Stated that she was happy to see Patricia DeCamp. Stated her thank-yous to CMs DeCamp and Stevens.

CM Blevins-Thanked CMs DeCamp and Stevens for their coaching doing his rookie year.

A motion by CM Blevins to approve the NDF list for 12/9/08, seconded by CM Ellinger, passed without dissent.

CM McChord-Stated that he had welcomed the new CMs at the retreat on yesterday; told Council that they need to challenge their priorities; stated that he and CM Stinnett will bring forward a proposal to make this location a live music venue; thanked CMs DeCamp and Stevens for their years of service.

CM Blues-Announced Christmas dinner for Meadowthorpe NA on 12/13/08 at 6 pm and dinner and open house for Oakwood NA, same time and date; Winburn NA will hold their monthly meeting on 12/15/08; Thanked CMs DeCamp and Stevens for their good sense, steady leadership, and inspiration.

CM James-Spoke about the proposed Committees structure changes.

CM Beard-Wished happy retirement to CMs DeCamp and Stevens; had several questions about the PowerPoint that was done on the committee structure.

VIII. Mayor's Report-Yes

A motion by CM Gorton to approve the Mayor's Report, seconded by CM Ellinger, passed without dissent.

IX. Closed Session-Property

A motion by CM Blues to go into closed session pursuant to KRS 61.810(1) (b) for the purpose of discussing the possible acquisition of real property. A closed session is necessary because publicity at this stage would be likely to affect the value of the property in question, seconded by CM Gorton, passed without dissent.

A motion by CM Gorton to go back in to open session, seconded by CM Ellinger, passed without dissent.

CM Blues-A motion by CM Blues to place on the docket for Dec. 9 Council Meeting a resolution for the mayor to execute a 6 month option to purchase with Frankfort Court LLC for property at 2401 Frankfort Pike, seconded by CM Beard passed without dissent.

VII. Council Report (cont.)

VM Gray-Stated that he will be distributing the form for committee assignments within the next few days.

CM Ellinger-Gave thanks to CMs DeCamp and Stevens.

CM Crosbie-Gave thanks to CMs DeCamp and Stevens.

CM DeCamp-Stated that it was an honor for him to serve the residents of the 3rd District for the last 12 years; he will miss some of the Council action but not the upcoming budget process; wished "good luck, keep up the good work, it's been great to work with all of you; be assured I'm not fading away but you'll be hearing from me in the future."

CM Stevens-Stated that the airport bond sold this morning; thanked citizens, media, and employees; thanked Council staff, fellow members of Council, and Mayor Newberry and Mayors previously served.

X. Public Comment-Issues not on the agenda-None

A motion by CM DeCamp to adjourn work session, seconded by CM Stevens, passed without dissent.