URBAN COUNTY COUNCIL

WORK SESSION SUMMARY

& TABLE OF MOTIONS

June 23, 2009

Senior Intern Program participants were recognized and welcomed by CM Ellinger before the Council Meeting. Council Meeting, with 1st reading of the FY 2010 budget, occurred before today's work session.

There was one citizen to speak during the public comment time at the Council Meeting.

Mayor Newberry chaired today's work session meeting. All Council Members were present.

I. Public Comment – Issues on Agenda-None

II. Requested Rezonings / Docket Approval-Yes

A motion by CM Stinnett to approve #32 under Ordinances-FIRST READING on the 6.25.09 Council Meeting docket without a hearing, seconded by CM Gorton, failed by a 7-8 vote.

A motion by CM Ellinger to place on the docket with a hearing on 8/13/09 at 8 pm (#32), an ordinance changing the zone from a Single Family Residential (R-1D) zone to a Neighborhood Business (B-1) zone for a 1.36 net (1.83 gross) acres, for property located at 2981 Cadentown Rd and 3097 (a portion of) Old Todds Rd., subject to certain use restrictions imposed as conditions of granting the zone change (Todds Rd Development, LLC), seconded by CM Gorton, passed without dissent.

CM Gorton stated that she will be unable to attend the hearing on 8/13/09.

CM Stinnett stated that #33 under Ordinances-FIRST READING needs a presentation.

A motion by CM Lane to place on the docket for Thursday, June 25, 2009 a resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Partial Release of Easement, releasing a portion of a force main sewer easement on property located at Polo Club Center-6409-6413 Polo Club Lane at no cost to the Urban County Government, seconded by CM Crosbie, passed without dissent.

A motion by CM Feigel to place on the docket for Thursday, June 25, 2009 Council Meeting a resolution suspending the meeting schedule, authority, and voting power of the Corridors Committee until such time as an Ordinance has been passed by the Urban County Council establishing the Corridors Commission, seconded by CM Blues, passed without dissent.

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

III. Approval of Summary-Yes

A motion by CM Crosbie to approve the summary of 6/16/09, seconded by CM Gorton, passed without dissent.

IV. Budget Amendments-Yes

A motion by CM Beard to approve the budget amendments, seconded by CM Myers, passed without dissent.

V. New Business

A. Authorization of an Equipment Upgrade Agreement and a Maintenance Agreement with Central Business System on Behalf of the Department of General Services, Mailroom. (309-09) (Cole)

B. Authorization to Market and Dispose of Surplus Real Properties Owned by LFUCG and the LFUCG Public Facilities Corporation. (407-09) (Cole)

C. Authorization to Amend Section 21-5 of the Code of Ordinances Regarding the Department of Finance and Administration, Divisions of Accounting and Human Resources. (403-09) (Allen/O'Mara)

D. Authorization for the Purchase of Properties and Easements in the Green Acres Subdivision for the Green Acres Stormwater Project. (404-09) (P. King/Taylor)

E. *Authorization of Change Order No. 2 to Contract with W. Rogers Company Regarding the North Elkhorn Pump Station Project. **(FINAL)** (408-09) (Martin/ Taylor)

F. *Authorization to Award an Engineering Services Agreement to Stantec Consulting Services, Inc. for the Sanitary Sewer Assessment (SSA), Groups Two and Three Sewershed Field Activities – Contact 1. (409-09) (Martin/ Taylor

G. Authorization to Award an Agreement to Machinex Technologies Inc. for Modifications to the Single Stream Materials Recycling Facility (MRF). (410-09) (Taylor)

H. Authorization of an Agreement for Neighborhood Development or Redevelopment Bond Issue Funds with Art in Motion, Inc. for the Art in Motion

I. Authorization to Approve *Statement of Compliance* Required by the National Bridge Inspection Standards, Bridge Posting Requirement. (406-09) (Rayan/Kelly)

J. Authorization to Approve the *2009 Policy and Procedure Manual* on Behalf of the Department of Public, Safety, Division of Community Corrections, in Accordance with Title 501 of the Kentucky Administrative Regulations (KAR). (411-09) (Bishop/Bennett)

K. Authorization of a Purchase of Service Agreement (PSA) with Explorium of Lexington. (412-09) (Askew)

L. Authorization to Purchase Insurance Renewal through the Kentucky League of Cities (KLC). (413-09) (Askew)

M. Authorization of a Purchase of Service Agreement (PSA) with Roots and Heritage Festival, Inc. (414-09) (Rabold)

A motion by CM Stinnett to approve new business items A-M, seconded by CM Henson, passed without dissent.

VI. Continuing Business / Presentations-Yes

A. Water Resources Oversight Committee Report

This report was given by Chair CM Blues. There were no motions to come forward. Several CMs spoke on this issue. The next meeting will be 8/25/09 at 11:30 am. VM Gray mentioned all the work done and influence from the 2nd District Legislative Aide Georgetta Gill for this committee.

B. Planning Committee Update

This update was given by Chair CM Gorton. Several CMs spoke. There was 1 motion to come forward from this meeting.

A motion by CM Gorton to adopt the downtown master plan as a conceptual plan and have a presentation next week at work session, seconded by CM Blues, passed by a 11-4 vote.

C. Downtown Lexington Building Inventory

This report was given Bettie Kerr, Director of Historic Preservation. Several CMs asked questions.

A motion by CM Feigel to place the Downtown Lexington Building Inventory document into the Planning Committee, seconded by CM James, passed without dissent.

D. TIF Application

This presentation was introduced by Joe Kelly, Senior Advisor of Management. The presentation was done by Chriss Westover and George Krikorian. Several CMs asked questions.

VII. Council Report

CM Stinnett-A motion by CM Stinnett to approve the NDF list for 6.23.09 with the addition of the 6th District list, seconded by CM McChord, was amended by CM Martin to withdraw his $250 allocation to Beaumont Presbyterian Church of Lexington, KY Inc, seconded by CM Gorton, passed without dissent.

A motion by CM Stinnett to amend the Council Rules Sect. 4.106 re: Public Comment time to 3 minutes, seconded by CM Lane passed by a 14-1 vote.

A motion by CM Stinnett to untable budget journal #32635 and place it on 6.25.09 docket for 1st reading, seconded by CM McChord, passed without dissent.

CM Myers-Stated that he had a meeting with the library board and they have reached an agreement to hire PT Programming person-this will be coming to Dept. of Law for the wording to be worked out.

A motion by CM Myers to place the Engineering audit in to the Budget & Finance Committee and have it on the 7/7/09 agenda, seconded by CM James, passed.

CM Blues-Stated that 6/27/09 will be a busy day in the 2nd District: at 8 am Georgetown Street NA will have their Great American clean up; at 11 am Oakwood will have their neighborhood picnic; an at 2 pm Brookfield Chase will meet at the Northside Library.

CM Beard-Mentioned that his granddaughter, Julia Beard, was a member of the Cheetahs, under 10 yr old female soccer players state champs.

CM Crosbie-Reminded everyone that Friday Night Fun Flicks is going on now at Jacobson Park; "thanked" the fire dept. for her invite to participate in the state physical fitness test.

CM Henson-Announced a Public Meeting on the Sugar Mill Storm Water Project on 6/29/09 at the Revival Tabernacle Church on Versailles Rd; on 6/30/09 at the Red Mile clubhouse at 7 pm a meeting about the Red Mile development project.

CM Martin-Announced the Southland Jamboree tonight at 7 pm-Bluegrass Journeymen will be playing; reminder of Farmer's Market on Southland Dr on Saturdays from 11a-3 p; will be picking up his 9 yr old son this weekend from NC-he has been at camp for 3 weeks.

CM James-Announced that there will be public conversation about the concerns and putting procedures in place concerning the city's Paratransit service at the Citizens with Disabilities meeting tomorrow at 9 am at the library on the 4th fl; this is a monthly meeting.

VIII. Mayor's Report-None

The mayor stated that he has asked that the process for filling the funded vacancies be started; in answer to CM Lawless' question about the status of the library audit, the mayor stated that it is the library's policy to not comment until the final report is released.

IX. Public Comment-Issues not on the agenda-Yes

Citizen, Lewis Cobb, spoke. Afterwards, several CMs spoke about the two public comment sections on the agenda and how to curtail some comments from citizens.

X. Closed Session-Property & Litigation

A motion by CM Henson pursuant to KRS 61.810(1)(c) to go into closed session for the purpose of discussing litigation involving the Urban County Government and KRS 61.810(1)(b) for the purpose of discussing a real property acquisition. A closed session is necessary on the real property matter because publicity at this stage would be likely to affect the value of the property in question, seconded by CM Crosbie, passed without dissent.

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

A motion by CM Ellinger to adjourn, seconded by CM Crosbie, passed without dissent.

Work session was adjourned at 6:40 pm.