

**URBAN COUNTY COUNCIL
SCHEDULE OF MEETINGS
November 23-November 30, 2009**

Monday, November 23

No Meetings

Tuesday, November 24

Water Resources Oversight Committee Meeting..... 11:30 am
Conference Room-5th Floor Government Center

Planning Committee Meeting..... 1:00 pm
Council Chambers-2nd Floor Government Center

Council Work Session..... 3:00 pm
Council Chambers-2nd Floor Government Center

Wednesday, November 25

No Meetings

Thursday, November 26

THANKSGIVING HOLIDAY-LFUCG Offices Closed

Friday, November 27

LFUCG Holiday Observed-LFUCG Offices Closed

Monday, November 30

No Meetings

LEXINGTON-FAYETTE URBAN COUNTY COUNCIL

WORK SESSION AGENDA

November 24, 2009

- I. Public Comment – Issues on Agenda**
- II. Requested Rezoning / Docket Approval – None**
- III. Approval of Summary-Yes, November 17, 2009, pp.5-10**
- IV. Budget Amendments – None**
- V. New Business, pp.14-35**
- VI. Continuing Business / Presentations-None**
- VII. Council Report**
- VIII. Mayor's Report – None**
- IX. Public Comment – Issues Not on Agenda**

ADMINISTRATIVE SYNOPSIS

New Business Items

- A. Authorization of a Pass-Through Agreement with MASH Services of the Bluegrass, Inc. for Operations of the MASH Drop Inn Facility. (682-09) (P. King/ Helm)
This request will authorize a pass-through agreement with MASH Services of the Bluegrass, Inc. for federal funds in the amount of \$180,000 for continued operation of the MASH Drop Inn facility. MASH Services is required to contribute \$20,000 in local matching funds and meet the program requirements in the grant agreement from the US Department of Health and Human Services. The source of funds is the US Department of Health and Human Services under the Runaway and Homeless Youth Program. Total project cost is \$200,000. Funds are budgeted.**p.14**
- B. Authorization of Lease Agreements with Agencies located within the Black and Williams Neighborhood Center. (687-09) (Helm)
This request will authorize Lease Agreements with Area Health Education Center, Bluegrass Community Action Agency, Community Reinvestment Alliance, Legal Aid of the Bluegrass, Lex-Care, Inc., Lexington-Fayette County Urban League, Inc., National Alliance for the Mentally Ill, National Association for the Advancement of Colored People, and West End Community Empowerment Program at no cost of rent in exchange for providing public services for the benefit of the residents of Fayette County.**p.15**
- C. Authorization of a Rental Agreement with the Lexington Center Corporation (LCC) for the 2010 Martin Luther King, Jr. Holiday Memorial Program. (684-09) (Ebel/Rabold)
This request will authorize a rental agreement in the amount of \$9,000 with LLC for the 2010 Martin Luther King, Jr. Holiday Memorial Program to be held January 18. Funds are budgeted.**p.16**
- D. Authorization of a Neighborhood Stabilization Program Redevelopment Agreement with REACH, Inc. for the Douglass Heights Redevelopment Project. (685-09) (P. King/Rumpke)
This request will authorize a Neighborhood Stabilization Program Redevelopment Agreement for federal funds in the amount of \$525,000 with REACH, Inc. for the Douglass Heights Redevelopment Project. Funds will be used to purchase five (5) properties at 429, 431, 433, 446, and 458 Georgetown Street and demolish structures to construct three (3) single-family units for homeownership opportunities. The source of funds is the US

Department of Housing and Urban Development, Neighborhood Stabilization Program, through the Kentucky Department for Local Government.**p.17**

- E. *Authorization to Amend Section 22-5 of the Code of Ordinances within the Department of Environmental Quality, Division of Water Quality. (689-09) (Allen/Taylor)
This request will authorize an amendment to Section 22-5 of the Code of Ordinances to create one (1) position of Administrative Officer Sr. (Grade 120E) for a term of 3 years within the Division of Water Quality. The fiscal impact for FY2010 will be \$43,698.06.**p.18 EPA CONSENT DECREE**
- F. Authorization to Amend Section 21-5 of the Code of Ordinances within the Department of General Services, Division of Parks and Recreation. (690-09) (Allen/Cole)
This request will authorize an amendment to Section 21-5 of the Code of Ordinances to create one (1) position of Sr. Adult & Therapeutic Recreation Services Administrator (Grade 116E) and abolish one (1) position of Recreation Manager (Grade 114E) in the Division of Parks and Recreation. The fiscal impact for FY2010 is \$4,083.64. The created position will be funded by the Division's Equipment Under \$5,000 Account.**p.19**
- G. Authorization to Amend Section 21-5 of the Code of Ordinances within the Chief Information Office, Divisions of Enterprise Solutions and Computer Services. (659-09) (Allen/Dhuwaraha)
This request will authorize an amendment to Section 21-5 of the Code of Ordinances to create one (1) position of Database Administrator (Grade 117E) in the Division of Enterprise Solutions and delete one (1) position of Computer Analyst Supervisor (117E) in the Division of Computer Services. The fiscal impact for FY2010 is a savings of \$3,243.67.**p.20**
- H. Authorization to Approve Ordinance to Adopt the 2010 Council Schedule of Meetings. (686-09) (Langston)
This request will authorize approval of an Ordinance to adopt calendar year 2010 Council schedule of dates and times of meetings in accordance with KRS 61.820.**pp.21-26**
- I. Authorization of Change Order No. 1 to Contract with Watermark Construction, LLC for the Town Branch Trail Project – Phase II. (FINAL) (683-09) (P. King/ Webb)
This request will authorize Change Order No. 1 to decrease contract amount by \$15,624.32 with Watermark Construction, LLC for the Town Branch Trail Project – Phase II. This change is a final decrease / increase of materials required to complete the project. Original contract amount was \$185,502.70. New contract amount is \$169, 878.38.**pp.27-30**

- J. Authorization to Accept a Donation of Fitness Equipment from Transylvania University on Behalf of the Department of Public Safety, Division of Fire and Emergency Services. (681-09) (Hendricks/Bennett)
This request will authorize the acceptance of used fitness equipment consisting of three (3) treadmills, one (1) stairclimber, and one (1) stationary recumbent bicycle from Transylvania University on behalf of the Division of Fire and Emergency Services.**p.31**
- K. Authorization to Amend Section 22-5 of the Code of Ordinances within the Department of Public Safety, Division of Police. (688-09) (Allen/Bennett)
This request will authorize an amendment to Section 22-5 of the Code of Ordinances to create one (1) position of Public Information Officer (Grade 118E) for a term of 2 years within the Division of Police. The fiscal impact for FY2010 is \$37,854.54. This will be funded by REDEPLOY_2010 grant.**p.32**
- L. Authorization to Amend Section 21-5 of the Code of Ordinances within the Department of Public Safety, Division of Emergency Management / 911 and Approve Advertisement within LFUCG. (691-09) (Allen/Bennett)
This request will authorize an amendment to Section 21-5 of the Code of Ordinances to create one (1) position of Administrative Specialist Sr. (Grade 112N) and abolish one (1) position of Administrative Specialist (Grade 110N) within the Division of Emergency Management / 911 and approve the advertisement of this position within LFUCG. The fiscal impact for FY2010 is \$2,700 and will be funded by the E911 Fund.**pp.33-34**
- M. Authorization of an Agreement with Pictometry International Corporation and Approve as a Sole Source Vendor on Behalf of the Department of Public Safety, Division of Emergency Management / 911. (692-09) (Lucas/ Bennett)
This request will authorize a four year agreement in the amount of \$80,901 for FY2010 for a total cost not to exceed \$347,100 with Pictometry International Corporation and for approval as a Sole Source Vendor on behalf of the Division of Emergency Management / 911. The agreement provides for the lease of oblique aerial photography, viewing software, site license and traditional aerial photography, and annual maintenance and professional services. The method of data capture is unique to Pictometry and cannot be obtained from other sources. Funds are budgeted.**p35**

*** EPA CONSENT DECREE**

URBAN COUNTY COUNCIL
WORK SESSION SUMMARY
& TABLE OF MOTIONS

November 17, 2009

Mayor Newberry chaired today's work session meeting. All Council Members were present except CMs Beard and Martin.

I. Public Comment – Issues on Agenda-None

II. Requested Rezonings / Docket Approval-Yes

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

III. Approval of Summary-Yes

A motion by CM James to approve the summary from November 3, 2009, seconded by CM Gorton, passed without dissent.

IV. Budget Amendments-Yes

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

V. New Business

- A. Authorization of a Deed of Acceptance for a Dedicated Greenway under the Greenway Master Plan. (649-09) (Rayan/Webb)
- B. Authorization of a Deed of Permanent Sanitary Sewer Easement at Property Located at 2550 Winchester Road for the Hamburg East Development. (660-09) (Rayan/Webb)
- C. Authorization of an Assignment of Scenic and Conservation Easements from LFUCG to the Fayette County Rural Land Management Board, Inc. by the Board of Directors of the Mary E. Wharton Nature Sanctuary of Floracliff, Inc. (671-09) (Van Pelt/Webb)

- D. Authorization of Change Order No. 1 to Contract with Schroeder Construction, Inc. for the Cadentown / Versailles Road Sanitary Sewer Improvements Project. (676-09) (P. King/Webb)
- E. Authorization of an Agreement with Kentucky Utilities Company (KU) to Permit Attachment of Banner Equipment and Banners to KU Poles. (672-09) (Ebel/Rabold)
- F. Authorization of a Resolution and a Bond Ordinance for the Issuance of Industrial Revenue Bonds (IRBs) for the Roman Catholic Diocese of Lexington. (667-09) (Wright/Kelly)
- G. Authorization to Approve Ordinance and Local Participation Agreement with Krikorian Premiere Theaters for the Showprop Tax Incremental Financing (TIF) Development Project. (674-09) (Kelly)
- H. Authorization to Amend Lease for Commercial Office Space offered by MES Enterprises, LLC. (661-09) (Baradaran/Cole)
- I. Authorization of a Facility Usage Contract with the Fayette County Board of Education (FCBE) on Behalf of the Department of General Services, Division of Parks and Recreation for use of Jesse Clark Elementary School Gymnasium. (668-09) (Hancock/Cole)
- J. Authorization of a Facility Usage Contract with the Fayette County Board of Education (FCBE) on Behalf of the Department of General Services, Division of Parks and Recreation for use of Yates Elementary School Gymnasium. (669-09) (Hancock/Cole)
- K. Authorization of a Commonwealth of Kentucky Court of Justice Memorandum of Agreement (MOA) with the Administrative Office of the Court (AOC) on Behalf of the Department of Public Safety, Fayette County Detention Center (FCDC) (Division of Community Corrections). (657-09) (Bishop/Bennett)
- L. Authorization of a Professional Services Agreement with Greenberg Traurig, LLP on Behalf of the Department of Public Safety, Division of Community Corrections. (662-09) (Bishop/Bennett)
- M. Authorization of a Memorandum of Understanding (MOU) Emergency Medical Services with the Lexington-Fayette County Health Department on Behalf of the Department of Public Safety, Division of Fire and Emergency Services. (675-09) (Hendricks/Bennett)
- N. *Authorization of an Engineering Services Agreement with Strand Associates, Inc.® to Proceed with the Investigation / Design Services for Process and Control Improvements at Town Branch Waste Water

Treatment Plant (WWTP), West Hickman WWTP and all Pump Stations Maintained by LFUCG. (663-09) (Martin/Taylor)

- O. *Authorization of an Engineering Services Agreement with Kenvirons, Inc. to Proceed with the Dixie Pump Station Upgrade and Force Main Improvements Project. (664-09) (Martin/Taylor)
- P. *Authorization of an Engineering Services Agreement with BTM Engineering, Inc. to Proceed with the Deep Springs Pump Station Upgrade and Force Main Improvements Project. (665-09) (Martin/Taylor)
- Q. Authorization of a Release of Easement at Property Located at 2705 and 2709 Meadowsweet Lane for a Streetlight Easement. (666-09) (Askew)
- R. Authorization of an Acquisition, Arbitration and Settlement Agreement by and among LFUCG, LFUC Airport Board, Elkhorn Bend, LLC and Wayne Murty. (678-09) (Askew)
- S. Authorization of Agreements with Direct Connect, LLC and Plug & Play Technologies on Behalf of the Department of General Services, Division of Parks and Recreation. (673-09) (O'Mara/Rumpke)
- T. Authorization of a Memorandum of Understanding (MOU) by and between LFUCG, the Lexington-Fayette Urban County Housing Authority (LFUCHA) and REACH, Inc. regarding the 2005 HOPE VI Revitalization Project, Equestrian View Development. (677-09) (Helm)
- U. Authorization of a Purchase of Service Agreement (PSA) with Bluegrass State Games, Inc. (679-09) (Rabold)
- V. Authorization of an Ordinance to Provide Roll Cart and Refuse Collection to Gess Property Chilesburg Units 2A, 2B, and 2C. (680-09) (Askew)

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

VI. Continuing Business / Presentations-Yes

A. Special Planning Committee Report

This report was given by Chair CM Gorton. There were three motions to come forward.

A motion by CM Gorton to approve establishing a n enterprise fund to put a maximum of \$200,000 of recovered funds to Code Enforcement's budget every year beginning FY 2011, seconded by CM McChord, passed without dissent.

A motion by CM Gorton to approve the review and revise the hearing ordinance to clarify the code to increase fines and effectively discourage payment of fines as a cost of doing business, seconded by CM James, passed without dissent.

A motion by CM Gorton to approve the move of recommendation #5 (expanded enforcement-create system for civil fines, abatement, and placement of liens on offending properties for violations of any code enforced by Div. of Building Inspection into Bldg Insp Task Force, seconded by CM Feigel, passed without dissent.

B. Budget & Finance Committee Report

This report was given by Chair CM Stinnett. There were no motions to come forward.

C. Services Committee Report

This report was given by Chair CM Ellinger. There were no motions to come forward.

D. Lyric Theatre Monthly Report

This report was for informational purposes only.

E. Emerald Ash Borer

This report was given by Karen Angelucci, Chair of LFUCG Tree Board. Several CMs asked questions.

F. LFUCG Airport Board Update

This update was given by Robert Owens, Chair of LFUCG Airport Board. Several CMs asked questions.

VII. Council Report

CM Stinnett-Announced the Eastland NA meeting tonight and on Dec 1, there will be a Bldg. Inspection Task Force meeting in the 5th floor conference room.

A motion by CM Stinnett to approve a resolution authorizing and directing the Div. of Traffic Engineering to lower the speed to 25 mph on Pleasant Ridge Dr from Aspen Street to Autumn Ridge Dr, seconded by CM James, passed without dissent.

CM Gorton-A motion by CM Gorton to approve a resolution authorizing and directing the Div. of Traffic Engineering pursuant to Code of Ordinances sect 18-46 to designate David Dr as prohibited to through trucks and to install signage appropriate to such designation pursuant to Code of Ordinances section 18-50, seconded by CM Crosbie, passed without dissent.

A motion by CM Gorton to ask the VM to appoint a work group to address solutions on the moratorium issue, seconded by CM Lawless, passed without dissent.

CM Blues-Made several announcements: on 10/24 McConnell's Trace Greenways planted 60 trees through a sustainability grant and on 11/21 at 10 am the committee wants to finish; volunteers are needed and should meet at the pump station on the trail at the bottom of Longbranch Lane; tonight Coventry Homeowners will meet at Imani Baptist Church at 6 pm; also tonight at 7 pm Marehaven neighborhood watch will meet in Masters' Church; on 11/19 Speigle Heights NA will meet at 7 pm at Antioch Baptist Church; and on 11/23 at 7 pm, Radcliffe-Marlboro and Oakwood NAs will meet at their respective shelters. Best wishes to CM Beard who had surgery.

CM Henson-Mentioned Lewis Cobb's passing and asked the Mayor if a moment of silence could be recognized today during the Public Comment section (the area which Mr. Cobb always requested to speak).

A motion by CM Henson to approve a resolution requesting that the legislature amend KRS 100.991 to expressly authorize Urban County Governments and other local governments to issue civil fines for violating the provisions of KRS Chapter 100.991 (zoning law) and a resolution requesting that the legislature amend KRS 100.991 to increase the penalties, seconded by CM Gorton, passed without dissent.

CM Lawless-Mentioned that Elizabeth St, 7 Parks, and several other NA will meet tonight at 7 pm at the 1st Christian Church; mentioned Lewis Cobb's passing.

CM McChord-Mentioned that this past weekend was a big one in Lexington with all the different events going on, e.g., 10 year celebration of Jesus Prom; also mentioned to Asst. Chief Newton that the Police volunteers were invaluable.

CM James-Announced several neighborhood meetings: on 11/19 N. Upper St NA at 6 pm and also Northside NA at Graham Cottage at 6 pm; on 11/18 therapeutic recreation will be hosting an event at the Bell House from

6-8 pm; stated that several football will be heading out of town this weekend and for everyone to be safe.

CM Crosbie-Asked the Mayor about the Board and Commissions trainings; Ms. Shaye Rabold answered question and stated that the next board training will be in February and anyone wanting to attend should contact the Mayor's Office.

VM Gray-Mentioned Lewis Cobb's passing; stated that the newly formed Traffic Engineering Task Force should have a report-out on issues on Dec. 7.

CM Lane-Mentioned Lewis Cobb's passing.

VIII. Mayor's Report-Yes

A motion by CM Crosbie to approve the Mayor's Report, seconded by CM Henson, passed without dissent.

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

A moment of silence was observed in memory of Lewis Cobb, a Lexington citizen who would frequent the Council Work Sessions, who passed away last week. Several CMs mentioned Lewis' passing and stated that he will be missed in the work sessions and in Lexington.

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

Work session was adjourned at 5:55 pm.

NEW BUSINESS ITEMS REQUIRING BUDGET AMENDMENTS

November 24, 2009 Work Session

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If the New Business item listed below is on the Agenda, approval includes approval of the attached Budget Amendment. These Budget Amendments are not voted upon as part of section IV on the Agenda and are for information only.

NEW BUSINESS ITEM	BUDGET JOURNAL	DIVISION	DESCRIPTION OF REQUEST
659-09	CB 0033	Computer Services	To provide funds for one position of Database Administrator in the Division of Enterprise Solutions by deleting funds for one position of Computer Analyst Supervisor in the Division of Computer Services.
G			1101 38,620 1101 41,860CR 3,240CR*
685-09	BA 2560	Community Development	To budget additional federal funds for the NSP REACH 2010 Project (Douglass Heights Redevelopment Project).
D			3120 13,000 3120 13,000CR 0*
689-09	CB 0036	Water Quality	To provide funds for one non-civil service position of Administrative Officer Sr. in the Division of Water Quality for a 3 year term.
E			4002 43,700 43,700*
690-09	CB 0037	Parks and Recreation	To provide funds for one position of Sr. Adult & Therapeutic Recreation Services Administrator by abolishing funds for one position of Recreation Manager and reducing funds for equipment under \$5,000.
F			1101 4,080 1101 4,080 CR 0*
691-09	CB 0035	Enhanced 911	To provide funds for one position of Administrative Specialist Sr. by abolishing funds for one position of Administrative Specialist and correcting the Division I.D.
L			4204 46,960 4204 44,260CR 2,700*

EFFECT ON FUND BALANCES

FUND 1101	3,240*	INCREASE TO:	GENERAL SERVICES DISTRICT FUND
FUND 3120	0*	NO EFFECT ON:	US DEPT OF HOUSING & URBAN DEVELOPMENT
FUND 4002	43,700*	DECREASE TO:	SANITARY SEWER REVENUE AND OPERATING FUND

FUND 4204

2,700* DECREASE TO: ENHANCED 911 FUND

Budget Information For New Business Items

November 24, 2009 Work Session

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Item	Number	Amount	Fund	Name / Description
A	682-09	180,000	3190	US Department of Health and Human Services
B	687-09	NA		
C	684-09	9,000	1101	General Service District Fund
D	685-09	525,000	3120	US Department of Housing and Urban Development Budget Journal
E	689-09	43,700	4002	Sanitary Sewer Revenue and Operating Fund Budget Journal
F	690-09	4,080	1101	General Service District Fund Budget Journal
G	659-09	(3,240)	1101	General Service District Fund Budget Journal
H	686-09	NA		
I	683-09	(15,624.32)	3160	US Department of Transportation
J	681-09	NA		
K	688-09	(37,854.54)	1101	General Service District Fund
L	691-09	2,700	4204	Enhanced 911 Fund Budget Journal
M	692-09	80,901	4204	Enhanced 911 Fund



682-09

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Lexington-Fayette Urban County Government
DEPARTMENT OF FINANCE & ADMINISTRATION

Jim Newberry
Mayor

William O'Mara
Acting Commissioner

**TO: JIM NEWBERRY, MAYOR
URBAN COUNTY COUNCIL**

**FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT**

DATE: NOVEMBER 6, 2009

**SUBJECT: AUTHORIZATION TO EXECUTE AN AGREEMENT WITH M.A.S.H.
SERVICES OF THE BLUEGRASS, INC. FOR OPERATION OF THE
M.A.S.H. DROP INN FACILITY USING A FEDERAL GRANT FROM THE
U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES – FY 2010**

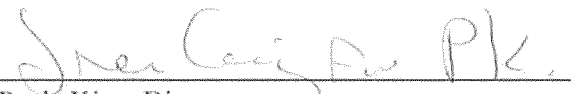
On June 25, 2009 (Ordinance # 102-2009), the Lexington-Fayette Urban County Council authorized submission of application and acceptance of federal funds from the U.S. Department of Health and Human Services for the operation of a Runaway and Homeless Youth Program. Council authorization is requested to enter into a pass through agreement with M.A.S.H. Services of the Bluegrass, Inc., for operation of the M.A.S.H. Drop Inn Facility at 536 West Third Street. The M.A.S.H. Drop Inn facility provides shelter and counseling for runaway, abused, or troubled youth through 17 years of age.

The terms of the agreement stipulate that M.A.S.H. Services of the Bluegrass, Inc., must provide local matching funds and meet the program requirements as required in the grant agreement from the U.S. Department for Health and Human Services.

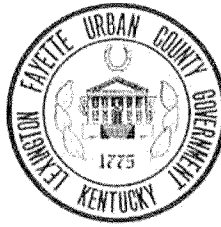
The agreement specifies that \$180,000 in federal funds will be passed through to M.A.S.H. Services of the Bluegrass, Inc., and that M.A.S.H. Services of the Bluegrass, Inc. will contribute \$20,000 in local matching funds, for a total project cost of \$200,000. Funds are budgeted as follows:

FUND	DEPT ID	SECT	ACCT	BUD REF	PROJECT	ACTIVITY
3190	900313	0001	71101	2010	RUNAWAYYU_2010	MS_GRANT

Council authorization to execute the agreement is hereby requested.


Paula King, Director

cc: Marlene Helm, Commissioner of the Department of Social Services



687-09

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Lexington-Fayette Urban County Government
DEPARTMENT OF SOCIAL SERVICES

Jim Newberry
Mayor

Marlene Helm
Commissioner

To: Mayor Jim Newberry

From: Cheryl Talbert, Director
Division of Adult Services *Cheryl Talbert*

Through: Marlene Helm, Commissioner
Department of Social Services *Marlene Helm*

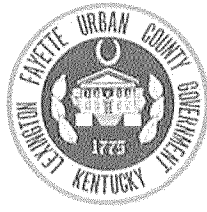
Date: November 13, 2009

RE: Leases: Black and Williams Neighborhood Center

To authorize the Mayor to enter into a lease agreement on behalf of LFUCG with the nine agencies located at the Black and Williams Neighborhood Center: Area Health Education Center, Bluegrass Community Action Agency, Community Reinvestment Alliance, Legal Aid of the Bluegrass, Lexcare, Lexington Fayette County Urban League, National Alliance for the Mentally Ill, National Association for the Advancement of Colored People, West End Community Empowerment Program.

This lease is in effect until June 30, 2010; can be cancelled by either party with 90 days written notice; is renewable annually.

The lease agreement has been reviewed by the Law Department.



Lexington-Fayette Urban County Government

Jim Newberry, Mayor

To: Mayor Jim Newberry
Joseph Kelly, Sr. Advisor for Management
Urban County Councilmembers

From: Penny Ebel, Special Events Director *Penny*

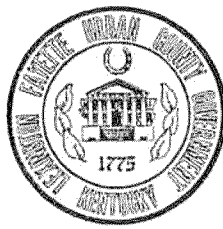
Date: November 11, 2009

Re: Authorization of Lease Agreement for 2010 Martin Luther King Day Celebration

This is to request authorization of a rental agreement with Lexington Center Corporation for the 2010 MLK Day Celebration. This celebration will be held on Monday, January 18th. The estimated expense is \$9,000 to help pay for services provided by Lexington Center. This expense is fully budgeted in the Special Projects budget.

The MLK Day Celebration will begin with a breakfast held in the Civic Center, followed by the Freedom March at 10:00am. Marchers will return to the Civic Center for the Commemorative Program, which will feature Dr. Julianne Malveaux renowned economist and President of Bennett College, Greensboro, N.C.

I appreciate your consideration of this item and request your approval.



685-09

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Lexington-Fayette Urban County Government
DEPARTMENT OF FINANCE & ADMINISTRATION

Jim Newberry
Mayor

William O'Mara
Acting Commissioner

**TO: JIM NEWBERRY, MAYOR
URBAN COUNTY COUNCIL**

**FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT**

DATE: NOVEMBER 10, 2009

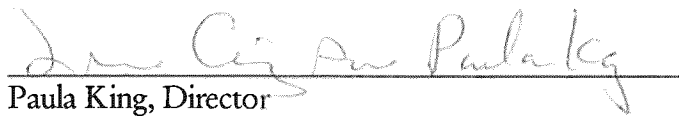
**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE AGREEMENT
WITH REACH, INC., FOR REDEVELOPMENT OF DOUGLASS
HEIGHTS PROJECT UNDER THE NEIGHBORHOOD
STABILIZATION PROGRAM**

On June 25, 2009 (Ordinance No. 124-2009), Council authorized acceptance of federal funds from the Kentucky Department for Local Government under the U.S. Department of Housing and Urban Development's Neighborhood Stabilization Program, for the Douglass Heights Redevelopment project. The approved application provides for REACH, Inc., to serve as the development entity for this project. The objective of the project is to purchase five properties on Georgetown Street (429, 431, 433, 446, and 458), demolish the dilapidated structures and reconstruct three single family units for homeownership opportunities. 458 Georgetown Street is now included as a possible unit for redevelopment. Proposed agreement with REACH, Inc., is for the amount of \$525,000 in federal funds.

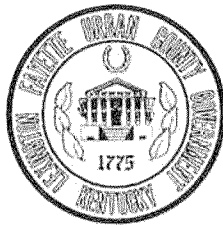
For this Agreement, the following funds are in budget process:

FUND	DEPT ID	SECT	ACCT	PROJECT	ACTIVITY	BUD REF	AMOUNT
3120	900202	0001	71101	NSP REACH 2010	ADMIN	2010	25,000
3120	900202	0001	71101	NSP REACH 2010	DEMOLISH	2010	130,000
3120	900202	0001	71101	NSP REACH 2010	REDEVELOP	2010	370,000

Council authorization to execute Agreement is hereby requested.


Paula King, Director

Xc: Linda Rumpke, Commissioner of the Department of Finance and Administration



*689-09

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Lexington-Fayette Urban County Government
DEPARTMENT OF FINANCE & ADMINISTRATION

Jim Newberry
Mayor

Linda Rumpke
Commissioner

MEMORANDUM

TO: Mayor Jim Newberry
Joe Kelly, Senior Advisor
Council Members

FROM: Michael Allen by DNZ
Michael Allen, Director
Division of Human Resources

DATE: November-17, 2009

RE: Create Position— Division of Water Quality

The attached action amends Section 22-5 of the Code of Ordinances, creating one (1) position of Administrative Officer Sr. (Grade 120E) in the Division of Water Quality for a three (3) year term effective upon passage of Council.

The Division requests this action in order to better support the Consent Decree. This individual will be responsible for the project management and implementation of Information Management System (IMS) software packages required by the Consent Decree.

The fiscal impact for FY2010 is \$43,698.06 (13 pay periods) and includes benefits. This will be funded by Sanitary Sewer fund balance.

Name	Position Title	Annual Salary Before	Annual Salary After	Annual Increase/(Decrease)
Vacant	Administrative Officer Sr.	\$0	\$65,771.68	\$65,771.68
Total Annual Impact/ Salary and Benefits \$87,396.13				

If you have questions or need additional information, please contact Daniel H. Fischer at 258-3030.
Attachment

cc: Cheryl Taylor, Commissioner of Environmental Quality
Charlie Martin, Director, Division of Water Quality
Darrylyn Combs, HR Manager, Division of Human Resources
Jim Dodson, HR Analyst, Division of Human Resources
Log # 10-0032



690-09

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Lexington-Fayette Urban County Government
DEPARTMENT OF FINANCE & ADMINISTRATION

Jim Newberry
Mayor

Linda Rumpke
Commissioner

MEMORANDUM

TO: Mayor Jim Newberry
Joe Kelly, Senior Advisor
Council Members

FROM: Michael Allen by DNF
Michael Allen, Director
Division of Human Resources

DATE: November 17, 2009

RE: Create/Abolish Positions— Division of Parks and Recreation

The attached action amends Section 21-5 of the Code of Ordinances, creating one (1) position of Sr. Adult & Therapeutic Recreation Services Administrator (Grade 116E) and abolishes one (1) position of Recreation Manager (Grade 114E) in the Division of Parks and Recreation effective upon passage of Council.

This position initiates and manages programs for special needs populations and Seniors in the community including Therapeutic recreation camps and the like.

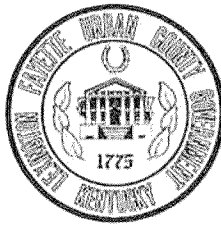
The fiscal impact for FY2010 is \$4,083.64 (13 pay periods) and includes benefits. This will be funded by the Divisions Equipment under \$5,000 Account.

Name	Position Title	Annual Salary Before	Annual Salary After	Annual Increase/(Decrease)
Vacant	Sr. Adult & Therapeutic Recreation Services Administrator	\$0	\$48,474.92	\$48,474.92
Vacant	Recreation Manager	\$41,921.36	\$0	\$(41,921.36)
Total Annual Impact/ Salary and Benefits \$8,167.29				

If you have questions or need additional information, please contact Daniel H. Fischer at 258-3030.
Attachment

cc: Kimra Cole, Commissioner of General Services
Jerry Hancock, Director, Division of Parks and Recreation
Darrylyn Combs, HR Manager, Division of Human Resources
Jim Dodson, HR Analyst, Division of Human Resources

Log # 10-0028



659-09

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Lexington-Fayette Urban County Government
DEPARTMENT OF FINANCE & ADMINISTRATION

Jim Newberry
Mayor

Linda Rumpke
Commissioner

MEMORANDUM

TO: Mayor Jim Newberry
Joe Kelly, Senior Advisor
Council Members

FROM: Michael Allen by DN7
Michael Allen, Director
Division of Human Resources

DATE: October 28, 2009

RE: **Create Position— Division of Enterprise Solutions**
Abolish Position – Division of Computer Services

The attached action amends Section 21-5 of the Code of Ordinances creating one (1) position of Database Administrator (Grade 117E) in the Division of Enterprise Solutions and abolishes one (1) position of Computer Analyst Supervisor (117E) in the Division of Computer Services effective upon passage of Council.

This action is one of the many steps in creating the Division of Enterprise Solutions work force.

The fiscal impact for FY2010 is a savings of \$3,243.67 (13 pay periods) and includes benefits. This savings is due to the difference in supplemental pay.

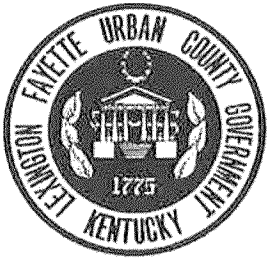
Name	Position Title	Annual Salary Before	Annual Salary After	Annual Increase/(Decrease)
Vacant	Computer Analyst Supervisor	\$62,821.20	\$0.00	(\$62,821.20)
Vacant	Database Administrator	\$0.00	\$57,586.10	\$57,586.10
Total Annual Impact/ Salary and Benefits \$(6,487.34)				

If you have questions or need additional information, please contact Daniel H. Fischer at 258-3030.

Attachment

cc: Rama Dhuwaraha, Senior Advisor
Mike Nugent, Director, Division of Computer Services
Darrylyn Combs, HR Manager, Division of Human Resources
Jim Dodson, HR Analyst, Division of Human Resources

Log # 10-0033



Lexington-Fayette Urban County Council

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686,09

November 12, 2009

Jim Gray
Vice-Mayor

Linda Gorton
At-Large Member

Chuck Ellinger
At-Large Member

Andrea James
1st District

Tom Blues
2nd District

Diane Lawless
3rd District

Julian Beard
4th District

Cheryl B. Feigel
5th District

Kevin Stinnett
6th District

K. C. Crosbie
7th District

George Myers
8th District

Jay McChord
9th District

Doug Martin
10th District

Peggy Henson
11th District

Ed Lane
12th District

An Ordinance setting the Council Schedule of Meetings for the calendar year 2010 needs to be adopted prior to December 31, 2009.

Rebecca Langston
Council Administrator



AN ORDINANCE PURSUANT TO SECTION 2-1(a) OF THE CODE OF ORDINANCES OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT, ADOPTING A SCHEDULE OF MEETINGS FOR THE COUNCIL FOR THE CALENDAR YEAR 2010.

WHEREAS, KRS 61.820 provides that all public agencies of the state shall provide for a schedule of regular meetings by ordinance, order, resolution, bylaws, or whatever other means may be required for the conduct of business of that public agency, and that the schedule of regular meetings shall be made available to the public; and

WHEREAS, Section 2-1(a) of the Code of Ordinances of the Lexington-Fayette Urban County Government provides for adopting a schedule of dates and times of meetings to be adopted annually by ordinance;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT:

Section 1 - That the schedule of meetings for the Council of the Lexington-Fayette Urban County Government for the calendar year 2010 be and hereby is adopted as follows:

Meeting times are as follows unless otherwise noted:

Council Meeting – 7:00 PM
 Work Session – 3:00 PM
 Services Committee – 1:00 PM
 Intergovernmental Committee – 1:00 PM
 Planning Committee – 1:00 PM
 Budget & Finance Committee – 1:00 PM
 Corridors Commission – 11:00 AM
 Partner Agency Oversight Committee – 11:00 AM
 Water Resources Oversight Committee – 11:00 AM
 Town & Gown Commission – 4:00 PM

January

- 12 Corridors Commission
 Intergovernmental Committee
 Work Session
- 14 Council Meeting
- 19 Water Resources Oversight Committee (9:00 AM)
 Committee of the Whole (Quarterly COW) (11:00 AM)
 Planning Committee
 Work Session
- 20 Town and Gown Commission
- 26 Joint Planning Commission/Planning Committee(9:00AM)
 Partner Agency Oversight Committee
 Budget and Finance Committee
 Council Meeting – State of the Merged Government
 Address (3:00 PM)
 Work Session
- 28 Council Meeting

February

686 -09 ..

- 2 Services Committee
Work Session
- 9 Corridors Commission
Intergovernmental Committee
Work Session
- 11 Council Meeting
- 16 Water Resources Oversight Committee
Planning Committee
Work Session
- 17 Town & Gown Commission
- 23 Partner Agency Oversight Committee
Budget & Finance Committee
Work Session
- 25 Council Meeting

March

- 2 Services Committee
Work Session
- 9 Corridors Commission
Intergovernmental Committee
Work Session
- 11 Council Meeting
- 16 Water Resources Oversight Committee
Planning Committee
Work Session
- 17 Town & Gown Commission
- 23 Partner Agency Oversight Committee
Budget & Finance Committee
Work Session
- 25 Council Meeting

April

- 6 Services Committee
Work Session
- 8 Council Meeting
- 13 Corridors Commission
Intergovernmental Committee
Council Meeting – Mayor’s Budget Address (3:00 PM)
Work Session
- 20 Water Resources Oversight Committee
Planning Committee
Work Session
- 21 Town & Gown Commission
- 22 Council Meeting
- 27 Partner Agency Oversight Committee
Budget & Finance Committee
Work Session

May

686-09

- 4 Committee of the Whole (Quarterly COW) (11:00 AM)
Services Committee
Work Session
- 6 Council Meeting
- 19 Town and Gown Commission
- 25 Water Resources Oversight Committee (9:00 AM)
Partner Agency Oversight Committee
Budget and Finance Committee
Work Session
- 27 Council Meeting

June

- 8 Services Committee
Work Session
- 10 Council Meeting
- 15 Corridors Commission
Intergovernmental Committee
Work Session
- 16 Town & Gown Commission
- 22 Water Resources Oversight Committee
Planning Committee
Council Meeting – First Reading of FY 11 Budget
Work Session
- 24 Council Meeting – Second Reading of FY 11 Budget
- 29 Partner Agency Oversight Committee
Budget and Finance Committee
Work Session

July

- 1 Council Meeting
- 6 Services Committee
Work Session
Council Meeting (6:00 PM)
- 21 Town and Gown Commission

August

- 17 Corridors Commission
Intergovernmental Committee
Work Session
- 18 Town & Gown Commission
- 19 Council Meeting
- 24 Water Resources Oversight Committee
Committee of the Whole (Quarterly COW)(11:00 AM)
Planning Committee
Work Session
- 26 Council Meeting
- 31 Partner Agency Oversight Committee
Budget and Finance Committee
Work Session

September

686-09

25

- 2 Council Meeting
- 15 Town & Gown Commission
- 21 Water Resources Oversight Committee
Planning Committee
Work Session
- 23 Council Meeting
- 28 Partner Agency Oversight Committee
Budget and Finance Committee
Work Session

October

- 5 Services Committee
Work Session
- 12 Corridors Commission
Intergovernmental Committee
Work Session
- 14 Council Meeting
- 19 Water Resources Oversight Committee
Planning Committee
Work Session
- 20 Town and Gown Commission
- 21 Council Meeting
- 26 Partner Agency Oversight Committee
Budget & Finance Committee
Work Session

November

- 9 Corridors Commission
Intergovernmental Committee
Work Session
- 11 Council Meeting
- 16 Water Resources Oversight Committee (9:00 AM)
Committee of the Whole (Quarterly COW) (11:00 AM)
Planning Committee
Work Session
- 17 Town & Gown Commission
- 18 Council Meeting
- 23 Partner Agency Oversight Committee
Budget and Finance Committee
Work Session

December

- 7 Services Committee
Work Session
- 9 Council Meeting
- 14 Corridors Commission
Intergovernmental Committee
Work Session
Council Meeting (6:00 PM)
- 15 Town & Gown Commission

Section 2 - That the date and time prescribed for meetings of the Council by this Ordinance shall not be changed except in accordance with KRS 61.805 et seq. and Section 4.07 of the Charter of the Lexington Fayette Urban County Government.

Section 3 - That this Ordinance shall become effective upon the date of its passage.

PASSED URBAN COUNTY COUNCIL:

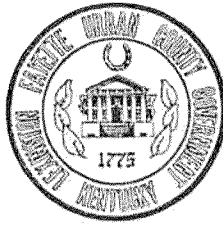
MAYOR

ATTEST:

CLERK OF URBAN COUNTY COUNCIL

PUBLISHED:

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683-09

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Lexington-Fayette Urban County Government
DEPARTMENT OF FINANCE & ADMINISTRATION

Jim Newberry
Mayor

William O'Mara
Acting Commissioner

**TO: JIM NEWBERRY, MAYOR
URBAN COUNTY COUNCIL**

**FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT**

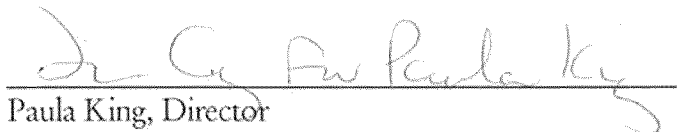
DATE: NOVEMBER 11, 2009

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE CHANGE
ORDER NO. 1 WITH WATERMARK CONSTRUCTION, LLC, FOR
CONSTRUCTION OF TOWN BRANCH TRAIL PHASE II**

On September 18, 2008 (Resolution No. 527-2008), Council approved the award of contract for Bid No. 139-2008 in the amount of \$185,502.70 to Watermark Construction, LLC, for the construction of Town Branch Trail Phase II.

Change Order No. 1 revises quantities used in the project and reduces the total amount by \$15,624.32 for a new total of \$169,878.38.

Council authorization to execute Change Order No. 1 is hereby requested.


Paula King, Director

Xc: James M. Webb, Commissioner of the Department of Public Works and Development

CONTRACT HISTORY FORM

Project Name: Town Branch Trail Phase 2

Contractor: Watermark Construction, LLC

Contract Number and Date: 947

Responsible LFUCG Division: Engineering

CONTRACT AND CHANGE ORDER DETAILS

A. Original Contract Amount: \$ 185,502.70
Next Lowest Bid Amount: \$257,088.03

B. Amount of Selected Alternate or Phase: \$ _____

C. Cumulative Amount of All Previous Alternates or Phases: \$ 185,502.70

D. Amended Contract Amount: \$ 185,502.70

E. Cumulative Amount of All Previous Change Orders: \$ 0.00 0.0%
(Line E / Line D)

F. Amount of This Change Order: \$ -15,624.32 -8.4%
(Line F / Line D)

G. Total Contract Amount: \$ 169,878.38

SIGNATURES

Project Manager:

Date: 11/2/09

Reviewed by:

Date: 11/02/09

Division Director:

Date: 11/02/09

LEXINGTON-FAYETTE

URBAN COUNTY GOVERNMENT

CONTRACT CHANGE ORDER

Page 1 of 2

Date: October 12, 2009

Project: Town Branch Trail -
Phase 2 683-09

Location:

To (Contractor) Watermark Construction, LLC
P.O. Box 910212
Lexington, KY 40591-0212

Contract No. 947

Change Order No.(1-Final)

You are hereby requested to comply with the following changes from
the contract plans and specification;

Item No. (1)	Description of changes-quantities, unit prices, change in completion, etc. (2)	Decrease in contract price (3)	Increase in contract price (4)
1.	30" Storm Sewer Pipe, decrease by 7 LF @ \$80.00/LF	560.00	
2.	30" Pipe Culvert Headwall, decrease by .0785 @ \$800.00/ea	62.80	
3.	24" Storm Sewer Pipe, decrease by 19 LF @\$45.00/LF	855.00	
4.	24" Pipe Culvert Headwall, decrease by 1.3504 @ \$800.00/ea	1080.32	
10.	Bollards, decrease by 6 @ \$1000.00/ea	6000.00	
11.	No. 2 Stone, decrease by 251.46 tons @ \$22.50/ton	5657.85	
12.	DGA, decrease by 41.41 tons @ \$22.80/ton	944.15	
13.	Bituminous Base, increase by 81.99 tons @ \$74.50/ton		6108.26
14.	Bituminous Surface, decrease by 119.63 tons @ \$80.50/ton	9630.21	
18.	Silt Check, increase by 2 @ \$500.00/ea		1000.00
21.	Sod, decrease by 31 SY @ \$5.75/SY	178.25	
23.	Plank Fence, increase by 188 LF @ \$6.25/LF		1175.00
24.	Replace Iron Pins, decrease by 4 @ \$500.00/ea	2000.00	
28.	Handrail, decrease by 38 LF @ \$125.00/LF	4750.00	
	Alternate No. 1 - Access No. 4		
10.	Bollards, decrease by 3 @ \$1,000/ea	3000.00	
15.	Entrance Apron, decrease by 4 SY @ \$75.00/SY	300.00	

16.	Curb & Gutter Removal, decrease by 27 LF @ \$15.00/LF	405.00	683-09
	Alternate No. 2 - Access No. 5		
10.	Bollards, decrease by 1 @ \$1,000/ea	1000.00	
16.	Curb & Gutter Removal, decrease by 21 LF @ \$15.00/LF	315.00	
19.	Construction Entrance, decrease by 1 @ \$1,500/ea	1500.00	
24.	Replace Iron Pins, decrease by 2 @ \$500/ea	1000.00	
	Added Items:		
30.	Grading, increase by 1 LS @ \$5,860/LS		5860.00
31.	Concrete Sidewalk, increase by 1 LS @ \$4,851/LS		4851.00
32.	Concrete Flume, increase by 1 LS @ \$4,620/LS		4620.00
	Change in contract price due to this Change Order:		
	Total decrease	39,238.58	XXXXXXXXXXXX:XX
	Total increase	XXXXXXXXXXXX:XX	23,614.26
	Net (decrease) contract price	15,624.32	

The sum of **\$15,624.32** is hereby decreased from the total contract price, and the total adjusted contract price to date thereby is **\$169,878.38**.

The time provided for completion in the contract and all provisions of the contract will apply hereto.

Recommended by *Keith Romo* ^{RAB 11/04/09} (Proj. Engr.) Date 10/15/09

Accepted by *Malcolm D.* (Contractor) Date 10/15/09

Approved by *Mark A. King* (Urban Co. Engr.) Date 11/

Approved by *James M. White* (Commissioner) Date

Approved by _____ (Mayor or CAO) Date



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Lexington-Fayette Urban County Government
DIVISION OF FIRE & EMERGENCY SERVICES

Jim Newberry
Mayor

Robert Hendricks
Chief

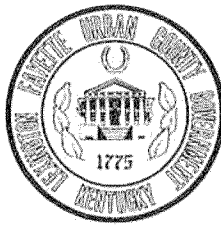
TO: Mayor Jim Newberry
Urban County Councilmembers

FROM: Major Kristin Chilton
Department of Public Safety
Division of Fire and Emergency Services, Health and Safety

DATE: November 10, 2009

SUBJECT: Donation of Fitness Equipment by Transylvania University

Attached you will find an Administrative Review Form and a letter from Transylvania Univeristy regarding the donation of fitness equipment from the University to the Division of Fire. This donation consists of used fitness equipment to be used at fire stations throughout the city, by on duty fire fighters. There is no cost to the LFUCG for this equipment.



688-09

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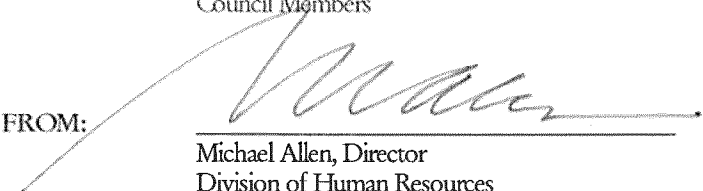
Lexington-Fayette Urban County Government
DEPARTMENT OF FINANCE & ADMINISTRATION

Jim Newberry
Mayor

Linda Rumpke
Commissioner

MEMORANDUM

TO: Mayor Jim Newberry
Joe Kelly, Senior Advisor
Council Members

FROM: 
Michael Allen, Director
Division of Human Resources

DATE: November 17, 2009

RE: Create Position— Division of Police

The attached action amends Section 22-5 of the Code of Ordinances, creating one (1) position of Public Information Officer (Grade 118E) in the Division of Police for a two year term effective upon passage of Council.

This Public Information Officer will provide highly sensitive and critical communication with the public in support of the effort of crime reduction and prevention education, and to engage the public's assistance with the identification and apprehension of criminal suspects.

The fiscal impact for FY2010 is \$37,854.54 (13 pay periods) and includes benefits. This will be funded by REDEPLOY 2010 grant.

Name	Position Title	Annual Salary Before	Annual Salary After	Annual Increase/(Decrease)
Vacant	Public Information Officer	\$0	\$56,340.44	\$56,340.44
Total Annual Impact/ Salary and Benefits \$75,709.07				

If you have questions or need additional information, please contact Daniel H. Fischer at 258-3030.
Attachment

cc: Tim Bennett, Commissioner of Public Safety
R. Bastin, Chief, Division of Police
Darrylyn Combs, HR Manager, Division of Human Resources
Jim Dodson, HR Analyst, Division of Human Resources

Log # 10-0032



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Lexington-Fayette Urban County Government
DEPARTMENT OF FINANCE & ADMINISTRATION

Jim Newberry
Mayor

Linda Rumpke
Commissioner

MEMORANDUM

TO: Mayor Jim Newberry
Joe Kelly, Senior Advisor
Council Members

FROM: *Michael Allen by DNZ*
Michael Allen, Director
Division of Human Resources

DATE: November 17, 2009

RE: Create/Abolish Positions— Division of Emergency Management/911
Internal Advertisement of the Position

The attached action amends Section 21-5 of the Code of Ordinances, creating one (1) position of Administrative Specialist Sr. (Grade 112N) and abolishes one (1) position of Administrative Specialist (Grade 110N) in the Division of Emergency Management/911 and concurrence and approval of the internal advertisement of the position effective upon passage of Council.

This position will report to the Address Review Board and the Addressing Section. This Board is responsible of assigning, verifying, inventorying and enforcing proper posting of addresses and street names within Fayette County. The integration of the Addressing staff into the new development process and the realignment of Addressing staff into Computer Services have increased the clerical and administrative requirements of this position.

The fiscal impact for FY2010 is \$2,700.00 (13 pay periods) and includes benefits. This will be funded by E911 fund balance.

Name	Position Title	Annual Salary Before	Annual Salary After	Annual Increase/(Decrease)
Vacant	Administrative Specialist Sr.	\$0	\$34,492.90	\$34,492.90
Vacant	Administrative Specialist	\$30,155.32	\$0	\$(30,155.32)
Total Annual Impact/ Salary and Benefits \$42,743.60				

The Division of Human Resources is requesting your concurrence and approval of the internal advertisement of the position of Administrative Specialist Senior in the Division of Emergency Management/911. Current employees will be eligible to compete.

As a natural step in their career progression, we have many LFUCG Staff Assistant, Staff Assistant Sr., and Administrative Specialist who will likely apply and qualify for this 112N Administrative Specialist Senior position in the Division of Emergency Management/911. It has been determined that we do have a balanced EEO pool of internal candidates who could apply and are qualified for the position. It is our goal that, whenever possible we provide internal promotional opportunities.

If you have questions or need additional information, please contact Daniel H. Fischer at 258-3030.
Attachment

cc: Tim Bennett, Commissioner of Public Safety
David Lucas, Division of Emergency Management/911
Darrylyn Combs, HR Manager, Division of Human Resources
Jim Dodson, HR Analyst, Division of Human Resources

Log # 10-0017



692-09

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Lexington-Fayette Urban County Government
DEPARTMENT OF PUBLIC SAFETY

Jim Newberry
Mayor

Tim Bennett
Commissioner

November 17, 2009

TO: Mayor Jim Newberry and Urban County Council

FROM: David S Lucas, Director of Enhanced 9-1-1 

RE: Procurement from Pictometry International Corp.

VIA: Tim Bennett, Commissioner of Public Safety

This request will authorize the mayor to enter an agreement with Pictometry International for the lease of oblique aerial photography, viewing software, site license and traditional aerial photography from Pictometry International Corp. and the acquisition of annual maintenance and professional services from Pictometry to support all products obtained.

The images and software provided by Pictometry, Inc are proprietary products produced in accordance with, and therefore protected by, United States patent and the copyright and trademark laws of the United States. The method of data capture is also unique to Pictometry International and can not be obtained from other sources.

The total cost for the present fiscal year is \$ 80,901, and is fully budgeted within the Division of Enhanced 911. All funds for the procurement are from 9-1-1 funds and not general fund accounts. The requested products, software, installation and maintenance meet all state specifications and are acceptable expenses as outlined by regulations created by the Commonwealth of Kentucky.

The following documents are attached:

1. Administrative review form. (Blue sheet)
2. License Agreement between Pictometry International and LFUCG

Please return completed documents to my attention for final disposition.