Lexington-Fayette Urban County Government Council Meeting

Lexington, Kentucky December 9, 2008

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on December 9, 2008 at 6:00 P.M. Present were Mayor Jim Newberry in the chair presiding and the following members of the Council: Council Members Henson, James, Lane, McChord, Stevens, Stinnett, Beard, Blevins, Blues, Crosbie, DeCamp, Ellinger, Gorton, and Gray. Absent was Council Member Myers.

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

Ordinances No. 258-2008 thru 267-2008 inclusive and Resolutions No. 686-2008 thru 727-2008 inclusive were reported as having been signed and published, and were ordered to record.

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The Invocation was given by Senior Pastor David Thomas of Centenary United Methodist Church.

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Ms. James recognized the Idle Hour Ravens Div. of Parks and Recreation football team. Mr. Donte Key, Mr. Joel Ragland, Mr. Michael Ach, Mr. Rodney Ramey, Mr. Adam Alstatt, and Mr. Dean Martin were recognized as coaches of the team. Mr. Key spoke about the accomplishments of the team, including city, state and national tournament trophy wins. Mr. Key recognized three members of the team, who spoke about the achievements of the team.

Ms. James also recognized Mr. Cornell Burbage and Ms. Darlene Haley of the Div. of Parks and Recreation, and asked Ms. Kimra Cole, Commissioner of the Dept. of General Services, to commend these employees.

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The Mayor recognized Mr. Howard Leo McMillen, retiring after twenty-seven years as Director of the Div. of Streets, Roads, and Forestry. He read a commemoration in his honor, and thanked him for his service.

Mr. McMillen thanked the Mayor and the Council for their kind words, and especially thanked the employees of the Div. of Streets, Roads and Forestry for their hard work and team attitude. The Mayor also recognized Mrs. Sue McMillen, and thanked her on behalf of the Urban County Government.

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The Mayor recognized Mr. Richard S. “Dick” DeCamp, retiring after six terms on the Urban County Council. He read a commemoration in his honor, and thanked him for his service.

Mr. DeCamp thanked the Mayor, the Council and all the people of the Third District for their support.

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The Mayor recognized Dr. David B. Stevens, retiring after sixteen years on the Urban County Council, twelve years as 5th District Council Member and four years as an At-Large Council Member. He read a commemoration in his honor, and thanked him for his service.

Dr. Stevens thanked the Mayor, the Council and the people of the fifth District for their support.

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The Mayor recognized Mr. Graham Pohl and Ms. Kate Savage, residents of the Columbia Heights Neighborhood Association, who thanked Mr. DeCamp for his service and support. They presented him with a token of their appreciation.

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

Aye: Henson, James, Lane, McChord, Stevens,
Stinnett, Beard, Blevins, Blues, Crosbie,
DeCamp, Ellinger, Gorton, Gray------------------14

Nay: --0

An Ordinance closing a one-lane connector street right-of-way between Richmond Road and South Eagle Creek Drive; determining that all property owners abutting the portion of the street to be closed have been identified, provided with written notice of the proposed closing and consented thereto in writing; and authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a quitclaim deed transferring the former right-of-way to the abutting owner, subject to the reservation of easements for access and maintenance of existing utilities in the former right-of-way.

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 and Public Safety 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 $18,934.00 Federal funds, are for the purchase of equipment for the Sexual Assault Nurse Examiner (SANE) Program, the acceptance of which obligates the Urban County Government for the expenditure of $6,500 as a local match, appropriating funds pursuant to Schedule No. 86, and authorizing the Mayor to transfer unencumbered funds within the Grant budget.

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 2009.

An Ordinance expanding and extending the Full Urban Services District for the Urban County Government for the provision of street lighting, street cleaning and garbage and refuse collection, to include the area defined as certain properties on the following streets: <u>Johnson Property, Unit 1-I</u>, Burgess Ave., Millbank Rd., McCullough Dr.; <u>Johnson Property, Unit 1-H</u>, Millbank Rd., McCullough Dr.; <u>Ramsey-Sullivan Property, Unit 2-A</u>, Sullivans Trace, Cherry Blossom Way; <u>Blackford Property, Phase 3, Unit 1-D</u>, Blackford Pkwy.; <u>Masterson Hills, Unit 1-A</u>, Our Tibbs Trail; <u>Chesapeake Equine</u>, Greendale Rd.; <u>Writt Station Subdivision</u>, Laclede Ave.; <u>Mullikin Property (Shady Hills)</u>, Treeline Way; <u>Clark Property, Unit 1-L</u>, Ice House Way; <u>Sharkey Property, Unit 3, Section 1</u>, Towne Center Dr., Towne Square Park; <u>Gess Property, Unit 5-C, Section 1</u>, Honeycomb Trail; <u>Gess Property, Unit 4-H, Section 1</u>, Jouett Creek Dr.; Battery St.; <u>Blackford Property, Phase 3, Unit 1-C</u>, Blackford Pkwy., Dyer Cove, Flint Cove; <u>Clark Property, Unit 1-H</u>, Icehouse Way, <u>Clark Property, Unit 1-I</u>, Orchard Grass Rd.; <u>Clark Property, Unit 1-J</u>, Toll Gate Rd., Orchard Grass Rd.; <u>Ramsey/Sullivan Property, Unit 3, Lot 3, Section 2</u>, Kitten Joy Circle, Meadow Sweet Ln., Kearney Ridge Blvd.; <u>Tuscany, Unit 4-B, Summerfield</u>, Sandhurst Cove; <u>Johnson Property, Unit 1-M</u>, Millbank Rd., Elverton Rd.; <u>Johnson Property, Unit 1-N, Section 1</u>, Elverton Ct., Elverton Rd.; <u>Myers Property, Unit 1-C</u>, Fieldrush Rd., <u>Myers Property, Unit 1-B</u>, Fieldrush Rd., Calendula Rd., Crocus Ct.; <u>Myers Property, Unit 1-A</u>, Calendula Rd., Fieldrush Rd., Serviceberry Dr.; <u>Clark Property, Unit 1-F</u>, Polo Club Blvd., Pokeberry Park, Owls Head Ln.; <u>Fortune Business Center, Unit 1, Lot 11</u>, Beasley St.; <u>Clark Property, Unit 1-G</u>, Polo Club Blvd., Ice House Way; <u>Johnson Property, Unit 1-L, Section 1</u>, Millbank Rd.

An Ordinance expanding and extending Partial Urban Services District #3 for the Urban County Government for the provision of garbage and refuse collection, to include the area defined as certain properties on the following streets: Sharkey Property, Unit 2-C, Section 1, Townley Park; Lexingtonian Estates, Section 2, Winners Circle; Sharkey Property, Unit 2-C, Section 2, Towne Square Park; Lochmere Estates (Maple Ridge), Unit 1-A, Lochmere Loop, Lochmere Pl.; Higbee Mill Reserve, Reserve Rd.; Lexingtonian Estates, Section 1, Versailles Rd., Winners Circle; Richmond Woods, Todds Rd.; Newtown Springs Unit 1, Lot 9, Russell Springs Dr., Newtown Springs Dr.; Hamburg Place Farm, B-6P Area, War Admiral Way.

An Ordinance amending Section 6-64 of the Code of Ordinances to increase the amount of payment for funeral expenses on behalf of members of the City Employees Pension Fund to $7,500 effective July 1, 2008 and appropriating funds pursuant to Schedule No. 87.

An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a HOME Agreement with First Presbyterian Church Apartments, LLLP, for use of Home Investment Partnership Program funds for rental housing for low-income households, at a cost not to exceed $250,000.00, and appropriating funds pursuant to Schedule No. 88.

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. 85.

An Ordinance amending Section 9 of Ordinance No. 330-2001, as amended by Ordinances No. 286-2003, 272-2004, 143-2006 and 243-2007, extending the payments and benefits provided to activated employees who are members of the U.S. Armed Forces Reserve or National Guard until they are released from active duty, or until January 1, 2013, whichever shall first occur.

An Ordinance amending Section 21-5(2) of the Code of Ordinances abolishing one (1) position of Administrative Officer Sr., Grade 120E and creating one (1) position of Budget Officer Sr., Grade 120E, in the Div. of Budgeting.

An Ordinance amending Section 21-5(2) of the Code of Ordinances, abolishing three (3) positions of Engineering Technician, Grade 111N, and creating three (3) positions of Environmental Inspector, Grade 113N, reclassifying the incumbents, in the Div. of Water Quality and appropriating funds pursuant to Schedule No. 89.

An Ordinance amending Section 21-5(2) of the Code of Ordinances abolishing one (1) position of Pretreatment Manager, Grade 117E, and creating one (1) position of Water Quality Manager, Grade 118E, reclassifying the incumbent, in the Div. of Water Quality and appropriating funds pursuant to Schedule No. 90.

An Ordinance amending Section 21-37.1 providing that employees may use accumulated compensatory time in any increment; deleting 21.37-1(2) providing that the Director shall make reasonable rules and regulations regarding the implementation of this section; amending Section 21-38 providing that the two (2) swing holidays shall accrue on January 1st of each year; and providing that holiday leave time may be used in any increment.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of $2,100.00 for the Div. of Parks and Recreation from Neighborhood Development Funds for Dunbar Center Treadmill Replacement, and appropriating and re-appropriating funds, Schedule No. 91.

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The following ordinances were given first reading. Upon motion of Ms. Gorton, and seconded by Ms. Henson, the rules were suspended by unanimous vote.

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

Aye: Henson, James, Lane, McChord, Stevens,
Stinnett, Beard, Blevins, Blues, Crosbie,
DeCamp, Ellinger, Gorton, Gray------------------14

Nay: ---0

An Ordinance amending Article 6-7(c)(2) of the Zoning Ordinance to create alternate findings for changes proposed to existing Neighborhood Design

Character Overlay (ND-1) zone restrictions, and to amend the procedure by which such applications will be reviewed by the Urban County Planning Commission.

An Ordinance notwithstanding Section 21-33(a) of the Code of Ordinances providing that employees holding the position of Telecommunicator, Telecommunicator Sr., Telecommunicator Supervisor, and PSAP Manager in the Div. of Emergency Management/911 may carry over accumulated vacation leave in excess of one hundred sixty-eight (168) hours at the end of calendar year 2008; providing that these employees shall have their accumulated vacation hours reduced to one hundred sixty-eight (168) hours on March 31, 2009; and providing that these employees who separate from employment with the Lexington-Fayette Urban County Government prior to March 31, 2009 shall be paid pursuant to Section 21-33(e) of the Code of Ordinances for no more than one hundred sixty-eight (168) hours plus any hours accumulated for service during the calendar year of 2009.

An Ordinance notwithstanding Section 21-33(a) of the Code of Ordinances providing that the employee holding the position of Council Clerk in the Council Clerk's Office may carry over accumulated vacation leave in excess of one hundred sixty-eight (168) hours at the end of calendar year 2008; providing that the employee shall have her accumulated vacation hours reduced to one hundred sixty-eight (168) hours on March 31, 2009; and providing that if the employee separates from employment with the Lexington-Fayette Urban County Government prior to March 31, 2009 she shall be paid pursuant to Section 21-33(e) of the Code of Ordinances for no more than one hundred sixty-eight (168) hours plus any hours accumulated for service during the calendar year of 2009.

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 a fire or natural disaster.

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The following ordinances were given first reading and ordered placed on file until January 8, 2009 for public inspection.

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. 94.

An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the U.S. Dept. of Justice, which Grant funds are in the amount of $7,818.32 Federal funds, are for the purchase of bullet proof vests for the Div. of Police ($4,886.32) and the Office of the Fayette County Sheriff ($2,932.00), the acceptance of which obligates the Urban County Government for the expenditure of $4,886.32 as a local match, appropriating funds pursuant to Schedule No. 92, 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 donation of $500.00 from State Farm Insurance Companies for community events involving child safety, and appropriating funds pursuant to Schedule No. 93.

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A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute the 2009 General Term Orders for the Fayette County Clerk and the Fayette County Sheriff, establishing the number of deputies and assistants allowed to each and the compensation allowed to each deputy and assistant, subject to the limits for each category as specified in the General Term Orders and subject to the fees collected by the officers respectively in their seventy-five percent (75%) accounts pursuant to KRS 64.350(1) was given second reading.

Upon motion of Mr. DeCamp, seconded by Dr. Stevens, the resolution was approved by the following vote:

Aye: Henson, James, Lane, McChord, Stevens,
Stinnett, Beard, Blues, DeCamp, Ellinger,
Gorton, Gray--12

Nay: ---0
(Mr. Blevins recused himself and Ms. Crosbie was absent when the vote was taken.)

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

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

Nay: --0
(Ms. Crosbie was absent when the vote was taken.)

A Resolution accepting the bid of Eubank & Steele Construction Company in the amount of $16,800.00, for the Bell House egress door improvements, for the Div. of Parks and Recreation, and authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Eubank & Steele Construction Company, for performance of such services.

A Resolution accepting the bid of Pierce Manufacturing, Inc. in the amount of $597,417.00, for hazardous materials apparatus, for the Div. of Fire and Emergency Services.

A Resolution accepting the bid of Pierce Manufacturing, Inc. in the amount of $587,738.00, for a heavy duty rescue vehicle, for the Div. of Fire and Emergency Services.

A Resolution accepting the bids of Hydraulic Specialists, Inc., Superior Hose & Fittings, and Custom Cylinders International, Inc., establishing price contracts for hydraulic cylinder repair, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of SimplexGrinnell LP, in the amount of $164,150.00, for the Bell House Fire Suppression Sprinkler, for the Div. of Parks and Recreation, and authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with SimplexGrinnell LP, related to the bid.

A Resolution accepting the bid of Osburn Associates, Inc., establishing a price contract for completed signs, faces & blanks, for the Div. of Traffic Engineering.

A Resolution accepting the bids of Scheller's Fitness and Cycling, in the amount of $32,856.72, and Fitness Systems, Inc., in the amount of $2,151.38, for the purchase of fitness equipment for the Williams Wells Brown Community Center, for the Div. of Parks and Recreation.

A Resolution authorizing and directing that Engineering, Planning and Environmental Evaluations be prepared for the Tates Creek Sidewalk Project.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Facility Usage Contract with the Fayette County Board of Education, for use of the Bryan Station High School Gym, at a cost not to exceed $1,136.50.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Ky. Utilities Co., for relocation of utilities for the Liberty/Todds Road Cadentown Bypass Project, at a cost not to exceed $27,348.27.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Ky. American Water Company, for relocation of utilities for the Liberty/Todds Road Cadentown Bypass Project, at a cost not to exceed $462,540.00.

A Resolution ratifying the probationary civil service appointments of: Sarah Hendrix, Director of Family Services, Grade 120E, $2,887.04 bi-weekly, in the Div. of Family Services, effective November 24, 2008, Vera Stuart, Administrative Specialist, Grade 110N, $19.784 hourly, in the Div. of Accounting, effective November 24, 2008, Kenneth Benson, Equipment Operator Sr., Grade 109N, $13.833 hourly, in the Div. of Waste Management, effective December 22, 2008; approving the unclassified civil service appointment of: Sarah Hanna, Family Support Worker Sr., Grade 112N, $23.032 hourly, in the Div. of Family Services, effective December 8, 2008.

A Resolution changing the street name and property address number of 275 Mahmoud Lane to 3750 Paris Pike, effective thirty days from passage.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Contract with C & C Fire Sprinkler, for the Kenwick Community Center Contract, increasing the contract price by the sum of $8,219.63 from $87,700.00 to $95,919.63.

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 a temporary construction easement from Grover Prewitt, for the property located at 648 Wellington Way, for the 3184 Trinity Rd. Storm Sewer Rehabilitation Project, and authorizing payment in the amount of $200.00, plus usual and appropriate closing costs.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Contract with CR Cable Construction, Inc., for fiber cable size upgrade – West Hickman Fiber Project, increasing the contract price by the sum of $2,865.00 from $58,000.00 to $60,865.00.

A Resolution amending Resolution 502-95 to include 253 Market St. in the Market St. and Mechanic St. Residential Parking Permit Program.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Board of Emergency Medical Review and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of $10,000.00 Commonwealth of Ky. Funds, and are for the purchase of a Gilderscope Ranger Intubation Device, for the Div. of Fire and Emergency Services.

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

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

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

Nay: ---0
(Ms. Crosbie was absent when the vote was taken.)

A Resolution accepting the bid of Education Remedies, Inc., establishing a price contract for custodial services at the Police Roll Call West Sector and the Health Services Buildings, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of Paul Miller Ford Commercial Sales, in the amount of $28,613.00, for a Ford F450 4X4 Truck, for the Div. of Facilities and Fleet Management.

A Resolution ratifying the probationary civil service appointments of: Cristeta Cortez, Municipal Engineer Sr., Grade 119E, $2,730.88 bi-weekly, in the Div. of Water Quality, effective December 8, 2008, Tom Wilson, Administrative Officer, Grade 118E, $2,330.06 bi-weekly, in the Div. of Facilities and Fleet Management, effective December 8, 2008.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Contract with Superior Demolition, for Gainesway Building Demolition, increasing the contract price by the sum of $1,100.00 from $12,400.00 to $13,500.00.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Contract with Arnold, Dugan & Meyers, for electrical equipment additions and upgrades, for the West Hickman Wastewater Treatment Plant aerated sludge holding tank improvements, increasing the contract price by the sum of $10,462.00 from $590,000.00 to $600,462.00.

Declaration of Official Intent with respect to reimbursement of temporary advances made for capital expenditures to be made from subsequent borrowings.

Declaration of Official Intent with respect to reimbursement of temporary advances made for capital expenditures to be made from subsequent borrowings.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the Fayette County Rural Land Management Board, Inc., for the Purchase of Development Rights Funding, at a cost not to exceed $6,500,000.00.

A Resolution accepting the bid of Windstream Ky. East, LLC, in accordance with the provisions of Ordinance No. 240-2008, creating and offering for sale a three year franchise for the operation of a non-exclusive telecommunications system in Fayette County, and authorizing and directing the Mayor, on behalf of the

Urban County Government, to execute a Franchise Agreement with Windstream Ky. East, LLC, incorporating the terms and conditions of Ordinance No. 240-2008.

A Resolution accepting the bid of Inter Mountain Cable, Inc., in accordance with the provisions of Ordinance No. 240-2008, creating and offering for sale a three year franchise for the operation of a non-exclusive telecommunications system in Fayette County, and authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Franchise Agreement with Inter Mountain Cable, Inc., incorporating the terms and conditions of Ordinance No. 240-2008.

A Resolution amending Section 2 of Resolution No. 513-2008, relating to a Software License Agreement with New World Systems Corporation, to change the accounting line from 2517-505504-96951 to 2517-505502-96202.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Dialogic Communications, for purchase of an emergency notification system and related services, for the Div. of Enhanced 9-1-1's call centers and support offices, at a cost not to exceed $35,130.00.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Linkage Agreement with the University of Ky. Chandler Hospital, for acknowledgement of the availability of inpatient hospital services for patients of the Family Care Center Health Clinic, at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute the First Amendment to Ground Lease with the University of Ky., acting by and through the Board of Trustees of the University of Ky., amending Section Two (2) of the Ground Lease to change the lot to be leased from Lot 31A to Lot 1 for a regional emergency operations center and public safety site, at no additional costs to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the U.S. Dept. of Justice and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of $125,000.00 Federal funds under the Gang Resistance Education and Training (G.R.E.A.T.) Program, and are for a school-based program designed to help prevent delinquency, youth violence, and gang membership.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the U.S. Dept. of Justice, Office on Violence Against Women, and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of $400,000.00 Federal funds from the Grants to Encourage Arrest Policies and Enforcement of Protection Orders Program and are for continuation of a project designed to hold offenders of domestic violence accountable for their actions through investigation, arrest and prosecution and authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with all community partners of the project, for comprehensive participation required for the project and the Grant Application.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the National Police Athletic League and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of $4,000.00 Federal funds, and are for continuation of the National Association of Police Athletic Leagues Youth Enrichment Program (PALYEP).

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Governor’s Office of Local Development and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of $1,978.00 Commonwealth of Ky. funds, and are for restoration activities for African Cemetery No. 2.

A Resolution consenting to the transfer of the real property and the improvements thereon known and designated as 111 Church St., Lexington, Ky., and all personal property contained therein, by Fayette County Legal Aid, Inc., to the Commonwealth of Ky.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Facility Usage Agreement with the Fayette County Board of Education, for use of the James Lane Allen Elementary School Gym, at no cost to the government.

A Resolution authorizing the Div. of Human Resources to internally advertise for a Public Service Supervisor Sr. position in the Div. of Waste Management.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a donation from Friends of the Dog Park, Inc., of fencing, for use at the Wellington Dog Park, at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Agreements with Bluegrass Community Foundation, Inc. ($2,000.00), Bluegrass Council of Boy Scouts of America, Inc. ($2,000.00), Inner Youth Development, Inc. ($300.00), Volunteers of America of Kentucky, Inc. ($575.00), Aylesford Place Neighborhood Association, Inc. ($500.00) and Community Action Council for Lexington-Fayette, Bourbon, Harrison, and Nicholas Counties, Inc. ($400.00), and Sierra Club ($800.00), for the Office of the Urban County Council, at a cost not to exceed the sums stated.

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 Rd. at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Service Level Agreement with Ky. Interactive, LLC, for the provision of services related to providing various online electronic access and transactions, at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a 6-Month Option to Purchase, renewable for an additional 6-month period, with Frankfort Court, LLC, for property located at 2401 Old Frankfort Pike, Lots 3-9, at a cost not to exceed $83,297.50 for the initial 6-

month period of the Option to Purchase, and an additional $83,297.50 if the Option to Purchase is renewed.

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Upon motion of Dr. Stevens, seconded by Mr. DeCamp, and passed by unanimous vote, the communication from the Mayor was approved and is as follows: (1) Recommending the reappointments of Rick Curtis and Kristy M. Stambaugh to the Commission for Citizens with Disabilities with terms to expire 1-1-2013.

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Mr. Beard recognized his aide, Ms. Betsey McConathy, who was retiring at the end of December, and thanked her for all her hard work over the years.

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Mr. Eric Patrick Marr, Cassidy Ave., made a presentation reviewing the work and perceived effectiveness of the Council over the past year.

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Upon motion of Dr. Stevens, seconded by Mr. DeCamp, and approved by unanimous vote, the meeting adjourned at 7:36 p.m.

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Clerk of the Urban County Council