

Lexington-Fayette Urban County Government

*200 E. Main St
Lexington, KY 40507*



Tuesday, September 28, 2021

3:00 PM

Packet

Council Chamber

Urban County Council Work Session

**Urban County Council
Schedule of Meetings
September 27, 2021 – October 4, 2021**

Monday, September 27

No Meetings

Tuesday, September 28

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

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

Wednesday, September 29

Redistricting Committee.....10:00 am
Conference Room – 3rd Floor Phoenix Building

Thursday, September 30

Special Committee of the Whole (COW).....4:00 pm
Council Chamber – 2nd Floor Government Center

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

Friday, October 1

Senior Services Commission.....8:30 am
Senior Center – 195 Life Lane

Monday, October 4

No Meetings

**Lexington-Fayette Urban County Council
Work Session Agenda
September 28, 2021**

- I. Public Comment - Issues on Agenda**
- II. Requested Rezoning/ Docket Approval – Yes**
- III. Approval of Summary – Yes, p. 1-2**
 - a** Table of Motions: Council Work Session, September 21, 2021
- IV. Budget Amendments – Yes, p. 3-5**
- V. New Business – Yes, p. 6-24**
- VI. Continuing Business/ Presentations**
 - a** Neighborhood Development Funds: September 28, 2021, p. 25
 - b** Committee Summary: Budget, Finance & Economic Development, August 31, 2021, p. 26-31
 - c** Presentation: Dantzler Court Greenspace Neighborhood Improvements; By: Kristan Curry & Demetria Mehlhorn, p. 32-51
- VII. Council Reports**
- VIII. Mayor's Report – Yes**
- IX. Public Comment - Issues Not on Agenda**
- X. Adjournment**

Administrative Synopsis - New Business Items

- a** **0911-21** Authorization to execute Change Order #1 in the amount of \$2,830 with Central Kentucky Sprinkler, Inc. for fire suppression system at Tates Creek Community Center. The original purchase order amount was \$116,000, with a new total of \$118,830. \$37,170 remains in the budget. This change order is to install a new air compressor for the facility's fire sprinkler system and to install a new pump for the existing compressor to provide a backup compressor for a total of \$2,830. Compressor replacement was not anticipated in the initial quote. Funds are budgeted. (L0911-21) (Conrad/Ford) p. 6-8
- b** **0933-21** Authorization to approve Burdine Security Group as a sole source vendor. Burdine Security Group has installed electronic access systems in the majority of LFUCG owned buildings. They are this area's authorized dealer and service provider for security systems. Budgetary impact is dependent on services requested. (L0933-21) (Baradaran/Ford) p. 9
- c** **0937-21** Authorization to execute a Memorandum of Understanding with Fayette County Public Schools for transportation services for the 2021-2022 academic school year with the Family Care Center. This Agreement provides transportation service for enrolled students and their children to and from the Family Care Center. The Agreement covers the 2021-2022 school calendar year, from August 11, 2021 through May 24, 2021 (or as affected by weather), for a total of 177 instructional days. This service Agreement entails a fleet of two school buses with respective drivers and monitors. (L0937-21) (Rodes/Allen-Bryant) p. 10
- d** **0946-21** Authorization for approval of an agreement between the Lexington Housing Authority and LFUCG to mitigate sanitary / storm sewer construction punch list obligations associated with Bluegrass-Aspendale Phases 2 and 3. Approval of the agreement authorizes the Housing Authority to pay Lexington the amount of \$399,000 in exchange for Lexington's acceptance of sanitary / storm infrastructure in its present condition, with an accompanying full release of outstanding letters of credit. (L0946-21) (Martin/Albright) p. 11-12
- e** **0947-21** Authorization to accept an agreement with the Drug Enforcement Administration (DEA), Tactical Diversion Squad Task Force Agreement. The term of this agreement shall be from October 1, 2021 through September 30, 2022. No budgetary impact. (L0947-21) (Weathers/Armstrong) p. 13
- f** **0948-21** Authorization to accept an agreement with the Drug Enforcement Administration (DEA) Program Funded State & Local Task Force. The terms of the agreement shall be from October 1, 2021 through September 30, 2022. There will be no budgetary impact. (L0948-21) (Weathers/Armstrong) p. 14

- g** **0949-21** Authorization to accept the attached agreement with the Drug Enforcement Administration (DEA) Provisional State & Local Task Force. The terms of the agreement shall be from October 1, 2021 through September 30, 2022. There will be no budgetary impact. (L0949-21) (Weathers/Armstrong) p. 15
- h** **0950-21** Authorization to accept a donation of \$3,500 from Michael and Allison Johnson for a memorial bench in Harrods Hill Park for Michael Johnson and \$40 toward a memorial tree. (L0950-21) (Conrad/Ford) p. 16
- i** **0955-21** Authorization for the Mayor to execute the Management Agreement with the Friends of the Kentucky Theatre (FOKT). This agreement is for the day-to-day operation and management of the Kentucky and State Theaters, located at 212 and 218 East Main Street. This agreement will begin on November 1, 2021 and expires on October 31, 2022. The lease shall automatically renew for four (4) additional terms of one (1) year each. The *Friends of the Kentucky Theatre* will remit 10 percent of gross receipts generated through operation of the theatre to LFUCG. In addition, LFUCG will also receive 5 percent of gross receipts of special events hosted by the management team (FOKT). (L0955-21) (Baradaran/Ford) p. 17
- j** **0956-21** Authorization to execute Change Order No. 2 with ATS Construction for the Town Branch Trail Phase 6, increasing the contract price by the sum of \$239,388.75 from \$3,908,798.25 to \$4,148,187.00. Funds are budgeted. (L0956-21) (Burton/Albright) p. 18-22
- k** **0957-21** Authorization to submit an application, and accept award in the amount of \$79,000, to the Kentucky Department of Education/Division of School and Community Nutrition for participation in the U.S. Department of Agriculture's Child Care Food Program for provision of breakfast, lunch, and supplements at free and reduced rates to infants and toddlers attending the Family Care Center's child care and pre-school programs, subject to the availability of sufficient funds in FY 2022. Budget amendment in process. (L0957-21) (Rodes/Allen-Bryant) p. 23
- l** **0958-21** Authorization to submit an application to the Federal Emergency Management Agency (FEMA) requesting funding in the amount of \$287,072 from the Hazard Mitigation Grant Program to overhaul electrical infrastructure at the Division of Streets and Roads maintenance and dispatch facilities. Match in the amount of \$37,320 is required, a budget amendment will be completed if the project is approved. (L0958-21) (Dugger/Armstrong) p. 24

**URBAN COUNTY COUNCIL
WORK SESSION
TABLE OF MOTIONS
September 21, 2021**

Mayor Gorton called the meeting to order at 3:01pm. Council Members Kay, Ellinger, J. Brown, MCurn, LeGris, Sheehan, Kloiber, F. Brown, Baxter, Bledsoe and Reynolds were present. Council Members Moloney, Lamb, Worley and Plomin were absent.

- I. Public Comment – Issues on Agenda
- II. Requested Rezoning/Docket Approval
- III. Approval of Summary

Motion by Sheehan to approve the September 14, 2021 work session summary. Seconded by Baxter. Motion passed without dissent.

- IV. Budget Amendments
- V. New Business

Motion by Sheehan to approve new business. Seconded by Ellinger. Motion passed without dissent.

- VI. Continuing Business/Presentations

Motion by Baxter to approve neighborhood development funds. Seconded by LeGris. Motion passed without dissent.

Council Member J. Brown provided a summary of the August 10, 2021 Planning & Public Safety Committee meeting. There were no motions to report from the meeting.

Finance Commissioner, Erin Hensley provided an overview of the ARPA project life cycle.

- VII. Council Reports

Motion by F. Brown to place on the docket for the September 30, 2021 Council meeting, an allocation of up to \$15M in ARPA funds to compensate qualified front line Urban County Government employees for exposure pay during the pandemic. Seconded by Ellinger. Motion passed without dissent.

Motion by Kay to amend and direct the administration to come back to the next COW (September 30, 2021) with more detailed information related to the number of employees and different payment amount scenarios. Seconded by Reynolds. The motion was withdrawn.

Bledsoe referred the discussion of a one-time salary supplement for non ARPA personnel to the October Budget, Finance & Economic Development Committee meeting.

Motion by Bledsoe to schedule a workshop to discuss the compensation policy and recommendations to strengthen the recruitment and retention of non-sworn employees with the Urban County Government. Seconded by Kay. Motion passed without dissent.

Motion by Baxter to refer a presentation of crime reduction technology by police to the Planning & Public Safety Committee. Seconded by Ellinger. Motion passed without dissent.

Motion by J. Brown to place on the Council Meeting docket for Thursday, September 30, 2021, an Ordinance amending the Richmond Road Landscape Ordinance, Ordinance 213-83, to allow for installation of a privacy fence on the Richmond Road frontage of the properties located at 3604 through 3672 Green Park Court. Seconded by Bledsoe. Motion passed without dissent.

Motion by J. Brown to refer a presentation on housing rehab grants to the General Government & Social Services Committee. Seconded by Sheehan. Motion passed without dissent.

- VIII. Mayor's Report
- IX. Public Comment – Issues Not on Agenda
- X. Adjournment

Motion by Baxter to adjourn at 4:15pm. Seconded by LeGris. Motion passed without dissent.

BUDGET AMENDMENT REQUEST LIST

JOURNAL	130830-31	DIVISION	Community and Resident Services	Fund Name Fund Impact	Donation Fund 1,500.00 1,500.00CR .00
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To provide funds for network connectivity by recognizing a contribution from Charter Communication. These funds will be provide technology licenses for Wi-Fi for Chromebooks in the Reading Room at the Black and Williams Neighborhood Center.

JOURNAL	130986-87	DIVISION	Family Services	Fund Name Fund Impact	Donation Fund 1,000.00 1,000.00CR .00
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To recognize a contribution for Family Assistance and Enrichment.

JOURNAL	130989-90	DIVISION	Parks and Recreation	Fund Name Fund Impact	Donation Fund 3,540.00 3,540.00CR .00
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To provide funds for a memorial bench for Mike Johnson and memorial tree for Naomi Dooley by recognizing donations received.

JOURNAL	130832	DIVISION	Facilities & Fleet Management	Fund Name Fund Impact	Urban Fund 665,000.00 665,000.00CR .00
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To consolidate funds for improvements at Waste Management Headquarters and the Material Recycling Facility in an effort to simplify the bidding and completion of all projects.

JOURNAL	130994-95	DIVISION	Grants and Special Programs	Fund Name Fund Impact	US Dept of Agriculture 125,000.00 125,000.00CR .00
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To establish grant budget for Child Care Food - FY 2022.

JOURNAL	130883-84	DIVISION	Grants and Special Programs	Fund Name Fund Impact	US Dept of HUD 18,871.77 18,871.77CR .00
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To amend CDBG FY 2021 grant to reflect actual program income received and to reduce amount budgeted for housing rehabilitation assistance.

JOURNAL	130885-86	DIVISION	Grants and Special Programs	Fund Name Fund Impact	US Dept of HUD 41,897.61 41,897.61CR .00
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To amend HOME FY 2021 grant to reflect actual program income received and to reduce amount budgeted for rental projects.

JOURNAL	130898	DIVISION	Grants and Special Programs	Fund Name	US Dept of Justice
				Fund Impact	3,220.00
					3,220.00CR
					.00

To reallocate funds from professional services to desktops and laptops, operating supplies, and minor equipment, all within Sexual Assault Nurse Examiner (SANE) FY 2021 grant.

JOURNAL	130959-60	DIVISION	Grants and Special Programs	Fund Name	US Dept of Transportation
				Fund Impact	20,000.00
					20,000.00CR
					.00

To adjust Motor Carrier Safety Assistance Program (MCSAP) FY 2021 to reflect actual grant award.

JOURNAL	130896-97	DIVISION	Grants and Special Programs	Fund Name	US Small Business Admin
				Fund Impact	327,411.13
					327,411.13CR
					.00

To establish grant budget for Small Business Administration/Shuttered Venues FY 2022 for the Kentucky Theatre.

JOURNAL	130899-00	DIVISION	Grants and Special Programs	Fund Name	Grants - State
				Fund Impact	39,082.92
					39,082.92CR
					.00

To establish grant budget for Police Administration FY 2021.

JOURNAL	130944	DIVISION	Grants and Special Programs	Fund Name	Grants - State
				Fund Impact	45,000.00
					45,000.00CR
					.00

To reallocate budget remaining for personnel expenses to repairs and maintenance for Kentucky Pride FY 2021 grant,

JOURNAL	130881	DIVISION	Water Quality	Fund Name	Sewer Construction
				Fund Impact	458,000.00
					458,000.00CR
					.00

To provide additional funds needed for River Park Pump Station replacement based on bids received by reallocating other project funds.

JOURNAL	131006-07	DIVISION	Finance	Fund Name	PFC - General Fund
				Fund Impact	200,000.00
					200,000.00CR
					.00

To establish budget for Kentucky Theatre revenues and professional services/management agreement for FY 2022.

BUDGET AMENDMENT REQUEST SUMMARY

1103	Donation Fund	.00
1115	Full Urban Services District Fund	.00
3100	US Department of Agriculture	.00
3120	US Department of Housing & Urban Development	.00
3140	US Department of Justice	.00
3160	US Department of Transportation	.00
3250	US Small Business Administration	.00
3400	Grants - State	.00
4003	Sanitary Sewer Construction Fund	.00
4022	PFC - General Fund	.00

MAYOR LINDA GORTON

**LEXINGTON**CHRIS FORD
COMMISSIONER
GENERAL SERVICES

TO: Mayor Linda Gorton
Honorable Members, Urban County Council

FROM: 
Monica Conrad, Director, Parks and Recreation

DATE: September 9, 2021

SUBJECT: Change Order No. 1 with Central Kentucky Sprinkler, Inc. – Bates Creek Community Center

Request:

Request Council Authorization for the Mayor to execute Change Order #1 in the amount of \$2,830 with Central Kentucky Sprinkler, Inc. for fire suppression system at Bates Creek Community Center. This is the first change order to an emergency procurement purchase order requested to address multiple sprinkler system failures and code issues with the building after three unsuccessful bid processes beginning February 2019. The original purchase order amount was \$116,000, with a new total of \$118,830. \$37,170 remains in the budget.

Purpose:

This change order is to install a new air compressor for the facility's fire sprinkler system and to install a new pump for the existing compressor to provide a backup compressor for a total of \$2,830. Compressor replacement was not anticipated in the initial quote.

Budgetary Implication:

One time cost.

Are the funds budgeted?

2609 707602 7221 91019 791 2019 TATES_CRK_2019 / FIRESUPSYS

File Number: 0911-21

Director/Commissioner: Conrad/Ford



LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT CONTRACT CHANGE ORDER Page 1 of 2		Date:	September 8, 2021
To :Central Kentucky Sprinkler, Inc. 243 Industry Parkway Nicholasville, KY 40356		Project:	Tates Creek Fire Suppression
		Location:	1400 Gainesway Dr , Lex KY
		Contract No.	LF00177597
		Original Contract Amt.	\$116,000.00
		Cumulative Amount of Previous Change Orders	\$0.00
		Percent Change - Previous Change Orders	0.00%
		Total Contract Amount Prior to this Change Order	\$116,000.00
		Change Order No.	1
You are hereby requested to comply with the following changes from the contract plans and specification;			
Current Change Order			
Item No.	Description of changes-quantities, unit prices, change in completion date, etc.	Decrease in contract price	Increase in contract price
1	Install new compressor		\$1,900.00
2	Install new pump for existing compressor		\$930.00
	Total decrease	\$0.00	
	Total increase		\$2,830.00
	Net Amount of this Change Order	\$2,830.00	
	New Contract Amount Including this Change Order	\$118,830.00	
	Percent Change - This Change Order		2.38%
	Percent Change - All Change Orders		2.44%
The time provided for the completion in the contract and all provisions of the contract will apply hereto.			
Recommended by <u>Anthony B. Williams</u> (Proj. Mgr.) Date <u>9/16/21</u>			
Accepted by <u>Shawn Chiles</u> (Contractor) Date <u>9/17/21</u>			
Approved by <u>Maria Conrad</u> (Director) Date <u>9/17/21</u>			
Approved by _____ (Commissioner) Date _____			
Approved by _____ (Mayor or CAO) Date _____			

JUSTIFICATION FOR CHANGE

PROJECT: Tates Creek Fire Suppression

CONTRACT NO. LF00177597

CHANGE ORDER: 1

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

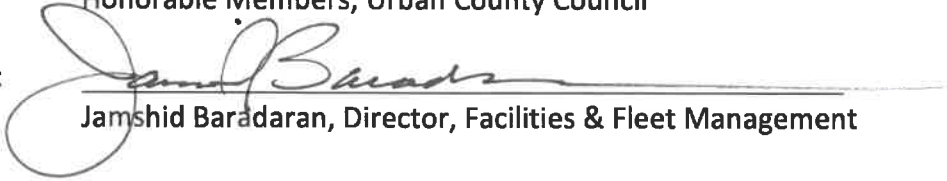
Mayor

Date

MAYOR LINDA GORTON

**LEXINGTON**CHRIS FORD
COMMISSIONER
GENERAL SERVICES

TO: Mayor Linda Gorton
Honorable Members, Urban County Council

FROM: 
Jamshid Baradaran, Director, Facilities & Fleet Management

DATE: September 14, 2021

SUBJECT: Sole Source Burdine Security Group

Request:

Request Council Authorization to approve Burdine Security Group as a sole source vendor.

Purpose:

Burdine Security Group has installed electronic access systems in the majority of LFUCG owned buildings. They are this area's authorized dealer and service provider for security systems. Other vendors providing this type of maintenance and repair service would have to acquire parts from Burdine.

Budgetary Implication:

The cost for Fiscal Year 2022 is dependent on services provided.

Are the funds budgeted?

Yes. This will be paid from 1101-707201-0001-76101.

File Number: 0933-21

Director/Commissioner: Jamshid Baradaran / Chris Ford



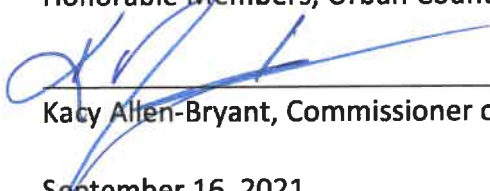
MAYOR LINDA GORTON



LEXINGTON

KACY ALLEN-BRYANT
COMMISSIONER
SOCIAL SERVICES

TO: Mayor Linda Gorton
Honorable Members, Urban County Council

FROM: 
Kacy Allen-Bryant, Commissioner of Social Services

DATE: September 16, 2021

SUBJECT: Memorandum of Understanding for Transportation Services
Fayette County Public Schools and Family Care Center's Parent Education Program

Request:

Request Council Authorization for the Mayor to execute a Memorandum of Understanding with Fayette County Public Schools for transportation services for the 2021-2022 academic school year with the Family Care Center.

Why are you requesting?

This Agreement provides transportation service for enrolled students and their children to and from the Family Care Center. The Agreement covers the 2021-2022 school calendar year, from August 11, 2021 through May 24, 2021 (or as affected by weather), for a total of 177 instructional days. This service Agreement entails a fleet of two school buses with respective drivers and monitors.

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

The cost of the agreement for FY22 will be \$517.87 per day, a total of \$91,662.99.

Are the funds budgeted?

Yes, Account 1101-606403-0001-71299.

File Number: 0937-21

Director/Commissioner: Joanna Rodes / Kacy Allen-Bryant



MAYOR LINDA GORTON

**LEXINGTON**CHARLES MARTIN
DIRECTOR
WATER QUALITY

TO: Mayor Linda Gorton
Urban County Council

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

DATE: September 15, 2021

SUBJECT: Sanitary and Storm Sewer Infrastructure Agreement
Lexington Housing Authority
Bluegrass-Aspendale Phases 2 and 3

Request

The purpose of this memorandum is to recommend approval of an agreement between the Lexington Housing Authority and LFUCG to mitigate sanitary / storm sewer construction punch list obligations associated with Bluegrass-Aspendale Phases 2 and 3. Approval of this agreement authorizes the Housing Authority to pay Lexington the amount of \$399,000 in exchange for Lexington's acceptance of sanitary / storm infrastructure in its present condition, with an accompanying full release of outstanding letters of credit.

Purpose of Request

Punch list obligations associated with the construction of Bluegrass-Aspendale Phases 2 and 3 have been in effect since the 2008-2011 timeframe. Since that time, the area has fully redeveloped with new homes being serviced by the constructed infrastructure. In February 2021, the Housing Authority and Division of Water Quality engaged in several discussions regarding how to satisfy the outstanding punch list obligations. After several months, it was mutually agreed that since the existing system is operating at a level consistent with standards elsewhere in the system, excavation of the Bluegrass-Aspendale system at this time is not in the best interests of the impacted customers. In order to provide for completion of the remaining infrastructure work, both parties mutually agreed that a cash payment to LFUCG to offset future infrastructure life cycle costs was in the best interest of rate payers.

Project Cost in FY22 and in Future Budget Years

Revenue generating agreement.

Are Funds Budgeted - NA

Martin/Albright







Lexington-Fayette Urban County Government
DEPARTMENT OF PUBLIC SAFETY

Linda Gorton
Mayor

Kenneth Armstrong
Commissioner

TO: Mayor Linda Gorton
Urban County Council

Lawrence B. Weathers

FROM: Chief Lawrence B. Weathers
Lexington Police Department

CC: Commissioner Kenneth Armstrong
Department of Public Safety

DATE: September 16, 2021

SUBJECT: Drug Enforcement Administration (DEA) -
- Tactical Diversion Squad Task Force Agreement

Request

Authorization to accept the attached agreement with the Drug Enforcement Administration (DEA), Tactical Diversion Squad Task Force Agreement. The term of this agreement shall be from October 1, 2021 through September 30, 2022.

Why are you requesting?

The Tactical Diversion Squad Agreement allows for one (1) Lexington Police Department Officer to be assigned to this task force for a period of not less than two years. During this period of assignment, the officer will be under the direct supervision and control of a DEA Supervisory Special Agent assigned to the Tactical Diversion Squad. The duties of the task force are as listed:

- a) Investigate, disrupt and dismantle individuals and/or organizations involved in diversion schemes (e.g. "doctor shopping", prescription forgery, and prevalent retail-level violators) of controlled pharmaceuticals and/or listed chemicals in the Kentucky area;
- b) Investigate, gather and report intelligence data relating to trafficking of controlled pharmaceuticals and/or listed chemicals; and
- c) Conduct undercover operations where appropriate and engage in other traditional methods of investigation in order that the Task Force's activities will result in effective prosecution before the courts of the United States and the Commonwealth of Kentucky.

The attached agreement requires the Mayor's signature. Upon approval and signing, please forward original agreement to the Chief's Office to acquire additional signature. If you have any questions or require additional information, please contact my office.

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

Are the funds budgeted? N/A

File Number: 0947-21

Director: Lawrence B. Weathers, Chief
Lexington Police Department

LBW/rmh



Lexington-Fayette Urban County Government
DEPARTMENT OF PUBLIC SAFETY

Linda Gorton
Mayor

Kenneth Armstrong
Commissioner

TO: Mayor Linda Gorton
Urban County Council

Lawrence B. Weathers

FROM: Chief Lawrence B. Weathers
Lexington Police Department

CC: Commissioner Kenneth Armstrong
Department of Public Safety

DATE: September 16, 2021

SUBJECT: Drug Enforcement Administration (DEA) -
- Program Funded State & Local Task Force Agreement

Request

Authorization to accept the attached agreement with the Drug Enforcement Administration (DEA) Program Funded State & Local Task Force. The term of the agreement shall be from October 1, 2021 through September 30, 2022.

Why are you requesting?

This Program Funded State & Local Task Force Agreement allows for one (1) detective to be assigned to this task force for a period of not less than two years. During this period of assignment, the detective will be under the direct supervision and control of a DEA Supervisory Special Agent assigned to the Program Funded State & Local Task Force. The duties of the task force are as listed:

- a) Disrupt the illicit drug traffic in the Kentucky area by immobilizing targeted violators and trafficking organizations.
- b) Gather and report intelligence data relating to trafficking in narcotics and dangerous drugs.
- c) Conduct undercover operations where appropriate and engage in other traditional methods of investigation in order that the Task Force's activities will result in effective prosecution before the courts of the United States and the State of Kentucky.

The attached agreement requires the Mayor's signature. Upon approval and signing, please forward original agreement to the Chief's Office to acquire additional signature. If you have any questions or require additional information, please contact my office.

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

Are the funds budgeted? N/A

File Number: 0948-21

**Director/Commissioner: Lawrence B. Weathers, Chief
Lexington Police Department**

LBW/rmh



Lexington-Fayette Urban County Government
DEPARTMENT OF PUBLIC SAFETY

Linda Gorton
Mayor

Kenneth Armstrong
Commissioner

TO: Mayor Linda Gorton
Urban County Council

Lawrence B. Weathers

FROM: Chief Lawrence B. Weathers
Lexington Police Department

CC: Commissioner Kenneth Armstrong
Department of Public Safety

DATE: September 16, 2021

SUBJECT: Drug Enforcement Administration (DEA) -
- Provisional State & Local Task Force Agreement

Request

Authorization to accept the attached agreement with the Drug Enforcement Administration (DEA) Provisional State & Local Task Force. The term of the agreement shall be from October 1, 2021 through September 30, 2022.

Why are you requesting?

This Provisional State & Local Task Force Agreement allows for one (1) detective to be assigned to this task force for a period of not less than two years. The Lexington Resident Office (RO), Financial Investigation Group (FIG) will perform the activities and duties described below:

- a) Disrupt the illicit drug traffic and money laundering in the area by immobilizing targeted violators and trafficking organizations.
- b) Gather and report intelligence data relating to money laundering and trafficking in narcotics and dangerous drugs.
- c) Conduct undercover operations where appropriate and engage in other traditional methods of investigation in order that the Task Force's activities will result in effective prosecution before the courts of the United States and the State of Kentucky.

The attached agreement requires the Mayor's signature. Upon approval and signing, please forward original agreement to the Chief's Office to acquire additional signature. If you have any questions or require additional information, please contact my office.

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

Are the funds budgeted? N/A

File Number: 0949-21

**Director/Commissioner: Lawrence B. Weathers, Chief
Lexington Police Department**

LBW/rmh

MAYOR LINDA GORTON



LEXINGTON

MONICA CONRAD
DIRECTOR, PARKS & RECREATION

TO: Mayor Linda Gorton
Honorable Members, Urban County Council

FROM: 
Monica Conrad, Director, Parks and Recreation

DATE: September 17, 2021

SUBJECT: Memorial Bench and Memorial Tree Donations

Request:

Request Council Authorization to accept a donation of \$3,500 from Michael and Allison Johnson for a memorial bench in Harrods Hill Park for Michael Johnson and \$40 toward a memorial tree.

Purpose:

Parks and Recreation needs this action completed in order to officially accept these donations.

Budgetary Implication:

The cost for Fiscal Year 2022 – N/A

The cost for future FY – N/A

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

Account number: 1103 707602 7221 90319 775

File Number: 0950-21

Director/Commissioner: Conrad/Ford



MAYOR LINDA GORTON



LEXINGTON

CHRIS FORD
COMMISSIONER
GENERAL SERVICES

TO: Mayor Linda Gorton
Honorable Members, Urban County Council

FROM: 
Chris Ford, Commissioner of General Services

DATE: September 20, 2021

SUBJECT: Management Agreement – Kentucky and State Theater

Request:

Request Council authorization for the Mayor to execute a management agreement with the Friends of the Kentucky Theatre (FOKT), for operations at the Kentucky and State Theaters.

Purpose:

This agreement is for the day-to-day operation and management of the Kentucky and State Theaters, located at 212 and 218 East Main Street. This agreement will begin on November 1, 2021 and expires on October 31, 2022. The lease shall automatically renew for four (4) additional terms of one (1) year each. This agreement was competitively bid under RFP #16-2021.

Budgetary Implication:

The *Friends of the Kentucky Theatre* will remit 10 percent of gross receipts generated through operation of the theatre to LFUCG. In addition, LFUCG will also receive 5 percent of gross receipts of special events hosted by the management team (FOKT).

Funding Source: Revenues 4022-900106-0001-71299

File Number: 0955-21

Director/Commissioner: Baradaran/Ford



MAYOR LINDA GORTON



LEXINGTON

CHARLIE LANTER
DIRECTOR
GRANTS & SPECIAL PROGRAMS

**TO: LINDA GORTON, MAYOR
URBAN COUNTY COUNCIL**

**FROM: CHARLIE LANTER, DIRECTOR
DIVISION OF GRANTS AND SPECIAL PROGRAMS**

DATE: SEPTEMBER 20, 2021

**SUBJECT: Authorization to execute Change Order No. 2 with ATS Construction for the
Town Branch Trail Phase 6**

Request: Authorization to execute Change Order No. 2 with ATS Construction for the Town Branch Trail Phase 6, increasing the contract price by the sum of \$239,388.75 from \$3,908,798.25 to \$4,148,187.00.

Why are you requesting? On February 6, 2020 (Ordinance 045-2020) Council approved awarding L-M Asphalt Partners Ltd. d/b/a ATS Construction the contract for construction of the Town Branch Trail Phase 6. On July 6, 2021 Council approved Change Order No. 1 to increase contract \$54,311.29 to increase the size of the trailhead parking lot. The LFUCG Division of Engineering needs this action for safety improvements along the property line with RJ Corman Railroad from Forbes Road to Thompson Road, modular curb along Manchester Street between the Norfolk Southern Railroad overpass and Oliver Lewis Way, and to cover additional rock excavation for a water line. Details of the changes are shown in the attached Change Order forms.

What is the cost in this budget year and future budget years? The cost for FY22 is \$239,388.75. No costs are anticipated in future budget years.

Are the funds budgeted? Yes, 3160-303202-3225-90313; TOWN_TGER_2017 CONST

File Number: 0956-21

Director/Commissioner: Burton/Albright



Page 1

To (Contractor):

L-M Asphalt Partners (dba ATS Construction)

3009 Atkinson Ave.

Lexington KY 40509

Date: August 17, 2021

Project: Town Branch Trail 6 / Manchester & Forbes Turn Lanes

Location: Manchester St.

Contract No.	003-2020
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Original Contract Amt.	\$3,854,486.96
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Cumulative Amount of Previous Change Orders	\$54,311.29
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Percent Change - Previous Change Orders	
--	--

Total Contract Amount Prior to this Change Order	\$3,908,798.25
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Change Order No.	2
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You are hereby requested to comply with the following changes from the contract plans and specification;

Current Change Order

Item No.	Description of changes-quantities, unit prices, change in completion date, etc.	Decrease in contract price	Increase in contract price
	See Attached Sheet		
	Total decrease	\$50,370.00	
	Total increase		\$289,758.75
	Net Amount of this Change Order	\$239,388.75	
	New Contract Amount Including this Change Order	\$4,148,187.00	
	Percent Change - This Change Order		6.21%
	Percent Change - All Change Orders		7.62%

The time provided for the completion in the contract and all provisions of the contract will apply hereto.

Recommended by Dr. Grant (Proj. Engr.) Date 8-17-20 ME

Accepted by 24 (Contractor) Date 9-2-21

Approved by _____
(Director) Date 9/10/21

Approved by Ymay Albusht (Commissioner) Date 9/13/21

Approved by _____ Date _____
(Mayor or CAO)

**LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
CHANGE ORDER**

DATE:	August 17, 2021
-------	-----------------

Change Order #: 2

CONTRACT #: 003-2020

Page 2

Project: Town Branch Trail 6 / Manchester & Forbes Turn Lanes

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

Item No.	Add / DEL	Description of changes	Units	Quantity	Unit Price	Decrease in contract price	Increase in contract price
N/A	ADD	WATER LINE - ADDITIONAL BORE DEPTH	LS	1.00	\$4,331.25	\$ -	\$ 4,331.25
N/A	ADD	CLEARING AND GRUBBING	LS	1.00	\$60,000.00	\$ -	\$ 60,000.00
17	ADD	ROADWAY EXCAVATION (RR SAFETY)	CY	1500.00	\$38.18	\$ -	\$ 57,270.00
67	ADD	FENCE 6 FT CHAIN LINK	LF	1400.00	\$75.00	\$ -	\$ 105,000.00
N/A	ADD	FENCE GATE	EA	1.00	\$7,000.00	\$ -	\$ 7,000.00
46	ADD	SEEDING AND PROTECTION	SY	1750.00	\$0.85	\$ -	\$ 1,487.50
64	DEL	LINEAR FLEXIBLE DELINEATORS	LF	438.00	\$115.00	\$ 50,370.00	\$ -
65	ADD	FLEXIBLE DELINEATOR POSTS	EACH	27.00	\$50.00	\$ -	\$ 1,350.00
N/A	ADD	PRECAST CURB	LF	1240.00	\$43.00	\$ -	\$ 53,320.00
Total decrease					\$ 50,370.00		
Total increase							\$ 289,758.75
Net (increase) in contract price						\$	\$ 239,388.75

JUSTIFICATION FOR CHANGE

PROJECT:	Town Branch Trail 6 / Manchester & Forbes Turn Lanes
CONTRACT NO.	003-2020
CHANGE ORDER:	2

1. Necessity for change:
 -Improve safety along the property line with RJ Corman Railroad from Forbes Road to Thompson Road and along Manchester Street between the Norfolk Southern Railroad overpass and Oliver Lewis Way.
 -Additional rock excavation for the water line installation at to avoid an un-mapped utility.
2. Is proposed change an alternate bid? ___ Yes ___ X ___ No
3. Will proposed change alter the physical size of the project? ___ Yes ___ X ___ No
 If "Yes", explain.
4. Effect of this change on other prime contractors: N/A
5. Has consent of surety been obtained? ___ Yes ___ X ___ Not Necessary
6. Will this change affect expiration or extent of insurance coverage? ___ Yes ___ X ___ No
 If "Yes", will the policies be extended? ___ Yes ___ No
7. Effect on operation and maintenance costs: N/A
8. Effect on contract completion date: N/A

 Mayor

 Date

CONTRACT HISTORY FORM

CO #1

Project Name: Town Branch Trail Phase 6 / Manchester & Forbes Turn Lanes
 Contractor: L-M Asphalt Partners (dba ATS Construction)
 Contract Number and Date: 003-2020 2/6/2020
 Responsible LFUCG Division: Engineering

CONTRACT AND CHANGE ORDER DETAILS

A. Original Contract Amount: \$ 3,854,486.96
 Next Lowest Bid Amount: \$4,396,138.40
 B. Amount of Selected Alternate or Phase: \$ _____
 C. Cumulative Amount of All Previous Alternates or Phases: \$ _____
 D. Amended Contract Amount: \$ 3,854,486.96
 E. Cumulative Amount of All Previous Change Orders: \$ 54,311.29 1.4%
 (Line E / Line D)
 F. Amount of This Change Order: \$ 239,388.75 6.2%
 (Line F / Line D)
 G. Total Contract Amount: \$ 4,148,187.00

SIGNATURES

Project Manager: 
 Reviewed by: 
 Division Director: 

Date: 9-8-21
 Date: 09/09/21
 Date: 9/10/21

MAYOR LINDA GORTON



LEXINGTON

CHARLE LANTER
DIRECTOR
GRANTS & SPECIAL PROGRAMS

**TO: LINDA GORTON, MAYOR
URBAN COUNTY COUNCIL**

**FROM: CHARLIE LANTER, DIRECTOR
DIVISION OF GRANTS AND SPECIAL PROGRAMS**

DATE: SEPTEMBER 20, 2021

SUBJECT: Child Care Food Program application for the Family Care Center – FY22

Request:

Council authorization to submit an application, and accept award in the amount of \$79,000, to the Kentucky Department of Education/Division of School and Community Nutrition for participation in the U.S. Department of Agriculture's Child Care Food Program for provision of breakfast, lunch, and supplements at free and reduced rates to infants and toddlers attending the Family Care Center's child care and pre-school programs, subject to the availability of sufficient funds in FY 2022.

Purpose of the Request:

It is estimated that 35,000 meals will be served during the twelve-month period, beginning October 1, 2021. As of July 1, 2021, the Federal reimbursement rates for free meals are as follows: \$1.97 for breakfast, \$3.66 for lunch, and \$1.00 for a supplement. Approximately 82% of the children enrolled in Family Care Center programs qualify for free or reduced meals.

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

Based upon current enrollment, an estimated \$79,000 in federal funds will be collected. While no match is required, an additional \$46,000 in 2022 General Fund dollars has been budgeted to cover catering costs that exceed actual reimbursement.

Are the funds budgeted? Budget amendment 11327 is in process.

File Number: 0957-21

Director/Commissioner: Rodas/Allen-Bryant



MAYOR LINDA GORTON



LEXINGTON

CHARLIE LANTER
DIRECTOR
GRANTS & SPECIAL PROGRAMS

**TO: LINDA GORTON, MAYOR
URBAN COUNTY COUNCIL**

**FROM: CHARLIE LANTER, DIRECTOR
DIVISION OF GRANTS AND SPECIAL PROGRAMS**

DATE: SEPTMEBER 20, 2021

SUBJECT: Mitigation Grant Emergency Generator

Request: Council authorization to submit an application the Federal Emergency Management Agency (FEMA) requesting funding in the amount of \$287,072 from the Hazard Mitigation Grant Program to overhaul electrical infrastructure at the Division of Streets and Roads maintenance and dispatch facilities. Match in the amount of \$37,320 is required.

Purpose of Request: Kentucky Emergency Management has approved Fayette County's request to apply for Federal funding under the Hazard Mitigation Grant program. The purpose of this funding is to overhaul the electrical infrastructure at the Division of Streets and Roads maintenance and dispatch facilities, to include installation of new electrical panels and back up generator systems. There are currently no back up power capabilities at these facilities to ensure operational continuity during power outages, particularly during snow removal operations. Total cost of the project is \$287,072.

What is the cost in this budget year and future budget years? Total cost of the project is \$287,072. Federal amount (75%) is \$215,304. State agency's share (12%) is \$34,448. Local match of \$37,320 (13%) is required and will be requested in the FY23 budget as grant match. Future years cost are estimated at \$3,000 to \$5,000 for fuel and maintenance.

Are the funds budgeted? A budget amendment will be completed if the project is approved.

File Number: 0958-21

Director/Commissioner: Dugger/Armstrong



**Neighborhood Development Funds
September 28, 2021
Work Session**

Amount	Recipient	Purpose
\$ 850.00	Central KY Hockey Association Gary McKale 448 Paddock Drive Versailles, KY 40383	To assist with the aftermath of a structure fire at their primary rink.
\$ 950.00	Lexington Fairness Joseph Miniard 2659 Regency Road, Ste. 120 Lexington, KY 40503	To sponsor the Pride 5K Run.
\$ 550.00	North Limestone CDC Andrea James 714 North Limestone Street Lexington, KY 40508	To assist with tree week events.
\$ 1,500.00	The Lansdowne Neighborhood Assoc., Inc. Case Davis 811 Overbrook Circle Lexington, KY 40502	To assist with the cost or redesigning the landscape of the Lansdowne medians.



Budget, Finance & Economic Development Committee

August 31, 2021

Summary and Motions

Committee chair, Council Member Amanda Bledsoe, called the meeting to order at 1:01 p.m. Committee members Vice Mayor Steve Kay and Council Members Richard Moloney, Chuck Ellinger, James Brown, Josh McCurn, Susan Lamb, Fred Brown, and Kathy Plomin were present. Council Member Preston Worley was absent. Council Members Liz Sheehan and Jennifer Reynolds attended as non-voting members.

I. Approval of June 29, 2021 Committee Summary

Motion by Plomin to approve the June 29, 2021, Budget, Finance, and Economic Development Committee summary; seconded by Ellinger. The motion passed without dissent.

II. Items Referred to Committee

Motion by F. Brown to remove the following items: *assessment of LFUCG owned property for potential revenue and cost savings opportunities* (No. 7), *industrial revenue bond fee schedule amendments* (No. 12), *proposals for coronavirus relief funds and fund balance* (No. 13), and *economic development partnership services RFP* (No. 17); seconded by Kay. The motion passed without dissent.

Initiatives related to item no. 7 remain in the LFUCG Property Assessment Subcommittee. Bledsoe said the *economic development partnerships update* (item no. 11) would become an annual update item.

III. Monthly Financial Update – July 2021

The monthly financial report was provided for information only. Bledsoe reviewed a few highlights. The last few pages of the financial update include up-to-date revenue and expenses for ARPA State and Local Recovery Funds, which will remain a component of the committee's financial reports going forward.

F. Brown and Erin Hensley, Commissioner of Finance, discussed two reports that were due by August 31st for ARPA, the interim report and the (annual) recovery plan, which totaled 67 pages for the previously allocated \$8M. Each project will have a detailed form. LFUCG is required to report expenditures by code (e.g. EC 1, 2, etc.) The information provided in the packet mirrors what is in the reports. F. Brown pointed out line-items for neighborhood recreation improvements for each park, which provides insight for the projects that the council approves and required details. Hensley explained they will track how much was allocated and how much the city is spending for each project, to know if they have met the budgetary requirements. Projects can also qualify differently, which they are also tracking; for example, within a qualifying census tract or for tourism.

Lamb believes it's in the best interest for the public to understand the details that LFUCG has to consider to use ARPA funds. Bledsoe clarified that once a project is approved it will be added to the reporting structure included in this financial report. Kay agreed it would be helpful for the public to understand the reporting requirements. He invited council members to submit other suggestions for information that would be helpful for the next committee of the whole meeting dedicated to ARPA. He said a lot of details will come after they have narrowed down the list of projects. Lamb and Bledsoe discussed how some projects that were submitted are conceptual and how LFUCG is learning as we go, particularly how

ARPA funds are not the best use for some projects because they would be too cumbersome administratively. Lamb concluded the projects list creates a wish list for the future and said ideas won't be thrown to the curb. No action was taken on this item.

July 2021 YTD Actual Compared to Adopted Budget:

<u>Revenue Category</u>	<u>Actual</u>	<u>Budget</u>	<u>Variance</u>	<u>% Var</u>
OLT- Employee Withholding	14,376,233	12,270,000	2,106,233	17.2%
OLT - Net Profit	1,468,398	910,000	558,398	61.4%
Insurance	2,450,488	3,220,000	(769,512)	-23.9%
Franchise Fees	2,376,097	2,320,000	56,097	2.4%
TOTALS	20,671,216	18,720,000	1,951,216	10.4%

July 2021 YTD/July 2020 YTD Current Year Compared to Prior Year:

<u>Revenue Category</u>	<u>Jul '21</u>	<u>Jul '20</u>	<u>Diff</u>	<u>% Var</u>
OLT- Employee Withholding	14,376,233	13,002,271	1,373,962	10.6%
OLT - Net Profit	1,468,398	8,144,267	(6,675,869)	-82.0%
Insurance	2,450,488	2,820,646	(370,158)	-13.1%
Franchise Fees	2,376,097	2,339,091	37,006	1.6%
TOTALS	20,671,216	26,306,275	(5,635,059)	-21.4%

FY2021 – Cash Flow Variance Revenue (Actual to Budget)

<u>For the one month ended July 31, 2021</u>				
	<u>Actuals</u>	<u>Budget</u>	<u>Variance</u>	<u>% Var</u>
<u>Revenue</u>	-	-	-	-
<u>Payroll Withholding</u>	<u>14,376,233</u>	<u>12,270,000</u>	<u>2,106,233</u>	<u>17.2%</u>
<u>Net Profit</u>	<u>1,468,398</u>	<u>910,000</u>	<u>558,398</u>	<u>61.4%</u>
<u>Insurance</u>	<u>2,450,488</u>	<u>3,220,000</u>	<u>(769,512)</u>	<u>-23.9%</u>
<u>Franchise Fees</u>	<u>2,376,097</u>	<u>2,320,000</u>	<u>56,097</u>	<u>2.4%</u>
<u>Other Licenses & Permits</u>	<u>43,693</u>	<u>270,583</u>	<u>(226,890)</u>	<u>-83.9%</u>
<u>Property Tax Accounts</u>	<u>-</u>	<u>15,333</u>	<u>(15,333)</u>	<u>-100.0%</u>
<u>Services</u>	<u>1,986,937</u>	<u>1,949,768</u>	<u>37,169</u>	<u>1.9%</u>
<u>Fines and Forfeitures</u>	<u>10,315</u>	<u>20,833</u>	<u>(10,518)</u>	<u>-50.5%</u>
<u>Intergovernmental Revenue</u>	<u>77,539</u>	<u>22,178</u>	<u>55,361</u>	<u>249.6%</u>
<u>Property Sales</u>	<u>35,115</u>	<u>8,333</u>	<u>26,782</u>	<u>321.4%</u>
<u>Investment Income</u>	<u>-</u>	<u>16,020</u>	<u>(16,020)</u>	<u>-100.0%</u>
<u>Other Income</u>	<u>158,393</u>	<u>101,883</u>	<u>56,510</u>	<u>55.5%</u>
<u>Total Revenues</u>	<u>\$22,983,208</u>	<u>\$21,124,931</u>	<u>\$1,858,277</u>	<u>8.8%</u>

FY2021 – Cash Flow Variance Expense (Actual to Budget)

<i>For the one month ended July 31, 2021</i>				
	Actuals	Budget	Variance	% Var
<u>Expense</u>				
Personnel	11,823,432	12,395,985	572,553	4.6%
Operating	4,525,138	7,256,046	2,730,908	37.6%
Insurance Expense	226	226	0	-
Debt Service	4,538,622	4,538,622	0	-
Partner Agencies	1,498,394	1,837,054	338,660	18.4%
Capital	5,832	241,208	235,376	97.6%
Total Expenses	\$22,391,644	\$26,269,141	\$3,877,497	14.8%
Transfers	463,087	463,087	0	-
Change in Fund Balance	\$128,477	(\$5,607,297)	\$5,735,774	

IV. Local Small Business Economic Stimulus Program 2020

Tyrone Tyra, Senior Vice President of Community & Minority Business Development for Commerce Lexington, first talked about the 2020 Local Small Business Economic Stimulus Program. The information provided is based on a form that LFUCG created for program reporting and the data comes from 77 percent of participants. The average monthly payroll and average total monthly full-time employees were outlined for January, March and December 2020, and May 2021. Tyra pointed out the dip in full-time employees in December and said the employment level has not fully recovered yet. He provided a brief update on the 2021 Small Business Economic Recovery Program, which is more extensive than the 2020 program. They continue to hear how important these funds are to the businesses. They dispersed \$3.79M and about \$500,000 remained available for allocation. Members and the Access Loan Committee and Traditional Bank were thanked for making this work possible.

Worley spoke about businesses as the lifeblood of Lexington's economy. He talked about these programs showing the need for support is overwhelming, particularly by how quickly the funds have gone out. Reynolds confirmed the 2021 stimulus program is still open and accepting applications. Tyra explained this program requires a lot of applications for funds because of the program criteria, which helps determine the appropriate level of funds to award. Applicants can only apply once for this program. They discussed the effort made to follow up with people and answer questions; Commerce Lexington has four people returning calls.

Tyra said they hired Falon McFarland to assist with the program. J. Brown asked what the next step is to help the small business community bounce back from the pandemic. Tyra said he is encouraging businesses to look at their finances. Tyra also suggested making it easier for businesses to get involved in city contracts, which LFUCG's minority business liaison is working on, and helping businesses to develop partnerships to expand and identify new targets. He is working with Sherita Miller on reworking a training program as well.

Ellinger pointed out this program is different from the 2020 program because funds have to be returned if outcomes aren't met. Tyra said the closing of the grant helps emphasize it is a one-year agreement.

Commerce Lexington has planned three check-ins with the awarded businesses. That process will start once all funds have been expended.

Moloney asked if the businesses are having a hard time with employment. Tyra said a lot of the awarded businesses are using the money to retain employees, for example, giving them bonuses. He talked about several employment factors. Some employers, who have strong benefits, are turning people away. Many folks are switching jobs by choice. People are starting businesses at a record rate. Tyra added that a consultant who advises Commerce Lexington doesn't anticipate a "magic bounce back" in employment.

Lamb asked about the number of new businesses that Commerce Lexington has met through these programs and if it has increased the diversity of its membership. Tyra said some businesses are visiting their offices for the first time and the Accelerator program is asked about frequently. They plan to follow up with these businesses in the future.

In response to Bledsoe, Kevin Atkins, Chief Development Officer, said Commerce Lexington met and exceeded on all fronts of the program. Payroll and employment numbers show the average number of employees was under 10, meeting the focus to reach true small businesses; past presentations showed the program far exceeded the goal for 50 percent of the funds to reach women- and minority-owned businesses. No action was taken on this item.

V. Bluegrass Farm to Table Update (annual)

This item was postponed and will be rescheduled. No action was taken on this item.

VI. Budgeting Models and LFUCG Budgeting

Bledsoe first recalled the work of a task force in 2019 with Mayor Gorton that looked at how we can improve the city's budget and finances. This presentation covers some of the items from that work. Erin Hensley began the presentation talking about the purpose and goals of a government's budget. She explained four budgeting approaches, reviewing the pros and cons for each. *Incremental budgeting* is most commonly used and easiest to understand. *Budget for outcomes* (focuses on community priorities) and the *performance-based approach* (more data-driven and works well for situations like ARPA) are similar; LFUCG accounting is not set up structurally for them. The *zero-based approach* requires intentional thought and justification for every dollar. Hensley said 65 percent of the city's budget is an inflexible cost due to personnel; if you take into consideration other annual funding obligations (such as occupancy costs, debt service, insurance, the Extended Social Resource program, etc.), these in total represent over 80 percent of the budget and prevent LFUCG from starting at zero.

Hensley reviewed the annual budgeting process, pointing out how the Division of Budgeting meets with each division monthly to review their budget. Divisions are asked to justify their operating budgets each year as well as provide performance measures. LFUCG's hybrid budgeting includes components of *incremental*, *zero-based*, and *performance-based budgeting*. She outlined best practices identified by the Government Finance Officers Association. The 2019 workgroup created a list of criteria they wanted to enhance the budget process with, some of which are already accomplished. Some of those criteria included publishing the *Budget in Brief* book and making the budgeting process more collaborative among the council and mayor earlier in the process. The last two recommendations regard the volume of budget amendments and a process for a Capital Improvement Plan. Budget amendments are cumbersome and some are insignificant; this should be reviewed to see if there are changes the council

is comfortable with. The process for the CIP is designed to look at long-range expenditures to have a better idea of what's coming.

Bledsoe talked about a process for members of the council and the administration to work together before the budget process starts (maybe September) on a long-term CIP; a joint effort to influence the CIP. This could be a pilot project this year that make a recommendation for the process going forward. In regards to budget amendments, Bledsoe pointed out the council's consideration of consent agendas in the past and talked about balancing transparency with being fiscally responsible, for example, staff time to process all the budget amendments. She suggested a pilot project that would modify what budget amendments would require the council's approval for grant projects and funds.

Moloney agreed the council doesn't need to spend as much time as it does on budget amendments for a small amount of money and referenced how it works differently at the state level. He encouraged the administration to share draft language [to amend necessary ordinances] that would modify the process.

F. Brown referenced the GFOA best practices related to unrestricted fund balance; he is not happy with how LFUCG portrays this. He mentioned the Comprehensive Annual Financial Report and outstanding awards in past years, which means the city is doing things right. He prefers all budget amendments that affect fund balance to go through the council for approval no matter the amount. He and Hensley discussed divisions that have a CIP (e.g. Police, Fire, and Parks and Recreation). Bledsoe said the idea is to not wait until the budget process to see the CIP, it would be a joint effort with the council earlier in the year.

J. Brown asked about parameters if a pilot project was tested for budget amendments with grants. They will need to review an ordinance from the 1970s that direct budget amendments. Hensley said the council would need to be informed of the grant budget, major changes in scope or funding, and the end result. Council would want to establish a threshold for change in revenue and determine what level of movement within expenditure categories was allowed if they aren't triggering the funding source.

Lamb recalled changes within LFUCG made over the years to be more efficient, which she compared to the possibility of improving budget amendments. She wants to continue to improve transparency and engagement with the public so they know where to look at things. The council often doesn't discuss CIP projects until the budget or when a project begins. Kay said the city is not looking for a return on investment and therefore the budget process is different from a corporate setting. He is in favor of simplifying budget amendments. Regarding the CIP process, he compared the project list in the Lexington Area Metropolitan Planning Organization; the list could be used as a base and modified. Kay pointed out various categories of fund balance and how they were used in the past to help with cash flow; ultimately he questioned how formal the process for unrestricted fund balance needs to be.

Sheehan talked about how helpful it was to participate in the mayor's budget hearings and asked what else can be done towards a collaborative budget review process. Hensley highlighted a couple of opportunities including the council's involvement in Budgeting's monthly meetings with divisions to review their budget and additional support for new council members before the council's budget process starts. Hensley said the budget retreats that provide an opportunity for a dynamic conversation can only go further in future years.

Sally Hamilton, CAO, said the CIP process doesn't mean each division submits their full CIP. She then explained the state process. Every state agency submits their (two-year) capital budget, a committee composed of various parts of the government ranks those projects, and then the ranked list is submitted

to the legislature. The legislature would often amend the list but it was a good guidance process. Hamilton talked about this kind of process helping everyone. Moloney and Bledsoe discussed the at-large council members serving on the group, particularly because the purpose is long-range planning and they have four-year terms. Bledsoe asked the administration to come back with (1) a proposal on how to do a CIP process and (2) what a modified process for budget amendments tied to grants would look like, including changes to the ordinance for the next meeting. No action was taken on this item.

Motion by Kay to adjourn (at 2:24 p.m.); seconded by Ellinger. The motion passed without dissent.

Materials for the meeting:

<https://lexington.legistar.com/MeetingDetail.aspx?ID=890624&GUID=46E8842D-4BCD-467F-A532-3DDC75512071&Options=info|&Search>

Video recording of the meeting: http://lfucg.granicus.com/player/clip/5423?view_id=4&redirect=true

HBA 9/22/21

DANTZLER COURT GREENSPACE NEIGHBORHOOD IMPROVEMENTS

***LFUCG Greenspace Commission/Trust
Water Quality Lot Improvement Program***

Council Work Session

September 28, 2021



LEXINGTON



Mission of the Greenspace Commission:

*“The Mission of the Greenspace Commission is to **preserve, protect, enhance and maintain the open space** throughout the Lexington Urban Service Area and Fayette County.”*

Purpose of the Greenspace Trust:

“. . . be an agency and instrumentality of the urban county government. **It is organized for the purpose of applying for and receiving funds, contributions and donations, to further the purposes of the Greenspace Commission, including the acquisition and donation of real property.**”



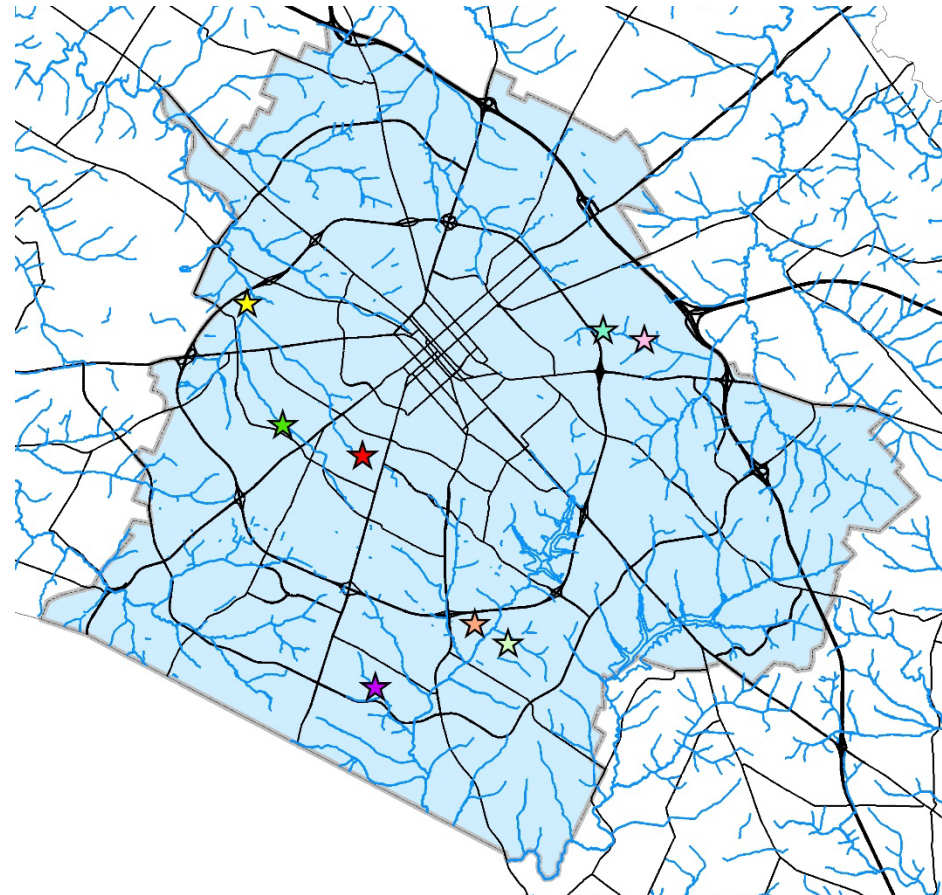
LFUCG Greenspace

- Division of Environmental Services (DES) manages / maintains approximately 500 acres of greenspace.
 - greenways (larger tracks of land); detention basins; water quality lots; and vacant parcels
- Funded by the Water Quality Management Fee for turf mowing, managed naturalized areas and no-mow zones.
- In 2018, DES Staff challenged the Greenspace Commission/Trust to create a plan for underutilized greenspaces.



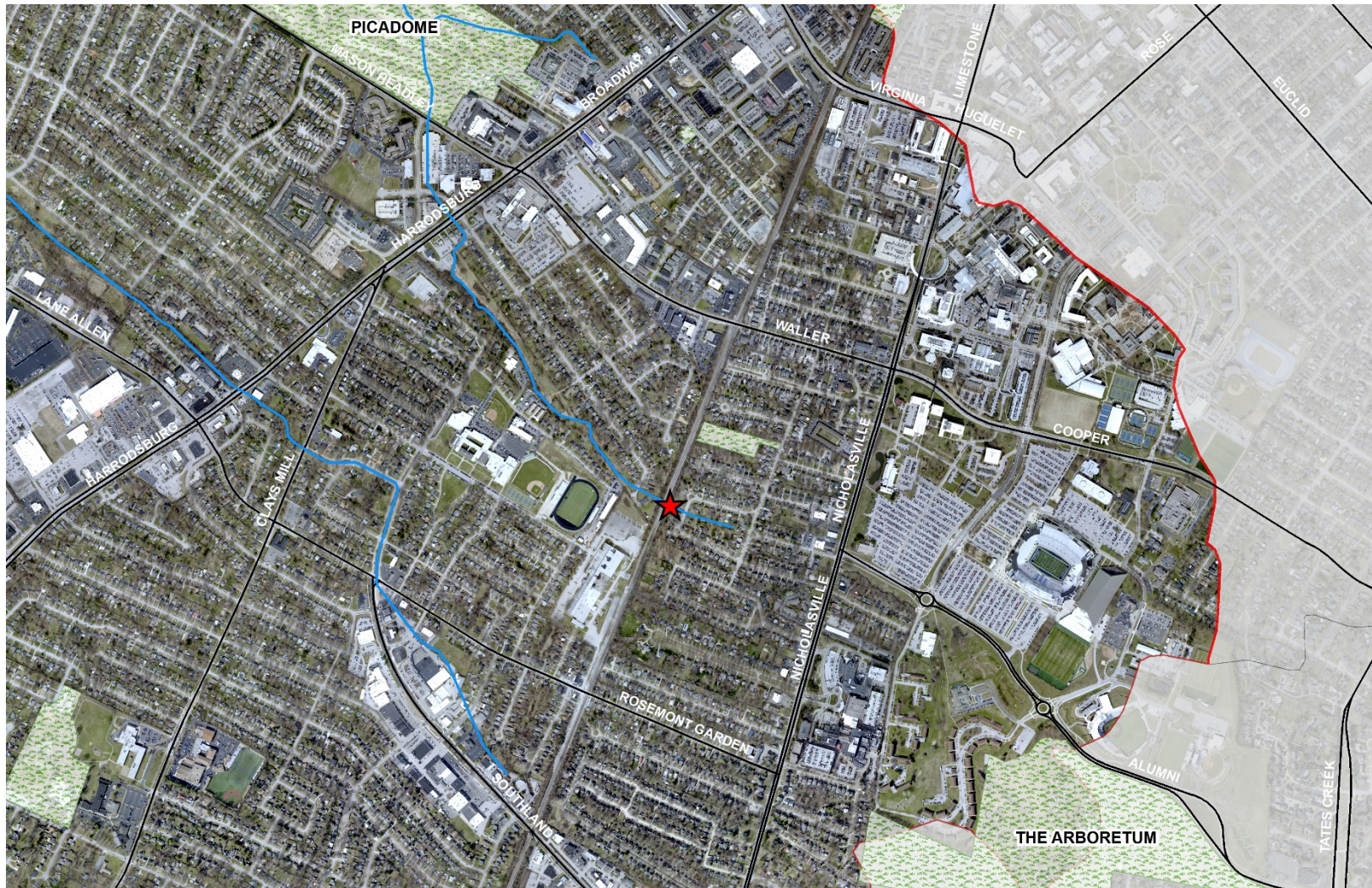
Original Greenspaces Reviewed

- ☐ Dantzler Court Water Quality Lots (CD3)
- ☐ Meadowbrook Park Greenspace (CD4)
- ☐ Dartmoor Water Quality Lot (CD6)
- ☐ Ft. Sumter Water Quality Lots (CD6)
- ☐ Crimson King Water Quality Lots (CD8)
- ☐ Gainesway Greenspace (CD8)
- ☐ Valley Park Stream Buffer (CD11)
- ☐ Furlong Drive Water Quality Lots (CD11)





Dantzler Court Water Quality Lots





Dantzler Court Water Quality Lots (2007)



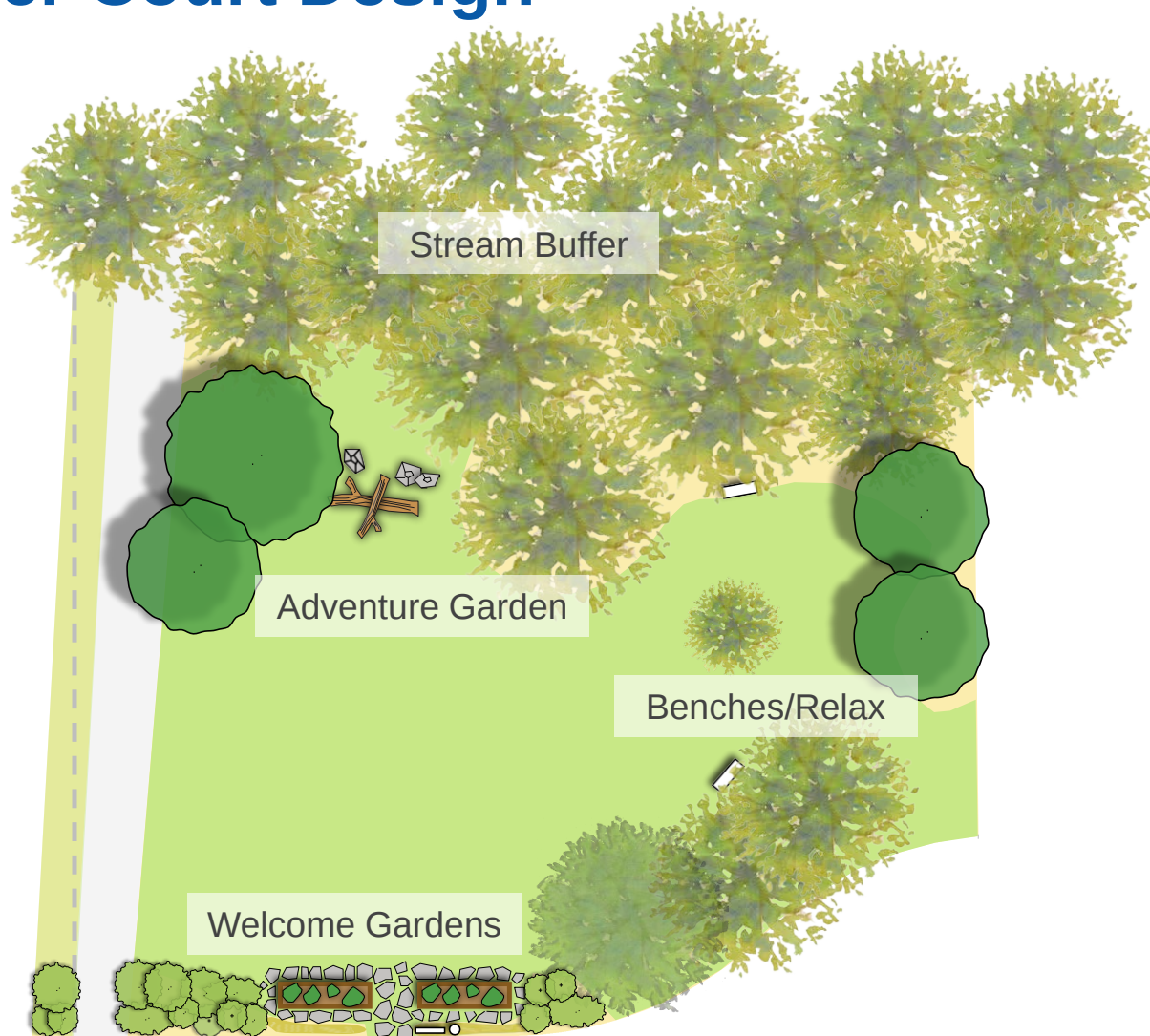


Dantzler Court Water Quality Lots (2019)





Dantzler Court Design





Funding

Funds Received / Committed -- \$16,000

- o \$ 1,000 LFUCG Neighborhood Development Funds (FY 2019)
- o \$ 2,500 Blue Grass Community Foundation (January 2020)
- o \$10,000 LFUCG Discretionary Funds (FY 2020)
- o \$ 2,500 LFUCG Discretionary Funds (FY 2021)

Phase I (2019-2020):

- o Bench Purchased (NDF)
- o Invasive Removal / Herbicide Applied (LFUCG DES Operations Crew)
- o Trees Purchased & Planted (BGCF Funds)

Phase II (Spring 2021):

- o Adventure Garden Installation
- o Bench Installation
- o Stream Buffer & Wildflower Border Planted

Phase III (Fall 2021):

- o Educational Signage Designed, Purchased & Installed
- o Bicycle Rack (Donated by Parks) Installed
- o Geocaching Station Developed



Planted 10 Native Trees (May 2020)



- Sugar Maples
- Redbud
- Dogwood
- Tulip Poplar
- Service Berry
- Plane Tree



Field Discussion – Next Steps (Sept 2020)





Planted Stream Buffer (Spring 2021)



June 2021



Planted Native Wildflower Border (Spring 2021)



June 2021



Installed Adventure Garden (May 2021)



June 2021

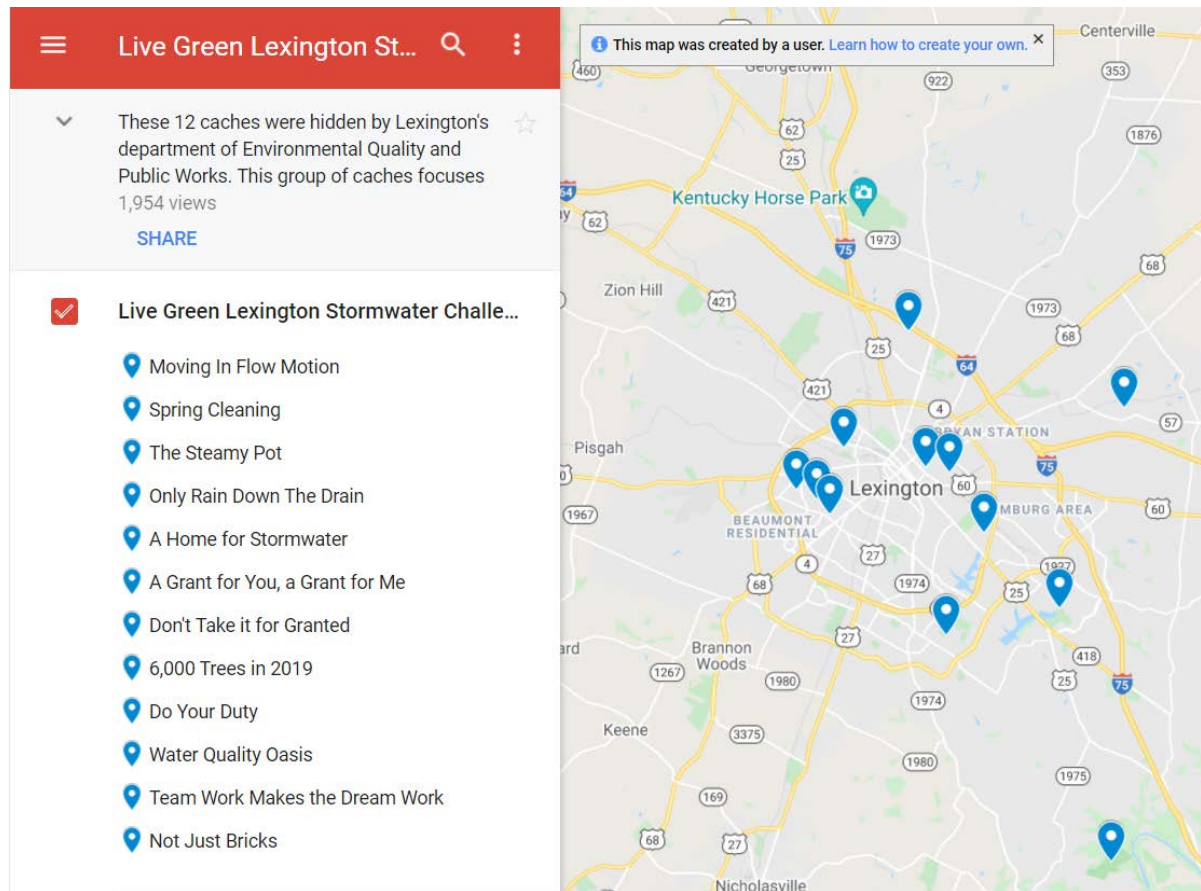




Developed Geocaching Station

(<https://www.lexingtonky.gov/geocaching>)

Geocaching is a real-world, outdoor treasure hunting game using GPS-enabled devices. Participants navigate to a specific set of GPS coordinates and then attempt to find the **geocache** (container) hidden at that location





Installed EnviroSign and Bicycle Rack

WELCOME!

This greenspace is a water quality lot, property purchased by the city because it floods. The city removed the house that used to be here. Now the lot can absorb more water, helping to mitigate flooding issues downstream. It is in the Seven Parks Historic District.

The property is being managed to serve the community and protect the environment.

RIPARIAN BUFFER

A transition area between land and water that contains a mix of trees, shrubs, grasses and wildflowers. This vegetated strip of land cleans water as it moves toward the stream and protects the streambank from erosion.

Zona de influencia ribereña – Un área de transición entre la tierra y el agua que contiene una mezcla de árboles, arbustos, pastos y flores silvestres. Esta franja de tierra con vegetación, limpia el agua a medida que avanza hacia el arroyo y protege la ribera del río de la erosión.

Black-eyed Susans are native to Kentucky and attract pollinators like birds and butterflies.

Rudbeckia bicolor son autóctonas de Kentucky y atraen a polinizadores como pájaros y mariposas.

¡BIENVENIDOS!

Este espacio verde es un solar de calidad de agua, propiedad comprada por la ciudad debido a que se inunda. La ciudad retiró la casa que solía estar aquí. Ahora el solar puede absorber más agua, lo que ayuda a mitigar los problemas de inundaciones río abajo. Está en el Distrito Histórico de los Siete Parques.

La propiedad está siendo administrada para servir a la comunidad y proteger el medio ambiente.

ADVENTURE GARDEN

Logs are great for exploring and playing. Count the rings on the log to find out how old the tree was. See what creatures you can find living on, near or under the log. And, of course, climb, sit, balance – just play!

Jardín de aventuras – Los troncos son excelentes para explorar y jugar. Cuenta los anillos del tronco para saber cuántos años tenía el árbol. Busca animales que puedan vivir encima, cerca o debajo del tronco. Y, por supuesto, trepa, siéntate, mantén el equilibrio, ¡juega!

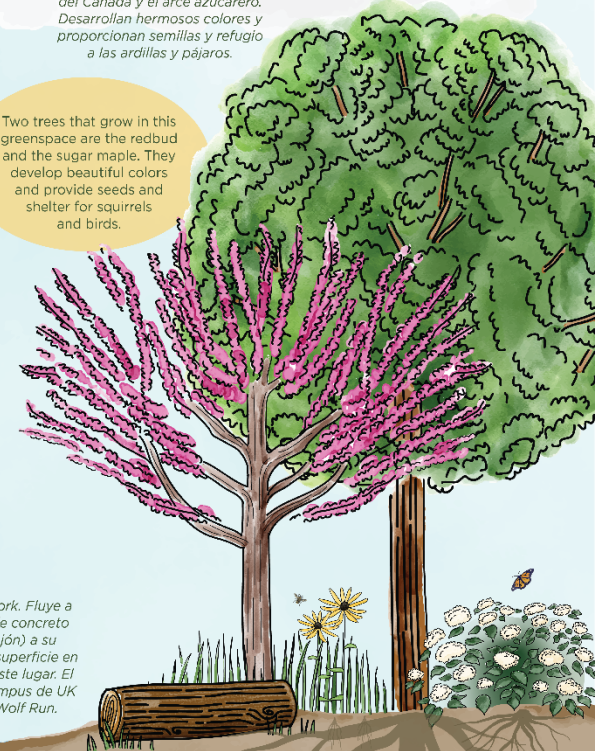
This is the Big Elm Fork. It flows under the concrete path to your left (box culvert) and resurfaces at the rear of this site. The creek begins on the UK campus and flows into Wolf Run.

Este es el Big Elm Fork. Fluye a través del camino de concreto (alcantarilla de cajón) a su izquierda y sale a la superficie en la parte trasera de este lugar. El arroyo nace en el campus de UK y desemboca en Wolf Run.

DANTZLER CT GREENSPACE

Dos árboles que crecen en este espacio verde son el ciclamor del Canadá y el arce azucarero. Desarrollan hermosos colores y proporcionan semillas y refugio a las ardillas y pájaros.

Two trees that grow in this greenspace are the redbud and the sugar maple. They develop beautiful colors and provide seeds and shelter for squirrels and birds.



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Blue Grass Community Foundation
Environmental Services
Greenspace Commission & Trust
The Lexington-Fayette Urban County Council



Scan for more information on Lexington's greenspaces.

Dantzler Court Greenspace Improvements



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Next Steps

Goal

- To spend up to a year on choice / funding / design, followed by up to a year to implement design elements.

Themes to Continue:

- Looking for opportunities to use green infrastructure for water quantity and quality management;
- Making greenspace accessible and equitable;
- Emphasizing connectivity where possible and needed (5-minute and 10-minute walk / ride radius, linking parks / greenspaces / trails to neighborhoods and to each other);
- Improving vacant / underutilized greenspace to provide vibrant focal points within neighborhoods with relatively small infusions of funding makes a significant impact.

Eureka Springs Detention Area (2021/2022)



- Outdoor Public Meeting – October 5th
- Design Ideas Presented - November 17th
Greenspace Commission/Trust Meeting
- Greenspace Trust Applying for Funds
- Project Implementation Spring 2022



Questions?

