

Lexington-Fayette Urban County Government

*200 E. Main St
Lexington, KY 40507*



Tuesday, November 27, 2012

3:00 PM

Packet

Council Chamber

Urban County Council Work Session

**URBAN COUNTY COUNCIL
SCHEDULE OF MEETINGS
November 26 – December 3, 2012**

Monday, November 26

No Meetings

Tuesday, November 27

Environmental Quality Committee.....11:00 am
Council Chambers – 2nd Floor Government Center

Budget & Finance Committee.....1:00 pm
Council Chambers – 2nd Floor Government Center

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

Special Council Meeting – Zoning Public Hearing.....6:00 pm
Council Chambers – 2nd Floor Government Center

Wednesday, November 28

MPO Transportation Policy Committee.....2:30 pm
Council Chambers – 2nd Floor Government Center

Thursday, November 29

Pension Task Force.....3:00 pm
Commerce Lexington – 330 East Main Street

Quarterly COW.....4:30 pm
Conference Room – 5th Floor Government Center

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

Friday, November 30

No Meetings

Monday, December 3

ZOTA Work Group.....1:30 pm
Conference Room – 5th Floor Government Center

Fayette County Rural Land Management Board.....3:00 pm
Conference Room – 12th Floor Conference Room

**Lexington-Fayette Urban County Government
Work Session Agenda
November 27, 2012**

- I. Public Comment - Issues on Agenda**
- II. Requested Rezoning/ Docket Approval – Yes**
- III. Approval of Summary – No**
- IV. Budget Amendments – Yes p. 6 - 10**
- V. New Business – Yes p. 11 - 30**
- VI. Continuing Business/ Presentations**
 - a** Neighborhood Development Funds – November 27, 2012 p. 31
 - b** Public Safety Committee Summary, November 2013 p. 32 - 34
 - c** General Government Committee Summary, November 2013 p. 35 - 37
 - d** Presentation: Collective Bargaining Agreement with Corrections Lieutenants & Captains, By: Ed Gardner, Department of Law p. 38 - 40
 - e** Presentation: E911 Funding, By: David Lucas, Director, Enhanced 9-1-1 p. 41 - 44
- VII. Council Reports**
- VIII. Mayor's Report – Yes**
- IX. Public Comment - Issues Not on Agenda**
- X. Adjournment**

Administrative Synopsis - New Business Items

- a 1058-12** Authorization to execute a Product License Agreement with Unicom Systems, Inc/Macro4 for mainframe software. (L1058-12) (Nugent/Moloney)
This is a request to execute a Product License Agreement with Unicom Systems, Inc/Macro4 for mainframe software. This agreement will guarantee no fee increases through June 28, 2014. There is no budgetary impact. p. 11
- b 1176-12** Authorization to execute an agreement with Allylix, Inc. approving a 10-year local 1% wage assessment to participate in Kentucky Economic Development's Kentucky Business Investment Program. (L1176-12) (Atkins)
This is a request to execute an agreement with Allylix, Inc. approving a 10-year local 1% wage assessment to participate in Kentucky Economic Development's Kentucky Business Investment Program. There is no budgetary impact. p. 12
- c 1178-12** Authorization to execute an agreement with Nitto Denko Automotive Kentucky, INC. approving a 10-year local 1% wage assessment to participate in Kentucky Economic Development's Kentucky Business Investment Program. (L1178-12) (Atkins)
This is a request to execute an agreement with Nitto Denko Automotive Kentucky, INC. approving a 10-year local 1% wage assessment to participate in Kentucky Economic Development's Kentucky Business Investment Program. There is no budgetary impact. p. 13
- d 1179-12** Authorization to execute an agreement with PremierTox 2.0 Inc. approving a 10-year local 1% wage assessment to participate in Kentucky Economic Development's Kentucky Business Investment Program. (L1179-12) (Atkins)
This is a request to execute an agreement with PremierTox 2.0 Inc. approving a 10-year local 1% wage assessment to participate in Kentucky Economic Development's Kentucky Business Investment Program. There is no budgetary impact. p. 14
- e 1180-12** Authorization to execute an agreement with Xact Associates, LLC: dba Xact Communications approving a 10-year local 1% wage assessment to participate in Kentucky Economic Development's Kentucky Business Investment Program. (L1180-12) (Atkins)
This is a request to approve an agreement with Xact Communications approving a 10-year local 1% wage assessment to participate in Kentucky Economic Development's Kentucky Business Investment Program. There is no budgetary impact. p. 15

- f 1217-12** Authorization to execute an agreement with AT&T under the Western States Contracting Alliance (WSCA 1907) wireless communication services and equipment master price agreement. (L1217-12) (Nugent/Moloney)
This is a request to execute an agreement with AT&T under the Western States Contracting Alliance (WSCA 1907) wireless communication services and equipment master price agreement. There is no budgetary impact. p. 16
- g 1218-12** Authorization to execute an agreement with Sprint under the Western States Contracting Alliance (WSCA 1907) Wireless Communication services and equipment master price agreement. (L1218-12) (Nugent/Moloney)
This is a request to execute an agreement with Sprint under the Western States Contracting Alliance (WSCA 1907) Wireless Communication services and equipment master price agreement. There is no budgetary impact. p. 17
- h 1225-12** Authorization to renew a Lease Agreement with Kentucky State Police for space within the Annex Building for administering the driver's license testing activity. (L1125-12) (Hamilton)
This is a request to renew a Lease Agreement with Kentucky State Police for space within the Annex Building for administering the driver's license testing activity. The agreement is for one (1) year, July 1, 2013 through June 30, 2014, with an option of automatic renewal for one (1) additional one (1) year term. The annual rental rate is \$15,421.50. p. 18 - 19
- i 1226-12** Authorization to renew a Lease Agreement with the Kentucky Transportation Cabinet for space within the Annex Building for administering the CDL testing activity. (L1126-12) (Hamilton)
This is a request to renew a Lease Agreement with the Kentucky Transportation Cabinet for space within the Annex Building for administering the CDL testing activity. The agreement is for one (1) year, July 1, 2013 through June 30, 2014, with an option of automatic renewal for one (1) additional one (1) year term. The annual rental rate is \$6,497.50. p. 20 - 21
- j 1233-12** Authorization to execute a Collective Bargaining Agreement (CBA) with AFSCME Council 62, Local 2785 on behalf of Community Corrections Lieutenants and Captains. (L1233-12) (Graham)
This is a request to execute a CBA with AFSCME Council 62, Local 2785 on behalf of Community Corrections Lieutenants and Captains for a term of two and one half (2 ½) years, beginning January 1, 2013. p. 22

- k 1234-12** Authorization to execute a Release of Easement releasing a 15-foot sanitary sewer easement on property located at 761 Enterprise Drive. (L1234-12) (Graham)
This is a request to execute a Release of Easement releasing a 15-foot sanitary sewer easement on property located at 761 Enterprise Drive. There is no budgetary impact. p. 23
- l 1235-12** Authorization to execute the 2013 General Term Orders (GTO) for the Fayette County Clerk and the Fayette County Sheriff. (L1235-12) (O'Mara/Driskell)
This is a request to execute the 2013 GTO for the Fayette County Clerk and the Fayette County Sheriff. The GTO summarizes maximum annual expenditures for personnel, operating and capital and is used as a guideline for approval of reimbursement of expenditures. There is no budgetary impact. p. 24
- m 1238-12** Authorization to execute an agreement with Meridian Management Corporation to provide facility management services for the operation and maintenance of the Fayette County Courthouses. (L1238-12) (Hamilton)
This is a request to execute an agreement with Meridian Management Corporation to provide facility management services for the operation and maintenance of the Fayette County Courthouses. The term is for five (5) years, beginning January 13, 2013, with an option for five (5) annual extensions at LFUCG's discretion. The cost for FY 2013 is \$412,213. Funds are budgeted. p. 25
- n 1239-12** Authorization to accept award from the Kentucky Transportation Cabinet for the Fiber Optic Cable Installation Program. (L1239-12) (Gooding/Moloney)
This is a request to accept award in the amount of \$320,000 from the Kentucky Transportation Cabinet for the Fiber Optic Cable Installation Program. A 20% match of \$80,000 is required. Budget amendment is in process. p. 26
- o 1240-12** Authorization to execute a Purchase of Service Agreement with Bluegrass State Games, Inc. for the Bluegrass Summer Games to take place in July of 2013. (L1240-12) (Emmons)
This is a request to execute a Purchase of Service Agreement with Bluegrass State Games, Inc. for the Bluegrass Summer Games to take place in July of 2013, at a cost of \$52,500. Funds are budgeted. p. 27

- p** **1241-12** Authorization to amend Article XV Section 2-201 of the Picnic with the Pops Commission Ordinance to replace the member representing the Kentucky Horse Park with a member to represent Keeneland, as the Picnic with the Pops event has made a permanent move to Keeneland. (L1241-12) (Emmons)
This is a request to amend Article XV Section 2-201 of the Picnic with the Pops Commission Ordinance to replace the member representing the Kentucky Horse Park with a member to represent Keeneland, as the Picnic with the Pops event has made a permanent move to Keeneland. There is no budgetary impact.
p. 28 - 29
- q** **1246-12** Authorization to ratify execution of a unanimous settlement agreement, stipulation and recommendation in Kentucky Public Service Commission Case No. 2012-00221, pertaining to the rates of the Kentucky Utilities Company. (L1246-12) (Graham)
This is a request to ratify execution of a unanimous settlement agreement, stipulation and recommendation in Kentucky Public Service Commission Case No. 2012-00221, pertaining to the rates of the Kentucky Utilities Company. p. 30

BUDGET AMENDMENT REQUEST LIST

6

JOURNAL	CB086	DIVISION	Fire & Emergency Services/ Facilities & Fleet	Fund Name Fund Impact	General Services Fund 57,160.00 57,160.00CR 0.00
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To provide funds for transfer of one Skilled Trades Worker Sr. from Division of Facilities & Fleet Managment to Fire and Emergency Services due to department reorganization.

JOURNAL	CB098	DIVISION	Streets and Roads	Fund Name Fund Impact	General Services Fund 7,840.00 39,220.00CR 31,380.00CR
				Fund Name Fund Impact	Sanitary Sewer Fund 15,690.00 15,690.00
				Fund Name Fund Impact	Water Quality Fund 39,220.00 23,530.00CR 15,690.00

To transfer budget for Trades Worker Sr. from Street Maintenance and Construction to Storm Sewer Construction and Maintenance within the Division of Streets and Roads.

JOURNAL	63762	DIVISION	Computer Services	Fund Name Fund Impact	General Services Fund 42,526.00CR 42,526.00CR
				Fund Name Fund Impact	Enhanced 911 Fund 42,526.00 42,526.00

To provide funds for Computer Services GIS Programmer/Analyst position in the proper account string.

JOURNAL	63763	DIVISION	Emergency Management/ E911	Fund Name Fund Impact	General Services Fund 100,645.00 100,645.00CR .00
				Fund Name Fund Impact	Enhanced 911 Fund 100,645.00 100,645.00CR .00

To provide funds for Enhanced 911 Telecommunicator position in the proper account string.

JOURNAL	63769	DIVISION	Citizens Advocate	Fund Name Fund Impact	General Services Fund 30,000.00 30,000.00CR .00
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To provide funds for Citizens Advocate position in the proper account string.

JOURNAL	63771	DIVISION	Streets and Roads	Fund Name	General Services Fund
				Fund Impact	5,358.00 5,358.00
				Fund Name	Sanitary Sewer Fund
				Fund Impact	21,429.00CR 21,429.00CR
				Fund Name	Water Quality Fund
				Fund Impact	21,429.00 5,358.00CR 16,071.00

To provide funds for Streets and Roads Trades Worker Senior position in the proper account string.

JOURNAL	63772	DIVISION	Streets and Roads	Fund Name	General Services Fund
				Fund Impact	44,949.00 44,949.00
				Fund Name	Urban Services Fund
				Fund Impact	22,474.00CR 22,474.00CR
				Fund Name	Water Quality Fund
				Fund Impact	22,475.00CR 22,475.00CR

To provide funds for Streets and Roads Project Manager Senior position in the proper account string.

JOURNAL	63773	DIVISION	Youth Services	Fund Name	General Services Fund
				Fund Impact	48,366.00 48,366.00CR .00

To provide funds for Youth Services Administrative Specialist Senior position in the correct account string.

JOURNAL	65009-10	DIVISION	Social Services Administration	Fund Name	Donation Fund
				Fund Impact	25.44 25.44CR .00

To budget contributions from TRUIST for the Domestic Violence Prevention Board.

JOURNAL	63757	DIVISION	Waste Management	Fund Name	Urban Services Fund
				Fund Impact	119,038.00 79,359.00CR 39,679.00
				Fund Name	Landfill Fund
				Fund Impact	39,679.00CR 39,679.00CR

To provide funds for Waste Management Operations Manager position in the proper account string.

JOURNAL	63758	DIVISION	Waste Management	Fund Name	Urban Services Fund
				Fund Impact	25,507.00CR 25,507.00CR
				Fund Name	Landfill Fund
				Fund Impact	25,507.00 25,507.00

To provide funds for Waste Management Administrative Officer position in the proper account string.

JOURNAL	63759	DIVISION	Waste Management	Fund Name	Urban Services Fund
				Fund Impact	56,424.00 56,424.00
				Fund Name	Landfill Fund
				Fund Impact	56,424.00CR 56,424.00CR

To provide funds for Waste Management Public Service Worker position in the proper account string.

JOURNAL	63760	DIVISION	Waste Management	Fund Name	Urban Services Fund
				Fund Impact	38,985.00 38,985.00CR .00

To provide funds for Waste Management Equipment Operator Senior position in the proper account string.

JOURNAL	63761	DIVISION	Streets and Roads	Fund Name	Urban Services Fund
				Fund Impact	19,580.00 19,580.00
				Fund Name	Municipal Aid Fund
				Fund Impact	19,580.00CR 19,580.00CR

To provide funds for Waste Management Public Service Supervisor Senior position in the proper account string.

JOURNAL	63770	DIVISION	Computer Services	Fund Name	Urban Services Fund
				Fund Impact	49,198.00 40,998.00CR 8,200.00
				Fund Name	Landfill Fund
				Fund Impact	8,200.00CR 8,200.00CR

To provide funds for Waste Management Microcomputer Support Specialist and Computer Operator positions in the proper account string.

JOURNAL	64971	DIVISION	Streets and Roads/Traffic Engineering	Fund Name	Municipal Aid Fund
				Fund Impact	1,400,000.00 1,400,000.00

To reappropriate funds for street resurfacing and loop/device replacement.

JOURNAL	64905	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Department of Justice 1,636.52 1,636.52CR .00
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To rebudget remaining funds from agreement with Commonwealth Attorney into Division of Police for purchase of mobile shelving in the JAG FY 2010 project.

JOURNAL	64906-07	DIVISION	Grants and Special Projects	Fund Name Fund Impact	US Department of Justice 690.30 690.30CR .00
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To establish grant budget for Bulletproof Vest Partnerships Program for Fayette County Sheriff.

JOURNAL	64967-68	DIVISION	Grants and Special Projects	Fund Name Fund Impact	Grants - State 16,500.00 16,500.00CR .00
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To establish grant budget for Law Enforcement Protection Program.

JOURNAL	65011	DIVISION	Grants and Special Projects	Fund Name Fund Impact	Grants - State 3,900.34 3,900.34CR .00
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To amend Kentucky Pride 2012 to provide for additional funds for education and outreach by the Division of Environmental Policy.

JOURNAL	63764	DIVISION	Water Quality	Fund Name Fund Impact	Sanitary Sewer Fund 81,943.00CR 81,943.00CR
				Fund Name Fund Impact	Water Quality Fund 81,943.00 81,943.00

To provide funds for Water Quality Project Engineering Coordinator position in the proper account string.

JOURNAL	63765	DIVISION	Water Quality	Fund Name Fund Impact	Sanitary Sewer Fund 108,783.00 108,783.00
				Fund Name Fund Impact	Water Quality Fund 108,783.00CR 108,783.00CR

To provide funds for Water Quality Municipal Engineer Senior position in the proper account string.

JOURNAL	63767	DIVISION	Water Quality	Fund Name	Sanitary Sewer Fund
				Fund Impact	69,707.00CR
					69,707.00CR
				Fund Name	Water Quality Fund
				Fund Impact	69,707.00
					69,707.00

To provide funds for Water Quality Engineering Technician Senior position in the proper account string.

JOURNAL	63768	DIVISION	Water Quality	Fund Name	Sanitary Sewer Fund
				Fund Impact	118,496.00
					118,496.00CR
					.00
				Fund Name	Water Quality Fund
				Fund Impact	414,740.00
					414,740.00CR
					.00

To provide funds for Water Quality Environmental Inspector position in the proper account string.

BUDGET AMENDMENT REQUEST SUMMARY

Fund	1101	General Service District Fund	23,599.00CR
Fund	1103	Donation Fund	.00
Fund	1115	Urban Service District Fund	75,902.00
Fund	1136	Municipal Aid Program Fund	1,380,420.00
Fund	3140	US Department of Justice	.00
Fund	3400	Grants – State	.00
Fund	4002	Sanitary Sewer Revenue and Operating Fund	48,606.00CR
Fund	4051	Water Quality Management Fund	52,153.00
Fund	4121	Landfill Fund	78,796.00CR
Fund	4204	Enhanced 911 Fund	42,526.00



Lexington-Fayette Urban County Government
CHIEF ADMINISTRATIVE OFFICE

Jim Gray
Mayor

Richard P. Moloney
CAO

MEMORANDUM

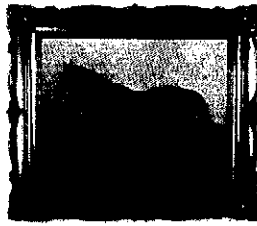
TO: Mayor Jim Gray

FROM: Michael Nugent, Director 
Division of Computer Services

DATE: September 24, 2012

RE: Product License agreement with Unicom Systems Inc./Macro4

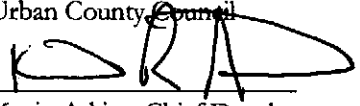
Authorizing the Mayor to execute a product license agreement with Unicom Systems Inc./Macro4 for mainframe software. This agreement will guarantee no license maintenance fee increases for three years beginning June 28, 2011 through June 28, 2014.



Lexington-Fayette Urban County Government
OFFICE OF THE MAYOR

Jim Gray
Mayor

To: Mayor Jim Gray
Urban County Council

From: 
Kevin Atkins, Chief Development Officer

Date: November 2, 2012

Re: Approve agreement with Allylix, Inc. to participate in the Kentucky Business Investment Program

The Kentucky Economic Development Finance Authority has given Allylix, Inc. preliminary approval to participate in the Kentucky Business Investment (KBI) Program. The KBI Program requests that the state and local government enter into a 10-year agreement with the approved company under which the business can recover up to 100% of its start-up costs and 50% of the annual rent costs through Kentucky corporate income tax credits and a wage assessment fee of up to 4%.

Allylix's decision to expand their biotech operations in Lexington will create wealth and provide additional job opportunities for citizens of Lexington and the surrounding area. The company plans to create 14 new jobs with an average wage of approximately \$53,000.00 per year plus benefits. Allylix, Inc. plans to invest nearly \$1,600,000.00 in new equipment, building improvements, start-up costs and lease costs for a 10-year period.

It is recommended by Gina Greathouse, with Commerce Lexington for LFUCG to approve the 10-year local 1% wage assessment through KBI. There is no budgetary impact on LFUCG.

FOLLOW MAYOR GRAY:

www.facebook.com/MayorJimGray

www.twitter.com/JimGrayLexKY



Lexington-Fayette Urban County Government
OFFICE OF THE MAYOR

Jim Gray
Mayor

To: Mayor Jim Gray
Urban County Council

From: 
Kevin Atkins, Chief Development Officer

Date: November 2, 2012

Re: Approve agreement with Nitto Denko Automotive Kentucky, INC. to participate in the Kentucky Business Investment Program

The Kentucky Economic Development Finance Authority has given Nitto Denko Automotive Kentucky, INC. preliminary approval to participate in the Kentucky Business Investment (KBI) Program. The KBI Program requests that the state and local government enter into a 10-year agreement with the approved company under which the business can recover up to 100% of its start-up costs and 50% of the annual rent costs through Kentucky corporate income tax credits and a wage assessment fee of up to 4%.

Nitto Denko's decision to expand their automotive manufacturing facility in Lexington will create wealth and provide additional job opportunities for citizens of Lexington and the surrounding area. The company plans to create 23 new jobs with an average wage of approximately \$27,000.00 per year plus benefits. Nitto Denko Automotive Kentucky, INC. plans to invest nearly \$2,500,000.00 in new equipment, building improvements, start-up costs and lease costs for a 10-year period.

It is recommended by Gina Greathouse, with Commerce Lexington for LFUCG to approve the 10-year local 1% wage assessment through KBI. There is no budgetary impact on LFUCG.

FOLLOW MAYOR GRAY:

www.facebook.com/MayorJimGray

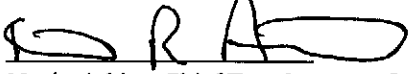
www.twitter.com/JimGrayLexKY



Lexington-Fayette Urban County Government
OFFICE OF THE MAYOR

Jim Gray
Mayor

To: Mayor Jim Gray
Urban County Council

From: 
Kevin Atkins, Chief Development Officer

Date: November 2, 2012

Re: Approve agreement with PremierTox 2.0 Inc. to participate in the Kentucky Business Investment Program

The Kentucky Economic Development Finance Authority has given PremierTox 2.0 Inc. preliminary approval to participate in the Kentucky Business Investment (KBI) Program. The KBI Program requests that the state and local government enter into a 10-year agreement with the approved company under which the business can recover up to 100% of its start-up costs and 50% of the annual rent costs through Kentucky corporate income tax credits and a wage assessment fee of up to 4%.

PremierTox's decision to expand their drug screening and confirmation laboratory in Lexington will create wealth and provide additional job opportunities for citizens of Lexington and the surrounding area. The company plans to create 25 new jobs with an average wage of approximately \$42,000.00 per year plus benefits. PremierTox 2.0 Inc. plans to invest nearly \$250,000.00 in new equipment, building improvements, start-up costs and lease costs for a 10-year period.

It is recommended by Gina Greathouse, with Commerce Lexington for LFUCG to approve the 10-year local 1% wage assessment through KBI. There is no budgetary impact on LFUCG.

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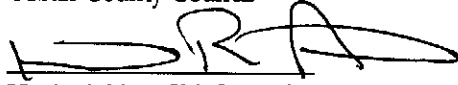
www.twitter.com/JimGrayLexKY



Lexington-Fayette Urban County Government
OFFICE OF THE MAYOR

Jim Gray
Mayor

To: Mayor Jim Gray
Urban County Council

From: 
Kevin Atkins, Chief Development Officer

Date: November 2, 2012

Re: Approve agreement with Xact Communications to participate in the Kentucky Business Investment Program

The Kentucky Economic Development Finance Authority has given Xact Associates, LLC; dba Xact Communications preliminary approval to participate in the Kentucky Business Investment (KBI) Program. The KBI Program requests that the state and local government enter into a 10-year agreement with the approved company under which the business can recover up to 100% of its start-up costs and 50% of the annual rent costs through Kentucky corporate income tax credits and a wage assessment fee of up to 4%.

Xact Communications' decision to locate their new telecommunications headquarters in Lexington will create wealth and provide additional job opportunities for citizens of Lexington and the surrounding area. The company plans to create 20 new jobs with an average wage of approximately \$69,000.00 per year plus benefits. Xact Communications plans to invest nearly \$1,500,000.00 in new equipment, building improvements, start-up costs and lease costs for a 10-year period.

It is recommended by Gina Greathouse, with Commerce Lexington for LFUCG to approve the 10-year local 1% wage assessment through KBI. There is no budgetary impact on LFUCG.

FOLLOW MAYOR GRAY:

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1217-12

Lexington-Fayette Urban County Government
CHIEF ADMINISTRATIVE OFFICE

Jim Gray
Mayor

Richard P. Moloney
CAO

MEMORANDUM

TO: Mayor Jim Gray

FROM: Mike Nugent, Director 
Division of Computer Services

VIA: Richard Moloney, CAO

DATE: November 12, 2012

RE: AT&T (WSCA 1907) Wireless Communications Services and Equipment Agreement

Authorizing the Mayor on behalf of Lexington-Fayette Urban County Government to execute an agreement with AT&T under the Western States Contracting Alliance (WSCA 1907) Wireless Communication services and equipment master price agreement.



Lexington-Fayette Urban County Government
CHIEF ADMINISTRATIVE OFFICE

Jim Gray
Mayor

Richard P. Moloney
CAO

MEMORANDUM

TO: Mayor Jim Gray

FROM: Mike Nugent, Director 
Division of Computer Services

VIA: Richard Moloney, CAO

DATE: November 12, 2012

RE: Sprint (WSCA PA 1907) Wireless Communications Services and Equipment Agreement

Authorizing the Mayor on behalf of Lexington-Fayette Urban County Government to execute an agreement with Sprint under the Western States Contracting Alliance (WSCA PA 1907) Wireless Communication services and equipment master price agreement.



Lexington-Fayette Urban County Government
DEPARTMENT OF GENERAL SERVICES

Jim Gray
Mayor

Sally Hamilton
Commissioner

MEMORANDUM

TO: Mayor Jim Gray
Urban County Council

FROM: Sally Hamilton *S.H.*
Commissioner of General Services

DATE: November 13, 2012

RE: Lease Agreement with Kentucky State Police (Commonwealth of Kentucky)

I am requesting Urban County Council approval to renew the lease agreement with the Kentucky State Police (Commonwealth of Kentucky) for space within the Annex Building. Currently the Kentucky State Police leases approximately 1,341 square feet of space for administering the driver's license testing activity. The rental rate will be the assessed Fair Market Value of \$11.50 per square foot.

The initial term of this agreement will be for a period of twelve (12) months, beginning July 1, 2013 and ending on June 30, 2014 with an option of automatic annual renewal for one (1) additional one (1) year term. LFUCG will receive an annual rental rate of \$15,421.50 during the term of the agreement for use of this space.

LEASE AGREEMENT OVERVIEW

Occupant: Kentucky State Police (Commonwealth of Kentucky)

Location: Annex Building

Address: 162 East Main Street

Lease/PR #: PR-3069

OVERVIEW	
S/ft of space occupied	1,341
S/ft of shared space (occupant's pro-rata share)	0
Total S/ft	1,341
Annual pro-rata share of utilities, O&M and CIP (approx. \$4.19 S/ft)	\$5,617.32
Annual base (approx. \$7.31 S/ft)	\$9,804.18
2 YEAR AGREEMENT @ FMV	
Established Annual Fair Market Value (\$/ft)	\$11.50
Annual Fair Market Value (FMV) of Space	\$15,421.50
Recommended Annual Adjustment to FMV	-\$0.00
RECOMMENDED ANNUAL RENTAL RATE	\$15,421.50
Current annual rental rate	\$14,415.75
Difference (increased rent)	\$1,005.75

JUSTIFICATION FOR WAIVER

Commissioner of General Services Sally Hamilton recommends that Kentucky State Police (Commonwealth of Kentucky) pay the full Fair Market Value for use of the space.

The current rental rate shall be increased from \$10.75 S/ft to \$11.50 S/ft.

The initial term of this agreement shall be for a period of one year beginning July 1, 2013 and ending June 30, 2014.

The initial term shall be extended automatically for a period of one (1) year beginning July 1, 2014 and ending June 30, 2015 unless terminated by the terms of the agreement.



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1226-12

Lexington-Fayette Urban County Government
DEPARTMENT OF GENERAL SERVICES

Jim Gray
Mayor

Sally Hamilton
Commissioner

MEMORANDUM

TO: Mayor Jim Gray
Urban County Council

FROM: Sally Hamilton *S.H.*
Commissioner of General Services

DATE: November 13, 2012

RE: Lease Agreement with Transportation Cabinet (Commonwealth of Kentucky)

I am requesting Urban County Council approval to renew the lease agreement with the Transportation Cabinet (Commonwealth of Kentucky) for space within the Annex Building. Currently the Transportation Cabinet leases approximately 565 square feet of space for administering their CDL testing activity. The rental rate will be the assessed Fair Market Value of \$11.50 per square foot.

The initial term of this agreement will be for a period of twelve (12) months, beginning July 1, 2013 and ending on June 30, 2014 with an option of automatic annual renewal for one (1) additional one (1) year term. LFUCG will receive an annual rental rate of \$6,497.50 during the term of the agreement for use of this space.

LEASE AGREEMENT OVERVIEW

Occupant: Transportation Cabinet (Commonwealth of Kentucky)

Location: Annex Building

Address: 162 East Main Street

Lease/PR #: PR-3163

OVERVIEW	
S/ft of space occupied	565
S/ft of shared space (occupant's pro-rata share)	0
Total S/ft	565
Annual pro-rata share of utilities, O&M and CIP (approx. \$4.19 S/ft)	\$2,366.73
Annual base (approx. \$7.31 S/ft)	\$4,130.77
2 YEAR AGREEMENT @ FMV	
Established Annual Fair Market Value (\$/ft)	\$11.50
Annual Fair Market Value (FMV) of Space	\$6,497.50
Recommended Annual Adjustment to FMV	-\$0.00
RECOMMENDED ANNUAL RENTAL RATE	\$6,497.50
Current annual rental rate	\$6,073.75
Difference (increased rent)	\$423.75

JUSTIFICATION FOR WAIVER

Commissioner of General Services Sally Hamilton recommends that Transportation Cabinet (Commonwealth of Kentucky) pay the full Fair Market Value for use of the space.

The current rental rate shall increase from \$10.75 S/ft to \$11.50 S/ft.

The initial term of this agreement shall be for a period of one year beginning July 1, 2013 and ending June 30, 2014.

The initial term shall be extended automatically for a period of one (1) year beginning July 1, 2014 and ending June 30, 2015 unless terminated by terms of the agreement.



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: November 16, 2012

RE: Collective Bargaining Agreement
Community Corrections Lieutenants and Captains

This memo is to request a Resolution accepting a new Collective Bargaining Agreement (CBA) between LFUCG and AFSCME Council 62, Local 2785 on behalf of Community Corrections Lieutenants and Captains.

This CBA is similar in many respects to the CBA agreed to on behalf of Corrections Officers and Sergeants last February. Since there are less than 20 members in this bargaining unit the financial impacts are relatively small. However, the financial sacrifices agreed to are in line with those made by other Corrections employees and other public safety bargaining units.

A copy of the Agreement which would be effective January 1, 2013 is attached. The term of 2 ½ years puts this agreement on a different renewal schedule than other CBAs to assist in orderly re-negotiation of all CBAs in the future.

We have also attached an outline highlighting the changed provisions from the current CBA. Any specific questions regarding the new CBA will be addressed at Work Session.

A handwritten signature in cursive script, appearing to read "Edward W. Gardner Sr.", is written over a horizontal line.

Edward W. Gardner
Attorney Sr.

Enclosures

cc: Richard Moloney, CAO; Council Office
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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: November 15, 2012

RE: Release of Easement
761 Enterprise Drive

This memo is to request a Resolution authorizing the Mayor to sign a Release of Easement releasing a 15-foot sanitary sewer access easement on property located at 761 Enterprise Drive.

The proposed Release has 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.

Edward W. Gardner
Attorney Sr.

Enclosure

cc: Richard Moloney, CAO
Council Office



DRAFT

Lexington-Fayette Urban County Government
DEPARTMENT OF FINANCE & ADMINISTRATION

Jim Gray
Mayor

Jane Driskell
Commissioner

MEMORANDUM

TO: Mayor Jim Gray
Urban County Council Members

FROM: Jane Driskell, Commissioner
Department of Finance

DATE: November 15, 2012

SUBJECT: Fayette County Sheriff and Fayette County Clerk 2013 General Term Orders

Every year the Urban County Council approves a calendar year General Term Order (GTO) for the Fayette County Clerk and the Fayette County Sheriff. The GTO is basically an authorization form that summarizes maximum annual expenditures for personnel, operating and capital and is used by the Department of Local Government as a guideline for approval of reimbursement of expenditures. The 2013 GTO's are presented below and require Council approval for the expenditures of these offices to be processed by the Department of Local Government.

		2012 GTO – Sheriff		2012 GTO – Co. Clerk
Receipts				
Surplus				
Total Funds Available				
Personnel				
Operating				
Equipment				
Total Expenditures				

I request that a resolution approving these General Term Orders for 2013 be placed on the Council docket for approval.



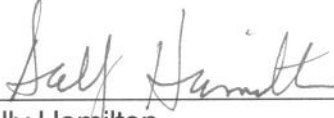
Lexington-Fayette Urban County Government
DEPARTMENT OF GENERAL SERVICES

Jim Gray
Mayor

Sally Hamilton
Commissioner

MEMORANDUM

TO: Mayor Jim Gray
Urban County Council

FROM: 
Sally Hamilton
Commissioner of General Services

DATE: November 16, 2012

RE: Bid Recommendation RFP #31-2012 for Facilities Management Services for
Fayette County Courthouses

I am requesting Urban County Council approval to enter into an agreement with Meridian Management Corporation to provide facility management services for the operation and maintenance of the Fayette County Courthouses. The selection committee found that Meridian Management Corporation submitted the best overall response to the RFP among the four responses received and was also low bid.

The base contract cost for facilities management services will be \$74,966 per month, or, \$899,592 for the first year. This cost will cover all planned operation and maintenance activities. Any unplanned major repairs in excess of \$5,000 will result in the application of an additional 12% project administration fee. The FY 2013 project funds are budgeted and available in fund 4022 within the Division of Facilities & Fleet Management.

The initial term of this agreement will be for a period of five (5) years, beginning January 13, 2013 and ending on January 12, 2018 with an option for five (5) annual extensions at LFUCG's discretion. The total project cost over five years is \$4,497,934 barring any unplanned major repairs. Per Section 1.05 of the Service Contract, LFUCG's obligation under this agreement shall be subject to and contingent upon the availability of funds appropriated by the LFUCG.



Mayor Jim Gray

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Grants and Special Programs

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

**FROM: IRENE GOODING, DIRECTOR
DIVISION OF GRANTS AND SPECIAL PROGRAMS**

DATE: NOVEMBER 16, 2012

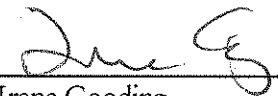
**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT AWARD FROM
THE KENTUCKY TRANSPORTATION CABINET FOR THE FIBER
OPTIC CABLE INSTALLATION PROGRAM**

The Kentucky Transportation Cabinet has offered the Lexington-Fayette Urban County Government federal funds from the Congestion Management/Air Quality Program for the conversion of communication and data lines in the Lexington traffic signal system. Lexington has been designated a maintenance area under section 107 (d) of the Clean Air Act and is therefore eligible to continue receiving these federal funds.

This project is in the Lexington Area Metropolitan Planning Organization's approved Transportation Improvement Program. The project has two goals: (1) to provide a more reliable communication medium for the traffic signal system, with the objective of reducing harmful emissions, and (2) to lessen the impact of severe electrical storms and other inclement weather conditions, in addition to aberrant telephone line communications on traffic signal communications. Funds will be used to support the costs of fiber optic cable installation and to support the costs of video equipment/data communications integration. This project will focus on Harrodsburg Road from Maxwell to Man O'War Boulevard, Versailles road from Broadway/Maxwell intersection to Parkers Mill Road and Leestown Road from Newtown Pike to Greendale Road.

The federal amount for the project is \$320,000. Required matching funds of 20% (\$80,000) will come from the Division of Traffic Engineering's general fund budget. Total project amount is \$400,000. Federal funds are from the federal Congestion Management/Air Quality Program (CMAQ) allocation.

Council authorization to accept the award is hereby requested.



Irene Gooding
Director

XC: Richard Moloney, Acting Commissioner of Environmental Quality and Public Works

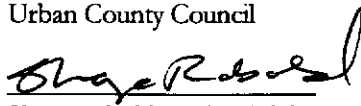
HORSE CAPITAL OF THE WORLD



Lexington-Fayette Urban County Government
OFFICE OF THE MAYOR

Jim Gray
Mayor

To: Mayor Jim Gray
Urban County Council

From: 
Shaye Rabold, Senior Advisor to the Mayor

Date: November 16, 2012

Re: Bluegrass State Games, Inc. Purchase of Service Agreement

This is to request Council authorization of a Purchase of Service Agreement (PSA) with the Bluegrass State Games, Inc.

As stated in the enclosed PSA, the Bluegrass State Games shall organize, fund, and conduct the Bluegrass Summer Games, an amateur athletic competition in which the finals are to be held primarily in Lexington-Fayette County. The Games will provide Kentuckians of all ages and ability levels a wholesome avenue for positive development through sports and activity, promote and develop local amateur athletics, provide amateur athletes an opportunity to showcase their talents and receive statewide recognition, and generate economic impact from visitor expenditures for the local economy. The Summer Games will consist of at least two (2) weekends of state final competition to be held in July, an opening ceremony, and other events as deemed appropriate.

Funds are budgeted in the amount of \$52,500.

FOLLOW MAYOR GRAY:

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www.twitter.com/JimGrayLexKY



Lexington-Fayette Urban County Government
DEPARTMENT OF LAW

Jim Gray
Mayor

Janet M. Graham
Commissioner

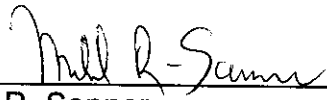
TO: Lori Houlihan, Special Events
Office of the Mayor

FROM: Department of Law

DATE: November 12, 2012

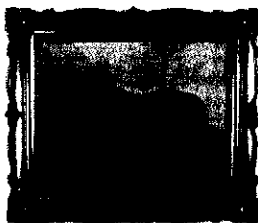
Re: PWP Ordinance Change
Log No. 12-CC0758

Attached please find the requested change to the Picnic with the Pops Commission membership ordinance. The member from the Kentucky Horse Park has been replaced with a member from Keeneland. Please contact me with any questions.



Michael R. Sanner
Attorney Sr.

This memorandum is intended to remain confidential pursuant to the attorney-client privilege as it contains privileged or confidential information.
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Lexington-Fayette Urban County Government
OFFICE OF THE MAYOR

Jim Gray
Mayor

To: Mayor Jim Gray
Urban County Council

From: *Lori Rowland Houlihan*
Lori Rowland Houlihan, Special Events Liaison

Re: Picnic with the Pops Commission Ordinance (Article XV. Sec. 2-201. - Membership)

The commission created by this article shall consist of thirteen (13) members, which shall be appointed by the mayor subject to confirmation by a majority of the council members. The thirteen (13) appointed members shall be representative of the following: Lexington-Fayette Urban county Government (two (2) members); Lexington Philharmonic Society (two (2) members); Lexington Herald Leader (one (1) member); Kentucky Horse Park Board (one (1) member) and at large (seven (7) members). The mayor and one (1) councilmember designated by the mayor; subject to confirmation by a majority of the council members, shall serve as ex officio, non voting members of the commission.

This is a request to change the requirement of membership from; Kentucky Horse Park Board (one (1) member) to Keeneland (one (1) member) as the Picnic with the Pops event has made a permanent move to Keeneland.

FOLLOW MAYOR GRAY:

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www.twitter.com/JimGrayLexKY



Lexington-Fayette Urban County Government
DEPARTMENT OF LAW

Jim Gray
Mayor

Janet Graham
Commissioner

TO: Jim Gray, Mayor
Councilmembers

FROM: Department of Law

DATE: November 19, 2012

RE: PSC Case No. 2012-00221 (Kentucky Utilities)

The Department of Law is requesting that the Council ratify its execution of the unanimous settlement agreement in the Kentucky Utilities rate case, which was reached today.

Kentucky Utilities would recover only approximately 62% of the amount it requested, which would mean a rate increase of 4.22% instead of the 6.48% requested. However, the actual rate impact is different for various classes of customers.

The settlement is the best result that could have realistically been obtained at hearing and should save the government a significant amount on the public street light and other proposed rates. In addition, the base rate fee for residential customers will be raised to only \$10.75 a month (rather than KU's request of \$13.00) and low income customers will be provided not only a continuation, but an expansion of financial assistance.

Please contact me should you have any questions related to this matter.

A handwritten signature in black ink, appearing to read "David J. Barberie".

David J. Barberie
Managing Attorney

**Neighborhood Development Funds
November 27, 2012
Work Session**

Amount	Recipient	Purpose
\$ 1,225.00	Bluegrass Community Foundation, Inc. 250 West Main Street, Suite 1220 Lexington, KY 40507 Lisa Adkins	For the purchase of a defibrillator for the Arboretum.
\$ 700.00	Dogwood Trace Neighborhood Association, Inc. 2474 Dogwood Trace Boulevard Lexington, KY 40514 Justin Williamson	For upgrades to neighborhood entrance.



Public Safety Committee

November 13th, 2013

Summary and Motions

CM Diane Lawless called the meeting to order at 1:15pm. Council Members in attendance were CM Martin, CM Stinnett, CM Blues, CM Henson, CM Kay, CM Beard, CM Farmer, CM Ford, CM Ellinger, and CM Crosbie.

1. Approval of Summary

CM Ellinger made a motion to approve the summary. CM Henson seconded the motion. The motion passed without dissent.

2. Examination of Nuisance Abatement Process

David Jarvis came to the podium to present on the nuisance abatement process. Jarvis said that once the complaint is received, Code Enforcement sends an inspector to inspect the property. If there is a nuisance, there is either a 24 hour notice issued or a 14 day notice issued. With the 24 hour notice, the owner can either abate or Code will hire a contractor and bill the owner. With a 14 day notice, the property is re-inspected and abated or a civil penalty issued ranging from \$100 to \$1000 depending on the number of inspections in a calendar year. A property owner can appeal a 14 day notice within 10 days of an issuance. The notice is either upheld or waived by a hearing officer. If the property owner does not appeal nor do they abate the nuisance, the owner is billed for abatement or a civil penalty with 30 days to pay or a lien is filed.

Jarvis said that Code Enforcement utilizes 8 contractors through a bid process. Liens are recorded using Code Enforcement staff. The civil penalties and liens are paid through the Division of Revenue. Code Enforcement does not collect fines or lien payments. Jarvis went on to say that his division inspected 8,503 nuisance complaints in addition to 4,834 housing inspections.

At the request of CM Martin, Jarvis outlined the emergency abatement timeline:

- Complaint received
- Inspection conducted
- Photographs taken
- Property posted with a 24 hr. notice
- Contractor notified and put on alert
- Property re-inspected after 24 hours and contractor notified to abate
- Contractor photographs, abates and bills Code Enforcement
- Case closed

Jarvis placed a 24 hour emergency notice, a 14 day notice, an abated invoice, a monthly activity summary report and photographs of a property on the overhead projector.

There was a long discussion about the timeline and the forms that are distributed to home owners when they have a nuisance. CM Kay commented on the recommendations of the Infill and Redevelopment Committee and told Committee members that they would be hearing a report from the Committee at the Work Session and also at the next Public Safety Committee meeting.

CM Martin asked Jarvis who determines if a nuisance is an emergency. Jarvis said that he makes that decision. CM Martin asked Jarvis questions about a specific notice given to a constituent in September. CM Kay requested that Jarvis send the file on the property referenced by CM Martin to all Committee members. Jarvis agreed to do so.

CM Martin expressed concerns about notification procedures and time given to abate nuisances, particularly for rental properties.

CM Lawless told Jarvis that nuisances are a big problem around the University of Kentucky, but when the residents call, CM Lawless said that the bins are immediately delivered. She applauded Jarvis.

All Council Members agreed that there needs to be consistency and transparency in the notification process. CM Stinnett suggested two different forms. He said that there should be a separate 24 hour form. He asked Jarvis to also look into the notification timelines.

3. Amendment of subsection 14-72 (6)(a) of the Code of Ordinances

CM Blues told Committee members that the issue of a dwelling unit boundary needs to be further analyzed. CM Blues presented the proposed change to 14-72 (6)(a). He said that it was suggested to the LFUCG by the County Attorney's office that they make the change. Pursuant to a recent Court of Appeals decision, the County Attorney believes it will be difficult to legally enforce the existing section of the code without a change. CM Blues referenced the letter from David Barberie that was included in the packet and told Committee members that the existing section includes no referenced standard for noise; it just prohibits all noises of that vehicle stereo noise.

CM Blues asked CM Martin for language suggestions.

CM Blues made a motion to substitute the current ordinance with the draft ordinance included in the packet. CM Henson seconded the motion.

CM Martin made an amendment to the motion to delete 'loud, harsh or excessive noise which annoys or disturbs a reasonable person of normal sensitivities by creating or allowing a louder volume than is necessary for the convenient hearing of person(s) and' with 'noise disturbance.' CM Henson seconded the motion. The amendment passed without dissent.

CM Martin made an amendment to the motion to delete 'who are in the vehicle.' CM Henson seconded the motion. The amendment passed without dissent.

Original motion by CM Blues passed without dissent.

The ordinance reads as follows:

Sec. 14-72(8)(b). [VEHICLE STEREO NOISE]

Consistent with the other provisions of the Noise Ordinance, and in addition thereto, no person shall use or operate any radio, stereo, tape player, record player, compact disc player or any similar device for the producing, reproducing or amplification of sound in or on any vehicle which when located on the public streets or rights-of-way or within or on any other public property, including, but not limited to parks, or public parking lots operated by the urban county government or the Lexington and Fayette County Parking Authority/LexPark, in such a manner as to create a noise disturbance that is audible to a person of normal hearing sensitivity more than ten (10) feet from such vehicle. Words and phrases need not be discernible for said sound to be "audible", and said sound shall include bass reverberation.

4. Items Referred to Committee

CM Lawless said that the report from the Infill and Redevelopment Committee would be on the December Public Safety Committee agenda. She also removed community corrections from the items referred list.

CM Crosbie made a motion to adjourn. CM Ellinger seconded the motion. The motion passed without dissent.

Submitted by Jenifer Benningfield, Council Administrative Specialist

General Government Committee
 November 13th, 2012
 Summary and Motions

CM Ed Lane chaired the meeting and called it to order at 11:00 am. Committee members present were VM Linda Gorton, Council Members Steve Kay, Chris Ford, Tom Blues, Julian Beard, George Myers, Doug Martin. Kevin Stinnett was also present.

1. Approval of Summary

CM Beard made a motion to approve the summary. CM Blues seconded the motion. The motion passed without dissent.

2. Amendment of Section 3.101 of the Council Rules

Law Department attorney Glenda George came to the podium to present. She said that a consent agenda is very similar to what the Council currently does. George said that our charter requires that resolutions and ordinances are read twice. CM Kay asked George what could be done to change this and was told that it is a state statute. George did say that the Council could discuss giving the Mayor authority to approve certain items. She said that the Administration could circulate a list of consent items prior to work sessions for Council Members to review. These items could be removed from the list, sent to a standing committee, or if there were no objections, the Mayor could proceed with the execution of those items.

VM Gorton asked George the process for an item that was removed from the consent list. George asked for the opportunity to draft legislation to illustrate the process. Committee members agreed and Chair Lane placed the item on the agenda for the January 2013 meeting.

3. Metro Employees Credit Union Lease

Sally Hamilton came to the podium to present a brief historical overview on the Metro Employees Credit Union Lease. Hamilton initially decided to present a three year step rent lease for MECU to Council Members. The issue was referred to the General Government Committee and a five year step rent lease was discussed. Hamilton prepared the five year lease to present to the full council and it was sent back to the General Government Committee. The Metro Employees Credit Union initially had a five year lease that ended in 2011 and is renewed yearly. MECU does not have a PSA and is NCUA insured.

CM Farmer said that his feeling is to top out MECU at a max rent at 80% of market. He said that he would like the committee members to consider giving them a discount because of the services they offer to our employees.

CM Blues asked MECU executive Piper Graham what the impact of increased rent would be for credit union members. Graham said that the main issue is growth. She said that they must have net income to support capital growth. She said that the board would have to look at maintaining the capital ratio. She went on to say that they can only build capital using net

income. MECU would either need to slow its asset growth or increase revenue. She said that increasing membership is great only if those new members are taking out loans.

VM Gorton asked Graham about the mass email that was sent to all Council Members. Graham said that the MECU board members directed her to communicate the potential increase to all members. Graham said that if they have to close the Phoenix branch it would have a large impact on downtown employees. They would need to increase fees and loan rates.

CM Ford asked Graham how long they have been located in both the Phoenix Building and the Versailles Road campus. Graham said that they moved into the Phoenix Building in 2002 and onto the Versailles Road campus in 2005. Graham emphasized that the CAO at that time encouraged the moves to the two new locations from Clark Street.

CM Ford asked Hamilton if she had considered charging them for operating and maintenance and not for rent. Hamilton said that those numbers would total \$14,972.

CM Beard asked Graham how many members they have and she responded that they have 4000 members. She went on to say that they start on past due collections after 15 days and they make every effort to work with members to resolve the delinquency. She did say, however, that if the member files chapter 7, they must charge off the loan.

CM Kay said that he supported CM Farmer's suggestion.

CM Martin said that there are numerous entities in various government spaces. He said that the effort from General Services was to get the accounting out in the open. CM Martin said that any decision to provide any relief should occur during the budget process. CM Martin said that each organization that comes before the Council has a worthy cause but the main issue is how the LFUCG is going to account for and use their spaces.

CM Myers said that he agreed with the 5-year plan presented by Hamilton.

VM Gorton asked Graham for the number of members that are not employees of the LFUCG, but are instead family members. Graham said that the number is not readily available.

CM Ford made a motion to keep the issue in committee for the purpose of continued negotiation. CM Stinnett seconded the motion.

VM Gorton amended the motion to provide a PSA with the 5-year plan. CM Martin seconded the amendment. The motion to amend the motion passed without dissent.

CM Ford's amended motion passed without dissent.

4. Website Linking Policy

Scott Shapiro came to the podium to present the updated draft website linking policy. Shapiro told committee members that he updated the draft to reflect Council Member's suggestions.

CM Martin made the following suggestions:

- Add 'subject to the approval process' after at the end of 1. under the Policy category.
- Add 'schools' at the end of the fifth bullet.
- Add 'for profit entities that are sponsoring or co-sponsoring a public event with LFUCG' at the end of the eighth bullet.
- Strike the second sentence of section 3.
- Add 'endorsement' after policies in section 4.
- Add 'and may be removed at the discretion of the CAO' to the first bullet under the procedure section.

Shapiro said that he talked to Jerry Hancock about Martin's third suggestion. He said that the website would have a link to the company but not a logo. It would be a sponsorship opportunity, not an advertisement. They have also considered logos for sponsorships without the links.

CM Martin suggested that if an entity co-sponsors an event, once the event is over, the link would come down.

CM Myers asked Shapiro if they could strike 'or designee' and leave CAO. CM Myers said that he is concerned about not knowing who the designee would be. Shapiro said that he could talk to Richard Moloney about it. CM Myers suggested making it an ordinance instead of a CAO policy.

5. Parks Master Plan

CM Lane moved the Parks Master Plan presentation to the January 2013 meeting.

6. Items Referred to Committee

CM Blues made a motion to adjourn. Seconded by Gorton. Motion passed without dissent.

Submitted by Jenifer Benningfield, Council Administrative Specialist

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Changes to Collective Bargaining Agreement with Corrections Lieutenants and Captains

- Union representation changed from Communications Workers of America (CWA) to American Federation of State, County, and Municipal Employees (AFSCME) Local 2785.
- Recognition
 - Clarifies that Bureau Managers appointed by the Director are only subject to economic provisions of the contract
 - Bureau Managers are now clearly part of the detention center administration
- LFUCG Rights
 - Clarifies that Lieutenants and Captains may voluntarily demote to avoid being laid off
- Union Business
 - Reduces number of Union members that can attend bargaining sessions
 - Provides for one paid Union member to attend Kentucky General Assembly
 - Provides for 30 days paid leave for Union president or designee for union business
 - Clarifies Union usage of bulletin boards
- Seniority
 - Provides that ties in seniority in supervisory positions will be broken by total years in service
 - Provides that years in service will include all time for members with less than one (1) year break in service
- Promotional Vacancies
 - Provides that LFUCG shall provide written notice to Union if a vacancy is not to be filled
 - Provides that if a Captain position becomes vacant an acting Captain shall be appointed within 45 days
 - Provides that promotional exams may be given by HR or designee as agreed by the Director of Community Corrections
 - Clarifies time for listing exam results and challenges to questions
 - Clarifies members of Oral Board for examination
 - Provides for an initial probationary period of 12 months upon promotion
- Grievance Procedure
 - Allow grievances of written reprimands
 - Specify that one paid lodge representative, one unpaid observer (or an attorney), and the grievant may attend hearings

- Adjusts timelines for grievance responses
- Health and Safety/Uniforms
 - Implements a quartermaster system for uniforms and equipment
 - Provides for \$500 annual uniform allowance (\$250 in January, \$250 in July)
 - Provides for \$40/month reimbursement to members who must have cell phones
- Disciplinary Procedures
 - Clarifies timelines for disciplinary actions
 - Provides members with an opportunity to meet with the Director prior to implementation of major discipline
- Court-Related Pay
 - Allows members to be compensated for time off for jury duty
 - Allows members to be compensated with comp time for court-related appearances, not just for actual courtroom appearances
- Acting Pay
 - Provides for acting Captains to receive higher pay immediately upon being officially assigned
- Paid and Unpaid Leaves
 - Swing holidays are suspended for 1 ½ years
 - Vacation leave accruals are reduced by three hours per month for 1 ½ years
 - Christmas Eve holiday is increased from four to eight hours
 - Provides for blood donation and community service leaves
 - Provides for limited use of “emergency leave”
 - Provides for members with 480+ hours of sick leave to participate in LFUCG sick bank
 - Provides for members to donate comp time to LFUCG sick bank
 - Provides for voting leave
- Disability Leave and Modified Duty
 - Clarification of language consistent with current LFUCG practice
- Health and Wellness Benefits
 - Provides for member participation in all plan options available to LFUCG employees
 - Provides for payout of all accrued vacation and holiday time if a member dies
 - Provides for payout of sick time upon death of member with at least five years service
 - No increase in benefit pool over term of agreement (cf. Corrections Officers/Sergeants)
- Tuition Benefit
 - Increases benefit from \$1,200/year to \$1,500/year

- Educational Incentive
 - Creates incentive for member with 30 or more hours from an accredited college
- Personal Property Reimbursement
 - Increases reimbursement amount to a maximum of \$200 item for eyeglasses, contact lenses or dental equipment
 - Limits reimbursements for other personal items to \$100
- Salary Schedule
 - No steps or structure movement in the first 1 ½ years of the agreement
 - \$500 structure increase after 1 ½ years
 - Steps resume after 1 ½ years
 - One extra step in last pay period of FY 2015
 - Create an additional Step 8+ at 1.5% above current high step after 1 ½ years
- Alcohol and Drug-Free Workplace
 - Clarifies that general LFUCG Policy in effect upon execution applies to members
- Term
 - Agreement is for 2 ½ years beginning January 1, 2013

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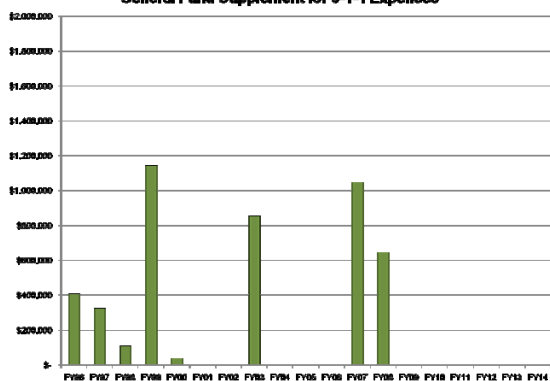
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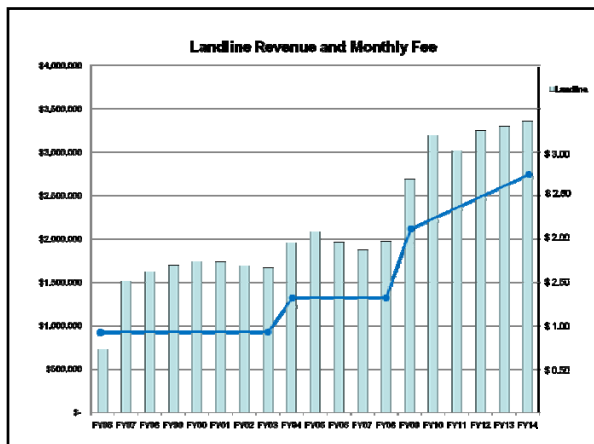
Funding of Services

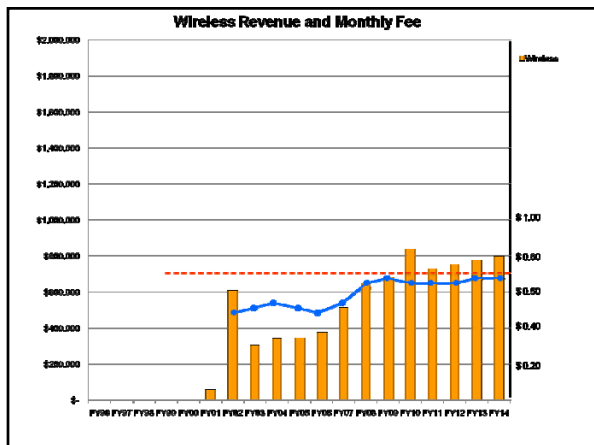
9-1-1 Funding Sources

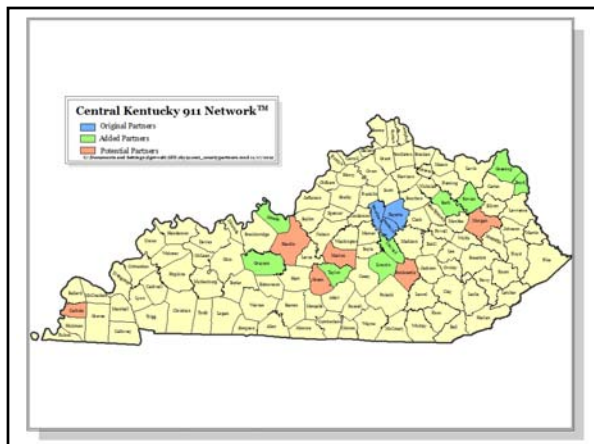
- General Fund
- Landline Fees
- Wireless Fees
- Grants
- CKY911 Partnership

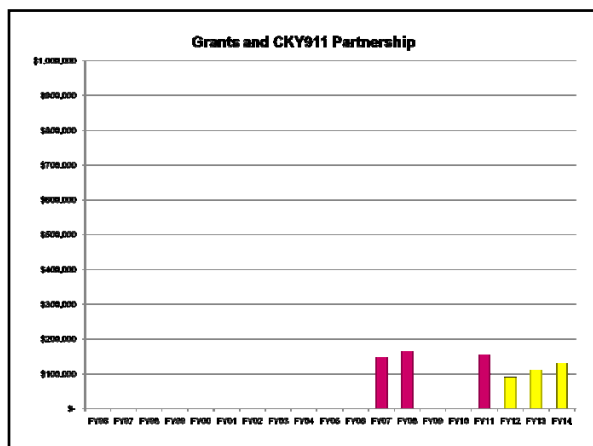
General Fund Supplement for 9-1-1 Expenses

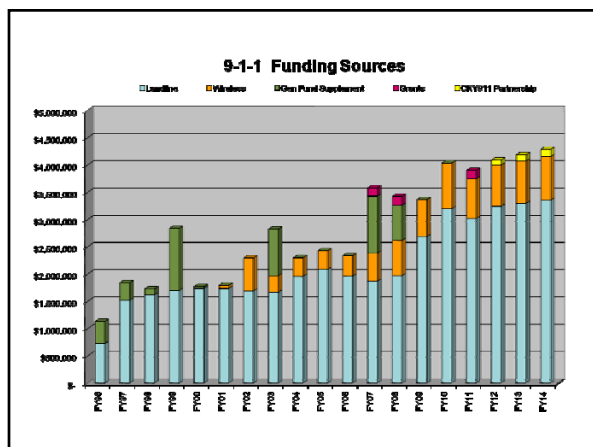












Future Funding

- Expand CKY911 Partnership
 - Limited growth potential
- Additional Grants
 - Sporadic availability
- Wireless formula change or fee increase
 - Requires State Legislative changes
- Establish different local funding mechanism
 - Detailed review essential

Available local models in KY

- Flat rate per address (\$1.69/month)
 - 172,171 with 0.5% growth rate
- Flat rate per parcel (\$2.56/month)
 - 107,272 with 0.5% growth rate
- Percentage of assessed value (\$.013/\$100)
 - \$24.9 B with 0.8% growth rate
- Special District (tbd)
 - Undetermined (flat rate or percentage)

QUESTIONS ?

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