

Lexington-Fayette Urban County Government

*200 E. Main St
Lexington, KY 40507*



Tuesday, May 1, 2012

3:00 PM

PACKET

Council Chamber

Urban County Council Work Session

**URBAN COUNTY COUNCIL
SCHEDULE OF MEETINGS
April 30-May 7, 2012**

Monday, April 30

Itinerant Merchant Task Force Meeting.....1:00 pm
Conference Room-5th Floor Government Center

Recreation ZOTA Work Group Meeting.....1:30 pm
Conference Room-3rd Floor Phoenix Building

Tuesday, May 1

Council Links: Public Safety Meeting.....9:00 am
Conference Room-5th Floor Government Center

General Government Committee Meeting (**CANCELLED**).....11:00 am
Council Chambers – 2nd Floor Government Center

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

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

Wednesday, May 2

Council Links: Environmental Quality & Public Works Meeting.....9:00 am
Conference Room-5th Floor Government Center

Council Links: General Services Meeting.....12:30 pm
Conference Room-10th Floor Government Center

Council Links: General Government Meeting.....1:30 pm
Conference Room-12th Floor Government Center

Masterson Station Park Advisory Board Meeting.....6:00 pm
Lions Club Building-Masterson Station Park

Thursday, May 3

Council Links: Environmental Quality & Public Works Meeting.....9:00 am
Conference Room-5th Floor Government Center

Council Links: General Government Meeting.....9:00 am
Conference Room-12th Floor Government Center

Friday, May 4

No meetings

Monday, May 7

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

URBAN COUNTY COUNCIL
WORK SESSION SUMMARY

TABLE OF MOTIONS

April 24th, 2012

I. Requested Rezoning/Docket Approval

A motion by Tom Blues to place Ordinance 0400-12 on the docket without a public hearing. Seconded by Chuck Ellinger. Motion tied.

A motion by Diane Lawless to place Ordinance 0401-12 on the docket without a public hearing. Seconded by Linda Gorton. Motion passed without dissent.

A motion by Bill Farmer, Jr. to place on the docket a resolution authorizing the Mayor to execute the agreement with Ken Viron's INC. the Haley Park Landfill closure phase 4. Seconded by Julian Beard. Motion passed without dissent.

A motion by Linda Gorton to approve the docket. Seconded by Chuck Ellinger. Motion passed without dissent.

II. Approval of Summary

A motion by Julian Beard to approve the summary from the Work Session on April 10, 2012. Seconded by Linda Gorton. Motion passed without dissent.

A motion by Linda Gorton to approve the summary from the Work Session on April 17, 2012. Seconded by Bill Farmer Jr. Motion passed without dissent.

III. Budget Amendments

A motion by Chuck Ellinger to approve the Budget Amendments. Seconded by George Myers. The motion passed without dissent.

IV. New Business

A motion by Julian Beard to remove item "O", the Authorization to approve the Environmental Quality and Public Works providing funds to the

Lexington Children's Theatre to support the Play "Heap It On". Seconded by Linda Gorton. Motion passed without dissent.

A motion by Bill Farmer Jr. to approve the New Business Items. Seconded by Chuck Ellinger. The motion passed without dissent.

V. Continuing Business/Presentations

A motion by Chuck Ellinger to approve the NDF List. Seconded by Tom Blues. The motion passed without dissent.

A motion by Diane Lawless to place on the docket the Pedestrian Orientated Business District as proposed by Chris King. Seconded by Tom Blues. The motion passed without dissent.

A motion by Ed Lane to not restrict the Parks of Floyd Fork presentation to 15 minutes. Seconded by Linda Gorton. The motion passed without dissent.

VI. Council Report

A motion by Jay McChord to have Commissioner Sally Hamilton present on the Golf Subsidy before the General Government Committee. Seconded by Tom Blues. The motion passed 10-4 (Lawless, Kay, Gorton, and Ford voted NAY).

A motion to amend McChord's motion by George Myers to have Commissioner Sally Hamilton present on the Golf Subsidy at a Work Session. Seconded by Ed Lane. The motion passed 11-2. (Lawless and Ford voted NAY).

A motion by K.C. Crosbie to adjourn at 5:39pm. Seconded by Tom Blues. The motion passed without dissent.

LEXINGTON-FAYETTE URBAN COUNTY COUNCIL**WORK SESSION AGENDA****May 1, 2012**

- I. Public Comment – Issues on Agenda**
- II. Requested Rezoning/ Docket Approval – No**
- III. Approval of Summary – Yes, pp. 1-2**
- IV. Budget Amendments – No**
- V. New Business – Yes, pp. 8-31**
- VI. Continuing Business/ Presentations – Yes**
 - a. NDF List – Yes (motion needed), p. 32**
 - b. Planning & Public Works Committee Update – CM Farmer, pp. 33-46**
 - c. Social Services & Community Development Committee Update – CM Myers, pp. 47-49**
 - d. LexTran Budget Presentation – Mr. Rocky Burke, pp. 50-61**
 - e. Golf Presentation – Commissioner Hamilton (separate)**
- VII. Council Report**
- VIII. Public Comments – Issues Not on Agenda**
- IX. Mayor’s Report – No**
- X. Adjournment**

ADMINISTRATIVE SYNOPSIS
New Business Items
May 1, 2012

- A.** Authorization to convert the current Vehicle Wash Facility on Byrd Thurman Drive to a Household Hazardous Waste Collection Facility for residents of Fayette County. Through RFP#47-2011, the work is to be done by J.R. Miller Inc. (L325-12) (Feese/Moloney)
 This is a request to approve \$57,965 for design services to convert the current Vehicle Wash Facility on Byrd Thurman Drive to a Household Hazardous Waste Collection Facility for residents of Fayette County. Through RFP#47-2011, the work is to be done by J.R. Miller Inc. Funds are budgeted. p. 8
- B.** Authorization to amend Section 21-5 of the Code of Ordinances, transferring one (1) position of Microcomputer Support Specialist (Grade 113N) and the incumbent from the Division of Waste Management to the Division of Computer Services. (L414-12) (Walters/Moloney)
 This is a request to amend Section 21-5 of the Code of Ordinances, transferring one (1) position of Microcomputer Support Specialist (Grade 113N) and the incumbent from the Division of Waste Management to the Division of Computer Services. pp. 9-11
- C.** Authorization to execute a contract with Stantec Engineering Services, Inc. to consult with LFUCG for the preparation of Downtown Lexington Traffic and Revitalization Study. (L417-12) (King/Paulsen)
 This is a request to execute a contract with Stantec Engineering Services, Inc. to consult with LFUCG for the preparation of Downtown Lexington Traffic and Revitalization Study. This study is being conducted pursuant to a grant authorized under Ordinance 37-2011. The net amount of the grant for the project is \$465,000. p. 12
- D.** Authorization to enter into an Agreement between the Lexington Ice Center and the LFUCG for rental of the LIC gymnasium beginning December 3, 2011 through March 17, 2012. (L419-12) (Hancock/Hamilton)
 This is a request to enter into an Agreement between the Lexington Ice Center and the LFUCG for rental of the LIC gymnasium beginning December 3, 2011 through March 17, 2012, for youth basketball. The cost is \$2,520. Funds are budgeted. p.13

- E.** Authorization to amend Section 23-5 of the Code of Ordinances, abolishing one (1) position of sworn Police Captain, and creating one (1) position of sworn Police Lieutenant. (L423-12) (Walters/Clay)
This is a request to amend Section 23-5 of the Code of Ordinances, abolishing one (1) position of sworn Police Captain, and creating one (1) position of sworn Police Lieutenant. The fiscal impact for FY12 is a savings of \$2,297.62. pp. 14-18
- F.** Authorization to execute Change Order No. 2 to the contract with Advanced Mulching, dba E cogrow, for the McConnells Trace Greenway Restoration Project. (L429-12) (Rayan/Moloney)
This is a request to execute Change Order No. 2 to the contract with Advanced Mulching, dba Ecogrow, for the McConnells Trace Greenway Restoration Project, increasing the contract price by the sum of \$4,511.05. This change order gives a revised total contract amount of \$132,766.05. Funds are budgeted. pp. 19-23
- G.** Authorization to enter into an Accreditation Agreement with the Council on Accreditation ("COA"). Reaccreditation through COA is required every four years, and the Department of Social Services has been accredited continually since the early 1980s. (L431-12) (Mills)
This is a request to enter into an Accreditation Agreement with the Council on Accreditation ("COA"). Reaccreditation through COA is required every four years, and the Department of Social Services has been accredited continually since the early 1980s. Reaccreditation fees total \$16,245. Funds are budgeted. p. 24
- H.** Authorization to sign a Release of Easement releasing a sanitary sewer easement on property located at 231 Fountain Court and Release of Easement releasing a utility easement on property located at 245 Fountain Court. (L434-12) (Graham)
This is a request to sign a Release of Easement releasing a sanitary sewer easement on property located at 231 Fountain Court and Release of Easement releasing a utility easement on property located at 245 Fountain Court. There is no budgetary impact. p. 25
- I.** Authorization to approve a professional services agreement for sanitary sewer detail design services to Bell Engineering for the design of a new pumping station, a new force main, the demolition of the existing wastewater treatment plant and abandonment

of the existing wastewater lagoon, all related to the Blue Sky Wastewater Treatment Plant. Services will include force main right of way acquisition, bidding and construction administration services. - CONSENT DECREE (L435-12) (Martin/Moloney)

This is a request to approve a professional services agreement for sanitary sewer detail design services to Bell Engineering for the design of a new pumping station, a new force main, the demolition of the existing wastewater treatment plant and abandonment of the existing wastewater lagoon, all related to the Blue Sky Wastewater Treatment Plant. Services will include force main right of way acquisition, bidding and construction administration services. The total contract amount is \$157,495. Funds are budgeted. p. 26

J.

Authorization to amend Section 21-5 of the Code of Ordinances, abolishing one (1) position of Computer Operator (Grade 110N) and creating one (1) position of Microcomputer Support Specialist (Grade 113N) in the Division of Computer Services. (L449-12) (Walters/Moloney)

This is a request to amend Section 21-5 of the Code of Ordinances, abolishing one (1) position of Computer Operator (Grade 110N) and creating one (1) position of Microcomputer Support Specialist (Grade 113N) in the Division of Computer Services. The fiscal impact for FY2012 is a cost of \$679.82. pp.27-31

NEW BUSINESS ITEMS REQUIRING BUDGET AMENDMENTS

7

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
414-12	RA003	Waste Management/ Computer Services	To transfer one position of Microcomputer Support Specialist and the incumbent from the Division of Waste Management to the Division of Computer Services. 1115 20,476.00CR 1115 20,476.00 .00*
423-12	RA004	Police	To provide funds for one position of Police Lieutenant (Grade 317E) by abolishing one position of Police Captain (Grade 318E). 1101 9,416.00CR 1101 7,119.00 2,297.00CR*
449-12	RA005	Computer Services	To provide funds for one position of Microcomputer Support Specialist by abolishing funds for one position of Computer Operator. 1101 680.00CR 1101 680.00 .00*

EFFECT ON FUND BALANCES

FUND 1101	2,297.00*	INCREASE TO:	GENERAL SERVICE DISTRICT FUND
FUND 1115	.00*	NO IMPACT TO:	URBAN SERVICE DISTRICT FUND

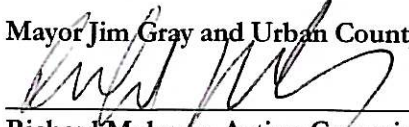


Lexington-Fayette Urban County Government
DEPARTMENT OF ENVIRONMENTAL QUALITY

Jim Gray
Mayor

Richard Moloney
Acting Commissioner

MEMORANDUM

TO: Mayor Jim Gray and Urban County Council
FROM: 
Richard Moloney, Acting Commissioner
Department of Environmental Quality
DATE: March 29, 2012
RE: RFP#47-2011 Household Hazardous Waste

The Division of Waste Management is requesting approval of \$57,965.00 for design services to convert the current Vehicle Wash Facility on Byrd Thurman Drive to a Household Hazardous Waste Facility (HHW) for residents of Fayette County. Through RFP #47-2011, J.R. Miller and Associates has been recommended by the selection committee.

This permanent facility will replace the periodic one day events for HHW. The total cost of the project is expected to be \$700,000 which will come from the Urban Services Fund.

cc: Director of Waste Management
MRF



Lexington-Fayette Urban County Government
DIVISION OF HUMAN RESOURCES

Jim Gray
Mayor

Janet Graham
Commissioner

M E M O R A N D U M

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

FROM: _____
Tamara Walters, Acting Director
Division of Human Resources

DATE: March 21, 2012

SUBJECT: Transfer Position-Division of Waste Management to Division of Computer Services

The attached action amends Section 21-5 of the Code of Ordinances, transferring one (1) position of Microcomputer Support Specialist (Grade 113N) and the incumbent from the Division of Waste Management to the Division of Computer Services effective upon passage of Council.

The Divisions request this action in order to make the position more efficient in its duties.

There is not a fiscal impact with this action.

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

Attachment

cc: Steve Feese, Director – Division of Waste Management
Mike Nugent, Director – Division of Computer Services

Log # 12-0042

Lexington-Fayette Urban County Government

Changes in Authorized Positions

Date: 4/16/12

AMEND SECTION 21-5 OF THE CODE OF ORDINANCES

Changes From:						Changes To:										
Div. Line #	No. Pos.	Class Code	Pay Grade	Position Title	Prog. #	Employee Name	Hourly or Bi-weekly Salary	Div. Line #	No. Pos.	Class Code	Pay Grade	Position Title	Prog. #	Employee Name	Hourly or Bi-weekly Salary	
<u>Division of Waste Management (350)</u>								<u>Division of Waste Management (350)</u>								
350.035	1	364	113N	Microcomputer Support Specialist	351(1)	Damon Griggs	10.000000								10.000000	
<u>Division of Computer Services (250)</u>								<u>Division of Computer Services (250)</u>								
250.047	6	364	113N	Microcomputer Support Specialist	252(6)		10.000000	250.047	7	364	113N	Microcomputer Support Specialist	252(7)	Damon Griggs	10.000000	

Lexington-Fayette Urban County Government

Changes in Authorized Positions

Date: 4/16/12

AMEND SECTION 21-5 OF THE CODE OF ORDINANCES

Changes From:						Changes To:									
Div. Line #	No. Pos.	Class Code	Pay Grade	Position Title	Prog. #	Employee Name	Hourly or Bi-weekly Salary	Div. Line #	No. Pos.	Class Code	Pay Grade	Position Title	Prog. #	Employee Name	Hourly or Bi-weekly Salary
<u>Division of Waste Management (350)</u>						<u>Division of Waste Management (350)</u>									
350.035	1	364	113N	Microcomputer Support Specialist	351(1)	Damon Griggs	-----								-----
<u>Division of Computer Services (250)</u>						<u>Division of Computer Services (250)</u>									
250.047	6	364	113N	Microcomputer Support Specialist	252(6)	-----	-----	250.047	7	364	113N	Microcomputer Support Specialist	252(7)	Damon Griggs	-----

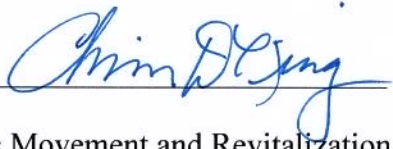


LEXINGTON - FAYETTE URBAN COUNTY GOVERNMENT
Department of Planning, Preservation & Development
Division of Planning

Jim Gray
Mayor

Derek J. Paulsen, Ph.D.
Commissioner

MEMORANDUM

TO: Mayor Jim Gray; Urban County Council
FROM: Chris King, Director, Division of Planning 
DATE: April 16, 2012
RE: Consultant for Downtown Lexington Traffic Movement and Revitalization Study

The Division of Planning requests that the Council adopt a resolution authorizing the execution of a contract (attached) with Stantec Engineering Services, Inc. to consult with the LFUCG for the preparation of Downtown Lexington traffic Movement and Revitalization Study.

This study is being conducted pursuant to a grant authorized by the Urban County Council under Ordinance 37-2011. The scope of the study includes analysis of the conversion of downtown one-way street pairs to two-way traffic and related considerations as specified in the RFP and the agreed scope. The net amount of the grant for the project is \$465,000.

The LFUCG received five (5) responses to the RFP, and in accordance with CAO Policy #1, a selection committee was convened to evaluate the requests. The Selection Committee included representatives of the Administration, the Council, the Kentucky Transportation Cabinet, and the LFUCG Divisions of Purchasing, Engineering, Traffic Engineering, and Planning. The Committee determined that Stantec's proposal was superior in terms of the review criteria established in the RFP.

The Division of Planning will be the approval agency for all work and the recipient of all invoices.

If you have any questions, please do not hesitate to contact me.

Attachment

C: Derek Paulsen, Commissioner
Irene Gooding, Director, Community Development and Special Projects
Scott Shapiro, Mayor's Office

H O R S E C A P I T A L O F T H E W O R L D



Lexington-Fayette Urban County Government
DEPARTMENT OF GENERAL SERVICES

Jim Gray
Mayor

Sally Hamilton
Commissioner of General Services

MEMORANDUM

TO: Jim Gray, Mayor
Urban County Council Members

FROM: 
Jerry Hancock
Director of Parks and Recreation

Date: April 16, 2012

RE: Lexington Ice Center

This letter is to request Council approval of a rental agreement between the Lexington Fayette Urban County Government and the Lexington Ice Center for use of the LIC gymnasium December 3, 2011 through March 17, 2012.

The rental of this gymnasium is for the use of Parks and Recreation young basketball during the winter months. The delay in executing the agreement was caused by the Lexington Ice Center's reluctance to sign the agreement after recommendations were made by the Law Department.

CC: Sally Hamilton, Commissioner of General Services

JEH/bac



Lexington-Fayette Urban County Government
DIVISION OF HUMAN RESOURCES

Jim Gray
Mayor

Janet Graham
Commissioner

M E M O R A N D U M

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

FROM: _____
Tamara Walters, Acting Director
Division of Human Resources

DATE: April 17, 2012

SUBJECT: Abolish/Create Position—Division of Police

The attached action amends Section 23-5 of the Code of Ordinances, abolishing one (1) position of sworn Police Captain, and creating one (1) position of sworn Police Lieutenant effective upon passage of Council.

The Division of Police requests this action to reorganize and restructure the Division in order to serve the public in a more efficient and effective manner. The first of this restructure was passed by council in Ordinance 26-2008.

The fiscal impact for FY2012 is a savings of \$2,297.62 (2 pay periods) and includes benefits.

Name	Position Title	Annual Salary Before	Annual Salary After	Annual Increase/(Decrease)
Vacant	Police Captain	\$104,037.18	\$0	\$(104,037.18)
Vacant	Police Lieutenant	\$0	\$78,653.64	\$78,653.64
Total Annual Impact/ Salary and Benefits \$(29,869.07)				

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

Attachment

cc: Clay Mason, Commissioner of Public Safety
Ronnie Bastin, Chief, Division of Police

Log # 12-0043

FY2012

Position Title	Prior Bi-Weekly	New Bi-Weekly	Diff.	Prior Annually	New Annually	Diff.	Bi-Weekly Benefits	w/benefits
Police Captain (318E)	\$4,001.43	\$0.00	-\$4,001.43	\$104,037.18	\$0.00	-\$104,037.18	-\$707.09	-\$4,708.52
Police Lieutenant (317E)	\$0.00	\$3,025.14	\$3,025.14	\$0.00	\$78,653.64	\$78,653.64	\$534.57	\$3,559.71
(Mike Bosse retirement)							Sum	-\$1,148.81
							Pay Periods	2
							Total	\$ (2,297.62)

Benefit Costs:	FY 2012	Captain	Lieutenant
CERS & FICA	17.51%	-\$700.65	\$529.70
Unemployment	0.00161	-\$6.44	\$4.87
CERS - Other Fringe (26 pay periods)	\$10,146	\$0.00	\$0.00
Total		-\$707.09	\$534.57

Lexington-Fayette Urban County Government

Changes in Authorized Positions

Date: 8/12/11

AMEND SECTION 23-5 OF THE CODE OF ORDINANCES

Changes From:				Changes To:			
Div. Line #	No. Pos.	Class Code	Pay Grade	Position Title	Prog. #	Employee Name	Hourly or Bi-weekly Salary
<u>Division of Police (550)</u>				<u>Division of Police (550)</u>			
550.050	5	924	318E	Police Captain	551(1) 554(1) 555(1) 557(2)	-----	-----
550.060	36	923	317E	Police Lieutenant	551(5) 552(3) 554(22) 555(2) 556(4)	-----	-----

<u>FY2012</u>											
Position Title		Prior Bi-Weekly	New Bi-Weekly	Diff.	Prior Annually	New Annually	Diff.	Bi-Weekly			
								Benefits	w/benefits		
Police Captain (318E)		\$4,001.43	\$0.00	-\$4,001.43	\$104,037.18	\$0.00	-\$104,037.18	-\$707.09	-\$4,708.52		
Police Lieutenant (317E)		\$0.00	\$3,025.14	\$3,025.14	\$0.00	\$78,653.64	\$78,653.64	\$534.57	\$3,559.71		
(Mike Bosse retirement)								Sum	-\$1,148.81		
								Pay Periods	2		
								<u>Total</u>	\$	(2,297.62)	

Benefit Costs:		FY 2012	Captain	Lieutenant
CERS & FICA		17.51%	-\$700.65	\$529.70
Unemployment		0.00161	-\$6.44	\$4.87
CERS - Other Fringe (26 pay periods)		\$10,146	\$0.00	\$0.00
Total			-\$707.09	\$534.57

Lexington-Fayette Urban County Government

Changes in Authorized Positions

Date: 8/12/11

AMEND SECTION 23-5 OF THE CODE OF ORDINANCES

Changes From:					Changes To:														
Div. Line #	No. Pos.	Class Code	Pay Grade	Position Title	Prog. #	Employee Name	Hourly or Bi- weekly Salary	Div. Line #	No. Pos.	Class Code	Pay Grade	Position Title	Prog. #	Employee Name	Hourly or Bi- weekly Salary				
<u>Division of Police (550)</u>								<u>Division of Police (550)</u>											
550.050	5	924	318E	Police Captain	551(1) 554(1) 555(1) 557(2)	-----	-----	550.050	4	924	318E	Police Captain	551(1) 555(1) 557(2)	-----	-----				
550.060	36	923	317E	Police Lieutenant	551(5) 552(3) 554(22) 555(2) 556(4)	-----	-----	550.060	37	923	317E	Police Lieutenant	551(5) 552(3) 554(23) 555(2) 556(4)	-----	-----				



Lexington-Fayette Urban County Government
DEPARTMENT OF PUBLIC WORKS & DEVELOPMENT

Jim Gray
Mayor

Richard Moloney
Acting Commissioner

MEMORANDUM

To: Brian Marcum
Director of Central Purchasing

From: Marwan A. Rayan, P.E.
Urban County Engineer

Date: April 13, 2012

RE: Change Order Number 2
Contract Number 216-2011
McConnells Trace Greenway Restoration Project
(Engineering Project 582 – Bid #98-2011)

The purpose of Change Order No. 2 with Advanced Mulching Tech dba ECOGRO is to increase the Performance and payment bond to reflect the actual cost; delete 2 headwalls not used on the project, and reduced the number of small trees. This change order also increased the number of large trees, regraded an access trail, added additional subsurface drainage, raised a manhole, and added sand and stone.

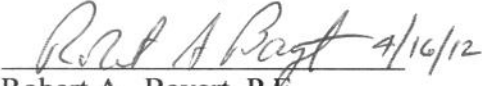
This change order adjusts the Contract to:

1. Increase/add the amount of a Unit Priced items 11,26,27,28,29,30 and 31 (add \$6,921.05)
2. Decrease/delete the amount of Unit Priced items 16,19,23 and 24 (credit \$2,410.00)

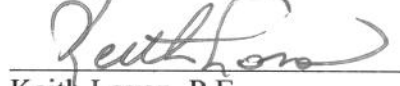
This Change Order increases the contract by \$4,511.05, for a new Contract amount of \$132,766.05. The Division of Engineering recommends approval.

Funds are budgeted in Accounting is 4051 – 303204 – 3341 – 92211 FY2012 Small Capital.

Recommended by:


Robert A. Bayert, P.E.
Engineering Section Manager

Recommended by:


Keith Lovan, P.E.
Project Manager

DKL: md
attachment

C: Robert Bayert, P.E. w/ att
Keith Lovan, P.E. w/att

12.P582.411.memo 03 marcum

CONTRACT HISTORY FORM

CO #2

Project Name: McConnells Trace Greenway Restoration ProjectContractor: Aadvanced Mulching Tech dba ECOGROContract Number and Date: 216-2011 11-17-11Responsible LFUCG Division: Engineering**CONTRACT AND CHANGE ORDER DETAILS**

A. Original Contract Amount: \$ 90,827.80
Next Lowest Bid Amount: N-A

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

C. Cumulative Amount of All Previous Alternates or Phases: \$ 90,827.80

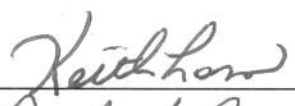
D. Amended Contract Amount: \$ 90,827.80

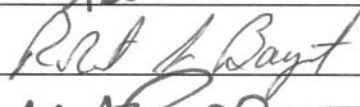
E. Cumulative Amount of All Previous Change Orders: \$ 37,427.20 41.2%
(Line E / Line D)

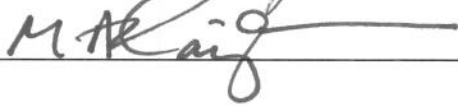
F. Amount of This Change Order: \$ 4,511.05 5.0%
(Line F / Line D)

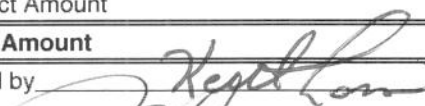
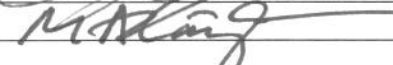
G. Total Contract Amount: \$ 132,766.05

SIGNATURES

Project Manager:  Date: 4/13/12

Reviewed by:  Date: 4/16/12

Division Director:  Date: 4/17/12

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT						Date: April 13, 2012	
CONTRACT CHANGE ORDER						Project: McConnells Trace Greenway Restoration Project	
						Location: Lexington - McConnells Trace	
To : Advanced Mulching Tech dba ECOGRO PO Box 22273, Lexington, KY 40522						Contract No. 216-2011	Change Order No. 2
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
11	ADD	Performance and Payment Bond	LS	0.310956	\$2,220.00		\$690.32
16	DEL	36" Headwall *	EA	-0.5	\$2,000.00	-\$1,000.00	
19	DEL	24" Headwall *	EA	-0.470588	\$1,700.00	-\$800.00	
23	DEL	Bare Root Trees	EA	-40	\$4.00	-\$160.00	
24	DEL	RPM Trees	EA	-18	\$25.00	-\$450.00	
26	ADD	B & B Trees	EA	4	\$250.00		\$1,000.00
27	ADD	Regrade gravel trail	HR	3	\$250.00		\$750.00
28	ADD	Raise 6 foot Manhole	EA	1	\$1,650.00		\$1,650.00
29	ADD	4" HDPE pipe and fittings	LS	1	\$232.61		\$232.61
30	ADD	Sand	TN	71.78	\$17.43		\$1,251.13
31	ADD	No. 9 Stone	TN	72.07	\$18.69		\$1,346.99
		* Contractor was able to					
		reuse existing headwalls					
		so only a percentage					
		was paid for labor					
		and installation.					
Total decrease						(\$2,410.00)	
Total increase							\$6,921.05
Net increase in contract price							\$4,511.05
Current Contract Amount							\$128,255.00
New Contract Amount							\$132,766.05
Recommended by 			(Proj. Engr.)		Date <u>4/13/12</u>		
Accepted by 			(Contractor)		Date <u>4-13-12</u>		
Approved by 			(Urban Co. Engr.)		Date <u>4/17/12</u>		
Approved by _____			(Commissioner)		Date _____		
Approved by _____			(Mayor or CAO)		Date _____		

JUSTIFICATION FOR CHANGE

Project: McConnells Trace Greenway Restoration Project

CONTRACT NO. 216-2011

CHANGE ORDER: 2

1. Necessity for change: To Adjust Quantities to the Amount used.
2. Is proposed change an alternate bid? ___Yes XNo
3. Will proposed change alter the physical size of the project? ___Yes XNo
If "Yes", explain.
4. Effect of this change on other prime contractors: N/A
5. Has consent of surety been obtained? ___Yes XNot Necessary
6. Will this change affect expiration or extent of insurance coverage? ___Yes XNo
If "Yes", will the policies be extended? ___Yes ___No
7. Effect on operation and maintenance costs: N/A
8. Effect on contract completion date: N/A

Mayor_____
Date



Lexington-Fayette Urban County Government
DEPARTMENT OF SOCIAL SERVICES

Jim Gray
Mayor

Beth Mills
Commissioner

MEMORANDUM

TO: Mayor Jim Gray
Members of the Council

FROM: 
Beth Mills, Commissioner
Department of Social Services

DATE: April 18, 2012

SUBJECT: Accreditation Agreement – Council on Accreditation

Requesting Council approval to enter into an Accreditation Agreement with the Council on Accreditation (“COA”). Reaccreditation through COA is required every four years, and the Department of Social Services has been accredited continuously since the early 1980s. This affiliation ensures that the Department implements best practices, may provide an advantage in applying for grant funding, and allows the Department to benchmark itself with other innovative social service programs across the country.

Reaccreditation fees total \$16,245; this is a fully funded expense in the FY12 budget.



Lexington-Fayette Urban County Government
DEPARTMENT OF LAW

Jim Gray
Mayor

Janet M. Graham
Commissioner

TO: Jim Gray, Mayor
Members, Urban County Council

FROM: Department of Law

DATE: April 18, 2012

RE: Releases of Easements
231 and 245 Fountain Court

This memo is to request a Resolution authorizing the Mayor to sign a Release of Easement releasing a sanitary sewer easement on property located at 231 Fountain Court and Release of Easement releasing a utility easement on property located at 245 Fountain Court.

The proposed Releases have been reviewed and approved by the Divisions of Engineering, Water Quality, and Traffic Engineering and the Department of Law. This action has no budgetary implication for LFUCG.

A handwritten signature in black ink, appearing to read "Edward W. Gardner Sr.", written over a horizontal line.

Edward W. Gardner
Attorney Sr.

Enclosure

cc: Richard Moloney, CAO
Council Office



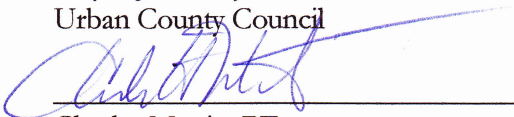
Lexington-Fayette Urban County Government
DEPARTMENT OF ENVIRONMENTAL QUALITY AND PUBLIC WORKS

Jim Gray
Mayor

Richard Moloney
Acting Commissioner

MEMORANDUM

TO: Mayor Jim Gray
Urban County Council

FROM: 
Charles Martin, PE
Director Division of Water Quality

DATE: April 18, 2012

SUBJECT: Blue Sky Pump Station and Force Main
Recommendation of Award for Design Services - CONSENT DECREE

The purpose of this memorandum is to request approval of a professional services agreement for sanitary sewer detail design services to Bell Engineering. Design services will be provided to design a new pumping station, a new force main, demolish the existing wastewater treatment plant and abandon the existing wastewater lagoon. Services will include force main right of way acquisition, bidding and construction administration services.

Twelve (12) firms submitted proposals for the advertised scope of services. A proposal workgroup that included representatives from the Mayor's Office, the Department of Environmental Quality and Public Works, the CAO's Office, the Division of Water Quality and the Division of Central Purchasing reviewed all the proposals and found Bell Engineering to be the most qualified and least expensive proposal.

This project is required by the state Supplemental Environmental Project as described in Appendix K-1 of the Consent Decree.

The total contract amount is \$157,495.00. Funds are fully budgeted in:

3400 – 303401 – 3401 – 92711

Budget Reference: 2006

Project: BLUESKY_2006

Activity: STA_GRANT

Questions regarding this agreement should be directed to Charles Martin at 425-2455 or Steve Farmer at 425-2404.

Pc: Steve Farmer, P.E., Division of Water Quality



Lexington-Fayette Urban County Government
DIVISION OF HUMAN RESOURCES

Jim Gray
Mayor

Janet Graham
Commissioner

M E M O R A N D U M

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

FROM: _____
Tamara Walters, Acting Director
Division of Human Resources

DATE: April 23, 2012

SUBJECT: Abolish/Create position – Division of Computer Services

The attached action amends Section 21-5 of the Code of Ordinances, abolishing one (1) position of Computer Operator (Grade 110N) and creating one (1) position of Microcomputer Support Specialist (Grade 113N) in the Division of Computer Services, effective upon passage by Council.

The Division of Computer Services is requesting this action due to the change of technology in the Department of Finance and the Division of Human Resources business processes moving from the mainframe platform to Peoplesoft. The Microcomputer Support Specialist position has a skill set to better help support the computer users and workstations that use Peoplesoft, and the increase in mobile devices that require a greater number of service requests and technical support.

The fiscal impact for FY2012 (2 pay periods) will be \$679.82 and will be funded from the division's Equipment under \$5000. (75801) All costs include benefits.

Name	Position Title	Annual Salary Before	Annual Salary After	Annual Increase/Decrease
Vacant	Computer Operator	\$29,972.80	\$0	\$(29,972.80)
Vacant	Microcomputer Support Specialist	\$0	\$36,944.18	\$36,944.18
Total Annual Impact/ Salary and Benefits \$8,837.69				

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

Attachment

cc: Mike Nugent, Director – Division of Computer Services

Log #12-0044

Lexington-Fayette Urban County Government

Changes in Authorized Positions

Date: 4/23/12

AMEND SECTION 21-5 OF THE CODE OF ORDINANCES

Changes From:					Changes To:										
Div. Line #	No. Pos.	Class Code	Pay Grade	Position Title	Prog. #	Employee Name	Hourly or Bi-weekly Salary	Div. Line #	No. Pos.	Class Code	Pay Grade	Position Title	Prog. #	Employee Name	Hourly or Bi-weekly Salary
<u>Division of Computer Services (250)</u>								<u>Division of Computer Services (250)</u>							
250.050	2	361	110N	Computer Operator	251(2)	----	----	250.050	1	361	110N	Computer Operator	251(1)	----	----
<u>Division of Computer Services (250)</u>								<u>Division of Computer Services (250)</u>							
250.047	7	364	113N	Microcomputer Support Specialist	252(7)	----	----	250.047	8	364	113N	Microcomputer Support Specialist	252(8)	----	----

FY2012

Position Title	Prior Bi-Weekly	New Bi-Weekly	Diff.	Prior Annually	New Annually	Diff.	Bi-Weekly Benefits	w/benefits
Microcomputer Support Specialist (113N)*	\$ -	\$ 1,420.93	\$ 1,420.93	\$ -	\$ 36,944.18	\$ 36,944.18	\$ 626.72	\$ 2,047.65
Computer Operator**	\$ 1,152.80	\$ -	\$ (1,152.80)	\$ 29,972.80	\$ -	\$ (29,972.80)	\$ (554.94)	\$ (1,707.74)
							Sum	339.91
							Pay Periods	2
							<u>Total</u>	\$ 679.82

*assumes .22 into range

** (Vacated by Damon Griggs)

Benefit Costs:	FY 2012	Micro Supp Sp	Computer Op
CERS & FICA	26.61%	\$ 378.11	\$ (306.76)
Unemployment	0.00161	\$ 2.29	\$ (1.86)
CERS - Other Fringe (26 pay periods)	\$6,404	\$ 246.33	\$ (246.33)
Total		\$ 626.72	\$ (554.94)

Lexington-Fayette Urban County Government

Changes in Authorized Positions

Date: 4/23/12

AMEND SECTION 21-5 OF THE CODE OF ORDINANCES

Changes From:							Changes To:								
Div. Line #	No. Pos.	Class Code	Pay Grade	Position Title	Prog. #	Employee Name	Hourly or Bi-weekly Salary	Div. Line #	No. Pos.	Class Code	Pay Grade	Position Title	Prog. #	Employee Name	Hourly or Bi-weekly Salary
<u>Division of Computer Services (250)</u>								<u>Division of Computer Services (250)</u>							
250.050	2	361	110N	Computer Operator	251(2)	-----	-----	250.050	1	361	110N	Computer Operator	251(1)	-----	-----
<u>Division of Computer Services (250)</u>								<u>Division of Computer Services (250)</u>							
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Total		\$ 626.72	\$ (554.94)

**Neighborhood Development Funds
May 1, 2012
Work Session**

Amount	Recipient	Purpose
\$ 250.00	One World Films, Inc. 637 Lakeshore Drive Lexington, KY 40502 Annette Mayer	Funding to assist with rental of screens for film festival.
\$ 1,000.00	Walnut Creek Homeowners Association 141 Prosperous Place, Suite 21B Lexington, KY 40509 Mindy Jump	Funding to assist with renovation of a playground.
\$ 1,000.00	Stuart Hall Homeowners Association 141 Prosperous Place, Suite 21B Lexington, KY 40509 Aundrea Blair	Funding to assist with construction of a playground.

Planning and Public Works Committee
April 17th, 2012
Summary and Motions

CM Bill Farmer chaired the meeting and called it to order at 1:15pm. Committee members present were VM Linda Gorton, CM Chris Ford, CM Tom Blues, CM Steve Kay, CM Charles Ellinger, CM Julian Beard, CM Doug Martin, CM Peggy Henson. CM Diane Lawless was absent.

2012 Comprehensive Plan Goals and Objectives

Farmer read the report from the Comprehensive Goals and Objectives Work Group to the members of the Planning and Public Works Committee. He said that the draft Goals and Objectives are much shorter and concise than the current Goals and Objectives. The Work Group membership was diverse and represented both urban and rural interests. They met 8 times and concluded their work on March 22nd, 2012. The Planning Commission presented a document that had been condensed from 19 pages to 4. The Work Group proposed a 5 page document that will allow the Planning Commission more flexibility while still providing a strategic framework for decision-making.

Throughout the process the Work Group added elements such as accessibility and also placed a large emphasis on preserving Fayette County's unique landscape while planning for compact and contiguous mixed-use development within the Urban Service Area. They also added a preamble stating the importance for reviewing the urban growth boundary policies and other land-range planning issues every 5 years as mandated by state statute. The Work Group also created a 'dashboard' document with specific requests and subject matter that was not addressed in the draft Comprehensive Plan Goals and Objectives document. The dashboard was presented to the Planning Committee and will be brought before the whole Council with the draft Goals and Objectives document. Finally, the Work Group added public art and the promotion and enhancement of Fayette County tourism into their draft. Farmer noted that the document as presented was unanimously supported by all Work Group members.

Farmer asked for public comment and Former Mayor Scott Baesler was called to the podium. Baesler did a presentation expressing his concern with not allowing the Urban Service Boundary or any Rural Activity Centers to be expanded. He passed out a binder with supporting documentation to all Committee members. He emphasized that it is an understatement to say that Fayette County does not have a sufficient supply of land, noting that the Chamber of Commerce has said that Fayette County only has 75 acres of land available for light manufacturing or industry.

Baesler said that he wants them to rethink E. 3. in the Goals and Objectives Document and make a provision that will allow people to go before the Planning Commission to ask for a rezoning. He asked them to amend it so that people can come in and ask for a zone change to create opportunities for manufacturing.

Martin told Baesler that he agreed with him and also feels that industry must be condensed and not spread all around out in the rural area. He asked Baesler if he had a specific recommendation and Baesler said that with the Committee's permission he would meet with the Division of Planning to draft one. Beard said that Fayette County does have Economic Development (ED) land but it is very costly and is not ready for development.

Blues commented on whether or not to expand the Urban Service Boundary and reminded Committee members and the public that the decision not to expand the Urban Service Boundary was not made by the Work Group alone. The issue has been debated for years by many entities. Blues said that Fayette County's homerun does not necessarily have to be in manufacturing or industry. He referenced the healthcare sector, small businesses, agriculture, the equine industry and tourism. He encouraged the Committee to consider the character of Lexington and how the community should grow.

Martin disagreed with Blues and said that they should work to make things in Lexington to sell elsewhere in order to grow our economy. He said that we are moving dollars around now, but we need to be bringing them in. He warned that Fayette County's long-term prosperity could be in danger. Blues agreed with Martin that manufacturing is important and went on to mention the satellite industries from Toyota that are in Fayette County. He commended Mayor Gray for thinking regionally.

Beard spoke about the importance of having a local option sales tax but reminded the Committee that it would take a constitutional amendment to get it in Fayette County.

Farmer asked for any other public comment and called Knox van Nagell, Executive Director of the Fayette Alliance, to the podium to speak. She thanked Farmer for allowing her to be a part of the process. She told the Committee that Fayette County has 1500 acres of vacant acres within the Urban Service Boundary. She said that they need to work to make the land more competitive and attractive. van Nagell also said that there are 9000 acres of land currently zoned for manufacturing and development in the BEAM region.

Gorton noted that when Farmer sent the call out to the Work Group members for any additional changes after the final Work Group meeting, there were none submitted.

Motion by Gorton to forward the 2012 Comprehensive Plan Goals and Objectives as drafted to the full Council for approval. The motion was seconded by Blues. The motion passed without dissent.

Motion by Gorton to forward the dashboard to the full Council for approval to then forward them on to the Planning Commission. The motion was seconded by Martin. The motion passed without dissent.

Adult Day Care Definition Initiate ZOTA

Ford said that he is hoping to ask the Council to initiate a zoning text amendment to draft a new definition for adult day care. In early December, the New Day Life Center moved onto Martin Luther King Boulevard. When they applied for their certificate of occupancy, they listed themselves as a community center. There was a lack of community engagement in the process. Neighbors did not have an opportunity to express their concerns regarding the center. This text amendment would allow for a public hearing.

Bill Sallee from the Division of Planning said that the planning staff met with Ford and the Department of Law to discuss this issue. Ford expressed a desire to have to notify neighbors when an issue like this comes up. Sallee said that the only process that initiates this is when an entity applies for a conditional use permit. Principle uses and accessory uses are allowed by-right, so there is no need to notify the neighbors.

This use would then be a conditional use in P-1, B-1, P-2, B-2, and B-2A Zones. It would also provide a new parking standard for this use that is not currently in the ordinance. It would require one space for every four persons provided care, plus one space per caregiver on the maximum shift.

Sallee said that if it passes through Council, it will go to the Planning Commission and they will hold a public hearing within 60 days. Registered neighborhood associations will be notified and the Planning Commission will then issue a recommendation back to the Council.

Article 1-11: Definitions, Adult Day Care Center-A facility providing care, protection, and/or guidance for adults in a protective setting during only part of a 24-hour day, with no overnight accommodations. This term does not include public and private educational facilities or any facility offering care to individuals for a full 24-hour period.

8-15n Conditional Uses (Permitted only with Board of Adjustment Approval)

7. Adult day care centers.

Motion by Ford to forward the issue to the full Council to initiate the appropriate zoning ordinance text amendment. The motion was seconded by Kay. Motion passed without dissent.

Fencing Issue

Blues said that last February they sent a text amendment forward to the Planning Commission regarding fence heights. The main concern was safety and visual field issues created by (in some cases) very tall, up to eight feet tall fencing in front yards around Lexington. The Planning Commission did consider the issue and it was rejected. There were aesthetic concerns, opacity issues, questions about distinguishing between fences and walls, ADA concerns, among other issues.

It is now up to the Council to accept their recommendation or go forward with the text amendment. He worked with the Division of Planning and it was decided that they would still go forward with it. They have simplified the proposed amendment to focus on providing more visible access in frontage areas and he is now bringing it back to the Planning and Public Works Committee members to look at the revision.

King said there are many good reasons to go ahead and proceed with it. The Planning Commission was not necessarily opposed to the text amendment. They had a 60-day window which did not give them enough time to thoroughly review it. He mentioned the 6 foot fences that are built right next to sidewalks and also simplifying the requirements. To simplify, there will be a 4 foot maximum height for a fence in the front of a structure. (The current regulation is 6 feet.)

Henson asked about fences that already exist if and they would be grandfathered in. King said that they would become non-conforming and could stay. King said if a fence needs to be rebuilt because of something that was beyond their control, they can rebuild it as non-conforming but would still need to get a variance. For non-conforming uses, it is a 2 part test. (1.) 1 year rule (2.) Gross lack of diligence (over a year).

15-4(b) HEIGHT

1. *Any residential or office zone; any business zone other than B-2, B-2A, B-2B or B-4:*
 - a. *Between any public or private street right-of-way and the front plane of the building, except an alley: 4 feet, with the following exceptions:*
 1. *Where the front or side street yard abuts an alley: 8 feet*
 2. *Where the property is a double-frontage lot, the frontage abutting an arterial highway or collector street where driveway access is prohibited: 8 feet*
 - b. *Side or rear yard: 8 feet*

- c. *Any side street side yard abutting a street other than an alley, within 3 feet of the public or private right-of-way: 4 feet; greater than 3 feet from the right-of-way: 6 feet.*
- 2. *Any B-2, B-2A, or B-2B zone*
 - a. *Front yard: 6 feet*
 - b. *Side or Rear Yard: 8 feet*
- 3. *Any agricultural, B-4 or Industrial Zone*
 - a. *No limitation*

Motion by Blues to forward the fencing issue to the full Council for their consideration for adoption. The motion was seconded by Gorton. The motion passed. Beard and Martin voted no.

Items in Committee

Motion by Gorton to remove the Comprehensive Plan Goals and Objectives from the committee referral list. The motion was seconded by Henson. Motion passed without dissent.

Motion by Blues to remove the fencing issue from the committee referral list. The motion was seconded by Kay. Motion passed without dissent.

Motion by Gorton to remove the Addressing Ordinance from the committee referral list. The motion was seconded by Kay. Motion passed without dissent.

Motion by Ford to remove the Adult Day Care issue from the committee referral list. The motion was seconded by Gorton. Motion passed without dissent.

Motion by Blues to adjourn. The motion was seconded by Gorton. Motion passed without dissent.

March 28, 2012 Draft – Clean Version

2012 Comprehensive Plan Mission Statement and Goals and Objectives
 Adopted by Planning Commission on September 22, 2011
 Under review by Urban County Council beginning October 2011

Preamble

To ensure that the urban growth boundary policies and other long-range planning issues address the expected needs for new urban development and contribute to the prosperity of Lexington-Fayette County, these goals and objectives have been drafted based upon the determined community needs of today with confidence that they will continue to be reviewed and revised as necessary on the five-year review cycle mandated by state statute.

Mission Statement

The 2012 Comprehensive Plan seeks to provide flexible planning guidance to ensure that development of our community's resources and infrastructure preserves our quality of life, and fosters regional planning and economic development. This will be accomplished while protecting the environment, promoting successful, accessible neighborhoods, and preserving the unique bluegrass landscape that has made Lexington-Fayette County the Horse Capital of the World.

Goals and Objectives

A. Growing Successful Neighborhoods

Goal

1. Expand housing choices.
 - a. Pursue incentives and regulatory approaches that encourage creativity and sustainability in housing development.
 - b. Plan for housing that addresses the market needs for all of Lexington-Fayette County's residents, including, but not limited to, mixed-use and housing near employment and commercial areas.
 - c. Plan for safe, affordable, and accessible housing to meet the needs of older and/or disadvantaged residents.
 - d. Create and implement housing incentives that strengthen the opportunity for economic development, new business, and jobs, including, but not limited to, higher density and housing affordability.
2. Support infill and redevelopment throughout the Urban Service Area as a strategic component of growth.
 - a. Identify areas of opportunity for infill, redevelopment, and adaptive reuse that respects the area's context and design features whenever possible.
 - b. Implement innovative programs, such as the land bank, to facilitate sustainable development, including, but not limited to, affordable housing and commercial and economic activity.

March 28, 2012 Draft – Clean Version

- c. Create materials that educate the public about infill and redevelopment.
- 3. Provide well-designed neighborhoods and communities.
 - a. Enable existing and new neighborhoods to flourish through improved regulation, expanded opportunities for neighborhood character preservation, and public commitment to expanded options for mixed-use and mixed-type housing throughout Lexington-Fayette County.
 - b. Strive for positive and safe social interactions in neighborhoods, including, but not limited to, neighborhoods that are connected for pedestrians and various modes of transportation.
 - c. Minimize disruption of natural features when building new communities.
 - d. Promote, maintain, and expand the urban forest in existing neighborhoods.

B. Protecting the Environment

Goal

- 1. Continue to implement the Consent Decree, including the capacity assurance program, as directed by the Environmental Protection Agency.
- 2. Reduce Lexington-Fayette County's carbon footprint.
 - a. Implement adopted environmental policy.
 - b. Anticipate the community's needs by encouraging environmentally sustainable uses of natural resources.
 - c. Provide incentives for green building, sustainable development, and transit-oriented development with civic agencies leading by example through the use of green building standards.
- 3. Support the funding, planning, and management of a green infrastructure program.
 - a. Identify and protect natural resources and landscapes before development occurs.
 - b. Incorporate green infrastructure principles in new plans and policies, including, but not limited to, land use and transportation.

C. Creating Jobs and Prosperity

Goal

- 1. Support and showcase local assets to further the creation of a variety of jobs.
 - a. Strengthen efforts to develop a variety of job opportunities that lead to prosperity for all.
 - b. Strengthen regulations and policies that propel the agricultural economy, including, but not limited to, local food production and distribution, agritourism, and the equine industry that showcases Lexington-Fayette County as the Horse Capital of the World.

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- c. Collaborate with institutions of higher learning to foster a capable and skilled work force while engaging agencies that address the lack of prosperity for residents by reducing joblessness.
 - d. Foster the success and growth of large employment sectors; protect and provide readily available economic development land to meet the needs for jobs; and enable infill and redevelopment that creates jobs where people live.
 - e. Encourage the development of appropriate attractions and supporting uses that promote and enhance tourism.
2. Attract the world's finest jobs, encourage an entrepreneurial spirit, and enhance our ability to recruit and retain a talented, creative workforce by establishing opportunities that embrace diversity and inclusion in our community.
- a. Identify and promote sectors of the economy that will flourish in Lexington-Fayette County.
 - b. Improve opportunities for small business development and workers who rely on personal technology.
 - c. Review and improve regulations and policies that attract and retain high paying jobs through close collaboration with agencies that focus on economic development.
 - d. Provide entertainment and other quality of life opportunities that attract young professionals and a workforce of all ages and talents to Lexington.

D. Improving a Desirable Community

Goal

1. Work to achieve an effective and comprehensive transportation system.
 - a. Support the Complete Streets concept which includes, but is not limited to, the design and use of the right-of-way for cars, bicycles, and pedestrians.
 - b. Develop a viable network of accessible transportation alternatives for residents and commuters, which may include the use of mass transit, bicycles, walkways, ridesharing, greenways, and other strategies.
 - c. Improve traffic operation strategies.
2. Provide for accessible community facilities and services to meet the health, safety, and quality of life needs of Lexington-Fayette County's residents and visitors.
 - a. Encourage public safety and social sustainability by supporting Secured by Design concepts and other policies and programs for the built and natural environments of neighborhoods to help reduce opportunities for crimes.
 - b. Collaborate with educational and healthcare entities to meet the needs of Lexington-Fayette County's residents and visitors.
3. Protect and enhance the natural and cultural landscape that gives Lexington-Fayette County its unique identity and image.

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- a. Protect historic resources and archeological sites.
 - b. Incentivize the renovation, restoration, development, and maintenance of historic residential and commercial structures.
 - c. Develop incentives to retain, restore, preserve, and continue use of historic sites and structures, rural settlements, and urban and rural neighborhoods.
4. Promote, support, encourage, and provide incentives for public art.

E. Maintaining a Balance between Planning for Urban Uses and Safeguarding Rural Land.

Goal

1. Uphold the Urban Service Area concept.
 - a. Continue to monitor the absorption of vacant and underutilized land within the Urban Service Area.
 - b. Encourage compact, contiguous, and/or mixed-use sustainable development within the Urban Service Area, as guided by market demand, to accommodate future growth needs.
2. Support the agricultural economy, horse farms, general agricultural farms, and the rural character of the Rural Service Area.
 - a. Update, reaffirm, and readopt the Rural Service Area Land Management Plan to continue as the community's framework for preserving and enhancing rural resources.
 - b. Protect and enhance the natural, cultural, historic, and environmental resources of Lexington-Fayette County's Rural Service Area and Bluegrass farmland to help promote the general agricultural brand and ensure Lexington-Fayette County remains the Horse Capital of the World.
 - c. Support the Purchase of Development Rights and private sector farmland conservation programs to protect, preserve, and enhance our signature agricultural industries, historic structures, cultural landscapes, natural environments, and community welfare.
3. Maintain the current boundaries of the Urban Service Area and Rural Activity Centers; and create no new Rural Activity Centers.

F. Implementing the Plan for Lexington-Fayette County and the Bluegrass

Goal

1. Engage the residents of Lexington-Fayette County in the planning process
 - a. Pursue all venues of communication, including, but not limited to, electronic and social media to involve residents.

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- b. Establish early and continuous communication with residents.
 - c. Develop a network of diverse contacts and a means to engage them.
 - d. Collaborate with other agencies in Lexington-Fayette County to meet local standards in order to achieve compatible developments and accomplish the community's vision as articulated in *Destination 2040*.
- 2. Implement the 2012 Comprehensive Plan.
 - a. Develop and update a work program for the 2012 Comprehensive Plan that can be measured and analyzed.
 - b. Provide an annual public report about the progress of implementation.
- 3. Increase regional planning.
 - a. Set the standard through leadership and engagement to identify and resolve regional issues.
 - b. Support legislative efforts and cross-border actions that improve regional planning, including, but not limited to, developing regional policies; sharing information; and planning for regional systems of transportation, open space, water supply, and infrastructure.

March 28, 2012 Draft

Comprehensive Plan Goals and Objectives Work Group

Dashboard Issues

- Historic Preservation
- Mixed-use Activity Centers
- Open Space (*Improving Desirable Communities*)
- Green Housing
- Adaptive Reuse
- Regionalism: Who will take the lead?
- Encouraging job creation while ensuring a balance between urban and rural space
- The restrictive nature of getting a text amendment or zone change passed (*Chair Farmer suggested referring this issue to Planning Committee*)
- Identifying barriers to land suitable for employment.

Glossary

- Definition of Complete Streets
- Definition of Secured by Design

SCHEDULE OF ZONES

<u>Section</u>	<u>Zone</u>	<u>Zone Title</u>
8-1	A-R	Agricultural Rural
8-2	A-B	Agricultural Buffer
8-3	A-N	Agricultural Natural Areas
8-4	A-U	Agricultural Urban
8-5	R-1A	Single Family Residential
8-6	R-1B	Single Family Residential
8-7	R-1C	Single Family Residential
8-8	R-1D	Single Family Residential
8-9	R-1E	Single Family Residential
8-10	R-1T	Townhouse Residential
8-11	R-2	Two-Family Residential
8-12	R-3	Planned Neighborhood Residential
8-13	R-4	High Density Apartment
8-14	R-5	High Rise Apartment
8-15	P-1	Professional Office
8-16	B-1	Neighborhood Business
8-17	B-2	Downtown Business
8-18	B-2A	Downtown Frame Business
8-19	B-2B	Lexington Center Business
8-20	B-3	Highway Service Business
8-21	B-4	Wholesale and Warehouse Business
8-22	I-1	Light Industrial
8-23	I-2	Heavy Industrial
8-24	P-2	Office, Industry and Research Park
8-20	B-3	Highway Service Business
10	M-1P	Mobile Home Park
11	B-5P	Interchange Services Business
12	B-6P	Planned Shopping Center
22A	PUD-1	Planned Unit Development 1
23A-4	CD	Conservation District
23A-5	EAR-12	Expansion Area Residential 1
23A-6	EAR-2	Expansion Area Residential 2
23A-7	EAR-3	Expansion Area Residential 3
23A-8	TA	Transition Area
23A-9	CC	Community Center
23A-10	ED	Economic Development

(Note: Underlined text below indicates an addition to the Zoning Ordinance.)

ARTICLE 1-11: DEFINITIONS

ADULT DAY CARE CENTER - A facility providing care, protection and/or guidance for adults in a protective setting during only part of a 24-hour day, with no overnight accommodations. This term does not include public and private educational facilities or any facility offering care to individuals for a full 24-hour period.

PROFESSIONAL OFFICE (P-1) ZONE

8-15(b) Principal Uses (Other uses substantially similar to those listed herein shall also be deemed permitted.)

14. Kindergartens, nursery schools and child care centers for four (4) or more children. A fenced and screened play area shall be provided, which shall contain not less than twenty-five (25) square feet per child.
20. Assisted living facilities and rehabilitation homes, but only when more than five hundred (500) feet from a residential zone.

8-15(d) Conditional Uses (Permitted only with Board of Adjustment approval.)

5. Assisted living facilities and rehabilitation homes, when located closer than five hundred (500) feet from a residential zone.
6. Extended-stay hotels, except as permitted in a Professional Office Project.
7. Adult day care centers.

8-15(n) Off-Street Parking (See Article 16 for additional parking regulations.)

Adult Day Care Center – One (1) space for every four (4) persons provided care, plus one space per caregiver on the maximum shift.

Kindergartens, Nursery Schools, and Child Care Centers - Three (3) spaces for the first twelve (12) children, plus one (1) space for every ten (10) (or fraction thereof) additional children.

Assisted Living Facilities - Three (3) spaces for each four (4) bedrooms, plus one (1) space for each employee on the maximum shift.

NEIGHBORHOOD BUSINESS (B-1) ZONE

8-16(d) Conditional Uses (Permitted only with Board of Adjustment approval.)

10. Assisted living facilities and rehabilitation homes, but only when more than five hundred (500) feet from a residential zone.
13. Adult day care centers.

8-16(n) Off-Street Parking (See Article 16 for additional parking regulations.)

As for P-1.

DOWNTOWN BUSINESS (B-2) ZONE

8-17(d) Conditional Uses (Permitted only with Board of Adjustment approval.)

6. Assisted living facilities and rehabilitation homes,

when located closer than five hundred (500) feet from a residential zone.

9. Adult day care centers.

8-17(n) Off-Street Parking (See Article 16 for additional parking regulations.)

Dwelling Units - No requirements, except for buildings with 25 or more dwelling units; then one (1) space for every two thousand (2,000) square feet of residential floor area.

All Other Permitted Uses - Off-street parking not required.

DOWNTOWN FRAME BUSINESS (B-2A) ZONE

8-18(d) Conditional Uses (Permitted only with Board of Adjustment approval.)

1. The permitted conditional uses in the B-2 zone.

8-18(n) Off-Street Parking (See Article 16 for additional parking regulations.)

Twenty-five percent (25%) of the least parking area required in any zone, other than the B-2 or B-2B zones which permit the principal or a similar use. Off-street loading and unloading areas shall be as required in Article 16.

OFFICE, INDUSTRY & RESEARCH PARK (P-2) ZONE

8-18(d) Conditional Uses (Permitted only with Board of Adjustment approval.)

9. Community centers and private clubs.
25. Kindergartens, nursery schools, and child care centers for four (4) or more children. A fenced and screened play area shall be provided, which shall contain not less than twenty-five square feet per child.
26. Adult day care centers.
27. Temporary cellular telephone transmitting facility; not to exceed 70' in height and with a 1:1 height-to-yard ratio.
28. One designated retail sales area per P-2 project, limited to the following uses:
Offices...Banks...laboratories...Restaurants, cocktail lounges and night clubs...Beauty shops...Automobile service stations...Quick copy services...Laundry and laundry pick-up stations...Kindergartens, nursery schools and child care centers...Athletic club facilities.

8-24(n) Off-Street Parking (See Article 16 for additional parking regulations.)

Adult Day Care Center – One (1) space for every four (4) persons provided care, plus one space per caregiver on the maximum shift.

Art. 1&8 – Adult Day Care ZOTA

**ARTICLE 15: GENERAL REGULATIONS FOR HEIGHTS, YARDS, WALLS, FENCES,
PROJECTIONS, ACCESSORY STRUCTURES and INFILL/REDEVELOPMENT
CONSTRUCTION**

15-4(b) HEIGHT – The maximum height of walls and fences shall be regulated in accordance with the following table:

<u>ZONE</u>	<u>MAXIMUM HEIGHT</u>
1. Any residential or office zone; any business zone other than B-2, B-2A, B-2B or B-4.	a. Between any public or private street right-of-way and the front plane of the building, except an alley: 4 feet, with the following exceptions: 1. Where the front or side street side yard abuts an alley: 8 feet. 2. Where the property is a double-frontage lot, the frontage abutting an arterial highway or collector street where driveway access is prohibited (e.g., New Circle Road, Man o' War Boulevard, etc.): 8 feet. b. Side or rear yard (behind the front plane of the building): 8 feet. c. Any side street side yard abutting a street other than an alley, within 3 feet of the public or private right-of-way: 4 feet; greater than 3 feet from the right-of-way: 6 feet.
2. Any B-2, B-2A or B-2B zone	a. Front yard: 6 feet b. Side or Rear Yard: 8 feet
3. Any agricultural, B-4 or Industrial Zone	a. No limitation

For the purpose of this section, the height of a wall or fence shall be the vertical distance from the established grade at the fence or wall to the top of the fence or wall.

15-4(c) FENCE ORIENTATION ABUTTING PUBLIC PROPERTY - In all zones other than agricultural zones, where fencing is located adjacent to a public street, park, or other publicly owned property the fencing shall be installed with the structural members or framing directed inward toward the property.



Social Services and Community Development Committee

April 17, 2012

11:00 A.M., Council Chambers

Minutes & Motions

CM Myers chaired the meeting calling it to order at 1:00 pm with all members present, except CM Lawless.

A motion by CM Ellinger to approve the minutes from the March 20, 2012 meeting, seconded by CM Beard, passed without dissent.

1. Community Development Section 108 Loan Program

This presentation was given by Irene Gooding, Community Development Dir. Ms. Gooding explained this program to be a mechanism that HUD provides communities to maximize funding; usually can be used five times over a 20 year period. It has been estimated that on July 1, 2012 the Community Development Block Grants (CDBG) will allocate about \$1.9 million to Lexington. This money can be used for improvements to public facilities and can also be used for large economic development projects. Ms. Gooding stated that borrowing through the 108 program will not add to the bond debt. The loan is set at a fixed AAA rate. CDBG rules, along with environmental review requirements apply. It is subject to prevailing wage law, underwriting guidelines, imminent domain restrictions, and public benefit standards. The projects will also be monitored to reassure that HUD requirements are met. All projects must benefit low-moderate income residents and must be feasible. If project is appropriate with local HUD officials then it can be sent to DC to the federal level. Once this is approved, the money can be borrowed. This will not create revenue and will either have to be paid back from the General Fund or future CDBG revenues.

Several Council Members asked questions and made statements. CM Ford stated this is an impressive program and asked if other cities within the state were utilizing these funds. Ms. Gooding stated that Covington and Hopkinsville are using the funds but there was nothing recently found in Louisville. It was also mentioned that the state is also a CDBG recipient. CM Ford stated this should be a no-brainer for Council to decide to work with administration to have a new tool to work with. He also stated that he was not endorsing any particular project, although his district could benefit from these funds, but rather endorsing that the Committee adopt and endorse the 108 Program.

CM Myers asked if there were additional standard requirements other than the normal ones in the CDBG program. Ms. Gooding stated that because of the

economy the project has to be financially feasible and there is an expectation to be sustained within a two-year timeframe. CM Myers also asked if the program would affect any future CDBG funds. It was answered that it is looked at annually. He also asked if both programs could be used at the same time or if one would stop the other. The answer was no because each program is setup for different groups. Ms. Gooding stated that however good this program is for Lexington, there are still some issues that must be addressed including relocation of utilities, staff capacity, and the impact on the neighborhood during the project are just a few. Ms. Gooding stated that HUD establishes the regulatory minimums and that there can be special economical projects required.

CM Kay asked questions in order to clarify in his mind the borrowing and paying back process.

A motion by CM Ford to initiate the application to HUD to implement the 108 Loan Program, seconded by CM Ellinger, passed by a 6-2 vote; No: CMs Lane and Stinnett.

2. Senior Citizens' Center Task Force

CAO Moloney gave an update on how VM Gorton had created a task force that is working to find a location for a new senior citizen's center. CM Myers asked for a timeframe of their work and CAO Moloney stated that there is a meeting tomorrow and within the next 2 weeks, a decision could be made about the location. It was asked if decisions were made, if there could be a closed session in order to update all Council. CM Stinnett asked if the task force had already made a decision on the 'best' location. CAO Moloney said no decision yet but they have looked at one specific location and thought that it might be best because of the square footage included. CM McChord asked if the task force was also looking at the programming. Comm. Mills stated that there will be another task force or committee formed for that task. It will be based off the 2008 building program list received. They are envisioning this to be a multi-purpose usage building and CM McChord suggested they look at private partners and their services to assist with this task. CM Myers asked how many partner agencies are still located in the current building. Com. Mills answered that it is down to 5 and new leases are coming before Council soon. **CM Myers** added that we should look at having an indoor pool and ***requested for the 2008 list of partner agencies be provided to the Council.***

3. Partner Agency Funding Recommendation Process

Comm. Mills applauded Craig Bencz for his work on the partner agency funding recommendation process. Mr. Bencz explained that the application process and funding decisions were based on programs. He mentioned the members of the work group that made these decisions. He stated how difficult it was to decide who to underwrite and that it was decided not to fund at 100 percent. Agency

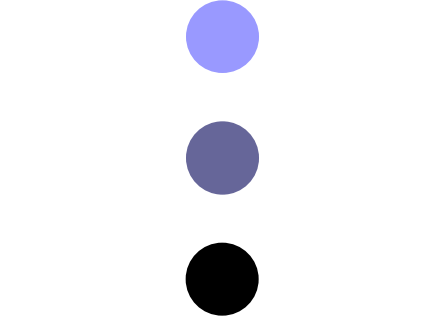
funding started at 85 percent and was decreased from there. The amount of funding was awarded based on the requests given to the work group. CM Henson mentioned that the process is not perfect but that it is a good start from what has been done in the past and congratulated Craig. CM Ellinger asked about the programs which did not receive any funds such as the Hope Center. Mr. Bencz stated that because of all the different programs offered by the Hope Center that it was decided to cap them at \$666,000. CM Kay said that he was interested in the scoring sheet and asked about the future plans of the group. He also stated that he would like to see the process for next year refined and done immediately. He requested to speak again and wanted to follow-up about the needs assessments: a weighted process, what the relative needs are and if there is funding for those needs. CM Myers asked about the scoring system and said that because of it, it shows the need for needs assessments. Mr. Bencz said that overall the process went well but there will be some things that they will look closer at next year. CM Myers asked if there was trouble getting people to serve and Mr. Bencz answered yes because there were so many applications received; but this is part of the process that is being looked at for possible improvement.

4. Committee Referral Items

There was no discussion of these items.

A motion by CM McChord to adjourn the meeting, seconded by CM Beard, passed without dissent.

The meeting was adjourned at 11:58 am.



Lextran

Fiscal Year 2012-2013

Budget

**Presentation to
Lexington-Fayette
Urban County Council
May 1, 2012**





Accomplishments

- Increased ridership by **5.4%**
- Accepted delivery of 7 new buses, including 2 hybrids
- Recognized by Metro Magazine as one of the TOP 200 Bus Fleets for 2011





Accomplishments

- Implemented a second late-night “JOBS” bus, serving the Citation Boulevard, Newtown Pike, & Mercer Road area
- Expanded partnership with Keeneland, resulting in a 91% increase in weekend ridership to race meets compared to FY2011



Accomplishments

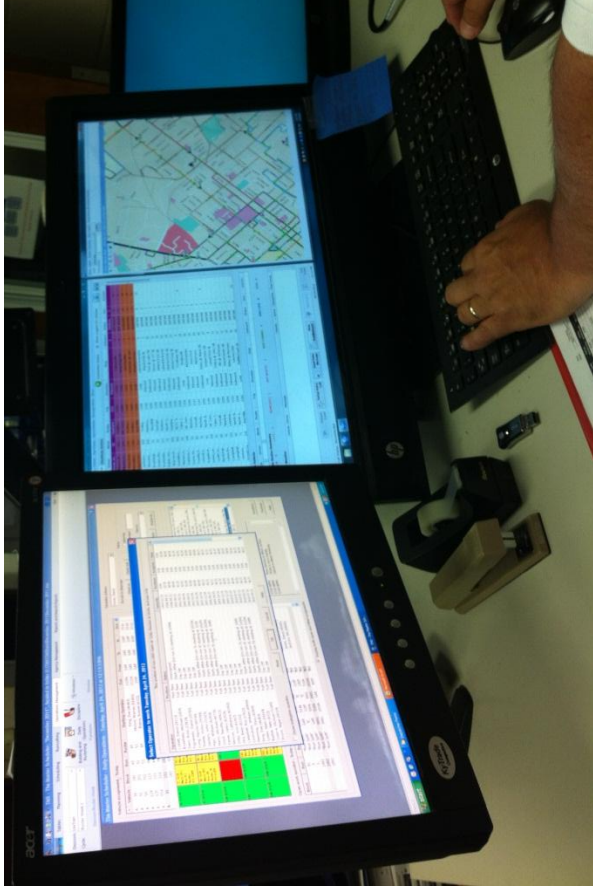
- Provided bus service on Thanksgiving and Christmas 2011 and New Year's Day 2012
- Participated in several employee-based community service projects, including activities with the Adopt-a-Highway program and God's Pantry



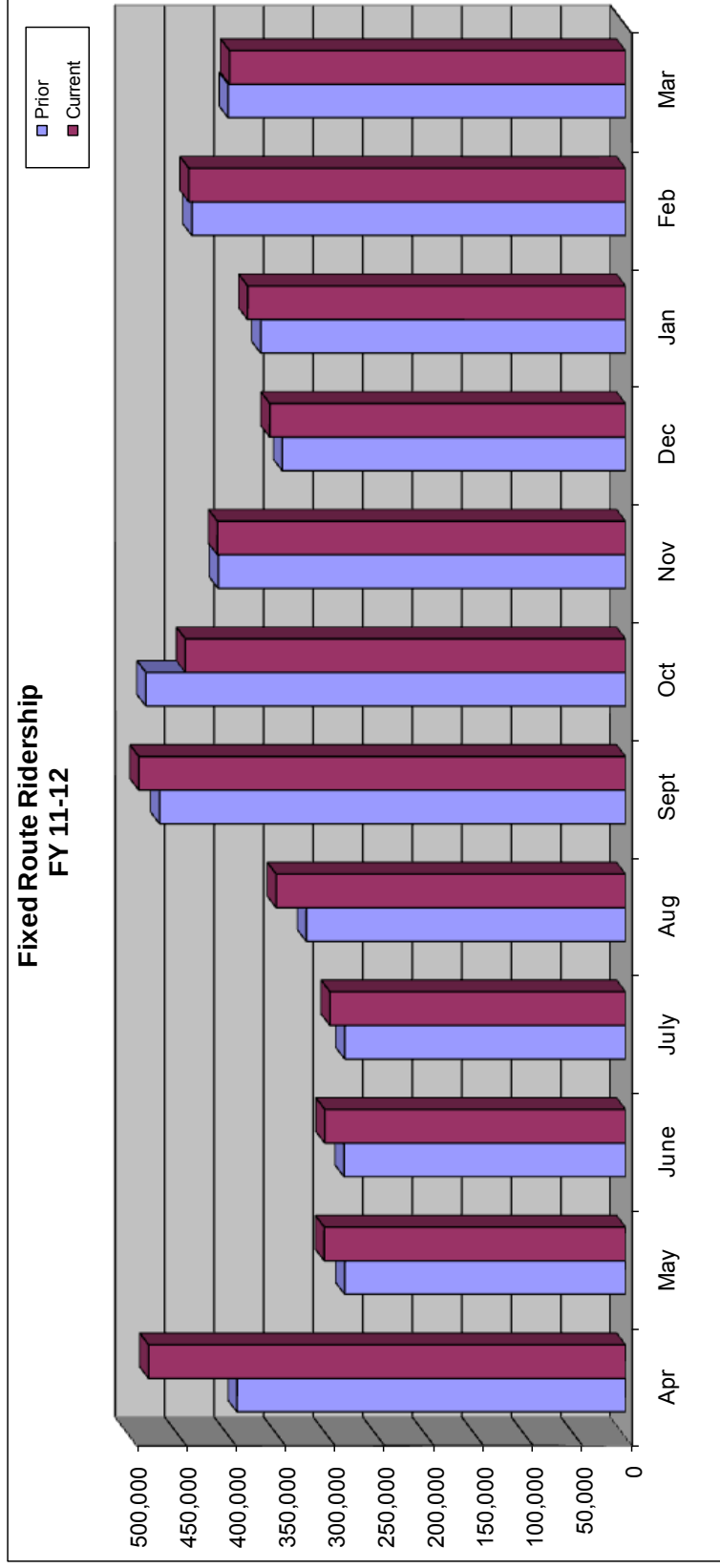


Accomplishments

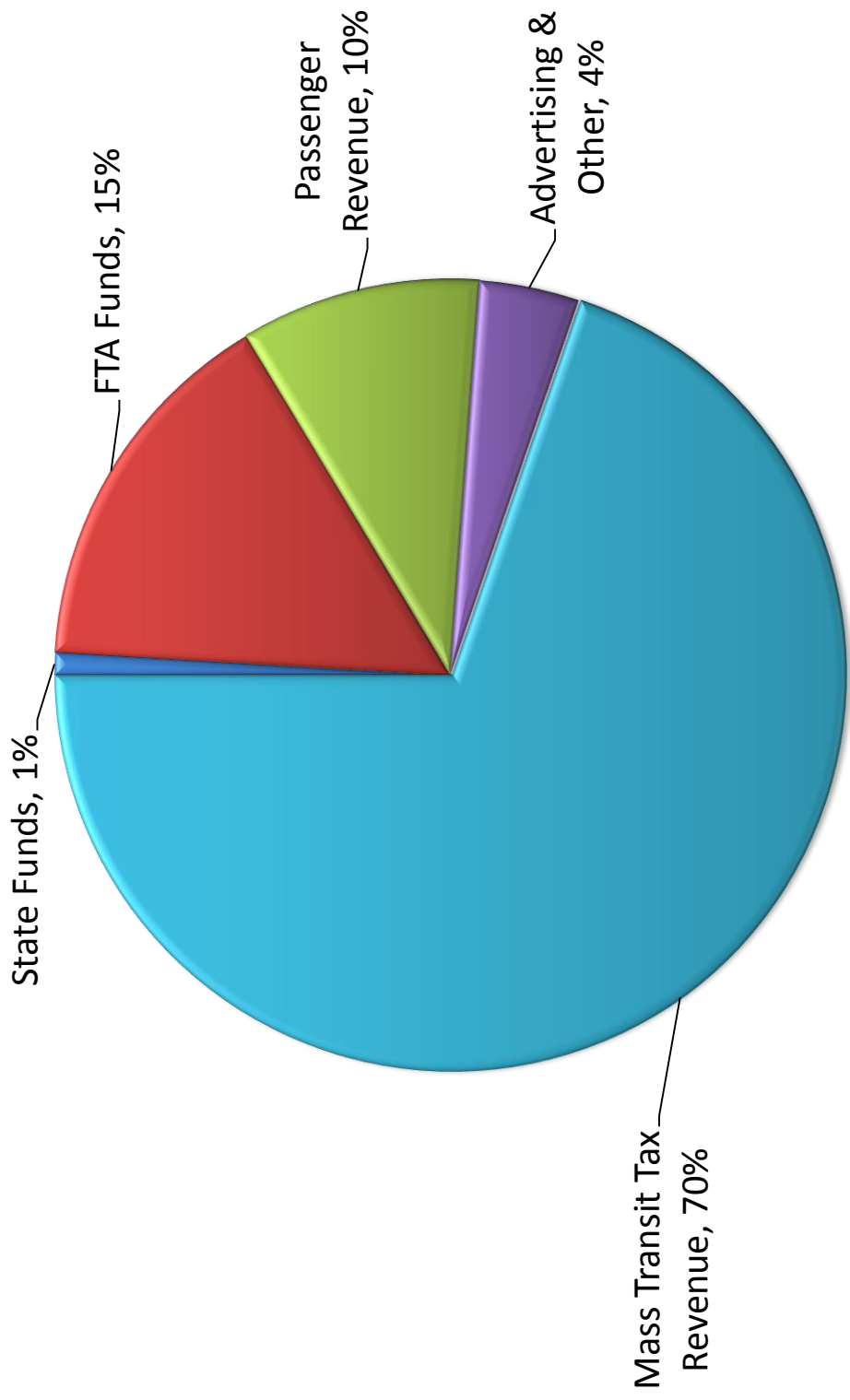
- Installed CAD/AVL on all Lextran buses
- Increased passenger amenities throughout the community: 28 total bus shelters, 81 total benches, and 86 trash cans



Fixed Route Ridership

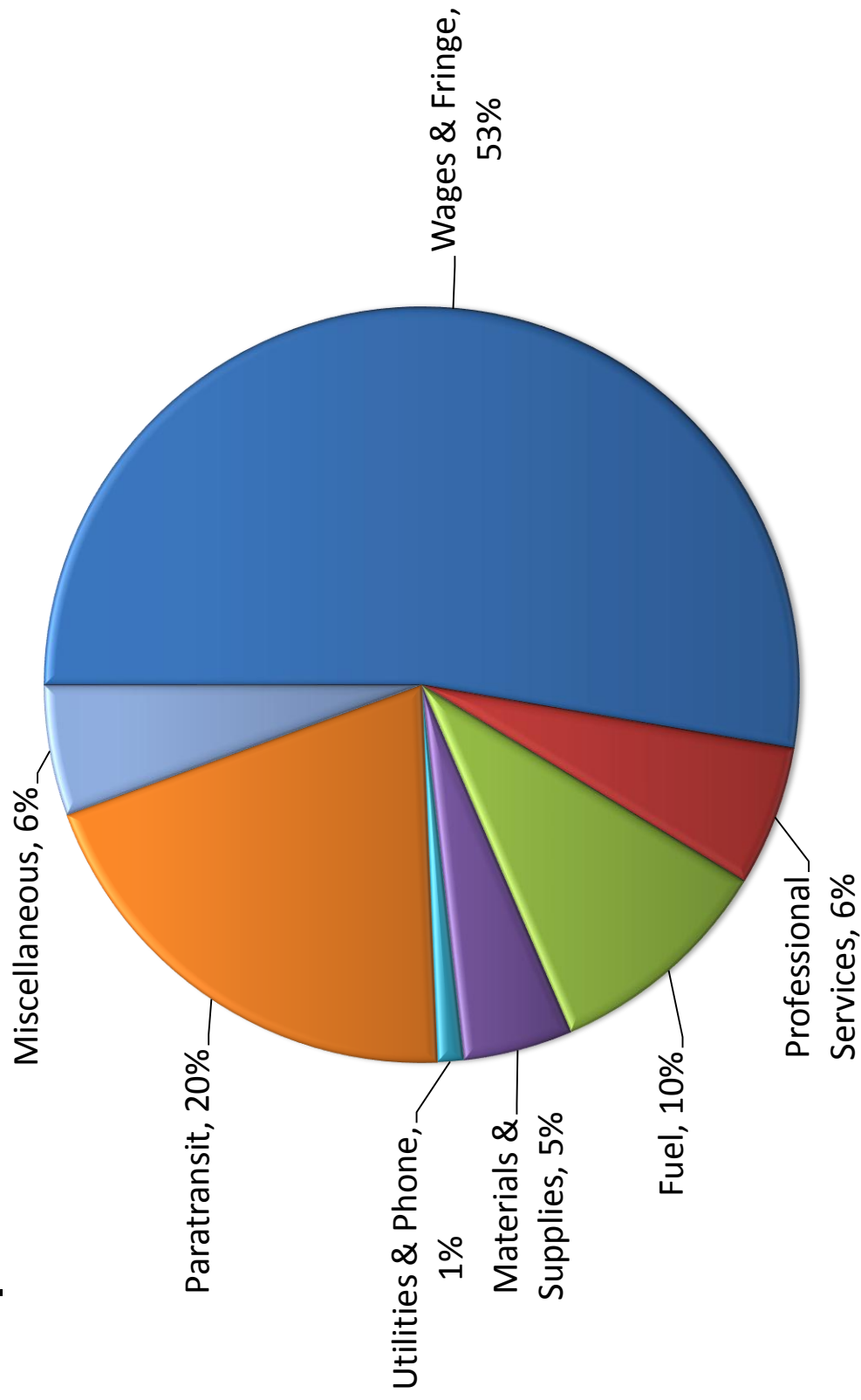


FY 2013 Revenue Summary





FY 2013 Expenses Summary





FY 2013

Capital and Operating Budgets

Operating

• Mass Transit Funds	\$ 16,441,714
• Federal Assistance	\$ 3,350,000
• Other Revenue	\$ 3,209,797
• Operating Expenditures	\$ 23,001,511

Capital

• Federal/State Assistance	\$ 4,809,000
• Local Matching Funds	\$ 951,000
• Capital Expenditures (capital maintenance, paratransit, shelters & equipment)	\$ 5,760,000



FY 2013

Key Budget Assumptions

- Wages & Fringe (3.1% Increase) **\$12,116,284**
- WHEELS Cost (9.5% Increase) **\$4,617,722**
- Diesel Fuel Price (\$3.50/gallon) **\$2,092,566**

Revenue & Expense Summary

	FY 2012 End of Year Projection	FY 2012 Budget	Proposed FY 2013 Budget	Budget vs. Projected % +/-	Budget vs. Budget % +/-
Total Passenger Revenue	2,108,401.45	2,136,674.00	2,129,486.00	1.00%	-0.30%
Advertising Revenue	150,000.00	150,000.00	170,000.00	13.30%	13.30%
Mass Transit Tax Revenue	15,133,000.00	15,133,000.00	15,133,000.00	0.00%	0.00%
FTA & State Funds	4,115,826.71	4,026,400.00	3,550,000.00	-13.70%	-11.80%
Other	746,518.02	779,459.00	710,311.00	-4.90%	-8.90%
TOTAL REVENUE	22,253,746.18	22,225,533.00	21,692,797.00	-2.50%	-2.40%
Wages & Fringe	11,752,523.96	12,496,575.00	12,116,283.50	3.10%	-3.00%
Professional Services	1,548,363.59	1,249,068.00	1,384,942.00	-10.60%	10.90%
Fuel (diesel & gas)	2,073,685.10	3,017,481.00	2,268,077.00	9.40%	-24.80%
Materials & Supplies	1,130,151.01	1,247,017.00	1,073,800.00	-5.00%	-13.90%
Utilities & Phone	246,673.55	225,471.00	257,061.00	4.20%	14.00%
Insurance	687,386.51	759,090.00	783,000.00	13.90%	3.10%
Paratransit	4,216,616.00	4,529,123.00	4,617,722.00	9.50%	2.00%
Misc (Travel, Training, Leases, etc)	392,095.62	422,113.00	321,125.50	-18.10%	-23.90%
Media Advertising (Admin & Marketing)	183,500.00	183,500.00	179,500.00	-2.20%	-2.20%
TOTAL EXPENSES	22,230,995.35	24,129,438.00	23,001,511.00	3.50%	-4.70%

Revenue (under)/over expenses

22,750.83

-1,903,905.00

-1,308,714.00

Capital Plan

CAPITAL PROJECTS (000's)

FY2011-2012

FY2012-2013

AVL EQUIPMENT (AVAIL PROJECTS)	-	760
SERVICE VEHICLES	180	120
CAPITAL COST OF CONTRACTING (PARATRANSIT)	2,180	2,267
OTHER 3RD PARTY CONTRACTS (IT CONSULTANT, WEBSITE)	10	-
CAPITAL MAINTENANCE	2,803	1,920
TIRE LEASE	94	98
ARCHITECTURE & ENGINEERING (A&E)	169	-
FACILITY REHABILITATION (CONSTRUCTION PROJECT)	2,372	-
CONSTRUCTION PROJECT - STATE OF GOOD REPAIR	8,780	-
TRANSIT ENHANCEMENTS (SHELTERS, BENCHES, PUBLIC ART)	54	54
ADP HARDWARE & SOFTWARE (INFORMATION TECHNOLOGY)	50	50
ARTS IN MOTION BUS SHELTERS (CMAQ)	188	-
OFFICE FURNITURE	2	5
LEASE SUPPORT EQUIPMENT (POSTAGE METER LEASE)	4	7
JOB ACCESS AND REVERSE COMMUTE (JARC) <PRIOR YEAR>	401	-
NEW FREEDOM (LEXCONNECTS PROJECT) <PRIOR YEAR>	138	-
ALTERNATIVES ANALYSIS - CENTRAL KY TRANSIT STUDY	-	375
SHOP TOOLS AND EQUIPMENT	50	50
SECURITY EQUIPMENT	53	54
SUBTOTAL CAPITAL PROJECTS	17,528	5,760

FEDERAL SECTION 5307 FORMULA FUNDING	4,224	4,308
PRIOR YEAR 5309 DISCRETIONARY FUNDING	2,541	-
PRIOR YEAR JOB ACCESS AND REVERSE COMMUTE (JARC)	201	-
PRIOR YEAR NEW FREEDOM (LEXCONNECTS PROJECT)	110	-
STATE OF GOOD REPAIR FUNDING	8,780	-
ALTERNATIVE ANALYSIS	-	300
STATE DISCRETIONARY MATCHING FUNDING	200	200
CMAQ	150	-
LOCAL MASS TRANSIT FUND	1,322	951
TOTAL	17,528	5,760