

URBAN COUNTY COUNCIL
WORK SESSION SUMMARY
& TABLE OF MOTIONS

June 30, 2009

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

I. Public Comment – Issues on Agenda-Yes

Citizens, Sherry Maddock and Bob Vall, spoke about The Lyric Theatre.

II. Requested Rezoning / Docket Approval-Yes

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

III. Approval of Summary-Yes

A motion by CM Gorton to approve the summary of 6/23/09, seconded by CM Ellinger, passed without dissent.

IV. Budget Amendments-Yes

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

V. New Business

- A. Authorization to Amend Section 21-5 of the Code of Ordinances within the Department of Finance and Administration, Division of Human Resources. (419-09) (Allen/O'Mara)
- B. Authorization of a Purchase of Service Agreement (PSA) with the Urban League of Lexington-Fayette County. (432-09) (P. King/O'Mara)
- C. Authorization of a Purchase of Service Agreement (PSA) with Road to Homeownership, Inc. (433-09) (P. King/O'Mara)

- D. Authorization of a Purchase of Service Agreement (PSA) with the Lexington-Fayette Urban County (LFUC) Human Rights Commission. (434-09) (P. King/O'Mara)
- E. Authorization to Approve an Authorization Agreement with Cellco Partnership (d/b/a Verizon Wireless) Regarding the Marlboro Cell Site Located at Castlewood Park. (415-09) (Cole)
- F. Authorization to Accept a Cash Donation from The Friends of Raven Run Regarding the Raven Run Nature Sanctuary and Visitor Center. (438-09) (Hancock/Cole)
- G. Authorization to Create Article IV, Sections 7-39 - 7-43 of the Code of Ordinances for the Establishment of Abandoned Urban Property Classification for Ad Valorem Taxation and Amend Article IV, Section 12-82 Regarding the Vacant Property Review Commission. (435-09) (Langston)
- H. Authorization to Submit an Application to the Kentucky Department of Education and Accept the Award (if Offered) on Behalf of the Department of Social Services, Divisions of Youth Services and Family Services for Operation of the National School Lunch Program – FY2010. (417-09) (P. King/Helm)
- I. Authorization to Submit an Application to the Kentucky Department of Education and Accept the Award (if Offered) on Behalf of the Department of Social Services, Family Care Center – FY2010. (418-09) (P. King/Helm)
- J. Authorization of a Statement of Affiliation between the Division of Emergency Management / 911 and the Division of Fire and Emergency Services under Kentucky Revised Statute (KRS) 39F.020. (420-09) (Dugger/Bennett)
- K. Authorization to Approve Remotec, Inc. as Sole Source Provider for the ANDROS Hazardous Duty Robot Systems within the Department of Public Safety, Division of Police. (416-09) (P. King/Bennett)
- L. Authorization to Accept an Award Offered by the US Department of Justice on Behalf of the Mayor's Commission on the American Recovery and Reinvestment Plan under the 2009 Recovery Act Edward Byrne Memorial Justice Assistance Grant (JAG) Program. (425-09) P. King/Bennett)
- M. Authorization to Submit an Application to the US Department of Justice and Accept the Award on Behalf of the US Attorney's Office – Eastern District of Kentucky for a 2009 Project Safe Neighborhood (PSN) Grant Program – FY2010. (426-09) (P. King/Bennett)
- N. Authorization to Accept an Award Offered by the Commonwealth of Kentucky Office of Highway Safety for *Bluelights Across the Bluegrass* Enforcement Mobilization – FY2010. (427-09) (P. King/Bennett)

- O. Authorization of a Mutual Aid Agreement with the Blue Grass Airport on Behalf of the Department of Public Safety, Division of Police. (428-09) (Bastin/Bennett)
- P. Authorization to Amend Chapter 18C of the Code of Ordinances Regarding Non-LFUCG Ambulance Services. (429-09) (Bennett)
- Q. Authorization of a Memorandum of Understanding (MOU) for Purchase of Property Located at 142 Northwood Drive for the Northwood Drive Storm Water Project. (422-09) (Martin/Taylor)
- R. Authorization to Award a Contract Agreement to Schroeder Construction, Inc. for the Haley Pike Landfill Leachate Pump Station Upgrade. (423-09) (Taylor)
- S. Authorization to Submit an Application to the Kentucky Division of Emergency Management on Behalf of the Department of Environmental Quality, Division of Water Quality under the Federal Emergency Management Agency (FEMA), Hazard Mitigation Grant Program (HMGP). (424-09) (P. King/ Taylor)
- T. *Authorization of Additions and / or Amendments to Chapters 14 and 16 of the Code of Ordinances. (431-09) (Martin/Taylor)
- U. Authorization to Award the Consulting Services Contract to Bluegrass PRIDE for an Environmental Public Education Program. (437-09) (Taylor)

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

VI. Continuing Business / Presentations-Yes

A. 2010 Alltech FEI World Equestrian Games™

This report was given by Acting Chair Dr. Stevens. Several CMs spoke on this issue.

B. Lyric Theatre Proposed Business Plan Update

This update was given by Shaye Rabold, Mayor Newberry's Chief of Staff. Several CMs spoke. Dr. McCorvey, who is a member of the work group, was asked some questions. Griffin Van Meter, a business owner in the area, also spoke on this issue. Mayor Newberry expressed his appreciation to all who were in attendance at today's meeting representing interest in the Lyric. He also gave special thanks to Ms. Rabold for all of her work on the work group.

A motion by CM Myers to approve an additional 5-7 mins in the presentation, seconded by CM James, passed without dissent.

C. Downtown Master Plan Update

This update was given Harold Tate, President/Executive Director, Lexington Downtown Development Authority. Several CMs asked questions.

VII. Council Report

CM Martin-A motion by CM Martin to place on the docket for the July 2, 2009 Council Meeting, an ordinance amending the salary schedules to provide non bargaining employees with a 1% pay increase and to adjust the salary structure for bargaining unit members in the Division of Community Corrections and Fire Majors in the Division of Fire and Emergency Services. This pay increase does not include seasonal employees in account 332 or Parks and Recreation employees in accounts 333 and 334, seconded by CM Myers, passed without dissent.

CM Gorton-A motion by CM Gorton to place on the docket for Thursday night's Council Meeting a resolution authorizing and directing the Mayor to enter into an agreement with Kentucky-American Water Company for the billing, accounting and collecting of the water quality management fee at a cost not to exceed 36.23 cents per month, for each account billed, seconded by CM McChord, passed without dissent.

CM Stinnett-A motion by CM Stinnett to approve adding \$12K to Animal Control & Care 2010 budget, money will come from fund balance, seconded by CM Beard passed without dissent.

CM Lawless-Announced the Courthouse Area Design mtg on 7/7/09 at 2 pm in Council Chambers-reference is renewal of CentrePointe permits.

A motion by CM Lawless to amend Item 22 under first reading resolutions of the work copy to change Item 22 from a resolution to an ordinance and to include Budget Amendment Schedule No. 29 in the amount of \$14,260,916, seconded by CM Blues, passed without dissent.

CM Myers-A motion by CM Myers to place on the docket for Thursday night's Council Meeting a resolution authorizing and directing the Mayor to enter into an agreement with the Board of Trustees of the Lexington Public Library, to provide a part-time Community Development Coordinator for the Gainesway Community Center for FY 2010, at no

cost to the Urban County Governments, seconded by CM Lawless, passed without dissent.

CM Blues-Announced two neighborhood association meetings on 7/6/09:
Georgetown Street at 6 pm at the O'Rear Center in Douglass Park and
Green Acres/Hollow Creek/Breckinridge at 7 pm at the park shelter.

A motion by CM Blues to place on the docket for Thursday July 2, 2009 Council Meeting, an ordinance creating Article XXXIV in Chapter 2 of the Code of Ordinances to establish the Corridors Commission, seconded by CM Beard, passed without dissent.

A motion by CM Blues to place on the docket for the July 2 Council Meeting an ordinance authorizing and directing the Mayor to accept a grant in the amount of \$113,154 from the Kentucky Energy and Environment Cabinet to support a one-day household hazardous waste recycling event. Acceptance of the grant obligates the Urban County Government for the expenditure of \$29,481 as a local match, seconded by CM Gorton, passed without dissent.

A motion by CM Blues to place on the docket for the July 2 Council Meeting an ordinance authorizing and directing the Mayor to accept a grant in the amount of \$14,035 from the Kentucky Energy and Environment Cabinet to support a partnership with Lexington Habitat for Humanity to establish a program to collect, bulk and resell leftover latex-based paint to generate revenue and reduce hazardous, landfill-bound waste. Acceptance of the grant obligates the Urban County Government for the expenditure of \$4,678 as a local match, which will be provided in-kind by Lexington Habitat for Humanity, seconded by CM Gorton, passed without dissent.

A motion by CM Blues to place on the docket a resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a site access agreement with ATC Associates, Inc. and Verizon South, Inc. for access to Shiloto Park for a limited subsurface investigation at no cost to the Urban County Government, seconded by CM Myers, passed without dissent.

CM Lane-A motion to place on the docket for the Thursday July 2, 2009 Council Meeting, a resolution approving continuation of the 16.77% acting assignments pay for Mary Fister. Ms. Fister is the Director of Accounting and was serving as the acting Sr. Advisor for Policy and Budget. She is now serving as the Director of Accounting and the Acting Director of Budgeting. The increase of greater than 10 % is due to market demands and in recognition of the experience and exceptional qualifications of the employee, seconded by CM Martin, passed without dissent.

CM Feigel-Announced the big band performance tonight at Ecton Park at 7 pm.

VM Gray-Spoke on S. Limestone St project.

VIII. Mayor's Report-None

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

Citizen, Lewis Cobb, spoke. Mr. Cobb apologized for his comments from last week and said that he was not trying to and did not mean to offend anyone.

X. Closed Session-Property -Cancelled

A motion by CM Stinnett to adjourn, seconded by CM Myers, passed without dissent.

Work session was adjourned at 6:16 pm.