Lexington-Fayette Urban County Government

200 E. Main St
Lexington, KY 40507

Tuesday, November 1, 2022

3:00 PM

Packet

Council Chamber

Urban County Council Work Session

Urban County Council
Schedule of Meetings
October 31, 2022 – November 7, 2022

<u>Monday, October 31</u>
No Meetings

<u>Tuesday, November 1</u>
Special Pavement Management Subcommittee……………………………………………………………11:30 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

<u>Wednesday, November 2</u>
IR Steering Committee………………………………………………………………………………………10:30 am
Conference Room – 5th Floor Government Center

Transportation Policy Committee……………………………………………………………………………1:30 pm
Video Teleconference

<u>Thursday, November 3</u>
Council Meeting…………………………………………………………………………………………………6:00 pm
Council Chamber – 2nd Floor Government Center

<u>Friday, November 4</u>
Senior Services Commission……………………………………………………………………………………8:30 am
Senior Center – 195 Life Lane

<u>Monday, November 7</u>
No Meetings

Lexington-Fayette Urban County Council
Work Session Agenda
November 1, 2022

I. Public Comment - Issues on Agenda

- **a** Public Hearing: Urban Service Changes

II. Requested Rezonings/ Docket Approval – Yes

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

- **a** Table of Motions: Council Work Session, November 1, 2022

IV. Budget Amendments – Yes, p. 3-5

V. Budget Adjustments - For Information Only – No

VI. New Business – Yes, p. 6-19

VII. Continuing Business/ Presentations

- **a** Presentation: SPOKE Award, p. na
- **b** Proclamation: LFUCG Audit Team, p. na
- **c** Summary: Environmental Quality & Public Works Committee, October 11, 2022, p. 20-22
- **d** Summary: General Government & Social Services Committee, September 6, 2022, p. 23-26
- **e** Partial Summary: Special General Government & Social Services Committee, October 27, 2022, p. 27-28

VIII. Council Reports

IX. Mayor's Report – No

X. Mayor's Report - Price Contract Bid Recommendations – No

XI. Public Comment - Issues Not on Agenda

XII. Adjournment

Administrative Synopsis - New Business Items

a	**1074-22**	Authorization to execute an agreement between the LFUCG and U.S. Fish and Wildlife Services to fund project at Lakeside Golf Course to restore Monarch habitat for the benefit of Federal trust species on private lands. USFWS will reimburse costs up to $2,000. (L1074-22) (Conrad/Ford) p. 6
b	**1076-22**	Authorization to execute the Kentucky Easter Seal Society's Industrial Revenue Bond (IRB) Healthcare Revenue Bonds Series 2022 by Clark County Fiscal Court for Kentucky Easter Seal Society, Inc. at an amount not to exceed $10,000,000.00. No budgetary impact and it does not affect the liability of LFUCG in any way. (L1076-22) (Atkins) p. 7
c	**1077-22**	Authorization to accept an End User License Agreement with Grayshift LLC to utilize Grayshift software to examine electronic evidence seized by the Police Department in the furtherance of investigations. No budgetary impact. (L1077-22) (Weathers/Armstrong) p. 8
d	**1084-22**	Authorization to execute an addendum to the Information System Agreement with Systems and Software, Inc. to upgrade the enQuesta system to version 6 and to install the Capricorn customer portal at a cost of $691,174. Funds are budgeted. (1084-22)(Holbrook/Hensley) p. 9
e	**1085-22**	Authorization to renew the annual MOU with the Kentucky Board of Emergency Medical Services for the continuation of the Paramedicine program. No budgetary impact. (L1085-22) (Wells/Armstrong) p. 10
f	**1086-22**	Authorization to execute a contract with Hazen and Sawyer for program management services needed to implement the Consent Decree Remedial Measures Plan, for a term of one (1) year at a cost of $900,000, with up to four (4) annual renewals. Funds are budgeted. (L1086-22) (Martin/Albright) p. 11-12
g	**1089-22**	Authorization to donate a 2005 Ford Explorer to the Neon Volunteer Fire Department in Neon, KY. They have a need for an incident command vehicle due to the flooding in Eastern KY.(L1089-22)(Wells/Armstrong) p. 13
h	**1105-22**	Authorization to establish Oracle as a sole source provider to provide ongoing software maintenance for PeopleSoft Financials and Human Capital Management modules over the next five years at a cost not to exceed $200,000 annually and to authorize the Chief Information Officer, or her designee, on behalf of the Urban County Government, to execute any necessary documents for the continuation of maintenance and support services. Cost is $147,528.86 for FY23, subject to 5% annual increases. Funds are budgeted. (L1105-22) (Stiefel/Valicenti) p. 14
i	**1112-22**	Authorization to establish Municipal Equipment as a sole source provider for the purchase of parts and services to support the Marathon Baler at the Materials Recovery Facility. (L1112-22) (Thurman/Albright) p. 15

j	**1113-22**	Authorization to extend the current contract with Humana for the Medicare Advantage Plan for the Police and Fire Retirement Fund for the period beginning January 1, 2023 through December 31, 2023. The cost for the Medicare Advantage Plan is $233.72 per retiree per month. Funds are budgeted. (L1113-22) (Walters/Hamilton) p. 16
k	**1114-22**	Authorization to accept an award of federal funds in the amount of $175,000 from the U.S. Department of Justice under the Office of Community Oriented Policing Services (COPS) for the Law Enforcement Mental Health & Wellness Act Grant Program (LEMHWA) for FY 2023 and FY 2024. No matching funds are required. (L1114-22) (Weathers/Armstrong) p. 17
l	**1115-22**	Authorization to execute modifications to agreements with the Kentucky Office of Homeland Security in partnership with the State Board of Elections (SBE) for the purchase of Cradlepoint Devices including installation and services fees for up to two (2) years for election security at no additional costs. (L1115-22) (Reynolds/Lanter) p. 18
m	**1116-22**	Authorization to accept an award of additional federal funds in the 2022 Consolidated Plan from the U.S. Department of Housing and Urban Development for the HOME Investment Partnerships Program, in the amount of $134,713, and to execute any other agreements or amendment with subrecipients to the use of CDBG, HOME and ESG funds. (L1116-22) (Reynolds/Lanter) p. 19

URBAN COUNTY COUNCIL
WORK SESSION
TABLE OF MOTIONS
October 25, 2022

Mayor Gorton called the meeting to order at 3:01pm. All councilmembers were present.

I. Public Comment – Issues on Agenda

II. Requested Rezonings/Docket Approval

Motion by Ellinger to approve the October 27, 2022 Council meeting docket. Seconded by Plomin. Motion passed without dissent as amended.

Motion by McCurn to place on the docket for the October 27, 2022 Council meeting, a resolution authorizing the Mayor to execute an agreement with the Lexington Distillery District Foundation, allocating $750,000 to the Foundation for streetscape and beautification improvements on public property within the distillery district. Seconded by Reynolds. Motion passed without dissent.

Motion by J. Brown to place on the docket for the October 27, 2022 Council meeting, a resolution proclaiming the Lexington-Fayette Urban County Government's support of the issuing of a stamp to honor Muhammed Ali. Seconded by Ellinger. Motion passed without dissent.

III. Approval of Summary

Motion by Plomin to approve the October 18, 2022 work session summary. Seconded by Baxter. Motion passed without dissent.

IV. Budget Amendments

Motion by Baxter to approve budget amendments. Seconded by Kay. Motion passed without dissent.

V. New Business

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

VI. Continuing Business/Presentations

Councilmember Bledsoe provided a summary of the September 20, 2022 Budget, Finance and Economic Development Committee meeting.

Motion by Bledsoe to approve the draft budget amendment revisions ordinance (as approved at the September 20, 2022 Budget, Finance & Economic Development Committee meeting). Seconded by Plomin. Motion passed without dissent.

There were no additional motions to report from the meeting.

VII. Council Reports

Motion by Kay to refer a review of the way the compensation study was implemented while paying special attention to people who were given a title/grade level increase with no accompanying salary adjustment, employees who saw a reduction of their salary/market rate ratio and employees who have made lateral moves and their total employee time was not considered in the salary review. Seconded by Lamb. Motion passed without dissent.

VIII. Mayor’s Report

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

IX. Mayor’s Report – Price Contract Bid Recommendations

Motion by Plomin to approve the Mayor's Report-Price Contract Bid Recommendations. Seconded by Sheehan. Motion passed without dissent.

X. Public Comment – Issues Not on Agenda

XI. Adjournment

Motion by Ellinger to adjourn at 4:03pm. Seconded by Kay. Motion passed without dissent.

SAM, 10/26/22

BUDGET AMENDMENT REQUEST LIST

JOURNAL	137310	**DIVISION**	Facilities and Fleet Management	**Fund Name**	General Fund
				Fund Impact	45,369.00 45,369.00CR .00

To provide funds for one position of ARPA Project Manager to oversee capital projects in Facilities and Fleet Management.

JOURNAL	137335-36	**DIVISION**	Parks and Recreation	**Fund Name**	General Fund
				Fund Impact	2,947.44 2,947.44CR .00

To provide funds for Parks Enterprise Golf expense accounts by recognizing reimbursement and rebate.

JOURNAL	137343	**DIVISION**	Police	**Fund Name**	Police Confiscated State
				Fund Impact	125,000.00 .00CR 125,000.00

To provide funds to purchase furniture for the new East Rollcall center by utilizing funds remaining in the Asset Forfeiture-State Fund from prior fiscal years.

This BA is being requested now to cover the cost for furniture for the New Police East Sector that will be completed ahead of schedule due to having to vacate current leased location.

The funds being used are state and local forfeitures. State Asset Forfeiture follows the Guide to Equitable Sharing for State, Local, and Tribal Law Enforcement Agencies, section V., B., 1C on page 14 of the guide which states that furniture purchases are acceptable uses of forfeited funds.

JOURNAL	137337-38	**DIVISION**	Grants and Special Programs	**Fund Name**	US Dept of HUD
				Fund Impact	111,603.00 111,603.00CR .00

To decrease grant budget for Community Development Block Grant (CDBG) FY 2023 based on actual award.

JOURNAL	137339-40	**DIVISION**	Grants and Special Programs	**Fund Name**	US Dept of HUD
				Fund Impact	134,713.00 134,713.00CR .00

To budget additional funds awarded on HOME FY 2023.

JOURNAL	137315-16	**DIVISION**	Grants and Special Programs	**Fund Name**	US Dept of Justice
				Fund Impact	175,000.00 175,000.00CR .00

To establish grant budget for Law Enforcement Mental Health & Wellness Act Grant Program (LEMHWA) - FY 2023.

JOURNAL	137333-34	**DIVISION**	Grants and Special Programs	**Fund Name**	US Dept of Justice
				Fund Impact	102,962.00 102,962.00CR .00

To establish grant budget on Victims of Crime Act (VOCA) Social Services Grant FY 2023.

JOURNAL	137360-61	**DIVISION**	Grants and Special Programs	**Fund Name**	US Dept of Justice
				Fund Impact	21,666.00 21,666.00CR .00

To adjust grant budget to reflect actual grant award on Street Sales FY 2023.

JOURNAL	137362-63	**DIVISION**	Grants and Special Programs	**Fund Name**	US Dept of Justice
				Fund Impact	61,857.00 61,857.00CR .00

To establish grant budget for Victims of Crime Act (VOCA) FY 2023.

JOURNAL	137311-12	**DIVISION**	Grants and Special Programs	**Fund Name**	US Dept of Homeland Sec
				Fund Impact	134,398.00 134,398.00CR .00

To decrease grant funds for State Homeland Security Election Cybersecurity - FY 2021. This grant is being consolidated with State Homeland Security (Cradlepoint Devices) - FY 2021 but remains for enhanced election security.

JOURNAL	137313-14	**DIVISION**	Grants and Special Programs	**Fund Name**	US Dept of Homeland Sec
				Fund Impact	134,398.00 134,398.00CR .00

To provide additional funds for State Homeland Security (Cradlepoint Devices) FY 2021 for enhanced election security by consolidating funds State Homeland Security Election Cybersecurity - FY 2021.

JOURNAL	137342	**DIVISION**	Grants and Special Programs	**Fund Name**	US Dept of Treasury
				Fund Impact	45,369.00 45,369.00CR .00

To move funds from American Rescue Plan Act (ARPA) State and Local Recovery Funds/personnel contingency budget to fund the ARPA Facilities and Fleet Management Project Manager.

JOURNAL	137290	**DIVISION**	Environmental Services	**Fund Name**	Water Quality Mgmt Fund
				Fund Impact	24,000.00 24,000.00CR .00

To provide funds for overtime by reducing funds in professional services.

BUDGET AMENDMENT REQUEST SUMMARY

1101	General Services District Fund	.00
1132	Police Confiscated State Fund	125,000.00
3120	US Department of Housing & Urban Development	.00
3140	US Department of Justice	.00
3200	US Department of Homeland Security	.00
3230	US Department of Treasury	.00
4051	Water Quality Management Fund	.00

MAYOR LINDA GORTON

LEXINGTON

MONICA CONRAD
DIRECTOR
PARKS AND RECREATION

TO: Mayor Linda Gorton
Honorable Members, Urban County Council

FROM: Monica Conrad, Director of Parks and Recreation

DATE: October 17, 2022

SUBJECT: Partners for Fish and Wildlife Program at Lakeside Golf Course

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Request:

To execute Agreement between the LFUCG and U.S. Fish and Wildlife Services to fund project at Lakeside Golf Course to restore Monarch habitat for the benefit of Federal trust species on private lands.

Purpose:

The project entails establishing approximately 0.5 acres of native forb habitat for the monarch butterfly and other pollinator species. Additional acres can be added if desired. This project follows the Kentucky Fish and Wildlife Resources state monarch recovery plant by providing small blocks of food and breeding habitat for the monarch butterfly. In addition, it will also provide habitat for neo-tropical birds and pollinators. Lakeside Golf Course has been observed to be in a major fall migration corridor for migrating monarchs.

This project also will provide beauty to Lakeside Golf Course and LFUCG and will provide education and outreach to the public pertaining to monarch and other butterflies, pollinators, and nature in general.

The entities involved involve the LFUCG – Division of Parks and Recreation, US Fish and Wildlife Service's (USFWS) Partners for Fish and Wildlife (PFW) Program administer through the Kentucky Field Office of the USFWS and the North American Butterfly Association-Kentucky Chapter. The USFWS's PFW Program will provide technical expertise and funding for native seed and herbicide. Lakeside Golf Course will implement the field work concerning the project and the NABA will provide outreach and education as needed. Post project a monitoring will be conducted by the USFWS Project Manager.

Budgetary Implication:

USFWS will reimburse costs up to $2,000 to improve wildlife habitat, planting of native plants and particular pollinator plants, and herbicide products. Labor will be provided by Lakeside Golf Course.

File Number: 1074-22

Director/Commissioner: Monica Conrad/Chris Ford

MAYOR LINDA GORTON

LEXINGTON

KEVIN ATKINS
CHIEF DEVELOPMENT OFFICER

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

FROM: **KEVIN ATKINS**
CHIEF DEVELOPMENT OFFICER

DATE: **OCTOBER 18, 2022**

RE: **KENTUCKY EASTER SEAL SOCIETY, INC INDUSTRIAL REVENUE BONDS**

This is to request adoption of a resolution approving the execution of Kentucky Easter Seal Society's Industrial Revenue Bond (IRB) Healthcare Revenue Bonds Series 2022 by Clark County Fiscal Court for Kentucky Easter Seal Society, Inc. at an amount not to exceed $10,000,000.00. The bonds would be to assist Kentucky Easter Seal Society, Inc.:

- Pay off loan with Central Bank & Trust Co. which was used to make certain capital improvements to their property at 1900 Richmond Road, Lexington, Kentucky.
- Finance the costs of making capital improvements to their property at 1900 Richmond Road, Lexington, Kentucky
- Pay the cost of issuance of Healthcare Revenue Bonds

Lexington-Fayette Urban County Government is required by Section 147 of the Internal Revenue Service Code of 1986 to adopt a resolution approving the issuance because the project is located in Fayette County.

A public hearing will be necessary for this request. The public hearing is required pursuant to Section 147 of the Internal Revenue Service Code of 1986 which requires the governmental unit having jurisdiction over the area which the project is located to hold a public hearing for approval of the project. We will be requesting a public hearing on the resolution be schedule for November 17, 2022.

Lexington-Fayette Urban County Government (LFUCG) shall have no expenses as part of this request and it does not affect the liability of LFUCG in any way.

Lexington-Fayette Urban County Government
DEPARTMENT OF PUBLIC SAFETY

Linda Gorton
Mayor

Kenneth Armstrong
Commissioner

TO: Mayor Linda Gorton
Urban County Council

FROM: Chief Lawrence B. Weathers
Lexington Police Department

CC: Commissioner Kenneth Armstrong
Department of Public Safety

DATE: October 18, 2022

SUBJECT: Grayshift LLC - End User License Agreement

Request
Authorization to accept End User License Agreement with Grayshift LLC.

Why are you requesting?
The agreement explains the terms in regards to utilizing the Grayshift software product. GrayShift software is used to examine electronic evidence seized by the Police Department in the furtherance of the investigation. The software is used after the issuance of a search warrant for the electronic device(s). The attached agreement requires Council and Mayor Gorton's approval and signature.

The authorization to purchase and establish Grayshift LLC as a sole source provider, was approved by Resolution 551-2022, which is attached for reference.

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

Are the funds budgeted? N/A

File Number: 1077-22

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

LBW/rmh

MAYOR LINDA GORTON

LEXINGTON

WESLEY HOLBROOK
DIRECTOR
REVENUE

TO: Mayor Linda Gorton
Members, Urban County Council

FROM: Wesley Holbrook, Director

DATE: October 24, 2022

SUBJECT: Resolution to authorize the upgrade of the enQuesta system for LEXserv Billing and Collections

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Request

Authorization to: execute an addendum to the Information System Agreement with Systems and Software, Inc. to upgrade the enQuesta system to version 6 and to install the Capricorn customer portal.

Why are you requesting?

The Division of Revenue has been using the enQuesta system since 2017. The version currently utilized is outdated and does not contain features which would be beneficial for the efficient operation of the division and an upgraded customer portal. In the FY23 budget, the Division of Revenue requested funding for the upgrade of the enQuesta system which is used for LEXserv billing and collections. That project was funded.

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

The cost for this FY is: $691,174

The cost for future FY is: $33,250 (new maintenance)

Are the funds budgeted?

The funds are budgeted

Account number: 4002 – 202602-0001- 96202 - $366,322.22
4051 – 202602-0001- 96202 - $186,616.98
4121 - 202602-0001- 96202 - $138,234.80

File Number:
Director/Commissioner: Wesley Holbrook/Erin Hensley

MAYOR LINDA GORTON

LEXINGTON

Jason G. Wells
Fire Chief

TO: Mayor Linda Gorton

FROM: Jason G. Wells, Fire Chief

DATE: October 20, 2022

SUBJECT: MOU between the Division of Fire and Emergency Services and the Kentucky Board of Emergency Medical Services

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Request authorization for the Division of Fire and Emergency Services to enter into an agreement with the Kentucky Board of Emergency Medical Services for the continuation of the Community Paramedicine Program.

Why are you requesting? The Community Paramedicine program is regulated by the Kentucky Board of Emergency Medical Services. The MOU must be signed on an annual basis in order to continue the program.

Department needs this action completed because: To continue the program.

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

File Number:

Director/Commissioner: Wells/Armstrong

MAYOR LINDA GORTON

LEXINGTON

CHARLES H. MARTIN, P.E.
DIRECTOR
WATER QUALITY

TO: Mayor Linda Gorton
Urban County Council

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

DATE: October 14, 2022

SUBJECT: Sanitary Sewer Remedial Measures Plan Program Management Consulting Services-RFP#56-2022

Request

The purpose of this memorandum is to request approval of a contract with Hazen and Sawyer for the program management services needed to implement the Consent Decree Remedial Measures Plan. The contract term will be for 365 days as measured from the Mayor's signature date on the contract. Up to four (4) annual renewals are possible if approved by the Urban County Council.

Purpose of Request

Since 2008, the Division of Water Quality (DWQ) has been implementing the terms and conditions of the Consent Decree. In 2010, Resolution #394-2010 awarded a contract to Hazen and Sawyer (H&S) to provide management services for developing and implementing the Remedial Measures Plan (RMP). The RMP is an estimated $590 M capital improvement plan intended to abate recurring sanitary sewer overflows as required by the Consent Decree.

Since 2010, various changes to the RMP project delivery methodology have occurred. In 2019, DWQ determined that the RMP scope had changed to a point where re-advertising the program management contract was in the best interest of LFUCG. Resolution #449-2019 awarded a new, revised RMP Program Management contract to H&S. The terms of this new contract required annual renewal requests along with the clear identification of H&S staff who could bill for work under the contract terms.

RFP# 56-2022 was advertised and one response was received (H&S). DWQ and Purchasing staff reviewed the responses, determining that Hazen and Sawyer is still the best overall value for LFUCG.

Project Cost in FY23

$900,000 has been included in the FY23 budget. Similar annual expenses are projected for FY23-FY27.

Are the funds budgeted

The funds are budgeted in: 4003-303401-3425-92811 REMEDIAL CONSENT_DE 2023

LFUCG

Martin / Albright

MAYOR LINDA GORTON **LEXINGTON** Jason G. Wells
Fire Chief

TO: Mayor Linda Gorton

FROM: Jason G. Wells, Fire Chief

DATE: October 20, 2022

SUBJECT: Donation of Surplus Ford Explorer to Neon Volunteer Fire Department

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The Division of Fire and Emergency Services request authorization to donate a 2005 Ford Explorer, VIN# 1FMZU73W25ZA75785, to the Neon Volunteer Fire Department.

Why are you requesting? The Neon Volunteer Fire Department Chief Carter Bevins requested this donation, as facilitated by Terri Johnson with the Kentucky League of Cities.

Due to the unprecedented Eastern Kentucky flooding in July, the Neon Volunteer Fire Department suffered great loss, including 7 apparatus. They have a need for an incident command vehicle as their previous one was a total loss. This surplus Lexington Fire Department 2005 Ford Explorer would fill that necessity for a department without the means and resources to readily replace the previous unit.

Department needs this action completed because: The Lexington Fayette Urban County Government can make a significant difference to assist in the recovery of the Neon Volunteer Fire Department and help fill a portion the overwhelming need created by the Eastern Kentucky flooding disaster.

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

The cost for this FY is: N/A. This vehicle has already been replaced with budgeted funds.

The cost for future FY is: N/A

Are the funds budgeted? N/A

File Number:

Director/Commissioner: Wells/Armstrong

200 East Main St., Lexington, KY 40507 / 859.258.3133 Phone / 859.258.3879 Fax / lexingtonky.gov

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, Phillip Stiefel

DATE: October 21, 2022

SUBJECT: Oracle PeopleSoft software maintenance for sole source provider

Request Authorization to: request Council approval for sole source provider (Oracle) to provide ongoing software maintenance for PeopleSoft Financials and Human Capital Management modules over the next five years at a cost not to exceed $200,000 annually. Cost is $147,528.86 for FY23, subject to 5% annual increases. Funds are budgeted.

Why are you requesting? Annual software maintenance fees are required to receive software updates, tax law updates, and technical support for all PeopleSoft modules and associated business processes.

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

The cost for this FY is: $147,528.86

The cost for future FY is: $147,528.86 plus annual increases

Are the funds budgeted?

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

Account number: $125,399.53 1101-202505-0001-76102, $10,327.02 1115-202505-0001-76102, $7,376.44 4002-202505-0001-76102, $4,425.87 4051-202505-0001-76102

File Number: 1105-22

Director/Commissioner: Phillip Stiefel/Aldona Valicenti

MAYOR LINDA GORTON

LEXINGTON

TRACEY THURMAN
DIRECTOR
WASTE MANAGEMENT

MEMORANDUM

TO: Mayor Linda Gorton
Urban County Council

FROM: Tracey Thurman, Director
Division of Waste Management

DATE: October 24, 2022

SUBJECT: Request Council Authorization to Execute a Sole Source Agreement with Municipal Equipment for the Purchase of Parts and Services to Support the Baler at the Materials Recovery Facility

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Request: The purpose of this memorandum is to request approval to enter into a sole source agreement with Municipal Equipment to purchase parts and services for the Marathon Baler at the Material Recovery Facility (MRF).

Authorization to: Approve a sole source agreement with Municipal Equipment.

Why are you requesting? Municipal Equipment is the sole service provider for parts and services for the Marathon Baler at the Material Recovery Facility. The 2012 Baler has processed over 250,000 tons of materials since being placed in service. This agreement will allow parts and services to be purchased in a timely manner and avoid unnecessary downtime.

Department needs this action completed because: This agreement will continue to repair the 2012 Baler to produce 100 tons per day of recovered materials at the plant. Municipal Equipment is a local provider and able to provide service to reduce and/or eliminate downtime due to repairs.

Are the funds budgeted? Yes

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

Account number(s): 1115 303505 3571 76101

Cc: Nancy Albright, Commissioner

MAYOR LINDA GORTON

LEXINGTON

TAMARA WALTERS
DIRECTOR
HUMAN RESOURCES

MEMORANDUM

TO: Linda Gorton, Mayor
Sally Hamilton, Chief Administrative Officer
Council Members

FROM: Tamara M. Walters
Tamara Walters, Director
Division of Human Resources

DATE: October 24, 2022

SUBJECT: **Contract Services with Humana Insurance – Medicare Advantage Plan Renewal Police and Fire Retirement Fund**

Request:
The attached action authorizes the Mayor to extend the current contract with Humana for the Medicare Advantage Plan for the Police and Fire Retirement Fund for the period beginning January 1, 2023 through December 31, 2023.

Why are you requesting:
The cost for the Medicare Advantage Plan is $233.72 per retiree per month. Funds are budgeted.

File Number:
1113-22

Director/Commissioner:
Tamara Walters/Sally Hamilton

If you have questions or additional information is warranted, please contact Alisha Lyle at 859-258-3957.

MAYOR LINDA GORTON

LEXINGTON

THERESA REYNOLDS
DIRECTOR
GRANTS & SPECIAL PROGRAMS

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

FROM: **THERESA REYNOLDS, DIRECTOR**
DIVISION OF GRANTS AND SPECIAL PROGRAMS

DATE: **October 21, 2022**

SUBJECT: **Law Enforcement Mental Health & Wellness Act Grant Program FY 2023 and FY2024 for Lexington Police Department**

Request: Council authorization to accept award of federal funds in the amount of $175,000 from the U.S. Department of Justice under the Office of Community Oriented Policing Services (COPS) for the Law Enforcement Mental Health & Wellness Act Grant Program (LEMHWA). Funds are for FY 2023 and FY2024. No matching funds are required.

Purpose of Request: The Division of Police submitted application on April 29, 2022 to U.S. Department of Justice Office of Community Oriented Policing Services (COPS) for Lexington Police LEMHWA Implementation project. U.S. Department of Justice Office of Community Oriented Policing Services (COPS) awarded the LFUCG $175,000 in federal LEMHWA grant funds over a two-year period. The grant funds are to implement the expansion of the current Wellness Unit by adding a trained mental health professional to the staff. The position will be responsible for educating and guiding police department employees on mental health concerns.

What is the cost in this budget year and future budget years? $175,000 is awarded for the two-year period from September 1, 2022 through August 31, 2024. No matching funds are required.

Are the funds budgeted? Budget amendment is in process.

File Number: 1114-22

Director/Commissioner: Weathers/Armstrong

MAYOR LINDA GORTON

LEXINGTON

THERESA REYNOLDS
DIRECTOR
GRANTS & SPECIAL PROGRAMS

TO: LINDA GORTON, MAYOR
URBAN COUNTY COUNCIL

FROM: THERESA REYNOLDS, DIRECTOR
DIVISION OF GRANTS AND SPECIAL PROGRAMS

DATE: OCTOBER 21, 2022

SUBJECT: 2020 State Homeland Security Grant Program to Purchase Cradlepoint Devices

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Request: Council authorization to execute modifications to agreements with the Kentucky Office of Homeland Security in partnership with the State Board of Elections (SBE) for the purchase of Cradlepoint Devices including installation and services fees for up to 2 years for election security.

Purpose of Request: On March 17, 2020 (Resolution 174-2020), Council authorized an application to the Kentucky Office of Homeland Security requesting federal funds from the Fiscal Year 2020 Homeland Security Grant Program. On May 6, 2021 (Resolution 221-2021), Council accepted award of $178,120 to purchase and install Cradlepoint Devices and on June 10, 2021 (Resolution 309-2021) Council accepted award of $134, 398 to purchase Yubikey from this program.

The Kentucky Office of Homeland Security has offered LFUCG modifications to these agreements to combine grants funds to be utilized to purchase and install Cradlepoint Devices. The State Board of Elections (SBE) will oversee project and work in partnership with LFUCG to purchase and install Cradlepoint Devices to enhance election security in 120 county clerk offices in Kentucky to protect against cyber attack.

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

Are the funds budgeted? Budget amendment is in process.

File Number: 1115-22

Director/Commissioner: Reynolds/Lanter

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MAYOR LINDA GORTON

LEXINGTON

THERESA REYNOLDS
DIRECTOR
GRANTS & SPECIAL PROGRAMS

TO: LINDA GORTON, MAYOR
URBAN COUNTY COUNCIL

FROM: THERESA REYNOLDS, DIRECTOR
DIVISION OF GRANTS AND SPECIAL PROGRAMS

DATE: OCTOBER 21, 2022

SUBJECT: **Acceptance of Additional Funds for the HOME Investment Partnerships Program in the FY22 Consolidated Plan**

Request: Council authorization to accept award of additional federal funds in the 2022 Consolidated Plan from the U.S. Department of Housing and Urban Development for the HOME Investment Partnerships Program in the amount of $134,713, and authorizing the mayor to execute any other agreements or amendment with subrecipients to the use of CDBG, HOME and ESG funds.

Purpose of Request: On May 5, 2022 (Resolution 229-2022), Council authorized submission of the 2022 Consolidated Plan and to accept award if approved by the U.S. Department of Housing and Urban Development (HUD) for jurisdictions and to execute agreements with subrecipients in accordance with approved plan. The purpose of the Consolidated Plan is to serve as the planning document for the Lexington-Fayette Urban County Government's participation in these programs. The overall goal of the programs is to develop viable urban communities by providing decent housing, a suitable living environment, and expanding economic opportunities for low and moderate-income persons. The proposed 2022 Consolidated Plan consists of a one-year action plan providing for the expenditure of Community Development Block Grant (CDBG) funds, HOME Investment Partnerships funds, and Emergency Solutions Grants (ESG) funds for Fiscal Year 2021 (the period of July 1, 2022 through June 30, 2023) to address some of the identified needs.

What is the cost in this budget year and future budget years? Additional federal funds of $134,713 HOME funds were awarded. No additional match is required on these funds. Future budget years are dependent upon federal allocations of funds.

Are the funds budgeted? Budget amendments are in process.

File Number: 1116-22

Director/Commissioner: Reynolds/Lanter

Environmental Quality & Public Works Committee

October 11, 2022

Summary and Motions

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

I. Approval of September 13, 2022 Committee Summary

Motion by Ellinger to approve the September 13, 2022 Environmental Quality & Public Works Committee Summary. Seconded by McCurn. Motion passed without dissent.

II. Annual Snow and Ice Removal Plan

Rob Allen, Director of Streets and Roads, reviewed the snow season expense comparison from 2018 to 2022, pointing out that this does not include personnel. He spoke about the salt supply and said both barns are full and they have a contract in place to purchase additional salt if necessary. He reviewed the route rankings from ranks 1-4 and outlined what streets are included in each rank. He spoke about the 3 service levels based on amount of accumulation. He reviewed changes for the season and mentioned no specific changes were requested this year. He spoke about the COVID-19 assistance plan which involves several divisions across government working together to provide assistance during peak times. He displayed a map of the snow plow tracker that can be utilized by residents to view where a snow plow has been. He highlighted the sidewalk snow removal plan which is taken care of by Environmental Services, Parks and Recreation, and Facilities. He mentioned that several divisions in Environmental Quality & Public Works assist with this program.

Moloney asked if we would need to use staff from other divisions if we were fully staffed. Allen said we would still need help. The federal government changed how CDL drivers are trained and it is challenging to learn the new rules because there are also some restrictions that we have never had to deal before. It used to be that riding along with someone who has a CDL counted as drive time, but now we have to use registered trainers with so many hours have to be logged behind the wheel. He mentioned that an RFP was issued for CDL training and we are looking at other solutions as far as getting folks who have experience or a license to help us, but there has not been a lot of interest. Moloney and Allen discussed using Red River to assist with servicing streets such as Man O War. Allen said they have asked Red River if they could provide additional plows and drivers, but they do not have the capacity to assist.

LeGris spoke about Town Branch Commons as part of the sidewalk plan for snow removal. She asked how the trail systems are ranked when it comes to the snow removal plan. Jennifer Carey, Director of Environmental Services, said the Division of Environmental Services would handle Town Branch Commons, but the Division of Parks & Recreation primarily takes care of snow removal on trails. LeGris and Carey confirmed that the Division of Parks & Recreation has similar equipment to assist with this.

McCurn spoke about a potential worst-case scenario when staff gets pulled for an emergency and he asked if we are the number one priority when using a contractor. Allen said the contract employees are dedicated to us exclusively so they wouldn't have to leave to assist the state or other entity and they also have the ability to work extended hours. McCurn mentioned that his district is constantly changing and developing so some of the routes on the chart appear to be outdated and he asked if this is something that can be changed. Allen said the Commissioner and staff can meet to update this and he also suggested looking into modernizing routes.

Ellinger asked about Parks & Recreation taking care of the trails and Allen explained that Environmental Services handles Town Branch Commons which is downtown where facilities might not be able to reach. Ellinger referenced page 8 and mentioned the 1,000 rock in 2021 and Allen said this was to extend our salt and it is used as a last-case scenario. He said they do get complaints from cyclists because the rock tends to stay around. Allen added that we never want to do this, but if we need to, we can. Allen emphasized that the bicycle lanes are a point of emphasis for snow removal.

<u>No further comment or action was taken on this item.</u>

III. Urban Tree Canopy Change Analysis and Planting Plan

Rachel Comte, Arborist with Urban Canopy Works, LLC, spoke about the purpose of this study which is to look at the Urban Tree Canopy (UTC) over time in different scenarios. She displayed a map to illustrate how the tree canopy is measured. She spoke about how the tree canopy cover changed from 20% in 2012 to 23% in 2020 when the tree canopy goal is 30%. She spoke about the ecosystem benefits of the UTC which include air quality, stormwater reduction, carbon sequestration, and carbon storage. She also pointed out how the UTC impacts health. She reviewed changes in UTC by property ownership type and changes to the UTC by Council District. She mentioned ways to identify areas for potential new canopy by defining areas of highest priority by community needs. She provided recommendations for moving forward which include promoting the importance of the urban forest, identifying areas of priority canopy expansion, reaching private land owners, and promoting use of the online canopy viewer.

Sheehan asked if this data can be used to tell the difference in impact between new plantings versus natural tree growth. Comte explained that the analysis that was used for this project would not show this, but you could drill down to smaller areas if you used the online canopy viewer to compare 2012 to 2020 and you could tell what is causing the growth. Sheehan asked how easy it is to view growth changes from year to year using new technology. Comte said canopy growth is a slow process and the existing recommendation is to update the tree canopy every 5-10 years because it is difficult to see a lot of growth in a short period of time. Carey mentioned that part of their contract with *PlanIt Geo* is for them to provide the online viewer for a 3-year subscription and currently the NAIP program is flying aerials for 2022. Once that is publicly available, it will uploaded into the canopy viewer so anyone will be able to access it and look at changes from 2020 to 2022. Sheehan and Carey discussed posting a link to the online viewer on one of the Urban Forestry web pages.

McCurn spoke about development in his district in the last 10 years and trying to include tree canopy in this development. In looking at the list of prioritizing efforts, he asked why this area is ranked on the lower section. Comte said *PlanIt Geo* and the staff decided on the factors to be used which were weighed equally. McCurn and Carey discussed whether this was something the city was adopting to say that this is where we are focusing our efforts. Carey said this is a tool we can use and we can play with the different metrics to determine how many trees need to be planted.

Ellinger spoke about stormwater projects and asked about the "F" grade on the report card. Carey explained that the stormwater grade is a strict calculation of the ratio of impervious surface to pervious surface, but is not so much about how it drains in that area. Ellinger asked what the size requirement is for a tree to be included in the tree canopy. Comte believes it is approximately 15 feet when a tree starts to register as canopy.

LeGris said $1.5M of budget stabilization funds was allocated to the maintenance, enhancement, education, and outreach associated with the tree canopy and she mentioned an ad hoc group that has been working on this. She said there are variety of directions they can go with regard to planting and this tree canopy study is intended to serve as a guiding document, knowing that there are a lot of variables involved when it comes to planting on private land. This helps us to figure out where we can do more outreach and education and if we want our partner groups and our residents to be involved in that process. Comte added to this by saying that when you allow neighborhoods to choose for themselves what their priorities are, they can run these reports for their council district or neighborhood.

<u>No further comment or action was taken on this item.</u>

IV. Items Referred to Committee

<u>No comment or action was taken on this item.</u>

<u>Motion by Sheehan to adjourn at 1:52 p.m. Seconded by LeGris. Motion passed without dissent.</u>

General Government & Social Services Committee
September 6, 2022
Summary and Motions

Committee chair, Council Member Susan Lamb, called the meeting to order at 1:00 p.m. Committee members Vice Mayor Steve Kay and Council Members Richard Moloney, James Brown, Fred Brown, Whitney Baxter, Hannah LeGris, Liz Sheehan, and Jennifer Reynolds attended the meeting.

I. Approval of August 16, 2022 Committee Summary

A motion by Liz Sheehan to approve August 16, 2022 Committee Summary, seconded by Whitney Baxter, the motion passed without dissent.

II. Office of Homelessness Prevention and Intervention Annual Update

Council Member Sheehan introduced the item and thanked Jeff Herron, LFUCG's new Homelessness Prevention Manager. Herron reviewed the history of the Office of Homelessness Prevention and Intervention (OHPI) and explained that the office formed as a result of the 2013 Greater Good Report. The report had 44 recommendations, 31 of which have been completed and closed. An additional 11 have been completed and are ongoing. Two of the recommendations have been deferred and passed along to advocacy groups.

LFUCG has invested roughly $37.5 million in the homelessness response system since the office was created in 2014. This number only counts funds that were administered, monitored, and led by the office. About one-third of the funding has gone towards managing homelessness. Herron said that ideally, the goal would be to shift that ratio so that there are four permanent housing solutions for every one emergency shelter bed that LFUCG funds.

LFUCG has accomplished a variety of goals as a result of to the $37 million investment. In 2019, LFUCG received the designation of effectively ending veteran homelessness. They have also built a Coordinated Entry system and has been designated a Homeless Management information System (HMIS) Lead. OHPI also has about 50 new programs and have coordinated a comprehensive, effective response to a historic pandemic. The office increased its Continuum of Care Partners from 16 to 75 diverse organization. The office increased its federal funding by 35%.

Herron explained the Point-In-Time (PIT) Count data, and though there was a slight increase in the 2022 PIT Count, they have seen a 54% decrease in the number of homeless persons in their system since 2014. In January 2021, OPHI released its five-year strategic plan to reduce and effectively end homelessness and enhance affordable housing in Fayette County (2021-2025). There are 55 recommendations/actions in this plan. The overarching goals for the strategic plan include: Community outreach and engagement, preventing homelessness, policy and advocacy, funding sources, and expanding permanent supportive housing. Herron shared further progress on the strategic plan.

They had a successful public education campaign to help increase awareness of Continuum of Care. They have a partnership with Untold Creations and have now entered into a second contract with them. In progress items include creating a centralized public education campaign, expand access and use pf public data interface and establish onboarding curriculum for case managers. The next priorities include establishing a homeless preference for HUD public housing vouchers and moving on strategies, eviction diversion and mediation pilot program, enhance use of Lex End Homelessness Fund, leverage Chamber of Commerce support, and engage local lawmakers.

Moloney asked how much money OHPI receives for the Continuum of Care. Herron said they get about $2 million, but it varies from year to year. Moloney expressed concern for being in violation of HUD regulations. Herron said that the concern is that the members of the Homeless Prevention and Intervention (HPI) Board and the Continuum of Care Board are both appointed by the mayor. The HUD regulation is that members of the Continuum of Care Board need to be nominated by the membership. They are currently exploring two strategies. One is to have a process by which the membership vets the applicants which are then appointed by the mayor. The second is they could possibly expand the board to have additional members to the board that would be nominated and voted on by the membership. They would then serve in addition to the other board members. Herron said there isn't a firm deadline when this needs to occur. The office is currently working on two grants and is hoping by year's end they will have identified the best solution.

Kay asked about the chart that the depicted the decline of homelessness over the years. He asked for clarification on how these numbers are found. Herron said the data is from the PIT Count, which gives a snapshot of what homelessness looks like in any given night. It incorporates those in transitional housing, those who are unsheltered, and those who are in emergency shelter. Kay asked what the breakdown was between the categories and asked what strategies have been used to decrease the number. There were roughly 715 experiencing homelessness in any given night in Lexington. He will provide additional information for the sheltered versus unsheltered homelessness. There were 32 who were unsheltered. Herron shared the biggest factor for the reduction in homelessness is the adoption of the housing first model.

Reynolds expressed concern with unhoused individuals in downtown and their impact on property/other people downtown. Herron said this is something to which his office is devoting as much attention as possible. Sometimes these individuals are not unhoused, but rather considered street-involved. They have resumed cross-functional team meetings, which incorporate individuals from outside the housing realm to assist in addressing the issue. They are hoping to increase efficiency of street outreach and continue to bring in partners. They are also working with GIS to allow for public reporting of housing encampments. However, if there is any threat of harm, that issue needs to be directed to law enforcement.

LeGris expressed interest in learning more about the public education campaign and local lawmaker involvement. She asked about the elements of a successful campaign and what they can do as local lawmakers. Herron looks forward to finding mechanisms for Council Members and their constituents to be more involved in the conversations. He invited Council Members to contact his office to provide additional information on how they can support the work of OHPI.

J. Brown asked how Council can support Herron in this role. Herron said that compassion and those wanting to help are important. However, sometimes the appropriate response is to contact law enforcement when it pertains to criminal activity. Kay emphasized there is a distinction between street-involved individuals and those who are homeless.

III. Percent for Art Resolution

F. Brown introduced the item and shared he had concerns regarding how "capital projects" is defined. Heather Lyons, LFUCG's Director of Arts and Cultural Affairs, gave background information on the Percent for Art Resolution. The Public Arts Commission (PAC) was created in 2002 by LFUCG. In 2004, the Urban County Art Review Board was Board (UCARB) was established for the purpose of reviewing and advising on proposals for permanent visual art work in public spaces. In 2018, the Percent for Art Resolution was passed by the Urban County Council, which required 1% of all bonds for capital improvement projects be set aside for the purchase, commissioning, installation, and maintenance of public art. In 2019, a commission convened to create a Public Art Master Plan for Lexington. In February of 2022, the master plan was complete and presented to Council.

The Finance Department interprets the resolution to mean that the "total amount of bonded projects is included in the calculation." The 1% is calculated from the total bond and set up as an individual project. For the most recent bond in FY23, three projects make over 60% of the total bond issuance. This included the detention center roof, paving and fire vehicle purchases. In FY22, 77% of the total bond issuance was made up from paving, fire vehicles and police vehicles. Often the city bonds do not come from site specific bonds. Currently, the Percent for Art fund has $470,020 from FY23 and $282,992 from FY22. The use of all capital funds to calculate the 1% for art. If all capital funds were not taken consideration, there would not be an appropriate amount of funds to support a Public Art program.

The Public Art Master plan identifies specific processes that ensure public engagement and transparency. This includes presenting an annual work plan to Council, presenting all contractual and financial commitments for each project to Council for approval, and live televising all PAC meetings. Additionally they will engage local stakeholders to identify projects and determine sites. They will also publicly announce projects and calls for entry and have a competitive process with RFQ's and RFP's.

Lyons reviewed the language of the Percent for Art Resolution. She proposed a change to the resolution in order to address the site specific concerns. She suggested that section two of the resolution to be clarified to read the "amount equal to 1% of the funds budgeted for projects costing $10 million or more be designated for the purchase, commissioning, installation and maintenance of public art in, at, or on the project site to the extent one exists, IF an appropriate location, that is free and accessible to the public, is available at that site."

Public comment was opened. Dottie Bean from District 8 expressed opposition to this fund.

F. Brown asked the Commissioner of Finance, Erin Hensley, if the funds available were in a restricted fund. Hensley said that, on top of the original bond amount, they have added 1% of the cost of the total bond. For each fiscal year, the associated amount is in a project fund in its respective bond fund. F. Brown wanted additional information about what other cities are doing with regard to public art. He also expressed support for the transparency. He believes the intention of the Council in 2018 was not to add 1% of the total bond package.

Bledsoe agreed with F. Brown in terms of the interpretation of Council's decision in 2018. She remembers the conversation started because of conversations surrounding the new city hall. She thought it was capital improvements for capital buildings that LFUCG owned or was going to build. Lyons said that these dollars would be for city owned property or buildings. Bledsoe has concerns about adding art into the bond package, but believes that other funding options could be identified.

Moloney echoed his colleagues' sentiments. Lyons said that often large projects take commitment and if the investment is reduced, the projects left will not be permanent and will have limited impact. She emphasized that the initial investment is important. J. Brown said the original conversation was to use the Percent for Art as a way to get public art started. He believes they should stay the course, see where it goes and revisit this later if needed.

LeGris expressed support for public art and shared that it can impact revenue, tourism and quality of life. Reynolds said that it is common to use 1% of a budget or bonding package for public art. She doesn't believe that what LFUCG is doing is out of the norm and supports continuing with the current funding structure. Lyon's referenced several important works that exist in Lexington and this investment in art will serve the community for years to come.

Kay clarified the conversation. The proposal before the Council is not about the 1% but to consider a resolution to allow public art to be located somewhere even when the funding does not come from a place. Kay supports this change. He also shared that if there is an issue about the 1% and where the money comes from, that needs to be placed into committee but that is not the current discussion.

Moloney expressed concern about bonding the maintenance. He asked if they were allowed to bond ongoing expenses. Hensley said that when the bond is issued, that is supposed to be for a capital project. Maintenance would not be something they want to include in a bond. Additionally, she said there are some ambiguities in the ordinance that need attention.

F. Brown asked about the resolution change and if they are voting on this change. Lyons said she was not putting forth a resolution change but a suggestion for a change to inform their discussion. F. Brown said he wanted to defer this to the next committee meeting.

Bledsoe said that they should readdress and/or clean-up the language of the resolution. Additionally she requested that Commissioner Hensley be involved in those discussions. Evan Thompson with the Department of Law said he can help clear-up the ambiguity.

Lamb asked for a special GGSS meeting in October on October 27th, 2022 at 1:00 PM. There was a brief discussion and the Committee supported it.

IV. Items Referred to Committee

Sheehan asked that the OHPI Annual Report be moved to annual items on the referral list.

<u>A motion by Liz Sheehan to adjourn at 2:49 PM, seconded by Whitney Baxter, the motion passed without dissent.</u>

Meeting materials: https://drive.google.com/file/d/1rqWTA3xzJvqZ_kPHySY1UHXNAhj9pnP2/view?usp=drive_open

Recording of the meeting:

https://lfucg.granicus.com/player/clip/5637?view_id=4&redirect=true&h=bab36d4442513c0bf0a84b63779e5ea6

JDS 10/18/2022

General Government & Social Services Committee
September 6, 2022
Partial Report-Out Summary and Motions

I. ADA Improvement Plan

Council Member Sheehan introduced the item. Christina Espinoza and Roger Damon presented on behalf of the item. Both serve on the Mayor's Commission for People with Disabilities and work for the University of Kentucky's Human Development Institute. Espinoza shared that they work from the social model of disability which is the idea that disability is the function of the interaction between the person and their environment. This means that we can create environments, events, and places that remove that disability. Updating Lexington's ADA transition plan is important for inclusion. The goal of the transition plan is to provide safe and usable facilities for all citizens and to ensure our city is in compliance with Federal regulations.

Espinoza and Damon explained that self-evaluation has been required of all recipients of federal aid since the Rehabilitation Act of 1973 and under the Americans with Disabilities Act of 1990. Lexington last updated its ADA plan in 2011. The plan is required to be updated periodically until all barriers are removed. The self-evaluation is the first step of updating the plan. Its purpose is to identify barriers in programs and activities that prevents persons with disabilities from access. The key principle is to provide equivalent access to the maximum extent feasible.

There are several barriers that exist within the public right-of-way like curbs, sidewalks, shared use trails, parking lots, bus stops, etc. The first step in developing a self-evaluation is a commitment from all agencies involved, which includes funding and staff resources. There are existing tools and checklists that individuals can be trained on. Additionally, GIS can be useful for recording the locations and measurements. The critical areas to evaluate include public right-of-way for accessing government offices, public buildings, medical facilities, downtown core areas, etc. Constituents should be able to use all aspects of government. The end result of the self-evaluation is to have an inventory of where and what needs modification.

The next step is the transition plan, which is required by the ADA and provides for the removal of access barriers identified in the self-evaluation and inventory. It includes the identification and location of physical barriers, the method used to make facility accessible, a schedule for completion, the name of the official responsible for making the modifications, and an estimated cost. As a part of the transition plan, they will prioritize modifications, will coordinate/integrate schedule of modifications with planned alterations, and inform/educate persons with authority over budget/prioritizing projects. The transition plan is a living document that can evolve and also has a monitoring tool.

The recommendation is for LFUCG to hire a consultant to guide the self-evaluation process and develop a transition plan.

Lamb thanked the presenters. Moloney thanked Sheehan and complemented the Commission's work. Plomin asked if it would be an RFP process and if they have an estimated cost. Sheehan responded that some of the early estimate would be about $200,000 to $250,000. Sheehan also said this would be applicable to ARPA as there is roughly $200,000 left in that fund. Sheehan shared her office helped Damon to pull together the previous self-evaluation materials and she emphasized that it is time for this to occur.

Liz Sheehan made a motion, seconded by Richard Moloney, to allocate $200,000 from ARPA to hire a consultant to guide the self-evaluation process and develop a transition plan, the motion passed unanimously.

Liz Sheehan made a motion, seconded by Richard Moloney, to report out this item on the Tuesday, November 1st, 2022 Work Session, the motion passed unanimously.