URBAN COUNTY COUNCIL

WORK SESSION SUMMARY

& TABLE OF MOTIONS

July 7, 2009

Mayor Newberry chaired today's work session meeting. All Council Members were present, except CMs McChord and Myers.

I. Public Comment – Issues on Agenda-None

II. Requested Rezonings / Docket Approval-Yes

A motion by CM Blues to place on the docket a resolution authorizing and directing the mayor, on behalf of the Urban County Government, to execute and submit an application to the Kentucky Infrastructure Authority (KIA), and to provide any additional information requested in connection with this application, in the amount of $14,600,000.00 for low interest loans to facilitate the Lower Cane Run Pump Station and Expansion Area 1 Projects, seconded by CM Beard, passed without dissent.

A motion by CM James to add a budget amendment for the Lyric Theatre project in the amount of $6 million dollars from the FY 2009 Bond Projects Fund to the July 7, 2009 Council Meeting docket for first reading. This budget amendment provides funds for the construction and related expenses for the Lyric Theatre project, seconded by CM Lane, passed without dissent.

A motion by CM Lane that a budget amendment to provide funds for open Purchase Orders in FY 2009 selected by the Division of Purchasing for rolling into the FY 2010 budget be added to the July 7, 2009 Council Meeting Docket for first reading. This budget amendment provides funds for purchase orders that were either specifically approved by Council, contain Claims accounts, or are for ongoing construction or professional services projects, seconded by CM Beard, passed without dissent.

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

III. Approval of Summary-Yes

A motion by CM Blues to approve the summary of 6/30/09, seconded by CM Henson, passed without dissent.

IV. Budget Amendments-Yes

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

V. New Business

A. Authorization of an Agreement Offered by the Kentucky Office of Homeland Security on Behalf of the Department of Public Safety, Division of Emergency Management / 911, Regarding the Metropolitan Medical Response System (MMRS) Project. (441-09) (P. King/Bennett)

B. Authorization of a Modification to Agreement Offered by the Kentucky Office of Homeland Security on Behalf of the Department of Public Safety, Division of Emergency Management / 911, Regarding the *All Hazard* Disaster Preparedness Disaster / Security Planning Project. (452-09) (P. King/ Bennett)

C. Authorization of a Subscriber Renewal / Conversion Form and Service Agreement with West Government Services (f/k/a ChoicePoint Government Services LLC) on Behalf of the Department of Public Safety, Division of Police. (453-09) (Bastin/Bennett)

D. Authorization of Sixth Amendment to a Professional Services Agreement with Patricia K. Howard, PhD, on Behalf of the Department of Public Safety, Division of Fire and Emergency Services. (454-09) (Hendricks/Bennett)

E. Authorization of a Surveillance Participation Agreement with the Lexington-Fayette County Health Department (LFCHD) on Behalf of the Department of Public Safety, Division of Fire and Emergency Services for a Data Surveillance Project. (455-09) (Hendricks/Bennett)

F. Authorization to Amend Section 21-5 of the Code of Ordinances within the Department of Public Works and Development, Division of Streets, Roads and Forestry. (442-09) (Allen/Webb

G. Authorization to Close Leader Avenue and Transfer the Right-of-Way to the University of Kentucky. (450-09) (Webb)

H. Authorization of Purchase of Service Agreements (PSAs) with Partnering Agencies on Behalf of the Department of Social Services for FY2010. (445-09) (Helm)

I. Authorization to Submit Application to the Kentucky Department of Juvenile Justice, on Behalf of the Department of Social Services, Division of Youth Services under the Juvenile Accountability Block Grant (JABG) Program – FY2010. (451-09) (P. King/Helm)

J. Authorization of a General Warranty Deed with LFUCG Public Facilities Corporation Regarding Property at 1155 Red Mile Place, (456-09) (Askew)

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

VI. Continuing Business / Presentations-Yes

A. Inter Governmental Committee Update

This update was given by Chair CM James. Several CMs spoke on this issue.

B. Introduction of Mr. Richard Corney, Assistant Ombudsman from the York District Local Government Ombudsman Office in the United Kingdom

This introduction was given by Joan Beck, Citizen's Advocate Ombudsman.

C. Bluegrass PRIDE Litter Enforcement Award

The introduction of the presentation was done by Amy Sohner, Exec. Dir. Lauren Bennett, Program Dir. presented the James E Bickford Award to Michel Parker of LFUCG Code Enf. for issuing 366 litter violation citations within 1 month.

D. Infill/Redevelopment Zoning Ordinance Text Amendments (Round 3)

This presentation was given by Div. of Planning- Mr. Chris King, Mr. Bill Sallee, Ms. Traci Wade, and Mr. Jimmy Emmons. Several CMs made comments and asked questions.

VII. Council Report

CM Stinnett-Stated that it is traditional to have the individual district street listings for repave/repair by the end of August to Comm. Webb.

CM Beard-A motion by CM Beard to approve the NDF list for 7/7/09, seconded by CM Lane passed without dissent.

CM Feigel-Sent congratulations to the Ashland NA for their float in the July 4th parade.

CM Blues-Stated that the Baptist church on Main St is in need of significant repairs; please call his office at 258-3217 or 425-2276, for information; and thanked all in city government for making July 4th events possible.

CM Lawless-Announced that tomorrow at 2 pm in Council Chambers, there will be a Courthouse Area Design Review Bd. Hearing; stated that several S. Limestone merchants wanted to be at work session today but could not; also stated that she is concerned about the expense, prep work, parking, traffic, mapping-all that.

CM Gorton-Congratulated the 20 new firefighters; thanked 2 long-time Planning Commission members for their service- Neal Day and Randall Vaughn.

CM James-Explained the Neighborhood Development Bond Fund list that was sent out by email.

VM Gray-Dittoed the comments about the July 4th events; stated that he had the minutes from the July 22 Economic Development Task Force meeting; stated to all CMs that the COW meeting to be held at the Arboretum on Aug. 11would be best earlier than later.

CM Martin-Announced several meetings: tonight the Beaumont NA will meet at 6:30 pm at the clubhouse; this Sunday and every Sunday Farmers' Market from 10-2 on Southland Dr; also at 7 pm tonight the Southland Jamboree will be going on with the Blue Ties of Grass performing; Sunday the Hill-N-Dale NA will meet in the park for a meeting; on 7/13 at 7:30 Palomar Hills will meet at the clubhouse; and on 7/14 the Southland Assoc. Bd. will meet at the Bank of the Bluegrass.

VIII. Mayor's Report-Yes

A motion by CM Crosbie to approve the Mayor's Report, seconded by CM Lane was amended by CM Feigel to refer membership requirements of the LCC board to the Inter Governmental Committee, except residents of Fayette County, seconded by CM Gorton, the amendment failed by a 5-8 vote.

<u>A motion by CM Crosbie to approve the Mayor's Report, seconded by CM Lane, passed without dissent.</u>

<u>A motion by CM Gorton to approve the holding the confirmation hearings for the Board of Adjustment and the Planning Commission at 6 pm on Aug. 13, 2009 in the 5th floor conference room, seconded by CM Blues, passes without dissent.</u>

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

X. Closed Session-Litigation-Property

<u>A motion by CM Blues to go into closed session pursuant to KRS 61.810 (1)(c) to discuss pending litigation involving the Lexington-Fayette Urban County</u>

Government; pursuant to KRS 61.810 ()(B) to discuss the acquisition of real property, an open discussion would likely affect the value of the specific piece of property that may be required; and pursuant to KRA 61.810 (1)(M) to discuss proposed security plan for the 5th floor, seconded by CM Gorton, passed without dissent.

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

A motion by CM Blues to authorize the mayor to authorize and direct the Mayor, on behalf of the Urban County Government, to execute a 100 day Option to Purchase Agreement, renewable for an additional sixty (60) day period, with Hutson-Sirk II LLC, for property located at 1975 Russell Cave Pike, at a cost not to exceed $5,000.00 for the initial one hundred (100) day period of the Option To Purchase, and an additional $5,000.00 if the Option To Purchase is renewed, seconded by CM James, passed without dissent.

A motion by CM Lane to adjourn, seconded by CM Martin, passed without dissent.

Work session was adjourned at 4:45 pm.