

URBAN COUNTY COUNCIL
March 14-March 21, 2011

Monday, March 14

Design Excellence Task Force (formerly Form Based Design Guidelines Task Force) Meeting.....3:00 pm
Conference Room A-Central Public Library

Tuesday, March 15

Council Core Staff Working Group Meeting.....9:00 am
Conference Room-5th Floor

Council Economic & Community Development Committee Meeting.....1:00 pm
Council Chambers-2nd Floor Government Center

Committee of the Whole (COW) Work Session Meeting.....3:00 pm
Council Chambers-2nd Floor Government Center

Police Disciplinary Hearing.....5:00 pm
Council Chambers-2nd Floor Government Center

Wednesday, March 16

Noise Ordinance Task Force Meeting.....5:00 pm
Conference Room-5th Floor Government Center

Thursday, March 17

Council Meeting.....6:00 pm
Council Chambers-2nd Floor Government Center

Friday, March 18

No Meetings

Monday, March 21

Procurement Task Force Meeting.....3:00 pm
Conference Room-5th Floor Government Center

Human Rights Commission Community Relations Meeting.....4:30 pm
Conference Room-5th Floor Government Center

Human Rights Commission Monthly Meeting.....5:30 pm
Conference Room-5th Floor Government Center

URBAN COUNTY COUNCIL
WORK SESSION MINUTES
AND MOTIONS

March 1, 2011

Vice Mayor Gorton chaired the meeting, calling it to order at 3:00pm. All Council Members were present.

I. Public Comment – Issues on Agenda-None

II. Approval of Summary-Yes

A motion by CM Ellinger to approve the amended summary for February 15, 2011, seconded by CM Beard, passed without dissent.

III. Review of Docket-Yes

Several CMs asked questions and they were answered by employees in the appropriate departments.

A motion by CM Martin to table item #10 under Ordinances 1st Reading until next COW on 3.15.11, seconded by CM Beard, passed by a 10-5 vote.

IV. Review of Budget Amendments-Two CMs asked questions. One was answered by Elizabeth McGee.

V. Agenda Items Referred from Council Members

A. 3.3.11 NDF List (for informational purposes only)-No action needed; already placed on docket.

A motion by CM Henson referring to Thursday March 3rd Council Meeting amending Section 2-151(b) of the Code of Ordinances to provide that members of the Keep Lex Beautiful Commission may be employed in Fayette Co. to be eligible for board membership seconded by CM Ellinger, passed without dissent.

A motion by CM Martin to refer to Thursday March 3rd Council Meeting a request of a multiway stop sign at Ridgecane Rd and Sebastian Ln, seconded by CM Crosbie, passed without dissent.

A motion by CM Crosbie to refer to the Thursday March 3rd Council Meeting the removal of the Spotlight Lexington reimbursement from the Public Safety/Public Works Committee, seconded by CM Blues, passed without dissent.

B. Fire Overtime Presentation

This presentation was given by Asst. Chief Gribbon. The presentation went longer than the 15 minutes allotted and a motion was made to extend the time.

A motion by CM Ellinger to extend the time of the presentation seconded by CM Myers, passed without dissent.

There were several questions asked by CMs. CAO Moloney also was present to answer questions. CAO Moloney stated that he will come back in front of Council to clarify pg. 72 of the presentation.

VI. Committee Report

A. 2.8.11 Social Services Committee

Chair CM Myers gave this report from the meeting. No referrals were brought forward.

B. 2.15.11 Environment Quality Committee

Chair CM Blues gave this report from the meeting. No referrals were brought forward.

VII. Council Report

CM Stinnett: Asked about the draft report of investigation that was mentioned by administration on yesterday-why does Council not have one yet? Comm. Graham answered that this was in process while the transition of administrations was going on; Comms. Graham and Mason were to meet with the investigator on Friday and an update to be given on next

Tuesday; CM Stinnett asked if administration had created a budget plan and timeframe yet.

CM McChord: Thanked VM Gorton, Jennifer Mossotti, Scott Woodall, and Keith Lovan for coming to the Clays Mill Rd project; stated that if a citizen wants to be on the email tree for this project, contact Dist. 9 office at 258-3215; Wellington Way school goes online in August; this summer they will be configuring Harrodsburg and New Circle Rds intersection; stated that administration had not sent the information about the golf course issues.

CM Crosbie: Announced that there will be BBQ sold at the Govt. Center on 3/4/11 to benefit the Ruby Bailey Center that is in Woodhill.

CM Lawless: Announced that the Ayelsford NA will meet tonight at 7 pm at the Woodland Christian Church; on 3/8/11 at 6 pm Historic South Hill NA will meet at the 1st United Methodist Church parsonage in the basement; Larry Stir of John's Run Walk Shop passed away today-send thoughts to family and friends.

CM Henson: Announced that there is a steering committee made up of Friends of Wolf Run Creek, Bluegrass Pride, and other agencies to clean-up the streams of Dist. 11 on 4/30 and they will be meeting soon; tomorrow evening Hamilton Park NA will meet at 6 pm at the Village Branch Library-Mayor Gray, VM Gorton, CAO Moloney will be in attendance; CM Henson stated that she attended and enjoyed the Firefighters' award banquet last Friday.

VIII. Public Comment – Issues Not on Agenda-None

IX. Closed Session

A motion by CM Lane to enter into a closed session pursuant to KRS 61.810(1) (f) for discussion that may lead to the discipline or dismissal of an employee, seconded by CM Ellinger, passed without dissent.

A motion by CM Crosbie to come back into open session, seconded by Cm Ellinger, passed without dissent.

A motion by CM Ford to refer to Thursday March 3rd Council Meeting a resolution that states the Council has "no confidence" in the current leadership of the Div. of Fire, seconded by CM Myers, passed without dissent.

X. Adjournment

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

COW work session adjourned at 6:48 pm.

LEXINGTON-FAYETTE URBAN COUNTY COUNCIL

COMMITTEE OF THE WHOLE WORK SESSION AGENDA

March 15, 2011

- I. **Public Comment – Issues on Agenda**
- II. **Approval of Summary-Yes, March 1, 2011, pp.1-4**
- III. **Review of Docket, First Readings are below; pp.5-14**
Items will remain on docket unless one of the following actions are taken:
 - a. *Refer a matter to a council committee*
 - b. *Recommend that the administration provide additional information*
 - c. *Recommend that an item be removed*

ORDINANCES – FIRST READING (New Business)

- 9. An Ordinance accepting the bid of The Southern Group, Inc., in the amount of \$109,791 for Kearney Hills Golf Course Irrigation Replacement, for the Div. of Parks and Recreation, and appropriating funds pursuant to Schedule No. 108. **[Hancock]** (3 Bids, Non-Low)
- 10. An Ordinance ratifying the 2010 Div. of Community Corrections Policy and Procedure Manual and adopting it in lieu of the Policy and Procedure Manual adopted in Ordinance No. 133-2009, which provides procedures for general management, public information, inmate information system and inmate records, budgeting and accounting, inmate accounts, commissary, staffing, disciplinary actions, sworn status, appearance, code of ethics, court proceedings, personnel records, physical fitness, training requirements, off-duty employment, drug free workplace policy, employee assistance program, tobacco free/no smoking designation, admissions, commitment authority, inmate records, inmate searches, inmate property, orientation, transfer and release, objective classification, security assessments, custody assessments, disciplinary segregation, administrative segregation, inmate supervision, security procedures, inspections, searches, transportation of inmates, use of restraints, use of force, weapons, use of firearms, emergency procedures and operations, inmate health care, food service procedures, equipment maintenance, control and use of dangerous materials, sanitation, hygiene, inmate services unit, statement of inmate rights, disciplinary offenses, hearing procedures, inmate grievance procedures, probation services unit, community alternative program-goals, drug testing unit, and community service unit. **[Div. of Community Corrections, Bishop, BS 068-11, p.22]**
- 11. An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for municipal

expenditures, and appropriating and re-appropriating funds, Schedule No. 110. **[Div. of Budgeting, Barrow]**

12. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Transportation Cabinet, which Grant funds are in the amount of \$320,320 (FHWA Planning), \$48,400 (Federal Transit Administration Section 5303), \$102,000 (Mobility Office (SLX)), \$54,000 (Air Quality Planning (SLX)), \$67,200 (Congestion Management (SLX)) and \$52,800 (Bike/Ped (SLX)) Federal funds, are for the Div. of Planning Unified Work Program – FY 2012, the acceptance of which obligates the Urban County Government for the expenditure of \$60,060 (FHWA Planning), \$12,100 (Federal Transit Administration), \$25,500 (Mobility Office (SLX)), \$13,500 (Air Quality Planning (SLX)), \$16,800 (Congestion Management (SLX)), and \$13,200 (Bike/Ped (SLX)) as a local match, subject to sufficient funds being appropriated in FY 2012, appropriating funds pursuant to FY 2012 Schedule No. 6, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. **[Div. of Community Development, Gooding, BS 082-11, pp.23-24]**
13. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Transportation Cabinet, which Grant funds are in the amount of \$500,000 Federal funds, are for the Lexington Traffic Movement and Revitalization Study, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, appropriating funds pursuant to Schedule No. 103, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. **[Div. of Community Development, Gooding, BS 089-11, p.25]**
14. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the National Association of Police Athletic/Activities League, Inc., to provide any additional information requested in connection with this Grant Application, and to accept this Grant if the application is approved, which Grant funds are in the amount of \$30,000 Federal funds, are for a juvenile mentoring program in the Div. of Police, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, appropriating funds pursuant to Schedule No. 102, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. **[Div. of Community Development/Dept. of Public Safety, Gooding/Mason, BS 080-11, p.26]**
15. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Emergency Management Agency, which Grant funds are in the amount of \$98,700 Federal funds and \$15,792 Commonwealth of Ky. funds, are for the Lexington-Fayette County Comprehensive Hazard Mitigation Plan, the acceptance of which obligates the Urban County Government for the expenditure of \$17,108 as a local match, appropriating funds pursuant to

Schedule No. 104, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. **[Div. of Community Development/Dept. of Public Safety, Gooding/Mason, BS 091-11, p.27]**

16. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Div. of Emergency Management, which Grant funds are in the amount of \$97,125 Federal funds and \$15,540 Commonwealth of Ky. funds, are for replacement of a generator at Fire Station One, the acceptance of which obligates the Urban County Government for the expenditure of \$16,835 as a local match, appropriating funds pursuant to Schedule No. 105, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. **[Div. of Community Development/Dept. of Public Safety, Gooding/Mason, BS 092-11, p.28]**
17. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Dept. of Military Affairs, Div. of Emergency Management, which Grant funds are in the amount of \$388,400 Federal funds, are for continuation of the Chemical Stockpile Emergency Preparedness Program (CSEPP), the acceptance of which does not obligate the Urban County Government for the expenditure of funds, appropriating funds pursuant to Schedule No. 106, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. **[Div. of Community Development/Dept. of Public Safety, Gooding/Mason, BS 093-11, p.29]**
18. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Cabinet for Health and Family Services, to provide any additional information requested in connection with this Grant Application, and to accept this Grant if the application is approved, which Grant funds are in the amount of \$448,036 Federal funds, are for continuation of the New Chance Program in the Div. of Family Services, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, appropriating funds pursuant to FY 2012 Schedule No. 5, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. **[Div. of Community Development/Dept. of Social Services, Gooding/Mills, BS 081-11, p.30]**
19. An Ordinance amending Section 22-5(2) of the Code of Ordinances, creating one (1) position of Administrative Specialist P/T, Grade 110N, in the Div. of Emergency Management/911 and appropriating funds pursuant to Schedule No. 107. **[Div. of Human Resources, Jarvis, 087-11, p.31]**

RESOLUTIONS – FIRST READING (New Business)

12. A Resolution accepting the bid of R & B Cleaning Services, establishing a price contract for Custodial Services – Recycling Center, for the Div. of Facilities and Fleet Management. **[Baradaran]** (8 Bids, Non-Low)

13. A Resolution accepting the bid of Compumeric Engineering, Inc. d/b/a Securr, establishing a price contract for trash and recycling containers, for the Div. of Parks and Recreation. **[Hancock]** (4 Bids)
14. A Resolution accepting the bids of Herb Geddes Fence Co., Inc.; S and T Fencing, Inc.; Rio Grande Fence; Shuck Fence Co., Inc.; Myers Fence, LLC; and A&W Fence Co., Inc., establishing price contracts for fencing, for the Div. of Parks and Recreation. **[Hancock]** (7 Bids)
15. A Resolution accepting the bid of Global Environmental Solutions, LLC, establishing a price contract for electronics waste recycling, for the Div. of Waste Management. **[Feese]** (3 Bids)
16. A Resolution accepting the bid of Machinex Technologies, Inc., in the amount of \$106,440 for Eddy Current Separator – Thompson Rd. Material Recovery Facility, for the Div. of Waste Management. **[Feese]** (6 Bids)
17. A Resolution accepting the bid of Amteck, in the amount of \$84,750 for electrical upgrades – Thompson Rd. Recycling Center, for the Div. of Waste Management. **[Feese]** (3 Bids)
18. A Resolution accepting the bid of Allied Technical Services, Inc., establishing a price contract for temporary pumping services, generators and emergency waste water treatment plant equipment rental, for the Div. of Water Quality. **[Martin]** (1 Bid)
19. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Volunteers of America of Ky., Inc., for support of emergency housing for homeless families, at a cost not to exceed \$8,000. **[Div. of Community Development, Gooding, BS 085-11, p.32]**
20. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to Agreement with the Ky. Transportation Cabinet, for extension of the Versailles Rd. Corridor Enhancements Project through June 30, 2011, at no cost to the Urban County Government. **[Div. of Community Development/Council Office, Gooding/Williams, BS 084-11, p.33]**
21. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 7 to the Contract with Nesbit Engineering, Inc., for design of the Meadows/Northland/Arlington Public Improvements Project, Subphase 3D, increasing the contract price by the sum of \$3,200.00 from \$260,458.78 to \$263,658.78, and amending Resolution 411-2010 related to Change Order No. 6 for the project to reflect that the correct subphase is Subphase 3D. **[Div. of Community Development/Div. of Engineering, Gooding/Rayan, BS 090-11, pp.34-36]**
22. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Dept. for Local Development and to provide any additional

information requested in connection with this Grant Application, which Grant funds are in the amount of \$75,000 Federal funds, and are for improvements for Hisle Farm Park. **[Div. of Community Development/Div. of Facilities & Fleet Management, Gooding/Baradaran, BS 101-11, p.37]**

23. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Contract Modification to the Engineering Services Agreement with GRW Engineers, Inc., for design of the Liberty Rd./Todds Rd. Section 2 Public Improvement Project, increasing the contract price by the sum of \$271,053 from \$399,992 to \$671,045. **[Div. of Community Development/Dept. of Public Works & Development, Gooding/Taylor, BS 099-11, pp.38-40]**
24. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Agreements with Blue Grass Community Foundation (\$450), Big Brothers Big Sisters of the Bluegrass (\$450), Lexington Dolphins, Inc. (\$300), and Girls on the Run (\$450), for the Office of the Urban County Council, at a cost not to exceed the sums stated. **[Council Office, Williams]**
25. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Memorandum of Understanding with the University of Ky., for parking at UK Polk-Dalton Clinic, at no cost to the Urban County Government. **[Div. of Facilities and Fleet Management, Baradaran, BS 083-11, p.41]**
26. A Resolution ratifying the probationary civil service appointments of: Demetria Kimball, Environmental Inspector II, Grade 117E, \$1,914.56 bi-weekly, Kevin Lyne, Environmental Inspector II, Grade 117E, \$1,897.84 bi-weekly, Bennie Begley, Sewer Line Maintenance Superintendent, Grade 116E, \$2,430.48 bi-weekly, in the Div. of Water Quality, effective March 7, 2011; ratifying the permanent civil service appointments of: John Carey, Telecommunicator Supervisor, Grade 116E, Jason Eason, Kevin Owens, Telecommunicator, Grade 111N, in the Div. of Emergency Management/911, effective February 28, 2011; ratifying the unclassified civil service appointment to the Office of the Urban County Council of: Leah Boggs, Aide to Council, Grade 000E, \$2,057.69 bi-weekly, in the Council Office, effective February 28, 2011; ratifying the unclassified civil service pay increases in the Office of the Urban County Council of: Melynda Milburn Jamison, Aide to Council, Grade 000E, increase from \$2,000.00 biweekly to \$2,057.69 bi-weekly, Scott Seymour, Aide to Council, Grade 000E, increase from \$1,942.31 bi-weekly to \$2,057.69 bi-weekly, effective February 28, 2011; ratifying the temporary appointment in the Office of the Urban County Council of: Jeannette Williams, Council Administrator, Grade 121E, \$2,249.92 bi-weekly, effective February 21, 2011. **[Div. of Human Resources, Jarvis]**
27. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Donald L. Crain, Esq.,

attorney with Frost Brown & Todd, LLC, for collective bargaining negotiations, at a cost not to exceed \$60,000. **[Dept. of Law, Graham, BS 108-11, p.42]**

28. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Grant Award Agreement awarding a Class A Incentive Grant for a stormwater quality project to Bluegrass PRIDE, Inc., in the amount of \$19,200. **[Div. of Water Quality, Martin, BS 094-11, p.43]**
29. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Grant Award Agreement awarding a Class A Incentive Grant for a stormwater quality project to WGPL Neighborhood Association, Inc., in the amount of \$7,700. **[Div. of Water Quality, Martin, BS 095-11, p.44]**
30. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Grant Award Agreement awarding a Class A Incentive Grant for a stormwater quality project to the Colony Unit Four Community Association, Inc., in the amount of \$35,248.10. **[Div. of Water Quality, Martin, BS 096-11, p.45]**
31. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Grant Award Agreement awarding a Class A Incentive Grant for a stormwater quality project to Ky. River Watershed Watch, Inc., in the amount of \$1,800. **[Div. of Water Quality, Martin, BS 097-11, p.46]**
32. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Modification to the Agreement awarding a Class A (Neighborhood) Incentive Grant for a stormwater quality project to Southern Heights Neighborhood Association, Inc., increasing the grant amount by the sum of \$9,369.60 from \$40,630.40 to \$50,000. **[Div. of Water Quality, Martin, BS 098-11, p.47]**
33. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Assignment of Easement and an Amendment to License Agreement with the Cincinnati New Orleans and Texas Pacific Railway Co. and Don Jacobs, Inc., at a cost not to exceed \$4,350. **[Div. of Water Quality, Martin, BS 100-11, p.48]**

ORDINANCES-SECOND READING (Previous Business)

1. An Ordinance changing the zone from a Townhouse Residential (R-1T) zone to a Planned Neighborhood Residential (R-3) zone for 0.299 net (0.420 gross) acre, for property located at 412 S. Mill St. (a portion of), subject to certain use restrictions imposed as conditions of granting the zone change (WML Properties, LLC). Conditional Approval 8-0 (To Be Heard By April 27, 2011). **[Div. of Planning – King]**

2. An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for municipal expenditures, and appropriating and re-appropriating funds, Schedule No. 99. **[Div. of Budgeting, Barrow]**
3. An Ordinance authorizing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Commonwealth of Ky. Office of Highway Safety, to provide any additional information requested in connection with this Grant Application, and to accept this Grant if the application is approved, which Grant funds are in the amount of \$25,000 Federal funds, are for "Click It or Ticket" Safety Belt Enforcement Mobilization, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, appropriating funds pursuant to Schedule No. 100, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. **[Div. of Community Development/Div. of Police, Gooding/Bastin, BS 065-11, previous docket]**
4. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Justice and Public Safety Cabinet, to provide any additional information requested in connection with this Grant Application, and to accept this Grant if the application is approved, which Grant funds are in the amount of \$100,000 Commonwealth of Ky. funds from the Law Enforcement Service Fee Program, are for support of the cost of police overtime hours for a Traffic Alcohol Patrol, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, appropriating funds pursuant to FY 2012 Schedule No. 4, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. **[Div. of Community Development/Div. of Police, Gooding/Bastin, BS 079-11, previous docket]**
5. An Ordinance authorizing the Mayor, on behalf of the Urban County Government, to execute an Addendum to the Lease Agreement with Gray Television Licensee, LLC d/b/a WKYT-TV, for an extension of the term of the leased space for the 800 megahertz trunked radio system effective January 1, 2011, at a cost not to exceed \$7,392 for the first year of the Addendum, and appropriating funds pursuant to Schedule No. 101. **[Div. of Fire & Emergency Services, Hendricks, BS 075-11, previous docket]**
6. An Ordinance amending Section 22-5(2) of the Code of Ordinances, creating two (2) positions of Construction Supervisor P/T, Grade 118E, in the Div. of Waste Management, and appropriating funds pursuant to Schedule No. 97. **[Div. of Human Resources, Jarvis, BS 054-11, previous docket]**
7. An Ordinance amending Section 22-5(2) of the Code of Ordinances, creating one (1) position of Project Engineering Coordinator, Grade 119E, for a three-year term, in the Div. of Water Quality, and

appropriating funds pursuant to Schedule No. 98. **[Div. of Human Resources, Jarvis, BS 055-11, previous docket]**

8. An Ordinance amending Section 2-151(b) of the Code of Ordinances to provide that members of the "Keep Lexington Beautiful Commission" may be employed in Fayette County to be eligible for board membership.

RESOLUTIONS-SECOND READING (Previous Business)

1. A Resolution accepting the bid of PIE Management, LLC, establishing a price contract for temporary labor, for the Dept. of General Services and the Div. of Parks and Recreation. **[Hancock]** (5 Bids)
2. A Resolution accepting the bid of Chesapeake Bay Coatings, in the amount of \$10,609.40, for pool paint, for the Div. of Parks and Recreation. **[Hancock]** (6 Bids)
3. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Justice and Public Safety Cabinet and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$270,000 Federal funds, and are for continuation of the Street Sales Drug Enforcement Project for FY 2012. **[Div. of Community Development/Dept. of Public Safety, Gooding/Mason, BS 056-11, previous docket]**
4. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with the University of Ky., for space in the University of Ky. Hospital emergency room for use as a clinical practice area for the Sexual Assault Treatment Program, at a cost not to exceed \$3,000. **[Div. of Community Development/Dept. of Public Safety, Gooding/Mason, BS 067-11, previous docket]**
5. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Amendment No. 13 to the Contract with Entran (formerly known as American Consulting Engineers, PLC) for professional services for the Newtown Pike Extension Project, increasing the contract price by the sum of \$241,964.00 from \$6,614,351.51 to \$6,856,315.51. **[Div. of Community Development/Dept. of Public Works & Development, Gooding/Taylor, BS 057-11, previous docket]**
6. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Agreements with Young Marines Captain Reginald Underwood Unit, Inc. (\$550), Bryan Station High School PTSA, Inc. (\$200), for the Office of the Urban County Council, at a cost not to exceed the sums stated. **[Council Office, Williams]**
7. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Amendment No. 3, to Contract #5797 (Res.

No. 693-2006) with Ky. Theatre Management Group, Inc., extending the term of management for an additional seven months, through October 31, 2011. **[Div. of Facilities & Fleet Management, Baradaran, BS 066-11, previous docket]**

8. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. Two to the Contract with Architectural Graphics, Inc., for the Lexington Wayfinding Program, increasing the contract price by the sum of \$14,096.39 from \$389,145.79 to \$403,242.18. **[Dept. of Public Works & Development, Taylor, BS 058-11, previous docket]**
9. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Agreement with Chestnut Health System, Inc.'s GAIN Coordination Center, for data storage and data sharing for the purpose of assessing youth substance abuse, for the Div.'s of Youth and Family Services, at a cost not to exceed \$820. **[Dept. of Social Services, Mills, BS 078-11, previous docket]**
10. A Resolution authorizing the Div. of Water Quality, on behalf of the Urban County Government, to purchase three (3) mixing compressors for the Town Branch Wastewater Treatment Plant from Sihi Pumps, Inc. c/o KY Sherman & Schroder Equipment Co., a sole source provider, at a cost not to exceed \$40,689. **[Div. of Water Quality, Martin, BS 061-11, previous docket]**
11. A Resolution authorizing and directing the Div. of Traffic Engineering, pursuant to Code of Ordinances Section 18-86, to install multiway stop signs at Ridgecane Rd. and Sebastian Ln.

IV. Review of Budget Amendments, pp.16-19

V. Agenda Items Referred from Council Members

Items will remain on docket unless one of the following actions are taken:

- a. *Refer a matter to a council committee*
- b. *Recommend that the item be placed on the docket of an official session of the Urban County Council*
- c. *Recommend that no action be taken*

A. 3.17.11 NDF List (for informational purposes only), p.49

B. Commonwealth Economics, pp.50-66

VI. Committee Reports

A. 3.8.11 Environmental Quality Committee, p.67

B. 3.8.11 Public Safety & Public Works Committee (separate)

VII. Council Reports

VII. Public Comment – Issues Not on Agenda

IX. Adjournment



Lexington-Fayette Urban County Government
OFFICE OF THE COUNCIL CLERK

Jim Gray
Mayor

Susan Lamb
Council Clerk

TO: All LFUCG

FROM: Susan Lamb, Council Clerk
Council Clerk's Office

DATE: March 11, 2011

RE: 3-17-11 Council Meeting Docket Attachment

Attached is the following information:

- Budget Amendment Request List
- NDF Request List
- Memoranda for New Business Items

BUDGET AMENDMENT REQUEST LIST

16

JOURNAL	50388	DIVISION	Streets, Roads, Forestry	Fund Name	General Fund
				Fund Impact	42,996.00CR 42,996.00CR

To budget personnel recovery for streets and roads for Kentucky Pride - FY 2011.
KYPRIDE_2011.

JOURNAL	50390	DIVISION	Traffic Engineering	Fund Name	General Fund
				Fund Impact	54,400.00 54,400.00CR .00

To establish a transfer to the Energy Improvement Fund by recognizing savings achieved in traffic signal utilities account.

JOURNAL	50394-95	DIVISION	Traffic Engineering	Fund Name	General Fund
				Fund Impact	8,016.46 8,016.46CR .00

To recognize revenue for the reimbursement of overtime for UK football games traffic control.

JOURNAL	50408-09	DIVISION	Streets, Roads, Forestry	Fund Name	General Fund
				Fund Impact	3,969.00 3,969.00CR .00

To provide funds for treated rock salt by recognizing a reimbursement from University of Kentucky.

JOURNAL	50410-11	DIVISION	Streets, Roads, Forestry	Fund Name	General Fund
				Fund Impact	328.30 328.30CR .00

To provide funds for overtime by recognizing reimbursement for overtime worked during event.

JOURNAL	50417-18	DIVISION	Streets, Roads, Forestry	Fund Name	General Fund
				Fund Impact	3,500.00 3,500.00CR .00

To provide funds for clothing allowance by recognizing a reimbursement from scrap metal materials.

JOURNAL	50482-83	DIVISION	Special Projects	Fund Name	Donation Fund
				Fund Impact	2,400.00
					2,400.00CR
					.00

To provide operating expenses for cash awards by recognizing revenue from donation by the National Arts Program Foundation.

JOURNAL	50484-85	DIVISION	Special Projects	Fund Name	Donation Fund
				Fund Impact	300.00
					300.00CR
					.00

To provide operating expenses by recognizing revenue from hanging YMCA Banners.

JOURNAL	50614-15	DIVISION	Parks and Recreation	Fund Name	Donation Fund
				Fund Impact	4,500.00
					4,500.00CR
					.00

To recognize a donation from Cricket Communications for construction of athletic dugouts.

JOURNAL	50391-92	DIVISION	Traffic Engineering	Fund Name	Energy Fund
				Fund Impact	54,400.00
					54,400.00CR
					.00

To provide funds for energy saving projects by recognizing a transfer from the General Fund.

JOURNAL	50396	DIVISION	Waste Management	Fund Name	Urban Fund
				Fund Impact	1,566,940.19
					1,566,940.19

To provide funds for various Waste Management projects budgeted in FY 2010 but not completed before the end of the fiscal year. Funds for these projects are available in the Urban Service District Fund fund balance.

JOURNAL	50400	DIVISION	Waste Management	Fund Name	Urban Fund
				Fund Impact	36,465.00
					36,465.00

To reduce personnel recovery for waste management for KY Pride - FY 2011.

JOURNAL	50480-81	DIVISION	Finance	Fund Name	2009 Bond Projects
				Fund Impact	500.00
					500.00CR
					.00

To provide operating expenses by recognizing revenue reimbursement for overpayment.

18

JOURNAL	50397-98	DIVISION	Community Development	Fund Name	Grants - State
				Fund Impact	2,530.67
					2,530.67CR
					.00

To amend KY Pride - FY 2011 to reflect actual grant awarded and to provide funds for litter pick-up by division of Streets and Roads, mowing contract by Parks and Recreation, and additional funds for adopt-a-spot contracts.

JOURNAL	50401	DIVISION	Water Quality	Fund Name	Sewer Fund
				Fund Impact	100,000.00
					100,000.00CR
					.00

To put money in place to allow for the Sump Pump Redirection Program to maintain activity through year-end, thereby assisting the UCG meet requirements set forth in the EPA Consent Decree.

JOURNAL	50405-06	DIVISION	Water Quality	Fund Name	Sewer Fund
				Fund Impact	2,003.50
					2,003.50CR
					.00

To recognize reimbursement from vendor to related to overpayment.

JOURNAL	50415	DIVISION	Water Quality	Fund Name	Sewer Construction Fund
				Fund Impact	600,000.00
					600,000.00

To provide funds for improvements designed to address some of the 11 recurring sanitary sewer overflows (SSOs) at the old Lexington Mall location area. Work in the area is progressing faster than originally anticipated.

JOURNAL	50399	DIVISION	Waste Management	Fund Name	Landfill Fund
				Fund Impact	856,691.51
					856,691.51

To provide funds for various Waste Management projects budgeted in FY 2010 but not completed before the end of the fiscal year. Funds for these projects are available in the Landfill Fund fund balance.

BUDGET AMENDMENT REQUEST SUMMARY

Fund	1101	General Fund	42,996.00CR
Fund	1103	Donation Fund	.00
Fund	1105	Energy Efficiency Fund	.00
Fund	1115	Urban Service District Fund	1,603,405.19
Fund	2518	2009 Bond Projects	.00
Fund	3400	Grants – State	.00
Fund	4002	Sanitary Sewer Revenue and Operating Fund	.00
Fund	4003	Sanitary Sewer Construction Fund	600,000.00
Fund	4121	Landfill Fund	856,691.51

NEW BUSINESS ITEMS REQUIRING BUDGET AMENDMENTS

20

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
080-11 (pg. 16)	50412-13	Community Development	To establish grant budget for PALYEP _ 2011. 3140 30,000.00 3140 30,000.00CR .00 *
081-11 (pg. 20)	TBD	Community Development	To request council authorization to submit application to the Kentucky Cabinet for Health and Family Services for New Chance – 2012 grant. 3190 448,036.00 3190 448,036.00CR .00 *
082-11 (pgs.13-14)	TBD	Community Development	To establish grant budgets for FY 2012 Transportation Planning Activities. 3160 805,900.00 3160 805,900.00CR .00 *
087-11 (pg. 21)	CB0054	Emergency Management	To provide funds for one position of Administrative Specialist PT with payroll recovery from the CSEPP Grant. 1101 2,500.00 2,500.00 *
089-11 (pg. 15)	BA 3466	Community Development	To establish grant budget for Lexington Traffic Movement and Revitalization study – FY 2011. 3160 490,000.00 3160 490,000.00CR .00 *
091-11 (pg. 17)	50618-19	Community Development	To establish grant budget for Hazard Mitigation Grant - FY 2011. 3200 131,600.00 3200 131,600.00CR .00 *
091-11 (pg.17)	BA 3473	Community Development	To establish personnel recovery for Hazard Mitigation Grant - FY 2011. 1101 12,978.00CR 12,978.00CR *

091-11 (pg. 17)	BA 3475	Community Development	To budget personnel recovery from the Sanitary Sewer funds for Hazard Mitigation Grant - FY 2011.
			4051 1,280.00CR 1,280.00CR*
092-11 (pg.18)	BA 3471	Community Development	To establish grant budget for Fire Hazard Mitigation Grant - FY 2011.
			3200 129,500.00 3200 129,500.00CR .00 *
093-11 (pg. 19)	BA 3469	Community Development	To establish grant budget for CSEPP - FY 2011.
			3200 388,400.00 3200 388,400.00CR .00 *
093-11 (pg.19)	BA 3470	Community Development	To budget Personnel for CSEPP - FY 2011.
			1101 95,600.00 95,600.00*

EFFECT ON FUND BALANCES			
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FUND 1101	106,078*	INCREASE TO:	GENERAL SERVICES FUND
FUND 3140	0*	NO IMPACT TO:	US DEPARTMENT OF JUSTICE
FUND 3160	0*	NO IMPACT TO:	US DEPARTMENT OF TRANSPORTATION
FUND 3190	0*	NO IMPACT TO:	US DEPT OF HEALTH AND HUMAN SERVICES
FUND 3200	0*	NO IMPACT TO:	US DEPARTMENT OF HOMELAND SECURITY
FUND 4051	12,800*	DECREASE TO:	WATER QUALITY MANAGEMENT FUND



068-11
22

Lexington-Fayette Urban County Government
DEPARTMENT OF PUBLIC SAFETY

Jim Gray
Mayor

Clay Mason
Commissioner

To: Richard Moloney, CAO
Mayor Jim Gray
Councilmembers

From: Ronald L. Bishop, Director
Division of Community Corrections

RLB

Date: February 10, 2011

Subject: Request for Council Approval of the Policy Manual, v 1.2, for the Division of
Community Corrections

Request approval of the Division of Community Corrections Policy Manual version 1.2.

cc: Clay Mason, Commissioner
Department of Public Safety



082-11
23

Lexington-Fayette Urban County Government
Jim Gray, Mayor
DIVISION OF COMMUNITY DEVELOPMENT

TO: JIM GRAY, MAYOR
URBAN COUNTY COUNCIL

FROM: IRENE GOODING, ACTING DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT

DATE: FEBRUARY 16, 2011

SUBJECT: AUTHORIZATION TO ACCEPT AWARDS, IF OFFERED, FOR FY 2012
TRANSPORTATION PLANNING ACTIVITIES

The Transportation Planning Section of the Division of Planning has prepared a work program for Fiscal Year 2012 that includes funding from the following federal programs that finance the Unified Work Program.

<u>Federal Program</u>	<u>Federal Amount</u>	<u>State Match</u>	<u>Local Match</u>	<u>Total</u>
FHWA Planning	320,320	20,020 (5%)	60,060 (15%)	400,400
Federal Transit Administration Section 5303	48,400		12,100 (20%)	60,500
Mobility Office (SLX)	102,000		25,500* (20%)	127,500
Air Quality Planning (SLX)	54,000		13,500 (20%)	67,500
Congestion Management (SLX)	67,200		16,800 (20%)	84,000
Bike/Ped Planning (SLX)	52,800		13,200 (20%)	66,000
TOTALS	644,720	20,020	141,160	805,900

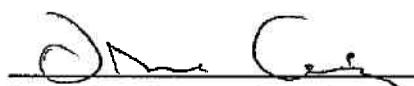
*source of matching funds is the documentation of Public Service Announcements

Among the activities covered by the Unified Work Program are congestion management, planning and updating the long-range transportation plan, air quality planning, traffic impact analysis, bicycle-pedestrian planning, and updating the transit development plan. The Mobility Office program maintains responsibility for the promotion of car/van pooling and other activities that are designed to conserve energy, relieve highway congestion, reduce parking demand, and improve air quality.

Mayor, Council, CAO
February 16, 2011
Bluesheet Memo/2012 Transportation Planning Activities

These combined funding sources support the personnel costs of nine transportation planning positions in the Division of Planning. Operating costs such as office supplies, printing, maintenance, equipment and professional development are also included. The Kentucky Transportation Cabinet provides a 5% match on the FHWA Planning grant, for which the LFUCG provides a match of 15%. All other programs require a match of 20%.

Council authorization to accept the awards, if offered, is hereby requested, subject to the availability of sufficient funds in FY 2012.



Irene Gooding, Acting Director

Xc: Richard Moloney, Chief Administrative Office



089-11

25

Lexington-Fayette Urban County Government
Jim Gray, Mayor
DIVISION OF COMMUNITY DEVELOPMENT

TO: JIM GRAY, MAYOR
URBAN COUNTY COUNCIL

FROM: IRENE GOODING, ACTING DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT

DATE: FEBRUARY 25, 2011

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT AWARD OF
FEDERAL FUNDS FROM THE KENTUCKY TRANSPORTATION
CABINET FOR THE LEXINGTON TRAFFIC MOVEMENT AND
REVITALIZATION STUDY

Lexington-Fayette Urban County Government has been notified of a Congressional appropriation in the amount of \$490,000 for the purpose of improving traffic movement in the downtown area. The following activities are proposed by the Divisions of Planning and Traffic Engineering:

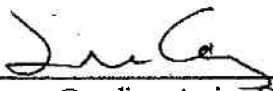
Traffic simulation modeling, analysis and reporting of results concerning the potential one-way to two-way conversion of streets in the downtown area. Anticipated cost is \$140,000.

Traffic signal re-timing for the a.m., noon and p.m. periods requires data collection, updating and modification to the existing re-timing models for the arterials leading into the downtown and the downtown grid. Arterial route limits and more exact periods of time for data collection will be specified for approximately 120 signalized intersections. Anticipated cost is \$250,000.

Identify at least 10 critical operations deficiency locations throughout the study area for more detailed analysis, development of projects for future funding and provide cost and congestion related benefits. Anticipated cost is \$50,000.

Implement traffic control enhancement (2070 traffic controllers) at ten prioritized locations to improve safety and efficiency for the identified bottlenecks (or choke points) from the above activity. Anticipated cost is \$50,000.

Council authorization to accept the award is hereby requested.


Irene Gooding, Acting Director

Xc: Richard Moloney, Chief Administrative Officer



080-11
26

Lexington-Fayette Urban County Government
Jim Gray, Mayor
DIVISION OF COMMUNITY DEVELOPMENT

TO: JIM GRAY, MAYOR
URBAN COUNTY COUNCIL

FROM: IRENE GOODING, ACTING DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT

DATE: FEBRUARY 15, 2011

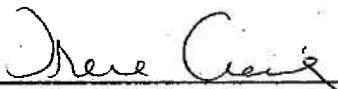
SUBJECT: REQUEST COUNCIL AUTHORIZATION TO SUBMIT
APPLICATION TO THE NATIONAL POLICE ATHLETIC
LEAGUE, AND ACCEPT AWARD IF OFFERED, FOR
PARTICIPATION IN THE POLICE ACTIVITIES LEAGUE
MENTORING PROGRAM (PALYEP) IN THE DIVISION OF
POLICE

The Division of Police, Police Activities League has prepared grant application for submission to the National Police Athletic/Activities League, Inc., requesting \$30,000 for operation of a National Police Activities League Mentoring Program.

The purpose of the program is to implement a mentoring program during non-school hours that includes a dropout prevention curriculum and development of a group of volunteers to serve as adult/peer mentors. Funds will be used to support costs of mentoring personnel (under contract), travel, field trips minor equipment, training materials, snacks, and operating supplies.

Federal funds for the program are from the U.S. Department of Justice/Office of Juvenile Justice and Delinquency Prevention Program.

Council authorization to submit the application, and accept the award if offered, is hereby requested.



Irene Gooding, Acting Director

XC: Clay Mason, Commissioner of the Department of Public Safety



091-11

27

Lexington-Fayette Urban County Government
Jim Gray, Mayor
DIVISION OF COMMUNITY DEVELOPMENT

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

**FROM: IRENE GOODING, ACTING DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT**

DATE: FEBRUARY 28, 2011

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT AWARD OF
FEDERAL FUNDS FROM THE KENTUCKY EMERGENCY
MANAGEMENT AGENCY UNDER THE HAZARD MITIGATION
GRANT PROGRAM FOR THE LEXINGTON-FAYETTE COUNTY
COMPREHENSIVE HAZARD MITIGATION PLAN**

On September 17, 2011 (Resolution No. 602-2009), Council approved submission of a grant application to the Kentucky Emergency Management Agency requesting federal funding from FEMA's (Federal Emergency Management Agency) Hazard Mitigation Grant Program for the Lexington-Fayette County comprehensive Hazard Mitigation Plan. The U.S. Department of Homeland Security has approved federal funding in the amount \$98,700 (75%). The amount of state funds is \$15,792 (12%). A 13% required local match (\$17,108) is budgeted in 1101-505201-0001-78201 in the 2011 general fund budget. Of this local match, \$14,258 will be recovered from personnel costs of existing urban county staff members who will devote time to the hazard mitigation plan. These staff members are in Division of Emergency Management/911, Building Inspection, Code Enforcement, Engineering, Streets, Roads, and Forestry, Sanitary Sewers, Fire and Emergency Services, and Police. Total project cost is \$131,600.

The current adopted Hazard Mitigation Plan expires on August 13, 2011. The purpose of this project is to re-evaluate the risk and impacts to the community and to update the plan as identified by this review in order to have an approved revised plan in place by the expiration date of the current plan. Federal regulations require that Hazard Mitigation Plans be updated every five years. Federal funds will be used to support a contract with a consultant to manage the planning process.

Council authorization to accept the award is hereby requested.


Irene Gooding Acting Director

Xc: Clay Mason, Commissioner of the Department of Public Safety



092-11

28

Lexington-Fayette Urban County Government
Jim Gray, Mayor
DIVISION OF COMMUNITY DEVELOPMENT

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

**FROM: IRENE GOODING, ACTING DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT**

DATE: FEBRUARY 28, 2011

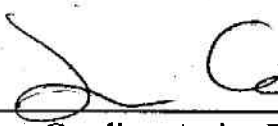
**SUBJECT REQUEST COUNCIL AUTHORIZATION TO ACCEPT AWARD OF
FEDERAL FUNDS FROM THE KENTUCKY DIVISION OF
EMERGENCY MANAGEMENT UNDER THE FEDERAL EMERGENCY
MANAGEMENT AGENCY'S HAZARD MITIGATION GRANT
PROGRAM**

On May 7, 2009 (Resolution No. 311-2009), Council approved the submission of an application prepared by the Division of Fire and Emergency Services requesting federal funds from the Kentucky Division of Emergency Management under the Federal Emergency Management Agency's Hazard Mitigation Grant Program. Federal funds were requested for the replacement of a generator at Fire Station One.

U.S. Department of Homeland Security has approved this application in the amount of \$97,125. The Kentucky Division of Military Affairs will provide a 12% match of \$15,540. A 13% local match in the amount of \$16,835 is required. This local match is budgeted in the 2011 General Fund budget for Fire and Emergency Services. Total project cost is \$129,500.

The Hazard Mitigation Grant Program (HMGP) provides grants to States and local governments to implement long-term hazard mitigation measures after a major disaster declaration. The purpose of the HMGP is to reduce the loss of life and property due to natural disasters and to enable mitigation measures to be implemented during the immediate recovery from a disaster. The HMGP is authorized under Section 404 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act.

Council authorization to accept award is hereby requested.


Irene Gooding, Acting Director

Xc: Clay Mason, Commissioner of the Department of Public Safety



093-11

29

Lexington-Fayette Urban County Government
Jim Gray, Mayor
DIVISION OF COMMUNITY DEVELOPMENT

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

**FROM: IRENE GOODING, ACTING DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT**

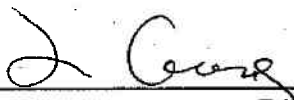
DATE: FEBRUARY 28, 2011

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT AWARD
FROM THE KENTUCKY DEPARTMENT OF MILITARY
AFFAIRS, DIVISION OF EMERGENCY MANAGEMENT FOR
FEDERAL FUNDS UNDER THE CHEMICAL STOCKPILE
EMERGENCY PREPAREDNESS PROGRAM (CSEPP)—FY 2011**

The Kentucky Department of Military Affairs, Division of Emergency Management has offered the LFUCG an award of \$388,400 for the continuation of the Chemical Stockpile Emergency Preparedness Program (CSEPP) for Fiscal Year 2011. These funds will be used to support part-time administrative assistant and part-time coordinator (salary and benefits), administration of the local program, maintain an alert and notification system, communications, public education, purchase of supplies, purchase of decontamination equipment, radio replacement, and professional development. No matching funds are required.

The source of federal funds is the Department of Homeland Security/Federal Emergency Management Agency. CSEPP funds are used to support emergency preparedness activities in a nine county area that surrounds the Blue Grass Army Depot in Richmond, the site of a stockpile of chemical weapons.

Council authorization to accept the award is hereby requested.


Irene Gooding, Acting Director

Xc: Clay Mason, Commissioner of Public Safety



081-11

30

Lexington-Fayette Urban County Government
Jim Gray, Mayor
DIVISION OF COMMUNITY DEVELOPMENT

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

**FROM: IRENE GOODING, ACTING DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT**

DATE: FEBRUARY 17, 2011

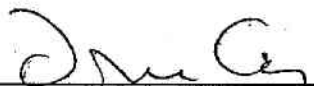
**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO SUBMIT
APPLICATION TO THE KENTUCKY CABINET FOR HEALTH
AND FAMILY SERVICES, AND ACCEPT AWARD IF OFFERED,
FOR CONTINUATION OF THE NEW CHANCE PROGRAM FOR
FY 2012**

The Lexington-Fayette Urban County Government has prepared a request for federal funds from the Kentucky Cabinet for Health and Family Services for the continuation of the New Chance program in Fiscal Year 2012, in the Department of Social Services, Division of Family Services. New Chance was first implemented in 1990.

The **New Chance Program**, first implemented at the Family Care Center in 1990, provides social services to 16-21 year old single parents in Fayette County. These services include components of developmental child care, health care referrals with family planning, life skills, education, career choice and job training and development. The Family Care Center provides case management services to participants, based upon the individual's level of progress in becoming work ready. Case management includes intensive employment services such as job development, employer follow-up, linkage to additional training, either on-job or on-site, client support and linkage to child care and transportation. The Family Care Center, under its agreement with the state, offers full-time computer keyboarding and office skills instruction to K-TAP recipients when career assessment identifies this need. The funds support the personnel costs of a Social Worker Supervisor, four MSW social workers, an administrative assistant, and a Teacher/Counselor. The funds also provide for supplies, local travel, and professional development. Total cost of this program for 2012 is \$448,036.

These federal funds originate from the U.S. Department of Health and Human Services.

Council authorization to submit the application, and accept award if offered, is hereby requested.


Irene Gooding, Acting Director

Xc: Beth Mills, Commissioner of the Department of Social Services



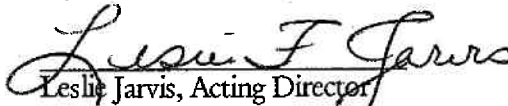
087-11
31

Lexington-Fayette Urban County Government
DIVISION OF HUMAN RESOURCES

Jim Gray
Mayor

MEMORANDUM

TO: Jim Gray, Mayor
Council Members

FROM: 
Leslie Jarvis, Acting Director
Division of Human Resources

DATE: February 24, 2011

RE: Create Position - Division of Emergency Management/911

The attached action amends Section 22-5 of the Code of Ordinances creating one (1) position of Administrative Specialist P/T (Grade 110N) in the Division of Emergency Management/911, to become effective upon passage of Council.

The Division requests this action as a support position for the CSEPP Coordinator in the continuing development and implementation of the CSEPP program. The duties include planning, coordinating and communicating with the Federal, State, Local, public and private agencies in the CSEPP program to facilitate county preparedness for a CSEPP event.

The fiscal impact for FY2011 will be \$2,499.37 (4 pay periods) includes FICAA and Unemployment. This will be funded through the CSEPP grant fund.

Name	Position Title	Annual Salary Before	Annual Salary After	Annual Increase/(Decrease)
Vacant	Administrative Specialist P/T	\$0	\$15,077.66	\$15,077.66
Total Annual Impact/ Salary and Benefits \$16,245.88				

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

Attachment

cc: Clay Mason - Commissioner, Department of Public Safety
David Lucas, Division of Emergency Management/911
Pat Dugger, Division of Emergency Management/911
Darrylyn Combs, HR Senior Manager, Division of Human Resources

11-0019



085-11
32

Lexington-Fayette Urban County Government
Jim Gray, Mayor
DIVISION OF COMMUNITY DEVELOPMENT

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

**FROM: IRENE GOODING, ACTING DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT**

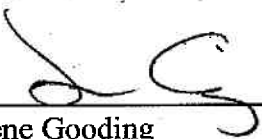
DATE: FEBRUARY 22, 2011

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE
AGREEMENT WITH VOLUNTEERS OF AMERICA FOR
FINANCIAL SUPPORT OF EMERGENCY HOUSING SERVICES -
FY 2011**

The FY 2011 General Fund budget provides for the use of \$8,000 to support the costs of emergency housing for homeless families with Volunteers of America. The funds will be used for deposits of rental units and rent payments for eligible families.

Funds are budgeted in account #1101-160201-0001-71302.

Council authorization to execute the agreement is hereby requested.



Irene Gooding
Acting Director

Cc: Richard Moloney, Chief Administrative Officer



084-11

33

Lexington-Fayette Urban County Government
Jim Gray, Mayor
DIVISION OF COMMUNITY DEVELOPMENT

TO: JIM GRAY, MAYOR
URBAN COUNTY COUNCIL

FROM: IRENE GOODING, ACTING DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT

DATE: FEBRUARY 22, 2011

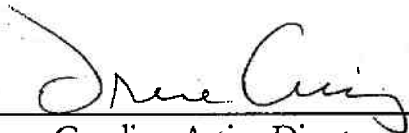
SUBJECT REQUEST COUNCIL AUTHORIZATION TO EXECUTE
AMENDMENT TO AGREEMENT WITH KENTUCKY
TRANSPORTATION CABINET FOR THE VERSAILLES ROAD
CORRIDOR ENHANCEMENTS PROJECT

On November 2, 2006, (Ordinance No. 319-2006), the Urban County Council approved the acceptance of a grant award from the Kentucky Transportation Cabinet of federal funds for the Versailles Road Corridor Enhancements Project.

On August 27, 2009 (Resolution No. 569-2009), the Urban County Council approved execution of an amendment extending the project through June 30, 2010.

The Kentucky Transportation Cabinet has proposed an Amendment to the Agreement establishing a revised termination date of June 30, 2011. The amendment is necessary in order to process project reimbursement requests. No other changes to the original agreement are proposed. Kentucky Transportation Cabinet is requesting the submission of a resolution approving the amendment.

Council authorization to execute Amendment to Agreement is hereby requested.


Irene Gooding, Acting Director

Xc: Jeannette Williams, Acting Council Administrator



090-11

34

Lexington-Fayette Urban County Government
Jim Gray, Mayor
DIVISION OF COMMUNITY DEVELOPMENT

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

**FROM: IRENE GOODING, ACTING DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT**

DATE: FEBRUARY 18, 2011

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE CHANGE ORDER NO. 7
WITH NESBITT ENGINEERING, INC. IN THE AMOUNT OF \$3,200.00 FOR
MEADOWS/NORTHLAND/ARLINGTON PUBLIC IMPROVEMENTS DESIGN
PHASE 3 AND TO CORRECT RESOLUTION NO. 411-2010 FOR CHANGE ORDER
NO. 6**

The Division of Engineering has recommended the execution of Change Order No. 7 for \$3,200.00 with Nesbitt Engineering, Inc. for design of Meadows/Northland/Arlington Public Improvements Project, Subphase 3D. The new contract total is \$263,658.78.

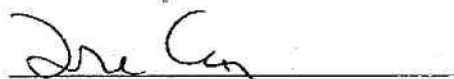
The change order provides for revision of the roadway design in the interest of reducing the impact of the public improvements on residential front lawns and driveways. It will also provide for the design of some additional provisional stormwater improvements on Morgan Avenue. The Division of Community Development concurs with the Division of Engineering's request.

Sufficient funds are budgeted in the following accounts:

FUND	DEPT ID	SECTION	ACCOUNT	PROJECT	BUD REF	ACTIVITY	AMOUNT
3120	303202	3211	91713	CDBG-2009	2009	C03	\$1,073.00
3120	303202	3211	91713	CDBG-2010	2010	C03	\$2,127.00

Council authorization to execute Change Order No. 7 to agreement with Nesbitt Engineering, Inc. in the amount of \$3,200.00 is hereby requested.

The Resolution No. 411-2010 for Change Order No. 6 needs to be corrected. It should state for the design of the Meadows/Northland/Arlington Public Improvements, Subphase 3D, instead of Subphase 3C.


Irene Gooding, Acting Director

Cc: Division of Engineering
Cheryl Taylor, Commissioner of the Departments of Environmental Quality & Public Works

AMENDMENT NO 7

**Meadows-Northland-Arlington
Neighborhood Improvement Project
Phase 3**

Contract Dated July 16, 2002

Resolution No 419-2002

Purchase Order No. K71811

Requisition No. 187629

Fund 902-491-950-910 8701

Purpose/Reason for Amendment

Assemble Plans, Update Plans, and Prepare Bid Package for Phase 3B, C, D Lettings.

Original Contract Amount	\$99,930.00
Amendment No. 1 (Ordinance No. 43-2003; dated 2/20/2003)	52,238.00
Amendment No. 2 (Resolution No. 1770-2004; dated 4/8/2004)	17,500.00
Amendment No. 3 (Resolution No. 204-2005; dated 4/21/2005)	3,190.78
Amendment No. 4 (Resolution No. 584-2007; dated 11/1/2007)	32,100.00
Amendment No. 5	23,500.00
Amendment No. 6	32,000.00
Amendment No. 7	<u>3,200.00</u>
NEW CONTRACT AMOUNT	\$263,658.78

OWNER:

Jim Gray, Mayor

Attest

Date: _____

CONSULTANT:

Paul D. Nesbitt, President
Nesbitt Engineering, Inc.

Attest

Date: 2/10/11

CONTRACT HISTORY FORM

Contractor: NESBITT ENGINEERING

Project Name: MEADOWS-NORTHLAND-ARLINGTON NEIGHBORHOOD IMPROVEMENT PHASE 3

Contract Number and Date: 4803 (16 JULY 2002)

Responsible LFUCG Division: DIVISION OF ENGINEERING (ON BEHALF OF DIVISION OF COMMUNITY DEVELOPMENT)

CHANGE ORDER DETAILS

A. Original Contract Amount: \$ 99,930.00

Next Lowest Bid Amount:
\$ N/A

B. Amount of Selected Alternate or Phase: \$ N/A

C. Cumulative Amount of All Previous Alternates or Phases: \$ N/A

D. Amended Contract Amount: \$ 260,458.78

E. Cumulative Amount of All Previous Change Orders: \$ 160,528.78 61.63 %
(Line E / Line D)

F. Amount of This Change Order: \$ 3,200.00 1.23 %
(Line F / Line D)

G. Total Contract Amount: \$ 263,658.78

SIGNATURE LINES

Project Manager: William A. Bowie, Jr. Date: 15 FEBRUARY 2011

Reviewed by: Robt A. Bryant Date: 2/16/11

Division Director: M. A. Laing Date: 2/16/11



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Lexington-Fayette Urban County Government
Jim Gray, Mayor
DIVISION OF COMMUNITY DEVELOPMENT

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

**FROM: IRENE GOODING, ACTING DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT**

DATE: MARCH 3, 2011

**SUBJECT REQUEST COUNCIL AUTHORIZATION TO SUBMIT APPLICATION
TO THE KENTUCKY DEPARTMENT FOR LOCAL DEVELOPMENT
REQUESTING FEDERAL FUNDS FROM THE FY 2011 LAND AND
WATER CONSERVATION FUND FOR HISLE FARM PARK. THIS
PROJECT REQUIRES PUBLIC MEETING ON MARCH 17
2011.**

The Division of Parks and Recreation has prepared a grant application for submission to the Kentucky Governor's Development for Local Government, requesting federal funding in the amount of \$75,000 for development of Hisle Farm Park. The application for Land and Water funds will include funding for equestrian & hiking trails, pond improvements, wetland and meadow habitats and phase one of archery range".

This project requires a 50% local match. Local match in the amount of \$75,000 will come from operating costs that have been requested in the Fiscal year 2012 General Fund budget. Total project cost is \$150,000.

The source of federal funds is the Department of Interior/National Park Service. Funds are authorized by the Land and Water Conservation Fund Act of 1965. This project requires a public meeting scheduled for March 17, 2011.

Council authorization to submit application is hereby requested.


Irene Gooding, Acting Director

Xc: Jamshid Baradaran, Acting Commissioner of the Department of General Services



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Lexington-Fayette Urban County Government
Jim Gray, Mayor
DIVISION OF COMMUNITY DEVELOPMENT

TO: JIM GRAY, MAYOR
URBAN COUNTY COUNCIL

FROM: IRENE GOODING, ACTING DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT

DATE: MARCH 1, 2011

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE
MODIFICATION TO ENGINEERING SERVICES AGREEMENT WITH
GRW ENGINEERS, INC. FOR THE DESIGN OF LIBERTY/TODDS
ROAD SECTION 2 ROAD IMPROVEMENT PROJECT

The Lexington-Fayette Urban County Government has been awarded federal funds from the Kentucky Transportation Cabinet for the widening and reconstruction of Todds Road/Liberty Road, Section 2. Section 2 is described as beginning 0.2 miles south of Andover Forest Drive/Forest Hill Drive to Interstate 75, a total distance of approximately 1.5 miles. On June 24, 2004 (Resolution 324-2004), Council approved Engineering Services Agreement with GRW Engineers, Inc., in the amount of \$399,992 for design of this project. Construction funding for this project was not subsequently authorized.

A contract modification in the amount of \$271,053 has been negotiated for modification of original design because of new construction along corridor, need for additional right-turn lanes, floodplain considerations at the Todds Road Tributary, and Kentucky Transportation Cabinet review. Approval of funds for additional design work have been approved by the Metropolitan Planning Organization (MPO), and is under review by the Federal Highway Administration. New contract total is \$671,045.

Funds are budgeted in:

FUND	DEPT ID	SECT	ACCT	PROJECT	ACTIVITY	BUD REF
3160	303202	3211	91715	LIBERTYTD 2005	MS GRANT	2005

Council authorization to execute contract modification with GRW Engineers, Inc., is hereby requested, contingent upon final approval by Federal Highway Administration and Kentucky Transportation Cabinet.


Irene Gooding, Acting Director

Xc: Cheryl Taylor, Commissioner of the Department of Environmental Quality and Public Works

CONTRACT HISTORY FORM

Project Name Liberty/Todds Road Widening Section 2
Contractor: GRW Engineers, Inc.
Contract Number and Date: Contract #5221 June 24, 2004
Responsible LFUCG Division: Engineering

CONTRACT AND CHANGE ORDER DETAILS

A. Original Contract Amount:	\$	<u>399,992.00</u>	
Next Lowest Bid Amount:			
<u>NA</u>			
B. Amount of Selected Alternate or Phase:	\$	<u> </u>	
C. Cumulative Amount of All Previous Alternates or Phases:	\$	<u>399,992.00</u>	
D. Amended Contract Amount:	\$	<u>399,992.00</u>	
E. Cumulative Amount of All Previous Change Orders:	\$	<u>0.00</u>	<u>0.0%</u>
			(Line E / Line D)
F. Amount of This Change Order:	\$	<u>271,053.00</u>	<u>67.8%</u>
			(Line F / Line D)
G. Total Contract Amount:	\$	<u>671,045.00</u>	

SIGNATURES

Project Manager:

Keith Horn

Date:

1/19/11

Reviewed by:

Paul A. Bryant

Date:

1/20/11

Division Director:

MA King

Date:

1/20/11

Date: January 7, 2011

CONTRACT MODIFICATION

Project: Liberty/Todds Road Section 2

Location: Andover Forest Drive to I 75

To (Contractor): GRW Engineers, Inc.

Contract No: 5221

Contract Modification No. 1

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

[illegible]

Total decrease

Total decrease

Net (increase/decrease) in contract price

Current Contract Amount = \$399,992.00

New Contract Amount = \$671,045.00

Recommended by,

(Proj. Enar.)

Date 1/19/11

Accepted by

(Consultant)

Date 01/14/2011

Approved by _____

(Urban Co. Engr.)

Date 1-24-11

Approved by _____

(Commissioner)

Date _____

Approved by _____

(Mayor or CAO)

Date _____



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Lexington-Fayette Urban County Government
DEPARTMENT OF GENERAL SERVICES

Jim Gray
Mayor

Richard P. Moloney
Chief Administrative Officer

TO: Mayor Jim Gray
Urban County Council

FROM: Jamshid Baradaran 
Director, Facilities & Fleet

DATE: February 18, 2011

RE: Memorandum of Understanding (MOU)
University of Kentucky

I am requesting Urban County Council's approval of a Memorandum of Understanding (MOU) with the University of Kentucky to allow parking for Lyric Theatre events at the UK Polk-Dalton Clinic parking lot, located at 217 Elm Tree Lane, Lexington, KY, on weekends and after 5:00 p.m., Monday through Friday.

The parking lot is the paved portion of the corner lot adjacent to the clinic and across the street from the Lyric Theatre. There are no costs associated with this MOU and therefore no budget implications for LFUCG.

Please contact me or Mike Sanner, in the Department of Law, should you have any questions related to this agreement.



Lexington-Fayette Urban County Government
DEPARTMENT OF LAW

Jim Newberry
Mayor

Logan Askew
Commissioner

TO: Mayor Jim Gray
Members, Urban County Council

FROM: Department of Law

DATE: March 10, 2011

RE: Agreement for Collective Bargaining Negotiator for Corrections, Police, and Fire and Emergency Services

As you may recall, the LFUCG issued an RFQ to solicit proposals for an outside collective bargaining negotiator for the LFUCG. Donald L. Crain, Esq., an attorney with Frost Brown Todd, LLC was selected from the submitted proposals. We have been negotiating with Mr. Crain regarding a final agreement, and we have now completed those negotiations. Attached please find the contract for this professional service. The contract is capped at \$60,000 and will cover Corrections, Police, and Fire and Emergency Services. This will be funded from the Human Resources Division, and the accounting string is included below:

Fund	Dept ID	Section	Account	Amount
1101	160502	1821	71299	29,122.00
1101	160502	1823	71299	13,737.00
1101	160502	1824	71299	27,000.00

If you have any questions, please let me know.


Janet M. Graham, Commissioner



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Lexington-Fayette Urban County Government
DEPARTMENT OF ENVIRONMENTAL QUALITY

Jim Gray
Mayor

Cheryl A. Taylor
Commissioner

To: Mayor Jim Gray
Urban County Council

From: 
Charles H. Martin, P.E., Director

Date: February 28, 2011

Re: Request Approval of a Class A (Neighborhood) Grant Award Agreement for Stormwater Quality Projects
Funded by the Water Quality Management Fee

Grantee: Bluegrass Pride, Inc.

Grant Amount: \$19,200.00

Target Watershed: Cane Run

Project: Writing, developing, and producing 30-minute educational video for public broadcast and distribution on Cane Run and the Cane Run Watershed.

This request is for approval of a Class A Incentive Grant which was reviewed and selected by the Water Quality Fees Board at its January 6th meeting. Funding is budgeted and available in the Fund 4051 303204 3373 78112. All Class A grants require a minimum 20% match by the grant recipient.

Questions regarding this agreement should be directed to Susan Plueger, the Incentive Grant Program Administrator, at 859-425-2482.

Attachment

Pc: Cheryl Taylor, Commissioner, Department of Environmental Quality
Ed Gardner, Department of Law
Julie Mantrom, Division of Water Quality
Susan Plueger, P.E., Division of Water Quality



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Lexington-Fayette Urban County Government
DEPARTMENT OF ENVIRONMENTAL QUALITY

Jim Gray
Mayor

Cheryl A. Taylor
Commissioner

To: Mayor Jim Gray
Urban County Council

From: 
Charles H. Martin, P.E., Director

Date: February 28, 2011

Re: Request Approval of a Class A (Neighborhood) Grant Award Agreement for Stormwater Quality Projects
Funded by the Water Quality Management Fee

Grantee: WGPL Neighborhood Association, Inc.

Grant Amount: \$7,700.00

Target Watershed: Wolf Run

Project: Enhance riparian buffer area along Wolf Run with additional plantings. Project area is the Goodrich Drive greenspace used by the neighborhood.

This request is for approval of a Class A Incentive Grant which was reviewed and selected by the Water Quality Fees Board at its January 6th meeting. Funding is budgeted and available in the Fund 4051 303204 3373 78112. All Class A grants require a minimum 20% match by the grant recipient.

Questions regarding this agreement should be directed to Susan Plueger, the Incentive Grant Program Administrator, at 859-425-2482.

Attachment

Pc: Cheryl Taylor, Commissioner, Department of Environmental Quality
Ed Gardner, Department of Law
Julie Mantrom, Division of Water Quality
Susan Plueger, P.E., Division of Water Quality



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Lexington-Fayette Urban County Government
DEPARTMENT OF ENVIRONMENTAL QUALITY

Jim Gray
Mayor

Cheryl A. Taylor
Commissioner

To: Mayor Jim Gray
Urban County Council

From: 
Charles H. Martin, P.E., Director

Date: February 28, 2011

Re: Request Approval of a Class A (Neighborhood) Grant Award Agreement for Stormwater Quality Projects
Funded by the Water Quality Management Fee

Grantee: The Colony Unit Four Community Association, Inc.

Grant Amount: \$35,248.10

Target Watershed: Wolf Run

Project Retrofit of 3 retention ponds with bottom aeration and sonic algae control, stabilization of an eroding stormwater conveyance channel, and an educational seminar for neighborhood residents on stormwater pollution.

This request is for approval of a Class A Incentive Grant which was reviewed and selected by the Water Quality Fees Board at its January 6th meeting. Funding is budgeted and available in the Fund 4051 303204 3373 78112. All Class A grants require a minimum 20% match by the grant recipient.

Questions regarding this agreement should be directed to Susan Plueger, the Incentive Grant Program Administrator, at 859-425-2482.

Attachment

Pc: Cheryl Taylor, Commissioner, Department of Environmental Quality
Ed Gardner, Department of Law
Julie Mantrom, Division of Water Quality
Susan Plueger, P.E., Division of Water Quality



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Lexington-Fayette Urban County Government
DEPARTMENT OF ENVIRONMENTAL QUALITY

Jim Gray
Mayor

Cheryl A. Taylor
Commissioner

To: Mayor Jim Gray
Urban County Council

From: 
Charles H. Martin, P.E., Director

Date: February 28, 2011

Re: Request Approval of a Class A (Neighborhood) Grant Award Agreement for Stormwater Quality Projects
Funded by the Water Quality Management Fee

Grantee: Kentucky River Watershed Watch, Inc.

Grant Amount: \$1,800.00

Target Watershed: all of Fayette County

Project: Educate Fayette County volunteers on water quality, monitoring techniques, and provide testing equipment.

This request is for approval of a Class A Incentive Grant which was reviewed and selected by the Water Quality Fees Board at its January 6th meeting. Funding is budgeted and available in the Fund 4051 303204 3373 78112. All Class A grants require a minimum 20% match by the grant recipient.

Questions regarding this agreement should be directed to Susan Plueger, the Incentive Grant Program Administrator, at 859-425-2482.

Attachment

Pc: Cheryl Taylor, Commissioner, Department of Environmental Quality
Ed Gardner, Department of Law
Julie Mantrom, Division of Water Quality
Susan Plueger, P.E., Division of Water Quality



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Lexington-Fayette Urban County Government
DEPARTMENT OF ENVIRONMENTAL QUALITY

Jim Gray
Mayor

Cheryl A. Taylor
Commissioner

To: Mayor Jim Gray
Urban County Council

From: 
Charles H. Martin, P.E., Director

Date: February 28, 2011

Re: Amendment to Class A (Neighborhood) Incentive Grant Funded by the Water Quality Management Fee

Grantee: Southern Heights Neighborhood Association, Inc.
Grant Amendment Amount: \$9,369.60

This request is for approval of an amendment to the above-referenced Class A Incentive Grant. This amendment would bring the Original Grant Amount of \$40,630.40 up to a Total Grant Amount of \$50,000.00. This grant amendment was reviewed and approved by the Water Quality Fees Board at its February 10 meeting. Funding is budgeted and available in the Fund 4051 303204 3373 78112. All Class A grants require a minimum 20% match by the grant recipient.

The grant project involves replacement of existing asphalt pavement with a permeable paver system. This amendment covers additional unanticipated costs to bring an abutting sidewalk and pedestrian ramps up to required Americans with Disabilities Act (ADA) standards.

Questions regarding this request should be directed to Susan Plueger, the Incentive Grant Program Administrator, at 859-425-2482.

Pc: Cheryl Taylor, Commissioner, Department of Environmental Quality
Ed Gardner, Department of Law
Julie Mantrom, Division of Water Quality
Susan Plueger, P.E., Division of Water Quality



100-11

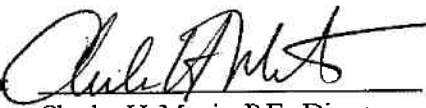
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Lexington-Fayette Urban County Government
DEPARTMENT OF ENVIRONMENTAL QUALITY

Jim Gray
Mayor

Cheryl A. Taylor
Commissioner

To: Mayor Jim Gray
Urban County Council

From: 
Charles H. Martin, P.E., Director

Date: March 1, 2011

Re: Request Approval of Assignment of Easement and Amendment of License Agreement Between Don Jacobs, Inc. and The Cincinnati New Orleans and Texas Pacific Railway Company to LFUCG

This request is for approval of an assignment of easement and amendment to modify an existing License Agreement between The Cincinnati New Orleans and Texas Pacific Railway Company and Don Jacobs, Inc. to LFUCG for a permanent sanitary sewer easement on Nicholasville Road.

In 1973 Don Jacobs, Inc. secured an easement from The Cincinnati New Orleans and Texas Pacific Railway Company to construct a sanitary sewer along Nicholasville Road. In the License Agreement, Don Jacobs, Inc. was required to make annual payments to the railroad for as long as the sewer went through the railroad property. The Division of Water Quality was contacted by Don Jacobs, Inc. to see if LFUCG was interested in acquiring the sewer easement, to make the sewer part of the public system. The Division of Water Quality was agreeable to making the line public and contacted the railroad about taking over the existing License Agreement.

The License Agreement covers an 8-inch sewer encased in a 14-inch pipe across the railway, 1,820± feet north of milepost 85. Instead of annual payments for the permanent easement, The Cincinnati New Orleans and Texas Pacific Railway Company has requested a one time payment of \$4,000. There is also a one time administrative processing fee of \$350.00. Funding is budgeted in 4002 303401 3401 71301 for rent/land lease.

Attachments: Three Original Assignments of Easements
Two Original Amendments to the License Agreement

Pc: Cheryl Taylor, Commissioner, Department of Environmental Quality
Ed Gardner, Department of Law
Julie Mantrom, Division of Water Quality

**Neighborhood Development Funds
March 17, 2011
Council Meeting**

Total Amount	Recipient	Purpose
\$450.00	Blue Grass Community Foundation 250 W Main Street, Suite 1220 Lexington, KY 40507-1714 Attn: Allison Langford	Bluegrass Regional Grandparents & Relatives Raising Children conference
\$450.00	Big Brothers Big Sisters of the Bluegrass 1016 Rushwood Court Lexington, KY 40511 Attn: Larry Dale Suttles	Assistance to Big Brothers Big Sisters of the Bluegrass to help provide financial assistance for their Fayette County program
\$300.00	Lexington Dolphins, Inc. PO Box 23231 Lexington, KY 40524 Attn: Diane Sobel, President	Support to Lexington Dolphins, Inc. for their county wide swim team
\$450.00	Girls on the Run PO Box 23328 Lexington, KY 40523 Attn: Heidi Guckenberger, Council Director	Assistance to the Girls on the Run program to educate and prepare 3rd-8th grade girls for a lifetime of self-respect and healthy living

AFFORDABLE HOUSING TRUST FUND: *ECONOMIC IMPACT STUDY*

Presented by Commonwealth Economics to the
Lexington-Fayette Urban County Government

March 17th, 2011

Commonwealth Economics, LLC

- ◎ We specialize in developing the following studies:
 - Economic and fiscal impact analysis
 - Market analysis
 - Feasibility studies
- ◎ We were charged with the task of developing an economic, fiscal and social impact study based on the proposed implementation of an Affordable Housing Trust Fund by the LFUCG.
- ◎ In developing our analysis, we were asked to answer 9 questions regarding the AHTF's impacts and feasibility.

1 & 2. What would be the yield on various levels of increases in insurance taxes and what is the cost to the average household?

Impact per Household of Various Increases in the Local Insurance Tax Rates			
<u>Increase in the Local Insurance Tax</u>	<u>Gross Fiscal Impact</u>	<u># of Households</u>	<u>Impact per Household</u>
1% increase	\$4,449,120	127,408	\$35
1% increase, but excluding health increase	\$3,800,677	127,408	\$30
0.75% increase	\$3,336,840	127,408	\$26
0.75% increase, but excluding health increase	\$2,850,508	127,408	\$22
0.5% increase	\$2,224,560	127,408	\$17
0.5% increase, but excluding health increase	\$1,900,338	127,408	\$15

- It should be noted that the available revenue data does not distinguish households from businesses.
- Therefore, the average “impact per household” estimates include the increased cost to both households and businesses.

3. How many affordable housing units will be created and/or rehabilitated each year if trust fund revenues are \$4 million?

- ◎ According to the Louisville Apartment Association, Habitat for Humanity, and River City Housing Corporation's estimates:
 - Cost to develop a single unit of affordable housing is approximately \$85,000.
 - The median amount spent on rehabbing a single distressed unit is approximately \$30,000.

3. How many affordable housing units will be created and/or rehabilitated each year if trust fund revenues are \$4 million?

Direct Impact Assumptions- Leveraged Funds at 8:1 Ratio

- Based on the above spending estimates, levered at an 8:1 ratio, in a given year, Lexington would:
 - Construct approximately 150 new housing units
 - And rehabilitate up to 320 units distressed units

4. How many jobs will be created to construct new, or rehabilitate existing, affordable housing units?

Construction Activity- Employment 8:1 Leverage

- ⊙ As shown above, construction and rehab activity is expected to directly create about 161 jobs in Lexington.
- ⊙ Another 143 jobs are estimated to be created as a secondary effect of the increased economic activity.
- ⊙ **This totals to an estimated 304 new jobs within Lexington.**

5. What is the financial impact on the community?

Construction Activity- Wages 8:1 Leverage	
	total
	522
	257
	133
	066
	953
	, 762
	5, 563
	\$96, 692
	\$10, 228, 949

5. What is the financial impact on the community?

Economic Impacts of Change in Household Spending- 8:1 Leverage

- ⦿ This represents the number of households that would benefit from the subsidy created by the construction of new units, should this amount be viewed as a direct subsidy rather than dollars spent on construction.
- ⦿ This shows that the one-time spending on construction provides subsidized benefits to its inhabitants for more than just the year in which it is constructed.

5. What is the financial impact on the community?

[illegible]

6. What is the impact on surrounding area property values when new units are created or existing units are rehabilitated?

- ◎ Numerous studies have examined this issue, and most agree that the effect depends on a number of factors, including:
 - Host neighborhood context and compatibility with affordable housing.
 - Degree of concentration of affordable housing units.
 - Replacement of previous affordable housing units.
 - Quality of management
- ◎ The most consistent finding is that a well implemented and managed small scale affordable housing project will not negatively affect property values in the area.

7. Is the 6:1 match attainable?

- ⦿ Through our research and in speaking with the Kentucky Affordable Housing Trust Fund, we believe that the 6:1 match is attainable.
- ⦿ This is especially true in the short run due to the numerous federal programs that are currently available.
- ⦿ The Kentucky AHTF has achieved a 4:1 overall match since 1994, and Lexington's AHTF would be able to lever their funds as well to increase the local ratio.

8. What is the economic impact of an average, conservative and aggressive leverage ratio?

- © The following three slides show the overall economic output estimates that a 5:1, 8:1, and 10:1 leverage ratio would create throughout Lexington.

8. What is the economic impact of an average, conservative and aggressive leverage ratio?

Summary of Economic Impacts - 5:1 Leverage

4	3	2	1	0
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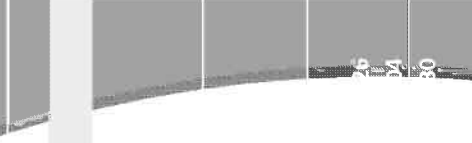
8. What is the economic impact of an average, conservative and aggressive leverage ratio?

Summary of Economic Impacts- 8:1 Leverage

1				
81				
92				
103				

8. What is the economic impact of an average, conservative and aggressive leverage ratio?

Summary of Economic Impacts- 10:1 Leverage



9. What are the unquantifiable impacts (i.e. social, quality of life, etc) of an affordable housing trust fund on the community?

- **Health**
- **Family Stability and Education**
- **Welfare to Work**
- **Environmental Benefits**
- **Possible Negative Effects**

Conclusion

- ◎ Assuming an 8:1 leverage ratio, the estimated annual economic impacts of a \$4 million AHTF investment include:
 - An average of approximately 470 housing opportunities can be produced each year, *including 150 new construction projects and 320 rehabilitation projects.*
 - More than 363 new jobs will be directly and indirectly supported by trust fund investment.
 - More than \$43.3 million of direct, indirect and induced economic activity will be generated from trust fund investment.

ENVIRONMENTAL QUALITY COMMITTEE

March 8, 2011

Summary

Chair Blues called the meeting to order at 1:00 PM. All committee members present. Also present were Kay and McChord but not as part of the quorum.

I. Environmental Policy Outreach & Education

Mark York gave this presentation. The presentation summarized the outreach & education work within the Department. Mr. York addressed several questions from Councilmember's.

No motions came from the presentation.

II. Energy Management Report

James Bush gave this presentation. The presentation highlighted efforts and initiatives within the energy management function within the LFUCG. Mr. Bush addressed several questions from Councilmember's.

No motions came from the presentation.

III. McConnell Springs Water Quality Wetland Project

Dr. David Price and Charles Martin gave this presentation. The presentation summarized efforts to improve the water quality at McConnell Springs. Dr Price & Mr. Martin addressed several questions from Councilmember's.

IV. Remedial Measures Plan (RMP)

Charles Martin provided an update for Councilmember's on the RMP and the associated public meetings. He addressed several questions from Councilmember's.

V. Proprietary Fund Financials

Chair Blues stated that the monthly Financial Report was included in the packet.

There were no questions or motions from the information.

On a motion by Vice Mayor Gorton second Henson, the Committee agreed to schedule a Special Environmental Quality Committee meeting on April 19 at 11:00 AM.

The meeting was adjourned at 2:45 PM.