

URBAN COUNTY COUNCIL
WORK SESSION SUMMARY
& TABLE OF MOTIONS

March 10, 2009

Mayor Newberry chaired the meeting. All Council Members were present except CM Myers.

I. Public Comment – Issues on Agenda-Yes

Mark Winkler, citizen, spoke.

II. Requested Rezoning / Docket Approval-Yes

A motion by CM McChord to place on the docket without a hearing for the Thursday March 12, 2009 Council Meeting, an ordinance changing the zone from a Light Industrial (I-1) zone to a Highway Service Business (B-3) zone for 2.82 net (3.70 gross) acres, for property located at 3695 Nicholasville Rd, subject to certain use restrictions imposed as conditions of granting the zone change (Caller Properties, LLC), seconded by CM Ellinger, passed without dissent.

A motion by CM Lane to refer(item #5 on the docket) an ordinance amending Article 1-11, the definitions of “dwelling unit” and “extended –stay hotel” to limit short-term rental of dwelling units being used for and zoned for residential purposes to the Planning Committee, seconded by CM Ellinger, passed with a 12-1 (No-CM Gorton) vote and 1 abstention (CM Martin).

A motion by CM Lane to place on the docket for the March 12, 2009 Council Meeting, a resolution authorizing and directing the Mayor to apply for any available funds arising from the American Recovery and Reinvestment Act, seconded by CM Ellinger, passed without dissent.

A motion by CM Stinnett to place on the docket for the Thursday March 12, 2009 Council Meeting an ordinance amending Section 22-53.1 of the Code of Ordinances to delete the requirement that the Division of Police hold two police academies per year and to give the Urban County Council the authority to extend a police recruit eligibility list from 12 months to 24 months, seconded by CM McChord, passed with a 13-0 vote, with one abstention (CM Gorton).

A motion by CM Lane to approve the amended docket, seconded by CM Lawless, passed without dissent.

III. Approval of Summary-Yes

A motion by CM Gorton to approve the summary of 3/3/09, seconded by CM Blues, passed without dissent.

IV. Budget Amendments-Yes

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

V. New Business

- A. Authorization of a Professional Service Agreement with L. Lianne McBride, Sexual Assault Nurse Examiner (SANE) for Performance of Forensic Examinations. (171-09) (King/Bennett)
- B. Authorization of a Professional Service Agreement with Jessica Collins, Sexual Assault Nurse Examiner (SANE) for Performance of Forensic Examinations. (172-09) (King/Bennett)
- C. Authorization to Submit Application to the Kentucky Justice and Public Safety Cabinet (JPSC) on Behalf of the Department of Public Safety, Division of Police, for Participation in the Law Enforcement Service Fee Grant Program – FY2010. (193-09) (P. King/Bennett)
- D. Authorization to Submit Application to the Kentucky Justice and Public Safety Cabinet (JPSC) on Behalf of the Department of Public Safety, Division of Police, for Continuation of the Street Sales Drug Enforcement Project – FY2010. (194-09) (P. King/Bennett)
- E. Authorization to Accept a Donation of an Image 2000 Treadmill by Judy Craft on Behalf of the Department of Public Safety, Division of Police. (195-09) (Bastin/Bennett)
- F. Authorization of a Partner Agreement with the University of Kentucky Bluegrass Healthy Marriage Initiative (BHMI) on Behalf of the Department of Social Services, Division of Family Services. (173-09) (Hendrix/Helm)
- G. Authorization of a Master Software License Agreement with Devomni Corporation on Behalf of the Department of Social Services, Division of Youth Services. (190-09) (Gales/Helm)

- H. *Authorization of an Engagement Letter for Legal Services with Terry Sellars of Henry Watz Gardner & Sellars, PLLC, for Acquisition of the Blue Sky Wastewater Treatment Plant (WWTP) and Provide Sewage Treatment to Area Served by Blue Sky. (176-09) (Askew)
- I. Authorization to Amend Resolution No. 273-2008 to Change the Name of the Approved Company Regarding an Inducement Granted by the Kentucky Jobs Development Act (KJDA). (181-09) (Wright/Kelly)
- J. Authorization of a Deed of Acceptance for a Permanent Sidewalk Easement and a Temporary Construction Easement Regarding the Georgetown Street Sidewalk Improvements Project. (174-09) (Rayan/Webb)
- K. Authorization of a Deed of Acceptance for a Permanent Sidewalk Easement and a Temporary Construction Easement Regarding the Georgetown Street Sidewalk Improvements Project. (175-09) (Rayan/Webb)
- L. Authorization of a Deed of Acceptance for a Temporary Construction and Permanent Right-of-Way Easements for the Clays Mill Road Improvements Project. (182-09) (P. King/Webb)
- M. Authorization of a Deed of Acceptance for a Temporary Construction Easement for the Clays Mill Road Improvements Project. (183-09) (P. King/Webb)
- N. Authorization of a Deed of Acceptance for a Temporary Construction and Permanent Right-of-Way Easements for the Clays Mill Road Improvements Project. (184-09) (P. King/Webb)
- O. Authorization of a Deed of Acceptance for a Temporary Construction Easement for the Clays Mill Road Improvements Project. (185-09) (P. King/Webb)
- P. Authorization of a Deed of Acceptance for a Temporary Construction Easement for the Clays Mill Road Improvements Project. (186-09) (P. King/Webb)
- Q. Authorization of a Deed of Acceptance for a Temporary Construction Easement for the Clays Mill Road Improvements Project. (187-09) (P. King/Webb)
- R. Authorization of a Deed of Acceptance for a Temporary Construction Easement for the Clays Mill Road Improvements Project. (188-09) (P. King/Webb)
- S. Authorization of a Deed of Acceptance for a Temporary Construction Easement for the Clays Mill Road Improvements Project. (189-09) (P. King/Webb)
- T. Authorization of a Deed of Acceptance for Property Located at 138 Northwood Drive Under the Northwood Drive Storm Water Project. (177-09) (Martin/Taylor)

- U. Authorization of a Deed of Acceptance for a Permanent Sanitary Sewer and Temporary Construction Easements Regarding the North Elkhorn Force Main Project. (178-09) (Martin/Taylor)
- V. Authorization of Change Order No. 1 to Contract with Spectrum Contracting Regarding the Gainesway Pond and Educational Trail System Project. (179-09) (Martin/Taylor)
- W. Authorization of a Deed of Acceptance for a Permanent Sanitary Sewer and Temporary Construction Easements Regarding the North Elkhorn Force Main Project. (180-09) (Martin/Taylor)
- X. Authorization to Submit Application to the Environmental Protection Agency (EPA) on Behalf of the Department of Environmental Quality under the Community Action for a Renewed Environment (CARE) Program. (191-09) (P. King/Taylor)
- Y. Authorization of an Engineering Services Agreement with CDP Engineers, Inc. on Behalf of the Department of Environmental Quality, Department of Water and Air Quality, Regarding the Appomattox Road Letter of Map Revision (LOMR) and the Sherwood Drive Drainage Improvements Projects. (192-09) (Martin/Taylor)

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

VI. Continuing Business / Presentations

A. Budget & Finance Committee Update

This update was given by Chair CM Stinnett. There was 1 motion to come forward.

Addition: A motion by CM Stinnett to have VM Gray form a Lyric Theatre Working Group for the purposes of discussing a business plan for the Lyric Theatre, seconded by CM Henson, passed without dissent.

B. Services Committee Update

This update was given by Chair CM Ellinger. There was 1 motion to come forward.

A motion by CM Ellinger to approve proceeding with restricting parking on the 1300 block of Alexandria Dr, as presented by Traffic Engineering, seconded by CM Crosbie, passed without dissent.

VII. Council Report

CM Gorton-Announced that there will be a UK class with juniors and seniors attending the Thursday night Council Meeting; wished Katherine Duff a happy 101st birthday.

CM James-Announced that tonight MLK NA will meet at 7 pm at the Living Arts & Science Building; tree board will meet tomorrow at 10:30 am in the 5th Floor conference room of the Government Center; on 3/16 at 6:30 pm at the William Wells Brown Elementary School there will be an East End Small Area Plan meeting.

CM Blues-Announced that there will be a Meadowthorpe NA meeting tonight at 7 pm; on 3/11 at 5 pm the Noise Ordinance Task Force will meet; on 3/16 Winburn NA will meet at 6:30 pm at the MLK Park shelter; and tonight he will be celebrating his granddaughter's birthday-she is 8 yrs. Old.

CM Beard-A motion by CM Beard to approve the 3/10/09 NDF list, seconded by CM McChord passed without dissent.

VM Gray-Wished Arty Greene of the Mayor's Office and Jeannette Williams, of the Council Office, a happy birthday (for today).

CM Martin-Announced Beaumont NA will meet tonight at 6:30 pm.

CM Crosbie-Reminded everyone to be patient with the road work going on at Todds Rd-Mapleleaf-Man-O-War-Traffic Engineering is working on the timing of the lights there; also mentioned that the police are monitoring the right turn lane on Mapleleaf at the bank-people are making an illegal left turn; please stop doing this before an accident occurs.

CM Stinnett-Announced that the road work on Todds Rd will be completed on 3/26/09.

A motion by CM Stinnett to refer the issue of golf carts on public roads to the Services Committee, seconded by CM Feigel, passed without dissent.

CM McChord-Reminded everyone about the South Nicholasville Rd Small Area Plan meeting tonight at 5:30-7:30 pm in the 7th floor conference room in the Phoenix Building.

VIII. Mayor's Report-Yes

Mayor Newberry asked that the Mayor's Report be approved with a modification- Bridgett Collier's name to be withdrawn from the Greenspace Commission because she no longer lives in Fayette County.

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

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

A motion by CM Lane to adjourn work session, seconded by CM Crosbie, passed without dissent.

Work Session was adjourned at 4:20 pm.