

URBAN COUNTY COUNCIL
WORK SESSION SUMMARY
& TABLE OF MOTIONS

May 26, 2009

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

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

A motion by CM Stinnett to approve the summary of 5/12/09, seconded by CM Gorton, passed without dissent.

- IV. Budget Amendments-None
- V. New Business

- A. Authorization of a Maintenance Agreement with AB Dick / KopyKat, Inc. on Behalf of the Department of General Services for Konica Copier. (310-09) (Cole)
- B. Authorization of Change Order No. 1 to Contract with Arbor Masters Tree Service on Behalf of the Department of General Services, Division of Parks and Recreation Regarding the 2009 Ice Storm Cleanup. (342-09) (Hancock/Cole)
- C. Authorization of a Deed of Acceptance for Property Located at 134 Northwood Drive for the Northwood Drive Storm Water Project. (338-09) (Martin/Taylor)
- D. Authorization to Accept Deeds of Easement from Property Owners Required for the Loch Lomond Stormwater Improvements Project. (347-09) (Martin/Taylor)
- E. Authorization of a Health Insurance Privacy and Accountability Act (HIPPA) Business Associate Agreement with the Lexington-Fayette County Health Department on Behalf of the Department of Public Safety, Division of Fire and Emergency Services. (312-09) (Hendricks/Bennett)

- F. Authorization of a Service Agreement with Siemens Building Technologies, Inc. on Behalf of the Department of Public Safety, Division of Community Corrections. (351-09) (Bishop/Bennett)
- G. Authorization to Amend Section 4-21 of the Code of Ordinances Regarding Animals and Fowl. (355-09) (Bennett)
- H. Authorization to Accept an Award from the Kentucky Transportation Cabinet (KYTC) for the Brighton Rail Trail Bridge Project – FY2009. (336-09) P. King/ Webb)
- I. Authorization of Change Order No. 1 to Contract with MAC Construction & Excavating, Inc. Regarding the Meadows / Northland / Arlington Public Improvements Project - Design Phase 3B. (350-09) (P. King/Webb)
- J. Authorization to Close a Portion of a Right-of-Way and Transfer Ownership and Maintenance to Swope Development, LLC. (340-09) (Webb)
- K. Authorization to Close McGrath Alley and Transfer Ownership and Maintenance to the Historic Pleasant Green Missionary Baptist Church located at property 540 West Maxwell Street. (341-09) (Webb)
- L. Authorization of a Deed of Acceptance for a Permanent Sidewalk Easement and a Temporary Construction Easement at Property Located at 550 Georgetown Street for the Georgetown Street Sidewalk Improvements Project. (343-09) (Rayan/Webb)
- M. Authorization of a Deed of Acceptance for a Permanent Sidewalk Easement and a Temporary Construction Easement at Property Located at 410 Georgetown Street for the Georgetown Street Sidewalk Improvements Project. (353-09) (Rayan/Webb)
- N. Authorization of Change Order No. 1 to Contract with Woodall Construction Company, Inc. Regarding the 12th Neighborhood Improvements Project. (**FINAL**) (348-09) (Rayan/Webb)
- O. Authorization of Change Order No. 1 to Contract with Central Rock Mineral Company, LLC Regarding the Star Shoot Parkway Extension Improvements Project. (**FINAL**) (349-09) (Rayan/Webb)
- P. Authorization of Change Order No. 1 to Contract with Claunch Construction, LLC Regarding the Bluegrass Aspendale Collector Project – Phase 2. (**FINAL**) (358-09) (Rayan/Webb)
- Q. Authorization of a Certificate of Sole Source Procurement with Metaformers™ on Behalf of the Division of Internal Audit for Purchase of PeopleSoft® Software (339-09) (Sahli/Dhuwarah)

- R. Authorization to Submit an Application to the US Department of Health and Human Services and Accept the Award (if Offered) for Operation of the MASH Drop Inn Facility – FY2010. (335-09) (P. King/Helm)
- S. Authorization of a Catering Sales Agreement with Lexington Downtown Hotel, a Hilton Affiliate, for the 2009 Senior Intern Program. (337-09) (Gales/Helm)
- T. Authorization to Amend Section 21-5 of the Code of Ordinances within the Department of Finance and Administration, Division of Government Communications. (344-09) (Allen/O'Mara)
- U. Authorization to Amend Resolution No. 328-2009 Regarding the Award of Neighborhood Development Fund (NDF) to Lafayette High School Girls Booster Club, Inc. (345-09) (Langston)
- V. Authorization to Approve LexTran FY2010 Budget Pursuant to KRS 96A.360. (354-09) (Askew)
- W. Authorization of Partial Releases of Easement of Sanitary Sewer Easements at Property Located at 1950 Fort Harrod Drive. (356-09) (Askew)
- X. Authorization of an Interlocal Cooperation Agreement with the Board of Education of Fayette County and the Commonwealth of Kentucky to Establish the Landbank Authority – FY2009. (357-09) (Kelly)

A motion by CM Beard to approve the new business items, A-X, except V, seconded by CM Blues, passed without dissent.

A motion to approve adding item V to the docket failed by a 4-10 vote.

V. Continuing Business / Presentations

A. Planning Committee Meeting Update

This update was given by Chair CM Gorton. There were 5 motions to come forward.

A motion by CM Gorton to adopt the Family Care Center audit report, seconded by CM Beard, passed without dissent.

A motion by CM Gorton to refer the Newtown Pike Design Ordinance to full Council, seconded by CM Blues, passed without dissent.

A motion by CM Gorton to remove the electrical inspectors' fees from the committee list of items, seconded by CM Beard, passed without dissent.

A motion by CM Gorton to remove the Hisle Park Master Plan from the committee list of items, seconded by CM Beard, passed without dissent.

A motion by CM Gorton to adopt the "Blue Horse" branding as the logo and join the Convention and Visitors Bureau in using this as the visual logo and for way-finding signage, seconded by CM McChord, passed without dissent.

B. Corridors Committee Update

This report was deferred until next week's Work Session.

C. 2009 Ice Storm Report

This report was deferred until next week's Work Session.

D. Lexington Public Library Budget Report.

This report was given by Burgess Carey, Chair, Board of Trustees. There were other board members and employees present. Also, several CMs asked questions.

VII. Council Report

CM Gorton- Stated that she was elevating the passing of Mrs. Joann Bell, a neighborhood activist.

A motion by CM Gorton to refer to the Services Committee the discussion of allowing a special events permit for local taxicab company for a limited period of time to advertise a special event, seconded by CM Lawless, passed without dissent.

CM Stinnett- Thanked everyone involved in Public Works Dept. Week; stated that he was disappointed that more CMs were not at the Water Resources Oversight Committee meeting today; announced that the design for the public in the Wickland/Anniston Drs area to review on the storm water project will be available on 6/2/09.

A motion by CM Stinnett to approve the NDF list, seconded by CM McChord passed without dissent.

CM Henson- Announced that Cardinal Valley NA will participate in the Great American Cleanup this Saturday at 10 am, meeting at the corner of Oxford Cir/Versailles Rd; Cardinal Valley's next meeting will be next Tuesday at 7 pm at Faith Church at 125 Garrett Ave; CM Henson invited the At-Large Members; introduce John Walker of the Lexington

Urban Gleaning Network.

CM McChord-Stated that he appreciated CM Gorton bringing attention to the loss of Mrs. Joann Bell; thanked those in the armed forces, police, and fire for their service; stated that he appreciated having Bike Lexington this past weekend-also appreciated the work that the police did during the rain and Bike Lexington; spoke briefly about trip to Madison.

CM Feigel-Announced Kenwick NA bungalow tour on 6/7/09 from 1-6 pm; you can buy tickets at 148 Victory Ave; thanked Mayor Newberry, VM Gray, CM Gorton, and CM Ellinger for agreeing to attend the meeting tonight at Spencerian College at 6 pm.

CM Lawless-Spoke about her relationship with Mrs. Joann Bell; announced that Cormans and CSX have agreed to fix the RR tracks near Winchester Rd.

CM Martin-Mentioned that he would like to see more money to acquire right-of-ways and building trails.

CM James-Announced that the next Citizens with Disabilities meeting will be held at the Art League at 209 Castlewood Dr and the next Neighborhood Development Bond Fund meeting will be on Thursday, 5/28/09, at 1 pm in the 5th floor conference room.

VIII. Mayor's Report-None

Mayor Newberry asked Comm. Askew to come forward to speak. Interim Comm. O'Mara gave the monthly update of revenues and expenditures. VM Gray asked a question.

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

A motion by CM Stinnett to go into closed session pursuant to KRA 61.810 (1)(f) for a discussion that may lead to the discipline or dismissal of one or more employees, seconded by CM McChord, passed without dissent.

A motion by CM Blues to go back into open session, seconded by CM Feigel, passed without dissent.

A motion by CM Stinnett to adopt the arbitration opinion and award with regard to a disciplinary matter relating to firefighter Christopher Nead, seconded by CM McChord, passed without dissent.

A motion by CM Gorton to adjourn work session, seconded by CM Myers, passed without dissent.