

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky May 8, 2014

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on May 8, 2014 at 6:00 P.M. Present were Mayor Gray in the chair presiding, and the following members of the council: Council Members Beard, Clarke, Ellinger, Farmer, Ford, Gorton, Henson, Kay, Lawless, Myers, Scutchfield, and Stinnett. Absent were Council Members Akers, Lane, and Mossotti.

The reading of the Minutes of the previous meeting was waived.

Resolutions No. 162-2014 through 213-2014, and Ordinances No. 38-2014 through 43-2014, inclusive, were reported as having been signed and published, and ordered to record.

Lexington- Fayette Urban County Government Council Meeting

Lexington, Kentucky May 8, 2014

The Invocation was given by Father Christopher Clay, St. Paul Catholic Church.

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The Mayor asked Ms. Henson and members of the Bluegrass Youth Ballet to join him at the podium. The Mayor described the Ballet and commended the Founder and Director Adalhi Aranda Corn, Outreach Director Jennifer Rebecca Reynolds and President of the Board of Director Lisa Blackadar.

Ms. Henson congratulated the Ballet on celebrating ten years in Lexington. Ms. Henson spoke of Ms. Reynolds's hard work with the students and their families at Valley Park.

The Mayor read a Proclamation declaring May 8, 2014 Bluegrass Youth Ballet Day which he then presented to Ms. Reynolds. She accepted the proclamation and thanked Ms. Henson, the Mayor, the Div. of Parks & Recreation, the Jesse Higginbotham Neighborhood Center, the Valley Park Board and LexArts for all the support the Ballet has received. Ms. Reynolds gave a presentation about the ballet program. She welcomed everyone to come on May 10, 2014 for a Mother's Day Festival from 2:00 P.M. to 6:00 P.M. and stated there would be a ballet presentation on May 17, 2014 at 6:00 P.M.

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The Mayor asked Mr. Clarke to join him at the podium to recognize the Paul Laurence Dunbar High School Dance Team. The Mayor stated the team was named grand champions at the U.S. Spirit Nationals this March. He thanked Coach Teresa Champ and the following team members: Haley Biddle, Elise Cammack, Cheyenne Columbia, Elayna Cox, Jaci Darling, Hannah D'Eramo, Madison Ellis, Jayce Evans, Victoria Graves, Emily Holdren, Bayley Johnson, Taylor Kemper, Casey Lockridge, Maddie McQueen, Jessika Mitchell, Kayla Nickell, Karen Piepgrass, Lindsey Ruth, Jordan Scholl, Samantha Simone, Claire Stacy, Ashton Stathis, Mallie Stewart, Lauren Turner and Alley Vandenberg.

Mr. Clarke congratulated the team for their national championships and for all the accomplishments they have had this year. Mr. Clarke spoke about the tradition of hard work and excellence at Dunbar High School.

The Mayor read a Proclamation commemorating the Dunbar Dance Team accomplishments and proclaiming May, 8, 2014 as Dunbar High School Girls Dance Team Day in Lexington. He presented two of the team members, Ms. Bayley Johnson and Ms. Allison Vandenburg, with the proclamation. Ms. Johnson thanked the Council and Ms. Champ for all of the support they have received.

Ms. Champ stated that all the members present had at least a 3.5 grade point average and were all in advanced placement classes. She described the team's rigorous practice schedule. She presented a video showing the team's winning performance at their most recent competition.

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Upon motion of Ms. Gorton, seconded by Mr. Kay, the Minutes of the April 8 and 10, 2014 Council Meetings were approved by unanimous vote.

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The following ordinances were given second reading. Upon motion of Ms. Gorton, seconded by Ms. Lawless, the ordinances were approved by the following vote:

Aye: Beard, Clarke, Ellinger, Farmer, Ford,
Gorton, Henson, Kay, Lane, Myers,
Scutchfield, Stinnett -----12

Nay: -----0

An Ordinance changing the zone from a Single Family Residential (R-1C) zone to a Professional Office (P-1) zone, for 1.083 net (1.219 gross) acres, for property located at 1449-1451 Bryan Ave., including a landscaping variance. (Kid's House; Council District 1).

An Ordinance changing the zone from an Agricultural Urban (A-U) zone to a Planned Neighborhood Residential (R-3) zone, for 5.48 net (5.84 gross) acres, for property located at 2700 Old Todds Rd., including a request for a conditional use permit (Milk & Honey Daycare/Preschool; Council District 7).

An Ordinance changing the zone from a Single Family Residential (R-1B) zone to a Professional Office (P-1) zone, for 0.6610 net (1.0641 gross) acres, for property located at 3116 Harrodsburg Rd. (Lexington Vein & Aesthetic Center; Council District 10).

An Ordinance amending Article 5-2(a) of the Zoning Ordinance to provide clarification about when a Zoning Compliance Permit is required. (Urban County Planning Commission).

An Ordinance amending Section 21-5(2) of the Code of Ordinances, abolishing one (1) position of Municipal Engineer Sr., Grade 119E, and amending Section 22-5(2) of the Code of Ordinances, creating one (1) position of Project Engineering Coordinator, Grade 119E, both in the Div. of Water Quality, appropriating funds pursuant to schedule No. 58, effective upon passage of Council.

An Ordinance amending Section 22-5(2) of the Code of Ordinances extending the term of the temporary position of Project Engineering Coordinator, Grade 119E, for a term of four (4) years beginning March 28, 2014 and expiring on March 28, 2018, in the Div. of Water Quality, effective upon passage of Council.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for municipal expenditures, and appropriating and re-appropriating funds, Schedule No. 56.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to provide funds for the Lexington Jobs Fund and appropriating and re-appropriating funds, Schedule No. 57.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to provide funds for General Fund projects and Affordable Housing Fund and appropriating and re-appropriating funds, Schedule No. 59.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for funds in the amount of \$2,059 for the Div. of Streets and Roads from Neighborhood Development Funds for column repairs to entrance at Mentelle Park, and appropriating and re-appropriating funds, Schedule No. 61.

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The following ordinances were given first reading and ordered placed on file two weeks for public inspection.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for municipal expenditures, and appropriating and re-appropriating funds, Schedule No. 60.

An Ordinance amending Section 21-5(2) of the Code of Ordinances, abolishing one (1) position of Network Security Engineer, Grade 119E, and creating one (1) position of Administrative Officer Sr., Grade 120E, both in the Div. of Enterprise Solutions, appropriating funds pursuant to Schedule No. 63, effective upon passage of Council.

An Ordinance amending Section 21-5(2) of the Code of Ordinances, abolishing one (1) position of Attorney Sr, Grade 121E; and creating two (2) positions of Attorney, Grade 117E, both in the Dept. of Law, appropriating funds pursuant to Schedule No. 62, effective upon passage of Council.

An Ordinance amending Section 21-5(2) of the Code of Ordinances, abolishing two (2) positions of Equipment Operator Sr., Grade 109N, in the Div. of Waste Management; and amending Section 22-5(2) of the Code of Ordinances, creating three (3) positions of Heavy Equipment Technician, Grade 113N, one (1) unclassified position of Service Writer, Grade 109N; and one (1) unclassified position of Fleet Parts Specialist, all in the Div. of Facilities and Fleet Management, appropriating funds pursuant to Schedule No. 64, effective upon passage of Council.

An Ordinance creating Section 18-113.4 (6) of the Code of Ordinances related to handicap parking signage to prohibit parking in a designated handicap access aisle and establishing a fine for violation of this section.

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The following resolutions were given second reading. Upon motion of Mr. Stinnett, seconded by Ms. Scutchfield, the resolutions were approved by the following vote:

Aye: Beard, Clarke, Ellinger, Farmer, Ford,
Gorton, Henson, Kay, Lane, Myers,
Scutchfield, Stinnett -----12

Nay: -----0

A Resolution accepting the bid of JWC Environmental, LLC, in the amount of \$54,985, for In-Line Shredder/Grinder for TB WWTP Primary Digester and Gravity Thickener Buildings, for the Div. of Water Quality.

A Resolution accepting the bid of Hach Co., in the amount of \$31,023.18, for Compact Phosphate Analyzer, for the Div. of Water Quality.

A Resolution accepting the bid of Ky. Services Company, Inc., in an amount not to exceed \$187,777.66, for Pump Installation for Pools & Fountains, for the Div. of Parks and Recreation, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Ky. Services Company, Inc., related to the bid.

A Resolution accepting the bids of Thelen Associates, Inc., LE Gregg Associates, and S&ME, Inc., establishing Price Contracts for Construction Materials Sampling, Testing & Special Inspections, for the Div. of Water Quality.

A Resolution accepting the bid of Southern Communications & Consultants, Inc., in the amount of \$11,000, for Repeater for Radio System, for the Div. of Community Corrections.

A Resolution ratifying the Probationary Civil Service Appointments of: Robert Morgan, Vehicle and Equipment Technician, Grade 112N, \$17.894 hourly in the Div. of Facilities and Fleet Management; Kristie Thomas, Buyer, Grade 112E, \$1,566.08 biweekly in the Div. of Purchasing; Lisa McFadden, Program Specialist, Grade 112E, \$1,823.04 biweekly in the Div. of Water Quality; John Sharpe, Vehicle and Equipment Mechanic, Grade 110N, \$17.973 hourly in the Div. of Parks and Recreation, all effective May 5, 2014; and Gabriel Hensley, Environmental Inspector II, Grade 117E, \$2,147.76 biweekly in the Div. of Water Quality, effective April 21, 2014, ratifying the Permanent Civil Service Appointments of: Ernest Clark, Public Service Supervisor Sr., Grade 114E, \$1,788.96 biweekly in the Div. of Streets and Roads, effective February 19, 2014; Irma Bennett, Early Child Care Teacher, Grade 110E, \$1,427.12 biweekly in the Div. of Family Services, effective March 9, 2014; Michael Thomas, Trades Worker Sr., Grade 109N, \$17.620 hourly in the Div. of Streets and Roads; Joseph Kipp, Public Service Worker Sr., Grade 107N, \$12.474 hourly in the Div. of Parks and Recreation, both effective March 23, 2014; Jonathan Miller, Equipment Operator Sr., Grade 109N, \$15.207 hourly in the Div. of Streets and Roads, effective March 30, 2014; Gary Rothwell, Electrical Instrumentation Technician Sr., Grade 114E, \$1,876.64 biweekly in the Div. of Facilities and Fleet Management, effective April 21, 2014; and Kristi Wilkinson, Clerical Assistant Sr., Grade 106N, \$13.089 hourly in the Div. of Accounting, effective April 22, 2014, and ratifying the Permanent Sworn Appointments of: Tony

Risen, Police Sergeant, Grade 315N, \$28.588 hourly in the Div. of Police, effective July 21, 2013; and Nathaniel Muller, Police Sergeant, Grade 315N, \$28.588 hourly in the Div. of Police, effective November 6, 2013.

A Resolution amending Resolution No. 42-2014 to include the University of Ky. as the state contracting entity and to provide that the agreements operate as price contracts under which multiple departments and divisions of the Lexington-Fayette Urban County Government may lease equipment as budgeted.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with EVAPAR for annual maintenance and testing of emergency supply generators for radio systems and facilities of the Div. of Fire and Emergency Services, at a cost not to exceed \$8,178.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Service Agreement with Time Warner Cable, for repair services, at a cost not to exceed \$840.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to Agreement with the Ky. Dept. for Local Government, for extension of the Lexington Downtown Redevelopment Project through June 30, 2016, at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Energy and Environment Cabinet, Ky. Brownfields Redevelopment Program, and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$50,000 Federal funds, and are for remediation of environmental concerns identified at the old Fayette County Courthouse.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Lexington-Fayette County Health Department, which Grant funds are in the amount of \$483,586 Federal funds, are for the Home Network Project at the Family Care Center, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, and authorizing the Mayor to transfer unencumbered funds within the Grant budget.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the U.S. Dept. of Justice and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$53,662 Federal funds under the State Criminal Alien Assistance Program (SCAAP), and are for reimbursement of costs related to the incarceration of undocumented criminal aliens.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Certificate of Consideration and accept a Deed conveying permanent sanitary sewer and temporary construction easements from William E. Sullivan and R. V. Sullivan, for the property located at 737 Woodward Ln., for the Wilderness Road/Woodward Lane Sanitary Sewer Project, and authorizing payment in the amount of \$3,000, plus usual and appropriate closing costs.

A Resolution approving a waiver request from McDonald's Corp. from the Richmond Rd. Landscape Ordinance for an out lot at 2349 Richmond Rd.

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The following resolutions were given first reading. Upon motion of Mr. Farmer, seconded by Ms. Gorton, the rules were suspended by unanimous vote.

The resolutions were given second reading. Upon motion of Mr. Stinnett, seconded by Mr. Myers, the resolutions were approved by the following vote:

Aye: Beard, Clarke, Ellinger, Farmer, Ford,
Gorton, Henson, Kay, Lane, Myers,
Scutchfield, Stinnett -----12

Nay: -----0

A Resolution accepting the bid of Mt. Carmel Stabilization Group, Inc., in the amount of \$19,900, for Lansdowne Merrick Soil Stabilization, for the Div. of Parks and Recreation.

A Resolution accepting the bid of Randle-Davies Construction Co., LLC, in the amount of \$111,938, for Lansdowne Merrick Tennis Court Construction, for the Div. of Parks and Recreation, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Randle-Davies Construction Co., LLC, related to the bid.

A Resolution accepting the bid of Constellation NewEnergy, Inc., and establishing a price contract for the supply of Natural Gas under the SVGTS Tariff at

Multiple Lexington-Fayette Urban County Government Facilities, contingent upon a fixed price not to exceed \$6.20 per Mcf, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Constellation NewEnergy, Inc., related to the bid.

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A Resolution accepting the bid of Pierce Manufacturing, Inc., establishing a price contract for Rear Mounted Ladder Trucks, for the Div. of Fire and Emergency Services was given first reading.

Upon motion of Ms. Henson, seconded by Mr. Ellinger, the rules were suspended by unanimous vote.

The resolution was given second reading. Upon motion of Mr. Stinnett, seconded by Mr. Myers, the resolution was approved by the following vote:

Aye: Beard, Clarke, Ellinger, Farmer, Ford,
Gorton, Henson, Kay, Lane, Myers,
Scutchfield, Stinnett -----12

Nay: -----0

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The following resolutions were given first reading. Upon motion of Ms. Gorton, seconded by Mr. Myers, the rules were suspended by unanimous vote.

The resolutions were given second reading. Upon motion of Mr. Stinnett, seconded by Mr. Myers, the resolutions were approved by the following vote:

Aye: Beard, Clarke, Ellinger, Farmer, Ford,
Gorton, Henson, Kay, Lane, Myers,
Scutchfield, Stinnett -----12

Nay: -----0

A Resolution ratifying the Probationary Civil Service Appointments of: Jessica Williams, Budget Analyst Sr., Grade 118E, \$2,330.96 biweekly in the Div. of Budgeting, effective May 12, 2014, Mario Cheek, Telecommunicator Supervisor, Grade 116E, \$1,679.60 biweekly in the Div. of Police, effective May 19, 2014, Mandi Bartley, Administrative Specialist Principal, Grade 114E, \$1,582.32 biweekly in the Div. of Enterprise Solutions, effective May 19, 2014, Brenda McFaddin, Staff Assistant Sr., Grade 108N, \$17.228 hourly in the Div. of Code Enforcement, effective May 19, 2014, Darrell Watkins, Trades Worker Sr., Grade 109N, \$18.571 hourly in the Div. of Streets and Roads, effective May 19, 2014; ratifying the Permanent Civil Service Appointment of: Martha Allen, Deputy Council Clerk, Grade 116E, \$1,901.76 biweekly in the Council

Clerk's Office, effective April 7, 2014, Sheila Ross, Child Care Program Aide, Grade 107N, \$11.79 hourly in the Div. of Family Services, effective April 21, 2014, Clinton Votaw, Electrical Instrumentation Technician, Grade 113N, \$25.672 hourly in the Div. of Facilities and Fleet Management, effective May 4, 2014, Brian Martin, John Bardin, both Police Sergeant, Grade 315N, \$28.588 hourly in the Div. of Police, effective December 10, 2013, Christopher Dearing, Brian Peterson, both Police Sergeant, Grade 315N, \$28.588 hourly in the Div. of police, effective August 18, 2013.

A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following Probationary Civil Service Appointments: Daniel Root, Microcomputer Support Specialist, Grade 113N, \$18.314 hourly, effective June 19, 2014, James Dietzel, Microcomputer Support Specialist, Grade 113N, \$19.470 hourly, effective May 27, 2014, both in the Div. of Computer Services; Mary Hoskins-Squier, Director Traffic Engineering, Grade 123E, \$3,399.12 biweekly in the Div. of Traffic Engineering, Brandon Ogden, Public Service Worker Sr., Grade 107N, \$11.845 hourly in the Div. of Streets and Roads, Sharon Simpson, Staff Assistant, Grade 107N, \$13.423 hourly in the Div. of Youth Services, all effective upon passage of Council.

A Resolution approving the FY 2015 Budget of the Transit Authority of the Lexington-Fayette Urban County Government (LexTran) pursuant to KRS 96A.360 and requesting that the Commissioner of Finance authorize the Fayette County Sheriff's Office to disburse the funds to LexTran collected from the ad valorem tax approved by voters on November 9, 2004.

A Resolution ratifying the Unclassified Civil Service Appointment of: David Holmes, Commissioner of Environmental Quality and Public Works, Grade 211E, \$4,511.538 bi-weekly, effective June 2, 2014, subject to confirmation by the Lexington-Fayette Urban County Council.

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A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements, awarding Sustainability Grants to Arlington Christian Church (\$1,200), Ashland Park Neighborhood Association (\$2,500), Castlewood Neighborhood Association (\$2,485), Charleston Garden Homeowners Association (\$2,000), Firebrook Homeowner Association (\$500), Growing Together Preschool, Inc. (\$2,500), Hamburg Homeowner Association (\$2,500), Idle Hour Neighbors Alliance, Inc. (\$1,606),

Lakeshore Village Homeowner Association (\$2,500), Meadowthorpe Elementary School (Fayette County Public Schools) (\$1,235), Open Door Church (\$376), Quail Run Townhouses Association (\$390), Southern Heights Neighborhood Association (\$1,866), St. Michael's Episcopal Church (\$1,424), Stonewall Equestrian Estates Neighborhood Association (\$2,500), Townhouses of Merrick (\$1,908), and Valley Park Neighborhood Association (\$1,250) was given first reading.

Upon motion of Ms. Gorton, seconded by Mr. Ellinger, the rules were suspended by unanimous vote.

The resolution was given second reading. Upon motion of Mr. Stinnett, seconded by Mr. Myers, the resolution was approved by the following vote:

Aye: Beard, Clarke, Ellinger, Farmer, Ford,
Gorton, Henson, Kay, Lane, Myers,
Scutchfield, Stinnett -----12

Nay: -----0
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A Resolution authorizing the Dept. of Social Services to utilize God's Pantry Food Bank as a sole source provider for the Summer Feeding Food Box Distribution Program and the Mobile Backpack Distribution Program, at a cost not to exceed \$52,600 was given first reading.

Upon motion of Mr. Ford, seconded by Mr. Myers, the rules were suspended by unanimous vote.

The resolution was given second reading. Upon motion of Mr. Stinnett, seconded by Mr. Myers, the resolution was approved by the following vote:

Aye: Beard, Clarke, Ellinger, Farmer, Ford,
Gorton, Henson, Kay, Lane, Myers,
Scutchfield, Stinnett -----12

Nay: -----0
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The following resolutions were given first reading and ordered placed on file two weeks for public inspection.

A Resolution accepting the bid of Arrow Electric Co., in the amount of \$395,078.05, for Fiber Optic Pathway and Cable Installation Project, for the Div. of Traffic Engineering, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Arrow Electric Co., related to the bid.

A Resolution accepting the bid of Woodford Oil Co., establishing a price contract for 15w40 Oil Consumption, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bids of Environmental Demolition Group, LLC, and National Environmental Consulting, Inc., establishing price contracts for Environmental Abatement Services, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of ZKB Services, LLC, establishing a price contract for Woody Debris Removal in Drainageways, for the Div. of Environmental Policy.

A Resolution accepting the bid of Wood Connection, LLC, in the amount of \$60,092, for Restroom Construction for Fire Station No. 11, No. 14, and No. 15, for the Div. of Fire and Emergency Services, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Wood Connection, LLC, related to the bid.

A Resolution accepting the bid of Key Oil Co., establishing a price contract for Hydraulic Oil, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of Unifirst Corp., establishing a price contract for the rental of entrance mats, for multiple facilities used by the Urban County Government.

A Resolution accepting the bid of Accent Wire Products, establishing a price contract for baling wire, for the Div. of Waste Management.

A Resolution accepting the bid of Allied-Locke Industries, establishing a price contract for Primary Clarifier Equipment for Town Branch Waste Water Treatment Plant, for the Div. of Water Quality.

A Resolution accepting the bid of ZKB Services, LLC, establishing a price contract for Litter Removal in Streams and Drainageways, for the Div. of Environmental Policy.

A Resolution accepting the bid of Johnson Controls, Inc., in the amount of \$48,245, for Boiler Replacement for Bell House, for the Div. of Parks and Recreation.

A Resolution accepting the bid of Kerry Toyota, Inc., in the amount of \$95,475, for 2014 Toyota Tacoma Trucks, for the Div. of Facilities and Fleet Management.

A Resolution accepting the bid of Vogelpohl Fire Equipment, Inc., establishing a price contract for Heavy Duty Power Rescue Tools, for the Div. of Fire and Emergency Services.

A Resolution accepting the bid of Bluegrass Fire Equipment, establishing a price contract for fire helmets, for the Div. of Fire and Emergency Services.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Dept. of Juvenile Justice, to provide any additional information requested in connection with this Grant Application, and to accept this Grant if the application is approved, which Grant funds are in the amount of \$16,183 Federal funds under the Juvenile Accountability Block Grant Program, are for continuation of the Juvenile Surveillance Program, professional services, professional development, drug testing services and supplies, and educational materials, the acceptance of which obligates the Urban County Government for the expenditure of \$1,798 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant budget.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to amend a Facility Usage Agreement with Fayette County Board of Education, for purchase of snacks for the Extended School Program and Recreational Enrichment and Learning Program for the rest of the school year, at a cost not to exceed \$75,000.

A Resolution amending Resolution No. 633-2013 to accept the bid of Intec Building Services, Inc., and establish a price contract for Custodial Services - Family Care Center, for the Div. of Family Services; and cancelling and terminating the bid award to, and price contract with, Saffire Cleaning Service, LLC.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a multi-year Master Lease Agreement and Addendum, and any other necessary related documents, with VAR Resources, Inc., for the lease of new and upgraded equipment for laptop computers and other computing devices across the Lexington-Fayette Urban County Government utilizing the CDW-G Contract from the National Joint Powers Alliance Cooperative, at a FY2014 cost estimated not to exceed \$1,669.60, with future fiscal years as budgeted.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Clinical Affiliation Agreement and HIPAA Business Associate Agreement, with Lincoln-Memorial University-Debusk College of Osteopathic Medicine, for Physician Assistant students to obtain ride time on emergency care units, at no cost to the Urban County Government.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 3 to the Contract with Smith Contractors, Inc., for the Town Branch and West Hickman Wastewater Treatment Plant Electrical, SCADA, Blower/Aeration and Pump Station Improvements Project, increasing the contract price by the sum of \$98,834.47 from \$14,435,391.34 to \$14,534,225.81.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 4 to the Contract with Smith Contractors, Inc., for the Town Branch and West Hickman Wastewater Treatment Plant Electrical, SCADA, Blower/Aeration and Pump Station Improvements Project, increasing the contract price by the sum of \$63,351.75 from \$14,534,225.81 to \$14,597,577.56.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Amendment No. 2 to Agreement with the Ky. Transportation Cabinet, for the acceptance of additional Federal funds in the amount of \$25,000 for the Downtown Lexington Traffic Management and Revitalization Study and extension of the performance period through June 30, 2015, and authorizing the Mayor to execute Change Modifications No. 1 and 2 to the Engineering Services Agreement with Stantec Consulting Services, Inc., for additional services, at a cost not to exceed \$25,000.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with Lexington Dress for Success, for referral of students of the Family Care Center to Dress for Success for services, at no cost to the Urban County Government.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Certificate of Consideration and accept a Deed conveying permanent sanitary sewer and temporary construction easements from owners of record, for the properties located at 705 Woodward Ln., 725 Woodward Ln., and 2446 Liberty Rd., for

the Wilderness Road/Woodward Lane Sanitary Sewer Project, at no cost to the Urban County Government.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Bluegrass Area Development District, to provide any additional information requested in connection with this Grant Application, and to accept this Grant if the application is approved, which Grant funds are in the amount of \$83,830 Federal funds, are for operation of the Senior Citizens Center in FY 2015, the acceptance of which obligates the Urban County Government for the expenditure of \$178,840 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant budget.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Commercial Mobile Radio Service Emergency Communications Board and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$703,430 Commonwealth of Ky. funds, and are for the Lexington 911 PSAP Customer Premise Equipment Upgrade Project.

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Volunteers of America of Ky., Inc., for emergency housing services for homeless families, at a cost not to exceed \$8,000.

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Purchase of Service Agreement for FY2014 with the Bluegrass Area Development District, in an amount not to exceed \$75,110.

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Upon motion of Ms. Gorton, seconded by Mr. Stinnett, and passed by unanimous vote, the Communications from the Mayor were approved and are as follows: (1) Recommending the appointment of Mr. Larry B. Forrester to the Board of Adjustment with term to expire 7/1/2017. Mr. Forrester will fill the unexpired term of Mr. Joseph Smith. The Confirmation Hearing was scheduled for Thursday, May 8, 4:45 P.M.; (2) Recommending the appointment of Mr. Ben A. Turpin, as LFUCG representative, and the reappointment of Ms. Cheryl A. Birch, as Area Resident representative, to the Charles Young Center Advisory Board with terms to expire 3/1/2018. The term of Ms. Connie Rayford expired; (3) Recommending the appointment of Ms. Susan Plueger,

as Designee, Commissioner of Environmental Quality & Public Works; Non-voting, to the Corridors Commission with term to expire 8/1/2017. The term of Mr. Kevin Wentz expired; (4) Recommending the appointments of Mr. William S. Howard, as Home Builders of Lexington representative, Mr. Frank Penn, as KY Thoroughbred Association representative, and the reappointment of Mr. Marianna M. Marye, as Fayette County Neighborhood Council representative, to the Rural Land Management Board, with terms to expire 4/1/2018. Terms for Mr. Greg Padgett and Mr. Tom Thornbury are expired; and (5) Recommending the appointment of Ms. Susan Plueger, Representative, Commissioner of Environmental Quality & Public Works; Ex-officio, to the Tree Board. Mr. Kevin Wentz is no longer serving.

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The following Communications from the Mayor were received for information only: (1) Resignation of Michael Lee Souder, Evidence Technician, Grade 112N, Div. of Police, effective April 27, 2014; (2) Resignation of Jeffrey Rohrback, Telecommunicator Sr., Grade 113N, Dept. of Public Safety, effective March 31, 2014; (3) Resignation of Thomas E. Keller, Public Service Supervisor, Grade 111N, Div. of Streets and Roads, effective April 4, 2014; (4) Resignation of Kellie R. Stidham, Community Corrections Officer, Grade 110N, Div. of Community Corrections, effective April 6, 2014; (5) Resignation of Tonia Nicole Walters, Administrative Specialist, Grade 110N, Div. of Revenue, effective April 5, 2014; (6) Resignation of Thomas Woolums, Staff Assistant Sr., Grade 108N, Div. of Enterprise Solutions, effective April 25, 2014; (7) Resignation of Bradley Allan Farkas, Firefighter, Grade 311N, Div. of Fire and Emergency Services, effective April 11, 2014; (8) Resignation of John Casey, Community Corrections Officer, Grade 110N, Div. of Community Corrections, effective April 4, 2014; (9) Resignation of Kyle M. Hite, Community Corrections Officer, Grade 110N, Div. of Community Corrections, effective April 6, 2014; (10) Resignation of Brad S. Mecham, Building Inspector, Grade 113N, Div. of Building Inspection, effective April 4, 2014; (11) Resignation of Anthony Beatty Jr., Police Officer, Grade 311N, Div. of Police, effective April 18, 2014; and (12) Termination of Bryan Helton, Building Inspector, Grade 113N, Div. of Building Inspection, effective April 9, 2014.

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Chief Dwayne Holman, Div. of Police, stated that Officer Salina E. Goins had committed the offense of Unsatisfactory Performance in violation of KRS 95.450 and General Order #73-2/H, Operational Rules, Section 1.11, in that on various days of Jan. to Dec., 2013 she has demonstrated difficulty in maintaining sufficient competency in performing her duties and responsibilities in 2013. She has shown an inability to perform assigned tasks by not completing and submitting reports as required or completing other assignments as directed. Ofc. Goins' failure to complete such tasks represents a failure on her part to establish and maintain the highest standard of efficiency in carrying out the functions and objectives of the Division of Police. She has received five (5) Letters of Counseling as follows: 01/02 – failure to contact the Information Channel for vehicle registration information for a collision report; 01/08 – failed to report for duty due to her confusion re. her work schedule; 01/09 – failed to print a report and notify vehicle owners that their stolen vehicle was recovered ; 11/08 – failed to diagram an injury collision on a report; and on 12/06 for not notifying Dispatch of her change of location. In addition, on various dates during 2013, Ofc. Goins did not complete and/or properly complete several reports for calls; did not have all her equipment ready for duty after returning to work from modified duty status; did not notify her supervisor that she would be late for duty after attending a physical therapy session; received an “unsatisfactory overall rating (1.78)” on her Performance Development Plan for July 2012 through June 2013; was suspected of a “sobriety issue” (that she denied) after a finger injury on 11/08; did not properly administer FST's to a suspected intoxicated driver at a collision scene; did not recall being provided with a Work Development Plan to assist with her unsatisfactory performance; and overslept when she was scheduled to attend a Skills Training Class and that the appropriate punishment for this conduct is Forty (40) Hours Suspension Without Pay.

Upon motion of Mr. Ellinger, seconded by Ms. Scutchfield, the disciplinary action was approved by unanimous vote.

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Upon motion of Mr. Ellinger, seconded by Mr. Stinnett, and approved by unanimous vote, the meeting adjourned at 7:05 P.M.

Deputy Clerk of the Urban County Council