LEXINGTON-FAYETTE URBAN COUNTY COUNCIL

WORK SESSION AGENDA

May 13, 2008

I. Public Comment – Issues on Agenda

II. Requested Rezonings / Docket Approval – None

III. Approval of Summary-Yes, May 6, 2008, pp.6-9

IV. Budget Amendments – None

V. New Business, pp.12-27

VI. Continuing Business / Presentations

   A. Services Committee(not in packet)

   B. Public Service Recognition Week Proclamation

   C. LexTran Bus Shelter Taskforce Update – Kevin Wente, Department of Public Works & Development

VII. Council Report

VIII. Mayor's Report – None

IX. Public Comment – Issues Not on Agenda

ADMINISTRATIVE SYNOPSIS

New Business Items

A. Authorization to Accept an Award from the Kentucky Community & Technical College on behalf of the Kentucky Board of Emergency Medical Services for the Department of Public Safety, Division of Fire & Emergency Services. (243-08) (P. King/Bennett)
This request will authorize the acceptance of $10,256.41 in state funds from the Kentucky Community & Technical College on behalf of the Kentucky Board of Emergency Medical Services for the Division of Fire & Emergency for the purchase of eight (8) to ten (10) bicycles outfitted with advanced life support equipment. The bicycles will allow access to persons needing emergency medical services during large-scale events such as foot races, parades, festivals and events at the Kentucky Horse Park. No matching funds are required.**p.12**

B. Authorization of a Memorandum of Understanding (MOU) with Chrysalis House, Inc. on behalf of the Department of Public Safety, Division of Police. (245-08) (Bastin/Bennett)
This request will authorize a MOU with Chrysalis House, Inc. on behalf of the Division of Police that may allow police officers to speak to Chrysalis House clients and permit mentioning Chrysalis House, Inc. to community members as a treatment option. This MOU is required by two (2) grant applications Chrysalis House, Inc. submitted to the US Department of Health and Human Services, Substance Abuse and Mental Health Services Administration, Center for Substance Abuse Treatment. There is no budgetary impact.**pp.13-14**

C. Authorization to Approve an Additional Software License Agreement with New World Systems Corporation for the Department of Public Safety, Division of Police, under the Improving Crime Data Grant – FY2008. (249-08) (P. King/Bennett)
This request will authorize an Additional Software License Agreement with New World Systems Corporation for $31,780 on behalf of the Division of Police for the purchase of Analysis / Crime Mapping software for six (6) users, and installation and training under the Improving Crime Data Grant. This program allows the information sharing initiative for the evaluation of a data infrastructure model aimed at coordinating and developing better sharing of incident-based crime data among law enforcement officials and the evaluation of incident-based crime data for crime analysis and policy research.**p.15**

D. Authorization to Accept a Deed of a Temporary Construction Easement for the Twelfth Street Neighborhood Improvements Project. (244-08) (Rayan/D. Kelly)
This request will authorize the acceptance of a deed for a temporary construction easement of 1,627 square feet at a cost of $1,550 for property located at 1200 North Broadway for the Twelfth Street Neighborhood Improvements Project. Funds are budgeted.**p.16**

E. Authorization to Amend Section 22-5 of the Code of Ordinances within the Department of Public Works & Development, Division of Traffic Engineering. (248-08) (Allen/D. Kelly)
This request will authorize an amendment to Section 22-5 of the Code of Ordinances to create one (1) position of Administrative Specialist Sr. P/T (Grade 112N) within the Division of Traffic Engineering. The term of this position is for one (1) year ending April 30, 2009. The fiscal impact for FY2009 will be $34,011.48 and will be funded from grant funds.**p.17**

F. Authorization of Change Order No. 5 to Contract with Nesbitt Engineering, Inc. Regarding the Meadows/Northland/Arlington Public Improvements Design – Phase 3. (254-08) (P. King/D. Kelly)
This request will authorize Change Order No. 5 to contract with Nesbitt Engineering, Inc. to increase amount by $23,500 for the Meadows/ Northland/Arlington Public Improvements Project Subphase 3C. This change order provides for stormwater, roadway, curb, gutter, and sidewalk improvements along Shawnee Avenue, and revises the design to reduce the impact of the improvements on residential front lawns and driveways. Original contract amount was $99,930. Previous change orders total is $105,028.78. New contract total is $228,458.78. Funds are budgeted.**pp.18-20**

G. Authorization of an Agreement with the Board of Education of Fayette County, Kentucky, for the Summer Food Service Program for 2008. (246-08) (P. King/Koch)
This request will authorize an agreement with the Board of Education of Fayette County, Food Services Program, to prepare and deliver meals to sites designated by the Divisions of Community Development and Parks & Recreation for the US Department of Agriculture's Summer Food Program during the summer months of 2008. This program includes breakfast at $1.38; lunch at $2.33 and a snack at $.62. The government only pays for the food actually ordered and delivered to the designated sites. Funds in the amount of $153,000 are budgeted.**p.21**

H. Authorization to Amend Section 2 of Ordinance No. 5-2008 to Correct a Clerical Error. (247-08) (Allen/Koch)
This request will authorize an amendment to Section 2 of Ordinance No. 5-2008 Section 21-5(2) to correct a clerical error. The section changes

750. 13 3 <u>686</u> 118E Facility Manager to read: 750. 13 3 <u>687</u> 118E Facility Manager. There is no budgetary impact for FY2008.**p.22**

I. <u>Authorization to Amend Ordinance No. 286-2007 Regarding Accrual of Vacation Leave of an Employee Involved in the Implementation of STARS within the Department of Finance and Administration. (252-08) (Koch)</u>
This request will authorize an amendment to Ordinance No. 286-2007 that will allow the extension of one (1) Senior Accountant in the Division of Accounting to be allowed to carryover accrued vacation leave over 168 hours to December 31, 2008. This employee has worked the past two (2) years with the implementation of STARS, has assisted with the closing of FY2007 books, and now is preparing for the FY2008 annual audit. This employee is critical to the process of preparing for the independent audit.**pp.23-24**

J. <u>*Authorization to Amend Sections 21-32(a)(1) and (2) of the Code of Ordinances Regarding Employee Automobile Usage and Reimbursement. (250-08) (Starkweather/Cole)</u>
This request will authorize a amendment to Sections 21-32(a)(1) and (2) of the Code of Ordinances for employees' automobile usage and reimbursement to be effective July 2009. Currently, employees may request approval to use their personal vehicles with no cap on the amount of miles. This change requires the use of personal vehicles if a LFUCG vehicle is not available, and sets a daily mileage reimbursement limit. An approved rental car agency vehicle would be used if the anticipated mileage is over the set limit. The rental cost would be less than continued mileage reimbursement.**p.25 (H30 - MP Audit Recommendation)**

K. <u>Authorization of Facility Usage Agreements and Concession Contracts with Various Youth Baseball Leagues on behalf of the Department of General Services, Division of Parks & Recreation. (251-08) (Hancock/Cole)</u>
This request will authorize Facility Usage Agreements and Concession Contracts with various nonprofit Youth Baseball Leagues for the use of the Division of Parks & Recreation's baseball fields for the benefit of youth in the community. The agreements will benefit the Gardenside / Western Little League, Bluegrass Girls Fast Pitch, Southeastern Babe Ruth, Dixie Youth Baseball, Kirklevington Senior Baseball, Northern Babe Ruth, Northern Cal Ripken, Southeastern Cal Ripken, South Lexington Youth Baseball, and Southwest Lexington Pony Baseball. The contracts will benefit Western Little League and Eastern Little League. There is no budgetary impact.**p.26**

L. <u>Authorization of an Agreement with The Salvation Army for an Essential Services Project for Homeless Families. (253-08) (P. King/Helm)</u>
This request will authorize an agreement with The Salvation Army for funds of $9,000 from the Kentucky Housing Corporation, Emergency Shelter Grant Matching Funds Program for the provision of essential

services and homelessness prevention services to families and individuals who are either homeless or at risk of becoming homeless. LFUCG will oversee the funds for a case manager to work with homeless families; prepare and submit necessary reports to the funding agency, and will share responsibilities with The Salvation Army for the approval of disbursement of funds and monitor the implementation of this project. Funds are budgeted.**p.27**

*Denotes Management Partners (MP) Inc. Audit Recommendation

URBAN COUNTY COUNCIL

WORK SESSION SUMMARY

& TABLE OF MOTIONS

May 6, 2008

Mayor Newberry chaired the meeting, calling it to order at 3:00 pm. All Council Members were present, except CMs James and Crosbie.

I. Public Comment – Issues on Agenda-None

II. Requested Rezonings / Docket Approval-Yes

<u>A motion by CM Stevens to approve the docket for 5/08/08, seconded by CM Gorton, passed without dissent.</u>

III. Approval of Summary – Yes

<u>A motion by CM DeCamp to approve the summary of 4/29/08, seconded by CM Beard, passed without dissent.</u>

IV. Budget Amendments-Yes

<u>A motion by CM Gorton to approve the budget amendments, seconded by CM Myers, passed without dissent.</u>

V. New Business

A. Authorization to Rescind Resolution No. 153-2008 with Superior Demolition, Inc. Regarding the Demolition of Structures for the Meadows Acquisition and Relocation Project. (230-08) (P. King/D. Kelly)

B. Authorization to Accept Awards for the FY2009 Transportation Planning Activities, if Offered, on behalf of the Department of Public Works and Development, Division of Planning, for the Unified Work and Mobility Office Programs. (234-08) (P. King/D. Kelly)

C. Authorization to Submit Application to the Kentucky Office of Homeland Security for Project Lifesaver of Fayette County. (194-08) (P. King/Bennett)

D. Authorization of a Service Agreement with Remedy Intelligent Staffing, Inc. on Behalf of the Department of Public Safety, Division of Enhanced 9-1-1. (231-08) (Lucas/Bennett)

E. Authorization to Change to the Street Name and / or Individual Address Number within the 6th Council District for Proper Operation of the Enhanced 9-1-1 System. (235-08) (Lucas/Bennett)

F. Authorization to Approve Purchase from Rajant Corporation as Sole Source Vendor on behalf of the Department of Public Safety, Division of Fire and Emergency Services. (233-08) (P. King/Bennett)

G. Authorization of a Catering Contract with Hyatt Regency Lexington on Behalf of the Department of Social Services for the Senior Intern Alumni Luncheon. (236-08) (Helm)

H. Authorization of an Agreement with Medical Staffing Network on behalf of the Department of Social Services, Division of Family Services Health Clinic. (237-08) (Hendrix/Helm)

I. Authorization of Change Order No. 1 to Contract with Pipe Eyes, LLC, for the Annual Preventative Maintenance Sewer Cleaning Program. (238-08) (Martin/Taylor)

J. Authorization to Accept CDP Engineers, Inc. for the Development of a Landscape Plan for the Harrodsburg Road Corridor. (239-08) (Stevens/Langston)

K. Authorization of a Monitoring and Alarm Services Agreement with Koorsen Fire & Security, Inc. on Behalf of the Loudon House in Castlewood Park. (221-08) (Hancock/Cole)

L. Authorization of a Contract with Republic Parking System for the Management of LFUCG Parking Garages. (240-08) (Loney/Cole)

M. Authorization of a Contract with Pohl Rosa Pohl Architects for Professional Services Regarding the Raven Run Nature Sanctuary Center. (241-08) (Hancock/Cole)

<u>A motion by CM Beard to approve new business items A-M, seconded by CM Blues, passed without dissent.</u>

VI. Continuing Business / Presentations

A. Committee of the Whole (Budget) Update

This update was given by VM Gray. There were no motions to come forward from this meeting.

B. Wheelchair Champions

This presentation was done by Director of Parks, Jerry Hancock. Evelyn Bologna, Parks, introduced the power point presentation. Coach, Julie Duncan, introduced the 2008 National Wheelchair Basketball Champions-Hill on Wheels; sponsored by Cardinal Hill.

CM James is present.

C. FM Solutions Report

Mike Webb, General Services, introduced the FM Solutions representatives-Curtis Slife, President, and Peggy Lundeen and Bubba Benz. Several CMs asked questions of the reps.

A motion by VM Gray to go into closed session pursuant to KRS 61.810(1)(b) for the purpose of discussing the possible acquisition and sale of real property, seconded by CM Gorton, passed without dissent.

X. Closed Session

A motion by CM McChord to go back into open session, seconded by CM Beard, passed without dissent.

C. FM Solutions Report

CM Beard and VM Gray asked questions.

A motion by VM Gray to place the FM Solutions Report into the Budget & Finance Committee, seconded by CM Stevens, passed without dissent.

VII. Council Report

CM Gorton-Announced that an Eagle Scout will be retiring flags by burning them; if you have a flag that needs to be retired, you can drop it off at the Lexington Police Dept. before May 31.

VM Gray-Announced that today's COW meeting would not be convening.

CM Myers-Announced Gainesway NA plant exchange on 5/10 from 10 am-2 pm at the Greenspace on Willow Wood, near Greentree; in case of rain, it will be held at Tatesbrook Baptist Church's basement.

CM McChord-Thanked Lee & Victoria Meyer for hosting the 9th District meeting-Parks in the district; announced Bike Lexington and the Chrysalis House 5K run, both on 5/17; asked Comm. Kelly about a house bill on road projects that was vetoed by KY Legislators.

CM Blues-Announced tonight at 6:30 pm at North Lexington Library on Russell Cave Rd-3rd Public meeting on Green Acres Stormwater Project-for Brookfield Chase neighborhood; on 5/12, Winburn NA will meet at 6:30 pm.

VIII. Mayor's Report-Yes

A motion by CM Myers to approve the Mayor's Report, seconded by CM Ellinger, passed without dissent.

IX. Public Comment-Issues Not on Agenda-None

A motion by CM Ellinger to adjourn, seconded by CM Myers, passed without dissent.

Work Session was adjourned at 5:15 pm.

NEW BUSINESS ITEMS REQUIRING BUDGET AMENDMENTS

May 13, 2008 Work Session

If the item listed below is on the Agenda, approval of the listed Item 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
243-08 A	To Be Determined	Community Development	To establish grant budget for Emergency Medical Services grant. 3400 10,256.41 3400 10,256.41 0.00*
249-08 C	BA 1519	Community Development	To reallocate funds from professional services to computer equipment for purchase of New World Software for Improving Crime Data Project. 3140 23,514.68 3140 23,514.68CR 0.00*
249-08 C	BA 1525	Community Development	To budget additional funds for purchase of software from New World Systems for use in the Improving Crime Data Grant Project. 1101 6,000 1101 6,000CR 0*

EFFECT ON FUND BALANCES

FUND 1101	**0***	**NO EFFECT ON:**	**GENERAL SERVICES DISTRICT – GENERAL FUND**
FUND 3140	**0***	**NO EFFECT ON:**	**US DEPARTMENT OF JUSTICE**
FUND 3400	**0***	**NO EFFECT ON:**	**GRANTS – STATE**

Budget Information For New Business Items

May 13, 2008 Work Session

Item	Number	Amount	Fund	Name / Description
A	243-08	10,256.41	3400	Grants – State Budget Journal
B	244-08	1,550	2522	Public Works Bond Fund
C	249-08	25,817.68 5,962.32	3140 1101	US Department of Justice General Service District Fund Budget Journal
D	245-08	NA		
E	248-08	34,482	3160	US Department of Transportation
F	254-08	23,500	3120	US Department of Housing and Urban Development
G	246-08	153,000	3100	US Department of Agriculture
H	247-08	NA		
I	252-08	NA		
J	250-08	NA		
K	251-08	NA		
L	253-08	9,000	3400	Grants – State

243-08

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Division of Community Development

TO: JIM NEWBERRY, MAYOR
URBAN COUNTY COUNCIL

FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT

DATE: APRIL 30, 2008

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT AWARD FROM THE KENTUCKY COMMUNITY AND TECHNICAL COLLEGE SYSTEM ON BEHALF OF THE KENTUCKY BOARD OF EMERGENCY MEDICAL SERVICES STATE FUNDS FOR PURCHASE OF BICYCLES TO BE OUTFITTED WITH ADVANCED LIFE SUPPORT EQUIPMENT

On December 11, 2007 (Resolution # 718-2007), Council approved the submission of a grant application prepared by the Division of Fire and Emergency Services requesting funding from the Kentucky Board of Emergency Medical Services in the amount of $10,000 for the purchase of bicycles to be outfitted with advanced life support equipment. The Kentucky Community and Technical College, on behalf of the Kentucky Board of Emergency Services, has offered the LFUCG funding in the amount of $10,256.41 for this purpose.

The bicycles will provide the Division of Fire and Emergency Services with better access to persons needing emergency medical services during large scale events such as the foot races, parades, festivals, and Kentucky Horse Park events. It is anticipated that 8-10 bicycles can be purchased with these funds.

These are state funds pursuant to KRS 311A.155. No matching funds are required.

Council authorization to accept the award is hereby requested.

Paula King, Director

Xc: Tim Bennett, Commissioner, Department of Public Safety

200 East Main Street 6th Fl Lexington, KY 40507 (859)258-3070 (859)258-3081 fax www.lfucg.com

245-08

LEXINGTON DIVISION OF POLICE

150 East Main Street • Lexington, KY 40507 • (859) 258-3600

TO: Mayor Jim Newberry
Urban County Council

FROM: Chief Ronnie Bastin
Division of Police

DATE: April 29, 2008

RE: Memorandum of Understanding – Chrysalis House, Inc.

Please find attached documentation and blue sheet requesting approval of the attached Memorandum of Understanding between the Lexington-Fayette Urban County Government and the Chrysalis House. Attached are three (3) copies of the agreement requiring Mayor Newberry's signature.

Chrysalis House is working on two grant applications to the U.S. Department of Health and Human Services, Substance Abuse and Mental Health Services Administration, Center for Substance Abuse Treatment. One grant is to enhance and expand substance abuse treatment outreach and treatment services in conjunction with HIV/AIDS services to women and their families, especially to minority populations; the other is to expand the availability of comprehensive, high quality residential treatment, recovery support, and family services for pregnant and postpartum women who suffer from alcohol and other drug problems, and their minor children. The applications require MOU's and/or letters of support with partner agencies.

The attached MOU states that police *may* be able to speak with Chrysalis House clients and *may* mention this option to community members as a treatment program.

Upon approval and signing, please forward original documents to my office. There will be no budgetary impact.

R. Bastin

Ronnie Bastin
Chief of Police

cc: Tim Bennett, Commissioner of Public Safety

245-08

MEMORANDUM OF UNDERSTANDING

This agreement is hereby made between **Lexington Fayette Urban County Government** and **Chrysalis House, Inc.** (herein referred to as Chrysalis House).

The terms of this agreement are valid from July 1, 2008 through June 30, 2011.

Whereas, Chrysalis House strives to assist women and their families in recovery from substance dependence and this mission includes establishing favorable regard with law enforcement agencies and their personnel.

Whereas, the Division of Police strives to foster better communication between citizens and police through education.

With a common purpose, the respective parties agree to the services herein described:

Chrysalis House agrees to

- Provide Chrysalis House clients/families participation at Division of Police presentations.
- Assure the assistance in fostering better communication between clients/families with Division of Police.

Division of Police agrees to:

- Provide educational opportunities for fostering better communication between Chrysalis House clients/families and the Division of Police, as appropriate. Police officers may be available to speak with Chrysalis House clients and/or their children. It is the hope that families will not be afraid to contact the police when the need arises.
- Provide referrals to Chrysalis House as appropriate. Police officers may recognize Chrysalis House as a community treatment program so should they be in a situation where they encounter a woman who needs treatment, they may verbally mention Chrysalis House as an option.

ENTIRE AGREEMENT: This agreement and any exhibit and amendments annexed hereto and any documents incorporated specifically by reference represents the entire agreement between the parties and supercedes all prior oral and written statement or agreements. This statement may be amended only by written statement and may be cancelled by any party with thirty (30) days written notice.

Duly executed by the Lexington Fayette Urban County Government and Chrysalis House, Inc.

249-08

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Division of Community Development

TO: JIM NEWBERRY, MAYOR
URBAN COUNTY COUNCIL

FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT

DATE: MAY 6, 2008

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO APPROVE ADDITIONAL SERVICES AGREEMENT WITH NEW WORLD SYSTEMS FOR DIVISION OF POLICE FOR PERFORMANCE OF SERVICES UNDER THE IMPROVING CRIME DATA GRANT-FY 2008

The Urban County Council on May 19, 2005, (Resolution # 261-2005) approved the execution of a Memorandum of Understanding with the University System of Georgia on behalf of Georgia State University for the purpose of participating in an information sharing initiative for the evaluation of a data infrastructure model aimed at coordinating and developing better sharing of incident-based crime data among law enforcement officials for authorized law enforcement purposes, and the evaluation of incident-based crime data for crime analysis and policy research. The Division of Police was provided a technology grant to implement the Improving Crime Data model on January 12, 2006 (Ordinance # 4-2006.) Additional federal funds were accepted by Council on November 16, 2006 (Ordinance # 329-2006.)

In order to complete the project, additional software is needed from New World Systems Corporation. The Additional Services Agreement with New World Systems includes Data Analysis/Crime Mapping software for six users and installation/training at a total cost of $31,780. This is proprietary software for which the LFUCG entered into an agreement with New World Systems Corporation on June 29, 2000 (Resolution #397-2000).

Funds are in process of being budgeted in:

FUND	DEPT ID	SECTION	ACCOUNT	AMOUNT	PROJECT	BUD REF	ACTIVITY
3140	505501	5511	96200	6,040.68	CRIME DATA	2006	DEFAULT
3140	505501	5511	96200	19,777	CRIME DATA	2007	DEFAULT
1101	505501	5511	96200	5,962.32			

Council authorization to execute the Additional Software License Agreement is hereby requested.

Paula King
Director

Xc: Tim Bennett, Commissioner of Public Safety

244-08

Mayor Jim Newberry

LEXINGTON - FAYETTE URBAN COUNTY GOVERNMENT

Division of Engineering

MEMORANDUM

To: Mayor Jim Newberry
Urban County Council

From: James R. Wray
Engineering Technician Principal

Date: April 29, 2008

Re: Resolution Authorizing Acceptance of Deed
Project No. 273 – Twelfth Street Neighborhood Improvements

The purpose of this memorandum is to request a resolution authorizing the acceptance of a deed of temporary construction easement for the Twelfth Street Neighborhood Improvement project. The deed will be from Jay C. and Rita J. Crowe at a cost of $ 1,550.00 for the acquisition of 1627 square feet of temporary construction easement from the property located at 1200 North Broadway.

Funds for the payment are currently budgeted. Acceptance of the deed in payment of the consideration is recommended.

Approved by:

Marwan Rayan, P.E.
Urban County Engineer

Don C. Kelly

Don Kelly, Commissioner
Department of Public Works & Development

c: Robert Bayert, P.E. William Bowie, P.E. Yvonne Stone File

08.P273.406.blue1200nbroadway

248-08

Jim Newberry, Mayor

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Division of Human Resources

MEMORANDUM

TO: Mayor Jim Newberry
Senior Advisor Joe Kelly
Council Members

FROM: Michael Allen by DNF
Michael Allen, Director
Division of Human Resources

DATE: May 2, 2008

RE: **Create Position—Division of Traffic Engineering**

The attached action amends Section 22-5 of the Code of Ordinances, creating one (1) position of Administrative Specialist Sr. P/T (Grade 112N). The term of the position will be for one year ending April 30, 2009 within the Division of Traffic Engineering, effective upon passage by Council.

This position will perform regular duties and be the backup staff to the a.m. (6-9 weekdays) dissemination of traffic information and will split-shift into the p.m. (3-6 weekdays) traffic management efforts. It will also perform some limited mid-day traffic counting. Traffic Engineering has had temporary funding for 3 temporary positions since last July to cover traffic counting that is used by our engineers for neighborhood studies and signal timing, by the Transportation Planning staff for modeling and development related issues, by the Kentucky Transportation Cabinet (KTC) and others like realtors and developers.

The fiscal impact for FY2009 (21pay periods) results in a cost of $34,482.00 and will be funded from grant funds. All costs include benefits.

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

Attachment

cc: Don Kelly P.E., Commissioner, Department of Public Works and Development
Ron Herrington, Director, Division of Traffic Engineering
Darrylyn Combs, Human Resources Manager, Division of Human Resources
Jim Dodson, Human Resources Analyst, Division of Human Resources

Log #08-0091

200 East Main Street—8th Floor Lexington, KY 40507 (859) 258-3030 Fax (859) 258-3059 TDD (859)-258-3039 www.lfucg.com

254-08

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Division of Community Development

TO: JIM NEWBERRY, MAYOR
URBAN COUNTY COUNCIL

FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT

DATE: MAY 6, 2008

SUBJECT: **REQUEST COUNCIL AUTHORIZATION TO EXECUTE CHANGE ORDER NO. 5 WITH NESBITT ENGINEERING, INC. IN THE AMOUNT OF $23,500.00 FOR MEADOWS/NORTHLAND/ARLINGTON PUBLIC IMPROVEMENTS DESIGN PHASE 3**

The Division of Engineering has recommended the execution of change order No. 5 for $23,500.00 with Nesbitt Engineering, Inc. for design of Meadows/Northland/Arlington Public Improvements Project, Subphase 3C. The new contract total is $228,458.78.

The change order provides for stormwater, roadway, curb, gutter, and sidewalk improvements along Shawnee Avenue. The change order also provides for a revision of the design in the interest of reducing the impact of the improvements on residential front lawns and driveways. The Division of Community Development concurs with the Division of Engineering's request.

Sufficient funds are budgeted in the following accounts:

FUND	DEPT ID	SECTION	ACCOUNT	PROJECT	BUD REF	ACTIVITY
3120	303202	3211	91713	CDBG	2006	C03

Council authorization to execute Change Order No. 5 to agreement with Nesbitt Engineering, Inc. in the amount of $23,500.00 is hereby requested.

Paula King, Director

Cc: Division of Engineering
Don Kelly, Commissioner of the Department of Public Works

HORSE CAPITAL OF THE WORLD

200 East Main Street 6th Fl Lexington, KY 40507 (859)258-3070 (859)258-3081 fax www.lfucg.com

CONTRACT HISTORY FORM

254-08

Contractor: NESBITT ENGINEERING

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

Contract Number and Date: 4803 (16 JULY 2002)

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

CHANGE ORDER DETAILS

A. **Original Contract Amount:** $ 99,930.00

Next Lowest Bid Amount:
$ N/A

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

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

D. **Amended Contract Amount:** $ 204,958.78

E. **Cumulative Amount of All Previous Change Orders:** $ 105,028.78 — 51.24 % *(Line E / Line D)*

F. **Amount of This Change Order:** $ 23,500.00 — 11.47 % *(Line F / Line D)*

G. **Total Contract Amount:** $ 228,458.78

SIGNATURE LINES

Project Manager: William A. Bowie, Jr. **Date:** 30 APRIL 2008

Reviewed by: Robert A Bayert **Date:** 4/30/08

Division Director: [signature] **Date:** 4/30/08

254-08

AMENDMENT NO 5

Meadows-Northland-Arlington
Neighborhood Improvement Project
Phase 3
Contract Dated July 16, 2002
Resolution No 419-2002
Purchase Order No. K71811
Requisition No. 187629
Fund 902-491-950-910 8701

Purpose/Reason for Amendment

Assemble Plans, Update Plans, and Prepare Bid Package for Phase 3B Letting.

Original Contract Amount	$99,930.00
Amendment No. 1 (Ordinance No. 43-2003; dated 2/20/2003)	52,238.00
Amendment No. 2 (Resolution No. 1770-2004; dated 4/8/2004)	17,500.00
Amendment No. 3 (Resolution No. 204-2005; dated 4/21/2005)	3,190.78
Amendment No. 4 (Resolution No. 584-2007; dated 11/1/2007)	32,100.00
Amendment No. 5	23,500
NEW CONTRACT AMOUNT	**$228,458.78**

OWNER:

Jim Newberry, Mayor

Attest

Date:

CONSULTANT:

Paul D. Nesbitt, President
Nesbitt Engineering, Inc.

Attest

Date: 4/29/08

P:\LFUCG\Proposal-MP-Shawnee St Improvements Amendment 5.doc

246-08

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Division of Community Development

TO: JIM NEWBERRY, MAYOR
URBAN COUNTY COUNCIL

FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT

DATE: APRIL 30, 2008

SUBJECT: **REQUEST COUNCIL AUTHORIZATION TO EXECUTE AGREEMENT WITH THE BOARD OF EDUCATION OF FAYETTE COUNTY, KENTUCKY, FOR THE PREPARATION AND DELIVERY OF MEALS FOR THE SUMMER FOOD SERVICE PROGRAM FOR 2008**

As approved by Council on April 24, 2008 (Ordinance # 77-2008), the Division of Community Development and Division of Parks & Recreation will participate in the U.S. Department of Agriculture's Summer Food Service Program during the summer of 2008.

The School Food Services program in the Fayette County Public Schools has agreed to prepare and deliver lunches at a cost of $2.33 each. Some of the sites will also have breakfast that will be provided at a cost of $1.38 or a snack at a cost of $.62. Breakfasts, lunches, and snacks are ordered on a daily basis, and the government only pays for the food actually ordered and accepted at the various sites.

Federal regulations provide for School Food Authorities to serve as vendors for Summer Food Service Programs without the need for a formal bidding process. The only requirement is that the school and the sponsor (LFUCG) be able to negotiate an acceptable price.

Funds are budgeted as follows:

FUND	DID	SECT	ACCOUNT	ACTIVITY	PROJECT	BUD REF	AMOUNT
3100	707604	7254	75100	DEFAULT	SUMMER LUNCH	2008	13,000
3100	160201	0001	75100	DEFAULT	SUMMER LUNCH	2008	140,000

Council authorization to execute the agreement is hereby requested.

Paula King

Paula King, Director

Xc: Kyna Koch, Commissioner of Finance and Administration

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247-08

Jim Newberry, Mayor

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Division of Human Resources

MEMORANDUM

TO: Mayor Jim Newberry
Joe Kelly, Senior Advisor
Council Members

FROM: Michael Allen, Director
Division of Human Resources

DATE: May 5, 2008

SUBJECT: **Error Correction—Amend Ordinance No. 5-2008**

The attached action amends Sections 2 of Ordinance No. 5-2008, correcting one typographical error retroactive to May 28, 2007.

Section 2 currently reads: ***That the following subsection line numbers of Section 21-5(2) of the Code of Ordinances be and hereby is amended to read as follows:***

750. 13 3 686 118E Facility Manager

Section 2 should be amended to read: ***That the following subsection line numbers of Section 21-5(2) of the Code of Ordinances be and hereby is amended to read as follows:***

750. 13 3 687 118E Facility Manager

There is no fiscal impact associated with this action.

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

Attachment

cc: Darrylyn Combs, Human Resources Manager, Division of Human Resources
Jim Dodson, Human Resources Analyst, Division of Human Resources

Log # 08-0048

252-08

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Department of Finance & Administration

TO: Urban County Council Members

FROM: Kyna Koch, Commissioner
Department of Finance & Administration

DATE: May 6, 2008

SUBJECT: Vacation Time Extension

The Division of Accounting has one (1) employee, one of our Senior Accountants, who has been working diligently over the last two years to implement the STARS system, assist with closing the books for Fiscal Year 2007, and preparing for the Fiscal Year 2008 annual audit. This employee is critical to the process of preparing for the independent audit. Staff will continue to work nights and weekends through the month of December. Due to this timeframe, this employee will not be able to reduce vacation leave time below 168 hours.

To resolve this situation, I am requesting an extension of Vacation Leave Time for one employee past the January 2008 deadline, thus allowing the employee to reduce the 2007 total balance until December 31, 2008.

Your consideration of this request is appreciated.

HORSE CAPITAL OF THE WORLD

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252-08

ORDINANCE NO. 286-2007

AN ORDINANCE PROVIDING, NOTWITHSTANDING SECTION 21-33(a) OF THE CODE OF ORDINANCES, THAT EMPLOYEES IN THE DEPARTMENT OF FINANCE AND ADMINISTRATION, WHO BECAUSE OF STARS IMPLEMENTATION WILL LOSE ACCUMULATED VACATION LEAVE, MAY CARRY OVER ACCUMULATED VACATION LEAVE IN EXCESS OF ONE HUNDRED SIXTY-EIGHT (168) HOURS AT THE END OF CALENDAR YEAR 2007; PROVIDING THAT THE EMPLOYEE SHALL HAVE HIS OR HER ACCUMULATED VACATION HOURS REDUCED TO ONE HUNDRED SIXTY-EIGHT (168) HOURS ON JUNE 30, 2008; AND PROVIDING THAT IF THE EMPLOYEE SEPARATES FROM EMPLOYMENT WITH THE URBAN COUNTY GOVERNMENT PRIOR TO JUNE 30, 2008, THEN HE OR SHE SHALL BE PAID PURSUANT TO SECTION 21-33(e) OF THE CODE OF ORDINANCES FOR NO MORE THAN ONE HUNDRED SIXTY-EIGHT (168) HOURS PLUS THOSE HOURS ACCUMULATED FOR SERVICE DURING CALENDAR YEAR 2008.

BE IT ORDAINED BY THE COUNCIL OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT:

Section 1 – That employees in the Department of Finance and Administration, who will lose accumulated vacation leave because of STARS implementation duties may, notwithstanding Section 21-33(a) of the Code of Ordinances, carry over accumulated vacation leave in excess of one hundred sixty-eight hours (168) hours at the end of calendar year 2007.

Section 2 – That said employee shall have his or her accumulated vacation leave reduced to one hundred sixty-eight (168) hours on June 30, 2008.

Section 3 – That if said employee separates from employment with the Urban County Government prior to June 30, 2008, then he or she shall be paid pursuant to Section 21-33(e) of the Code of Ordinances for no more than one hundred sixty-eight (168) hours plus those hours accumulated for service during calendar year 2008 and, in no event, shall be paid for any hours carried over in excess of one hundred sixty-eight (168) hours at the end of calendar year 2007.

Section 4 - That this Ordinance shall become effective on the date of its passage.

PASSED URBAN COUNTY COUNCIL: December 11, 2007

Jim Newberry

MAYOR

ATTEST:

Luz Russell

CLERK OF URBAN COUNTY COUNCIL

PUBLISHED: December 19, 2007-1t

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250-08

TO: JIM NEWBERRY, MAYOR
URBAN COUNTY COUNCIL
JOE KELLY, SENIOR ADVISOR FOR MANAGEMENT
KIMRA COLE, COMMISSIONER, DEPARTMENT OF GENERAL SERVICES

FROM: ROBERT K. STARKWEATHER, ADMINISTRATIVE OFFICER
DEPARTMENT OF GENERAL SERVICES Robert K. Starkweather

DATE: May 5, 2008

SUBJECT: AN ORDINANCE AMENDING THE CODE OF ORDINANCES, SECTION 21-32(a)(1) AND (2) REGARDING EMPLOYEE AUTOMOBILE USAGE AND REIMBURSEMENT.

This amendment to the Code of Ordinances changes employee automobile usage and reimbursement. It is part of the Management Audit recommendations and will take place beginning in July. Currently employees may request approval to use their personal vehicle with no cap of the amount of miles. This change requires the use of personal vehicles if a LFUCG vehicle is not available and sets a daily mileage reimbursement limit. An approved rental car agency vehicle would be used if the anticipated mileage is over the set limit. The rental cost would be less than continued mileage reimbursement.

Section 21-32

(a) **Any non sworn LFUCG employee whose work requires him to drive a car on a periodic, regular, or consistent basis, unless otherwise exempted by the Commissioner of General Services or her designee, shall use his personal vehicle if such use does not exceed 100 miles per day, and shall be reimbursed for such travel at a rate which corresponds with the current standard mileage rate established by the Internal Revenue Service for income tax purposes, as amended, per mile. Any employee so authorized by his division director shall abide by record keeping and insurance requirements established** by the Commissioner of General Services, or her designee.

(b) Employees who anticipate mileage will exceed 100 miles per day or who have no available transportation shall obtain an intermediate or standard class rental car from an LFUCG approved vender at their **pick up or drop off location. Such use shall be approved** by the division director with the concurrence of the department commissioner.

(c) Employee reimbursement shall be made upon completion of a mileage expense form. Reimbursement or rental expense shall be charged to the employee's division budget.

251-08

Jim Newberry, Mayor
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Parks & Recreation
Jerry Hancock, Director

MEMORANDUM

To: Jim Newberry, Mayor
Urban County Council Members
Joe Kelly, Senior Advisor to the Mayor

FROM: Jerry Hancock

RE: Facility Usage Agreements and Concession Contracts

DATE: May 1, 2008

This is a request for approval of facility agreements for various youth baseball franchise leagues. We are requesting your signatures on each copy of the agreements and contracts.

The facility usage agreements and concession contracts established with non-profit organizations provide for use of governmental resources by the league for the benefit of the youth in our community. The agreements and contracts executed by both the LFUCG and the franchised league outline, in depth, the details regarding the usage of LFUCG's baseballs fields. Specifics include the name of the park, field, hours available to the league, ending date of the commitment, and possible days the field is not available due to Parks and Recreation programming.

Please contact me if there are any questions.

CC: Kimra Cole, Commissioner of General Services

JEH/bac

253-08

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Division of Community Development

TO: JIM NEWBERRY, MAYOR
URBAN COUNTY COUNCIL

FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT

DATE: MAY 6, 2008

SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE AGREEMENT WITH THE SALVATION ARMY FOR OPERATION OF AN ESSENTIAL SERVICES PROGRAM FOR HOMELESS FAMILIES USING STATE FUNDING FROM THE KENTUCKY HOUSING CORPORATION—FY 2008

On April 19, 2007 (Ordinance 92-2007), Council approved the submission of an application to Kentucky Housing Corporation, and acceptance of funds if offered, from the Emergency Shelter Grants Matching Funds Program for the provision of essential services and homelessness prevention services to families and individuals who are either homeless or at risk of becoming homeless. Kentucky Housing Corporation has now approved these funds, including the operation of an essential services project for homeless families by The Salvation Army in the amount of $9,000.

The proposed agreement with The Salvation Army (the Administrator) outlines the roles and responsibilities of the LFUCG and the Administrator in completing the approved activities. Funds are budgeted as follows:

FUND	DID	SECT	ACCOUNT	BUD REF	PROJECT	ACTIVITY
3400	606201	6212	71200	2008	EMERG SHELTER	DEFAULT

Council authorization to execute the agreement is hereby requested.

Paula King

Paula King, Director

Xc: Marlene Helm, Commissioner of Social Services

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EQUAL HOUSING OPPORTUNITY