URBAN COUNTY COUNCIL
April 11-April 18, 2011

Monday, April 11

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

Human Rights Commission Community Relations Meeting…………………………………....4:30 pm
Human Rights Commission conference room

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

Tuesday, April 12

Council Core Staff Work Group Meeting……………………………………………………….9:30 am
Conference Room-5th Floor Government Center

Special Committee of the Whole (COW) Meeting……………………………………...............11:30 am
Council Chambers-2nd Floor Government Center

Council General Government Committee Meeting……………………………………………1:00 pm
Council Chambers-2nd Floor Government Center

Mayor's Budget Address…………………………………………………………………………3:00 pm
Council Chambers-2nd Floor Government Center

Council Committee of the Whole Work Session………….................After Mayor's Budget Address
Council Chambers-2nd Floor Government Center

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

Wednesday, April 13

Transportation Technical Coordinating Committee Meeting…………………………………..9:00 am
Conference Room-7th Floor Phoenix Building

Traffic Safety Coalition Meeting………………………………………………………...............10:30 am
Conference Room-3rd Floor Phoenix Building

Tree Board Meeting……………………………………………………………......................10:30 am
Conference Room-5th Floor Government Center

Congestion Management Committee Meeting………………………………………………..1:30 pm
Conference Room-7th Floor Phoenix Building

Noise Ordinance Task Force Meeting…………………………………………….……………5:30 pm
Conference Room-5th Floor Government Center

Thursday, April 14

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

Friday, April 15

Mayor's Task Force on Health & Wellness Meeting (formerly Task Force on Breast Cancer)..............10:00 am
Conference Room-5th Floor Government Center

Monday, April 18

No Meetings

LEXINGTON-FAYETTE URBAN COUNTY COUNCIL

COMMITTEE OF THE WHOLE W O R K S E S S I O N A G E N D A

April 12, 2011

I. Public Comment – Issues on Agenda

II. Approval of Summary-Yes, March 15, 2011, pp.13-16

III. Review of Docket, pp.76-88-complete Council Meeting work copy

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)

12. An Ordinance changing the zone from a Wholesale and Warehouse Business (B-4) zone to a Neighborhood Business (B-1) zone for 0.74 net (1.07 gross) acre, for property located at 369 Codell Dr. (a portion of) (Equity Alliance of Lexington, LLC). Approval 8-0 (To Be Heard By May 25, 2011) **[Div. of Planning, King] REQUIRES MOTION TO PLACE ON DOCKET WITH OR WITHOUT A PUBLIC HEARING**
13. An Ordinance changing the zone from a Professional Office (P-1) zone to a Neighborhood Business (B-1) zone for 0.594 net (0.829 gross) acre, for property located at 1389 Alexandria Dr. (W. Nelson McMakin). Conditional Approval 8-0 (To Be Heard By May 25, 2011) **[Div. of Planning, King] REQUIRES MOTION TO PLACE ON DOCKET WITH OR WITHOUT A PUBLIC HEARING**
14. An Ordinance changing the zone from a Highway Service Business (B-3) zone to a Wholesale & Warehouse Business (B-4) zone for 1.083 net and gross acres, for property located at 763 and 779 Newtown Pike (portions of), subject to certain use restrictions imposed as conditions of granting the zone change (SCW Newtown, LLC). Conditional Approval 8-0 (To Be Heard By May 25, 2011) **[Div. of Planning, King] REQUIRES MOTION TO PLACE ON DOCKET WITH OR WITHOUT A PUBLIC HEARING**
15. 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. 112. **[Div. of Budgeting, Barrow]**
16. An Ordinance approving and adopting an Amendment to the 2010 Consolidated Plan to include the purchase of two residential units, relocation of the residents and demolition of the units in the Meadows/Northland/Arlington Project. **[Div. of Community Development, Gooding, BS 119-11, p.21] PUBLIC HEARING**

17. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit the 2011 Consolidated Plan/Grant Application to the U.S. Dept. of Housing and Urban Development, to provide any additional information requested in connection with this Grant Application, and to accept the Grant if the application is approved, which Grant funds are in the amount of $3,641,000 Federal funds, are for FY2012 Community Development Block Grant Program ($2,050,000), HOME Program ($1,500,000), and Emergency Shelter Grant Program ($91,000), the acceptance of which obligates the Urban County Government for the expenditure of $351,500 from various funding sources as local cash match and $67,000 in-kind match; appropriating funds pursuant to FY2012 Schedule No. 9; authorizing the Mayor to transfer unencumbered funds within the Grant budget; and authorizing the Mayor to execute Agreements for the approved Plan. **[Div. of Community Development, Gooding, BS 121-11, pp.22-23]**

18. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Agreement with the Ky. Energy and Environment Cabinet, for the acceptance of additional Federal funds for the Wolf Run Creek Watershed Based Plan in the amount of $20,266, the acceptance of which obligates the Urban County Government for the expenditure of $13,510.67 as a local match, and appropriating funds pursuant to Schedule No. 114. **[Div. of Community Development/Dept. of Environmental Quality, Gooding/Taylor, BS 128-11, p.24]**

19. An Ordinance authorizing 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 $750,000 Federal funds, are for the S. Limestone Streetscape Transportation Enhancement Project, and the acceptance of which obligates the Urban County Government for the expenditure of $187,500 as a local match, appropriating funds pursuant to Schedule No. 115, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. **[Div. of Community Development/Dept. of Public Works & Development, Gooding/Taylor, BS 129-11, p.25]**

20. An Ordinance authorizing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Dept. of Juvenile Justice, to provide any additional information requested in connection with this Grant Application, and to accept this Grant if the application is approved, which Grant funds are in the amount of $241,845 Commonwealth of Ky. funds, are for operation of the Day Treatment Program, for the Div. of Youth 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. 7, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. **[Div. of Community Development/Dept. of Social Services, Gooding/Mills, BS 117-11, p.26]**

21. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Lexington-Fayette County Health Dept., which Grant funds are in the amount of $483,202 Federal funds, are for the Home Network Project at the Family Care Center, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, appropriating funds pursuant to FY 2012 Schedule No. 8, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. **[Div. of Community Development/Dept. of Social Services, Gooding/Mills, BS 118-11, p.27]**

22. An Ordinance authorizing the Mayor, on behalf of the Urban County Government, to accept a Grant from the University of Ky., which Grant funds are in the amount of $496.50 Federal funds under the Child Care Infant/Toddler Provider Incentive Mini Grant Program, are for the purchase of equipment for the Family Care Center, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, appropriating funds pursuant to Schedule No. 113, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. **[Div. of Community Development/Dept. of Social Services, Gooding/Mills, BS 125-11, p.28]**

23. An Ordinance authorizing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the U.S. Dept. of Health and Human 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 $180,000 Federal funds, are for operation of the M.A.S.H. Drop Inn Facility, the acceptance of which obligates the Urban County Government for the expenditure of $20,000 to be provided by the M.A.S.H. Drop Inn operating budget, appropriating funds pursuant to FY 2012 Schedule No. 10, authorizing the Mayor to transfer unencumbered funds within the Grant budget, and authorizing the Mayor to execute an Agreement with M.A.S.H. Services of the Bluegrass, Inc., for operation of the Drop Inn Facility at a cost not to exceed $180,000. **[Div. of Community Development/Dept. of Social Services, Gooding/Mills, BS 127-11, p.29]**

24. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Sponsorship Agreement with and accept a $2,000 donation from PNC Bank, National Association, for the Senior Intern Program, and appropriating funds pursuant to Schedule No. 111. **[Dept. of Social Services, Mills, BS 103-11, p.30]**

RESOLUTIONS – <u>FIRST READING (New Business)</u>

12. A Resolution accepting the bid of E-Z Pack Manufacturing, LLC, establishing a price contract for rear loading truck mounted refuse body, for the Div. of Facilities and Fleet Management. **[Baradaran]** (4 Bids)

13. A Resolution accepting the bid of Century Equipment, establishing a price contract for golf carts, for the Div. of Parks and Recreation. **[Hancock]** (3 Bids, Non-Low)

14. A Resolution accepting the bid of ProKleen Industrial Services d/b/a PortaKleen, establishing a price contract for portable restroom units, for the Div. of Parks and Recreation. **[Hancock]** (5 Bids)

15. A Resolution accepting the bid of Pro-Teck Security Sales, establishing a price contract for ballistic shields, for the Div. of Police. **[Bastin]** (3 Bids)

16. A Resolution accepting the bid of Ennis Paint, Inc., establishing a price contract for traffic marking paint, for the Div. of Traffic Engineering. **[Herrington]** (1 Bid)

17. A Resolution accepting the bid of Accent Wire, establishing a price contract for bailing wire, for the Div. of Waste Management. **[Feese]** (1 Bid)

18. A Resolution authorizing the Div. of Community Corrections to purchase drug testing assays for the Community Alternative Program's drug testing program, from ThermoFisher Scientific (d/b/a Microgenics), a sole source provider, at a cost not to exceed $41,652, and authorizing the Mayor to execute necessary documents. **[Div. of Community Corrections, Bishop, BS 105-11, pp.31-34]**

19. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Modification #1 to the Neighborhood Stabilization Program Funding Agreement with the Ky. Dept. for Local Government to clarify eligible uses of funds and to include a provision for loan servicing by Ky. Housing Corp. **[Div. of Community Development, Gooding, BS 132-11, p.35]**

20. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Commercial Services Agreement with Insight Communications Co., LP, to provide internet network connectivity to the Div. of Emergency Management/911 using federal grant funds, at an annual cost not to exceed $960. **[Div. of Community Development/Div. of Emergency Management/911, Gooding/Lucas, BS 109-11, p.36]**

21. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Facility Encroachment Agreement with CSX Transportation, Inc., for installation of a sanitary sewer force main for the Beverly Ave. Sanitary Sewer Project, at a cost not to exceed $4,000. **[Div. of Community Development/Dept. of Environmental Quality, Gooding/Taylor, BS 106-11, p.37]**

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. Energy and Environment Cabinet and to provide any additional information requested in connection with this Grant

Application, which Grant funds are in the amount of $16,000 Commonwealth of Ky. funds and are for the purchase of dumpsters to be placed in schools for comingled recycling. **[Div. of Community Development/Dept. of Environmental Quality, BS 115-11, p.38]**

23. 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 Maxwell St. Bike/Pedestrian Project through March 10, 2012, at no cost to the Urban County Government. **[Div. of Community Development/Dept. of Public Works & Development, Gooding/Taylor, BS 110-11, p.39]**

24. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Contract with Marrillia Design and Construction, for the Maxwell St. Sidewalk and Bike Lane Project, increasing the contract price by the sum of $8,470 from $299,968.21 to $308,438.21. **[Div. of Community Development/Dept. of Public Works & Development, Gooding/Taylor, BS 111-11, pp.40-42]**

25. 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 Town Branch Trail Phase III Project through June 3, 2012, at no cost to the Urban County Government. **[Div. of Community Development/Dept. of Public Works & Development, Gooding/Taylor, BS 112-11, p.43]**

26. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Amendment to Agreement with Granicus, Inc., for addition of the Word Add-In Module, and integration with Legistar, at a cost not to exceed $1,625. **[Council Clerk's Office, Lamb, BS 134-11, p.44]**

27. A Resolution changing the street names and property address numbers of 2515 Harrodsburg Rd. to 2376 Alexandria Dr., of 588, 600, and 601 Judy Ln. to 2278, 2277, and 2281 Allen Dr., of 600 Parkside Dr. to 2297 Allen Dr., of 1200 Centre Pkwy. to 3554 Appian Way, of 928 N. Limestone to 122 Arceme Ave., of 3252 Bay Springs Park to 3297 Blackford Pkwy., of 400 McKenna Ct. to 1752 Bryan Station Rd., of 2849 Trailwood Ln. to 2772 Burnt Mill Rd., of 1100 and 1092 Spring Run Rd. to 3861 and 3872 Hidden Springs Dr., of 538 Parkside Dr. to 2309 Irene Dr., of Units A and B 500 Shaftsbury Rd. to Units 101 and 102 1210 Meadow Ln., of 1049 Millcreek Ct. to 1162 Millcreek Dr., of 1112 Centre Pkwy. to 3503 Olympia Rd., of 469, 461, 463, 468, 460 and 462 W. Fifth St. Ct. to 475, 483, 491, 476, 484, and 490 Pilgrim Ct., of 408 W. New Circle Rd. to 1499 Russell Cave Rd., of 1725 Chelmsford Dr. to 617 Stonehaven Dr., of 2601 Kearney Creek Ln. to 2777 Sullivans Trace, and of 509, 511, 513, 515, 519, 521, 523, and 527 Bourbon Ave. to 470, 474, 478, 482, 486, 490, 494, and 498 Willy St.; changing the property address numbers of 217-219 Albany Rd. to 219 Albany Rd., of 1805-1865 Alexandria Dr. to 1801 Alexandria Dr.,

of 2045 Altamont Ct. to 2035 Altamont Ct., of 362-366 Aylesford Pl. to 364 Aylesford Pl., of 2537 Berea Rd. to 2540 Berea Rd., of 370 Glen Arvin Ave. to 366 Glen Arvin Ave., of 1100 Horsemans Ln. to 1050 Horsemans Ln., of 350 Lisle Industrial Ave. to 336 Lisle Industrial Ave., of Units A and B 3386 Moundview Ct. to 3386 and 3388 Moundview Ct., of 510 and 262 W. New Circle Rd. to 540 and 260 W. New Circle Rd., of 580 W. Sixth St. to 575 W. Sixth St., and of 495-497 W. Third St. to 497 W. Third St.; and changing the street name of 1953, 1949, and 1945 Mark Ave. to 1953, 1949, and 1945 Dark Tower Rd.; all effective thirty days from passage. **[Div. of Emergency Management/911, Lucas, BS 122-11, pp.45-47]**

28. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Commercial Services Agreement with Insight Communications Co., LP, to provide internet network connectivity to the Div. of Emergency Management/911, at an annual cost not to exceed $720. **[Div. of Emergency Management/911, Lucas, BS 123-11, p.48]**

29. A Resolution changing the street names and property address numbers of 3000 Blackford Pkwy. To 3220 Bledsoe Pl., of 937 Williamson St. to 230 Driscoll St., and of 326 W. Fifth St. to 465 Kenton St.; changing the property address numbers of 604 S. Broadway to 606 S. Broadway, of 666 Cielo Vista Road to 668 Cielo Vista Rd., of 800 Florence Ave. to 794 Florence Ave., of 355 S. Limestone to 357 S. Limestone, and of 1513 Versailles Rd. to 1511 Versailles Rd.; and changing the street names of Von Alley to Merlot Alley, and of Morris Alley to Soup Perkins Alley; all effective thirty days from passage. **[Div. of Emergency Management/911, Lucas, BS 124-11, pp.49-50]**

30. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Assignment accepting a permanent easement for stormwater runoff for property located at 2299 Brannon Rd. at no cost to the Urban County Government. **[Div. of Engineering, Rayan, BS 107-11, p.51]**

31. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Contract with Gershman, Brickner & Bratton, Inc., for waste management routing software and implementation services, for the Div. of Waste Management, increasing the contract price by the sum of $66,000 from $1,655,596 to $1,721,596. **[Dept. of Environmental Quality, Taylor, BS 116-11, pp.52-56]**

32. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Lease Renewal Agreements with Commonwealth of Ky., for State Police CDL Office and Drivers License Office at 162 E. Main St. **[Dept. of General Services, Baradaran, BS 120-11, p.57]**

33. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with International Public Management Association of Human Resources, for the purchase of test products and services, for the Div. of Human Resources, at a cost not to exceed $1,000. **[Div. of Human Resources, Jarvis, BS 102-11, p.58]**

34. A Resolution ratifying the probationary civil service appointments of: Andre Scott, Equipment Operator, Grade 108N, $17.242 hourly, in the Div. of Water Quality, effective April 18, 2011, Steve Zahn, Equipment Operator, Grade 108N, $16.219 hourly, in the Div. of Water Quality, effective April 18, 2011, ratifying the probationary sworn appointments of: Robert Crow, Fire Captain, Grade 316N, $23.039 hourly, in the Div. of Fire and Emergency Services, effective March 28, 2011, Jeremy Greer, Fire Lieutenant, Grade 315N, $17.786 hourly, in the Div. of Fire and Emergency Services, effective March 28, 2011. **[Div. of Human Resources, Jarvis]**

35. A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following: Mark W. Fischer, Project Engineering Coordinator, Grade 119E, $3,076.93 bi-weekly, in the Div. of Water Quality, and authorizing the beginning of the classified civil service probationary period upon successful completion of a physical or medical examination as required, effective upon passage of Council. **[Div. of Human Resources, Jarvis]**

36. A Resolution approving, pursuant to KRS 62.055 and Section 22-55.1 of the Code of Ordinances, the bond with surety of Jon Larson, County Judge/Executive, in the amount of $10,000, and directing the Dept. of Law to record the bond, with surety, along with a certified copy of this Resolution, in the Office of the Fayette County Clerk. **[Dept. of Law, Graham, BS 104-11, p.59]**

37. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Purchase of Service Agreement with Downtown Lexington Corp., to include event management responsibilities for the July 4th Festival, Ky. Christmas Chorus, Winter Festival and Holiday Market, Official Tree Lighting, and Vintage Ky. Wine Festival, at a cost not to exceed $120,000. **[Office of the Mayor, Houlihan, BS 133-11, p.60]**

38. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Certificate of Consideration and to accept an Easement from Ky.-American Water Co. for the property located at 3720 Richmond Rd., for the East Hickman Pump Station Overflow Spillway, at no cost to the Urban County Government. **[Div. of Water Quality, Martin, BS 113-11, p.61]**

39. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. Two (2) Final to the Contract with Bluegrass Contracting Corp. for the Vaughn's

Branch Flood Hazard Mitigation Project, increasing the contract price by the sum of $9,968.24 from $1,251,663.75 to $1,261,631.99. **[Div. of Water Quality, Martin, BS 130-11, pp.62-64]**

40. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. Two (2) to the Contract with Stantec Consulting Services, Inc., for the Loch Lomond Drainage Improvements Project, increasing the contract price by the sum of $6,165.25 from $67,340.00 to $73,505.25. **[Div. of Water Quality, Martin, BS 131-11, pp.65-67]**

ORDINANCES –SECOND READING

41. 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)

42. 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]**

43. 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]**

44. 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]**

45. 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 $490,000 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]**

46. 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]**

47. 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]**

48. 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]**

49. 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]**

50. 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]**

51. 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]**

RESOLUTIONS – <u>SECOND READING</u>

52. 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)

53. 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)

54. 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)

55. 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)

56. 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]**

57. 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]**

58. 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]**

59. 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]**

60. 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]**

61. 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]**

62. 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]**

IV. Review of Budget Amendments, pp.17-20

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. 4.14.11 NDF List, p.68

B. Council Administrator job description, pp.69-70

VI. Committee Reports

A. 3.1.11 Planning & Zoning Committee Update, pp.71-73

B. 3.22.11General Government Committee Update, pp.74-75

VII. Council Reports

VIII. Public Comment – Issues Not on Agenda

IX. Adjournment

URBAN COUNTY COUNCIL

COMMITTEE OF THE WHOLE WORK SESSION MINUTES

AND MOTIONS

March 15, 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 Martin to approve the summary for March 1, 2011, seconded by CM Myers, passed without dissent.

III. Review of Docket-Yes

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

IV. Review of Budget Amendments-Reviewed and no questions asked.

V. Agenda Items Referred from Council Members

A Special Meeting, Police Disciplinary Hearing, was scheduled for 4.26.11 at 5 pm.

A motion by CM Crosbie to refer to the Public Safety/Public Works Committee the updates from Sheriff Witt, Fire, Correction and E911, seconded by CM Myers, passed without dissent.

A motion by CM Myers to refer to the General Govt. Committee the purchase of alternative fuel vehicles, seconded by CM Lawless, passed without dissent.

A. 3.17.11 NDF List (for informational purposes only)-No action needed; already placed on docket.

B. Leadership Lexington Presentation

This presentation was given by Jill Barnett, Dir. of Community Affairs at Lextran, Live Healthy Lexington team member. There were several questions asked and statements made by CMs.

A motion by CM Farmer to refer to Council a resolution of support to Leadership Lexington for the Heart Walk being done on 4/23 t Commonwealth Stadium at 10 am, seconded by CM Crosbie, passed without dissent.

VI. Committee Report

A. 3.8.11 Environmental Quality Committee

Chair CM Blues gave this report from the meeting.

A motion by CM Blues to request a Special Meeting of the Environmental Quality Committee on 4.19.11 at 11 am, seconded by CM Farmer, passed without dissent.

B. 3.8.11 Environment Quality Committee

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

C. 3.8.11 Public Safety & Public Works Committee

Chair CM Lawless gave this report from the meeting. There were two motions to come forward.

A motion by CM Lawless to keep the 1st page of the Paramedic Training presentation in committee during budget time, seconded by CM Farmer, passed without dissent.

A motion by CM Lawless to ask VM Gorton to appoint a task force to study the response times, preference point times, women and minority recruiting, paramedic level of staffing, and other staffing issues, seconded by CM Crosbie, passed without dissent.

VII. Council Report

CM Farmer-Asked more questions and clarification about the NDF policy from Keith Horn of the Dept. of Law.

CM Martin-Announced that he attended the Southland Assoc annual meeting this wk- VM Gorton was there; they will be coming out with information about the new Harrodsburg/New Circle Rds exchange; not many CMs use wireless on fifth floor; attended Fire and Police Pension meeting-reported on numbers;

CM Blues-Announced the Historic Western Suburb NA Board meeting tonight 7 pm at 645 W Short St; on 3/21 Winburn Na will meet at 6:30 pm in MLK Park community center; on 3/19 an all u can eat pancake breakfast fundraiser at 7-11:30 am at Imani Family Life Center-adult $6 children $3.

CM McChord-Announced that on this Thursday night at Picadome Elementary School at 6 pm a meeting for Wellington Elementary School for parents and attendees; on 3/28 Copperfield annual mtg; wanted to make aware that Clays Mill project is underway; July-Nov will be the work on the Harrodsburg/New Circle Rds exchange; sent a welcome to all visitors to the city for the Sweet Sixteen tournament; encouraged everyone to catch a game-this is unique to Lexington.

CM Lawless-Announced that on 3/20 at 5 pm Bell Ct NA will meet at 154 Forest Ave; Goodrich NA will meet at 7 pm on 3/24 at end of Goodrich; Div. of Water Quality will host the Great American Cleanup information meeting on 3/22 at 6:30 pm at Lisle Rd office; if questions, please contact Mark York or CM Lawless.

CM Ellinger-Gave update on the 2012 Council Link Committee Assignments and stated that the majority chose to continue with the old way; the members are: General Services Link-Steve Kay-Chair, K C Crosbie, and Diane Lawless; Public Safety Link-George Myers-Chair, Linda Gorton, and Peggy Henson; Public Works & Environmental Quality Link-Bill Farmer-Chair, Tom Blues, and Jay McChord; Finance, Budgeting, Social Services, Outside Agencies Link-Julian Beard-Chair, Chuck Ellinger, and Chris Ford; and General Govt., CIO, Admin. Srvcs., Council Clerk, & Citizen's Advocate Link-Ed Lane-Chair, Doug Martin, and Kevin Stinnett.

VIII. Public Comment – Issues Not on Agenda-None

IX. Adjournment

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

COW work session adjourned at 5:24 pm.

JOURNAL	50885-86	**DIVISION**	Parks and Recreation	**Fund Name**	General Fund
				Fund Impact	750.00 750.00CR .00

To recognize a donation from ABC Medical to the Bluegrass Invitational Wheelchair Tournament.

JOURNAL	50984-85	**DIVISION**	PDR	**Fund Name**	General Fund
				Fund Impact	200.00 200.00CR .00

To provide funds for mileage reimbursement from PDR application fees.

JOURNAL	51197	**DIVISION**	Adult Services	**Fund Name**	General Fund
				Fund Impact	10,000.00 10,000.00CR .00

To provide funds for Tenant relocation in the General Fund by decreasing transfer to Tenant Relocation Fund.

JOURNAL	51198-99	**DIVISION**	Mayor's Office	**Fund Name**	Donation Fund
				Fund Impact	6,125.00 6,125.00CR .00

To provide funds for the Celebration of Disability Expo by recognizing revenues received for this purpose.

JOURNAL	51200-201	**DIVISION**	Special Projects	**Fund Name**	Donation Fund
				Fund Impact	120.00 120.00CR .00

To provide opereating expenses by recognizing revenue from installation and removal of Headley-Whitney Museum banners.

JOURNAL	51195-96	**DIVISION**	Adult Services	**Fund Name**	Tenant Fund
				Fund Impact	10,000.00 10,000.00CR .00

To decrease expense budget and transfer from General Fund in Tenant Relocation Fund.

JOURNAL	51206	**DIVISION**	Community Development	**Fund Name**	US Dept Justice
				Fund Impact	1,415.00
					1,415.00CR
					.00

To amend SCAAP - FY 2008 to move funds from software to repairs/maintenance.

JOURNAL	51208	**DIVISION**	Community Development	**Fund Name**	US Dept Justice
				Fund Impact	11,525.00
					11,525.00CR
					.00

To amend the SCAAP - FY 2008 budget to provide additional funds for overtime for the detention center.

JOURNAL	51205	**DIVISION**	Community Development	**Fund Name**	Homeland Security
				Fund Impact	83,715.00
					83,715.00CR
					.00

To realign budget for State Homeland Security Public Safety Dive Team project to provide for expected expenditures.

JOURNAL	51207	**DIVISION**	Community Development	**Fund Name**	Homeland Security
				Fund Impact	35,000.00
					35,000.00CR
					.00

To provide for purchase of decontamination equipment under the CSEPP FY 2010 project.

JOURNAL	51209	**DIVISION**	Community Development	**Fund Name**	Homeland Security
				Fund Impact	111,814.42
					111,814.42CR
					.00

To amend CSEPP-FY 2007 to correct negative balances.

BUDGET AMENDMENT REQUEST SUMMARY

Fund	1101	General Service District Fund	.00
Fund	1103	Donation Fund	.00
Fund	1104	Tenant Relocation Fund	.00
Fund	3140	US Department of Justice	.00
Fund	3200	US Department of Homeland Security	.00

NEW BUSINESS ITEMS REQUIRING BUDGET AMENDMENTS

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		
103-11 (pg.30)	BA 3496	Social Services	To accept donation form PNC Bank, National Association to LFUCG Senior Intern Program.	1103 1103	2,000.00 2,000.00CR .00 *
117-11 (pg. 26)	TBD	Community Development	To establish grant budget for Day Treatment Services – FY 2012.	3400 3400	428,790.00 428,790.00CR .00 *
118-11 (pg. 27)	TBD	Community Development	To establish grant budget for Home Network Project – FY 2012.	3190 3190	483,202.00 483,202.00 .00 *
121-11 (pgs.22-23)	TBD	Community Development	To establish grant budget for CDBG, Home Investment Partnership Program, and Emergency Shelter Grants Program – FY 2012.	3120 3120	4,460,200.00 4,460,200.00CR .00 *
125-11 (pg. 28)	BA 3518	Community Development	To establish grant budget for Child Care, Resource & Referral – FY 2012.	3190 3190	496.50 496.00CR .00 *
127-11 (pg. 29)	TBD	Community Development	To establish grant budget for MASH Drop Inn – FY 2012	3190 3190	200,000.00 200,000.00CR .00 *
128-11 (pg. 24)	BA 3520	Community Development	To establish budget for Federal funds and local match for Wolf Run – FY 2010.	3170 3170	33,776.67 33,776.67CR .00 *
128-11 (pg. 24)	BA 3522	Community Development	To budget additional grant match for Wolf Run – FY 2010.	4051 4051	13,510.67 13,510.67CR .00 *

129-11	BA 3528	Community Development	To establish grant budget for South Limestone Streetscape Transportation Enhancement Project – FY 2011.		
				3160	937,500.00
(pg. 25)				3160	937,500.00CR
					.00 *
129-11	BA 3529	Community Development	To budget grant match for South Limestone Streetscape Transportation Enhancement Project – FY 2011.		
				2518	187,500.00
				2518	187,500.00CR
(pg. 25)					.00 *

EFFECT ON FUND BALANCES

FUND 1103	**0***	**NO IMPACT TO:**	**DONATION FUND**
FUND 2518	**0***	**NO IMPACT TO:**	**2009 BONDS PROJECT**
FUND 3120	**0***	**NO IMPACT TO:**	**US DEPARTMENT OF HOUSING & URBAN DEVEL**
FUND 3160	**0***	**NO IMPACT TO:**	**US DEPARTMENT OF TRANSPORTATION**
FUND 3170	**0***	**NO IMPACT TO:**	**US ENVIRONMENTAL PROTECTION AGENCY**
FUND 3190	**0***	**NO IMPACT TO:**	**US DEPARTMENT OF HEALTH & HUMAN SERVICES**
FUND 3400	**0***	**NO IMPACT TO:**	**GRANTS - STATE**
FUND 4051	**0***	**NO IMPACT TO:**	**WATER QUALITY MANAGEMENT FUND**

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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 23, 2011

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO AMEND THE PUBLIC IMPROVEMENTS PROJECT IN THE 2010 CONSOLIDATED PLAN--REQUIRES PUBLIC HEARING ON APRIL 14, 2011

The following is being recommended as an amendment to the Community Development Block Grant (CDBG) project as an amendment to the 2010 Consolidated Plan.

It is proposed that the storm sewer improvements project in the Meadows/ Northland/Arlington area be amended to include the purchase of two single family residential units (436 Locust Avenue and 416 Carlisle Avenue), relocation of residents, and demolition of units for the purpose of installing larger storm sewer, sanitary sewer, and providing for sufficient easement for government maintenance. Funds to support this project will come from funds already budgeted for public improvements in the Community Development Block Grant Program in the 2010 Consolidated Plan. Because the original 2010 Consolidated Plan did not provide for displacement of residents, this is considered a substantial amendment. A public hearing is necessary prior to approval of a plan amendment by the Urban County Council. This requirement for a public hearing to review plan amendments is required by both federal regulations and the approved Citizens Participation Plan. The properties located at will be purchased, residents relocated, and structures demolished Acquisition of property and relocation of residents will be conducted in accordance with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended.

Funds to support this activity will come from funds budgeted in the 2010 Consolidated Plan for public improvements in the Meadows/Northland/Arlington project.

Council authorization to amend the 2010 Consolidated Plan to provide for acquisition of property and relocation of residents is hereby requested.

Irene Gooding, Acting Director

Xc: Richard Moloney, Chief Administrative Officer

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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 29, 2011

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO SUBMIT 2011 CONSOLIDATED PLAN, ACCEPT AWARDS OF FEDERAL FUNDS FOR COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM, HOME INVESTMENT PARTNERSHIPS PROGRAM, AND EMERGENCY SHELTER GRANTS PROGRAM, FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR FY 2012, AND TO AUTHORIZE EXECUTION OF AGREEMENTS WITH SUBRECIPIENTS IN ACCORDANCE WITH APPROVED PLAN

The U.S. Department of Housing and Urban Development (HUD) requires a consolidated application submission for jurisdictions receiving funds through HUD's Planning and Community Development programs. The purpose of the Consolidated Plan is to serve as the planning document for the Lexington-Fayette Urban County Government's participation in these programs. The overall goal of the programs is to develop viable urban communities by providing decent housing, a suitable living environment, and expanding economic opportunities for low and moderate income persons. The 2011 Consolidated Plan includes a one-year action plan providing for the expenditure of Community Development Block Grant (CDBG) funds, HOME Investment Partnerships funds, and Emergency Shelter Grants (ESG) funds for Fiscal Year 2012 (the period of July 1, 2011 through June 30, 2012) to address some of the identified problems.

Federal regulations require that an active citizens' participation process be used to identify needs and to recommend the allocation of these federal resources. Two required public hearings have been conducted for the purpose of soliciting citizen comment on the housing and non-housing needs of the low-income population and on the budgeting of these federal funds to address identified needs. Applications for ESG, HOME, and CDBG funds were accepted through a uniform application process. Application solicitation was available through the LFUCG web page for the convenience of agencies having an interest in Consolidated Plan funding. The applications received were reviewed by the staff of the Division of Community Development. Their recommendations for funding were reviewed by the Chief Administrative Officer and the Chief of Staff in the Mayor's Office. The proposed plan was made available for public comment as provided by the approved Citizens Participation Plan on March 7, 2011. The 30-day comment period expires on April 5, 2011. No substantial written comments on the draft plan have been received.

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The Action Plan describes how funds available through the three program areas will be allocated and spent. The U.S. Department of Housing and Urban Development has been unable to provide actual amounts of federal funding for the 2011 program year; therefore, for planning and budgeting purposes, the following revenue estimates are being used: CDBG program has $2,050,000 in federal funds with $200,000 in program income anticipated in fiscal year 2012 for a total of $2,250,700. The HOME Investment Partnerships program has $1,500,000 in federal funds, with a required local cash match of $327,500 requested from the 2012 general fund budget ($163,750) and from the proceeds of a closed-out Urban Development Action Grant loan ($163,750), and program income of $200,000 for a total of $2,027,500; and the Emergency Shelter Grants program has $91,000 in federal funds, with a proposed FY 2012 general fund cash match of $24,000, and an in-kind match of $67,000 from subrecipient agencies.

These funds will be expended on public improvements, public facilities, housing rehabilitation, public services, a first-time Homebuyer program, development of homeownership units for low-income households, development of rental units for low-income populations, homeless prevention activities, operational support for emergency and transitional housing, and planning and administration activities. A list of projects as recommended for the Community Development Block Grant program, the HOME program, and the Emergency Shelter Grant program, is attached.

Council authorization to submit the 2011 Consolidated Plan, with funding allocations as recommended herein, to accept the herein described federal funds, subject to the availability of sufficient funds in FY 2012, and to execute written agreements in accordance with the approved plan is hereby requested.

Irene Gooding
Acting Director

Attachment: 2011Consolidated Plan Project Recommendations

Xc: Richard Moloney, Chief Administrative Officer

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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 25, 2011**

SUBJECT: **REQUEST COUNCIL AUTHORIZATION TO EXECUTE AMENDMENT TO MEMORANDUM OF AGREEMENT WITH THE KENTUCKY ENERGY AND ENVIRONMENT CABINET FOR THE WOLF RUN CREEK WATERSHED BASED PLAN**

On February 11, 2010 (Ordinance No. 27-2010), Council authorized acceptance of federal funds from the Kentucky Energy and Environment Cabinet in the amount of $174,125 for the Wolf Run Watershed Based Plan. The goal of this project is the development of a watershed plan that the LFUCG can implement to reduce nonpoint source pollution in Wolf Run creek. Project objectives include the compilation of all existing data on pollutants and identification of reductions and critical areas, the participation and education of the public regarding development of the watershed plan, and implementation of plan as funding is available. Original award was used for contractual services to provide project management and report preparation, volunteer training, establishment of a Wolf Run watershed council, implementation of stream walk events, website development, and monitoring activities (data analysis, field studies, habitat assessments, monitoring plan, Quality Assurance Project Plan development, sediment load evaluations, karst investigations, and pollutant load calculations and reductions).

The Kentucky Energy and Environment Cabinet has offered Lexington-Fayette Urban County Government additional federal funds in the amount of $20,266. These funds will be used for professional services to complete development of the watershed plan. Additional federal funds require additional local match (40%) in the amount of $13,510.67. Additional local match is budgeted in account 4051-313201-3091-75101.

The source of federal funds is the Environmental Protection Agency's Section 319(h) Nonpoint Source Pollution Control Program.

Council authorization to execute Amendment to Memorandum of Agreement with Kentucky Energy and Environment Cabinet is hereby requested.

Irene Gooding, Acting Director

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

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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 29, 2011

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT AWARD FROM THE KENTUCKY TRANSPORTATION CABINET FOR THE SOUTH LIMESTONE STREETSCAPE TRANSPORTATION ENHANCEMENT PROEJCT—FY 2011

On March 19, 2009 (Resolution No. 195-2009), Council approved the submission of an application to the Kentucky Transportation Cabinet requesting federal funds for the South Limestone Streetscape Improvements Project. The Kentucky Transportation Cabinet has approved federal funding in the amount of $750,000 from the Transportation Enhancement Program for this project. Federal funds are pursuant to the Safe, Accountable, Flexible, Efficient Transportation Act: a Legacy for Users (SAFETEA-LU) Act. Federal law requires that 10% of federal surface transportation funds be used for Transportation Enhancement projects.

The project will involve the installation of streetscape amenities on South Limestone from Vine Street to Avenue of Champions and on Vine Street from Broadway to Limestone. Amenities include intersection, ADA, and bicycle mobility improvements, transit shelter, site fixtures and furnishings, bicycle facilities, and signage.

The approved federal amount for the project is $750,000. Project requires a minimum 20% match. Matching funds ($187,500) are budgeted in bond funds (Fund 2518). Total project cost is $937,500.

Council authorization to accept the award is hereby requested.

Irene Gooding, Acting Director

XC: Cheryl Taylor, Commissioner of Environmental Quality and Public Works

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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 17, 2011**

SUBJECT: **REQUEST AUTHORIZATION TO SUBMIT APPLICATION, AND ACCEPT AWARD IF OFFERED, TO THE KENTUCKY DEPARTMENT OF JUVENILE JUSTICE TO PROVIDE DAY TREATMENT SERVICES IN THE DIVISION OF YOUTH SERVICES FOR FY 2012**

The Division Youth Services has prepared an application for submission to the Kentucky Department of Juvenile Justice for the operation of the Day Treatment Program for school-age adolescents in the Division of Youth Services for Fiscal Year 2012.

Day Treatment is a community-based treatment program for juveniles between the ages of 12 and 17. The program's mission is to treat delinquent youth in their home community, hereby preventing institutionalization, and to keep predelinquent youth out of the juvenile justice system. Components of the program include education (provided by Fayette County Public Schools), counseling, and social work services.

The application requests an award of state funds for Day Treatment in the amount of $241,845 for FY 2012. While no match is required, $186,945 has been requested in the FY 2012 General Fund budget for program operation.

The funds are used for salaries and operating costs associated with the program.

Council authorization to submit application and accept the award is hereby requested, subject to the availability of sufficient funds in FY 2012.

Irene Gooding, Acting Director

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

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 17, 2011

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT AWARD FROM THE LEXINGTON-FAYETTE COUNTY HEALTH DEPARTMENT TO CONTINUE THE HOME NETWORK PROJECT AT THE FAMILY CARE CENTER—FY 2012

In Fiscal Year 1998, the Lexington-Fayette Urban County Government's Family Care Center began a home visitation program for the purpose of addressing many of the limitations observed among existing prevention efforts aimed at low-income families, and to create a system of support more responsive to emerging social and familial realities. The Home Network provides home visitation services for high risk families from birth of the first child up to age two. This program is based upon evidence that home visitation programs are effective in reducing child abuse and neglect.

The Home Network program is being funded by the Kentucky Cabinet for Health and Family Services in a "pass-through" arrangement with the Lexington-Fayette County Health Department as the granting agency. The source of federal funds is the Kentucky Medical Assistance Program (Medicaid) and tobacco settlement dollars. The Kentucky Legislature has earmarked a portion of Kentucky's tobacco settlement dollars for funding of programs that will help the state reach the goal that all young children in Kentucky are healthy and safe, possess the foundation that will enable school and personal success, and live in strong families that are supported and strengthened by their communities.

The Home Network program is a "fee for service" program, in that the LFUCG only receives funding for services that it delivers. For 2012, the Kentucky Cabinet for Health and Family Services has estimated the following allocations: Medicaid funds--$386,297, and non-Medicaid funds--$96,905, for a total of $483,202. Since its inception, the program has demonstrated that it can sustain operations with revenue generated as long as it is appropriately staffed.

Council authorization to accept the award is hereby requested.

Irene Gooding, Acting Director

Xc: Beth Mills, Commissioner of the Department of Social 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 24, 2011

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT AWARD FROM THE UNIVERSITY OF KENTUCKY UNDER THE CHILD CARE INFANT/TODDLER PROVIDER INCENTIVE MINI GRANT PROGRAM

On February 3, 2011 (Resolution No. 42-2011) Council approved submission of application prepared by the Department of Social Services' Family Care Center to the University of Kentucky requesting funding under the Child Care Infant/Toddler Provider Incentive Mini Grant Program. Family Care Center Child Care Program is eligible to make this application as a result of its designation as a STARS-rated child care center. An award in the amount of $496.50 has been approved for the purchase of minor equipment to improve the safety of the child care center and for purchase of operating supplies to improve cultural awareness and language and literacy. No matching funds are required.

These funds are available as a result of the American Recovery and Reinvestment Act of 2009.

Council authorization to accept the award is hereby requested.

Irene Gooding, Acting Director

Xc: Beth Mills, Commissioner of the Department of Social 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 28, 2011

SUBJECT: AUTHORIZATION TO SUBMIT, AND ACCEPT AWARD IF OFFERED, A GRANT APPLICATION TO THE U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR OPERATION OF THE M.A.S.H. DROP INN FACILITY AND TO EXECUTE AGREEMENT WITH M.A.S.H. SERVICES OF THE BLUESGRASS, INC.--FY 2012

The U. S. Department of Health and Human Services is accepting applications for continuation funding of community based centers that address the immediate needs of runaway and homeless youth and their families.

The application for funding requests $180,000 in federal funds to provide partial personnel and operating costs. The 10% required local match of $20,000 will be provided by the M.A.S.H. Drop Inn operating budget which is derived from private contributions, Kentucky Cabinet for Health and Family Services allocation, and other sources. Total project cost is $200,000.

The purpose of the project is to provide for emergency shelter, counseling services and outreach programs for male and female runaway and homeless youth from birth to 17 years of age. M.A.S.H. Services of the Bluegrass, Incorporated, was established in 1976 with the goal of providing structured family environments for adolescents who must be removed from their homes because of abuse and neglect. In 1979, M.A.S.H. Services of the Bluegrass, Incorporated established M.A.S.H. (Metro Alternative Shelter House) Drop Inn as an emergency shelter designed to address the problems of homeless and runaway youth.

M.A.S.H. Drop Inn services alleviate problems of runaway/homeless youth, youth development, reunite youth with their families, encourage the resolution of interfamily problems, strengthen family relationships, encourage stable conditions for youth, and has at least a 95% safe exit rate among homeless youth.

Council authorization is hereby requested to submit the application, accept the award if offered, and to execute subrecipient agreement with M.A.S.H. Services of the Bluegrass, Inc., for operation of services.

Irene Gooding, Acting Director

Xc: Beth Mills, Commissioner of Social Services

Lexington-Fayette Urban County Government
DEPARTMENT OF SOCIAL SERVICES

Jim Newberry
Mayor

Beth Mills
Commissioner

MEMORANDUM

TO: RICHARD MALONEY, CAO
MAYOR JIM GRAY
URBAN COUNTY COUNCIL

FROM: Beth K. Mills
BETH MILLS, COMMISSIONER
SOCIAL SERVICES

DATE: MARCH 7, 2010

SUBJECT: SENIOR INTERN SPONSORSHIP AGREEMENT WITH PNC BANK, NATIONAL ASSOCIATION

This memo is to request Urban County Council authorization to accept a Sponsorship Agreement entered into on February 28, 2011 to receive a donation from PNC Bank, National Association in the amount of $2,000.00 to Lexington-Fayette Urban County Government – Senior Intern Program within 60 days of receipt of signed agreement.

This agreement shall commence on the effective date and shall terminate December 31, 2011.

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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

Date: March 1, 2011

Subject: Request for Council Approval of a Purchase Agreement with ThermoFisher Scientific (dba Microgenics)

Request approval of a purchase agreement with ThermoFisher Scientific (dba Microgenics) in the amount of $41,652, for drug testing assays for the Community Alternative Program's drug testing program at the Division of Community Corrections. This purchase agreement is good until 7/31/2011. We are requesting that this vendor be a sole source vendor due to the reliability of the vendor's assays (see attached documentation) and the compatibility with the existing drug testing equipment. Funds are budgeted in 4203-505403-5432-75101.

cc: Clay Mason, Commissioner
Department of Public Safety

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JUSTIFICATION FOR SOLE SOURCE CERTIFICATION

Sole Source Purchases are defined clearly, based upon a legitimate need, and are limited to a single supplier. Sole source purchases are normally not allowed except when based upon strong technological grounds such as operational compatibility with existing equipment and related parts or upon a clearly unique and/or cost effective feature requirement. The use of sole source purchases must be justified and shall be limited only to those specific instances in which compatibility or technical performance needs are being satisfied.

Sole Source Services are defined as a service provider providing technical expertise of such a unique nature that the service provider is clearly and justifiably the only practicable source available to provide the service. The justification shall be based on the uniqueness of the service, sole availability at the location required, or warranty or defect correction service obligations of the service provider.

This form must be filled out for the request to purchase any good or non-professional service that requires a competitive procurement process (informal quotes ($1001-$10,000), formal quotes ($10,001 - $19,999.99), or formal bid ($20,000 or more) as defined in the LFUCG's Purchasing Manual. This form must be completed in its entirety and attached to the purchase requisition.

Note: Sole Source Purchase requests for goods exceeding $20,000 will require approval by the Urban County Council by submitting an Administrative Review Form. A copy of this form must be signed off by Central Purchasing and attached to the Administrative Review Form.

Requesting Division

Name Gina C. Dulin Division/Dept Community Corrections/Public Safety

Phone 859-425-2711 Email ginaa@lexingtonky.gov

Type of Purchase: (x) Goods/Materials/Equipment ( ) Services

Cost: $50,000

Sole Source Request for the Purchase of: Drug testing assays for the drug testing unit of the Community Alternative Program

☐ One Time Purchase X To Establish Sole Source Provider Contract (subject to annual review and approval by Central Purchasing and/or Urban County Council)

Vendor Information

Business Name Microgenics

Contact Name Paul Cook

Address46360 Freemont Blvd., Freemont CA 94538

Phone 517-339-0145 Email paul.cook@thermofisher.com

JUSTIFICATION FOR SOLE SOURCE CERTIFICATION

STATEMENT OF NEED: (Add additional pages as needed)
My division/department's recommendation for sole source is based upon an objective review of the product/service required and appears to be in the best interest of the LFUCG. I know of no conflict of interest on my part, and I have no personal involvement in any way with this request. No gratuities, favors, or compromising actions have taken place. Neither has my personal familiarity with particular brands, types of equipment, materials, persons or firms been a deciding influence on my request to sole source this purchase when there are other known suppliers to exist.

1. **Describe the product or service and list the necessary features this product provides that are not available from any other option.**

Purchase of drug testing assays for the drug testing unit of the Community Alternative Program. Microgenics provides the most reliable product that is compatible with the existing drug testing equipment.

2. **Below are eligible reasons for sole source. Check one and describe.**

☐ Licensed or patented product or service. No other vendor provides this. Warranty or defect correction service obligations to the consultant. Describe why it is mandatory to use this licensed or patented product or service.

X Existing LFUCG equipment, inventory, custom-built information system, custom-built data inventory system, or similar products or programs. Describe. If product is off-the-shelf, list efforts to find other vendors (i.e. web site search, contacting the manufacturer to see if other dealers are available to service this region, etc.)

☐ Uniqueness of the service. Describe.

☐ The LFUCG has established a standard for this manufacturer, supplier, or provider and there is only one vendor. Attach documentation from manufacturer to confirm that only one dealer provides the product.

☐ Factory-authorized warranty service available only from this single dealer. Sole availability at the location required. Describe.

☐ Used item with bargain price (describe what a new item would cost). Describe.

☐ Other – The above reasons are the most common and established causes for an eligible sole source. If you have a different reason, please describe:

-

JUSTIFICATION FOR SOLE SOURCE CERTIFICATION

3. **Describe efforts to find other vendors or consultants (i.e. phone inquires, web site search, contacting the manufacturer to see if other dealers are available to service region, etc.).**

The CAP program has attempted to use assays provided by other companies, however they experienced a significant increase in false positive testing. This increased the program's liability.

4. **How was the price offered determined to be fair and reasonable?**
(Explain what the basis was for comparison and include cost analyses as applicable.)

5. **Describe any cost savings realized or costs avoided by acquiring the goods/services from this supplier.**

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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 29, 2011**

SUBJECT: **REQUEST COUNCIL AUTHORIZATION TO EXECUTE MODIFICATION #1 TO NEIGHBORHOOD STABILIZATION PROGRAM FUNDING AGREEMENT WITH THE COMMONWEALTH OF KENTUCKY DEPARTMENT FOR LOCAL GOVERNMENT**

On June 25, 2009 (Ordinance No. 124-2009), Council authorized acceptance of federal funds from the Kentucky Department for Local Government under the U.S. Department of Housing and Urban Development's Neighborhood Stabilization Program, for the Douglass Heights Redevelopment project. The approved application provides for REACH, Inc., to serve as the development entity for this project.

The funding agency, Commonwealth of Kentucky Department for Local Government, has requested that the Government execute Modification #1 to Agreement clarifying eligible uses of funds and to include provision for loan servicing by Kentucky Housing Corporation.

The source of funds is the U.S. Department of Housing and Urban Development. Funds for this program were appropriated by Congress in the Housing and Economic Recovery Act of 2008.

Council authorization to execute Modification #1 with Commonwealth of Kentucky Department for Local Government is hereby requested.

Irene Gooding, Acting Director

Xc: Richard Moloney, Chief Administrative Officer

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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 11, 2011

SUBJECT: AUTHORIZATION TO EXECUTE COMMERCIAL SERVICES AGREEMENT WITH INSIGHT COMMUNICATIONS FOR NETWORK CONNECTIVITY FOR DIVISION OF EMERGENCY MANAGEMENT/911

The Kentucky Department of Military Affairs/Division of Emergency Management has provided the Lexington-Fayette Urban County Government federal funds for the support of emergency preparedness activities in Fayette County. Council accepted award of these funds on March 3, 2011 (Ordinance No. 20-2011).

The award provides funds for network connectivity. Insight Communications will provide monthly internet services at a cost of $80.00 for a total annual amount of $960.00.

FUND	DEPT ID	SECT	ACCT	PROJECT	ACTIVITY	BUD REF
3200	505204	5291	72204	EMRG MGMT 2011	FED STATE	2011

Council authorization to execute Commercial Services Agreement with Insight Communications is hereby requested.

Irene Gooding, Acting Director

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

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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 9, 2011

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE FACILITY ENCROACHMENT AGREEMENT WITH CSX TRANSPORTATION, INC., FOR BEVERLY AVENUE SANITARY SEWER PROJECT

On January 25, 2007, (Ordinance # 16-2007), Council authorized acceptance of funds from the Commonwealth of Kentucky in the amount of $1,400,000 for construction of sanitary sewers in unsewered developed areas.

Division of Engineering has negotiated a Facility Encroachment Agreement with CSX Transportation, Inc., for installation of a sanitary sewer force main within CSX's right-of-way in the amount of $4,000 for the Beverly Avenue Sanitary Sewer Project.

Funds are budgeted as follows:

FUND	DEPT ID	SECT	ACCT	PROJECT	ACTIVITY	BUD REF
3400	303401	3401	92811	UNSEWER2_2007	STA_GRANT	2007

Council authorization to execute agreement is hereby requested.

Irene Gooding, Acting Director

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

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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, DIRECTOR**
DIVISION OF COMMUNITY DEVELOPMENT

DATE: **MARCH 16, 2011**

SUBJECT **REQUEST COUNCIL AUTHORIZATION TO SUBMIT APPLICATION TO THE KENTUCKY ENERGY AND ENVIRONMENT CABINET REQUESTING A KENTUCKY PRIDE FUND RECYCLING GRANT**

The Department of Environmental Quality has prepared an application requesting state funds from the Kentucky Energy and Environment Cabinet's Recycling and Local Assistance Branch.

Funds are being requested in the amount of $16,000 to support the purchase of dumpsters to be placed in schools for comingled recycling. A required local match equal to 25% of the requested grant amount ($4,000) will come from costs of existing personnel who will spend time of this project. These personnel costs are budgeted in Fund 1115-303503-3532-63111 and Fund 1115-303501-0001-63111. Total project cost is $20,000.

Council authorization to submit application is hereby requested.

Irene Gooding, Director

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

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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 14, 2011

SUBJECT REQUEST COUNCIL AUTHORIZATION TO EXECUTE AMENDMENT TO AGREEMENT WITH KENTUCKY TRANSPORTATION CABINET FOR THE MAXWELL STREET BIKE/PEDESTRIAN PROJECT

On February 7, 2008 (Ordinance No. 30-2008), Council authorized acceptance of federal funds for the Maxwell Street Bike/Pedestrian Project. This project will improve pedestrian access along the corridor by widening the sidewalks from Rose Street to Woodland Avenue on both the north and south sides of the street. A bicycle lane will also be installed on the south side of the street to enhance bicycle safety and improve bicycle access to Woodland Park, the University of Kentucky, and downtown Lexington. The performance period expires March 10, 2011.

The Kentucky Transportation Cabinet has offered the LFUCG an Amendment to Agreement providing for an extended performance period through March 10, 2012.

The source of federal funds is the Congestion Mitigation and Air Quality (CMAQ) improvement program in the U.S. Department of Transportation, authorized by the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU.)

Council authorization to execute Amendment to Agreement is hereby requested.

Irene Gooding, Acting Director

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

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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 14, 2011

SUBJECT REQUEST COUNCIL AUTHORIZATION TO EXECUTE CHANGE ORDER NO. 1 TO CONTRACT WITH MARRILLIA DESIGN AND CONSTRUCTION FOR THE MAXWELL STREET SIDEWALK AND BIKE LANE PROJECT

On July 1, 2010 (Resolution No. 384-2010), Council authorized accepted bid in the amount of $299,968.51 for the Maxwell Street Sidewalk & Bike Lane Project. Change Order No. 1 has been negotiated with Marrillia Design and Construction in the amount of $8,470 as an adjustment for the federal prevailing wage rage. Original bid document contained incorrect wage rate. New contract amount is $308,438.21. Funds for Change Order No. 1 are budgeted as follows:

FUND	DEPT ID	SECT	ACCT	PROJECT	ACTIVITY	BUD REF
2518	707601	7211	90313	PARKPROJ_2009c	BRIDGETRL	2009

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

Irene Gooding, Acting Director

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

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
CONTRACT CHANGE ORDER

Date: Feburary 17, 2011
Project: Maxwell Street Sidewalk And Bike Lane Project
Location: Lexington

To (Contractor): Marrillia Design and Construction, 259 West Short Street Suite 325, Lexington, KY 40507

Contract No: 149-2010 | Change Order No: 1

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

Item No.	ADD / DEL	Description of changes	Units	Quantity	Unit Price	Decrease in contract price	Increase in contract price
37	add	Wage Cost Adjustment	LS	1	$ 8,470.00	$ -	$ 8,470.00
						$ -	$ -
						$ -	$ -
						$ -	$ -
						$ -	$ -
						$ -	$ -
						$ -	$ -
						$ -	$ -
						$ -	$ -
						$ -	$ -
Total decrease						$ -	
Total increase							$ 8,470.00
Net increase in contract price							$ 8,470.00

Current Contract Amount = $299,968.21

New Contract Amount = $308,438.21

Recommended by Keith Lovan RAB 2/28/11 (Proj. Engr.) Date 2/22/11

Accepted by John Marrillia (Contractor) Date

Approved by M A King (Urban Co. Engr.) Date 3/1/11

Approved by Cheryl Taylor (Commissioner) Date 3/1/11

Approved by (Mayor or CAO) Date

RECEIVED FEB 2 5 2011 BY:

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CONTRACT HISTORY FORM

Project Name: Maxwell Street Sidewalk and Bike Lane Project

Contractor: Marrillia Design and Constructon

Contract Number and Date: 149-2010 7/1/2010

Responsible LFUCG Division: Engineering

CONTRACT AND CHANGE ORDER DETAILS

A. Original Contract Amount: Next Lowest Bid Amount: $347,587.38	$	299,968.21	
B. Amount of Selected Alternate or Phase:	$		
C. Cumulative Amount of All Previous Alternates or Phases:	$	299,968.21	
D. Amended Contract Amount:	$	299,968.21	
E. Cumulative Amount of All Previous Change Orders:	$	0.00	0.0% *(Line E / Line D)*
F. Amount of This Change Order:	$	8,470.00	2.8% *(Line F / Line D)*
G. Total Contract Amount:	$	308,438.21	

SIGNATURES

Project Manager: Keith Lovan Date: 2/28/11

Reviewed by: Robert A. Bayert Date: 2/28/11

Division Director: [signature] Date: 3/1/11

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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 14, 2011

SUBJECT REQUEST COUNCIL AUTHORIZATION TO EXECUTE AMENDMENT TO AGREEMENT WITH KENTUCKY TRANSPORTATION CABINET FOR TOWN BRNACH TRAIL PHASE III

On May 8, 2008 (Ordinance No. 98-2008), Council authorized acceptance of federal funds for the construction of Town Branch Trail Phase III . This phase of Town Branch Trail will include the development of a 1.05 mile trail section that will originate from McConnell Springs Parks along the town Branch of Elkhorn Creek. Original budget did not provide for acquisition of right of way. The performance period expires June 3, 2011.

The Kentucky Transportation Cabinet has offered the LFUCG an Amendment to Agreement providing for an amended budget providing for acquisition of right of way and extending the performance period through June 3, 2012.

The source of federal funds is the Congestion Mitigation and Air Quality (CMAQ) improvement program in the U.S. Department of Transportation, authorized by the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU.)

Council authorization to execute Amendment to Agreement is hereby requested.

Irene Gooding, Acting Director

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

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Lexington-Fayette Urban County Government
OFFICE OF THE COUNCIL CLERK

Jim Gray
Mayor

Susan Lamb
Council Clerk

TO: Mayor Jim Gray
Urban County Council

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

DATE: March 28, 2011

RE: Acceptance of Proposals from Granicus, Inc. for Word Add-In Module and Legistar Integration

The Council Clerk's Office requests that the Council authorize the acceptance of two proposals for Amendments to the Agreement with Granicus, Inc. (Contract #6036).

The first Amendment will add the Word Add-In Module for MinutesMaker to our current system. Upfront cost for the module is $1,125.00, to include 1 Word Add-In document template build, 2 Word Add-In local installations, and 1 hour online user training. Recurring monthly cost is $40.00 for perpetual software license and monthly managed services. This module will significantly reduce the time needed for creating meeting minutes from the Granicus system by allowing the system to translate meeting agenda items directly into Word 2007 with little to no additional user manipulation.

The second Amendment will provide necessary integration with the Legistar Legislative Management System once Legistar has been implemented. The upfront cost for this integration is $300.00, and the recurring monthly cost is $160.00. These fees will be invoiced after Legistar implementation has been substantially completed.

After these Amendments to Agreement, monthly managed service contract amount with Granicus will be changed to $2,670.00. Funds are budgeted.

If you have any questions or comments, please contact Meredith Nelson or myself at 258-3240. Thank you for your consideration of this matter.

Susan Lamb

Susan Lamb, Council Clerk
Council Clerk's Office

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Lexington-Fayette Urban County Government
DEPARTMENT OF PUBLIC SAFETY

Jim Gray
Mayor

Clay Mason
Commissioner

MEMORANDUM

TO: Mayor Jim Gray and Urban County Council

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

DATE: March 23, 2011

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

This request will change street names and individual numbers of addresses within various Council Districts. The attached listing reflects the individual addresses to be changed and are located within the 1st, 2nd, 3rd, 4th, 5th, 6th, 8th, 9th, 10th, 11th, 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

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3rd Quarter 2010 Address Changes
Sorted by New Street Name

Old	Old	Old	Old	Old	New	New	New	New	New	AKA	Occupant	Council	Change To
217-219		Albany	Rd		219		Albany	Rd				4	9/30/2010
2515		Harrodsburg	Rd		2376		Alexandria	Dr				10	9/30/2010
1805-1865		Alexandria	Dr		1801		Alexandria	Dr				11	9/30/2010
588		Judy	Ln		2278		Allen	Dr				6	9/30/2010
600		Judy	Ln		2277		Allen	Dr				6	9/30/2010
601		Judy	Ln		2281		Allen	Dr				6	9/30/2010
600		Parkside	Dr		2297		Allen	Dr				6	9/30/2010
2045		Altamont	Ct		2035		Altamont	Ct				5	9/30/2010
1200		Centre	Pkwy		3554		Appian	Way				8	9/30/2010
928	N	Limestone			122		Arceme	Ave			Arlington Elementary	1	9/30/2010
362-366		Aylesford	Pl		364		Aylesford	Pl				3	9/30/2010
2537		Berea	Rd		2540		Berea	Rd				12	9/30/2010
3252		Bay Springs	Park		3297		Blackford	Pkwy				12	9/30/2010
400		McKenna	Ct		1752		Bryan Station	Rd				6	9/30/2010
2849		Trailwood	Ln		2772		Burnt Mill	Rd				2	9/30/2010
1953		Mark	Ave		1953		Dark Tower	Rd				2	9/30/2010
1949		Mark	Ave		1949		Dark Tower	Rd				2	9/30/2010
1945		Mark	Ave		1945		Dark Tower	Rd				2	9/30/2010
370		Glen Arvin	Ave		366		Glen Arvin	Ave				2	9/30/2010
1100		Spring Run	Rd		3861		Hidden Springs	Dr				9	9/30/2010
1092		Spring Run	Rd		3872		Hidden Springs	Dr				9	9/30/2010
1100		Horsemans	Ln		1050		Horsemans	Ln				11	9/30/2010
538		Parkside	Dr		2309		Irene	Dr				6	9/30/2010
350		Lisle Industrial	Ave		336		Lisle Industrial	Ave			B & N Towing	2	9/30/2010
500		Shaftsbury	Rd	A	1210		Meadow	Ln	101			6	9/30/2010
500		Shaftsbury	Rd	B	1210		Meadow	Ln	102			6	9/30/2010
1049		Millcreek	Ct		1162		Millcreek	Dr				8	9/30/2010
3386		Moundview	Ct	A	3386		Moundview	Ct				5	9/30/2010
3386		Moundview	Ct	B	3388		Moundview	Ct				5	9/30/2010
510	W	New Circle	Rd		540	W	New Circle	Rd			Arbys	1	9/30/2010
262	W	New Circle	Rd		260	W	New Circle	Rd			City Buffet	1	9/30/2010
1112		Centre	Pkwy		3503		Olympia	Rd				8	9/30/2010
469	W	Fifth Street	Ct		475		Pilgrim	Ct				1	9/30/2010
461	W	Fifth Street	Ct		483		Pilgrim	Ct				1	9/30/2010
463	W	Fifth Street	Ct		491		Pilgrim	Ct				1	9/30/2010
468	W	Fifth Street	Ct		476		Pilgrim	Ct				1	9/30/2010
460	W	Fifth Street	Ct		484		Pilgrim	Ct				1	9/30/2010
462	W	Fifth Street	Ct		490		Pilgrim	Ct				1	9/30/2010

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3rd Quarter 2010 Address Changes
Sorted by New Street Name

Old	Old	Old	Old	Old	New	New	New	New	New	AKA	Occupant	Council	Change To
408	W	New Circle	Rd		1499		Russell Cave	Rd			McDonalds	1	9/30/2010
580	W	Sixth	St		575	W	Sixth	St			Police Barn	1	9/30/2010
1725		Chelmsford	Dr		617		Stonehaven	Dr				6	9/30/2010
2601		Kearney Creek	Ln		2777		Sullivans	Trce				12	9/30/2010
495-497	W	Third	St		497	W	Third	St				1	9/30/2010
509		Bourbon	Ave		470		Willy	St				1	9/30/2010
511		Bourbon	Ave		474		Willy	St				1	9/30/2010
513		Bourbon	Ave		478		Willy	St				1	9/30/2010
515		Bourbon	Ave		482		Willy	St				1	9/30/2010
519		Bourbon	Ave		486		Willy	St				1	9/30/2010
521		Bourbon	Ave		490		Willy	St				1	9/30/2010
523		Bourbon	Ave		494		Willy	St				1	9/30/2010
527		Bourbon	Ave		498		Willy	St				1	9/30/2010

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Lexington-Fayette Urban County Government
DEPARTMENT OF PUBLIC SAFETY

Jim Gray
Mayor

Clay Mason
Commissioner

March 23, 2011

TO: Mayor Jim Gray and Urban County Council

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

RE: Agreement with Insight

VIA: Clay Mason, Commissioner of Public Safety

This request will authorize the mayor to enter an agreement with Insight, to provide high speed internet services to the LFUCG Division of E911. This service will provide redundant internet access within the communication centers and thus insure continual access to critical 911 components when the primary connection is unavailable.

The total cost for the next fiscal year is $720 and all funds are budgeted within the Division of Enhanced 911. The requested service, installation and maintenance meet all state specifications and are acceptable expenses as outlined by regulations created by the Commonwealth of Kentucky.

The following documents are attached:

1. Administrative review form. (Blue sheet)
2. Insight service agreement.

Please return completed documents to my attention for final disposition.

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Lexington-Fayette Urban County Government
DEPARTMENT OF PUBLIC SAFETY

Jim Gray
Mayor

Clay Mason
Commissioner

MEMORANDUM

TO: Mayor Jim Gray and Urban County Council

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

DATE: March 23, 2011

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

This request will change street names and individual numbers of addresses within various Council Districts. The attached listing reflects the individual addresses to be changed and are located within the 1st, 2nd, 3rd, 11th, 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

2010 4th Quarter Address/Street Changes

ID	Number	Direction	Street	Type	Unit	Number	Direction	Street	Type	Unit	District
2363	3000		Blackford	Pkwy		3220		Bledsoe	Pl		12
2356	604	S	Broadway			606	S	Broadway			3
2419	666		Cielo Vista	Rd		668		Cielo Vista	Rd		2
2384	937		Williamson	St		230		Driscoll	St		2
2418	800		Florence	Ave		794		Florence	Ave		2
2362	326	W	Fifth	St		465		Kenton	St		1
2406	355	S	Limestone			357	S	Limestone			3
2365			Von	Aly				Merlot	Aly		1
2364			Morris	Aly				Soup Perkins	Aly		1
2369	1513		Versailles	Rd		1511		Versailles	Rd		11

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Lexington-Fayette Urban County Government
DEPARTMENT OF ENVIRONMENTAL QUALITY & PUBLIC WORKS

Jim Gray
Mayor

Cheryl Taylor
Commissioner

MEMORANDUM

To: Mayor Jim Gray
Richard Moloney, CAO
Urban County Council

From: Marwan Rayan, P.E., Director
Division of Engineering

Date: March 8, 2011

Re: Resolution Authorizing Acceptance of Assignment of Permanent Easement for storm water runoff for property located at 2299 Brannon Road (Jessamine County)

The purpose of this memorandum is to request a resolution authorizing the acceptance of an assignment of easement for a permanent storm water runoff easement from Commonwealth Development Company. The original deed of easement between George Dale and Ann Morrow Robinson and Commonwealth Development Company was recorded July 12, 2002. This assignment will allow for runoff from the Wyndham Hills Unit 6 subdivision on the Fayette/Jessamine County line to drain into the Robinson property at 2299 Brannon Road. The assignment of easement will be at no cost to the LFUCG.

MAR:CMS

Attachments

c: Hillard Newman, P.E.
Chuck Saylor, P.E.
File

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Lexington-Fayette Urban County Government
DEPARTMENT OF ENVIRONMENTAL QUALITY

Jim Gray
Mayor

Cheryl Taylor
Commissioner

MEMORANDUM

TO: Mayor Jim Gray and Urban County Council

FROM : Cheryl Taylor, Commissioner
Department of Environmental Quality

DATE: March 15, 2011

RE: Change Order Request #1 to Increase the Waste Management Routing Project
Resolution 589-2009

Council approved a contract with Gershman, Brickner & Bratton in the amount of $1,655,596 per Resolution 589-2009. Please see attached price breakdown for these items. We are requesting a change order request #1 be approved to increase this contract by $66,000 which will result in a final contract price of $1,721,596.

The requested upgrades will enable the new DWM routing system (Routeware) to interface with other components of the Division's data management systems including Kronos (personnel management); LexPro (new customer service data base); and LEXCALL.

The Kronos interface will allow the recently acquired Scheduler feature to be linked to our Routeware routing application. The result will be increased efficiency through better workforce allocation and accountability.

The LEXCALL interface will include a conversion of LEXCALL incident items into Routeware customer work orders. The enhancement will provide a better process flow between LEXCALL and Waste Management by directing the work order to the appropriate supervisor. The flow of information, coupled with the Routeware's automated routing feature for specialty services like tires, mattresses, appliances, etc., will help reduce response times.

The LEXPRO interface is critical to activate our new Customer Database with our routing solution. Routeware will create the interface to leverage our updated customer database which is now "GISID" address based versus the old mainframe database which is PVA parcel based. The address based approach will allow Waste Management to be more accurate about exactly who is getting what type of services and using what type of containers. We hope to be able to locate many containers which have been serviced over time, but have never been billed. This is new and additional revenue. We do not know the size of this discovery until we start using the new data.

GERSHMAN, BRICKNER & BRATTON, INC.

CHANGE ORDER REQUEST FORM

SECTION 1

Contract Name and Number:	LFUCG Waste Management Routing Solution R-589-2009 GBB C09001-01
Request No:	1
Request Title:	Interface development for new or modified LFUCG databases for LexCall and LexPro.
Request Date:	December 29, 2010
Priority (High-Medium-Low):	High
Originator's Name:	Richard Miller, Project Manager
Change Order Cost	The change order is budgeted on a fixed price basis as follows: LexCall work element - $18,128.00 LexPro work element - $47,872.00 Total - $66,000.00
Originator's Phone/Email:	412-855-7642 rmiller3@lexingtonky.gov
Response Due Date:	March 31, 2011

Request Description

This change order request has two separate work elements, on for LexCall and one for LexPro. These are discussed in the following paragraphs.

LexCall - There has been expanded functionality requested for the LexCall interface for the Waste Management Routing System. This interface change of scope is the result of changing specifications over time. A final "as built" specification will be written by Routeware that documents the data flow and interfaces between Lexcall, TourSolver, and Routeware. A draft specification will be provided by Routeware to LFUCG for comment by LFUCG prior to finalization. The fixed price cost of the LexCall interface expansion is– 103 hours at $176 per hour is $18,128.00. This integration task is in addition to the Task 2 Interfaces that are included in the fixed price contract.

LexPro - Expanded functionality has been requested by LFUCG for the LexPro, interface for the Waste Management Routing System. All databases will be in SQL and LFUCG will simplify through the use of a staging table with X Y coordinates and two way transfer capability. This will be advanced internally in LFUCG however support from GBB and Routeware will be needed. This support has been estimated to be provided monthly on a time and materials basis. The monthly support shall not exceed 68 hours at $176 per hour is $11,968.00 per month for four (4) months.

This level of effort support will be approved on a monthly basis by LFUCG to GBB. This change will be effective on December 1, 2010 and may be terminated at any time on written notice from LFUCG to GBB. Email is considered to fulfill this requirement.

Explanation/Justification

The requirements for these two interfaces, LexCall and LexPro, have been changed by LFUCG to enhance the functionality of the Waste Management Routing Solution. The database structures have been modified during the course of implementation to ensure that all existing and new Waste Management customers are included and the descriptions of their services are accurately reflected in the databases insuring correct service.

Signature

By:

J. Frank Bernheisel

J. Frank Bernheisel, QEP
Vice President
Gershman, Brickner & Bratton, Inc.
Date: March 7, 2011

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CONTRACT HISTORY FORM

Contractor: Gershman, Brickner & Bratton

Project Name: Waste Management Routing Project

Resolution: 589-2009

Responsible LFUCG Division: Division of Waste Management

CHANGE ORDER DETAILS

	Summary of Previous Change Orders To Date		Percent Change to Dollar Amount	Original Contract
A.	Original Contract Amount:	$	1,655,596	
B.	Cumulative Amount of Previous Change Orders:	$		____% (Line B / Line A)
C.	Total Contract Amount Prior to this Change Order:	$	1,655,596	
	Current Change Order			
D.	Amount of This Change Order:	$	66,000	4.0 % (Line D / Line A)
E.	New Contract Amount Including this Change Order :	$	1,721,596	____% (Line E / Line A)

SIGNATURE LINES

Project Manager: [signature] **Date:** 3-16-11

Reviewed by: ____________ **Date:** ____________

Division Director: [signature] **Date:** 3/16/11

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Lexington-Fayette Urban County Government
DEPARTMENT OF GENERAL SERVICES

Jim Gray
Mayor

Jamshid Baradaran
Acting Commissioner

TO: Mayor Jim Gray
Urban County Council

FROM: Jamshid Baradaran
Acting Commissioner of General Services

DATE: March 25, 2011

RE: State Government Leases

I am requesting Urban County Council approval to enter into renewals of the lease agreements with the Commonwealth of Kentucky for space occupied in the Annex Building. Currently the State Police leases 1,341 square feet for administering their CDL driver's testing activity and the Transportation Cabinet leases 565 square feet in the Annex building for their Driver's License activity.

Both leases will maintain the current rental rate of $10.75 per square foot. The term of the leases will be from July 1, 2011 through June 30, 2012. These leases also include 11 parking spaces at $45 per space per month. Total annual revenue payments for rent and parking to the LFUCG would be $26,429.52.

102-11
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Lexington-Fayette Urban County Government

Jim Gray
Mayor

MEMORANDUM

TO: Jim Gray, Mayor
Richard Moloney, Chief Administrative Officer
Council Members

FROM: Leslie Jarvis, Acting Director
Division of Human Resources

DATE: March 3, 2011

RE: **Agreement— International Public Management Association of Human Resources (IPMA-HR)**

The attached action authorizes an agreement between International Public Management Association of Human Resources and the Lexington-Fayette Urban County Government to purchase test products and services, effective upon passage of Council.

The first item needed will be reading and testing materials for the Community Corrections Captain test per the Collective Bargaining agreement for their promotional process.

The fiscal impact for the materials is approximately $1,000.00 and will be funded from the Divisions Professional and Contractual Services. This was budgeted in the Divisions FY 2011 adopted budget.

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

Attachment

df

cc: Darrylyn Combs, Human Resources Manager, Division of Human Resources

Log 11-0030

104-11
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Lexington-Fayette Urban County Government
DEPARTMENT OF LAW

Jim Gray
Mayor

Janet Graham
Commissioner

MEMORANDUM

To: Mayor Jim Gray
Members, Urban County Council

From: Department of Law

Date: March 7, 2011

Subject: County Judge Executive Performance Bond

This request is for approval of Constitutional Officer Performance Bond for the following:

County Judge/Executive   Jon Larson $10,000

This request is pursuant to 1996 House Bill – 48 of the Kentucky Revised Statutes that requires the Council approval of Constitutional Officers Performance Bonds aforementioned KRS 67.712(2).

The following items are attached:

1. The Administrative Review Form (Blue Sheet)
2. Copy of the Performance Bond
   Note: Each Bond is for an indefinite term and the premium is renewed annually.
3. Copy of Ordinance No. 113.98 - Section 22-55.1 (6)

Leslye M. Bowman

Leslye M. Bowman, Director

cc: Tom Sweeney, Risk Manager

X:\Admin\PNCRENEWALS\BLUESHEETS\00288451.DOC

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Lexington-Fayette Urban County Government
OFFICE OF THE MAYOR

Jim Gray
Mayor

TO: Jim Gray
Urban County Council

From: Lori Rowland Houlihan
Special Events Liaison
Office of the Mayor

Date: March 29, 2011

Subject: REQUEST COUNCIL AUTHORIZATION TO EXECUTE AN AMENDMENT TO PURCHASE OF SERVICE AGREEMENT (CONTRACT #132-2010) WITH THE DOWNTOWN LEXINGTON CORPORATION.

On July 9, 2010 the LFUCG & the Downtown Lexington Corporation entered into a Purchase of Service Agreement. This amendment refers to additional services not addressed in the current Purchase of Service Agreement. It turns over event management of the following events previously managed through the Mayor's Office of Special Events: July 4th Festival, Kentucky Christmas Chorus, Winter Festival and Holiday Market, Official Tree Lighting and the Vintage Kentucky Wine Festival. LFUCG will provide a one-time payment transfer of $120,000.00 from the Special Events Sponsorship budget to the DLC.

Lori Houlihan

Lori Rowland Houlihan, Special Events Liaison

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Lexington-Fayette Urban County Government
DEPARTMENT OF ENVIRONMENTAL QUALITY

Jim Gray
Mayor

Cheryl Taylor
Commissioner

MEMORANDUM

To: Mayor Jim Gray
Urban County Council

From: Charles Martin, PE CHM
Director – Division of Water Quality

Date: March 9, 2011

Subject: Easement from KAWC for East Hickman Pump Station

We are requesting the Urban County Council authorize the Mayor to sign an agreement with Kentucky American Water Company for purchase of an easement onto KAWC property for the East Hickman Pump Station overflow spillway. The cost of this easement is $10.00.

We have been working with Kentucky American Water Company to obtain this easement on their property at 3720 Richmond Road for our concrete overflow ditch from the East Hickman Pump Station at 3316 Buckhorn Drive. This is an existing concrete overflow spillway that has been in existence since the pump station was constructed.

East Hickman will occasionally overflow during intense rain storms and the overflow is carried by the subject spillway across 3720 Richmond Road and into a small creek. After the rain storm and overflow, our crews must get out to the site and clean up the concrete spillway as soon as possible. As the situation stands right now, we must contact KAWC each time to obtain their permission to get onto KAWC property in order to carry out this assignment. KAWC will usually also have a representative on the site during the cleanup work. We and KAWC would rather there be an easement so that this step can be eliminated.

Once the easement has been accepted by KAWC, the LFUCG will construct a fence around the overflow ditch to physically separate it from the rest of 3720 Richmond Road which will allow KAWC to maintain the level of security that they want. LFUCG crews will then enter the easement area via a gate in the fence at the pump station, thus negating the need to contact KAWC each time we need to clean the spillway. KAWC will also have access to the fenced off area.

The attached description has been reviewed and accepted by the Department of Law and Kentucky American Water Company.

Funds are budgeted in 4002-303401-3401-71299

C: Rod Chervus, PE
Steve Farmer, PE

Lexington-Fayette Urban County Government
DEPARTMENT OF ENVIRONMENTAL QUALITY

Jim Gray
Mayor

Cheryl Taylor
Commissioner

To: Mayor Jim Gray
Urban County Council

From: Charles H. Martin, P.E., Director
Division of Water Quality

Date: March 21, 2011

Subject: Change Order # 2 (Final) for the Vaughn's Branch Flood Hazard Mitigation Project

The Division of Water Quality requests approval of Change Order # 2 (Final) with Bluegrass Contracting Corporation for the Vaughn's Branch Flood Hazard Mitigation Project. The original amount of this project was $1,225,006.25. Change Order #1 is for $26,657.50. Change Order #2 is for $9,968.24 and adding 77 days to the contract giving a revised completion date of September 01, 2010. The cumulative sum of both change orders gives a revised total contract amount of $1,261,631.99. The sum of this Change Orders amounts to 3% of the original contract amount.

Description of Change Order

1. Actual quantity vs. bid quantity adjustments.
   Deduct $59,790.36
2. Furnish and install additional hand rail.
   Add $5,094.00
3. Additional track hoe and operator hours needed to remove and dispose of material from what appeared to be an old dump site.
   Add $10,300.00
4. Modify precast wing walls to meet field conditions.
   Add $5,300.00
5. Place additional concrete (lean mix) where footers had to be over excavated.
   Add $3,190.00
6. Additional bypass pumping of 24" sewer.
   Add $4,500.00
7. Restocking fee for 24" D. I. pipe.
   Add $2,874.60
8. Furnish and install additional type BS07 bank stabilization.
   Add $38,500.00
9. Add 77 days to the contract giving a revised completion date of September 1, 2010.

Total Cost of Change Order #2: $ 9,968.24

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Lexington-Fayette Urban County Government
DEPARTMENT OF ENVIRONMENTAL QUALITY

Jim Gray
Mayor

Cheryl Taylor
Commissioner

Change Order

Change Order No.2 (Final)
Vaughn's Branch Flood Hazard Mitigation Project
Lexington Fayette-Urban County Government
Division of Water Quality

Owner: Lexington Fayette-Urban County Government
200 East Main Street
Lexington KY, 40507

Contractor: Bluegrass Contracting Corporation
P. O. Box 11638
Lexington Ky, 40576-1638

SUMMARY OF INFORMATION

Date of Change Order:	**February 24, 2011**
Date of Contract:	**09/07/2009**
Date of Notice to Proceed:	**10/20/2009**
Date of Contract Completion:	**09/01/2010**
Change in Contract Time (Calendar Days):	**77**
Original Contract Amount:	**$1,225,006.25**
Previous Change Order Total:	**$26,657.50**
Current Contract Amount:	**$1,251,663.75**
Change Order # 1 Amount:	**$9,968.24**
New Contract Amount Including Change Orders:	**$1,261,631.99**
Percent of Change from Original Contract Amount:	**3%**

Lexington-Fayette Urban County Government
DEPARTMENT OF ENVIRONMENTAL QUALITY

Jim Gray
Mayor

Cheryl Taylor
Commissioner

CONTRACT HISTORY FORM

Contractor: **Bluegrass Contracting Corporation**

Project Name: **VAUGHN'S BRANCH FLOOD HAZARD MITIGATION PROJECT**

Contract Number and Date: **# 596-2009**

Responsible LFUCG Division: **Division of Water Quality**

CHANGE ORDER DETAILS

Summary of previous Change Orders to Date	**Dollar Amount**
A. Original Contract Amount:	**$1,225,006.25**
B. Cumulative Amount of Previous Change Orders:	**$26,657.50**
C. Total Contract Amount Prior to this Change Order:	**$1,251,663.75**
Current Change Order	
D. Amount of this Change Order:	**$9,968.24**
E. New Contract Amount Including this Change Order:	**$1,261,631.99**

SIGNATURE LINES

Project Manager: ____________________

Reviewed By: ____________________

Division Director: ____________________

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Lexington-Fayette Urban County Government
DEPARTMENT OF ENVIRONMENTAL QUALITY

Jim Gray
Mayor

Cheryl Taylor
Commissioner

To: Mayor Jim Gray
Urban County Council

From: Darryl G. Bennett, P.E.
Division of Water Quality

Subject: Loch Lomond Drainage Improvements Project
Design Change Order #2

Date: March 17, 2011

The Loch Lomond Drainage Improvements Project is being designed to mitigate serious home flooding. Design was underway to meet this goal by constructing a new storm sewer through the back yard of several properties on Loch Lomond Drive. Residents expressed concern about property disruption, and the Division of Water Quality decided to find an alternate method that would meet needed goals.

The new design will redirect stormwater flow to an existing storm sewer on Loch Lomond Drive. The installation of a downstream pipe is no longer proposed. Additionally, the consultant will provide floodproofing designs for three property owners who have expressed additional concerns about their homes. These owners may use these designs at their own discretion and may participate in the Cooperative Floodproofing Program. The LFUCG will reimburse them for up to one-half of construction costs if they complete construction according the requirements of that program.

This amount of this change order is $6,125.25; the funds will be taken from 4051-303204-3321-71205. With this change order, the total amount of the design contract is $73,505.25. Please note that a purchase order for $5,000.00 was written to start this project prior to original contract approval by Council, bringing the total cost for design to $78,505.25.

Approved:

Cheryl Taylor
Commissioner of Environmental Quality

Charles Martin, P.E.
Director of Water Quality

C: Tim Koch, P.E.
Benjamin Krebs, P.E.

CONTRACT HISTORY FORM

Contractor: Stantec (formerly FMSM)

Project Name: Drainage Improvements Project

Contract Number and Date: 6029 R 680-2007

Responsible LFUCG Division: Water Quality

CHANGE ORDER DETAILS

	Summary of Previous Change Orders To Date	Dollar Amount	Percent Change to Original Contract
A.	Original Contract Amount:	$ 60,000.00	
B.	Cumulative Amount of Previous Change Orders:	$ 7,340.00	12% % (Line B / Line A)
C.	Total Contract Amount Prior to this Change Order:	$ 67,340.00	
	Current Change Order		
D.	Amount of This Change Order:	$ 6,165.25	10% % (Line D / Line A)
E.	New Contract Amount Including this Change Order:	$ 73,505.25	123% % (Line E / Line A

SIGNATURE LINES

Project Manager: Benjamin K[illegible] Date: 3-18-11

Reviewed by: [signature] Date: 3/18/11

Division Director: [signature] Date:

CHANGE ORDER NO. 2

Loch Lomond Stormwater Improvements
Resolution 680-2007

Purpose/Reason for Amendment:

The change order will allow Stantec to alter their original design for improvements.

Stantec Scope of Work:

Change Order #2 to Stantec's design contract is required to revise the design of the proposed improvements to the stormwater system. The original design required several downstream owners to sell easements to the LFUCG. Owners have expressed reluctance to have their properties disrupted by construction.

The intended scope of work is included in the attached letter from Stantec.

Fee
The estimated fee to complete the work is $6,165.25.

Amendment No. 2 ....$ 6,165.25

Owner:

Consultant:

____

Jim Gray
Mayor
Lexington Fayette Urban County Government
200 East Main Street, 12th Floor
Lexington, Kentucky, 40507

____

____
Attest

____
Attest

4.14.11 NDF List

Amount	Recipient	Purpose
$2,025.00	Southland Association, Inc. PO Box 4756 Lexington, KY 40544 Attn: Phil Wyant	Assistance to the Southland Association for the 2011 Southland Jamboree Concert series.
$275.00	Capacity, Inc. 507 S. Homestead Lane Lancaster, KY 40444 Attn: Sherry Piersol	Assistance to Capacity, Inc. to support the April, 16th 2011 Women's Conference in Lexington.

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Class Title: COUNCIL ADMINISTRATOR | **Class Code:** 080E

Reports To: The Urban County Government Council | **Grade:** 121E

Supervision Exercised: Council Core staff | **EEO:** 1

Occupational Category: Unclassified Series | **Date Established:** 6/24/96
Date Last Revised: 03/24/11

General Function: [Statement does not necessarily delineate all the concepts (scope and depth of assigned duties and responsibilities) of the position classification.]

Performs highly responsible administrative and supervisory. Knowledge of work of substantial difficulty in the analytical and research support activities for the Lexington-Fayette Urban County Government Council Office and council members. Supports the council in fulfilling its legislative duties by assuring professional staff services in the areas of administration, constituent response, finance and budget analysis and issue research. Multitasking and ability to delegate are key requirements.

Essential Functions: (Any one position may not include all of the duties listed nor do the listed examples include all tasks which may be performed.)

Supervisory/Administrative:

Supervises analysis regarding budgetary impact, policies and procedures, capital improvements, general services to citizens and other similar activities.

Supervises special projects upon request of Council as a whole, individual Council members and individual standing committees.

Supervises and administers constituent work referred to core staff by members of the Council.

Exercises general supervisory authority over core staff; interviews and makes recommendations regarding hiring and discharging of core staff.

Assures preparation of all work session and Council committee agendas, together with pertinent information.

Under the direction of the Council as a whole, prepares the Council Office annual budget.

Supervises and administers office record-keeping system, including electronic archiving of Council work sessions, committees and other legislative records.

Prepares annual council meeting schedule for adoption by Council.

Public Contact:

Attends all regularly scheduled staff meetings, council meetings and standing committee meetings and any other meetings as deemed necessary by the Council. Attends executive sessions and is responsible for editing and proofing meeting summaries.

Meets with the Mayor, commissioners and division directors to obtain information concerning government operations.

Confers with outside agencies to obtain information as needed by Council Member concerning the state laws and their application to the Urban County Government.

Responds to public inquiries about Council's role and function in government, current composition, etc.

Assures accurate and up-to-date information on Council members and Council procedures for LFUCG WebPage and publications.

Miscellaneous:

May be assigned to perform duties of higher or lower level classifications in this or related series and/or perform duties on a temporary or acting basis in accordance with Ordinances 21-15 and 21-16 and/or act as a lead worker.

Responsible for knowing and complying with all UCG and division safety rules and for attending safety meetings.

Performs other related duties as required.

Class Requirements:

Education, Training and Experience:

Completion of a bachelor's degree in business administration or management, public administration, political science, or a related field. Working with a variety of operations of which six (6) years must be at the management level; or equivalent combination of education, experience and training which provides the required knowledge, skills, and abilities. MBA, MPA, JD or PHD (preferred). Strong written and verbal communication skills; mediation skills and ability to deal with people of all levels; Proficiency in the use of computers as well as Microsoft Word, Excel and the internet websites; Multitasking and ability to delegate requirements. **Education can not be substituted for six (6) years of management experience.**

Council Administrator (Continued)

Note: *LFUCG employees can substitute the Management/Supervisory Training Program for experience as follows: Sixty (60) hours of those training courses equate to one year of supervision (50 hours of core classes and 10 hours of elective classes); and, 120 hours equate to two years of supervision (103 hours of core classes and 17 hours of elective classes). This substitution only applies to meeting the minimum requirements for supervision and does not count towards education.*

Knowledge, Skills and Abilities:

Considerable knowledge of:

- administrative review and operations and their application to the political environment;
- local government operations, programs, and resources available;
- modern research techniques, methods and procedural operational structures, planning, policy, and procedural review.

Skill in analyzing problems and procedures.
Skill in supervising employees.

Ability to:

- organize, allocate, coordinate, and review the work of subordinates engaged in complicated research and to prepare material in an understandable format;
- make presentations both orally and in writing on complex subject matters;
- interpret, analyze, and prepare complex reports;
- establish and maintain effective working relationships with the Mayor, Council, employees, and the general public;
- make difficult and controversial decisions and deal with such in a diplomatic manner;
- deal with adversarial situations and remain in a professional posture.

Special Requirements:

All positions require drug testing before employment and will require a pre-employment physical as stated in Ordinances 21-14(b), 22-13 and 23-16.

Pursuant to the Drug Free Workplace Act of 1988 and the sections 21-52, 22-34 and 23-50 of the Code of Ordinances, all employees must remain drug and alcohol free when reporting to work, while at work and while engaged in any work related activities.

The intent of this class description is to provide a representative summary of the types of duties and responsibilities that will be required of classifications given this title and shall not be construed as a declaration of the specific duties and responsibilities of any particular position. Employees may be required to perform job-related tasks other than those specifically presented in this job description.

URBAN COUNTY COUNCIL

Planning & Zoning Committee

Summary/Table of Motions

March 1, 2011

Committee Chair, CM Farmer called the meeting to order at 1:02 p.m. Committee members Vice Mayor Gorton, CMs Ellinger, Kay, Ford, Blues and Beard were all present. CM Henson was also in attendance.

1. Building Inspection Task Force Report/Findings and Recommendations

CM Stinnett gave the report and stated the function of the task force. The primary goals and issues addressed were management and personnel of the Division of Building Inspection; placement of zoning law enforcement within LFUCG; safety issues; criminal versus civil enforcement of zoning laws; and time limits on construction. CM Stinnett presented the recommendations from the task force as provided in the committee packet. There was a change in Recommendation 2 from the word *administers* to *interprets*. In regard to Recommendation 3 and the issue of Building Inspection having the right to access properties in violation, Dewey Crowe commented that no authority would have the right to enter a property under the current ordinance without the proper court order or warrant. David Barberie addressed the subject as a right of entry, and that changing the current wording of Article 5(a) would clarify the process.

CM Beard asked for clarification on how entry to common areas, such as foyers, is currently addressed. Dewey Crowe answered that one would ask management of the property for access to inspect interior violations, but would have no recourse in cases of refusal.

A motion by CM Tom Blues to approve move to full Council. Recommendation 3 goes to Planning Commission then back to Council. Seconded by Vice Mayor Linda Gorton, the motion passed without dissent.

In regard to Recommendation 4, CM Stinnett stated that currently zoning violations are enforced by a Criminal Citation and are only enforceable through the District Court System. He stated that there are problems getting violators to appear in court. The task force recommends that the fines be changed to civil penalties. Appeals would go to Infrastructure Hearing Board.

<u>A motion by CM Steve Kay to approve incorporating it in with the previous motion. Seconded by Vice Mayor Linda Gorton, the motion passed without dissent.</u>

CM Kay asked what language Council should ask the state to adopt. David Barberie stated that there are concerns on the state's part of building code being the same across the state, and that "we wouldn't want to modify it just for our jurisdiction." He also stated that it is difficult to change building code without state support. CAO Richard Maloney stated it should still be attempted with the board.

<u>A motion to approve to keep it within the committee. Seconded by CM Chuck Ellinger, the motion tied.</u>

In regard to Recommendation 5 and the time limits on construction projects, Vice Mayor Linda Gorton made reference to past projects that lingered and asked if it would be worthwhile to gather a coalition around the state. She asked how and in what capacity this would involve Frankfort. CAO Maloney said he would work with Dewey Crowe to find support across the state. CM Farmer asked if the committee should go forward with the verbiage in the packet. David Barberie said that the language "might not be it" but he would work with other jurisdictions to come up with something appropriate.

CM Beard inquired as to the current process to require people to finish incomplete construction jobs. Dewey Crowe responded that with numerous banks and lenders, usually the building permits are voided. Unless a bank continues with construction, the process begins again with the next purchaser.

CM Henson suggested a time limit on Recommendation 5. CAO Maloney suggested by the end of summer. He is to keep the committee posted.

In regard to Recommendation 6 pertaining to gravel permitting, there were no recommendations other than to keep it in committee. Dewey Crowe stated that he has not received many complaints this year.

<u>A motion by CM Tom Blues to approve to keep it within the committee. Seconded by Vice Mayor Linda Gorton, the motion passed without dissent.</u>

In regard to Recommendation 7, CM Stinnett asked how exemptions for temporary structures—like those occupied by flower shops in grocery store parking lots—are currently granted. Rochelle Boland responded that there is definition in the ordinance for temporary structures and to look to building code for structure definition and time limits. If the structure remains for less than 180 days, it could be considered conditional use. Boland suggested going to the Board of Adjustments to fashion a permit so that it doesn't impact other businesses.

A motion by Vice Mayor Linda Gorton to approve to ask Council for a text amendment for temporary structures. Seconded by Tom Blues, the motion passed without dissent.

CM Kay asked if the permitting process currently allowed for a business to erect a structure, leave it in place for 180 days only to then wait a day and rebuild it to leave in place for another 180 days. Boland replied that the current definition prevents that problem and defines as conditional any structure in place after 60 days. Any temporary use structure would have to be approved by the Board of Adjustments after 60 days if it exceeds minimum size, and not able to have for more than 180 days unless permitted as a permanent structure.

In regard to Recommendation 8, CM Stinnett discussed the purchase of Accela software and the timeliness of the matter. The software will allow divisions to "talk" to each other. CAO Maloney explained the STARs system and stated that the state might be in agreement to join on in a buy-as-you-go program.

A motion by Vice Mayor Linda Gorton to approve to keep in the committee agenda. Seconded by CM Julian Beard, the motion passed without dissent.

2. Circus and Carnivals Definition Text Amendment

CM Henson stated that she wants to protect the entrances to neighborhoods, and to do so in the instance of circuses or carnivals, requested that the definition of said events, currently under one definition, be divided into two definitions and allow a 200 foot buffer between the circus or carnival and the entrance to neighborhoods. Language applies to the zone, not the structure.

A motion by Vice Mayor Linda Gorton to approve the text amendment. Seconded by CM Chris Ford, the motion passed without dissent.

A motion by CM Julian Beard to adjourn at 1:55 p.m.. Seconded by Vice mayor Linda Gorton, the motion passed without dissent.

General Government Committee
March 22, 2011
Summary & Motions

CM Ed Lane chaired the meeting and called it to order a 1:10 pm. All committee members were present.

Franchise Agreements Briefing, pp. 1-44

Director Bill O'Mara provided a handout and slide presentation on the franchise agreements that are pending renewal (gas, electric and telecommunications). He outlined the schedule of negotiations, various provisions that are to be included in the agreements and franchise fee revenue history. Mr. Barberie and Ms. Mossotti responded to inquiries about having the utilities appear before Council. They both said that there was a willingness to appear by the utilities and they could add a provision to any future agreements to mandate presentations before negotiations are completed.

After some general discussion, CM Martin made a motion to request the utilities to make a presentation to Council before negotiations are conducted to provide an update on current service issues and future plans, seconded by CM Myers; passed without dissent.

Citizens' Advocate Work Group Update

CM McChord presented a memorandum from the Department of Law that outlined the powers and duties of the Citizens' Advocate (distributed to all Council members). Discussion ensued on whether the position needs to be full time or part time and should it be placed in Internal Audit or the Council Office. CM Myers requested that Law provide an opinion on whether the Citizens' Advocate could assume another job function in addition to current responsibilities. He also said that Council first needed to decide whether the position should be full time or part time.

CM Ford stated that he thought the position should be reconstituted as it was, to include the administrative assistant.

CM Lane spoke to fact the LFUCG charter was adopted over three decades ago. Since that time, the LFUCG has added new technologies and individual council aides that have minimized many of the duties and work load of the CA.

CM Martin noted the provision in the charter that provides for a six month severance for any CA that is terminated and that needed to be considered in the context of part time or the co-mingling of duties.

Facilities Use Policy Work Group Update

CM Myers as leader of the work group handed out a document entitled "Process Flow-Facility Occupancy" and a summary of Partner Agency Oversight Committee meetings in 2010 that led to the draft facilities use policy. Acting Commissioner Jamshid Baradaran went over the document and described the process and responded to questions on the numerous LFUCG facilities and disparate occupants.

CM Myers made a motion to ask Law to draft an ordinance to implement the Facilities Use Policy and bring it back to the committee at the meeting on April 12, seconded by CM Kay: passed without dissent.

Internal Audit response to State Auditor Report pp. 45-95

Internal Auditor Bruce Sahli presented the Action Plan Matrix that reflected the recommendations of the State Auditor and progress to date. He also handed out a letter from Mountjoy that outlines the communication protocol as recommended in response to the State Auditor. The draft of the Internal Audit by-laws that incorporates the above recommendations is scheduled for approval by the Internal Audit Board on April 12, 2011.

CM Crosbie asked about the Louisville TIP that uses a third party provider. Mr. Sahli explained how he envisioned a TIP line for LFUCG and how referrals would be handled by the appropriate agencies/divisions.

Conversation ensued on whether to proceed with the ordinance regarding the membership of the internal audit board and the approval of the by-laws. A motion was made and passed to specify that one of the two additional members be based on a recommendation by council. Mr. Horn notified the committee that the draft ordinance already has that provision.

There was additional discussion on confidentiality issues, and the recommendations of the State Auditor, in consultation with the office of Attorney General, that the full internal audit board may be informed in closed session of allegations referred to Internal Audit provided the discussion might lead to disciplinary measures taken against an LFUCG employee.

Items Referred to Committee

CM McChord made a motion to remove Procurement of Golf Carts from the committee items, seconded by CM Crosbie, passed without dissent.

The issue of Purchase of Energy Efficient Vehicles was added to the list. (Referred by CM Myers 3-15-11)

Meeting was adjourned at 2:56 pm

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DOCKET-REGULAR MEETING-LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT COUNCIL MEETING

April 14, 2011 – 6:00 P.M.

I. ROLL CALL

II. INVOCATION

III. MINUTES OF THE PREVIOUS MEETINGS

February 3, 17, March 3, 17, 2011

IV. PRESENTATIONS

'Keep It Real' Video Campaign – Mayor's Alliance on Substance Abuse

Lexington Parking Authority – Mr. Gary Means

V. COMMITTEE REPORTS – Committee of the Whole – VM Gorton

VI. ORDINANCES –SECOND READING

1. 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)

2. 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]**

3. 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]**

4. 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]**

5. 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 $490,000 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]**

6. 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]**

7. 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]**

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8. 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]**

9. 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]**

10. 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]**

11. 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]**

VII. ORDINANCES – <u>FIRST READING (New Business)</u>

12. An Ordinance changing the zone from a Wholesale and Warehouse Business (B-4) zone to a Neighborhood Business (B-1) zone for 0.74 net (1.07 gross) acre, for property located at 369 Codell Dr. (a portion of) (Equity Alliance of Lexington, LLC). Approval 8-0 (To Be Heard By May 25, 2011) **[Div. of Planning, King] REQUIRES MOTION TO PLACE ON DOCKET WITH OR WITHOUT A PUBLIC HEARING**

13. An Ordinance changing the zone from a Professional Office (P-1) zone to a Neighborhood Business (B-1) zone for 0.594 net (0.829 gross) acre, for property located at 1389 Alexandria Dr. (W. Nelson McMakin). Conditional Approval 8-0 (To Be Heard By May 25, 2011) **[Div. of Planning, King] REQUIRES MOTION TO PLACE ON DOCKET WITH OR WITHOUT A PUBLIC HEARING**

14. An Ordinance changing the zone from a Highway Service Business (B-3) zone to a Wholesale & Warehouse Business (B-4) zone for 1.083 net and gross acres, for property located at 763 and 779 Newtown Pike (portions of), subject to certain use restrictions imposed as conditions of granting the zone change (SCW Newtown, LLC). Conditional Approval 8-0 (To Be Heard By May 25, 2011) **[Div. of Planning, King] REQUIRES MOTION TO PLACE ON DOCKET WITH OR WITHOUT A PUBLIC HEARING**

15. 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. 112. **[Div. of Budgeting, Barrow]**

16. An Ordinance approving and adopting an Amendment to the 2010 Consolidated Plan to include the purchase of two residential units, relocation of the residents and demolition of the units in the Meadows/Northland/Arlington Project. **[Div. of Community Development, Gooding, BS 119-11, p.21] PUBLIC HEARING**

17. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit the 2011 Consolidated Plan/Grant Application to the U.S. Dept. of Housing and Urban Development, to provide any additional information requested in connection with this Grant Application, and to accept the Grant if the application is approved, which Grant funds are in the amount of $3,641,000 Federal funds, are for FY2012 Community Development Block Grant Program ($2,050,000), HOME Program ($1,500,000), and Emergency Shelter Grant Program ($91,000), the acceptance of which obligates the Urban County Government for the expenditure of $351,500 from various funding sources as local cash match and $67,000 in-kind match; appropriating funds pursuant to FY2012 Schedule No. 9; authorizing the Mayor to transfer unencumbered funds within the Grant budget; and authorizing the Mayor to execute Agreements for the approved Plan. **[Div. of Community Development, Gooding, BS 121-11, pp.22-23]**

18. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Agreement with the Ky. Energy and Environment Cabinet, for the acceptance of additional Federal funds for the Wolf Run Creek Watershed Based Plan in the amount of $20,266, the acceptance of which obligates the Urban County Government for the expenditure of $13,510.67 as a local match, and appropriating funds pursuant to Schedule No. 114. **[Div. of Community Development/Dept. of Environmental Quality, Gooding/Taylor, BS 128-11, p.24]**

19. An Ordinance authorizing 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 $750,000 Federal funds, are for the S. Limestone Streetscape Transportation Enhancement Project, and the acceptance of which obligates the Urban County Government for the expenditure of $187,500 as a local match, appropriating funds pursuant to Schedule No. 115, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. **[Div. of Community Development/Dept. of Public Works & Development, Gooding/Taylor, BS 129-11, p.25]**

20. An Ordinance authorizing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Dept. of Juvenile Justice, to provide any additional information requested in connection with this Grant Application, and to accept this Grant if the application is approved, which Grant funds are in the amount of $241,845 Commonwealth of Ky. funds, are for operation of the Day Treatment Program, for the Div. of Youth 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. 7, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. **[Div. of Community Development/Dept. of Social Services, Gooding/Mills, BS 117-11, p.26]**

21. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Lexington-Fayette County Health Dept., which Grant funds are in the amount of $483,202 Federal funds, are for the Home Network Project at the Family Care Center, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, appropriating funds pursuant to FY 2012 Schedule No. 8, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. **[Div. of Community Development/Dept. of Social Services, Gooding/Mills, BS 118-11, p.27]**

22. An Ordinance authorizing the Mayor, on behalf of the Urban County Government, to accept a Grant from the University of Ky., which Grant funds are in the amount of $496.50 Federal funds under the Child Care Infant/Toddler Provider Incentive Mini Grant Program, are for the purchase of equipment for the Family Care Center, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, appropriating funds pursuant to Schedule No. 113, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. **[Div. of Community Development/Dept. of Social Services, Gooding/Mills, BS 125-11, p.28]**

23. An Ordinance authorizing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the U.S. Dept. of Health and Human 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 $180,000 Federal funds, are for operation of the M.A.S.H. Drop Inn Facility, the acceptance of which obligates the Urban County Government for the expenditure of $20,000 to be provided by the M.A.S.H. Drop Inn operating budget, appropriating funds pursuant to FY 2012 Schedule No. 10, authorizing the Mayor to transfer unencumbered funds within the Grant budget, and authorizing the Mayor to execute an Agreement with M.A.S.H. Services of the Bluegrass, Inc., for operation of the Drop Inn Facility at a cost not to exceed $180,000. **[Div. of Community Development/Dept. of Social Services, Gooding/Mills, BS 127-11, p.29]**

24. An Ordinance authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Sponsorship Agreement with and accept a $2,000 donation from PNC Bank, National Association, for the Senior Intern Program, and appropriating funds pursuant to Schedule No. 111. **[Dept. of Social Services, Mills, BS 103-11, p.30]**

VIII. RESOLUTIONS – <u>SECOND READING</u>

1. 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)
2. 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)
3. 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)
4. 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)
5. 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]**
6. 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]**

7. 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]**

8. 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]**

9. 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]**

10. 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]**

11. 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]**

IX. RESOLUTIONS – FIRST READING (New Business)

12. A Resolution accepting the bid of E-Z Pack Manufacturing, LLC, establishing a price contract for rear loading truck mounted refuse body, for the Div. of Facilities and Fleet Management. **[Baradaran]** (4 Bids)

13. A Resolution accepting the bid of Century Equipment, establishing a price contract for golf carts, for the Div. of Parks and Recreation. **[Hancock]** (3 Bids, Non-Low)

14. A Resolution accepting the bid of ProKleen Industrial Services d/b/a PortaKleen, establishing a price contract for portable restroom units, for the Div. of Parks and Recreation. **[Hancock]** (5 Bids)

15. A Resolution accepting the bid of Pro-Teck Security Sales, establishing a price contract for ballistic shields, for the Div. of Police. **[Bastin]** (3 Bids)

16. A Resolution accepting the bid of Ennis Paint, Inc., establishing a price contract for traffic marking paint, for the Div. of Traffic Engineering. **[Herrington]** (1 Bid)

17. A Resolution accepting the bid of Accent Wire, establishing a price contract for bailing wire, for the Div. of Waste Management. **[Feese]** (1 Bid)

18. A Resolution authorizing the Div. of Community Corrections to purchase drug testing assays for the Community Alternative Program's drug testing program, from ThermoFisher Scientific (d/b/a Microgenics), a sole source provider, at a cost not to exceed $41,652, and authorizing the Mayor to execute necessary documents. **[Div. of Community Corrections, Bishop, BS 105-11, pp.31-34]**

19. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Modification #1 to the Neighborhood Stabilization Program Funding Agreement with the Ky. Dept. for Local Government to clarify eligible uses of funds and to include a provision for loan servicing by Ky. Housing Corp. **[Div. of Community Development, Gooding, BS 132-11, p.35]**

20. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Commercial Services Agreement with Insight Communications Co., LP, to provide internet network connectivity to the Div. of Emergency Management/911 using federal grant funds, at an annual cost not to exceed $960. **[Div. of Community Development/Div. of Emergency Management/911, Gooding/Lucas, BS 109-11, p.36]**

21. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Facility Encroachment Agreement with CSX Transportation, Inc., for installation of a sanitary sewer force main for the Beverly Ave. Sanitary Sewer Project, at a cost not to exceed $4,000. **[Div. of Community Development/Dept. of Environmental Quality, Gooding/Taylor, BS 106-11, p.37]**

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. Energy and Environment Cabinet and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of $16,000 Commonwealth of Ky. funds and are for the purchase of dumpsters to be placed in schools for comingled recycling. **[Div. of Community Development/Dept. of Environmental Quality, BS 115-11, p.38]**

23. 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 Maxwell St. Bike/Pedestrian Project through March 10, 2012, at no cost to the Urban County Government. **[Div. of Community Development/Dept. of Public Works & Development, Gooding/Taylor, BS 110-11, p.39]**

24. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Contract with Marrillia Design and Construction, for the Maxwell St. Sidewalk and Bike Lane Project, increasing the contract price by the sum of $8,470 from $299,968.21 to $308,438.21. **[Div. of Community Development/Dept. of Public Works & Development, Gooding/Taylor, BS 111-11, pp.40-42]**

25. 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 Town Branch Trail Phase III Project through June 3, 2012, at no cost to the Urban County Government. **[Div. of Community Development/Dept. of Public Works & Development, Gooding/Taylor, BS 112-11, p.43]**

26. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Amendment to Agreement with Granicus, Inc., for addition of the Word Add-In Module, and integration with Legistar, at a cost not to exceed $1,625. **[Council Clerk's Office, Lamb, BS 134-11, p.44]**

27. A Resolution changing the street names and property address numbers of 2515 Harrodsburg Rd. to 2376 Alexandria Dr., of 588, 600, and 601 Judy Ln. to 2278, 2277, and 2281 Allen Dr., of 600 Parkside Dr. to 2297 Allen Dr., of 1200 Centre Pkwy. to 3554 Appian Way, of 928 N. Limestone to 122 Arceme Ave., of 3252 Bay

Springs Park to 3297 Blackford Pkwy., of 400 McKenna Ct. to 1752 Bryan Station Rd., of 2849 Trailwood Ln. to 2772 Burnt Mill Rd., of 1100 and 1092 Spring Run Rd. to 3861 and 3872 Hidden Springs Dr., of 538 Parkside Dr. to 2309 Irene Dr., of Units A and B 500 Shaftsbury Rd. to Units 101 and 102 1210 Meadow Ln., of 1049 Millcreek Ct. to 1162 Millcreek Dr., of 1112 Centre Pkwy. to 3503 Olympia Rd., of 469, 461, 463, 468, 460 and 462 W. Fifth St. Ct. to 475, 483, 491, 476, 484, and 490 Pilgrim Ct., of 408 W. New Circle Rd. to 1499 Russell Cave Rd., of 1725 Chelmsford Dr. to 617 Stonehaven Dr., of 2601 Kearney Creek Ln. to 2777 Sullivans Trace, and of 509, 511, 513, 515, 519, 521, 523, and 527 Bourbon Ave. to 470, 474, 478, 482, 486, 490, 494, and 498 Willy St.; changing the property address numbers of 217-219 Albany Rd. to 219 Albany Rd., of 1805-1865 Alexandria Dr. to 1801 Alexandria Dr., of 2045 Altamont Ct. to 2035 Altamont Ct., of 362-366 Aylesford Pl. to 364 Aylesford Pl., of 2537 Berea Rd. to 2540 Berea Rd., of 370 Glen Arvin Ave. to 366 Glen Arvin Ave., of 1100 Horsemans Ln. to 1050 Horsemans Ln., of 350 Lisle Industrial Ave. to 336 Lisle Industrial Ave., of Units A and B 3386 Moundview Ct. to 3386 and 3388 Moundview Ct., of 510 and 262 W. New Circle Rd. to 540 and 260 W. New Circle Rd., of 580 W. Sixth St. to 575 W. Sixth St., and of 495-497 W. Third St. to 497 W. Third St.; and changing the street name of 1953, 1949, and 1945 Mark Ave. to 1953, 1949, and 1945 Dark Tower Rd.; all effective thirty days from passage. **[Div. of Emergency Management/911, Lucas, BS 122-11, pp.45-47]**

28. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Commercial Services Agreement with Insight Communications Co., LP, to provide internet network connectivity to the Div. of Emergency Management/911, at an annual cost not to exceed $720. **[Div. of Emergency Management/911, Lucas, BS 123-11, p.48]**

29. A Resolution changing the street names and property address numbers of 3000 Blackford Pkwy. To 3220 Bledsoe Pl., of 937 Williamson St. to 230 Driscoll St., and of 326 W. Fifth St. to 465 Kenton St.; changing the property address numbers of 604 S. Broadway to 606 S. Broadway, of 666 Cielo Vista Road to 668 Cielo Vista Rd., of 800 Florence Ave. to 794 Florence Ave., of 355 S. Limestone to 357 S. Limestone, and of 1513 Versailles Rd. to 1511 Versailles Rd.; and changing the street names of Von Alley to Merlot Alley, and of Morris Alley to Soup Perkins Alley; all effective thirty days from passage. **[Div. of Emergency Management/911, Lucas, BS 124-11, pp.49-50]**

30. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Assignment accepting a permanent easement for stormwater runoff for property located at 2299 Brannon Rd. at no cost to the Urban County Government. **[Div. of Engineering, Rayan, BS 107-11, p.51]**

31. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Contract with Gershman, Brickner & Bratton, Inc., for waste management routing software and implementation services, for the Div. of Waste Management, increasing the contract price by the sum of $66,000 from $1,655,596 to $1,721,596. **[Dept. of Environmental Quality, Taylor, BS 116-11, pp.52-56]**

32. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Lease Renewal Agreements with Commonwealth of Ky., for State Police CDL Office and Drivers License Office at 162 E. Main St. **[Dept. of General Services, Baradaran, BS 120-11, p.57]**

33. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with International Public Management Association of Human Resources, for the purchase of test products and services, for the Div. of Human Resources, at a cost not to exceed $1,000. **[Div. of Human Resources, Jarvis, BS 102-11, p.58]**

34. A Resolution ratifying the probationary civil service appointments of: Andre Scott, Equipment Operator, Grade 108N, $17.242 hourly, in the Div. of Water Quality, effective April 18, 2011, Steve Zahn, Equipment Operator, Grade 108N, $16.219 hourly, in the Div. of Water Quality, effective April 18, 2011, ratifying the probationary sworn appointments of: Robert Crow, Fire Captain, Grade 316N, $23.039 hourly, in the Div. of Fire and Emergency Services, effective March 28, 2011, Jeremy Greer, Fire Lieutenant, Grade 315N, $17.786 hourly, in the Div. of Fire and Emergency Services, effective March 28, 2011. **[Div. of Human Resources, Jarvis]**

35. A Resolution authorizing the Div. of Human Resources to make a conditional offer to the following: Mark W. Fischer, Project Engineering Coordinator, Grade 119E, $3,076.93 bi-weekly, in the Div. of Water Quality, and authorizing the beginning of the classified civil service probationary period upon successful completion of a physical or medical examination as required, effective upon passage of Council. **[Div. of Human Resources, Jarvis]**

36. A Resolution approving, pursuant to KRS 62.055 and Section 22-55.1 of the Code of Ordinances, the bond with surety of Jon Larson, County Judge/Executive, in the amount of $10,000, and directing the Dept. of Law to record the bond, with surety, along with a certified copy of this Resolution, in the Office of the Fayette County Clerk. **[Dept. of Law, Graham, BS 104-11, p.59]**

37. A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Amendment to the Purchase of Service Agreement with Downtown Lexington Corp., to include event management responsibilities for the July 4th Festival, Ky. Christmas Chorus, Winter Festival and Holiday Market, Official Tree Lighting,

and Vintage Ky. Wine Festival, at a cost not to exceed $120,000. **[Office of the Mayor, Houlihan, BS 133-11, p.60]**

38. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a Certificate of Consideration and to accept an Easement from Ky.-American Water Co. for the property located at 3720 Richmond Rd., for the East Hickman Pump Station Overflow Spillway, at no cost to the Urban County Government. **[Div. of Water Quality, Martin, BS 113-11, p.61]**

39. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. Two (2) Final to the Contract with Bluegrass Contracting Corp. for the Vaughn's Branch Flood Hazard Mitigation Project, increasing the contract price by the sum of $9,968.24 from $1,251,663.75 to $1,261,631.99. **[Div. of Water Quality, Martin, BS 130-11, pp.62-64]**

40. A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. Two (2) to the Contract with Stantec Consulting Services, Inc., for the Loch Lomond Drainage Improvements Project, increasing the contract price by the sum of $6,165.25 from $67,340.00 to $73,505.25. **[Div. of Water Quality, Martin, BS 131-11, pp.65-67]**

X. REPORT

1. Div. of Building Inspection for the 1st Quarter (January-March) of 2011.

XI. COMMUNICATIONS FROM THE MAYOR

1. Recommending the appointment of Mr. Kevin Atkins, LFUCG Chief Development Officer, to the Courthouse Area Design Review Board, as an Ex-Officio member.

2. Recommending the appointment of Ms. Allison Connelly as at-large representative, to the Ethics Commission, with a term to expire 3-1-2015.

3. Recommending the appointment of Ms. Lori Houlihan, as LFUCG Special Events Liaison, to the Picnic with the Pops Commission, with a term to expire 7-1-2014.

4. Recommending the appointments of Ms. Kate Savage, as neighborhood representative, and Mr. Justin Thompson, as landlord/business community representative, to the Town and Gown Commission, with terms to expire 2-1-2015.

XII. COMMUNICATIONS FROM THE MAYOR (FOR INFORMATION ONLY)

1. Approving voluntary demotion of Michelle Haynes from Telecommunicator Sr., Grade 113N, to Telecommunicator, Grade 111N, $18.428 hourly, in the Div. of Emergency Management/911, effective April 11, 2011.

2. Temporary appointment of David Smith, Engineering Technician Sr., Grade 113E, $1,523.12 bi-weekly, in the Div. of Water Quality, effective February 28, 2011.

XIII. ANNOUNCEMENTS

XIV. PUBLIC COMMENTS