URBAN COUNTY COUNCIL
SCHEDULE OF MEETINGS
April 26-May 3, 2010

Monday, April 26

Economic Visioning & Strategy Interviews………………………………………….............................8:30 am
Conference Room-5th Floor Government Center

Tuesday, April 27

Partner Agency Oversight Committee Meeting………………………………….............................8:30 am
Conference Room-5th Floor Government Center

Committee of the Whole (COW) Meeting (continuation)……………………….............................10:00 am
Council Chambers-2nd Floor Government Center

City Employees Pension Fund Board Meeting…………………………………………………….12:00 pm
Conference Room-12th Floor Government Center

Committee of the Whole (COW) Budget Meeting (Debt & Capital Projects)……………………….1:00 pm
Council Chambers-2nd Floor Government Center

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

Mayor's Youth Council Meeting……………………………………………………………………5:30 pm
Conference Room-5th Floor Government Center

Wednesday, April 28

IRB Review Committee Meeting…………………………………………………………….….10:00 am
Conference Room-12th Floor Government Center

Commission for Citizens with Disabilities Meeting..………………………………………………….4:00 pm
Conference Room 4C-Public Library

Thursday, April 29

No Meetings

Friday, April 30

Council Links Meeting-Public Works & Development: Engineering…………………………………..11:00 am
Conference Room-5th Floor Government Center

Council Links Meeting-Public Works & Development: Planning………………………………………11:30 am
Conference Room-5th Floor Government Center

Council Links Meeting-Public Works & Development: Streets, Rds, & Forestry……………………12:00 pm
Conference Room-5th Floor Government Center

Council Links Meeting-Public Works & Development: PDR…………………………………………..12:30 pm
Conference Room-5th Floor Government Center

Council Links Meeting-Public Works & Development: Traffic Engineering..….............................12:45 pm
Conference Room-5th Floor Government Center

Council Links Meeting-Social Services & Finance: Finance……………………………………………1:30 pm
Conference Room-5th Floor Government Center

Monday, May 3

Fire Disciplinary Hearing…………………………………………………….................................3:00 pm
Council Chambers-2nd Floor Government Center

Special Meeting-Fayette Co Rural Land Management Board………………………………………….3:00 pm
Conference Room-12th Floor Government Center

LEXINGTON-FAYETTE URBAN COUNTY COUNCIL

W O R K S E S S I O N A G E N D A

April 27, 2010

I. Public Comment – Issues on Agenda

II. Requested Rezonings / Docket Approval – None

III. Approval of Summary-Yes, April 13 & 20, 2010, pp.4-12

IV. Budget Amendments – None

V. New Business, pp.14-37

VI. Continuing Business / Presentations

  A. Council Water Resources Oversight Committee (separate)

  B. Council Planning Committee, pp.38-40

  C. LexTran FY2010 – 2011 Budget
     Mr. Rocky Burke, LexTran General Manager

VII. Council Report

VIII. Mayor's Report – None

IX. Public Comment – Issues Not on Agenda

New Business Items

A. Authorization of Street Name and Property Address Number Changes within Council Districts 1, 2, 3, 4, 5, 7, 10 and 12 for the Enhanced 911 System. (197-10) (Lucas/Bennett)
This request will authorize approval of changes to street names and property address numbers for proper operation of the Enhanced 911 System.**pp.14-19**

B. Authorization of a Memorandum of Understanding (MOU) with the Lexington Public Library on Behalf of the Department of Public Safety, Division of Police. (201-10) (Bastin/Bennett)
This request will authorize a MOU with the Lexington Public Library on behalf of the Division of Police to allow Public Safety Broadband Network wireless communications equipment to be attached to library facilities to enhance public safety. This will improve communication capabilities for the Divisions of Police and Fire & Emergency Services, and the Fayette County Sheriff's Office. There are no budgetary impacts.**p.20**

C. 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 & Recreation. (198-10) (Hancock/Cole)
This request will authorize a Facility Usage Contract in the amount of $707.75 with FCBE on behalf of the Division of Parks & Recreation for use of Tates Creek High School track and press box. Funds are budgeted.**pp.21-22**

D. 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 & Recreation. (199-10) (Hancock/Cole)
This request will authorize a Facility Usage Contract in the amount of $3,398.13 with FCBE on behalf of the Division of Parks & Recreation for use of Millcreek Elementary School gymnasium. Funds are budgeted.**pp.23-24**

E. Authorization of an Amendment to Agreement with ICMA Retirement Corporation Pertaining to Adoption of Automated Loan Procedures. (200-10) (L. Jarvis/ Rumpke)
This request will authorize approval of an amendment to agreement with ICMA Retirement Corporation to end the employee's option of the payroll deduction plan to repay loans taken against an employee's ICMA account.**p.25**

F. Authorization of an Inducement to the United States Equestrian Federation, Inc. (USEF) as a Participant in the Kentucky Business Investment (KBI) Incentive Program. (202-10) (Wright/Kelly)
This request will authorize approval of an inducement to USEF for 1% occupational license tax abatement as participant in the KBI Program.**pp.26-28**

G. Authorization of an Inducement to Summit Biosciences, Inc. as a Participant in the Kentucky Business Investment (KBI) Program. (203-10) (Wright/Kelly)
This request will authorize approval of an inducement to Summit Biosciences, Inc. for 1% occupational license tax abatement as participant in the KBI Program.**pp.29-31**

H. Authorization of an Inducement to SIS Holding Company, Inc. as a Participant in the Kentucky Business Investment (KBI) Program. (204-10) (Wright/Kelly)
This request will authorize approval of an inducement to SIS Holding Company, Inc. for 1% occupational license tax abatement as participant in the KBI Program.**pp.32-34**

I. Authorization of Change Order No. 5 to Contract with Strand Associates, Inc. for Construction Administrative Services – Legacy Trail Project. (205-10) (P. King/ Webb)
This request will authorize approval of Change Order No. 5 to increase contract amount by $40,000 with Strand Associates, Inc. for construction administrative services for the Legacy Trail Project – Phase 1 and 2. Original contract amount was $496,000. Total of previous change orders is $822,100. New contract amount is $1,358,100. Funds are budgeted.**pp.35-37**

CORRECTED URBAN COUNTY COUNCIL

WORK SESSION SUMMARY

& TABLE OF MOTIONS

April 13, 2010

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

I. Public Comment – Issues on Agenda-None

II. Requested Rezonings / Docket Approval-None

III. Approval of Summary-Yes

A motion by CM Gorton to approve the summary from April 6, 2010, seconded by CM Myers, passed without dissent.

IV. Budget Amendments-None

V. New Business

A. Authorization to Submit Grant Application to the Kentucky Transportation Cabinet (KYTC) and Accept Award if Offered, on Behalf of the Department of Public Safety, Division of Police, for the Speed Enforcement Project – FY2011. (166-10) (P. King/Bennett)

B. Authorization to Submit Grant Application to the Kentucky Transportation Cabinet (KYTC) and Accept Award if Offered, on Behalf of the Department of Public Safety, Division of Police, for Collision Reporting Quality Control Project – FY2011. (167-10) (P. King/Bennett)

C. Authorization to Submit Grant Application to the Commonwealth of Kentucky, Transportation Cabinet (KYTC) on Behalf of the Department of Public Safety, Division of Police, for the *Click It or Ticket* Seat Belt Enforcement Mobilization – FY2010. (168-10) (P. King/Bennett)

D. Authorization to Accept a Material Donation from ATS Construction on Behalf of the Department of Public Safety, Division of Fire & Emergency Services, for Structural Collapse Training. (170-10) (Hendricks/Bennett)

E. Authorization to Amend Section 23-18 of the Code of Ordinances within the Department of Public Safety, Division of Fire & Emergency Services. (175-10) (L. Jarvis/Bennett)

F. Authorization to Approve Change Order No. 1 to Contract with Judy Construction, Inc. Regarding the West Hickman Creek Waste Water Treatment Plant (WWTP) Miscellaneous Equipment Improvements Project. (169-10) (Martin/Taylor)

G. Authorization to Approve Facility Usage Agreements with Youth Baseball Leagues on Behalf of the Department of General Services, Division of Parks & Recreation. (171-10) (Hancock/Cole)

H. Authorization to Approve Change Order No. 10 to Contract with ENTRAN (f/k/a American Consulting Engineers, PLC) Regarding the Newtown Pike Extension Project. (172-10) (P. King/Webb)

I. Authorization to Submit Grant Application to the Kentucky Cabinet for Economic Development on Behalf of the Mayor's Office of Economic Development. (173-10) (Wright/Kelly)

J. Authorization to Approve a Purchase of Service Agreement (PSA) with the Farm and Garden Market Cooperative Association, Inc. (d/b/a Farmers' Market) for use of Public Right-of-Way. (174-10) (Ebel/Rabold)

A motion by CM Ellinger to approve New Business items, seconded by CM Beard, passed without dissent.

David Barberie from Dept. of Law was present to ask for a date to schedule a Fire Dept. Disciplinary Hearing; it was scheduled for 5/3/10 at 3 pm in Council Chambers.

VI. Continuing Business / Presentations-Yes

A. Services Committee Report

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

VII. Council Report

CM Henson-Wished CM Ellinger a Happy Birthday along with her sister.

CM Blues-Announced several neighborhood meetings: Meadowthorpe tonight at 7 pm at the community center; on 4/15 at 7 pm Melrose Oakpark at Thompson Rd Baptist Church and Speigle Heights at Antioch Baptist Church; and on 4/19 Winburn at 6:30 pm at the MLK Park Shelter.

CM Lane-A motion by CM Lane to request a resolution for a multiway stop control at Southpoint Dr and Clearwater Way, seconded by CM Crosbie, passed without dissent.

CM Crosbie-Wished CM Ellinger a Happy Birthday; had a question about why the recycling bins downtown where bolted down with the Streetscape project going on-Council Taylor gave an answer.

A motion by CM Crosbie to request that ethical recommendations regarding the timeliness of former employees to be able to work for others be placed into the Inter-Governmental Committee, seconded by CM Ellinger, passed with a 10-5 vote.

CM Lawless-Wished a fabulous birthday to CM Ellinger, CM Crosbie's daughter, and CM Henson's sister; announced that the historic South Hill NA will meet tonight at 6 pm at the 1st United Methodist Church parsonage in the basement; Elizabeth St NA will host a Mayor's Forum this Thursday at 6 pm at the 1st Christian Church at the corner of Audubon Ave and Forest, off Nicholasville Rd; thanked UK Fusion organization for helping with the Census March to the Mailbox-they will be continuing with this campaign hosting a cleanup in the Columbia Heights neighborhood from 2:30-4:30 pm this Saturday; thanked Comm. Taylor for her service to the community; requested a presentation from CIO Dhuwaraha on the payroll software-Comm. Rumpke answered the question about the latest payroll error; also announced that there will be a spin-off from the Creative Cities Summit-an un-conference at the Carnegie Center this Saturday or you can go to nowwhatlexington.org for more information about moving forward.

CM Beard-A motion by CM Beard to approve the NDF list, seconded by CM Gorton passed without dissent.

CM Gorton-Stated that she appreciated Comm. Taylor's creativity and that she will miss her.

CM Myers-Thanked Comm. Taylor; Gainesway NA meeting tonight at 7 pm at Apartment at Gainesway Golf Course; Tatesbrook NA will be having a Mayoral debate at 4/26/10 at 6 pm.

CM James-MLK NA meeting tonight at Episcopal Diocese at 7 pm; Legacy Trail Art on display 7-9 pm tonight at Downtown Arts Center; there was a meeting last night on behalf of Loudon Ave NA for Meadows/Northland/Arlington Phase 2 E-for more information, please call 258-3216; thanked everyone who participated in March to the Mailbox for the census; thanked Comm. Taylor for her service; commented that she was bombarded with criticism from asking questions about item I.

CM Martin-Announced that tonight at 6:30 pm Beaumont Residential Assoc will meet at Beaumont Farms Apt. Clubhouse; Farmer's Market will start soon in front of Slone's Market on Southland Dr; this Thursday from 6-8 pm Lafayette Orchestra will have an Eco concert; gave shout out to Anthony Wright for being able to have the Creative Cities Summit here in Lexington; thanked Comm. Taylor for her service.

CM Stinnett-Reminded the CMs that they are now the Committee of the Whole for the budget meetings and that Thursday, April 16th is their 1st official meeting and it is considered a Council Meeting; also stated that at the 4/27/10 COW budget meeting, they will be going over the 2009 audit that was received and the net profit license fee issue.

VIII. Mayor's Report-None

Mayor Newberry welcomed his wife to today's meeting.

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

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

Work session was adjourned at 4:15 pm.

URBAN COUNTY COUNCIL

WORK SESSION SUMMARY

& TABLE OF MOTIONS

April 20, 2010

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

I. Public Comment – Issues on Agenda-None

II. Requested Rezonings / Docket Approval-Yes

A motion by CM Stinnett to place on the docket for Thursday April 22, 2010 Council Meeting a resolution expressing the Urban County Government's strong opposition to the rate increase requested by Kentucky Utilities Company in Public Service Commission rate case no.2009-00548 and directing the clerk to notify the Public Service Commission, the Kentucky Attorney General, and Kentucky Utilities Company, seconded by CM McChord was amended by VM Gray to add a request to KU to come and discuss the rate increase before Urban Co Council, seconded by CM Feigel. The amendment to the motion passed by a 9-6 vote. The amended motion passed without dissent.

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

III. Approval of Summary-No

A motion by CM Blues to table the summary from April 13, 2010 until a vote can be verified, seconded by CM Gorton, passed without dissent.

IV. Budget Amendments-Yes

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

V. New Business

A. Authorization to Submit Grant Application to the Kentucky Department of Education (KDE) and Accept the Award if Offered, and Execute an Agreement with the Fayette County Board of Education (FCBE) for Operation of the Summer Food Service Program for 2010. (179-10) (P. King/Cole)

B. Authorization to Approve 2010 Concession Contracts with Youth Baseball Leagues on Behalf of the Department of General Services, Division of Parks & Recreation. (180-10) (Hancock/Cole)

C. Authorization to Approve Claims Payment Agreements for Summary Plan Description PPO 100/70, PPO 80/50 and HDHP, an Amendment to Plan Management Agreement, and an Amendment No. 2 to Group Stop-Loss Policy with Humana Insurance Company (HIC). (176-10) (L. Jarvis/Rumpke)

D. Authorization of Amendment No. 1 to Ordinance No. 54-2010 to Correct a Clerical Error Regarding the Administrative Officer Position in the Division of Youth Services. (181-10) (L. Jarvis/Rumpke)

E. Authorization of Amendment No. 1 to Resolution No. 788-2009 to Correct a Clerical Error Regarding Probationary Civil Service Appointments. (188-10) (L. Jarvis/Rumpke)

F. Authorization to Approve the Seventh Amendment to Agreement with AmeriNational Community Services, Inc. Regarding the HOME and Community Development Block Grant (CDBG) Housing Rehabilitation and Homeownership Programs. (196-10) (P. King/Rumpke)

G. Authorization to Approve a Merchant Processing Application and Agreement with Direct Connect, LLC on Behalf of the Special Events Commission for *Spotlight Lexington*. (177-10) (Greathouse/Rabold)

H. Authorization to Approve Proposed Ordinance and Local Participation Agreement Regarding the Turfland Town Center Development Area by Turfland Development Company, Inc. as a Tax Incremental Financing (TIF) Development Project. (194-10) (Kelly)

I. Authorization to Approve a License and Sponsorship Agreement by and between Fifth Third Bank, Downtown Lexington Corporation (DLC) Foundation, and LFUCG, and to Accept a Cash Donation for Construction of the Fifth Third Bank Pavilion. (178-10) (Askew)

J. Authorization to Accept a Grant Award Offered by the Financial Commission for Appalachia High Intensity Drug Trafficking Area (HIDTA) on Behalf of the Department of Public Safety, Division of Police. (182-10) (P. King/Bennett)

K. Authorization to Accept a Grant Award Offered by the Blue Grass Community Foundation on Behalf of the Department of Public Safety, Division of Police for Expansion of Broadband Access. (183-10) (P. King/Bennett)

L. Authorization to Submit Grant Application to the US Department of Homeland Security on Behalf of the Department of Public Safety, Division of

Fire & Emergency Services under the 2010 Assistance to Firefighters Grant Program. (192-10) (P. King/Bennett)

M. Authorization to Accept a Grant Award from the Kentucky Department of Military Affairs, Division of Emergency Management on Behalf of the Department of Public Safety, Division of Emergency Management / 911 under the Chemical Stockpile Emergency Preparedness Program (CSEPP) – FY2010. (193-10) (P. King/Bennett)

N. Authorization to Amend Section 22-53.1 of the Code of Ordinances Regarding the Department of Public Safety, Division of Police. (195-10) (L. Jarvis/Bennett)

O. Authorization to Accept an Award from the Kentucky Department of Local Government under the Recreational Trails Program for the Coolavin Rail Trail Project. (191-10) (P. King/Webb)

P. Authorization of a Release of a Utility Easement at Property Located at 3100 and 3110 Wall Street. (184-10) (Askew)

Q. Authorization of a Partial Release of a Sanitary Sewer Easement at Property Located at 367 McConnells Trace (185-10) (Askew)

R. Authorization of a Partial Release of a Parking and Access Easement at Property Located at 366 McConnells Trace. (186-10) (Askew)

S. Authorization to Create an Internal Energy Fund within the Department of Environmental Quality. (187-10) (Taylor)

T. Authorization of an Agreement with EnergyCAP® on Behalf of the Department of Environmental Quality under the Energy Efficiency and Conservation Block Grant (EECBG) Program. (189-10) (P. King/Taylor)

U. Authorization of an Agreement with Bluegrass PRIDE, Inc. on Behalf of the Department of Environmental Quality under the Energy Efficiency and Conservation Block Grant (EECBG) Program (190-10) (P. King/Taylor)

A motion by CM Gorton to approve New Business items, seconded by CM Henson, passed without dissent.

VI. Continuing Business / Presentations-Yes

A. Corridors Commission Report

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

B. Council Inter Governmental Committee Report

This report was given by Chair CM James. There was 1 motion to come forward.

A motion by CM James to restore new business item (authorization to retain Wayne Basconi, Attorney at Law on behalf of LFUCG for Legal Bill Review Services, seconded by CM Ellinger, passed without dissent.

VII. Council Report

CM Beard-A motion by CM Beard to approve the NDF list, seconded by CM Myers passed without dissent.

CM Martin-Announced that Firebrook NA will meet tonight at 7 pm at Firebrook Clubhouse; YMCA will have Healthy Kids Day Funfest on 4/25/10 at 2-5 pm at UK's Nutter Fieldhouse; stated that he had a wonderful time at the Lafayette Eco Concert with Comm. Taylor; also announced that on Saturday 4/24/10 at 6:30 pm, there will be a Celebrity Curtain Call fundraiser at the Lexington's Children's Theatre with local actors and elected officials.

CM McChord-Announced that tomorrow will be United Way Day at Keeneland; also Montgomery Gentry, country singing group, won a Humanitarian Award on the CMT awards and will be having a playground built in 1 of several cities-please go online to vote for Lexington KY.

CM Crosbie-Thanked Keith Lovan and Bill Sallee for attending the 7th Distr. Meetings; Budget Links for Environmental Quality and Public Works will begin on this Friday; sent congratulations to Kiddie Kapers dance program through Parks & Rec.-the dancers competed in Louisville last weekend and all teams and individuals took home gold honors; 2 teams will be competing in Ohio this weekend.

CM Blues-Announced several meetings: tonight at 7 the historic Western Suburbs NA board will meet at 645 W Short St; on 4/26 at 7 pm Oakwood will meet in their Community Center, Radcliffe-Marlboro will meet their Community Center and McConnells Trace Greenways will meet at Harmony House; also announced that Columbia Gas of KY has introduced 3 new programs: Warm Wise-a series of residential energy efficient programs designed to help its customers identify places where their home may be losing energy and can provide solutions for improvements for savings. There are three aspects: low income furnace replacement at 1-800-244-2275; home energy audit at 1-800-300-8709; and appliance rebate program which will be available later this summer.

CM Henson-Reminded everyone that the Commission for Citizens with Disabilities will have their Disabilities Expo Thursday at 10-6 pm at Lexington Center in the Thoroughbred Room.

CM Myers-Asked VM Gray when he was going to fill the Citizen's Advocate position and wants to make sure the Paula Campbell is properly paid for the extra job duties that she will be handling.

CM Lawless-Announced that Goodrich NA will meet on 4/22/10 at 7-9 pm at the lot at the end of Goodrich; encouraged everyone to visit the new 5/3 Pavilion; Elizabeth St NA meeting for tonight is cancelled' tonight at 7 pm Hollywood/Mt. Vernon NA will meet at Ashland Terrace-475 S Ashland Ave; stated that this was an exciting weekend in Lexington with the opening of Gallery 193 on Thursday and the un-conference; stated that several Fusion groups are doing projects in the 3rd District.

CM Feigel-Made a motion to place long term maintenance of LFUCG properties into the Planning Committee but the motion was **WITHDRAWN** until further information can be gathered.

CM Ellinger-Stated that he had attended the 'What Next?' conference this past weekend and that Phil Holoubek was there to speak about it.

VIII. Mayor's Report-Yes

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

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

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

Work session was adjourned at 4:17 pm.

Budget Information For New Business Items

April 27, 2010 Work Session

Item	Number	Amount	Fund	Name / Description
A	197-10	NA		
B	201-10	NA		
C	198-10	707.75	1101	General Fund
D	199-10	3,398.13	1101	General Fund
E	200-10	NA		
F	202-10	NA		
G	203-10	NA		
H	204-10	NA		
I	205-10	40,000	2517	2008 Bond Projects

Lexington-Fayette Urban County Government
DEPARTMENT OF PUBLIC SAFETY

Jim Newberry
Mayor

Tim Bennett
Commissioner

April 8, 2010

TO: Mayor Jim Newberry and Urban County Council

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

RE: Address Changes for enhanced 9-1-1 Compliance

This request will change street names and individual number to address within various Council Districts. The attached listing reflects the individual addresses to be changed that are located within the 1st, 2nd, 3rd, 4th, 5th, 7th, 10th and 12th Council Districts.

The street name and/or number changes are needed to ensure the proper operation of the Enhanced 9-1-1 system. The corrections eliminate several confusing, duplicate and/or improperly named and numbered addresses in Fayette County.

The official date of change should be thirty (30) days from date of passage, to allow for new sign placement, utility and Post Office notification and final citizen notification.

The following documents are attached:

1. Administrative Review Form
2. Spreadsheet listing of each address change and associated Council District number
3. Individual address list/Draft of Resolution

DSL/alc

Old Number	Old Direction	Old Street	Old Type	Old Unit	New Number	New Direction	New Street	New Type	New Unit	AKA Address	Council District
118-136	N	Ashland	Ave		124	N	Ashland	Ave			3
165-173	N	Ashland	Ave		163	N	Ashland	Ave			3
112		Ashton	Dr		114		Ashton	Dr			1
4940		Athens Boonesboro	Rd		4980		Athens Boonesboro	Rd			12
112-114		Brown	Ave		112		Brown	Ave			1
560		Wilson Downing	Rd		3824		Camelot	Dr			4
2218-2222		Coburn	Blvd		2222		Coburn	Blvd			5
942-944		Dayton	Ave		944		Dayton	Ave			5
1415-1421		Delaware	Ave		1421		Delaware	Ave			5
960-974		Delaware	Ave		968		Delaware	Ave			1
110	N	Eagle Creek	Dr		120	N	Eagle Creek	Dr			7
449-453		Glen Arvin	Ave		453		Glen Arvin	Ave			2
160-162	N	Hanover	Ave		162	N	Hanover	Ave			3
2580		Spurr	Rd		2440		Innovation	Dr			2
1795		Liberty	Rd		1793		Liberty	Rd			5
929-935		Liberty	Rd		933		Liberty	Rd			5
393-395	S	Limestone			395	S	Limestone				3
340-345		Longview	Plz		352		Longview	Plz			10
229		Miller	St		227		Miller	St			1
909		National	Ave		905		National				5
337-339		Richmond	Ave		948		National	Ave			5
1460	E	New Circle	Rd		1450	E	New Circle	Rd			5
809		Oak Hill	Dr		807		Oak Hill	Dr		807 Oak Hill Dr	1
807		Oak Hill	Dr		809		Oak Hill	Dr		805 Oak Hill Dr	1
138-140		Owsley	Ave		138		Owsley	Ave			5
681		Reno	Dr		68		Reno	Dr			12
691		Reno	Dr		69		Reno	Dr			12
189-191		Richmond	Ave		191		Richmond	Ave			3
236-238		Sherman	Ave		238		Sherman	Ave			5
2013		St Michael	Dr		2015		St Michael	Dr			5
105-111		Walton	Ave		107		Walton	Ave			3
199-201		Walton	Ave		201		Walton	Ave			3
228		Walton	Ave		226		Walton	Ave			3
269		Ellerslie Park	Blvd		460		Weston	Park			7
610-622		Winchester	Rd		610		Winchester	Rd			3

197-10

RESOLUTION NO. _____ - 2010 **197-10** **16**

A RESOLUTION CHANGING THE STREET NAME AND PROPERTY ADDRESS NUMBER OF 560 WILSON DOWNING ROAD TO 3824 CAMELOT DRIVE, OF 2580 SPURR ROAD TO 2440 INNOVATION DRIVE, OF 337-339 RICHMOND AVENUE TO 948 NATIONAL AVENUE, AND OF 269 ELLERSLIE PARK BOULEVARD TO 460 WESTON PARK; CHANGING THE PROPERTY ADDRESS NUMBERS OF 118-136 AND 165-173 NORTH ASHLAND AVENUE TO 124 AND 163 NORTH ASHLAND AVENUE, OF 112 ASHTON DRIVE TO 114 ASHTON DRIVE, OF 4940 ATHENS BOONESBORO ROAD TO 4980 ATHENS BOONESBORO ROAD, OF 112-114 BROWN AVENUE TO 112 BROWN AVENUE, OF 2218-2222 COBURN BOULEVARD TO 2222 COBURN BOULEVARD, OF 942-944 DAYTON AVENUE TO 944 DAYTON AVENUE, OF 1415-1421 AND 960-974 DELAWARE AVENUE TO 1421 AND 968 DELAWARE AVENUE, OF 110 NORTH EAGLE CREEK DRIVE TO 120 NORTH EAGLE CREEK DRIVE, OF 449-453 GLEN ARVIN AVENUE TO 453 GLEN ARVIN AVENUE, OF 160-162 NORTH HANOVER AVENUE TO 162 NORTH HANOVER AVENUE, OF 1795 AND 929-935 LIBERTY ROAD TO 1793 AND 933 LIBERTY ROAD, OF 393-395 SOUTH LIMESTONE TO 395 SOUTH LIMESTONE STREET, OF 340-345 LONGVIEW PLAZA TO 352 LONGVIEW PLAZA, OF 229 MILLER STREET TO 227 MILLER STREET, OF 909 NATIONAL AVENUE TO 905 NATIONAL AVENUE, OF 1460 EAST NEW CIRCLE ROAD TO 1450 EAST NEW CIRCLE ROAD, OF 809 AND 807 OAK HILL DRIVE TO 807 AND 809 OAK HILL DRIVE, OF 138-140 OWSLEY AVENUE TO 138 OWSLEY AVENUE, OF 681 AND 691 RENO DRIVE TO 68 AND 69 RENO DRIVE, OF 189-191 RICHMOND AVENUE TO 191 RICHMOND AVENUE, OF 236-238 SHERMAN AVENUE TO 238 SHERMAN AVENUE, OF 2013 ST MICHAEL DRIVE TO 2015 ST MICHAEL DRIVE, OF 105-111, 199-201, AND 228 WALTON AVENUE TO 107, 201, AND 226 WALTON AVENUE, AND OF 610-622 WINCHESTER ROAD TO 610 WINCHESTER ROAD; ALL EFFECTIVE THIRTY DAYS FROM PASSAGE.

WHEREAS, the Lexington-Fayette Urban County Government has created a Geographic Information System ("GIS"); and

WHEREAS, the GIS street mapping and addressing project is the foundation for the Urban County Government's enhanced 911 Emergency Telephone Communication System (the "911 System"); and

WHEREAS, in order for the GIS and 911 Systems to function properly it is imperative that street names and property addresses conform to the standards established in Section 17-2 through 17-4 of the Code of Ordinances; and

WHEREAS, various street names and property addresses located in several Council Districts do not meet the Code requirements and changes should be made to conform to the Code and to accomplish the goals of the GIS and 911 System projects.

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

Section 1 – That the street name and property number of the following properties be and hereby are changed as follows:

(a) Wilson Downing Road: That the name of Wilson Downing Road located at 560 Wilson Downing Road is changed to Camelot Drive and the following number change is made:

Current	New
560 Wilson Downing Road	3824 Camelot Drive

(b) Spurr Road: That the name of Spurr Road located at 2580 Spurr Road is changed to Innovation Drive and the following number change is made:

Current	New
2580 Spurr Road	2440 Innovation Drive

(c) Richmond Avenue: That the name of Richmond Avenue located at 337-339 Richmond Avenue is changed to National Avenue and the following number change is made:

Current	New
337-339 Richmond Avenue	948 National Avenue

(d) Ellerslie Park Boulevard: That the name of Ellerslie Park Boulevard located at 269 Ellerslie Park Boulevard is changed to Weston Park and the following number change is made:

Current	New
269 Ellerslie Park Boulevard	460 Weston Park

Section 2 – That the street numbers of the following properties be and hereby are changed as follows:

(a) North Ashland Avenue:

Current	New
118-136 North Ashland Avenue	124 North Ashland Avenue
165-173 North Ashland Avenue	163 North Ashland Avenue

(b) Ashton Drive:

Current	New
112 Ashton Drive	114 Ashton Drive

(c) Athens Boonesboro Road:

Current	New
4940 Athens Boonesboro Road	4980 Athens Boonesboro Road

(d) Brown Avenue:

Current	New
112-114 Brown Avenue	112 Brown Avenue

(e) Coburn Boulevard:

Current	New
2218-2222 Coburn Boulevard	2222 Coburn Boulevard

(f) Dayton Avenue:

Current	New
942-944 Dayton Avenue	944 Dayton Avenue

(g) Delaware Avenue:

Current	New
1415-1421 Delaware Avenue	1421 Delaware Avenue
960-974 Delaware Avenue	968 Delaware Avenue

(h) North Eagle Creek Drive:

Current	New
110 North Eagle Creek Drive	120 North Eagle Creek Drive

(i) Glen Arvin Avenue

Current	New
449-453 Glen Arvin Avenue	453 Glen Arvin Avenue

(j) North Hanover Avenue

Current	New
160-162 North Hanover Avenue	162 North Hanover Avenue

(k) Liberty Road

Current	New
1795 Liberty Road	1793 Liberty Road
929-935 Liberty Road	933 Liberty Road

(l) South Limestone

Current	New
393-395 South Limestone	395 South Limestone

(m) Longview Plaza

Current	New
340-345 Longview Plaza	352 Longview Plaza

(n) Miller Street

Current	New
229 Miller Street	227 Miller Street

(o) National Avenue

Current	New
909 National Avenue	905 National Avenue

(p) East New Circle Road

Current	New
1460 East New Circle Road	1450 East New Circle Road

(q) Oak Hill Drive

Current	New
807 Oak Hill Drive	809 Oak Hill Drive

19

197-10

(a.k.a. 805 Oak Hill Drive)

809 Oak Hill Drive (a.k.a 807 Oak Hill Drive)	807 Oak Hill Drive

(r) Owsley Avenue

Current	New
138-140 Owsley Avenue	138 Owsley Avenue

(s) Reno Drive

Current	New
681 Reno Drive	68 Reno Drive
691 Reno Drive	69 Reno Drive

(t) Richmond Avenue

Current	New
189-191 Richmond Avenue	191 Richmond Avenue

(u) Sherman Avenue

Current	New
236-238 Sherman Avenue	238 Sherman Avenue

(v) St. Michael Drive

Current	New
2013 St. Michael Drive	2015 St. Michael Drive

(w) Walton Avenue

Current	New
105-111 Walton Avenue	107 Walton Avenue
199-201 Walton Avenue	201 Walton Avenue
228 Walton Avenue	226 Walton Avenue

(x) Winchester Road

Current	New
610-622 Winchester Road	610 Winchester Road

Section 3 - That this Resolution shall be effective thirty (30) days from passage.

PASSED URBAN COUNTY COUNCIL:

MAYOR

ATTEST:

CLERK OF URBAN COUNTY COUNCIL
PUBLISHED:

DJB/X:\Cases\911\10-CC00141\LEG\00255465.DOC

LEXINGTON DIVISION OF POLICE 201-10 20

150 East Main Street • Lexington, KY 40507 • (859) 258-3600

TO: Mayor Jim Newberry
Urban County Council

FROM: Chief Ronnie Bastin
Division of Police

DATE: April 13, 2010

RE: Memorandum of Understanding – Lexington Public Library

Please find attached documentation and blue sheet for a Memorandum of Understanding ((MOU) between the Lexington Public Library and the Lexington-Fayette Urban County Government.

This MOU will permit LFUCG to attach wireless communications equipment (referenced as the Public Safety Broadband Network/PSBN) to existing Lexington Public Library facilities. The primary purpose of this PSBN is to enhance public safety by providing improved communication capabilities to the police, fire and Fayette County Sheriff's Office within the local community.

This MOU is effective for one (1) year from the date of signature and will automatically renew for successive one (1) year terms until terminated by either party upon 90 days written notice to the other party. The attached MOU requires the Mayor's signature.

Upon approval and signing, please forward a copy of the agreement to the Chief's Office. There will be no budgetary impact.

R. Bastin
Ronnie Bastin
Chief of Police

RB/rmh

Attachment

cc: Tim Bennett, Commissioner of Public Safety

Jim Newberry, Mayor
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Parks & Recreation
Jerry Hancock, Director

MEMORANDUM

To: Jim Newberry, Mayor
Urban County Council Members
Joe Kelly, Senior Advisor to the Mayor

FROM: Jerry Hancock

RE: Facility Usage Contract

DATE: April 12, 2010

This is a request for Council approval of a Facility Usage Contract between the Fayette County Board of Education and The Lexington Fayette Urban County Government.

This Facility Usage Contract is for use of Tates Creek High School Track and Press Box on Thursdays June 17 & 24, 2010 at a cost of $707.75, fully budgeted.

Please contact me if there are any questions.

CC: Kimra Cole, Commissioner of General Services

JEH/bac

It's about kids. FAYETTE COUNTY PUBLIC SCHOOLS

EXHIBIT A

THIS IS NOT A BILL -- INVOICE TO FOLLOW

DESIGNATION OF FACILITY/GROUNDS, PERSONNEL AND EQUIPMENT

APPLICANT: Lexington-Fayette Urban Co. Government (Parks & Recreation)

USAGE FEE: **$707.75**

FACILITY: Tates Creek High School

DATE(S): Thursdays, June 17 & 24, 2010

TIME(S): 8:00 am - 4:00 pm

AREA(S) TO BE USED	NO. AREAS	NO. HOURS PER AREA	TOTAL NO. HOURS	HOURLY UTILITY / MAINTENANCE FEE	TOTAL UTILITY / MAINTENANCE COST
Classrooms / Library	0	0	0	$20.50	$0.00
Auditorium	0	0	0	$42.75	$0.00
Cafeteria	0	0	0	$42.75	$0.00
Kitchen	0	0	0	$22.50	$0.00
Gymnasium	0	0	0	$60.00	$0.00
Football Field	0	0	0	$123.50	$0.00
Running Track	1	0	0	$51.50	$0.00
Baseball Field	0	0	0	$32.75	$0.00
Softball Field	0	0	0	$32.75	$0.00
Other: Press Box	1	0	0	$17.25	$0.00
Subtotal	-----	-----	-----	-----	*$0.00*
DISTRICT EMPLOYEES (If Applicable)	**NO. EMPLOYEES**	**NO. HOURS PER EMPLOYEE**	**TOTAL NO. HOURS**	**HOURLY PERSONNEL FEE**	**TOTAL PERSONNEL COST**
Custodian(s)	1	19	19	$37.25	$707.75
Food Service Manager(s) II	0	0	0	$38.85	$0.00
Technical Support Staff	0	0	0	$41.75	$0.00
Law Enforcement Officer(s)	0	0	0	$48.85	$0.00
Other	0	0	0	$0.00	$0.00
Subtotal	-----	-----	-----	-----	*$707.75*
Total	-----	-----	-----	-----	*$707.75*
ADDITIONAL RENTAL FEES (If Applicable)	*0*	*0*	*0*	*$0.00*	*$0.00*
Grand Total	-----	-----	-----	-----	*$707.75*

COMMENTS: To include PA system.

Jim Newberry, Mayor
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Parks & Recreation
Jerry Hancock, Director

MEMORANDUM

To: Jim Newberry, Mayor
Urban County Council Members
Joe Kelly, Senior Advisor to the Mayor

FROM: Jerry Hancock

RE: Facility Usage Contract

DATE: April 13, 2010

This is a request for Council approval of a Facility Usage Contract between the Fayette County Board of Education and the LFUCG Parks and Recreation.

This Facility Usage Contract is for the purpose of using FCPS facilities for our Girls Youth Basketball Program for rental of the Millcreek Elementary Gymnasium for Saturdays beginning January 9, 2010 through March 27, 2010.

Please contact me if there are any questions.

CC: Kimra Cole, Commissioner of General Services

JEH/bac

It's about kids.
FAYETTE COUNTY PUBLIC SCHOOLS

EXHIBIT A

THIS IS NOT A BILL -- INVOICE TO FOLLOW

DESIGNATION OF FACILITY/GROUNDS, PERSONNEL AND EQUIPMENT

APPLICANT: Lexington-Fayette Urban County Government (Parks & Recreation)

TOTAL FEE: **$3,442.50**

FACILITY: Millcreek Elementary School

DATE(S) & TIME(S): Saturdays--8:30am-3:00pm-- Jan. 9, 16, 23, 30; Feb. 6, 13, 20; March 6, 13, 2010
Saturdays--8:30am-1:00pm -- March 20, 27, 2010

AREA(S) TO BE USED	NO. AREAS	NO. HOURS PER AREA	TOTAL NO. HOURS	HOURLY UTILITY / MAINTENANCE FEE	TOTAL UTILITY / MAINTENANCE COST
Classroom / Library	0	0	0	$8.75	$0.00
Auditorium	-----	-----	-----	-----	-----
Cafeteria	0	0	0	$17.25	$0.00
Kitchen	0	0	0	$8.75	$0.00
Gymnasium	1	67.5	67.5	$13.75	$928.13
Football Field	-----	-----	-----	-----	-----
Running Track	-----	-----	-----	-----	-----
Baseball Field	-----	-----	-----	-----	-----
Softball Field	-----	-----	-----	-----	-----
Other:	-----	-----	-----	$ 17.25	-----
Subtotal	-----	-----	-----	-----	***$928.13***
DISTRICT EMPLOYEES (If Applicable)	**NO. EMPLOYEES**	**NO. HOURS PER EMPLOYEE**	**TOTAL NO. HOURS**	**HOURLY PERSONNEL FEE**	**TOTAL PERSONNEL COST**
Custodian(s)	1	67.5	67.5	$37.25	$2,514.38
Food Service Manager(s) II	0	0	0	$38.85	$0.00
Technical Support Staff	0	0	0	$41.75	$0.00
Law Enforcement Officer(s)	0	0	0	$48.85	$0.00
Other	0	0	0	$0.00	$0.00
Subtotal	-----	-----	-----	-----	***$2,514.38***
Total	-----	-----	-----	-----	*$3,442.50*
ADDITIONAL RENTAL FEES (If Applicable)	0	0	0	***$0.00***	***$0.00***
Grand Total	-----	-----	-----	-----	***$3,442.50***

COMMENTS: **Invoice monthly -- Jan. 9,16, 23, 30, Feb. 6, 13, 20, March 6, 13 @ 6.5 hours each and Mar 20 & 27 @ 4.5 hours each**

Final total 3,398.12

Lexington-Fayette Urban County Government
DEPARTMENT OF FINANCE & ADMINISTRATION

Jim Newberry
Mayor

Linda L. Rumpke
Commissioner

TO: Jim Newberry, Mayor
Joe Kelly, Senior Advisor
Council Member's

FROM: Leslie Jarvis, Acting Director
Division of Human Resources

DATE: April 16, 2010

RE: **Amend Agreement— ICMA Retirement Corporation**

The attached action authorizes the Mayor to execute an amendment to the original agreement with ICMA Retirement Corporation ending the employee's option of the payroll deduction plan to repay loans taken against an employees ICMA account, effective May 1, 2010.

There is not a fiscal impact with this action.

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

Attachments
DF/

10-0061

202-10

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Division of Economic Development

MEMORANDUM

To: Mayor
Urban County Council

From: Anthony Wright AW
Mayor's Office of Economic Development

Date: April 20, 2010

Subject: United States Equestrian Federation, Inc.

I have attached documentation from Commerce Lexington supporting the request of 1% occupational license tax abatement for the United State Equestrian Federation (USEF), Inc. as part of their participation in new Kentucky Business Incentive program.

The attached documentation provides the estimated payroll for USEF and the Lexington-Fayette Urban County Government's portion of the wage assessment going toward this incentive for a period of ten years. USEF is a new company to Lexington and the Lexington-Fayette Urban County Government will receive new revenue at a rate of 1.25% for the new jobs this company will create in Fayette County.

cc: file

200 East Main Street Lexington, KY 40507 (859) 258-3100 Fax (859) 258-3194 www.lfucg.com

Commerce Lexington
The Greater Lexington Chamber of Commerce, Inc.

TO: Mayor Jim Newberry
Lexington Fayette Urban County Council

FROM: Gina Greathouse
Senior Vice President, Economic Development, Commerce Lexington Inc.

DATE: April 20, 2010

RE: Kentucky Business Investment program
United States Equestrian Federation, Inc.

United States Equestrian Federation, Inc. (USEF) has submitted an application to and received preliminary approval from the Kentucky Economic Development Finance Authority to participate in the Kentucky Business Investment (KBI) program. USEF's decision to invest in our community and expand their operations in Lexington will create wealth and provide additional job opportunities for the citizens of Lexington and Fayette County and the surrounding area.

The company plans to add 12 new high-tech jobs with an average wage of approximately $47,000 per year plus benefits. USEF estimates its total capital investment costs to be approximately $1,500,000 in new start-up costs which includes office and lab equipment, building improvements and annual rent for 10 years.

With the KBI program, the state and local government enter into a ten-year agreement with an approved company under which the business can recover up to 100% of its start-up costs and 50% of the annual rent costs through Kentucky corporate income tax credits and a wage assessment fee of up to 4%. Although the company may not actually use the full KBI benefit, we demonstrate in the chart below the maximum amount that the company could recover through the local 1% wage assessment.

330 East Main Street • Suite 100 • P.O. Box 1968 • Lexington, KY 40588-1968
Phone: (859) 254-4447 • Fax: (859) 233-3304 • www.CommerceLexington.com

The maximum potential fiscal impact of this project is summarized in the following table.

New F-T Jobs	Total Payroll	Total Wage Assessment	KY portion of Wage Assessment	LFUCG portion of Wage Assessment	LFUCG Projected Collections
12	$699,791.27	$27,991.65	$20,993.74	$6,997.91	$8,747.39
12	$720,785.00	$28,831.40	$21,623.55	$7,207.85	$9,009.81
12	$742,408.55	$29,696.34	$22,272.26	$7,424.09	$9,280.11
12	$764,680.82	$30,587.23	$22,940.42	$7,646.81	$9,558.51
12	$787,621.24	$31,504.85	$23,628.64	$7,876.21	$9,845.27
12	$811,249.88	$32,450.00	$24,337.50	$8,112.50	$10,140.62
12	$835,587.37	$33,423.49	$25,067.62	$8,355.87	$10,444.84
12	$860,654.99	$34,426.20	$25,819.65	$8,606.55	$10,758.19
12	$886,474.64	$35,458.99	$26,594.24	$8,864.75	$11,080.93
12	$913,068.88	$36,522.76	$27,392.07	$9,130.69	$11,413.36
	$8,022,322.64	$320,892.91	$240,669.68	$80,223.23	$100,279.03

This is an excellent project for our community and I strongly recommend approval of the local 1% wage assessment benefit through KBI.

CC: Anthony Wright, LFUCG

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Division of Economic Development

MEMORANDUM

To: Mayor
Urban County Council

From: Anthony Wright AW
Mayor's Office of Economic Development

Date: April 20, 2010

Subject: Summit Biosciences, Inc.

I have attached documentation from Commerce Lexington supporting the request of 1% occupational license tax abatement for Summit Biosciences Inc. as part of their participation in Kentucky Business Investment (KBI) Incentive program.

The attached documentation provides the estimated payroll for Summit Biosciences and the Lexington-Fayette Urban County Government's portion of the wage assessment going toward this incentive for a period of ten years. Summit Biosciences is a new company to Lexington and the Lexington-Fayette Urban County Government will receive new revenue at a rate of 1.25% for the new jobs this company will create in Fayette County.

cc: file

200 East Main Street Lexington, KY 40507 (859) 258-3100 Fax (859) 258-3194 www.lfucg.com

Commerce Lexington
The Greater Lexington Chamber of Commerce, Inc.

203-10

TO: Mayor Jim Newberry
Lexington Fayette Urban County Council

FROM: Gina Greathouse
Senior vice President, Economic Development, Commerce Lexington Inc.

DATE: April 20, 2010

RE: Kentucky Business Investment program
Summit Biosciences Inc.

Summit Biosciences Inc. has submitted an application to and received preliminary approval from the Kentucky Economic Development Finance Authority to participate in the Kentucky Business Investment (KBI) program. Summit Biosciences' decision to invest in our community and expand their operations in Lexington will create wealth and provide additional job opportunities for the citizens of Lexington and Fayette County and the surrounding area.

The company plans to add 22 new high-tech jobs with an average wage of approximately $55,000 per year plus benefits. Summit estimates its total capital investment costs to be approximately $5,055,000 in new start-up costs which includes office and lab equipment, building improvements and annual rent for 10 years.

With the KBI program, the state and local government enter into a ten-year agreement with an approved company under which the business can recover up to 100% of its start-up costs and 50% of the annual rent costs through Kentucky corporate income tax credits and a wage assessment fee of up to 4%. Although the company may not actually use the full KBI benefit, we demonstrate in the chart below the maximum amount that the company could recover through the local 1% wage assessment.

330 East Main Street • Suite 100 • P.O. Box 1968 • Lexington, KY 40588-1968
Phone: (859) 254-4447 • Fax: (859) 233-3304 • www.CommerceLexington.com

The maximum potential fiscal impact of this project is summarized in the following table.

New F-T Jobs	Total Payroll	Total Wage Assessment	KY portion of Wage Assessment	LFUCG portion of Wage Assessment	LFUCG Projected Collections
22	$1,258,000.00	$50,320.00	$37,740.00	$12,580.00	$15,725.00
22	$1,296,000.00	$51,840.00	$38,880.00	$12,960.00	$16,200.00
22	$1,335,000.00	$53,400.00	$40,050.00	$13,350.00	$16,687.50
22	$1,375,000.00	$55,000.00	$41,250.00	$13,750.00	$17,187.50
24	$1,526,000.00	$61,040.00	$45,780.00	$15,260.00	$19,075.00
25	$1,627,000.00	$65,080.00	$48,810.00	$16,270.00	$20,337.50
27	$1,786,000.00	$71,440.00	$53,580.00	$17,860.00	$22,325.00
27	$1,840,000.00	$73,600.00	$55,200.00	$18,400.00	$23,000.00
29	$2,000,000.00	$80,000.00	$60,000.00	$20,000.00	$25,000.00
29	$2,060,000.00	$82,400.00	$61,800.00	$20,600.00	$25,750.00
	$16,103,000.00	$644,120.00	$483,090.00	$161,030.00	$201,287.50

This is an excellent project for our community and I strongly recommend approval of the local 1% wage assessment benefit through KBI.

CC: Anthony Wright, LFUCG

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Division of Economic Development

MEMORANDUM

To: Mayor
Urban County Council

From: Anthony Wright AW
Mayor's Office of Economic Development

Date: April 20, 2010

Subject: SIS Holding Company, Inc.

I have attached documentation from Commerce Lexington supporting the request of 1% occupational license tax abatement for SIS Holding Company Inc. as part of their participation in Kentucky Business Investment (KBI) Incentive program.

The attached documentation provides the estimated payroll for SIS Holding and the Lexington-Fayette Urban County Government's portion of the wage assessment going toward this incentive for a period of ten years. SIS Holding Company is a new company to Lexington and the Lexington-Fayette Urban County Government will receive new revenue at a rate of 1.25% for the new jobs this company will create in Fayette County.

cc: file

200 East Main Street Lexington, KY 40507 (859) 258-3100 Fax (859) 258-3194 www.lfucg.com

Commerce Lexington
The Greater Lexington Chamber of Commerce, Inc.

TO: Mayor Jim Newberry
Lexington Fayette Urban County Council

FROM: Gina Greathouse
Senior Vice President, Economic Development, Commerce Lexington Inc.

DATE: April 20, 2010

RE: Kentucky Business Investment program
SIS Holding Company, Inc.

SIS Holding Company, Inc. has submitted an application to and received preliminary approval from the Kentucky Economic Development Finance Authority to participate in the Kentucky Business Investment (KBI) program. SIS's decision to invest in our community and expand their headquarter operations in Lexington will create wealth and provide additional job opportunities for the citizens of Lexington and Fayette County and the surrounding area.

The company plans to add 15 new high-tech jobs with an average wage of approximately $80,000 per year plus benefits. SIS estimates its total capital investment costs to be $5,500,000 in land, building and equipment.

With the KBI program, the state and local government enter into a ten-year agreement with an approved company under which the business can recover up to 100% of its start-up costs and 100% of the land, building and site development through Kentucky corporate income tax credits and a wage assessment fee of up to 4%. Although the company may not actually use the full KBI benefit, we demonstrate in the chart below the maximum amount that the company could recover through the local 1% wage assessment.

330 East Main Street • Suite 100 • P.O. Box 1968 • Lexington, KY 40588-1968
Phone: (859) 254-4447 • Fax: (859) 233-3304 • www.CommerceLexington.com

The maximum potential fiscal impact of this project is summarized in the following table.

New F-T Jobs	Total Payroll	Total Wage Assessment	KY portion of Wage Assessment	LFUCG portion of Wage Assessment	LFUCG Projected Collections
15	$1,200,000.00	$48,000.00	$36,000.00	$12,000.00	$15,000.00
15	$1,236,000.00	$49,440.00	$37,080.00	$12,360.00	$15,450.00
15	$1,273,080.00	$50,923.20	$38,192.40	$12,730.80	$15,913.50
15	$1,311,272.00	$52,450.88	$39,338.16	$13,112.72	$16,390.90
15	$1,350,610.00	$54,024.40	$40,518.30	$13,506.10	$16,882.63
15	$1,391,128.00	$55,645.12	$41,733.84	$13,911.28	$17,389.10
15	$1,432,862.00	$57,314.48	$42,985.86	$14,328.62	$17,910.78
15	$1,475,848.00	$59,033.92	$44,275.44	$14,758.48	$18,448.10
15	$1,520,124.00	$60,804.96	$45,603.72	$15,201.24	$19,001.55
15	$1,565,727.00	$62,629.08	$46,971.81	$15,657.27	$19,571.59
	$13,756,651.00	$550,266.04	$412,699.53	$137,566.51	$171,958.14

This is an excellent project for our community and I strongly recommend approval of the local 1% wage assessment benefit through KBI.

CC: Anthony Wright, LFUCG

205-10 35

Lexington-Fayette Urban County Government
DEPARTMENT OF FINANCE & ADMINISTRATION

Jim Newberry
Mayor

Linda L. Rumpke
Commissioner

TO: JIM NEWBERRY, MAYOR
URBAN COUNTY COUNCIL

FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT

DATE: APRIL 20, 2010

SUBJECT REQUEST COUNCIL AUTHORIZATION TO EXECUTE CHANGE ORDER NO. 5 TO ENGINEERING SERVICES AGREEMENT WITH STRAND ASSOCIATES, INC., FOR CONSTRUCTION ADMINISTRATIVE SERVICES

On October 2, 2008 (Resolution No. 573-2008), Council accepted proposal submitted by Strand Associates, Inc., in the amount of $496,000 in response to RFP 28-2008, for the feasibility study and engineering design of the Legacy Trail Project. The Legacy Trail is a shared-use greenway trail that will connect downtown Lexington with area neighborhoods, parks, and historic sites as it follows a northward course to the Kentucky Horse Park.

Chance Order No. 1 in the amount of $573,300 was approved by Council on June 25, 2009 (Resolution No. 450-2009).

Change Order No. 2 in the amount of $40, 700 was approved by Council on November 5, 2009 (Resolution No. 693-2009).

Change Order No. 3 in the amount of $208,100 was approved by Council on March 11, 2010 (Resolution No. 117-2010).

Change Order No. 4 was not executed.

Change Order No. 5 in the amount of $40,000 is proposed for the support of construction administrative services while project is under contract. New total will be $1,358,100.

Funds for Change Order No. 5 in the amount of $40,000 are budgeted as follows:

FUND	DID	SECT	ACCT	PROJECT	BUD REF	ACTIVITY	AMOUNT
2517	707601	7211	90311	PARKPROJ_2009A	2008	BRIDGETRL	$40,000

Council authorization to execute Change Order No. 5 is hereby requested.

Paula King, Director

Xc: Mike Webb, Commissioner, Department of Public Works and Development

205-10

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT CONTRACT CHANGE ORDER Page 1 of 2	Date:	April 6, 2010
	Project:	Legacy Trail Project
	Location:	Legacy Trail Phase 1 and 2
To (Contractor): **Strand Associates, Inc.**	Contract No.	6252
	Contract Mod No.	5

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

Item No.	Description of changes-quantities, unit prices, change in completion date, etc.	Decrease in contract price	Increase in contract price
	Construction Administrative services		$40,000.00
	Total decrease		
	Total increase		$40,000.00
	Net increase (decrease) in contract price		$40,000.00
	Current total contract price		**$1,318,100.00**

The sum of $ **$40,000.00** is hereby added to the total contract price, and the new total contract price thereby is **$1,358,100.00**

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

Recommended by Keith Lovan (Proj. Engr.) Date 4/12/10

Accepted by Matt C. Riehl (Contractor) Date 4/5/10

Approved by [signature] (Urban Co. Engr.) Date 4/13/10

Approved by James M. Weller (Commissioner) Date 4/13/10

Approved by ______ (Mayor or CAO) Date ______

CONTRACT HISTORY FORM

Project Name: Legacy Trail Project

Contractor: Strand Associates Inc

Contract Number and Date: 6252 October 2, 2008

Responsible LFUCG Division: Engineering

CONTRACT AND CHANGE ORDER DETAILS

A. Original Contract Amount:	$	496,000.00	
Next Lowest Bid Amount: NA			
B. Amount of Selected Alternate or Phase:	$		
C. Cumulative Amount of All Previous Alternates or Phases:	$	496,000.00	
D. Amended Contract Amount:	$	496,000.00	
E. Cumulative Amount of All Previous Change Orders:	$	822,100.00	165.7% *(Line E / Line D)*
F. Amount of This Change Order:	$	40,000.00	8.1% *(Line F / Line D)*
G. Total Contract Amount:	$	1,358,100.00	

SIGNATURES

Project Manager: Keith Lovan Date: 4/12/10

Reviewed by: Robert A. Boyd Date: 4/12/10

Division Director: [signature] Date: 4/13/10

Planning Committee Summary
April 20, 2010

Chair Gorton called the meeting to order at 1:00 pm. All committee members present.

1. **Downtown Master Plan Update**

Harold Tate, DDA covered details of 16 recommendations in his update of the Downtown Master Plan.

Discussion:
Ellinger wanted to know the difference between form based guidelines and design based guidelines.

Gorton asked Chris King, Planning about the timeline of the recommendation for one way traffic to be converted back to two way and was told there would be an update available at the Planning Committee meeting in May.

Beard asked about safety issues regarding two way traffic. He mentioned the sign ordinance, adding it's sometimes difficult to find retail establishments. King reminded the committee about a recent text amendment regarding signs.

Gray asked Tate if the Parking Authority creates and encourages profit. He asked about protocol in responding to questions about parking shortages in the downtown area. Tate suggested a presentation from the Parking Authority. Beard asked about parking garage repairs, which Tate said should also be included in that presentation. Paul Schoninger, Staff to Council will schedule an update to the Planning Committee from the Parking Authority.

Gorton commented about the recommendation to maximize density in vacant sites, asking how that fits into design guidelines for downtown. Feigel also referred to high density sites, asking Tate where discussion on this issue takes place. Tate said it starts with the developer who tries to get all entities involved citing issues such as water capacity, etc.

Lawless asked what is taking so long to get design guidelines implemented. Tate said form based guidelines is what they are currently working on. She asked who decides about projects that are not part of the Downtown Master Plan. Chris King explained the Downtown Master Plan is not fully realized and we don't have a set of design form specifications. King referred to 6 or 7 process steps that were presented to Council and the Planning Commission a while ago, adding once Council green lights this it should be a year or two away. Gorton asked King about form guidelines and higher level of design.

<u>A motion by Stinnett authorizing the Planning Department to move forward with a design guideline system for the Downtown Master Plan, seconded by: Ellinger</u>

Discussion of motion:
Blues asked Stinnett who would take the initiative on this and wanted to know if we can include both design and form based guidelines. Stinnett said we need to take a look at all of downtown reminding the committee, we have not approved much of this in the budget. Blues asked if this motion moves us toward creative actions. Stinnett said the intent of his motion is to see a plan in order to discuss cost and budgeting.
A motion by Blues to amend the motion to bring back a step by step process and a recommendation of cost of moving forward before the next Planning Committee meeting, seconded by Feigel passed without dissent

James asked how this issue fits into current budget discussions, is there enough time and should this be a priority of this budget cycle.

Gray said it's important to see dots connected strategically, referring to infill and redevelopment. Gray used the courthouse plan as an example, asking King if he could bring that as model. King said it's rare to find pure examples of every case. Gray had a suggestion as to how we might ask questions during the preparation period.

A motion by Gray to amend the previous motion and amendment to include discussion of form based guidelines and design based guidelines, along with the presentation to the next Planning Committee, seconded by Lawless, passed without dissent

Gorton suggested dates in May to hear the presentation requested by the motion. It was decided to schedule a Special Planning Committee Meeting on May 27, 2010 at 3:00 pm

Beard asked about the parking lot of the CVS Pharmacy under construction on East Main St. Tate said he did not want to speak for the developer but explained phases of proposed parking.

Ellinger also mentioned CVS asking about design guidelines and if this would affect what happened at CVS. King said we are a long way from having ordinances in place adding this is one of the things Planning will explain to the committee when they meet about design/form based guidelines.

Stinnett asked King about design control referring to approvals for CVS property. King said Planning was engaged with the applicant and had questions they have not yet come back to them on. Stinnett asked King to let Council know when CVS advises.

Lawless asked if Midland and Main was part of phase 1 and it was. She wanted to know if this area is part of the streetscape plan and asked for clarification of phase 1 and what the streetscape plan covers. She remarked about having full funding for phase 1 streetscape, wanting to know is there anything in the works to provide funds for phase 1?

James asked about the plan for a new arena (Rupp Arena) and how it fits into the Downtown Master Plan. Gray said the board has no information regarding the study but will advise when they do. Lawless said we need to be aware of what is going on with the master plan. James too had a problem with lack of council involvement with the master plan and lack of opportunity to give instruction or input on it. Gorton said Rupp Arena is on city owned land. Gray agreed with being aware of projects and how they coincide with any Downtown Master Plan decisions is important.

Lawless wanted to know who is on the committee charged with the study of a new Rupp Arena stadium. Gorton asked Schoninger to contact Mr. Owens, Lexington Center regarding updates on board decision for plans of building a new area.

Stinnett said there is no decision yet about a new arena. He said even though James point is valid, until the board and UK come to a conclusion there is nothing yet to bring to Council.

Beard talked about building the arena. He had questions about parking lots and rights to the name of Rupp Arena.

James responded to Stinnett's comment about building a new arena on city property and how important it is for council to be aware and establish a procedure.

Ellinger and Gorton had questions about Vine St. corridor and Triangle Park.

2. **Infill & Redevelopment Update**

Jimmy Emmons, Planning said Infill & Redevelopment is the balance between neighborhood stabilization and opportunities. He presented accomplishments of The Infill & Redevelopment Committee from 2000 to 2008. He talked about making break-thru on hundreds of objectives and recommendations. He covered 2010 progress report and projects completed, started and in process. He said 77% of objectives/recommendations are in the works, such as street scapes, bus stops, etc. He talked about looking forward to new recommendations; adding there are 8 new objectives under consideration.

Gorton recognized members of the Infill & Redevelopment Steering Committee for their work. Ellinger asked about inventory and where we stand. King said we are beginning that review which should be available by the end of the year. Gray commented on how the steering committee worked and thanked everyone who participated. He said it was rewarding to see how the process works.

3. **Residential Additions**
   This item was not covered today due to lack of time

4. **Items Referred to Committee**
   There was no action on the list of items in committee.

   Motion to adjourn at 2:48 pm