Lexington-Fayette Urban County Government

200 E. Main St
Lexington, KY 40507

Tuesday, October 19, 2021

3:00 PM

Packet

Council Chamber

Urban County Council Work Session

Urban County Council
Schedule of Meetings
October 18, 2021 – October 25, 2021

Monday, October 18

ARPA Subgroup – Parks……11:00 am
Conference Room – 5th Floor Government Center

ARPA Subgroup – Economic Growth……1:00 pm
Video Teleconference

Tuesday, October 19

ARPA Subgroup – Equity Services……9:00 am
Conference Room – 5th Floor Government Center

Environmental Quality & Public Works Committee……1:00 pm
Council Chamber – 2nd Floor Government Center

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

Wednesday, October 20

Redistricting Committee……10:00 am
Council Chamber – 2nd Floor Government Center

Commission for People with Disabilities……11:00 am
Senior Center – 195 Life Lane

Thursday, October 21

Corridors Commission……12:00 pm
Video Teleconference

ARPA Subgroup – Parks……2:00 pm
Conference Room – 5th Floor Government Center

Friday, October 22

No Meetings

Monday, October 25

No Meetings

Lexington-Fayette Urban County Council
Work Session Agenda
October 19, 2021

I. Public Comment - Issues on Agenda

II. Requested Rezonings/ Docket Approval – No

III. Approval of Summary – Yes, p. 1-3

- **a** Table of Motions: Council Work Session, October 12, 2021

IV. Budget Amendments – No

V. New Business – Yes, p. 4-55

VI. Continuing Business/ Presentations – Yes

- **a** Neighborhood Development Funds: October 19, 2021, p. 56
- **b** Summary: Environmental Quality & Public Works Committee, August 24, 2021, p. 57-60
- **c** Presentation: Transmission Cycle Based Line Clearing, p. 61-65

VII. Council Reports

VIII. Mayor's Report – No

IX. Public Comment - Issues Not on Agenda

X. Adjournment

Administrative Synopsis - New Business Items

a	**0895-21**	Authorization for the First Amendment to Grant of Easement with Exeter Newton Land, LLC originally entered into April 1, 2010 with Lexmark International, Inc. regarding "Exhibit 1" more commonly known as 1180 Newtown Pike. The amendment releases a portion of the permanent easement "Exhibit 2" and adds parcels of land described in "Exhibit 3" to the easement, at a cost of $10. This action is needed for a permanent relocation of a portion of the Legacy Trail due to redevelopment on the current trail site. Funds are budgeted. (L0895-21) (Burton/Albright) p. 4
b	**0986-21**	Authorization to amend Resolution No. 029-2020 to reflect actual award and to execute Supplemental Agreement No. 1 to MOA from the Kentucky Transportation Cabinet for a School Zone Enhancement project. No budgetary impact. (L0986-21) (Neal/Albright) p. 5
c	**0992-21**	Authorization to establish Idemia Identity & Security USA LLC as a sole source vendor and accept the attached Maintenance and Support Agreement, at a cost of $9,344.00. This agreement allows for the maintenance and support on the MorphoBis Latent Expert Workstation, an automated fingerprint identification system, effective November 18, 2021 - November 17, 2022. This is also to establish Idemia Identity & Security USA LLC as a sole source vendor. Funds are budgeted, and includes, Software Support, On-Site Hardware Support and Parts Support. (L0992-21) (Weathers/Armstrong) p. 6
d	**0996-21**	Authorization to accept a donation from the family of Ms. Forrest Begley of a portrait depicting the first *elected* Mayor of Lexington, Charles W. Foushee, painted by esteemed local artist M.W. Clark (c. 1890), and 2 family Bibles- both owned by Former Mayor Foushee. No budgetary Impact. (L0996-21) (Allan/Hamilton) p. 7
e	**0998-21**	Authorization to enter into a 5-year lease with Dell Financial Services for payment of software maintenance and support, as well as costs associated with implementation of the OpenText Project by Volta. Cost is $35,518.25 quarterly. Funds are budgeted. (L0998-21) (Nugent/Valicenti) p. 8
f	**0999-21**	Authorization to sign an application and to execute a Service Site Agreement between the Lexington-Fayette Urban County Government and The Kentucky Environmental Education Leadership Corp (an AmeriCorps program of the Kentucky Environmental Education Council). This Agreement will provide for an AmeriCorps member for the Division of Parks and Recreation for one year at a one-time cost not to exceed $4,000. Funds are budgeted. (L0999-21) (Conrad/Ford) p. 9
g	**1000-21**	Authorization to approve AE Electrical Solutions as a sole source vendor for the installation of the electrical system in the Materials Recycling Facility (MRF) due to the ongoing maintenance they have provided. Funds are budgeted. (L1000-21) (Thurman/Albright) p. 10
h	**1002-21**	Authorization to accept a quote and lease agreement with Software Information Systems (SIS). The Palo Alto firewall system that the Police Department and Division of Enhanced 911 use is up for renewal. This renewal is for new hardware at both Police Headquarters and E-911 along with security software used to protect our computer network from outside intrusion, at a cost of $161,045.00. Funds are budgeted. (L1002-21) (Weathers/Armstrong) p. 11

i	**1003-21**	Authorization to execute a Voluntary Collection Agreement with HomeAway.com, Inc. for the collection and remittance of transient room tax for short-term rentals on its platform. No budgetary impact. (L1003-21) (Holbrook/Hensley) p. 12
j	**1004-21**	Authorization to accept Landmark Sprinkler as a sole source for the removal, redesign and reinstallation of a major portion of the sprinkler system it installed in 2019 at the LFUCG Material Recycling Facility (MRF) due to a major upgrade of the system. Funds are budgeted. (L1004-21) (Thurman/Albright) p. 13
k	**1005-21**	Authorization for the Division of Community Corrections to enter into a Memorandum of Agreement with Capital Court Authority, LLC. The Division issued RFP 20-2021 for the provision of drug testing services and reporting for offenders on electronic monitoring and those on supervised probation. No budgetary impact. (L1005-21) (Farmer/Armstrong) p. 14-15
l	**1006-21**	Authorization to enter into an extended warranty agreement with Romaine Companies for the body scanner located at the Fayette County Detention Center. The Division purchased a dual view body scanner from Romaine Companies in 2018 (R712-2018). Romaine is the sole source provider for the body scanner, the Division wishes to purchase a four (4) year extended warranty to be paid annually. The extended warranty includes parts, labor, travel, software updates, and annual radiation inspections. Funds are budgeted for FY22 and will be requested in the future years. (L1006-21) (Farmer/Armstrong) p. 16-17
m	**1022-21**	Authorization to accept the bid from EHI Consultants, in the amount of $37,000 for design services for parking lot renovation and construction at Shillito Park and Southland Park, construction documents, construction administration and related services for the city, outlined in RFP-25-2021. Funds are budgeted. (L1022-21) (Conrad/Ford) p. 18
n	**1023-21**	Approval of a License Agreement between the Lexington-Fayette Urban County Government and the Lexington Center Corporation for the Kiddie Kapers Spring Recital May 6 - May 9, 2022 at a cost not to exceed $9,900.00. Funds are budgeted. (L1023-21) (Conrad/Ford) p. 19
o	**1028-21**	Authorization to negotiate and enter into a redevelopment agreement with the United Way of the Bluegrass, for renovation and adaptive reuse of the former Palmer Pharmacy Building located at 400 East Fifth Street. No budgetary impact. (L1028-21) (Ford) p. 20
p	**1029-21**	Authorization to execute Contract Modification No. 2 in the amount of $39,295.00 with EA Partners for design of Town Branch Trail Crossing for a new total of $130,895.00. Funds are budgeted. (L1029-21) (Burton/Albright) p. 21-25
q	**1030-21**	Authorization to approve LocusUSA as a sole source provider for the purchase of DiagnostX for the Division of Emergency Management at a cost not to exceed $54,205. Funds are budgeted. (L1030-21) (Dugger/Armstrong) p. 26
r	**1031-21**	Authorization to accept a grant award of $500 from Kentucky American Water's Firefighting Support Grant Program for the purchase of Personal Protective Equipment for the Division of Fire and Emergency Services. Budget amendment in process. (L1031-21) (Wells/Armstrong) p. 27

s	**1032-21**	Authorization to accept a grant award of $3,000 from the Norfolk Southern Corporation Community Impact Grant Program for the purchase of an E-bike for the Division of Police. Budget amendment in process. (L1032-21) (Weathers/Armstrong) p. 28
t	**1035-21**	Authorization to execute modifications to agreements with the Kentucky Department of Military Affairs, Division of Emergency Management for federal funds under the Chemical Stockpile Emergency Preparedness Program (CSEPP) for FY 2019 and FY2020 extending the performance period through September 30, 2022. No budgetary impact. (L1035-21) (Dugger/Armstrong) p. 29
u	**1036-21**	Authorization to execute an amendment to the agreement with New Beginnings Bluegrass, Inc. under the Emergency Solutions Grants Program to extend the period of performance through August 31, 2022. No budgetary impact. (L1036-21) (Lanter/Hamilton) p. 30
v	**1038-21**	Authorization to execute Kentucky Child and Adult Care Food Program renewal contract for catering with Bateman Community Living, LLC dba TRIO Community Meals for catering services for breakfast, lunch and supplemental snack for the Family Care Center, in the amount of $164,875.35. Funds are budgeted. (L1038-21) (Rodes/Allen-Bryant) p. 31
w	**1039-21**	Authorization to execute amendment to agreement with FoodChain to move Community Development Block Grant program CARES Act funds to labor and fringe from supplies in the amount $6,368.05. No budgetary impact. (L1039-21) (Lanter/Hamilton) p. 32
x	**1040-21**	Authorization to accept award of additional federal funds from the Kentucky Cabinet for Health and Family Services, Department for Community Based Services in the amount of $137,540 to support child care expenses in the Extended School Program in the Division of Parks & Recreation. No matching funds required. (L1040-21) (Conrad/Ford) p. 33
y	**1042-21**	Authorization to amend and restate Ordinance No. 42-2020, as amended and restated by Ordinance No. 54-2020; Ordinance No. 80-2020; Ordinance 103-2020; and which pertains to the suspension of certain ordinances for expanded restaurant, bar, and retail business uses, to extend the deadline through December 31, 2021, and to provide certain clarifications and other corresponding changes. No budgetary impact. (L1042-21) (Peacher/Scott) p. 34
z	**1046-21**	Request Council authorization to execute Contract Modification No. 1 in the amount of $14,442.14 with Stantec Consulting Services, Inc. for additional design of Town Branch Trail/Commons increasing the contract price from $94,000 to $108,442.14. Funds are budgeted. (L1046-21) (Burton/ Albright) p. 35-40
aa	**1047-21**	Authorization to execute FY22 Neighborhood Action Match Program contracts with the following: Cave Hill Community Association, Inc. ($2,332), Darby Creek Townhomes Association ($4,250), Dogwood Trace Neighborhood Association ($10,000), Gratz Park Neighborhood Association ($2,755), Griffin Gate Community Association ($10,000), Lakeshore Village Homeowner Neighborhood Association ($7,100), Lake Area Neighborhood Association ($5,000), Rabbit Run HOA ($10,000), Saddle Club Homeowners Association ($6,750), Still Meadow HOA ($10,000), Sunny Slope Farm Homeowners Association ($10,000), The Fairways at Andover Neighborhood Association ($10,000), Westmoreland Neighborhood Association ($6,843). Funds are budgeted. (L1047-21) (Lanter/Hamilton) p. 41

bb	**1048-21**	Authorization to amend Resolution No. 540-2021 to revise amounts and account number for a sole source provider services agreement with Everbridge, Inc. for the Alert Notification System for Emergency Management, in the amount of $110,233.94. Funds are budgeted. (L1048-21) (Dugger/Armstrong) p. 42
cc	**1069-21**	Authorization for Council to adopt an Ordinance pursuant to Section 2-1(a) of the Code of Ordinances of the Lexington-Fayette Urban County Government, adopting a Schedule of Meetings for the Council for the calendar year 2022. (L1069-21) (Maynard) p. 43-55

URBAN COUNTY COUNCIL
WORK SESSION
TABLE OF MOTIONS
October 12, 2021

Mayor Gorton called the meeting to order at 3:00pm. All Council Members were present.

I. Public Comment – Issues on Agenda

Motion by Kay to Amend to amend the agenda and move the recognition of the rental assistance team to the top of the agenda. Seconded by McCurn. Motion passed without dissent.

II. Requested Rezonings/Docket Approval

Motion by Kay to approve the October 14, 2021 Council meeting docket. Seconded by Plomin. Motion passed without dissent.

Motion by McCurn to place on the docket for the October 14, 2021 Council meeting, a resolution initiating for planning commission review and recommendation the rezoning of approximately two hundred (200) acres of property located at 2850 Georgetown Road and 1490 Bull Lea Road from an agricultural urban (A-U; 56.33 acres net/63.17 acres gross) zone, an agricultural rural (A-R 136.26 acres net/172.26 acres gross) zone and a University Research Campus (P-2; 7.41 acres net/gross) zone to a light industrial (L-1) zone. Seconded by Reynolds. Motion passed without dissent.

III. Approval of Summary

Motion by Ellinger to approve the September 28, 2021 work session summary. Seconded by Kay. Motion passed without dissent.

IV. Budget Amendments

Motion by Sheehan to approve budget amendments. Seconded by McCurn. Motion passed without dissent.

Motion by Bledsoe to amend the Budget Amendment Request List on pages 4-5 of the Work Session Packet to add the following budget amendments that were approved after the packet was prepared. Budget Journal 131333-34 in Grants and Special Programs to provide $3,000 for Norfolk Southern Railroad grant award for the Division of Police. Seconded by Kay. Motion passed without dissent.

Motion by Bledsoe to add Budget Journal 131335 in the Municipal Aid Program Fund to provide $23,900 for a traffic study related to West High Street from unallocated revenues. Seconded by LeGris. Motion passed without dissent.

Motion by Bledsoe to add Budget Journal 131349-50 in Grants and Special Programs to provide $500 for Kentucky American Water's Firefighting Support grant award for the Division of Fire. Seconded by Kay. Motion passed without dissent.

Motion by Bledsoe to add Budget Journal 131363 in the General Fund to provide $28,142.19 for Parks and Recreation to purchase internet phone equipment to replace outdated and non-operational phones by decreasing funds for repairs and maintenance Seconded by Baxter. Motion passed without dissent.

V. New Business

Motion by Plomin to approve new business. Seconded by Reynolds. Motion passed without dissent.

VI. Continuing Business/Presentations

Motion by Ellinger to approve neighborhood development funds. Seconded by Sheehan. Motion passed without dissent.

Council Member Lamb provided a summary of the September 14, 2021 General Government & Social Services Committee meeting. There were no motions to report from the meeting.

Council member J. Brown provided a summary of the September 14, 2021 Special Planning & Public Safety Committee meeting.

Motion by J. Brown to approve amending articles 1-11, 3-12(a)-(o), 5-4(a)(2), 8-5(c)(10), 8-5(d)(14), 8-9(c)(9), 8-10(c)(9), 22B-3(8), 23-3(d), 23A-5(c) and 23A-5(d)(10) of the zoning ordinance to include general zoning provisions for the incorporation and regulation of Accessory Dwelling Units (ADUs) as approved at the September 14, 2021 Special Planning & Public Safety Committee meeting. Seconded by Kay. Motion passed without dissent.

Motion by Worley to amend and require all detached ADUs be considered conditional uses, requiring board of adjustment review and approval. Seconded by Baxter. Motion failed 5-10. Moloney, McCurn, Lamb, Worley and Baxter voted yes. Kay, Ellinger, J. Brown, LeGris Sheehan, Kloiber, F. Brown, Bledsoe, Reynolds and Plomin voted no.

There were no additional motions to report from the meeting.

VII. Council Reports

VIII. Mayor's Report

Motion by Kay to approve the Mayor's Report. Seconded by Plomin. Motion passed without dissent.

IX. Public Comment – Issues Not on Agenda

X. Adjournment

Motion by Ellinger to adjourn at 4:44pm. Seconded by Plomin. Motion passed without dissent.

SAM, 10/14/21

MAYOR LINDA GORTON

LEXINGTON

DOUG BURTON
DIRECTOR
ENGINEERING

TO: Mayor Linda Gorton
Urban County Council

FROM: Doug Burton, P.E., Director
Division of Engineering

DATE: October 5, 2021

SUBJECT: Legacy Trail Easement

Request:

Council authorization for the First Amendment to Grant of Easement with Exeter Newton Land, LLC originally entered into April 1, 2010 with Lexmark International, Inc. regarding "Exhibit 1" more commonly known as 1180 Newtown Pike. The amendment releases a portion of the permanent easement "Exhibit 2" and adds parcels of land described in "Exhibit 3" to the easement.

Purpose of Request:

This action is needed for a permanent relocation of a portion of the Legacy Trail due to redevelopment on the current trail site.

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

The cost for this FY is: $10

The cost for future FY is: $0

Are the funds budgeted?

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

File Number: 0895-21

Director: W. Douglas Burton Commissioner: Nancy Albright

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: **AUGUST 27, 2021**

SUBJECT: Authorization to amend Resolution No. 029-2020 to revise to awarded amount and execute Supplemental Agreement No. 1 for the School Zone Enhancements Project

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Request: Council authorization to amend Resolution No. 029-2020 to reflect actual award and authorize the Mayor to execute Supplemental Agreement No. 1 to MOA from the Kentucky Transportation Cabinet for a School Zone Enhancement project.

Purpose of the Request: On January 23, 2020 (Resolution 29-2020) Council approved acceptance of a federal grant from the Kentucky Transportation Cabinet in the amount of $275,000 for Fayette County elementary school zone enhancements. The Division of Traffic Engineering requests to amend the resolution to reflect a grant award of $272,000 from Kentucky Transportation Cabinet and to execute Supplemental No. 1 to the corresponding MOA with the Cabinet.

The cost in this budget year and future budget years: No impact on budget. No future expenses are anticipated for future budget years.

Are the funds budgeted? Yes, all grant funds are budgeted in 3160-303601-0001-91613.

File Number: 0986-21

Director/Commissioner: Neal/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 28, 2021

SUBJECT: Maintenance and Support Agreement & Sole Source Certification – Idemia Identity & Security USA LLC

Request
Authorization to establish Idemia Identity & Security USA LLC as a sole source vendor and accept the attached Maintenance and Support Agreement.

Why are you requesting?
This agreement allows for the maintenance and support on the MorphoBis Latent Expert Workstation, an automated fingerprint identification system, effective November 18, 2021 – November 17, 2022. This is also to establish Idemia Identity & Security USA LLC as a sole source vendor. The attached agreement requires Mayor Gorton's signature.

What is the cost in this budget year and future budget years?
Funds for this purchase are budgeted - $9,344 (includes Software Support, On-Site Hardware Support and Parts Support)

Are the funds budgeted? Yes – 1101-505506-5561-76102

File Number: 0992-21

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

LBW/rmh

MAYOR LINDA GORTON

LEXINGTON

SALLY HAMILTON
CHIEF ADMINISTRATIVE OFFICER

TO: Mayor Linda Gorton

Honorable Members, Urban County Council

FROM:

Abigail Allan, Council Clerk

DATE: September 28, 2021

SUBJECT: Mayoral Portrait and Family Bible Donation

Request:

Authorization to accept a donation from the family of Ms. Forrest Begley of a portrait depicting the first *elected* Mayor of Lexington, Charles W. Foushee, painted by esteemed local artist M.W. Clark (c. 1890), and 2 family Bibles- both owned by Former Mayor Foushee.

Why are you requesting?

This Mayoral portrait is of historical significance and will fit nicely with the existing collection of Mayoral portraits hung throughout the Government Center. The bibles will be held in permanent archives and used during Mayoral swear in ceremonies.

What is the cost in this budget year and future budget years? There is no cost- No budgetary impact.

Are the funds budgeted? N/A

File Number: 0996-21

Director/Commissioner: Allan/ Hamilton

MAYOR LINDA GORTON

LEXINGTON

ALDONA VALICENTI
CHIEF INFORMATION OFFICER

TO: Mayor Linda Gorton

Urban County Council

FROM: Aldona Valicenti

Chief Information Officer

CC: Chad Cottle

DATE: October 1, 2021

SUBJECT: OpenText project

Request Authorization to: enter into a 5-year lease with Dell Financial Services for payment of software maintenance and support, as well as costs associated with implementation of the OpenText project by Volta. Cost is $35,518.25 quarterly. Funds are budgeted.

Why are you requesting? This project is needed to preserve selected historic data from the mainframe system which will be converted to a format that is compatible with today's technologies that use web-based applications to query data stored within database servers.

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

The cost for this FY is: $35,518.25

The cost for future FY is: $142,073 ($35,518.25 quarterly)

Are the funds budgeted?

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

Account number: 1101-202505-0001-76102

File Number: 0998-21

Director/Commissioner: Michael Nugent/Aldona Valicenti

MAYOR LINDA GORTON

LEXINGTON

MONICA CONRAD
DIRECTOR
PARKS & RECREATION

MEMORANDUM

TO: **Linda Gorton, Mayor**
Sally Hamilton, CAO
Urban County Council Members

FROM: **Monica Conrad, Director, Division of Parks and Recreation**

DATE: **October 1, 2021**

SUBJECT: **Service Site Agreement with the Kentucky Environmental Education Leadership Corp for an AmeriCorp Member for the Division of Parks and Recreation.**

Request:
Council approval for the Mayor to sign an application and to execute a Service Site Agreement between the Lexington-Fayette Urban County Government and The Kentucky Environmental Education Leadership Corp (an AmeriCorps program of the Kentucky Environmental Education Council). This Agreement will provide for an AmeriCorps member for the Division of Parks and Recreation for one year at a one-time cost not to exceed $4,000.

Why are you requesting?
The AmeriCorps member will plan, develop, and lead environmental education programs at various park locations which will help fulfill goals specified in the Division of Parks and Recreation Master Plan. This service member will provide full-time support within the Natural Areas section of Lexington Parks and Recreation for one year.

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

The cost for this FY is: $4,000

The cost for future FY is: None

Are the funds budgeted? Yes
Account number: 1103 707603 7552 71299 - $4,000

File Number: 0999-21

Director/Commissioner: Conrad/Ford

MAYOR LINDA GORTON

LEXINGTON

NANCY ALBRIGHT
COMMISSIONER
ENVIRONMENTAL QUALITY & PUBLIC WORKS

TO: Mayor Linda Gorton
Urban County Council

FROM: George S. Milligan, Construction Supervisor
Environmental Quality and Public Works

DATE: September 30, 2021

SUBJECT: Sole Source – AE Electrical Solutions

Request authorization to: approve AE Electrical Solutions as a sole source vendor.

Why are you requesting? AE Electrical Solutions has installed the electrical system in this facility. In addition they are an authorized dealer for the equipment and are familiar with the system and the systems used to process the recyclable materials at this facility due to the on-going maintenance they have provided.

Department needs this action because why: it would improve system down time by reducing the time it takes to secure a vendor and the turn-around time for repairs.

Funding is budgeted for this work in account: 1115-303505-3571-76101

Director/Commissioner: Tracey Thurman, Director, Waste Management
Nancy Albright, Commissioner, Environmental Quality & Public Works

Recommend Approval:

Nancy Albright, P.E.
Commissioner
Environmental Quality & Public Works

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: October 4, 2021

SUBJECT: Software Information Systems (SIS)/Palo Alto – Quote and Lease Agreement

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Request

Authorization to accept the attached quote and lease agreement with Software Information Systems (SIS).

Why are you requesting?

The Palo Alto firewall system that the Police Department and Division of Enhanced 911 use is up for renewal. This renewal is for new hardware at both Police Headquarters and E-911 along with security software used to protect our computer network from outside intrusion. By placing hardware at both locations, network security redundancy can be accomplished. This will allow the Police Department and E-911 to continue to operate a secure computer network should a hardware issue occur, or building have to be evacuated for fire or natural disaster or an internet connection to go down.

Our current Palo Alto hardware is over 6 years old and is currently at its end of life. No additional upgrades will be provided to the current hardware and therefore our network could be exposed to a security risk. The attached agreement requires Mayor Gorton's signature.

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

Funds for this lease were requested in our budget for FY22 and the Division of Enhanced E-911 has allocated funds as well to split this purchase. As part of this lease there will be three annual payments required (FY22, FY23, and FY24) and provides this equipment and services for five years. Additional funds will be requested in the next two fiscal years.

Are the funds budgeted? Yes – 1101-505502-5527-76102 - $80,522.50
4204-505602-5621-96201 - $80,522.50

File Number: 1002-21

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

LBW/rmh

MAYOR LINDA GORTON

LEXINGTON

WES HOLBROOK
DIRECTOR
REVENUE

TO: Mayor Linda Gorton
Members, Urban County Council

FROM: Wesley Holbrook, Director of Revenue

DATE: October 4, 2021

SUBJECT: Resolution to authorize a Voluntary Collection Agreement with HomeAway.com, Inc. for the collection and remittance of transient room tax for short-term rentals on its platform.

Request

Authorization to: execute a Voluntary Collection Agreement with HomeAway.com, Inc. for the collection and remittance of transient room tax for short-term rentals on its platform.

Why are you requesting? LFUCG has pursued compliance with short-term rentals for several years. By entering into an agreemetn with HomeAway.com, Inc., this will allow for the collection of transient room tax for rentals listed on this platform.

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

The cost for this FY is: 0

The cost for future FY is: 0

Are the funds budgeted?

N/A

File Number: 1003-21

Director/Commissioner: Wesley Holbrook

MAYOR LINDA GORTON

LEXINGTON

NANCY ALBRIGHT
COMMISSIONER
ENVIRONMENTAL QUALITY & PUBLIC WORKS

TO: Mayor Linda Gorton
Urban County Council

FROM: George S. Milligan, Construction Supervisor
Environmental Quality and Public Works

DATE: September 30, 2021

SUBJECT: Sole Source – Landmark Sprinkler

Request authorization to: approve Landmark Sprinkler as a sole source vendor.

Why are you requesting? Landmark Sprinkler installed a new sprinkler system at the LFUCG Material Recycling Center in 2019. In addition the LFUCG entered into a 5 year maintenance agreement to inspect and repair the system as needed. The work to be done is outside of the scope of the existing contract.

Department needs this action because why: The LFUCG Material Recycling Center is undergoing a major up-grade and as part of the up-grade there is the need to remove, redesign and reinstall a major portion of the sprinkler system.

Funding is budgeted for this work in account: 1115-303505-3571-76101

Director/Commissioner: Tracey Thurman, Director, Waste Management
Nancy Albright, Commissioner, Environmental Quality & Public Works

Recommend Approval:

Nancy Albright, P.E.
Commissioner
Environmental Quality & Public Works

MAYOR LINDA GORTON

LEXINGTON

LISA FARMER
DIRECTOR (ACTING)
COMMUNITY CORRECTIONS

TO: Mayor Linda Gorton
Sally Hamilton, CAO
Council Members

FROM: Lisa A. Farmer, Director

CC: Ken Armstrong, Commissioner

DATE: October 4, 2021

SUBJECT: **Approval of Memorandum of Agreement with Capital Court Authority, LLC**

Request

Authorization to:

Approve Memorandum of Agreement with Capital Court Authority, LLC

Why are you requesting?

Department needs this action completed because: The Division issued RFP 20-2021 for the provision of drug testing services and reporting for offenders on electronic monitoring and those on supervised probation. This is at no cost to government, the participants are required to pay for the testing services.

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

The cost for this FY is: 0

The cost for future FY is: 0

Are the funds budgeted?

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

Account number:

File Number: 1005-21
Director/Commissioner: Farmer/Armstrong

MAYOR LINDA GORTON

LEXINGTON

LISA FARMER
DIRECTOR (ACTING)
COMMUNITY CORRECTIONS

TO: Mayor Linda Gorton
Sally Hamilton, CAO
Council Members

FROM: Lisa A. Farmer, Director

CC: Ken Armstrong, Commissioner

DATE: October 5, 2021

SUBJECT: **Approval of an Extended Warranty Agreement with Romaine Companies**

Request

Authorization to:

Approval of an extended warranty agreement with Romaine Companies for the body scanner located at the Fayette County Detention Center.

Why are you requesting?

Department needs this action completed because: The Division purchased a dual view body scanner from Romaine Companies in 2018 (R712-2018). Romaine is the sole source provider for the body scanner, the Division wishes to purchase a four (4) year extended warranty to be paid annually. The extended warranty includes parts, labor, travel, software updates, and annual radiation inspections.

Year 1	$14,500.00
Year 2	$15,587.50
Year 3	$16,756.56
Year 4	$18,013.30

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

The cost for this FY is: $14,500

The cost for future FY is: see listed table

Are the funds budgeted?

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

Account number: 1101-505401-5412-76101

File Number: 1006-21
Director/Commissioner: Farmer/Armstrong

LINDA GORTON
MAYOR

LEXINGTON

MONICA CONRAD
DIRECTOR
PARKS & RECREATION

MEMORANDUM

TO: Todd Slatin, Director
Division of Central Purchasing

FROM: Monica Conrad, Director
Division of Parks and Recreation

RE: RFP-25-2021
Design Services for Parking Lot Renovation and Construction

DATE: September 21, 2021

The RFP selection committee, based on standard scoring methods, has found that EHI Consultants has received the highest score among the submitted bids. Funding for this project is provided by the American Rescue Plan. It is the recommendation of the committee to hire EHI Consultants for the design services outlined in RFP-25-2021. The committee has recommended to remove the Field Survey fee of $4,000. The removal of this fee reduces the bid from $41,000 to $37,000. This adjustment was approved by Ryan Holmes of EHI Consultants on September 21, 2021 via phone call with Brian Roach, Park Designer.

Source #	PeopleSoft Project - Grant /Activity	Fund	Dept ID	Section	Account	Site	Budget Ref	Amount
1	AR_SHILTO_2022_ FED_GRANT	3230	707602	7221	91014	783	2022	$400,000
2	AR_STHLND_2022_ FED_GRANT	3230	707602	7221	91014	786	2022	$100,000

Cc: Project File
Project E-file

MAYOR LINDA GORTON

LEXINGTON

MONICA CONRAD
DIRECTOR
PARKS & RECREATION

MEMORANDUM

TO: **Linda Gorton, Mayor**
Sally Hamilton, CAO
Urban County Council Members

FROM: Monica Conrad/RO
Monica Conrad, Director
Parks and Recreation

RE: **Kiddie Kapers Annual Spring Recital at the Opera House**

DATE: **October 7, 2021**

Request:

This is a request for Council approval to enter into a License of Agreement with the Lexington Center Corporation for Lexington Parks & Recreation to hold its annual Kiddie Kapers Spring Recital at the Lexington Opera House.

Why are you requesting?

Lexington Parks & Recreation has held their end of year program recital for Kiddie Kapers dance since 1999. The recital is the culmination of 22 weeks of classes from September through April with up to 800 students performing.

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

None

Lexington Parks & Recreation receives a subsidy from the Opera House fund covering 50% of the bill. Ticket revenue is collected by the Opera House's ticket system Ticket Master and covers the balance of the rental costs. Remaining ticket revenue is paid out to Parks.

Are the funds budgeted? N/A

File Number: 1023-21

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: October 7, 2021

SUBJECT: Palmer Pharmacy Building Adaptive Reuse
Redevelopment Partnership with United Way of the Bluegrass

Request:

Request Council approval of the recommendation for LFUCG to negotiate and enter into a redevelopment agreement with the United Way of the Bluegrass, for renovation and adaptive reuse of the former Palmer Pharmacy Building located at 400 East Fifth Street.

Purpose:

In response to RFP #27-2021, the United Way of the Bluegrass proposes the renovation and repurpose of the building as a neighborhood-based hub (also referred to as *WayPoint Center*) for health and human services programming to benefit families of the surrounding neighborhood.

This collaborative partnership allows General Services to complete active and on-going renovation scopes of work, while United Way formalizes its' proposed renovation and retrofit plans. Also, this recommended partnership enables United Way to execute its' fund-development, with goals to obtain building ownership and to lead programming management.

Budgetary Implication:

There is no cost obligation to LFUCG associated with this action.

Are the funds budgeted?

N/A

File Number: 1028-21

Commissioner: Chris 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: **OCTOBER 7, 2021**

SUBJECT: **Contract Modification No. 2 with EA Partners for the Town Branch Trail Crossing**

Request: Council authorization to execute Contract Modification No. 2 in the amount of $39,295.00 with EA Partners for design of Town Branch Trail Crossing for a new total of $130,895.00.

Purpose of Request:
On July 7, 2015 (Resolution No. 460-2015), Council authorized execution of an Engineering Service Agreement in the amount of $81,500 with EA Partners for design of Town Branch Trail Mid-Block Crossing at Old Frankfort Pike and McConnell Springs Drive (RFQ 18-2015). On June 16, 2016, (Resolution 355-2016), Council approved Contract Modification No. 1 increasing the total to $91,600.

The Division of Engineering Engineering needs this action to re-design a portion of the project to avoid a right-of-way condemnation and to resolve a utility conflict. This re-design will result in a lower total project cost. Details of the changes are shown in the attached Change Order forms.

What is the cost in this budget year and future budget years? Cost in FY22 is $39,295.00. No additional costs are anticipated in future budget years.

Are the funds budgeted? Funds are budgeted in the following account:

FUND	DEPT ID	SECT	ACCT	PROJECT	ACTIVITY	BUD REF
3160	303202	3225	90313	TOWNCRS_2015	DESIGN_A	2015

File Number: 1029-21

Director/Commissioner: Burton/Albright

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1029-21

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT CONTRACT MODIFICATION

Page 1 of 3

	Date:	August 24, 2021	
	Project:	Town Branch Trail Crossing	
	Location:	McConnell Springs Rd.	
To (Contractor): **EA Partners** **3111 Wall St # 1** **Lexington, KY 40513**	Contract No.	139-2015	
	Original Contract Amt.	$81,500.00	
	Cumulative Amount of Previous Change Orders	$10,100.00	
	Percent Change - Previous Change Orders		12.39%
	Total Contract Amount Prior to this Change Order	$91,600.00	
	Contract Mod No.	2	

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	$0.00		
	Total increase		$39,295.00	
	Net Amount of this Change Order	$39,295.00		
	New Contract Amount Including this Change Order	$130,895.00		
	Percent Change - This Change Order			48.21%
	Percent Change - All Change Orders			60.61%

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

Recommended by _____ MF (Proj. Engr.) Date 8-24-21

Accepted by _____ (Contractor) Date 9-17-21

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

Approved by Nancy Albright (Commissioner) Date 9/23/21

Approved by _____ (Mayor or CAO) Date _____

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1029-21

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT CONTRACT MODIFICATION Page 2 of 3	DATE:	November 8. 2017
	Contract Mod #:	2
	CONTRACT #:	139-2015
Project:	Town Branch Trail Crossing	

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
1	Add	Preliminary Design Revisions	LS	1	$ 15,200.00	$ -	$ 15,200.00
2	Add	Final Design Revisions	LS	1	$ 24,095.00	$ -	$ 24,095.00
						$ -	$ -
						$ -	$ -
						$ -	$ -
						$ -	$ -
						$ -	$ -
						$ -	$ -
						$ -	$ -
						$ -	$ -
						$ -	$ -
						$ -	$ -
						$ -	$ -
						$ -	$ -
						$ -	$ -
						$ -	$ -
Total decrease						$ -	
Total increase							$ 39,295.00
Net (increase) in contract price							$ 39,295.00

JUSTIFICATION FOR CHANGE	PROJECT: Town Branch Trail Crossing
	CONTRACT NO.: 139-2015
	CONTRACT MOD: 2

1. Necessity for change: Redesign to avoid right-of-way and utility conflicts. Will result in lower total project cost.

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

1631
Jimmie Campbell Dr
Old Frankfort Pike
Old Frankfort Pike
Old Frankfort Pike
1345
McConnell Springs Rd
400
401
404
1317
1309
LEGEND
Town Branch Trail Phase 5
Mid-Block Crossing
Limits of Roadway Realignment

25
1029-21

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: **OCTOBER 5, 2021**

SUBJECT: **Approval of LocusUSA as a Sole Source Provider for the Division of Emergency Management**

Request: Council authorization to approve LocusUSA as a sole source provider for the purchase of DiagnostX for the Division of Emergency Management at a cost not to exceed $54,205.

Purpose of Request: The Division of Emergency Management is requesting to establish LocusUSA as a sole source provider to purchase DiagnostX. LocusUSA is the only manufacturer of an over-the-air radio analyzer. This tool provides early detection of potential mobile and portable radio transmission problems, narrowband performance verification and diagnostics in trunked and digital conventional radio networks. This will be used on the entire 800 mhz radio system**.**

What is the cost in this budget year and future budget years? Estimated cost is $54,205. No future cost are anticipated.

Are the funds budgeted? Yes, budgeted as following and BA 11356 is in process.

FUND	DEPT ID	SECTION	ACCT	PROJECT	ACTIVITY	BUD REF	AMOUNT
3200	505201	0001	95601	CSEPP_2020	KY-FAY-449	2020	$54,205

File Number: 1030-21

Director/Commissioner: Dugger/Armstrong

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: **OCTOBER 7, 2021**

SUBJECT: **Kentucky American Water 2021 Firefighting Support Grant**

Request: Council Authorization to accept a grant award of $500 from Kentucky American Water's Firefighting Support Grant Program for the purchase of Personal Protective Equipment for the Division of Fire and Emergency Services.

Why are you requesting? The Division of Fire and Emergency Services has received $500 from Kentucky American Water for the purchase of Personal Protective Equipment hoods. A hood is a required component of the firefighting Personal Protective Equipment ensemble. The hoods will be put into the PPE Quartermaster System to replace damaged or old PPE hoods declared Out of Service (OOS). Most firefighters carry two hoods while on duty due to the risk of damage.

What is the cost in this budget year and future budget years? $500 has been awarded for Fiscal Year 2022. No matching funds are required. Future years funding is dependent upon availability of funds.

Are the funds budgeted? Budget amendment 11346 is in process.

File Number: 1031-21

Director/Commissioner: Wells/Armstrong

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: **OCTOBER 7, 2021**

SUBJECT: **Norfolk Southern Corporation Community Impact Grant**

Request: Council Authorization to accept a grant award of $3,000 from the Norfolk Southern Corporation Community Impact Grant Program for the purchase of an E-bike for the Division of Police.

Why are you requesting? The Division of Police has received $3,000 from the Norfolk Southern Corporation Community Impact Grant Program for the purchase of an E-bike. The purchase of an E-bicycle for Downton Entertainment District Unit officers will allow officers travel quicker and longer distances with less physical effort and conserve the officer's energy that their job requires. The officers on E-bikes will make contact with residents and visitors helping build personal relationships, become more approachable and establishing positive relationships of trust between the community and the department.

What is the cost in this budget year and future budget years? $3,000 has been awarded for Fiscal Year 2022. No matching funds are required. Future years funding is dependent upon availability of funds.

Are the funds budgeted? Budget amendment 11347 is in process.

File Number: 1032-21

Director/Commissioner: Weathers/Armstrong

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: **OCTOBER 7, 2021**

SUBJECT: **Extension of Performance Period for Chemical Stockpile Emergency Preparedness Programs for Fiscal Years 2019 and 2020**

Request: Council authorization to execute modifications to agreements with the Kentucky Department of Military Affairs, Division of Emergency Management for federal funds under the Chemical Stockpile Emergency Preparedness Program (CSEPP) for FY 2019 and FY2020 extending the performance period through September 30, 2022.

Why are you requesting? On June 20, 2019 (Resolution 306-2019) and on July 9, 2020 (Resolution 320-2020), the Urban County Council accepted award of federal funds from the Kentucky Department of Military Affairs, Division of Emergency Management for the continuation of the Chemical Stockpile Emergency Preparedness Program (CSEPP) for Fiscal Year 2019 and 2020. CSEPP funds are used to support emergency preparedness activities in a nine county area that surrounds the Blue Grass Army Depot in Richmond, the site of a stockpile of chemical weapons.

The Kentucky Department of Military Affairs, Division of Emergency Management has offered the LFUCG modifications to these agreements extending the performance period for the Chemical Stockpile Emergency Preparedness Program (CSEPP) for Fiscal Year 2019 and 2020 through September 30, 2022.

What is the cost in this budget year and future budget years? No additional cost in this budget year or in future budget years.

Are the funds budgeted? All grant funds are budgeted.

File Number: 1035-21

Director/Commissioner: Dugger/Armstrong

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: **OCTOBER 7, 2021**

SUBJECT: **Amendment to Agreement with New Beginnings Bluegrass, Inc.**

Request: Council authorization to execute an amendment to the agreement with New Beginnings Bluegrass, Inc. under the Emergency Solutions Grants Program to extend the period of performance through August 31, 2022.

Purpose of Request: On August 27, 2020 (Resolution No. 395-2020) Council approved Amendment to the 2019 Annual Action Plan and New Beginnings Bluegrass, Inc. was provided $349,331 in Emergency Solutions Grant funds from the US Department of Housing and Urban Development under the Coronavirus Aid, Relief and Economic Security Act (CARES Act) for the purpose of operating a rapid rehousing program related to preventing, preparing for, and responding to the coronavirus. New Beginnings has requested a grant extension to align with the HUD deadline for spending these ESG-CV funds.

The proposed amendment would extend the period of performance through August 31, 2022.

What is the cost in this budget year and future budget years? No impact on FY21 budget.

Are the funds budgeted? N/A

File Number: 1036-21

Director/Commissioner: Lanter/Hamilton

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: **OCTOBER 7, 2021**

SUBJECT: **Execute KY CACFP Renewal Catering Contract with Bateman Community Living, LLC under the Child Care Food Program at the Family Care Center**

Request: Council authorization to execute Kentucky Child and Adult Care Food Program renewal contract for catering with Bateman Community Living, LLC dba TRIO Community Meals for catering services for breakfast, lunch and supplemental snack for the Family Care Center.

Purpose of the Request: On July 2, 2019 (Resolution No. 354-2019), Council authorized execution of KY CACFP Catering Contract with Bateman Community Living, LLC dba TRIO Community Meals to provide catering services for meals for the Family Care Center. On October 2, 2020 (Resolution 490-2020), Council authorized the year one renewal contract for $158,737.50. The prices are $2.46 for breakfast, $4.18 for lunch and $1.15 for afternoon snack effective July 1, 2021. It is estimated that 63,495 meals will be served for the period of October 1, 2021 through September 30, 2022 for an estimated cost of $164,875.35.

What is the cost in this budget year and future budget years? Total project cost in FY2022 is $164,875.35. Future funding is dependent upon availability of grant funding.

Are the funds budgeted? Funds budgeted as following:

FUND	DEPT ID	SECT	ACCT	PROJECT	ACTIVITY	BUD REF	AMOUNT
3100	606401	6403	75102	CHD_CR_FD_2021	FED_GRANT	2021	$ 57,497.51
3100	606401	6403	75102	CHD_CR_FD_2022	FED_GRANT	2022	$107,377.84

File Number: 1038-21

Director/Commissioner: Rodes/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: **OCTOBER 7, 2021**

SUBJECT: **Amendment to Agreements with FoodChain**

Request: Council authorization to execute amendment to agreement with FoodChain to move Community Development Block Grant program CARES Act funds to labor and fringe from supplies in the amount $6,368.05.

Purpose of Request: On November 19, 2020 (Resolution 568-2020), Council authorized acceptance of federal Community Development Block Grants (CDBG) funds from U.S. Department of Housing and Urban Development under the Coronavirus Aid, Relief, and Economic Security Act (CARES Act) for response to COVID-19. FoodChain was awarded $53,195 to provide food to eligible low to moderate income seniors impacted by the coronavirus in Lexington-Fayette County. FoodChain requests a grant adjustment to increase labor and salary and reduce supplies by $6,368.05 for a total amount of $53,195. This is due to need to cover staff working during the program.

What is the cost in this budget year and future budget years? All funds were previously budgeted. Funds for future budget years are dependent upon availability of grant funds.

Are the funds budgeted? Grant funds are budgeted

File Number: 1039-21

Director/Commissioner: Lanter/Hamilton

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: **OCTOBER 7, 2021**

SUBJECT: **Accept Additional Child Care Assistance Funds for Extended School Program**

Request: Council authorization to accept award of additional federal funds from the Kentucky Cabinet for Health and Family Services, Department for Community Based Services in the amount of $137,540 to support child care expenses in the Extended School Program in the Division of Parks & Recreation. No matching funds required.

Purpose of Request:
On May 27, 2021 (Resolution 257-2021), Council authorized acceptance of $179,400 in federal funds from the Kentucky Cabinet for Health and Family Services, Department for Community Based Services as an incentive grant being provided to all existing licensed, certified, and registered child care providers who need assistance in reopening. On July 6, 2021 (Resolution 380-2021), Council approved acceptance of $147,680 from the Kentucky Cabinet for Health and Family Services to support child care expenses in the Extended School Program.

The Cabinet has made a third one-time award of these funds to the Extended School Program in the amount of $137,540. Funds will be used for personnel costs in the Division of Parks & Recreation.

What is the cost in this budget year and future budget years? Federal funding of $137,540 has been received. No match is required. This is a one-time allocation of funding.

Are the funds budgeted? Budget Amendment 11350 and 11352 is in process.

File Number: 1040-21

Director/Commissioner: Conrad/Ford

MAYOR LINDA GORTON

LEXINGTON

Brandi Peacher
OFFICE OF THE MAYOR

TO: Linda Gorton, Mayor
Urban County Council

FROM: Brandi Peacher
Director of Project Management

DATE: October 6, 2021

SUBJECT: Authorization to amend and restate Ordinance No. 42-2020 to extend the deadline through December 31, 2021 and to provide certain clarifications and other corresponding changes.

Request:
Authorization to amend and restate Ordinance No. 42-2020, as amended and restated by Ordinance No. 54-2020; Ordinance No. 80-2020; Ordinance 103-2020; and which pertains to the suspension of certain ordinances for expanded restaurant, bar, and retail business uses, to extend the deadline through December 31, 2021, and to provide certain clarifications and other corresponding changes.

Why are you requesting?
Restaurants, bars, and retail businesses have limited capacity due to the impact of COVID-19. Ordinance No. 42-2020 was originally approved to allow for expanded businesses footprints outdoors. This request is to extend the program a fifth time through December 31, 2021.

What is the cost in this budget year and future budget years?
The cost for this FY is: none
The cost for future FY is: none

Are the funds budgeted? Yes

Account number:

Director/Commissioner: Peacher/Scott

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: **OCTOBER 11, 2021**

SUBJECT: **Contract Modification No. 1 with Stantec Consulting Services, Inc. for the Town Branch Trail /Commons**

Request: Council authorization to execute Contract Modification No. 1 in the amount of $14,442.14 with Stantec Consulting Services, Inc. for additional design of Town Branch Trail/Commons increasing the contract price from $94,000 to $108,442.14.

Purpose of Request: On March 5, 2020 (Resolution 116-2020), Council authorized execution of a Professional Services Agreement in the amount of $94,000 with Stantec Consulting Services, Inc. for the construction material sampling, testing, and special inspections for the Town Branch commons and Town Branch Trail Phase 6 and Turn Lane project.

The LFUCG Division of Engineering requests Contract Modification No. 1 to perform materials testing to aid in the design of a retaining wall. Details of the changes are shown in the attached Change Order forms. Contract Modificaiton No. 1 increases the contract amount by $14,442.14.

What is the cost in this budget year and future budget years? Cost in FY22 is $14,442.14. No additional costs are anticipated.

Are the funds budgeted? Funds are budgeted in the following account:

FUND	DEPT ID	SECT	ACCT	PROJECT	ACTIVITY	BUD REF
3160	303202	3225	71299	TOWN_TGER_2017	CONST	2017

File Number: 1046-21

Director/Commissioner: Burton/Albright

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1046-21

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT CONTRACT CHANGE ORDER Page 1			
	Date:	September 17, 2021	
	Project:	Materials Testing for Town Branch Commons and Trail	
	Location:		
To (Contractor): **Stantec Consulting Services Inc.** **3052 Beaumont Centre Circle** **Lexington, KY 40513**	Contract No.	037-2020	
	Original Contract Amt.	$94,000.00	
	Cumulative Amount of Previous Change Orders	$0.00	
	Percent Change - Previous Change Orders		0.00%
	Total Contract Amount Prior to this Change Order	$94,000.00	
	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	
	See Attached Sheet			
	Total decrease	$0.00		
	Total increase		$14,442.14	
	Net Amount of this Change Order	$14,442.14		
	New Contract Amount Including this Change Order	$108,442.14		
	Percent Change - This Change Order			15.36%
	Percent Change - All Change Orders			15.36%

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

Recommended by _____ (Proj. Engr.) Date 9-22-21

Accepted by _____ (Contractor) Date 9/22/21

Approved by _____ (Director) Date 9/23/21

Approved by Nancy Albright (Commissioner) Date 9/24/21

Approved by _____ (Mayor or CAO) Date _____

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1046-21

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT CHANGE ORDER	DATE:	September 17, 2021
	Change Order #:	1
	CONTRACT #:	037-2020

Project: Materials Testing for Town Branch Commons and Trail

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
1	Add	Standard Penetration Test	EA	8.00	$131.12	$ -	$ 1,048.96
2	Add	Thin-Walled Tube Sample	EA	2.00	$176.90	$ -	$ 353.80
3	Add	Undisturbed Tube Extraction	EA	2.00	$47.52	$ -	$ 95.04
4	Add	Moisture Content Test	EA	8.00	$23.76	$ -	$ 190.08
5	Add	Soil Classification	EA	3.00	$380.16	$ -	$ 1,140.48
6	Add	Wash Gradation	EA	2.00	$95.04	$ -	$ 190.08
7	Add	Unconfined Compression Test of Soil	EA	2.00	$95.04	$ -	$ 190.08
8	Add	One Dimensional Consolidation	EA	1.00	$855.36	$ -	$ 855.36
9	Add	Slope Stability Analysis	EA	1.00	$697.82	$ -	$ 697.82
10	Add	Settlement Analysis	EA	1.00	$970.74	$ -	$ 970.74
11	Add	Bearing Capacity Analysis	EA	1.00	$697.82	$ -	$ 697.82
12	Add	Retaining Wall Analysis	EA	1.00	$1,112.37	$ -	$ 1,112.37
13	Add	Mobilization/Demobilization of Drill Eq	EA	1.00	$290.00	$ -	$ 290.00
14	Add	Weekly Mobilization	WK	1.00	$182.70	$ -	$ 182.70
15	Add	Utility Coordination	LS	1.00	$329.82	$ -	$ 329.82
16	Add	Drafting	EA	1.00	$916.53	$ -	$ 916.53
17	Add	Report Writing	LS	1.00	$3,300.52	$ -	$ 3,300.52

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1046-21

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT CHANGE ORDER	DATE:	September 17, 2021
	Change Order #:	1
	CONTRACT #:	037-2020

Project: Materials Testing for Town Branch Commons and Trail

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
18	Add	Site Reviews Mileage	EA	1.00	$65.60	$ -	$ 65.60
19	Add	Site Review Project Engineer	DAY	1.00	$1,133.04	$ -	$ 1,133.04
20	Add	Rock Coring	FT	10.00	$51.74	$ -	$ 517.40
21	Add	Rock Sounding	FT	10.00	$16.39	$ -	$ 163.90
						$ -	$ -
						$ -	$ -
						$ -	$ -
						$ -	$ -
						$ -	$ -
						$ -	$ -
						$ -	$ -
Total decrease						$ -	
Total increase							$ 14,442.14
Net (increase) in contract price							$ 14,442.14

JUSTIFICATION FOR CHANGE		
	PROJECT:	Materials Testing for Town Branch Commons and Trail
	CONTRACT NO.	037-2020
	CHANGE ORDER:	1

1. Necessity for change: Soil testing and analysis to design a retaining wall at 1305 Old Frankfort Pike.

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

CM #1

Project Name: **Materials Testing for Town Branch Commons and Trail**

Contractor: **Stantec Consulting Services**

Contract Number and Date: **037-2020** **9/17/2020**

Responsible LFUCG Division: **Engineering**

CONTRACT AND MODIFICATION DETAILS

A. Original Contract Amount:	$	**94,000.00**	
Next Lowest Bid Amount: **NA**			
B. Amount of Selected Alternate or Phase:	$		
C. Cumulative Amount of All Previous Alternates or Phases:	$		
D. Amended Contract Amount:	$	**94,000.00**	
E. Cumulative Amount of All Previous Change Orders:	$	**0.00**	**0.0%** *(Line E / Line D)*
F. Amount of This Change Order:	$	**14,442.14**	**15.4%** *(Line F / Line D)*
G. Total Contract Amount:	$	**108,442.14**	

SIGNATURES

Project Manager: _____ Date: 9-22-21

Reviewed by: _____ Date: 09/23/21

Division Director: _____ Date: 9/23/21

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: **OCTOBER 11, 2021**

SUBJECT: **Neighborhood Action Match Program Contracts - Fiscal Year 2022**

Request:
Request Council authorization to execute FY22 Neighborhood Action Match Program contracts with the following: Cave Hill Community Association, Inc. ($2,332), Darby Creek Townhomes Association ($4,250), Dogwood Trace Neighborhood Association ($10,000), Gratz Park Neighborhood Association ($2,755), Griffin Gate Community Association ($10,000), Lakeshore Village Homeowner Neighborhood Association ($7,100), Lake Area Neighborhood Association ($5,000), Rabbit Run HOA ($10,000), Saddle Club Homeowners Association ($6,750), Still Meadow HOA ($10,000), Sunny Slope Farm Homeowners Association ($10,000), The Fairways at Andover Neighborhood Association ($10,000), Westmoreland Neighborhood Association ($6,843).

Why are you requesting?
In response to a Request for Applications, Grants and Special Programs received 13 applications requesting funds under the Fiscal Year 2022 Neighborhood Action Match Program. The Neighborhood Action Match Program Review Board met and reviewed requests for funding. Listed above are the recommendations for funding of various neighborhood activities and improvements.

What is the cost in this budget year and future budget years? The cost in this budget year is not to exceed $95,030. No additional costs in future budget years are anticipated.

Are the funds budgeted? $95,030 is currently budgeted in account # 1101-160202-1427-71299.

File Number: 1047-21

Director/Commissioner: Lanter/Hamilton

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: **OCTOBER 11, 2021**

SUBJECT: Authorization to amend Resolution No. 540-2021 to revise account numbers for a Sole Source Contract Provider Everbridge, Inc. for Alert Notification System for Division of Emergency Management

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Request: Authorization to amend Resolution No. 540-2021 to revise amounts and account number for a sole source provider services agreement with Everbridge, Inc. for the Alert Notification System for Emergency Management.

Why are you requesting? On September 30, 2021 Council (540-2021) approved a request to establish Everbridge, Inc., as a sole source provider. The Everbridge system has three primary functions: alert and notification to the public of emergency information through phone, text, and email; internal notification of incidents to employees; and integration of the Alert and Notification system into one interface. Everbridge interfaces with the sirens, AM radio, Integrated Public Alert and Warning System (IPAWS) and the website.

This request to amend will update account information to correct grant accounts to be utilized for payment of services and tracking for grant reporting purposes.

What is the cost in this budget year and future budget years? No impact on FY21 budget or on future budget years.

Are the funds budgeted? Yes in the following accounts.

Fund	Dept ID	Section	Account	Bud Ref	Project	Activity	Amount
3200	505201	0001	76102	2021	CSEPP_2021	KY-FAY-454	$48,502.93
3200	505204	5291	76102	2021	EMRG_MGMT_2021	FED_GRANT	$22,343.94
1101	505204	5242	76102	2022	GENERAL FUND		$23,037.07
4204	505602	5622	76101	2022	E-911		$16,350.00

File Number: 1048-21

Director/Commissioner: Dugger/Armstrong

Lexington-Fayette Urban County Government
OFFICE OF THE URBAN COUNTY COUNCIL

To: **Urban County Council**
Mayor Linda Gorton

From: **Stacey Maynard, Council Administrator**

Date: **10/19/2021**

Subject: **Approval of 2022 Council Calendar**

Request:

This is a request for Council to adopt an ordinance pursuant to Section 2-1(a) of the Code of Ordinances of the Lexington-Fayette Urban County Government, adopting a Schedule of Meetings for the Council for the 2022 calendar year.

Sincerely,

Stacey Maynard
Council Administrator
Lexington-Fayette Urban County Council

January 2022

December '21

S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
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February '22

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27	28					

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
26	27	28	29	30	31	1 New Year's Day
2	3 Winter Recess	4 Winter Recess FCPS Classes Resume	5 Winter Recess	6 Winter Recess	7 Winter Recess	8
9	10 Winter Recess	11 1:00pm GGSS 3:00pm Work Session	12	13 6:00pm Council Meeting	14	15
16	17 MLK Day LFUCG Offices Closed	18 TBD State of Gov't. 1:00pm PPS 3:00pm Work Session	19	20	21	22
23	24	25 1:00pm BFED 3:00pm Work Session	26	27 1:00pm Council Retreat 6:00pm Council Meeting	28	29
30	31	Notes State of the Government Address time and location TBD				

February 2022

January '22

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30	31					

March '22

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27	28	29	30	31		

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
30	31	**1** 1:00pm EQPW 3:00pm Work Session	**2**	**3**	**4**	**5**
6	**7**	**8** 1:00pm BFED 3:00pm Work Session	**9**	**10** 1:00pm Budget Retreat 6:00pm Council Meeting	**11**	**12**
13	**14** Valentine's Day	**15** 1:00pm PPS 3:00pm Work Session	**16**	**17** 4:30pm Quarterly COW 6:00pm Council Meeting	**18**	**19**
20	**21** Presidents' Day LFUCG Offices Closed	**22**	**23**	**24**	**25**	**26**
27	**28**	1	2	3	4	5
6	7	Notes				

March 2022

February '22

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27	28					

April '22

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24	25	26	27	28	29	30

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
27	28	**1** 1:00pm EQPW 3:00pm Work Session	**2**	**3** 6:00pm Council Meeting	**4**	**5**
6	**7**	**8** 1:00pm GGSS 3:00pm Work Session	**9**	**10**	**11**	**12**
13 Daylight Saving Start	**14**	**15** 1:00pm BFED 3:00pm Work Session	**16**	**17** St. Patrick's Day 6:00pm Council Meeting	**18**	**19**
20	**21** Spring Recess	**22** Spring Recess	**23** Spring Recess	**24** Spring Recess	**25** Spring Recess	**26**
27	**28** Spring Recess FCPS Spring Break	**29** Spring Recess FCPS Spring Break	**30** Spring Recess FCPS Spring Break	**31** Spring Recess FCPS Spring Break	1	2
3	4	Notes Fayette Co. Spring Break March 28-April 1				

April 2022

March '22

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May '22

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29	30	31				

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
27	28	29	30	31	**1** Spring Recess FCPS Spring Break	**2**
3	**4** Spring Recess	**5** Spring Recess	**6** Spring Recess	**7** Spring Recess	**8** Spring Recess	**9**
10	**11**	**12** 1:00pm GGSS 3:00pm Council Meeting Budget Address 3:00pm Work Session	**13**	**14** 6:00pm Council Meeting	**15** Good Friday	**16**
17 Easter	**18**	**19** 1:00pm PPS 3:00pm Work Session	**20**	**21**	**22** Earth Day	**23**
24	**25**	**26** 1:00pm Budget COW rev, debt, capital 3:00pm Work Session	**27**	**28** 6:00pm Council Meeting	**29**	**30**
1	2	Notes				

May 2022

April '22

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June '22

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26	27	28	29	30		

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
1	2	3 1:00pm EQPW 3:00pm Work Session	4	5 4:30pm Quarterly COW 6:00pm Council Meeting Public Hearing MPB	6	7
8 Mother's Day	9	10 1:00pm GGSS 3:00pm Work Session	11	12	13	14
15	16	17 Primary Election Day	18	19	20 Link/Individual Recommendations Due w/presentation	21
22	23	24 1:00pm PPS 3:00pm Work Session	25	26 6:00pm Council Meeting	27	28
29	30 Memorial Day LFUCG Offices Closed	31 10:00am Budget COW rev, late, link, CM 3:00pm Work Session	1	2	3	4
5	6	Notes FCPS last day May 24 (tentative)				

June 2022

May '22

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29	30	31				

July '22

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24	25	26	27	28	29	30
31						

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
29	30	31	1	2 10:00am Budget COW cont. disc./vote	3	4
5	6	7 1:00pm EQPW 3:00pm Work Session Ratify FY23 Budget for 6/9 docket	8	9 6:00pm Council Meeting incl. 1st reading of FY2023 Budget	10	11
12	13	14 1:00pm GGSS 3:00pm Council Meeting 2nd reading of FY2023 Budget 3:00pm Work Session	15	16	17	18
19 Father's Day Juneteenth	20	21 1:00pm PPS 3:00pm Work Session	22	23 6:00pm Council Meeting	24	25
26	27	28 1:00pm BFED 3:00pm Work Session	29	30	1	2
3	4	Notes June 15th agenda only 2nd reading of FY23 budget				

July 2022

June '22

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August '22

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28	29	30	31			

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
26	27	28	29	30	1	2
3	4 Independence Day	5 1:00pm EQPW 3:00pm Work Session 5:00pm Council Meeting	6	7 6:00pm Council Meeting	8 Summer Recess	9
10	11 Summer Recess	12 Summer Recess	13 Summer Recess	14 Summer Recess	15 Summer Recess	16
17	18 Summer Recess	19 Summer Recess	20 Summer Recess	21 Summer Recess	22 Summer Recess	23
24	25 Summer Recess	26 Summer Recess	27 Summer Recess	28 Summer Recess	29 Summer Recess	30
31	1	Notes				

August 2022

July '22

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31						

September '22

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25	26	27	28	29	30	

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
31	**1** Summer Recess	**2** Summer Recess	**3** Summer Recess	**4** Summer Recess	**5** Summer Recess	6
7	**8** Summer Recess	**9** Summer Recess	**10** Summer Recess FCPS First Day	**11** Summer Recess	**12** Summer Recess	13
14	**15**	**16** 1:00pm GGSS 3:00pm Work Session	**17**	**18** 4:30pm Quarterly COW 6:00pm Council Meeting	**19**	20
21	**22**	**23** 1:00pm PPS 3:00pm Work Session	**24**	**25**	**26**	27
28	**29**	**30** 1:00pm BFED 3:00pm Work Session 5:00pm Council Meeting	**31**	1	2	3
4	5	Notes Ad Valorem: Aug. 16th, 1st read 18th, 2nd read 30th				

September 2022

August '22

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October '22

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Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
28	29	30	31	**1**	**2**	**3**
4	**5** Labor Day LFUCG Offices Closed	**6** 1:00pm GGSS 3:00pm Work Session	**7**	**8** 6:00pm Council Meeting	**9**	**10**
11 Patriot Day	**12**	**13** 1:00pm EQPW 3:00pm Work Session	**14**	**15**	**16**	**17**
18	**19**	**20** 1:00pm BFED 3:00pm Work Session	**21**	**22** 6:00pm Council Meeting	**23**	**24**
25	**26** Fall Recess	**27** Fall Recess	**28** Fall Recess	**29** Fall Recess	**30** Fall Recess	1
2	3	Notes				

October 2022

September '22

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November '22

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Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
25	26	27	28	29	30	1
2	3 Fall Recess	4 Fall Recess	5 Fall Recess	6 Fall Recess FCPS Fall Break	7 Fall Recess FCPS Fall Break	8
9	10 Columbus Day	11 1:00pm EQPW 3:00pm Work Session	12	13 6:00pm Council Meeting	14	15
16	17	18 1:00pm PPS 3:00pm Work Session	19	20	21	22
23	24	25 1:00pm BFED 3:00pm Work Session	26	27 6:00pm Council Meeting	28	29
30	31 Halloween	Notes Fayette Co. Fall Break October 6-7				

November 2022

October '22

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December '22

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Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
30	31	**1** 1:00pm EQPW 3:00pm Work Session	**2**	**3** 6:00pm Council Meeting	**4**	**5**
6 Daylight Saving End	**7**	**8** Election Day	**9**	**10**	**11** Veterans Day	**12**
13	**14**	**15** 1:00pm GGSS 3:00pm Work Session	**16**	**17** 4:30pm Quarterly COW 6:00pm Council Meeting	**18**	**19**
20	**21**	**22**	**23**	**24** Thanksgiving Day LFUCG Offices Closed	**25** LFUCG Offices Closed	**26**
27	**28**	**29** 1:00pm BFED 3:00pm Work Session	**30**	1	2	3
4	5	Notes				

December 2022

November '22

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January '23

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22	23	24	25	26	27	28
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Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
27	28	29	30	**1** 6:00pm Council Meeting	**2**	**3**
4	**5**	**6** 1:00pm PPS 3:00pm Work Session 5:00pm Council Meeting	**7** Winter Recess	**8** Winter Recess	**9** Winter Recess	**10**
11	**12** Winter Recess	**13** Winter Recess	**14** Winter Recess	**15** Winter Recess	**16** Winter Recess	**17**
18	**19** Winter Recess	**20** Winter Recess	**21** Winter Recess	**22** Winter Recess	**23** Winter Recess	**24** Christmas Eve
25 Christmas Day	**26** Winter Recess	**27** Winter Recess	**28** Winter Recess	**29** Winter Recess	**30** Winter Recess	**31** New Year's Eve
1	2	Notes FCPS Winter Break starts Dec. 19				

Neighborhood Development Funds
October 19, 2021
Work Session

Amount	Recipient	Purpose
$ 4,949.00	Lexington Housing for the Handicapped, Inc. Amy Brown 507 Rogers Road Lexington, KY 40505	To support ongoing operations.
$ 400.00	Step by Step, Inc. Tanya Torp 3320 Tates Creek Road, Suite 200 Lexington, KY 40502	To assist with meals for Revive Nights.
$ 350.00	Lexington African-American Sports Hall of Fame, Inc. Bobby Jones 1558 Leestown Road, Suite 130-312 Lexington, KY 4051	To assist with their awards ceremony.

Environmental Quality & Public Works Committee

August 24, 2021

Summary and Motions

Chair F. Brown called the meeting to order at 1:02 p.m. Committee Members Kay, Ellinger, Moloney, McCurn, Sheehan, Kloiber, Worley, and Bledsoe were present. Committee Member LeGris was absent. Council Members Plomin and Reynolds were also present as non-voting members.

I. Approval of June 22, 2021 Committee Summary

Motion by Bledsoe to approve the June 22, 2021 Environmental Quality & Public Works Committee Summary. Seconded by McCurn. The motion passed without dissent.

II. Annual Stormwater Drainage Program Update

Charlie Martin, Director of Division of Water Quality (DWQ), began the presentation with review of the stormwater priority list which is updated annually. He mentioned that the Consent Decree allowed for an improved approach which now includes a severity score process to determine whether or not a flooding complaint becomes a capital project. If a capital project is necessary, an assessment is done to determine what it will take to fix, what the alternatives are, and cost associated. When it is ready for the opportunity list, it will be put in one of three categories depending on the severity. Martin mentioned the project policy since 2001 stipulates that new projects must waitlist for two years before any action is taken**.** With regard to staffing, he said, they have had a lot of changes in the last year and a half and he hopes to be more competitive when trying to fill the remaining positions considering the upgrade that was made for municipal engineers. He highlighted some of the major projects throughout the city which include Southland Park/Yuma/Tucson, Joyland, and the Woodhill/Peachtree project and he explained the work being done in those areas. He spoke about the minor projects that are being done to mitigate the nuisance flooding and reviewed that list of active projects. He also touched on the larger projects in excess of $50,000 that would require engineering design and are openly bid for construction, but would likely not fit the criteria for capital projects. He mentioned that many times the work is reactionary to a specific situation happening and when it rains, more problems surface. Martin reviewed the impact of COVID-19 and explained how they have worked through the uncertainties that have come as a result of the pandemic. He said there is still a lot of work to do, but LFUCG is no longer under the Consent Decree obligations and, at this time, it is more local decision making at a local pace. Martin outlined challenges for 2022 such as completing projects to clear up a backlog, maintaining infrastructure, and filling vacancies expeditiously.

McCurn commented on priority projects and asked why there are no projects in the north/northwest area of Lexington. Martin speculated that it could many of those projects on the list have been completed. He added that if there are other projects, they need to put in the queue so they can be taken care of. McCurn said he does have some older neighborhoods with concerning projects that may be flooding hazards and he questioned if this had to do with new development and construction. Martin spoke about older infrastructure, some of which was not built for the amount of stress we put in under. He noted that we get a lot more rain now than we did many years ago and multiple heavy rains will cause stress on the infrastructure that it was not built to handle.

Bledsoe spoke about projects in her district that started seven years ago are just now being completed and it was decided in 2015 or 2016 to combine several projects because it made more sense. She expressed appreciation to DWQ and Park and Recreation for taking into consideration what is best for the taxpayer and the community when working on these projects. She asked what the biggest impediment is for staffing in the division. Martin said it is a very competitive market and multiple companies are looking to hire engineers and operators and it is hard to compete when there is a small pool of candidates and a large pool of people who want those candidates.

Moloney spoke about the origination of the Consent Decree having to do with sewers flowing into the creeks and for clarification, he asked, what the differences are for sanitary sewer and stormwater. Martin agreed the original intent of Consent Decree focused on unpermitted discharges into the water system. Describing the difference in sanitary sewer and stormwater, he said, when you have a sanitary sewer problem, it is not hard to get people interested because no one wants sewage anywhere. With stormwater, the solution is most often not where the problem. For instance, the problem might be at the bottom of the hill, but the solution is at the top of the hill. Moloney and Martin discussed how there are always better opportunities to work with developers to address problems on the front end rather than waiting to address them later.

Sheehan asked about the pandemic impact for such things as rising costs for supplies or the demand on workers or contractors. Martin said the employees most directly impacted are the sanitary sewer crews because that is where most of the projects are. He expressed concern that crews might have to stop a specific project because the specified pipe is not available and the raw material cost has increased significantly. He added that it isn't just COVID that is making this difficult. There are other supply issues, but they are monitoring the situation closely.

No further comment or action was taken on this item.

III. 5G Small Cell Wireless Update

Aldona Valicenti, Chief Information Officer, provided an update on the 5G small cell wireless infrastructure in Lexington and she began by providing a history of wireless since 1979. Next, she spoke about 5G evolution versus revolution, saying that 5G evolution includes minimal lag streaming and provides instant access to files online. Some examples of revolution will be reliable internet in remote areas, enabling of autonomous vehicles, and enabling the internet of things, but all of this will likely take a long time to complete. She spoke about smalls cells which are portable base stations that require minimal power to operate and they prevent signals from being dropped. She illustrated how they are attached to the top of a street light and the intent is for them to be placed close together in a cluster so they can operate as a relay to prevent the signal from dropping. The city is responsible for 5G small cell deployment through awarding telecom franchise agreements to qualified applicants as well as managing the public right-of-ways. She said the city is beginning to look at a strategic plan to effectively utilize fiber assets and the 5G infrastructure to enhance city services and deploy smart city applications. Explaining why we need this, she said 5G wireless/small cell deployment will provide opportunities to implement new mobile services for citizens and will provide enhanced mobile internet access. She added that 5G will not replace the existing 4G wireless networks but will be an evolution of those networks over time. 5G is building a tremendous amount of infrastructure that we have not had. She said coverage for the rural area will be challenging due to the lack of density and geography and it could take two or more years before at least 2/3 of all Americans get 5G service.

Bledsoe mentioned a neighborhood in her district where one of these is installed and there have been several calls from residents expressing safety concerns. She asked if the best course of action is to provide the contact information for the point person at LFUCG with whom they can file a complaint. Valicenti said some people contact her through 311 when they want to ask about 5G and she will send copies of presentations that explain what 5G is, how it works, and the city's role in the process. If there is a concern that there could be an impediment to traffic or line of sight, she said, that could be addressed through Engineering or she would be happy to take any calls.

McCurn asked if there is courtesy information provided prior to installation, particularly when placed in someone's front yard to explain what will take place and when. Valicenti explained that this would be a question for Engineering because they issue permits for the right of way. Doug Burton, Director of Engineering, said utility companies are asked to reach out to adjacent property owners if they are going to be impacted, but this is not required. A common misconception is that the utility strip is part of someone's yard and this creates confusion because it is not. Unless there is a line of sight issue or they are creating another problem, he said, we can't tell them where to locate the pole. McCurn compared this communication to that required of MetroNet which we asked to place notes on front doors to explain what residents can expect. Burton said they will reach out to the utility companies to encourage this, but it is ultimately the FCC's decision where to locate the pole. McCurn asked, how many more years we should expect to be doing this. Valicenti didn't have the timeframe, but said, she has been told it would be two or more years before 5G is fully operational.

No further comment or action was taken on this item.

IV. Abandoned Shopping Carts

David Kloiber, 6th District Council Member, reviewed the issue of abandoned shopping carts which was last presented to committee June 22, 2021. He provided a recap and explained that there is no centralized way to address the issue of abandoned shopping carts and the financial burden falls on the city. He said they looked at other cities to develop the proposed ordinance. He reviewed some of the concerns mentioned at the last meeting and said they have reached out to businesses to get feedback on the potential ordinance and the biggest concern was that they wanted flexibility. He spoke about the current requirement in the ordinance for businesses with more than 10 carts to have a retention plan and they wanted to change it from an onerous burden to something with more flexibility so the proposed ordinance makes the retention plan "optional". The retention plan can now serve as a function for businesses to work with Code Enforcement to create a partnership to decide how best to address their responsibility for this issue. He said there is still a 24 hour period for the business to retrieve the abandoned cart unless there is a retention plan filed that adjusts this. Citations will be cited to the company and not as a lien placed on the property. The recommendation today, Kloiber said, is to approve the proposed Abandoned Shopping Cart Ordinance, to be effective 60 days upon passage.

At this time, public comment was allowed. Of particular concern was the intent of the ordinance and unfairly placing the burden on businesses who are essentially having their carts stolen from them. There was a recommendation to require grocery stores to charge a deposit for use of the shopping cart which would be returned when the cart is brought back.

Bledsoe expressed frustration that the person who is taking the cart is not the person we are punishing. She expressed concern with the 24 hour requirement to report the cart missing because 24 hours is not adequate when trying to locate the cart and there are added concerns that go along with entering someone's private property which is challenging to do.

Kay asked if there is a timeframe included in the retention plan for the retrieval of the carts that are picked up. For example, he said, a business could say in their plan that they will retrieve carts within 6 months. Kloiber said while the retrieval plan is optional, it would be approved by the Division of Code Enforcement and the intent is for this ordinance to include language that ensures the plan meets necessary standards. Kay commented about feedback from owners and asked if part of the requirement in the retention plan is to have a label on every cart to identify the shopping carts that belong to them and how businesses responded to this requirement. Kloiber said most carts have identifying material on them so this was not an added burden. Kay said ideally the burden would be on the person removing the cart, but there is no practical way to do this. Kloiber said this is a main reason why treating this as a partnership between us and the business to work together to solve the problem is a large focus of this ordinance as opposed to saying this is punitive against the business.

Reynolds spoke about this issue being a huge problem in her district and all over the city, but there is not a perfect solution. She said ideally she would agree that the burden would fall on the person removing the cart, but there is no way to enforce this. She said we should encourage stores to require a coin deposit for using the cart which would be refunded when the cart is returned.

Moloney asked where the collected shopping carts will be stored and Kloiber said if the cart could not be returned to the business, it would be disposed of. Moloney asked how long the carts would be kept and Kloiber clarified that the carts would not be kept**.** An abandoned shopping cart gets reported and if it is not collected in 24 hours, we would pick it up and take it to the landfill. Alex Olszowy, Director of Code Enforcement, explained the timeline for addressing an abandoned cart.

Kloiber spoke about the deposit option and the option to have wheels on the carts that will lock up. He said these would include upfront costs to businesses which is something to consider when thinking about forcing companies to have a similar option. He said we could create an ordinance that requires this, but we wanted to provide flexibility to stop the problem from happening.

Motion by Kloiber to move forward to the full Council, a proposed draft ordinance , creating section 12-11 of the code of ordinances related to abandoned shopping carts [including language to clarify parameters for an acceptable retention plan and how it would be enforced]. Seconded by Ellinger. Motion failed with a 2-7 vote (yes: Kay and Kloiber; no: Ellinger, Bledsoe, F. Brown, McCurn, Moloney, Sheehan, and Worley.

Discussion on the motion: Worley expressed concern that the ordinance in its current form penalizes business owners who have been stolen from. Moloney and Ellinger would like to hear from businesses to get their thoughts on this before taking action. Ellinger and Kloiber discussed Section 3-5 pertaining to the fine for violation and Kloiber explained that the fee escalates but is not to exceed a certain amount. Bledsoe said she doesn't disagree with the partnership, but the concern is that businesses don’t know about this and it would be helpful to hear whether or not they are in support of the partnership.

No further comment or action was taken on this item.

V. Items Referred to Committee

No further comment or action was taken on this item.

Motion by Bledsoe to adjourn at 2:33 p.m. Seconded by Kay. Motion passed without dissent.

Transmission Cycle Based Line Clearing

Kevin Montgomery
Transmission Right of Way Coordinator

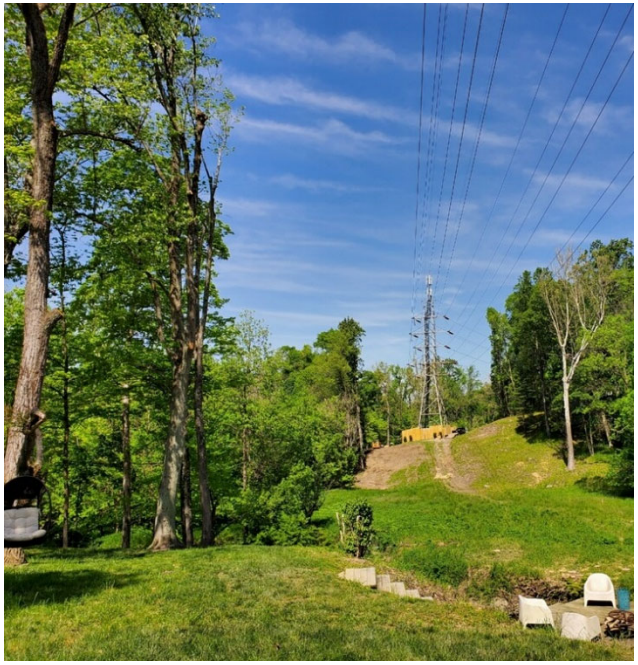
LG&E KU
PPL companies

Transmission Overview

Program Overview

- 2014 Program Assessment
- Included in Transmission System Improvement Plan
- Cycle based approach
- Hazard tree program

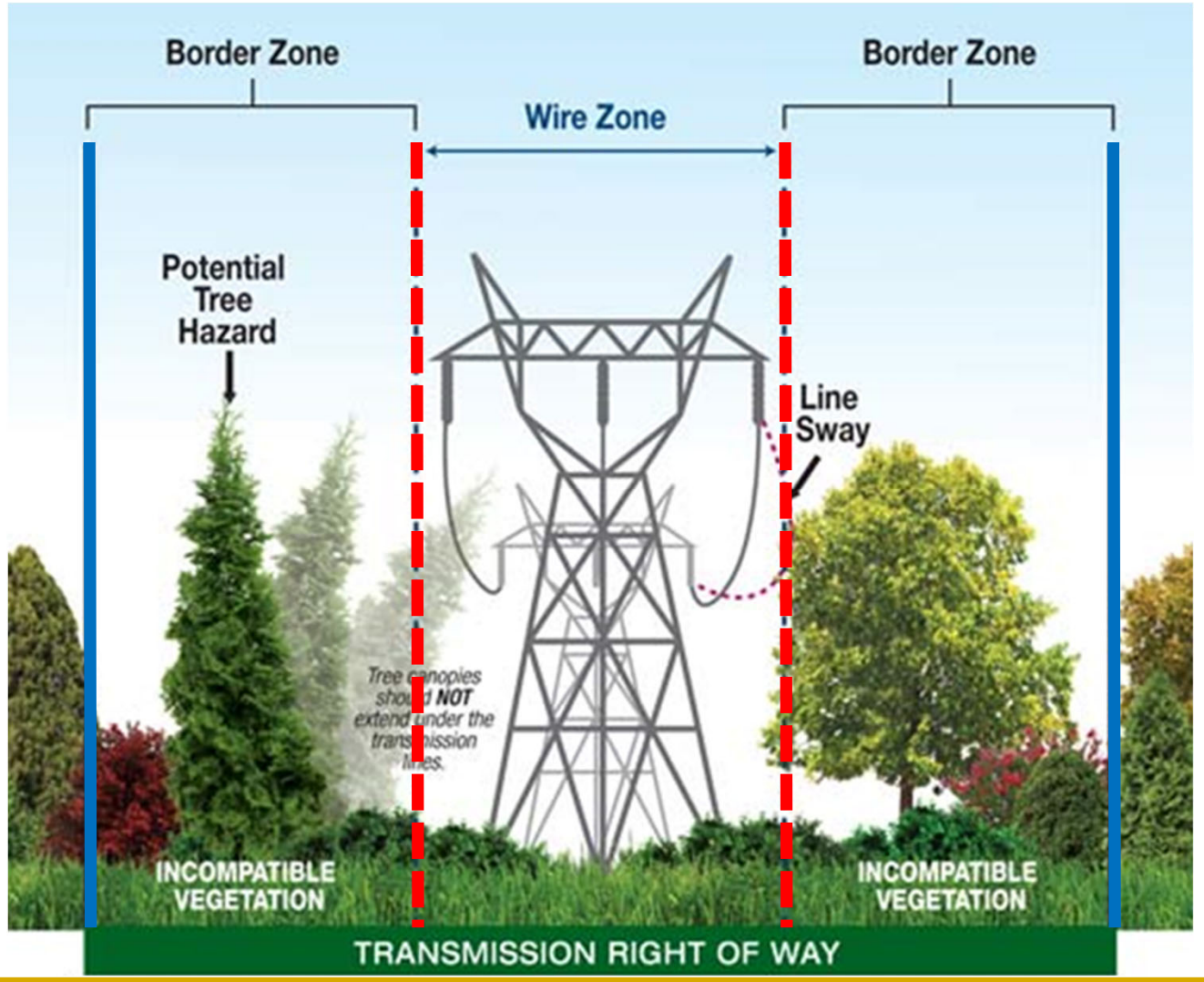
Before



After

Current

Approach for Yard Trees
Wire Zone and Border Zone



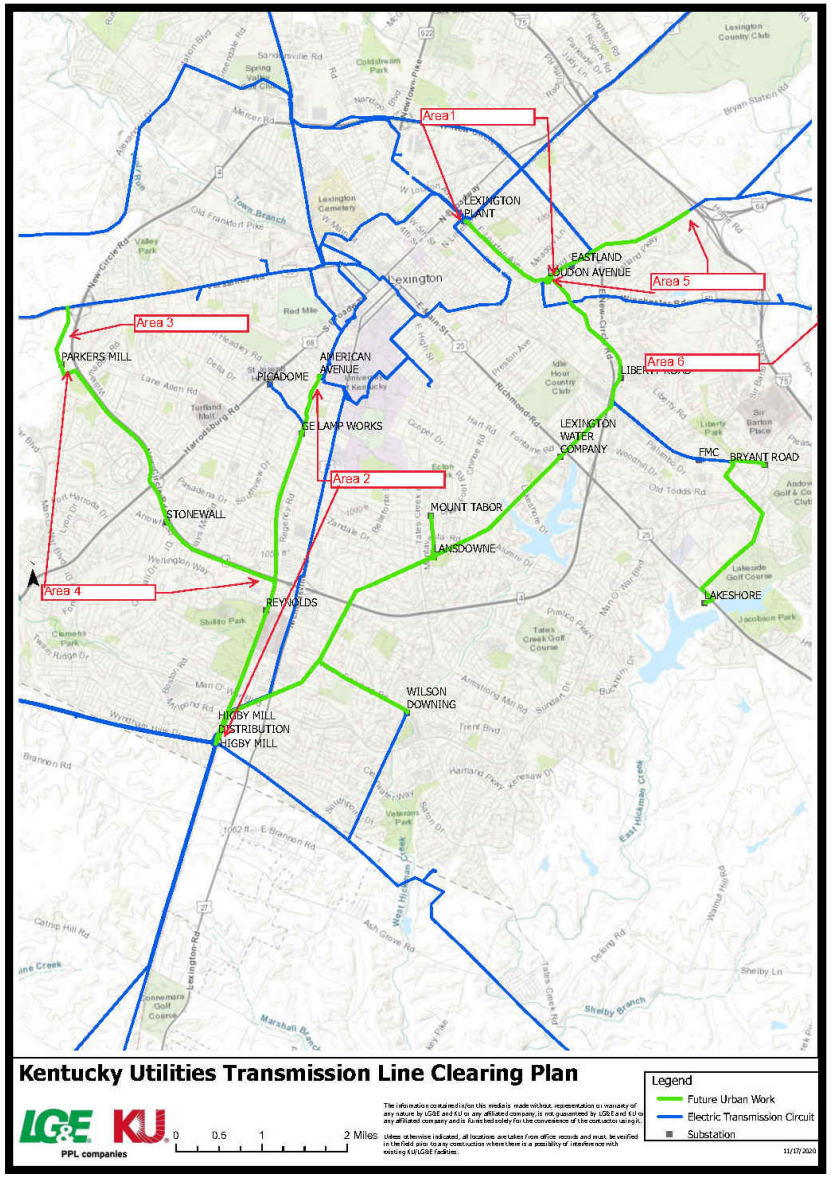
2022 KU Lexington Transmission Work

Area 1: Lexington Plant – Loudon
(1.23 miles - Q1)

Area 2: American Ave – Reynolds – Higby Mill
(4.57 miles - Q1 & Q2)

Area 3: Lexington Plant – Parkers Mill – Pisgah
(0.72 miles -Q2 & Q3)

Area 4: American Ave – Parkers Mill – Higby Mill
(3.89 miles - Q3)

Area 5: Loudon Ave – Avon EKPC
(2.0 miles - Q3)

Area 6: Loudon Ave – Avon EKPC at Haley Pike
(1 mile - Q4)