Lexington-Fayette Urban County Government

200 E. Main St
Lexington, KY 40507

Tuesday, January 26, 2016

3:00 PM

Packet

Council Chamber

Urban County Council Work Session

Urban County Council
Schedule of Meetings
January 25 – February 1, 2016

Monday, January 25
No Meetings

Tuesday, January 26
City Employee Pension Fund Board……10:00 am
Conference Room – 12th Floor Government Center

Design Excellence Subcommittee……10:30 am
Conference Room – 5th Floor Government Center

Budget, Finance & Economic Development Committee……1:00 pm
Council Chamber – 2nd Floor Government Center

Work Session……3:00 pm
Council Chamber – 2nd Floor Government Center

Wednesday, January 27
Commission for Citizens with Disabilities……9:15 am
Central Library – 4th Floor, Room B

Transportation Policy Committee……1:30 pm
Council Chamber – 2nd Floor Government Center

Parks Advisory Board……4:30 pm
Picadome – 469 Parkway Drive

Thursday, January 28
No Meetings

Friday, January 29
No Meetings

Monday, February 1
No Meetings

Lexington-Fayette Urban County Council
Work Session Agenda
January 26, 2016

I. Public Comment - Issues on Agenda

II. Requested Rezonings/ Docket Approval – No

III. Approval of Summary – Yes, p. 1-2

a Table of Motions: Work Session, January 19, 2016

IV. Budget Amendments – No

V. New Business – Yes, p. 3-8

VI. Continuing Business/ Presentations

a Neighborhood Development Funds, January 26, 2016, p. 9

b Committee Summary: Budget, Finance & Economic Development, December 1, 2015, p. 10-13

VII. Council Reports

VIII. Mayor's Report – No

IX. Public Comment - Issues Not on Agenda

X. Adjournment

Administrative Synopsis - New Business Items

a	**7-16**	Authorization to execute a contract between ESO Solutions and the Lexington Division of Fire and Emergency Services for patient care reporting software. This contract is needed in order to update the patient care reporting software and maintain compliance with new state laws. No budgetary impact. (L7-16) (Hoskin/Bastin) p. 3
b	**15-16**	Authorization to abolish one (1) unclassified position of Eligibility Counselor (Grade 513E) and create one (1) unclassified position of Life Skills Program Instructor (Grade 512N); reclassifying the incumbent within the Division of Youth Services, effective upon passage of Council. Upon the request of the division, the Division of Human Resources conducted a reclassification study on the requested position of Eligibility Counselor held by John Walker within the Division of Youth Services. As a result, a recommendation for the reclassification is described in this action. There will be no change in his salary and this will not have a 12-month future impact cost. (L15-16) (Maxwell/Hamilton) p. 4
c	**24-16**	Authorization to request a resolution authorizing the acceptance of deeds of permanent right of way and acquisition of easement from the owners of record on properties at 553 and 549 Cane Run Road for the Cane Run Road Stormwater Improvement Project. The purpose of the deed for permanent easement is to allow for construction of stormwater improvements on Cane Run Rd. There is no cost in FY16 or future years with this request. (L24-16)(Martin/Hoskins-Squier) p. 5-6
d	**1632-16**	Authorization to execute an amendment to the Squire Oak Neighborhood Association Neighborhood Action Match Agreement to modify the scope of work to include replanting of trees. No budgetary impact. (L1632-16) (Gooding/Hamilton) p. 7
e	**1634-16**	Authorization to execute amendment to agreement with Community Action Council for Lexington-Fayette, Bourbon, Harrison and Nicholas Counties, Inc for use of HOME Investment Partnership Funds for support of a Tenant Based Rental Assistance Project. This amendment to Resolution 175-13 provides for an extension of the performance period through December 31, 2016. No additional funds are needed. (L1634-16) (Gooding/Hamilton) p. 8

URBAN COUNTY COUNCIL
WORK SESSION
TABLE OF MOTIONS
January 19, 2016

Mayor Gray called the meeting to order at 3:03pm. Council Members Kay, Stinnett, Moloney, J. Brown, Akers, Gibbs, Lamb, Farmer, Evans, Scutchfield, F. Brown, Mossotti, Bledsoe and Hensley were present. Council Member Henson was absent.

I. Public Comment – Issues on Agenda

II. Requested Rezonings/Docket Approval

Motion by Scutchfield to approve the docket for the January 21, 2016 Council meeting. Seconded by Farmer. Motion passed without dissent.

Motion by Stinnett to place on the docket for the January 21, 2016 Council Meeting, a resolution related to the Urban County Government's intent to reimburse temporary advances made for capital expenditures from subsequent borrowings with respect to the Fire Station No. 2 relocation project. Seconded by Farmer. Motion passed without dissent.

Motion by Stinnett that a budget amendment in the amount of $1,500,000 for Fire Station 2 relocation for the Division of Fire and Emergency Services be added to the list of budget amendments on page 3 of the work session packet. These funds come from a future bond issuance. Seconded by Farmer. Motion passed without dissent.

Motion by Akers to place ordinance #7 on the docket with a public hearing on February 11, 2016 at 5:30pm. Seconded by Lamb. Motion passed without dissent.

Motion by J. Brown to place ordinance #8 on the docket without a public hearing. Seconded by Lamb. Motion passed without dissent.

Motion by Akers to place ordinance #9 on the docket without a public hearing. Seconded by Farmer. Motion passed without dissent.

III. Approval of Summary

Motion by Scutchfield to approve the January 12, 2016 work session summary. Seconded by Akers. Motion passed without dissent.

IV. Budget Amendments

Motion by Farmer to Approve Budget Amendments Seconded by Scutchfield. Motion passed without dissent.

V. New Business

Motion by Scutchfield to approve new business. Seconded by Farmer. Motion passed without dissent. Council Member Hensley had to recuse on item A.

VI. Continuing Business/Presentations

Motion by Scutchfield to approve neighborhood development funds. Seconded by Akers. Motion passed without dissent.

Motion by Farmer to approve downtown speed limit reductions. Seconded by Kay. Motion passed without dissent.

Motion by Farmer to approve the inclusion of North Limestone Street (between Loudon Ave. and Bryant Ave. and between Loudon Ave. and New Circle Road) to the study. Motion passed without dissent.

Motion by Farmer to allocate a minimum of $150,000 for trail maintenance in the FY17 budget. Seconded by Kay. Motion passed 13-1. Kay, Akers, Farmer, Stinnett, Scutchfield, Mossotti, Evans, Lamb, Gibbs, Bledsoe, Moloney, Hensley and J. Brown voted yes. F. Brown voted no.

VII. Council Reports

Motion by Scutchfield to place into the Environmental Quality & Public Works Committee a resolution reducing the speed limit from 55mph to 45mph on Richmond Road outside of Man O' War. Seconded by Gibbs. Motion passed 13-1. Kay, Akers, Farmer, Stinnett, Scutchfield, Mossotti, Evans, Lamb, Gibbs, Bledsoe, Moloney, Hensley and J. Brown voted yes. F. Brown voted no.

Motion by Mossotti to place into the Planning & Public Safety Committee a quarterly update on trails and path system outside of the downtown. Seconded by Kay. Motion passed without dissent.

VIII. Mayor's Report

Motion by Scutchfield to approve the Mayor's Report. Seconded by Akers. Motion passed without dissent.

IX. Public Comment – Issues Not on Agenda

X. Adjournment

Motion by Stinnett to adjoutn at 4:00pm. Seconded by Akers. Motion passed without dissent.

Lexington-Fayette Urban County Government
CHIEF ADMINISTRATIVE OFFICE

Jim Gray
Mayor

Sally Hamilton
CAO

TO: Mayor Jim Gray

FROM: Harold Hoskins, Interim Fire Chief
C/O Brian Wood, Battalion Chief

CC: Harold Hoskins, Interim Fire Chief
Kristin Chilton, Assistant Chief
Christofer Sweat, Assistant Chief
Paul See, Battalion Chief

DATE: January 13, 2016

SUBJECT: EMS Software

Request

Authorization to execute a contract between ESO Solutions and the Lexington Division of Fire and Emergency Services for patient care reporting software.

Why are you requesting?

Department needs this action completed in order to update our patient care reporting software and maintain compliance with new state laws.

What is the cost in this budget year and future budget years?

The cost for this FY is: N/A

The cost for future FY is: N/A

Are the funds budgeted?

The funds are budgeted or a budget amendment is in process: N/A

Account number: N/A

File Number:7-16
Bastin/Hoskin/Wood

Wuorenmaa DRAFT 5. 29.15

Lexington-Fayette Urban County Government
DIVISION OF HUMAN RESOURCES

Jim Gray
Mayor

Sally Hamilton
Chief Administrative Officer

M E M O R A N D U M

TO: Jim Gray, Mayor
Sally Hamilton, Chief Administrative Officer
Council Members

FROM: John Maxwell, Director
Division of Human Resources

DATE: January 11, 2016

SUBJECT: Abolish/Create Positions – Reclassification of Eligibility Counselor; Division of Youth Services

Request:
The attached action is requesting authorization to abolish one (1) unclassified position of Eligibility Counselor (Grade 513E) and create one (1) unclassified position of Life Skills Program Instructor (Grade 512N); reclassifying the incumbent within the Division of Youth Services, effective upon passage of Council.

Why are you requesting:
Upon the request of the division, the Division of Human Resources conducted a reclassification study on the requested position of Eligibility Counselor held by John Walker within the Division of Youth Services. The position was analyzed by staff using the whole job rank and factor comparison methods. As a result, a recommendation for the reclassification is described in this action. There will be no change in his salary.

What is the cost in the budget year and future budget year?

This will not have a 12-month future impact cost.

Name	Position Title	Annual Salary Before	Annual Salary After	Annual Increase/Decrease
John Walker	Life Skills Program Instructor	$46,356.96	$46,356.96	$0

If you have questions or need additional information, please contact Alisha Lyle at (859) 258-3957.

File Number

15-16

Director/Commissioner:
John Maxwell/Sally Hamilton

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

Jim Gray
Mayor

Dowell Hoskins-Squier
Acting Commissioner

TO: Mayor Jim Gray
Urban County Council

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

DATE: December 15, 2015

SUBJECT: Requesting authorization for Right of Way and Easement Acquisition
For Stormwater Improvements on Cane Run Rd.

Request

The purpose of this memorandum is to request a resolution authorizing the acceptance of deeds of permanent right of way and acquisition of easement from the owners of record on properties at 553 and 549 Cane Run Rd. for the Cane Run Rd. Stormwater Improvement Project.

Purpose of Request

The purpose of the deed for permanent easement is to allow for construction of stormwater improvements on Cane Run Rd. The property owners have agreed to provide the easement at no cost to LFUCG.

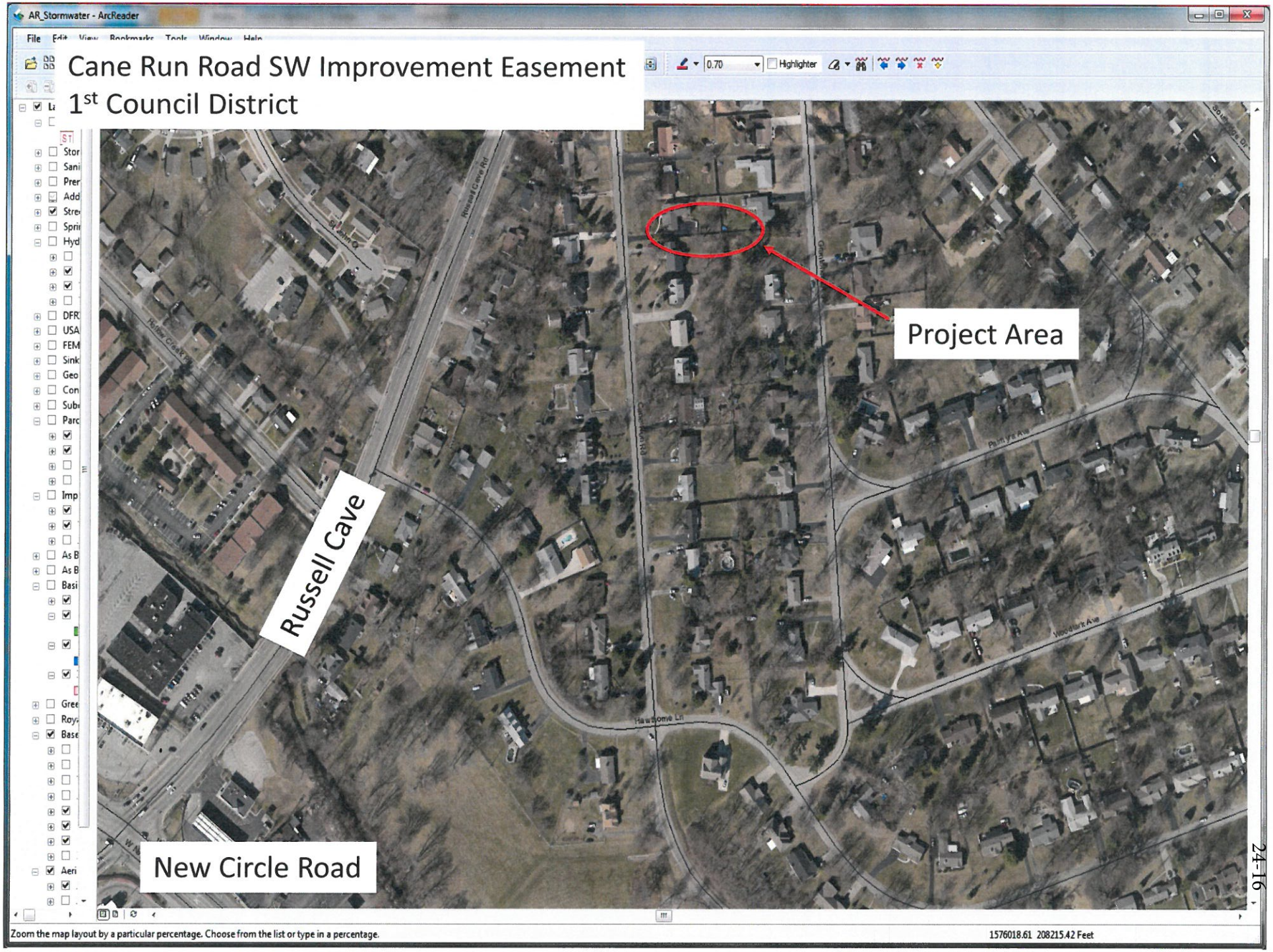
Project Cost in FY16 and in Future Budget Years

There is no cost in FY 16 and future years with this request.

Are Funds Budgeted

There is no budget impact for this request.

Martin/Hoskins-Squier


AR_Stormwater - ArcReader
Cane Run Road SW Improvement Easement
1st Council District
Project Area
Russell Cave
New Circle Road
Zoom the map layout by a particular percentage. Choose from the list or type in a percentage.
1576018.61 208215.42 Feet

24-16

Lexington-Fayette Urban County Government
DIVISION OF GRANTS AND SPECIAL PROGRAMS

Jim Gray
Mayor

Sally Hamilton
CAO

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

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

DATE: **JANUARY 11, 2016**

SUBJECT: **Amendment to the Squire Oak Neighborhood Association Neighborhood Action Match Agreement**

Request:
Request Council Authorization to execute an amendment to the Squire Oak Neighborhood Association Neighborhood Action Match Agreement to modify the scope of work to include replanting of trees.

Purpose of Request:
On December 9, 2014, the Urban County Council, per Resolution No. 754-2014, authorized the award of $8,525 in Neighborhood Action Match Program funds to the Squire Oak Homeowners Association for the carrying out of various neighborhood improvement activities which included removal of street trees. The Squire Oak Homeowners Association has requested approval to include the replanting of street trees in their scope of work.

Cost in this Budget year Not Applicable – no impact on the budget.

Are the funds budgeted? Not Applicable – no impact on the budget.

File Number: 1632-16

Director/Commissioner: Gooding/Hamilton

Irene Gooding, Director

Lexington-Fayette Urban County Government
DIVISION OF GRANTS AND SPECIAL PROGRAMS

Jim Gray
Mayor

Sally Hamilton
CAO

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

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

DATE: **January 11, 2016**

SUBJECT: **Amendment to Agreement with Community Action Council for Lexington-Fayette, Bourbon, Harrison and Nicholas Counties, Inc.**

Request: Request Council authorization to execute amendment to agreement with Community Action Council for Lexington-Fayette, Bourbon, Harrison and Nicholas Counties, Inc for use of HOME Investment Partnership Funds for support of a Tenant Based Rental Assistance Project

Why are you requesting?
On July 2, 2013 (Resolution # 175-2013), Council approved execution of an agreement with Community Action Council for Lexington-Fayette, Bourbon, Harrison and Nicholas Counties, Inc., providing an allocation of $77,000 in Home Investment Partnerships Program funds, in accordance with the 2013 Consolidated Plan, for operation of a Tenant Based Rental Assistance Program for persons of very low-income.

An amendment to agreement providing for an extension of the performance period through December 31, 2016 is hereby proposed. No additional funds are needed.

What is the cost in this budget year and future budget years?

None – these funds have already been allocated.

Are the funds budgeted? Yes

File Number: 1634-16

Director/Commissioner: Gooding/Hamilton

Irene Gooding, Director

Neighborhood Development Funds
January 26, 2016
Work Session

Amount	Recipient	Purpose
$ 800.00	KY Chinese American Assoc. PO Box 910186 Lexington, KY 40509-0186 Changzheng Wang	To provide support for the Chinese New Year Celebration and Market.

Budget, Finance & Economic Development
December 1st, 2015
Summary and Motions

Chair Stinnett called the meeting to order at 1:02 p.m. All Committee Members were present. Council Member Evans was also in attendance.

I. Approval of October 27, 2015 Committee Summary

A motion was made by Farmer to approve the October 27, 2015 Budget, Finance & Economic Development Committee Summary, seconded by Kay. The motion passed without dissent.

II. October Financials – General Fund

Bill O'Mara, Commissioner of Finance, gave an update of the General Fund.

Farmer questioned why there was no employment information for June/September. O'Mara stated that it takes 6 months or more for federal government to send out quarterly reports.

Rusty Cook, Director of Revenue, gave an update of the top four revenue streams.

Moloney inquired about the favorable payroll variance and association with forthcoming personnel requests. O'Mara stated the $3.7 M favorable payroll variance is due to early payment and this should mitigate in the coming month. Moloney inquired if the Administration had been authorized to allocate net income without Council approval. O'Mara stated they recognize revenue each year through a budget amendment. O'Mara further stated they did this now because they feel the variance is real and they felt comfortable recognizing it at this time with a budget approval.

F. Brown stated he feels items in the adopted budget should come before Council to be vetted prior to a budget amendment. O'Mara stated this is not unique and that this is usually brought to Council in February rather than December. There was no further discussion.

Bledsoe inquired if they track businesses that have closed. Cook stated they have not, but with their new software they may be able to do this in the future. Bledsoe stated this would give a more complete picture of economic development.

Kay inquired why there is such a wide variance in nuisance abatement/lien collections. Ken Armstrong, Director of Code Enforcement, stated the totality of their collections is expected to be the highest in 5 years, and noted some variables such as weather and personnel issues that may delay the filing of civil penalties. Kay stated he would like to see the historical data beginning in January 2015, next month.

Hensley inquired if there can be a letter welcoming new businesses to Lexington when registration paperwork is sent out. Cook stated they usually do not know about new businesses until they have self-reported. O'Mara stated they could look at this suggestion.

Scutchfield stated her agreement with Hensley and noted the government does have ways of locating businesses that are delinquent.

Melissa Leuker, Director of Budgeting, gave an update of Cash Flow Variance Revenue.

Moloney inquired about the increase in net income and if this indicates a surplus. Leuker stated this was a timing issue so the increase is closer to $3M rather than $7M.

III. Urban Services Fund – Street Light Funding

Bill O'Mara, Commissioner of Finance gave a presentation of the Urban Services Fund, Street Light Funding.

F. Brown had a question about refuse and if they can use the Fund Balance for any three of the funds. David Barbarie, a representative from Law, stated the money can only be used for the area it was intended. In response to a question from F. Brown, O'Mara stated they cannot raise a tax by more than 4%, because it would be subject to taxpayer recall. Barberie stated they cannot change a rate for only one service.

Mossotti inquired about the break-even price value for a house, the point that private is more affordable than public services. Stinnett stated that amount is $224,000.

Moloney inquired about funding for transfer stations and O'Mara stated this is a fee-based landfill fee which is a restricted fund and that there has been prior discussion about the use of this fund. There was further discussion about the General Fund.

Bledsoe inquired how many streetlights do not have owners. Dowell Hoskins-Squire, Director of Traffic Engineering, stated that none of the streetlights in this fund are on private streets. O'Mara stated the revenue is generated from both residential and commercial property taxes.

Bledsoe asked if the associated costs are for actual energy, maintenance or installation. O'Mara stated that the streetlight fund covers all streetlight costs, which they pay a flat tariff fee. Bledsoe inquired about the cost of investing in LED lights. Commissioner Holmes stated KU does not have a tariff for LED lights.

Mossotti inquired why streetlights are a "moving target". O'Mara stated that the costs exceed the revenue from property taxes and stated the General Fund transfer was created so that it does cover the costs.

Hensley inquired about LED lights and if there was a cost savings in their experimental trial run. Holmes stated he would have to return with that data. Hensley inquired if they could create a resolution requesting a change in the tariff to use LED lights. Holmes stated they would have to return with the information from that test.

Stinnett stated he would like O'Mara to return to Council with three options for eliminating current funding deficiencies in street lights; one to include a flat fee, raising the franchise fee, or raising property taxes to cover costs. He stated he would like to see these three options side-by-side at the next meeting.

Moloney stated he believes street cleaning is related to storm water and wondered if there is a way to tap into the fee for these uses. O'Mara stated this would raise the sewage rates.

F. Brown questioned the losses in capital projections. O'Mara stated the capitol deficiencies are in vehicles.

Stinnett requested a new model going forward to be brought back to Council next month, to explore the use of the water quality fee.

Hensley inquired what the staffing needs are for street cleaning vehicles. Holmes stated he would return with this information.

Kay inquired who does not pay for street cleaning fees. O'Mara stated when houses come online it is determined what services they qualify for. Barberie stated that most new development typically falls within the full urban service boundary. He stated he does not think there is a district outside of the full urban services area that receives only street cleaning. Kay inquired if they can provide a percentage of the services received in each area.

Moloney stated he believes every street has to be cleaned once every year, and that the streets that pay the fee get extra services and suggested adding all streets to that fee to stay into compliance with the EPA. Stinnett noted that governmental agencies, the school system and other non-profits do not pay this fee but they receive services.

IV. Economic Contingency Fund - Update

Commissioner O'Mara gave a presentation on the Economic Contingency Fund Update.

F. Brown requested clarification of the history of the item. O'Mara stated the fund was not growing very rapidly and there was concern that it would not grow to a sufficient amount quickly enough. Stinnett informed that the goal was set with the intention of being very hard to access so that the money would not be used while the fund was growing.

Lamb stated her suggestion that a time requirement be added to the ordinance to ensure requests for withdraw come before the Council at least two weeks prior to a vote on the issue.

A motion was made by Farmer to have the Administration come back to Committee with a codified ordinance, seconded by Kay. The motion passed without dissent.

V. Items Referred to Committee

A motion was made by Farmer to adjourn, seconded by Scutchfield. The motion passed without dissent.

The meeting was adjourned at 2:30 p.m.

D.S. 12.15.2015