

Lexington-Fayette Urban County Government

*200 E. Main St
Lexington, KY 40507*



Tuesday, November 29, 2022

3:00 PM

Packet

Council Chamber

Urban County Council Work Session

**Urban County Council
Schedule of Meetings
November 28 – December 5, 2022**

Monday, November 28

No Meetings

Tuesday, November 29

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

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

Special Planning and Public Safety Committee.....5:00 pm
Council Chamber – 2nd Floor Government Center

Wednesday, November 30

No Meetings

Thursday, December 1

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

Friday, December 2

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

Monday, December 5

No Meetings

**Lexington-Fayette Urban County Council
Work Session Agenda
November 29, 2022**

- I. Public Comment - Issues on Agenda**
- II. Requested Rezoning/ Docket Approval – Yes**
- III. Approval of Summary – Yes, p. 1-3**
 - a** Table of Motions: Council Work Session, November 15, 2022
- IV. Budget Amendments – Yes, p. 4-6**
- V. Budget Adjustments - For Information Only – Yes, p. 7-8**
- VI. New Business – Yes, p. 9-61**
- VII. Continuing Business/ Presentations**
 - a** Neighborhood Development Funds: November 29, 2022, p. 62
 - b** Summary: Special Budget, Finance and Economic Development Committee, October 25, 2022, p. 63-71
- VIII. Council Reports**
- IX. Mayor's Report – No**
- X. Mayor's Report - Price Contract Bid Recommendations – Yes, p. 72**
- XI. Public Comment - Issues Not on Agenda**
- XII. Adjournment**

Administrative Synopsis - New Business Items

- a** **1067-22** Authorization to amend Sections 25.52.1 and 25.55.1 of the Code of Ordinances related to Constables to address changes in state law that become effective January 1, 2023. The amendments: 1) increase and establish the amount of the bond for Constables and Deputy Constables at \$25,000.00 and \$10,000.00, respectively; 2) require authorization from the Mayor for the appointment of Deputy Constables and allow the Mayor to rescind the appointment of Deputy Constables at any time; 3) require Constables to timely file monthly activity reports; and 4) prohibit Constables and Deputy Constables from equipping vehicles with certain emergency equipment and establishing a penalty for violation. This ordinance, if passed, would take effect January 1, 2023. (L1067-22) (Ross/Speckert) p. 9
- b** **1072-22** Authorization to execute agreements between the LFUCG and Fayette County Public Schools (FCPS) for facility usage of Fayette County schools to provide Extended School Programs (ESP) and Recreational Enrichment and Learning Programs (REAL) for the 2022-2023 school year, at a cost of \$58,500. Funds are budgeted. (L1072-22) (Conrad/Ford) p. 10
- c** **1158-22** Authorization to approve the building lease agreement with James R. Kemper for operational and office space located at 951 Enterprise Drive, the Pump Station Maintenance Facility. Initial lease term is three years, with three one-year renewals. For the current period through December 16, 2023, the annual cost is \$93,262.44. Funds are budgeted for FY 2023. (L1158-22)(Martin/Albright) p. 11-13
- d** **1163-22** Authorization to execute an amendment to an agreement with Community Action Council for the operation of expanded Intensive Street Outreach Services in the amount of \$449,162.55. Budget Amendment in process. (L1163-22) (Reynolds/Lanter) p. 14
- e** **1165-22** Authorization to amend and restate Ordinance No. 51-217, which created the Public Infrastructure Program, in its entirety, to provide for its purpose, Program fund protection, priorities, limitations, criteria, an application process, administration by the Mayor's Chief Development Officer with oversight by the Economic Development Investment Board, and a Program fund budgeted in FY 2023 in the amount of \$3,000,000. (L1165-22) (Atkins) p. 15-16
- f** **1166-22** Authorization to amend Ordinance 203-80, to provide oversight of the Lexington Public Infrastructure Program by the Lexington Economic Development Investment Board. (L1166-22) (Atkins) p. 17
- g** **1167-22** Authorization to execute a Letter of Intent with ETJ Holdings Incorporated for the sale of 1526 McGrathiana Parkway, Coldstream Research Campus, in the amount of \$1,155,000.00; and authorization to execute a Purchase and Sale Agreement that materially complies with the Letter of Intent, as well as all other necessary and related documents; and authorization of other necessary actions related to the transfer of property. Half of the proceeds from the sale of this property (\$577,500.00) are to be utilized by the LFUCG for infrastructure improvements for the Legacy Business Park and the remaining half of the proceeds are to be transferred to the University of Kentucky. (L1167-22) (Atkins) p. 18-19

h	1186-22	Authorization to execute an agreement with Community Action Council for Lexington-Fayette, Bourbon, Harrison and Nicholas Counties, Inc. to serve as the fiscal agent for the ONE Lexington Gun Violence Prevention Grant Programming for FY2023, at a total cost not to exceed \$100,000.00, inclusive of a fiscal agent administrative fee (\$11,000.00). Funds are budgeted. (L1186-22) (Carama/Scott) p. 20
i	1187-22	Authorization to accept a Tactical Diversion Squad (Lexington) Task Force Agreement with the Drug Enforcement Administration (DEA), to allow one Lexington Police Department Officer to be assigned to the task force for the period of October 1, 2022 through September 30, 2026. No budgetary impact. (L1187-22) (Weathers/Armstrong) p. 21
j	1188-22	Authorization to execute an agreement with the Drug Enforcement Administration (DEA), Program Funded State & Local Task Force to allow for one Lexington Police Department officer to be assigned to the DEA Program Funded State & Local Task Force for the period of October 1, 2022 through September 30, 2026. No budgetary impact. (L1188-22) (Weathers/Armstrong) p. 22
k	1189-22	Authorization to establish Flock Group Inc., as a sole source vendor and execute a Government Agency Agreement and Services Agreement Order Form for the expansion of the Flock Safety Automatic License Plate Reader (ALPR) program for an additional 75 ALPR's to be installed throughout the city under a one-year agreement, at a cost of \$236,250. Funds are budgeted. (L1189-22) (Weathers/Armstrong) p. 23
l	1190-22	Authorization to execute a Memorandum of Understanding between CASA of Lexington, Inc. and the Department of Social Services, the Fayette County Family Courts, and the Fayette County Attorney's Office (FCAO) to provide statutorily required services for children in Fayette County. No budgetary impact. (L1190-22) (Allen-Bryant) p. 24
m	1191-22	Authorization to approve the building lease agreement with FRM Lawson LLC for operational and office space located at 900 Enterprise Drive, the Sewer Line Maintenance facility. Initial lease term is four years, with three one-year renewals. For the period January 15, 2023, through January 14, 2024, the annual cost is \$201,286.08. Funds are budgeted for FY 2023. (L1191-22)(Martin/Albright) p. 25-28
n	1192-22	Authorization to enter into a License of Agreement with Transylvania University for Lexington Parks & Recreation to hold its annual Kiddie Kapers Holiday Show at Haggin Auditorium. (L1192-22) (Conrad/Ford) p. 29
o	1193-22	Authorization to approve an amendment to two agreements with Commerce Lexington, Inc. related to the Regional Economic Development Collective and the Accelerate Lexington program to reallocate \$142,000.00 from Accelerate Lexington to the Regional Economic Development Collective. (L1193-22) (Atkins) p. 30
p	1199-22	Authorization to execute an extension to agreement with the University of Kentucky Research Foundation (UKRF) through December 30, 2022, for the provision of evaluation services for Year 4 of the First Responders and Community Partners Overdose Prevention Project funded under the U.S. Department of Health and Human Services First Responders - Comprehensive Addiction and Recovery Act Grant Program, at no additional cost. (L1199-22) (Allen-Bryant) p. 31

q	1200-22	Authorization to execute an extension to agreement with the Lexington-Fayette County Health Department through December 30, 2022, for the First Responders and Community Partners Overdose Prevention Project funded under the U.S. Department of Health and Human Services First Responders - Comprehensive Addiction and Recovery Act Grant Program, at no additional cost. (L1200-22) (Allen-Bryant) p. 32
r	1201-22	Authorization to execute an agreement in the amount of \$99,997 with the University of Kentucky Research Foundation (UKRF) for the provision of evaluation services for Year 1 of the Expanded First Responders and Community Partners Overdose Prevention Project (EFRCPOPP) funded under the U.S. Department of Health and Human Services First Responders - Comprehensive Addiction and Recovery Support Service Grant (FR-CARA). Budget Amendment in process. (L1201-22) (Allen-Bryant) p. 33
s	1202-22	Authorization to execute Contract Modification No. 5 with CDP Engineers, Inc. in the amount of \$86,000 for additional design services of Town Branch Trail Phase III Project, increasing the contract total to \$223,880. Funds are budgeted. (L1202-22) (Burton/Albright) p. 34-39
t	1203-22	Authorization to execute Change Order No. 2 with Gresham Smith for design services to include an emergency shower in the mechanical room for Splash! at Charles Young Park for a contracted cost of \$12,300; increasing the contract from \$182,000 to \$194,300. Funds are budgeted. (L1203-22) (Peacher/Scott) p. 40-42
u	1204-22	Authorization to execute Change Order No. 2, with Pace Contracting, for the Splash! at Charles Young Park construction project to include changes to the emergency eye wash and shower within the mechanical pump room, increasing the contract price by the sum of \$49,447.95 from \$1,411,863.18 to \$1,461,311.13. Funds are budgeted. (L1204-22) (Peacher/Scott) p. 43-45
v	1205-22	Authorization to submit an application to the Kentucky Office of Homeland Security requesting federal funds in the amount of \$387,094 for FY 2023 from the Law Enforcement Protection Program to purchase body armor kits for all sworn officers. No matching funds required. (L1205-22) (Weathers/Armstrong) p. 46
w	1206-22	Authorization to execute Contract Modification No. 3 to the professional services agreement with CDP Engineers in the amount of \$26,542.00 for Clays Mill Road Section 1 Improvements for additional construction administration engineering design services over and above the original scope of services, increasing the total contract price to \$844,001. Funds are budgeted. (L1206-22) (Burton/Albright) p. 47-51
x	1207-22	Authorization to execute an agreement with HDR Engineering, Inc. in the amount of \$249,802 for the design of Citation Boulevard Phase III-B. Grant funds are budgeted. (L1207-22) (Burton/Albright) p. 52
y	1208-22	Authorization to execute a renewal agreement with Anthem Health Plans of Kentucky, Inc. for administrative services, rates and fees within the agreement for the period beginning January 1, 2023 through December 31, 2023. Funds are budgeted. (L1208-22) (Walters/Hamilton) p. 53

z	1209-22	Authorization to abolish one (1) unclassified position of Engineering Technician (Grade 515N) and re-fund an existing unfunded classified civil service position of Municipal Engineer Sr. (Grade 528E) in the Division of Engineering, effective upon passage of Council. This has a 12-month future impact of a cost of \$122,149.55. The remainder of FY 23 will be funded from the division's professional services accounts. (L1209-22) (Walters/Hamilton) p. 54-55
aa	1210-22	Authorization to execute an Engineer Service Agreement with Strand Associates, Inc., pursuant to RFQ No. 37-2022, in the amount of \$103,652 for design engineering services for Brighton Trail Connection. Funds are budgeted. (L1210-22) (Burton/Albright) p. 56
bb	1211-22	Authorization to execute an amendment to the agreement with Explorium of Lexington to move Community Development Block Grant program CARES Act funds to travel and supplies from salaries and fringe benefits in the amount \$9,220, to extend the period of performance to July 15, 2023, and to execute any other agreements or amendment related to the use of these funds. (L1211-22) (Reynolds/Lanter) p. 57
cc	1212-22	Authorization to accept a direct reallocation of federal Emergency Rental Assistance grant funds in an amount not to exceed \$30,000,000.00 from the U.S. Department of the Treasury and to execute sub-recipient agreements with Community Action Council and Legal Aid of the Bluegrass as necessary for continued administration of the Housing Stabilization Program. (L1212-22) (Lanter) p. 58
dd	1213-22	Authorization to execute an agreement with Saint Joseph Health System in the amount of \$3,000 for use of the emergency room as a clinical practice area for the Sexual Assault Nurse Examiner Program-FY 2023. Funds are budgeted. (L1213-22) (Weathers/Armstrong) p. 59
ee	1214-22	Authorization to enter into an agreement with Tyler Technologies in the amount of \$38,420 to provide a fire-driven mobile client software for the dispatching of all fire and emergency apparatus. Funds are budgeted. (L1214-22) (Wells/Armstrong) p. 60
ff	1226-22	Authorization to adopt a resolution amending the following sections of Appendix A, Rules and Procedures of the Lexington-Fayette Urban County Council: Section 1.102 to update the initial term of appointment for certain council office staff; section 3.103 to update the time and manner of introduction; section 4.103 to remove redundant clause; and section 4.104 to update the order of business; and creating part seven (7) of the rules to formally adopt the Council Capital Project Expenditure Policy. (L1226-22) (Maynard) p. 61

**URBAN COUNTY COUNCIL
WORK SESSION
TABLE OF MOTIONS
November 15, 2022**

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

- I. Public Comment – Issues on Agenda
- II. Requested Rezonings/Docket Approval

Motion by Ellinger to approve the Thursday, November 17, 2022 Council meeting docket. Seconded by Plomin. Motion passed without dissent as amended.

Motion by Bledsoe to place on the docket for the Thursday, November 17, 2022 Council meeting, a resolution accepting memorandums of agreement (MOUs) with the 2 respective bargaining units for the Division of Police (Officer and Sergeants/Lieutenants). These agreements increase the base pay by \$8,000 per year for Officers and Sergeants and \$5,000 per year for Lieutenants. They also include support for a legislative change to allow for the rehiring of retirees along with the related contract language, and extend each contract out for an additional year (through June 30, 2026 with a 2% pay increase in FY2026). Seconded by Ellinger. Motion passed 10-1. Kay, Ellinger, McCurn, Lamb, Sheehan, Worley, F. Brown, Baxter, Bledsoe vote. Kloiber voted no.

Motion by Bledsoe to add an annualized pay supplement increase for the same employees in the Division of E911 who are receiving the recruitment/retention supplements (Telecommunicators, Telecommunicator Seniors, Telecommunicator Supervisors, E-911 Manager and Radio/Electronics Specialists). Seconded by Sheehan. Motion passed without dissent.

Motion by Kay to approve a resolution endorsing the report of the Goal4 Workgroup, and recommending that the Planning Commission consider the report in development of the 2023 Comprehensive Plan. Seconded by Bledsoe. Motion passed 10-1. Kay, Ellinger, McCurn, Sheehan, Kloiber, Worley, F. Brown, Baxter, Bledsoe vote. Lamb voted no.

Motion by Kay to amend the council rules to allow public comment on the Goal4 item now rather than wait until the end of the meeting. Seconded by Lamb. Motion passed without dissent.

- III. Approval of Summary

Motion by Baxter to approve the November 1, 2022 work session summary. Seconded by Bledsoe. Motion passed without dissent.

IV. Budget Amendments

Motion by Kay to approve budget amendments. Seconded by Plomin. Motion passed without dissent as amended.

Motion by Bledsoe to amend budget amendments to remove journal 137585. Seconded by Kay. Motion passed without dissent.

Motion by Bledsoe to amend the list of budget amendments on pages 3-6 of the work session packet to remove budget journal 137604-05 for Jobs Fund reimbursement. This item was not a reimbursement and should not be processed at this time. Seconded by Sheehan. Motion passed without dissent.

Motion by Bledsoe to amend the budget amendment list on pages 3-6 of the work session packet to add a budget amendment for Water Quality to provide \$400,000 for an updated sewerability study targeting specific rural areas, as recommended by the Goal4 Workgroup and discussed at the Committee of the Whole meeting on November 10, 2022. Seconded by Lamb. Motion passed without dissent.

V. Budget Adjustments – For Information Only

VI. New Business

Motion by Kay to approve new business. Seconded by Plomin. Motion passed without dissent with two abstentions. Kay and Ellinger abstained on item W.

VII. Continuing Business/Presentations

Councilmember Lamb provided a summary of the September 26, 2022 General Government and Social Services Committee meeting. There were no motions to report from the meeting.

Motion by Ellinger to refer the LFUCG Disparity Study to the General Government and Planning Committee. Seconded by Sheehan. Motion passed without dissent.

VIII. Council Report

IX. Mayor's Report

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

X. Mayor's Report – Price Contract Bid Recommendations

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

XI. Public Comment – Issues Not on Agenda

XII. Adjournment

Motion by Bledsoe to adjourn at 5:03pm. Seconded by Baxter. Motion passed without dissent.

SAM, 11/18/22

BUDGET AMENDMENT REQUEST LIST

JOURNAL	137769-70	DIVISION	Aging and Disability Services	Fund Name Fund Impact	General Fund 3,413.00 3,413.00CR .00
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To provide funds for Senior Center Recreation Activities professional services by recognizing revenues received.

JOURNAL	137771-72	DIVISION	Aging and Disability Services	Fund Name Fund Impact	General Fund 4,590.00 4,590.00CR .00
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To provide funds for Senior Center Recreation Activities supplies by recognizing revenues received.

JOURNAL	137735	DIVISION	Aging and Disability Services	Fund Name Fund Impact	Donation Fund 535.00 .00CR 535.00
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To provide funds for Senior Intern program by recognizing revenues received in FY 2022 for this program.

JOURNAL	137737-38	DIVISION	Aging and Disability Services	Fund Name Fund Impact	Donation Fund 200.00 200.00CR .00
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To provide funds for Aging Services outreach by recognizing donations from Dementia Friendly Lexington.

JOURNAL	137739-40	DIVISION	Aging and Disability Services	Fund Name Fund Impact	Donation Fund 1,580.00 1,580.00CR .00
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To provide funds for Aging Services outreach supplies by recognizing donations from Dementia Friendly Lexington.

JOURNAL	137741-42	DIVISION	Aging and Disability Services	Fund Name Fund Impact	Donation Fund 130.00 130.00CR .00
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To provide funds for supplies by recognizing art class fees.

JOURNAL	137745-46	DIVISION	Aging and Disability Services	Fund Name Fund Impact	Donation Fund 6,468.95 6,468.95CR .00
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To provide funds for supplies by recognizing various donations for the Senior Center.

JOURNAL	137747-48	DIVISION	Aging and Disability Services	Fund Name	Donation Fund
				Fund Impact	1,500.00
					1,500.00CR
					.00

To provide funds for Senior Intern Luncheon by recognizing a donation from PNC.

JOURNAL	137784	DIVISION	Streets and Roads	Fund Name	County Aid Program Fund
				Fund Impact	11,858.00
					.00CR
					11,858.00

To roll forward funds to cover cost estimates related to the emergency road edge repair on Bowman Mill Road. These funds will go toward a guardrail at this site and are dedicated to County Road projects.

This BA is to reallocate funds for County Road projects paid with state County Road revenues and restricted for that purpose.

JOURNAL	137744	DIVISION	Grants and Special Programs	Fund Name	Housing and Homelessness
				Fund Impact	195,119.66
					.00CR
					195,119.66

To provide funds for Office of Homelessness Prevention and Intervention assistance by reallocating funds remaining from prior years.

This BA is required annually to re-budget funds remaining from prior fiscal year for homelessness prevention activities.

JOURNAL	137749-50	DIVISION	Grants and Special Programs	Fund Name	US Dept of Agriculture
				Fund Impact	341,002.00
					341,002.00CR
					.00

To recognize grant funds from the USDA Natural Resources Conservation Service Agricultural Conservation Easement Program, 2021 Cooperative Agreement (grant) for the Purchase of Development Rights Program.

JOURNAL	137753-54	DIVISION	Grants and Special Programs	Fund Name	US Dept of Agriculture
				Fund Impact	571,637.50
					571,637.50CR
					.00

To recognize grant funds from the USDA Natural Resources Conservation Service Agricultural Conservation Easement Program, 2022 Cooperative Agreement (grant) for the Purchase of Development Rights Program.

JOURNAL	137734	DIVISION	Grants and Special Programs	Fund Name	US Dept of Treasury
				Fund Impact	1,254.43
					1,254.43CR
					.00

To move funds from American Rescue Plan Act (ARPA) State and Local Recovery Funds/Gardenside Playground Project to ARPA Administrative Budget/Contingency.

JOURNAL	137807-08	DIVISION	Grants and Special Programs	Fund Name Fund Impact	US Dept of Treasury 3,000,000.00 3,000,000.00CR .00
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To accept additional federal funds for Emergency Rental Assistance and increase budget for Community Action Council to continue operation of the Housing Stabilization Program.

JOURNAL	137785	DIVISION	Parks and Recreation	Fund Name Fund Impact	PFC - Parks Projects Fund 431,938.62 165,994.97CR 265,943.65
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To provide funds for golf course contingency by recognizing fees earned during prior fiscal years dedicated for this purpose per Resolution 780-2006, and to allocate a portion of these funds for mower, sprayer, aerator, and turbine for golf maintenance.

This BA is required annually to budget earned golf course dedicated fees remaining from the prior fiscal year.

BUDGET AMENDMENT REQUEST SUMMARY

1101	General Services District Fund	.00
1103	Donation Fund	535.00
1137	County Aid Program Fund	11,858.00
1145	Affordable Housing and Homelessness Prevention Fund	195,119.66
3100	US Department of Agriculture	.00
3230	US Department of Treasury	.00
4024	PFC - Parks Projects Fund	265,943.65

BUDGET ADJUSTMENT LIST
APPROVED THE WEEK OF NOVEMBER 7, 2022

JOURNAL	137552	DIVISION	Council Office	Fund Name	General Fund	
				Fund Impact		907.50
						907.50CR
						.00

To reallocate operating funds in 4th district cost center.

JOURNAL	137553	DIVISION	Environmental Services	Fund Name	General Fund	
				Fund Impact		150.00
						150.00CR
						.00

To provide funds for professional services related to consultant review of the C&R Asphalt Air Permit Application by reducing funds for miscellaneous supplies.

JOURNAL	137565	DIVISION	Public Safety Administration/ Emergency Management	Fund Name	General Fund	
				Fund Impact		2,600.00
						2,600.00CR
						.00

To move funds from Software Maintenance to Grant Match for Hazard Mitigation Grant Program for Lexington-Fayette Animal Care and Control Facility FY 2022.

JOURNAL	137635	DIVISION	Office Of The Mayor	Fund Name	General Fund	
				Fund Impact		300.00
						300.00CR
						.00

To provide funds for mileage for Global Lex by reducing funds from Repairs and Maintenance.

JOURNAL	137636	DIVISION	Office Of The Mayor	Fund Name	Donation Fund	
				Fund Impact		114.12
						114.12CR
						.00

To provide funds for operating supplies by reducing funds from professional services, all within One Lexington program.

JOURNAL	137715	DIVISION	Grants and Special Programs	Fund Name	US Dept of Treasury	
				Fund Impact		57,366.50
						57,366.50CR
						.00

To reallocate American Rescue Plan Act (ARPA) State and Local Recovery Funds/contingency funds for personnel benefit accounts for Parks and Recreation ARPA positions.

BUDGET ADJUSTMENT SUMMARY

1101	General Services District Fund	.00
1103	Donation Fund	.00
3230	US Department of Treasury	.00

MAYOR LINDA GORTON

**LEXINGTON**Susan B. Speckert
COMMISSIONER
DEPARTMENT OF LAWTO: Linda Gorton, Mayor
Members, Urban County CouncilFROM: 
Carlos Ross, Managing Attorney
Department of Law

DATE: November 17, 2022

RE: Amendments to Sections 22-52.1 and 22-55.1 of the Code of Ordinances related to Constables

Request:

Amend Sections 25.52.1 and 25.55.1 of the Code of Ordinances related to Constables to address changes in state law that become effective January 1, 2023. The amendments: 1) increase and establish the amount of the bond for Constables and Deputy Constables at \$25,000.00 and \$10,000.00, respectively; 2) require authorization from the Mayor for the appointment of Deputy Constables and allow the Mayor to rescind the appointment of Deputy Constables at any time; 3) require Constables to timely file monthly activity reports; and 4) prohibit Constables and Deputy Constables from equipping vehicles with certain emergency equipment and establishing a penalty for violation. This ordinance, if passed, would take effect January 1, 2023.

Why are you requesting?

In the 2022 Legislative Session, the Kentucky Legislature passed HB 239, effective January 1, 2023, which largely removes peace officer powers from untrained Constables not grandfathered in and allows Lexington to implement these changes.

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

There is no cost associated with this Ordinance. Any increase in the cost to LFUCG for the increased bond requirements will be addressed in future resolutions accepting the bonds.

Are the funds budgeted?

N/A

File Number: ____-22.

Director/Commissioner: Susan B. Speckert, Commissioner of Law



LINDA GORTON
MAYOR



LEXINGTON

MONICA CONRAD
DIRECTOR
PARKS & RECREATION

MEMORANDUM

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

FROM: 
Monica Conrad, Director
Parks and Recreation

RE: Facility Usage Contracts

DATE: November 9, 2022

Request

This is a request for Council approval of Facility Usage Contracts between the Fayette County Board of Education and the LFUCG Parks and Recreation, Extended School Program (ESP) and Recreational Enrichment and Learning (REAL) program.

Why are you requesting?

Department needs this action completed because:

These Facility Usage Contracts are for the purpose of using FCPS facilities for our ESP and REAL programs. These permits cover the 2021-2022 school year and will expire July 31, 2022. An honorarium is paid from the ESP fund in lieu of rental fees.

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

The cost for this FY is: \$58,500.00

The cost for future FY is: determined by usage

Are the funds budgeted? Yes

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

Account number: 4202 707606 7511 71299

File Number: 1072-22

Director/Commissioner: Monica Conrad



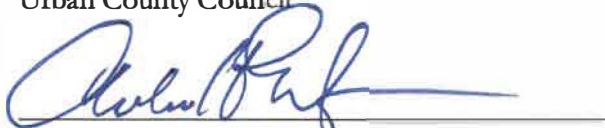
MAYOR LINDA GORTON



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: November 7, 2022

Subject: Leased Space – 951 Enterprise Drive
Division of Water Quality – Pump Station Maintenance Facility

Request

The Division of Water Quality requests approval of a building lease agreement with James R. Kemper for operational and office space located at 951 Enterprise Drive, aka, Pump Station Maintenance.

Purpose of Request

Water Quality has been a tenant at this location since 2014 and wishes to continue operations at that location. The duration of the initial lease is three (3) years and allows for three (3) additional one year renewals. Each year's renewal is conditioned on future budgetary approvals by the Urban County Council.

Project Cost in FY2023 budget year and future budget years

The current leased space is 13,322 square feet. The FY23 and future year annual costs are as follows:



PERIOD	MONTHLY RENT	ANNUAL COST	INCREASE
present - 12/16/23	\$7,771.87	\$93,262.44	
12/17/23 - 12/16/24	\$7,927.31	\$95,127.72	2.00%
12/17/24 - 12/16/25	\$8,085.85	\$97,030.20	2.00%
12/17/25 - 12/16/26	\$8,247.57	\$98,970.84	2.00%
12/17/26 - 12/16/27	\$8,412.52	\$100,950.24	2.00%
12/17/27 - 12/16/28	\$8,580.77	\$102,969.24	2.00%
12/17/28 - 12/16/29	\$8,752.38	\$105,028.56	2.00%

Also included in the project cost is a one-time \$22,500.00 tenant funded improvement requested by the division.

Are Funds Budgeted

FY23 funds are budgeted in: 4002 303401 3401 71302

Martin/Albright





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: NOVEMBER 8, 2022

SUBJECT: Amendment to Agreement with Community Action Council

Request: Council authorization to execute amendment to an agreement with Community Action Council for operation of expanded Intensive Street Outreach Services in the amount of \$449,162.55.

Purpose of Request: On November 19, 2019 (Resolution 618-2019), Council authorized execution of an agreement in the amount of \$280,000 with Community Action Council for operation of Intensive Street Outreach Services (RFP No. 30-2019). On September 30, 2021 (Resolution 510-2021), Council authorized execution of a Subrecipient Agreement with Community Action Council in the amount of \$392,000 to continue operation of the Intensive Street Outreach Program.

Community Action Council requires additional funding to expand Intensive Street Outreach services for the following:

- Conduct expanded outreach under activations of the Office of Homelessness Prevention and Intervention's Emergency Winter Weather Plan to persons experiencing unsheltered homelessness.
- Assess needs, facilitate access to emergency shelters, develop safety plans, and facilitate transportation.
- Operate motel vouchers for unsheltered individuals and households with barriers to accessing congregate shelters.

What is the Cost in this budget year and future budget years? Cost in FY23 is \$449,162.55. No additional funds are anticipated in future budget years.

Are the funds budgeted? BA in process for 1145 funds; all other funds are budgeted

FUND	DEPT ID	SECT	ACCT	PROJECT	ACTIVITY	BUD REF	AMOUNT
3230	155003	0001	78112	AR_OHPI_2022	FED_GRANT	2022	\$49,162.55
1101	155003	0001	78112	General Fund		2023	\$300,000.00
1145	155003	0001	78112			2023	\$100,000.00
							\$449,162.55

File Number: 1163-22

Director/Commissioner: Reynolds/Lanter



MAYOR LINDA GORTON



LEXINGTON

KEVIN ATKINS
CHIEF DEVELOPMENT OFFICER

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

**FROM: KEVIN ATKINS
CHIEF DEVELOPMENT OFFICER**

DATE: NOVEMBER 14, 2022

**RE: AUTHORIZATION TO AMMEND AND RESTATE ORDINANCE 51-217 WHICH CREATED
THE PUBLIC INFRASTRUCTURE PROGRAM**

REQUEST:

Authorization to amend and restate Ordinance No. 51-217, which created the Public Infrastructure Program, in its entirety, to provide for its purpose, Program fund protection, priorities, limitations, criteria, an application process, administration by the Mayor's Chief Development Officer with oversight by the Economic Development Investment Board, and a Program fund.

WHY ARE YOU REQUESTING:

The Urban County Council approved \$3 million in FY2023 to establish a Lexington Public Infrastructure Program. The Program establishes the establishment of a local public infrastructure incentive program as well as the application for and administration of the program.

The Lexington Economic Development Investment Board will provide oversight for the program with final approval of program funding will be by the Urban County Council. The incentive will be 10-year loans at zero percent interest that are focused on providing last dollar public infrastructure funding to incentivize viable projects that spur economic development. Projects are required to begin construction within one year of the final incentive award by the Urban County Council.

The Economic Development Investment Board will provide will provide oversight of the Program as set forth in the program Guidelines with final approval being provided by the Urban County Council.

The ordinance will incorporate the program Policies and Guidelines for the Lexington Public Infrastructure Program.



WHAT IS THE COST IN THIS BUDGET YEAR AND FUTURE BUDGET YEARS?

The cost for FY2023 is: \$3,000,000

The cost for future FY is: N/A

ARE THE FUNDS BUDGETED?:

Yes

Account Number: 1146-136101-0001-78103

DIRECTOR/COMMISSIONER:

Craig Bencz/Kevin Atkins



MAYOR LINDA GORTON



LEXINGTON

KEVIN ATKINS
CHIEF DEVELOPMENT OFFICER

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

**FROM: KEVIN ATKINS
CHIEF DEVELOPMENT OFFICER**

DATE: NOVEMBER 14, 2022

**RE: ECONOMIC DEVELOPMENT INVESTMENT BOARD OVERSIGHT OF LEXINGTON PUBLIC
INFRASTRUCTURE PROGRAM**

REQUEST:

Approval of an amendment to Ordinance 203-80, as previously amended, to provide oversight of the Lexington Public Infrastructure Program by the Lexington Economic Development Investment Board.

WHY ARE YOU REQUESTING:

Changes to Section 6 of the ordinance that created the board clarify the oversight role of the Economic Development Investment Board related to the Lexington Public Infrastructure Program.

WHAT IS THE COST IN THIS BUDGET YEAR AND FUTURE BUDGET YEARS?

The cost for FY2023 is: N/A

The cost for future FY is: N/A

ARE THE FUNDS BUDGETED?: N/A

DIRECTOR/COMMISSIONER: Craig Bencz/Kevin Atkins



MAYOR LINDA GORTON



LEXINGTON

KEVIN ATKINS
CHIEF DEVELOPMENT OFFICER

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

**FROM: CRAIG BENCZ
ADMIN. OFFICER SR.**

DATE: NOVEMBER 9, 2022

SUBJECT: SALE OF 1526 MCGRATHIANA PARKWAY, COLDSTREAM RESEARCH CAMPUS

REQUEST:

Authorization to execute a Letter of Intent with ETJ Holdings Incorporated for the sale of 1526 McGrathiana Parkway in the amount of \$1,155,000.00; Authorization to execute a Purchase and Sale Agreement that materially complies with the Letter of Intent, as well as all other necessary and related documents; and Authorization of other necessary actions related to the transfer of property.

REASON FOR REQUEST:

The Lexington Industrial Authority Board reviewed a request from ETJ Holdings, Inc. to purchase 1526 McGrathiana Parkway during their October 20th, 2022 meeting. The buyer intends to develop the site for a primary care office building for their medical practice. The Board voted unanimously to recommend approval of the sale of the 5.58 acre lot in the amount of \$1,155,000.00.

The subject site is part of approximately 50 acres of economic development property conveyed to the LFUCG by the University of Kentucky through a Memorandum of Understanding ("MOU") approved by the Urban County Council in July 2018 (Resolution 462-2018). The MOU requires half of any proceeds from the sale of this property (\$577,500.00) to be utilized by the LFUCG for infrastructure improvements to Legacy Business Park, with the remaining half of the proceeds to be transferred to the University of Kentucky.

The LFUCG's proceeds resulting from this sale will be deposited in Fund 1144-44810 (Lexington Economic Development Fund, Sales of Real Property) for use in providing infrastructure improvements for Legacy Business Park.



WHAT IS THE COST IN THIS BUDGET YEAR AND FUTURE BUDGET YEARS?

The cost for this FY is: N/A

The cost for future FY is: N/A

ARE THE FUNDS BUDGETED?

N/A

Account number: 1144-44810 (Lexington Economic Development Fund, Sales of Real Property) for revenue received

DIRECTOR/COMMISSIONER: Craig Bencz/Kevin Atkins



MAYOR LINDA GORTON



LEXINGTON

TO: Lexington-Fayette Urban County Council

FROM: Devine Carama

DATE: November 10, 2022

SUBJECT: Community Action County/One Lexington Gun Violence Prevention Grant Programming Agreement FY23

Requesting authorization to rescind Reso. No. 566-2022 and in its place, approve a resolution authorizing execution of an agreement with Community Action Council for Lexington-Fayette, Bourbon, Harrison and Nicholas Counties, Inc., to serve as the grants administrator for the ONE Lexington Gun Violence Prevention Grant Programming for FY2023, at a total cost not to exceed \$100,000.00, inclusive of an administrative fee (\$11,000.00).

Department needs this action completed to select recipients and distribute grant funding within the Lexington-Fayette County community related to the following programs: 1) Violence Prevention/Intervention Community Partner Grants (\$50,000.00); and 2) Community Sponsorship Awards (\$39,000.00).

The cost for this FY is: \$100,000

The cost for future FY is: N/A

The funds are budgeted.

Account number: 1101-133006-1321-71299

File Number: 1186-22





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: November 10, 2022

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

Request

Authorization to accept the attached agreement with the Drug Enforcement Administration (DEA), Tactical Diversion Squad (Lexington) Task Force Agreement. The term of this agreement shall be from October 1, 2022 through September 30, 2026.

Why are you requesting?

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

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

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

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

Are the funds budgeted? N/A

File Number: 1187-22

Director: Lawrence B. Weathers, Chief
Lexington Police Department

LBW/rmh



Lexington-Fayette Urban County Government
DEPARTMENT OF PUBLIC SAFETY

Linda Gorton
Mayor

Kenneth Armstrong
Commissioner

TO: Mayor Linda Gorton
Urban County Council

Lawrence B. Weathers

FROM: Chief Lawrence B. Weathers
Lexington Police Department

CC: Commissioner Kenneth Armstrong
Department of Public Safety

DATE: November 10, 2022

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

Request

Authorization to accept the attached agreement with the Drug Enforcement Administration (DEA) Program Funded State & Local Task Force. The term of the agreement shall be from October 1, 2022 through September 30, 2026.

Why are you requesting?

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

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

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

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

Are the funds budgeted? N/A

File Number: 1188-22

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

LBW/rmh



Lexington-Fayette Urban County Government
DEPARTMENT OF PUBLIC SAFETY

Linda Gorton
Mayor

Kenneth Armstrong
Commissioner

TO: Mayor Linda Gorton
Urban County Council

Lawrence B. Weathers

FROM: Chief Lawrence B. Weathers
Lexington Police Department

CC: Commissioner Kenneth Armstrong
Department of Public Safety

DATE: November 11, 2022

SUBJECT: Flock Group Inc. - Sole Source Vendor, Government Agency Agreement & Services Agreement Order Form

Request

Authorization to establish Flock Group Inc., as a sole source vendor and accept the attached Government Agency Agreement and Services Agreement Order Form.

Why are you requesting?

This purchase will be for the expansion of the Flock Safety Automatic License Plate Reader (ALPR) program. It is a one year agreement for 75 ALPR's to be installed throughout the city. This is also to establish Flock Group Inc., as a sole source vendor. The attached document requires Council and Mayor Gorton's approval and signature.

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

Funds are budgeted - \$236,250.

Are the funds budgeted? Yes – 1101-505501-5511-96207

File Number: 1189-22

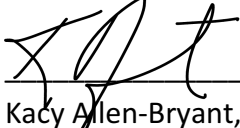
Director/Commissioner: Lawrence B. Weathers, Chief
Lexington Police Department

LBW/rmh

MAYOR LINDA GORTON

**LEXINGTON**KACY ALLEN-BRYANT
COMMISSIONER
SOCIAL SERVICES

TO: Mayor Linda Gorton
Honorable Members, Urban County Council

FROM: 
Kacy Allen-Bryant, Commissioner of Social Services

DATE: November 9, 2022

SUBJECT: Memorandum of Understanding with CASA of Lexington, Inc.
Fayette County Family Courts and Fayette County Attorney Office

Request:

Request Council Authorization for the Mayor to execute a Memorandum of Understanding between CASA of Lexington, Inc. and the Department of Social Services, the Fayette County Family Courts, and the Fayette County Attorney's Office (FCAO) to provide statutorily required services for children in Fayette County.

Purpose:

The Court-Appointed Special Advocate (CASA) program was created pursuant to KRS 620.505 and through LFUCG Code of Ordinances Section 2-381. LFUCG, the Courts, and FCAO are vital and essential stakeholders; partnerships with each are necessary in order for CASA of Lexington, Inc. to provide an independent, efficient, and thorough representation for children who enter the court system as a result of dependency, abuse or neglect.

Budgetary Implication:

There is no fiscal impact associated with this contract.

Are the funds budgeted?

There is no fiscal impact associated with this contract.

File Number: 1190-22**Director/Commissioner:** Kacy Allen-Bryant

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: November 10, 2022

Subject: Leased Space – 900 Enterprise Drive
Division of Water Quality – Sewer Line Maintenance Facility

Request

The Division of Water Quality requests approval of a building lease agreement with FRM Lawson LLC for operational and office space located at 900 Enterprise Drive, aka, Sewer Line Maintenance.

Purpose of Request

Water Quality has been a tenant at this location since 2014 and wishes to continue operations at that location. The duration of the initial lease is four (4) years and allows for three (3) additional one year renewals. Each year's renewal is conditioned on future budgetary approvals by the Urban County Council.

Project Cost in FY2023 budget year and future budget years

The current leased space is 24,864 square feet. The FY23 and future year annual costs are determined using the table below.



	PERIOD	MONTHLY RENT	ANNUAL COST
(1)	1/15/23 - 1/14/24	\$16,773.84	\$201,286.08
(1)	1/15/24 - 1/14/25	\$17,666.17	\$211,994.04
(1)	1/15/25 - 1/14/26	\$17,666.17	\$211,994.04
(1)	1/15/26 - 1/14/27	\$17,666.17	\$211,994.04
renewal option	1/15/27 - 1/14/28	\$16,587.25	\$199,047.00
renewal option	1/15/28 - 1/14/29	\$17,084.83	\$205,017.96
renewal option	1/15/29- 1/14/30	\$17,597.33	\$211,167.96

(1) Includes a \$74,976 tenant request improvement to the parking lot, with cost spread over the four year period.

The annual average rent increase is 3% per year absent the tenant required improvement.

Are Funds Budgeted

FY23 funds are budgeted in: 4002 303401 3401 71302

Martin/Albright



900 ENTERPRISE DRIVE – DWQ Leased Space



EXHIBIT A – 900 ENTERPRISE DROVE LEASE RENEWAL



In accordance with Paragraph 3 of the 2022 lease renewal, the landlord agrees to mill, repave and restripe the area depicted above within 365 days of the lease renewal date.

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
Parks and Recreation

RE: Kiddie Kapers Annual Holiday Show at Transylvania University

DATE: November 14, 2022

Request:

This is a request for Council approval to enter into a License of Agreement with Transylvania University for Lexington Parks & Recreation to hold its annual Kiddie Kapers Holiday Show at Haggin Auditorium.

Purpose:

Lexington Parks & Recreation has held their Kiddie Kapers holiday show each December since 1999. The recital is the culmination of the Fall Semester of classes from September through December with up to 500 students performing.

Budgetary Implication:

\$1,300

Ticket revenue is collected by Parks and is part of our projected revenue going to the general fund.

Are the funds budgeted? Yes

File Number: 1192-22

Director/Commissioner: Conrad/Ford



MAYOR LINDA GORTON

**LEXINGTON**

KEVIN ATKINS

CHIEF DEVELOPMENT OFFICER

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

**FROM: KEVIN ATKINS
CHIEF DEVELOPMENT OFFICER**

DATE: NOVEMBER 14, 2022

**RE: AMENDMENT AGREEMENT WITH COMMERCE LEXINGTON, INC. FOR THE REGIONAL
ECONOMIC DEVELOPMENT COLLECTIVE**

REQUEST:

Approval of an amendment to two agreements with Commerce Lexington, Inc. related to the Regional Economic Development Collective and the Accelerate Lexington program to reallocate \$142,000.00 from the Accelerate Lexington program to the Regional Economic Development Collective.

WHY ARE YOU REQUESTING:

The Regional Economic Development Collective will work with governmental and economic development partners across the Bluegrass Alliance region on a) economic development strategy for the region; b) leadership/regionalism strategy including attracting state and federal resources and advocating for policy improvements; and c) development of a regional workforce strategy. This was a recommendation from the Budget, Finance, and Economic Development Committee.

WHAT IS THE COST IN THIS BUDGET YEAR AND FUTURE BUDGET YEARS?

The cost for FY2023 is: \$142,000

The cost for future FY is: \$0

ARE THE FUNDS BUDGETED?:

Yes

Account Number: 1144-136102-1365-78103

DIRECTOR/COMMISSIONER:

Kevin Atkins



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: NOVEMBER 10, 2022

**SUBJECT: Extension to Agreement with University of Kentucky Research Foundation
(UKRF)**

Request: Council authorization to execute extension to agreement with the University of Kentucky Research Foundation (UKRF) for the provision of evaluation services for Year 4 of the First Responders and Community Partners Overdose Prevention Project funded under the U.S. Department of Health and Human Services First Responders - Comprehensive Addiction and Recovery Act Grant Program.

Purpose of Request: On September 16, 2021, (Resolution 483-2021), Council approved acceptance of federal funds from the U.S. Department of Health and Human Services for operating the First Responders - Comprehensive Addiction and Recovery Act Program. The funding agency requires recipients to contract with a service provider who will collect data and evaluate performance. The Division of Social Services listed the University of Kentucky Research Foundation as the required evaluator in the grant application. On October 14, 2021, (Resolution 552-2021), Council authorized the execution of an agreement with UKRF to continue providing evaluation services pertaining to Year 4 of the Lexington-Fayette Urban County Government First Responders and Community Partners Overdose Prevention Project.

U.S. Department of Health and Human Services has offered Lexington-Fayette Urban County Government a three month No Cost Extension for the First Responders and Community Partners Overdose Prevention Project to extend the budget and project period to end December 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: 1199-22

Director/Commissioner: Amy Baker/Kacy Allen-Bryant



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: NOVEMBER 10, 2022

SUBJECT: Extension to Agreement with Lexington-Fayette County Health Department

Request: Council authorization to execute extension to agreement with the Lexington-Fayette County Health Department for the First Responders and Community Partners Overdose Prevention Project funded under the U.S. Department of Health and Human Services First Responders - Comprehensive Addiction and Recovery Act Grant Program.

Purpose of Request: On September 16, 2021, (Resolution 483-2021), Council approved acceptance of federal funds from the U.S. Department of Health and Human Services for operating the First Responders - Comprehensive Addiction and Recovery Act Program. On October 14, 2021 (Resolution 551-2021), Council authorized the execution of an agreement with Lexington-Fayette County Health Department through the First Responders and Community Partners Overdose Prevention Project, to be responsible for dispensing naloxone to first responders, which is a key component of the grant program.

U.S. Department of Health and Human Services has offered Lexington-Fayette Urban County Government a three month No Cost Extension for the First Responders and Community Partners Overdose Prevention Project to extend the budget and project period to end December 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: 1200-22

Director/Commissioner: Amy Baker/Kacy Allen-Bryant



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: NOVEMBER 10, 2022

SUBJECT: Agreement with University of Kentucky Research Foundation (UKRF)

Request: Council authorization to execute agreement in the amount of \$99,997 with the University of Kentucky Research Foundation (UKRF) for the provision of evaluation services for the Expanded First Responders and Community Partners Overdose Prevention Project (EFRCPPOP) funded under the U.S. Department of Health and Human Services First Responders - Comprehensive Addiction and Recovery Support Service Grant (FR-CARA).

Purpose of Request: On September 8, 2022, Council approved acceptance of federal funds from the U.S. Department of Health and Human Services for operating the Expanded First Responders and Community Partners Overdose Prevention Project. The funding agency requires recipients to contract with a service provider who will collect data and evaluate performance. The Division of Social Services listed the University of Kentucky Research Foundation as the required evaluator in the grant application.

UKRF will provide evaluation services pertaining to Year 1 of the Lexington-Fayette Urban County Government Expanded First Responders and Community Partners Overdose Prevention Project. The purpose of the project is to reduce the number of overdose fatalities by facilitating access to naloxone through first responders and members of other key community sectors.

What is the cost in this budget year and future budget years? \$99,997 is budgeted. Future budget years will depend on additional grant funding.

Are the funds budgeted? Budget amendment is in process and funds are budgeted as follow:

FUND	DEPT ID	SECT	ACCT	PROJECT	ACTIVITY	BUD REF	AMOUNT
3190	606105	0001	71299	SAMHSA_2023	FED_GRANT	2023	\$99,997

File Number: 1201-22

Director/Commissioner: Amy Baker/Kacy Allen-Bryant



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: NOVEMBER 10, 2022

SUBJECT: Contract Modification No. 5 with CDP Engineers, Inc., for design of Town Branch Trail Phase III

Request: Council authorization to execute Contract Modification No.5 with CDP Engineers, Inc. in the amount of \$86,000 for additional design services of Town Branch Trail Phase III Project for a new contract total of \$223,880.

Why are you requesting? On April 26, 2012 (Resolution No. 206-2012), Council approved the execution of an agreement with CDP Engineers, Inc. for \$71,450 for design of Town Branch Trail Phase III Project. Change Order No. 1 was a change in meetings and an extension on time for completion. On December 7, 2017 (Resolution -775-2017), Council authorized the execution of a contract modification in the amount of \$29,000. On August 29, 2019 (Resolution 446-2019), Council approved authorization to execute Change Order No. 3 in the amount of \$21,230. On December 7, 2021 (Resolution 694-2021), Council approved Change Order No. 4 to increase contract \$16,200.

The LFUCG Division of Engineering needs this action to incorporate changes to the easements and plans that were requested by RJ Corman Railroad. Additional details of the changes are shown in the Change Order forms in the amount of \$86,000 has been requested.

What is the cost in this budget year and future budget years? FY2023 cost is \$86,000. New contract total is \$223,880. No future budget years impacts are anticipated.

Are the funds budgeted? Yes, funds are budgeted as follow:

FUND	DEPT ID	SECT	ACCT	PROJECT	ACTIVITY	BUD REF
3160	303202	3225	90311	TOWNBRNC3_2008	MS_GRANT	2008

File Number: 1202-22

Director/Commissioner: Burton/Albright



Page 3 of 3	
JUSTIFICATION FOR CHANGE	PROJECT: Town Branch Trail Phase 3
	CONTRACT NO.: 100-2012
	CONTRACT MOD: 5
1. Necessity for change: To perform floodplain modeling, design, and easement revisions. 2. Is proposed change an alternate bid? ___Yes <u> X </u>No 3. Will proposed change alter the physical size of the project? ___Yes <u> X </u>No If "Yes", explain. 4. Effect of this change on other prime contractors: N/A 5. Has consent of surety been obtained? ___Yes <u> X </u>Not Necessary 6. Will this change affect expiration or extent of insurance coverage? ___Yes <u> X </u>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 #5

Project Name Town Branch Trail Phase 3
Contractor: CDP Engineers, Inc.
Contract Number and Date: 100-2012 April 26, 2012
Responsible LFUCG Division: Engineering

CONTRACT AND MODIFICATION DETAILS

A. Original Contract Amount:	\$	<u>71,450.00</u>	
Next Lowest Bid Amount:			
<u>NA</u>			
B. Amount of Selected Alternate or Phase:	\$	<u> </u>	
C. Cumulative Amount of All Previous Alternates or Phases:	\$	<u> </u>	
D. Amended Contract Amount:	\$	<u>71,450.00</u>	
E. Cumulative Amount of All Previous Change Orders:	\$	<u>66,430.00</u>	<u>93.0%</u>
			(Line E / Line D)
F. Amount of This Change Order:	\$	<u>86,000.00</u>	<u>120.4%</u>
			(Line F / Line D)
G. Total Contract Amount:	\$	<u>223,880.00</u>	

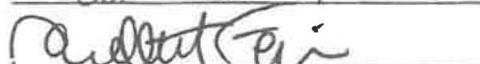
SIGNATURES

Project Manager:



Date: 10-28-22

Reviewed by:



Date: 10/31/22

Division Director:



Date: 11/2/22



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: NOVEMBER 10, 2022

SUBJECT: Authorization to execute Change Order No. 2 with Gresham Smith for design services for Splash! at Charles Young Park.

Request: Authorization to execute Change Order No. 2 with Gresham Smith for design services to include an emergency shower in the mechanical room for Splash! at Charles Young Park for a contracted cost of \$12,300; increasing the contract from \$182,000 to \$194,300

Purpose of Request: Gresham Smith was chosen as the most qualified candidate to provide design and construction administration services for Splash! at Charles Young Park. The services were competitively selected by Request for Proposals (RF9) 19-2021 for design and construction administration of a standalone nature inspired water play area with splash pad based at Charles Young Park. Change Order #2 is required due to necessary design changes to incorporate an emergency shower in the pump mechanical room. This ensures all post-occupancy safety standards have been met per OSHA. The change order also includes additional items to address field conditions.

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

The cost for this FY is: \$12,300

The cost for future FY is: none

Are the funds budgeted? Yes, funds are budgeted as following:

- 2608-133001-0001-91715-2018-TWNBR_PARK_2018-Prof_Srv

File Number: 1203-22

Director/Commissioner: Peacher/Scott



LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT CONTRACT CHANGE ORDER Page 1 of 2		Date:	11.10.2022
To (Contractor):		Project:	Splash!
Gresham Smith		Location:	Charles Young Park
		Contract No.	192-2021
		Original Contract Amt.	\$166,400.00
		Cumulative Amount of Previous Change Orders	\$15,600.00
		Percent Change - Previous Change Orders	9.38%
		Total Contract Amount Prior to this Change Order	\$182,000.00
		Change Order 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
1	Added design services for mechanical room		\$12,300.00
		\$0.00	
	Total decrease		
	Total increase		\$12,300.00
	Net Amount of this Change Order	\$12,300.00	
	New Contract Amount Including this Change Order	\$194,300.00	
	Percent Change - This Change Order		6.33%
	Percent Change - All Change Orders		16.77%
The time provided for the completion in the contract and all revisions of the contract will apply hereto.			
Recommended by <u>[Signature]</u> (Proj. Engr.) Date <u>11.10.2022</u>			
Accepted by <u>[Signature]</u> Louis R. Johnson, PLA (Contractor) Date <u>11/10/22</u>			
Approved by <u>[Signature]</u> (Director) Date <u>11.10.2022</u>			
Approved by <u>[Signature]</u> (Commissioner) Date <u>11/10/22</u>			
Approved by <u>[Signature]</u> (Mayor or CAO) Date <u> </u>			

JUSTIFICATION FOR CHANGE

PROJECT: Splash at Charles Young Park

CONTRACT NO. 192-2021

CHANGE ORDER: 2

1. Necessity for change: added design services to address mechanical room safety amended design
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

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: NOVEMBER 10, 2022

SUBJECT: Authorization to execute Change Order No. 2, with Pace Contracting, for the Splash! at Charles Young Park construction project for \$49,447.95.

Request: Authorization to execute Change Order No. 2, with Pace Contracting, for the Splash! at Charles Young Park construction project. Increasing the contract price by the sum of \$49,447.95 from \$1,411,863.18 to \$1,461,311.13.

Purpose of Request: Pace Contracting, was awarded the Splash! at Charles Young Park construction project on May 5, 2022 (Resolution No. 237-2022). On September 8, 2022 (Resolution 511-2022), Council approved Change Order No. 1 to increase the contract by \$162,663.18 for a new contract total of \$1,411,863.18. Change order No. 2 will increase the contract amount to include necessary changes to the emergency eye wash and shower within the mechanical pump room. This change ensures post-occupancy safety standards have been addressed per OSHA and changes due to field conditions have been addressed.

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

The cost for this FY is: \$49,447.95

The cost for future FY is: none

Are the funds budgeted? Yes, funds are budgeted as following:

- 2604-707602-7221-90319-717-2023-CYNG_PUMP_2014B-CONSTRUCT_CAP

File Number: 1204-22

Director/Commissioner: Peacher/Scott



LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT CONTRACT CHANGE ORDER Page 1 of 2		Date: _____ 22
Project:		Splash!
Location:		Charles Young Park
Contract No.		100-2022
Original Contract Amt.		\$1,249,200.00
Cumulative Amount of Previous Change Orders		\$162,663.18
Percent Change - Previous Change Orders		13.02%
Total Contract Amount Prior to this Change Order		\$1,411,863.18
Change Order 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.	Increase in contract price
1	Inclusion of Emergency Shower and field changes	\$49,447.95
	Total decrease	\$0.00
	Total increase	\$49,447.95
	Net Amount of this Change Order	
	New Contract Amount Including this Change Order	\$1,461,311.13
	Percent Change - This Change Order	3.38%
	Percent Change - All Change Orders	16.98%
The time provided for the completion in the contract and all provisions of the contract will apply hereto.		
Recommended by <u>Garrett</u> (Proj. Engr.) Date 11/10/2022		
Accepted by <u>Tate Hatfield</u> (Contractor) Date 11/10/2022		
Approved by <u>[Signature]</u> (Director) Date 11/10/2022		
Approved by <u>[Signature]</u> (Commissioner) Date 11/14/22		
Approved by _____ (Mayor or CAO) Date _____		

JUSTIFICATION FOR CHANGE

PROJECT: Splash at Charles Young Park

CONTRACT NO. 100-2022

CHANGE ORDER: 2

1. Necessity for change: post-occupancy safety regulations warranted change in mechanical room that has been addressed along with other field conditions
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: Yes - additional 49 days

Mayor_____
Date

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: November 10, 2022

**SUBJECT: Kentucky Office of Homeland Security – FY23 Grant Application from the
Law Enforcement Protection Program**

Request: Council authorization to submit an application to Kentucky Office of Homeland Security requesting federal funds in the amount of \$387,094 for FY2023 from the Law Enforcement Protection Program to purchase body armor kits for all sworn officers. No matching funds are required.

Purpose of Request: The Kentucky Office of Homeland Security is accepting applications for federal funding from the Law Enforcement Protection Program. This federally funded program, originating from the U.S. Department of Homeland Security, provides financial assistance to the states to prevent, respond to, and recover from acts of terrorism. The states have the responsibility for apportioning funding to local governments.

The Lexington Police Department wishes to apply for grant funds from the Law Enforcement Protection Program to purchase body armor kits for all sworn officers. The body armor kits would consist of front and back ceramic plates, quick-release fasteners and adjustable straps. The vests can be put on in a moment's notice and provide rifle-rated protection for officers. These vests are not meant to replace officers' soft body armor that is worn on a daily basis but rather utilized in high-threat situations.

What is the cost in this budget year and future budget years? \$387,094 in federal funds is requested for Fiscal Year 2023. No matching funds are required. Future years funding is dependent upon availability of grant funding.

Are the funds budgeted? Funds will be budgeted if approved for funding.

File Number: 1205-22

Director/Commissioner: Weathers/Armstrong



MAYOR JIM GRAY

**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: NOVEMBER 10, 2022

**SUBJECT: Contract Modification No. 3
Contract #167-2015 - Clays Mill Road Section 1 Improvements
Additional Design Phase Engineering Services**

Request: Council authorization to execute Contract Modification No. 3 to the professional services agreement with CDP Engineers in the amount of \$26,542.00, for additional construction administration engineering design services over and above the original scope of services.

Purpose of Request: On August 27, 2015 (Resolution No. 524-2015), Council authorized the execution of an agreement with CDP Engineers, Inc. in the amount of \$526,482.00 for design of the Clays Mill Road Section 1 Project. On April 21, 2016 (Resolution No. 215-2016), Council approved acceptance of Contract Modification No.1 in the amount of \$241,814.00 for Right of Way services. On October 11, 2018 (Resolution No. 609-2018), Council approved acceptance of Contract Modification No. 2 in the amount of \$49,163.00 for design changes and additional appraisals.

The LFUCG Division of Engineering needs this action to cover additional engineering services to address issues which have arisen during the construction phase. A contract modification in the amount of \$26,542.00 has been requested.

What is the cost in this budget year and future budget years? The cost for Fiscal Year 2023 is \$26,542.00. The new contract total is \$844,001.00. No future budget years impact are anticipated.

Are the funds budgeted? Yes, funds are budgeted as follows:

Fund	Dept. ID	Section	Account	Bud Ref	Project	Activity
3160	303202	3251	91715	2015	CLY_ML_RD_2015	CONST

File Number: 1206-22

Director/Commissioner: Burton/Albright



JUSTIFICATION FOR CHANGE

PROJECT: Clays Mill Road Improvements, Section 1

CONTRACT NO. 167-2015

CONTRACT MODIFICATION NO.: 3

1. Necessity for change: The original engineering services agreement has a line-item allowance for construction administration, i.e, providing design clarifications, reviewing shop drawings and preparing design modifications to address previously unforeseen site conditions. These hours have now been expended. This Change Order provides funds for additional construction administration services which are needed for the remainder of the construction phase.
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

Project Name: Clays Mill Road Improvements, Section 1

Contractor: CDP Engineers

Contract Number and Date: 167-2015 08/27/15

Responsible LFUCG Division: Engineering

CONTRACT AND MODIFICATION DETAILS

A. Original Contract Amount:	\$	<u>526,482.00</u>	
Next Lowest Bid Amount:			
B. Amount of Selected Alternate or Phase:	\$	<u> </u>	
C. Cumulative Amount of All Previous Alternates or Phases:	\$	<u>526,482.00</u>	
D. Amended Contract Amount:	\$	<u>526,482.00</u>	
E. Cumulative Amount of All Previous Change Orders:	\$	<u>290,977.00</u>	<u>55.3%</u> (Line E / Line D)
F. Amount of This Change Order:	\$	<u>26,542.00</u>	<u>5.0%</u> (Line F / Line D)
G. Total Contract Amount:	\$	<u>844,001.00</u>	

SIGNATURES

Project Manager:



Date: 07/06/22

Reviewed by:



Date: 7/20/22

Division Director:



Date: 7/20/22



LANE ALLEN ROAD
HARRODSBURG ROAD
CLAYS MILL ROAD

ROSEMONT DRIVE

PASADENA DRIVE

WACO DRIVE

STONE ROAD

NEW CIRCLE ROAD



LEXINGTON

DIVISION OF ENGINEERING

PROJECT LOCATION MAP
CLAYS MILL ROAD
PROJECT

11/09/2022
DATE

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 : NOVEMBER 10, 2022

**SUBJECT: Agreement with HDR Engineering Inc. for design of Citation Boulevard
Phases III-B**

Request: Council authorization to execute agreement with HDR Engineering, Inc. in the amount of \$249,802 for design of Citation Boulevard Phase III-B.

Purpose of Request: On July 5, 2022 (Resolution 363-2022), Council accepted federal funds in the amount of \$250,000 from the Kentucky Transportation Cabinet under the Coronavirus Response and Relief Supplemental Act (CRRSSA) for the design of the Citation Boulevard Phase 3-B Project.

The Division of Engineering requests authorization to approve a design contract with HDR Engineering Inc. for design of Citation Boulevard Phases III-B. The Scope of Services includes topographic and boundary surveying, preparation of preliminary and final design plans and construction drawings, bid documents, easement descriptions and right-of-way drawings (if required). Citation Boulevard Phase III-B will be a new road beginning where Citation Boulevard will intersect with Winburn Drive and will run east to Russell Cave Road. The design for Citation Boulevard Phase III-B is funded with CRRSSA Funds utilizing a reimbursement Agreement with the Kentucky Transportation Cabinet. For consultant selection the LFUCG is utilizing a KYTC Letter Agreement (No. 3) under Master Agreement #2022-07-7. The authorization of this Engineering Service Agreement is pending KYTC – Letter Agreement (No. 3) approval.

What is the cost in this budget year and future budget years? Cost in FY23 is \$249,802.00. No anticipated cost in future budget years.

Are the funds budgeted? Yes, 3160-303202-3251-91715; CIT3_CV_2023; DESIGN

File Number: 1207-22

Director/Commissioner: Burton/Albright



MAYOR LINDA GORTON



LEXINGTON

TAMARA WALTERS
DIRECTOR
HUMAN RESOURCES

MEMORANDUM

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

FROM: 
Tamara Walters, Director
Division of Human Resources

DATE: November 14, 2022

RE: Administrative Service Agreement Renewal – Anthem BlueCross BlueShield

Request:

The attached action authorizes the Mayor to execute a renewal agreement with Anthem Health Plans of Kentucky, Inc. for administrative services, rates and fees within the agreement for the period beginning January 1, 2023 through December 31, 2023.

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

Funds are budgeted for this action from the division's medical and health insurance account 6002-160504-1841-63612.

File Number:



Director/Commissioner:

Tamara Walters/Sally Hamilton

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



MAYOR LINDA GORTON

**LEXINGTON**TAMARA WALTERS
DIRECTOR
HUMAN RESOURCES**MEMORANDUM**

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

FROM:

Tamara Walters, Director
Division of Human Resources

DATE: November 14, 2022

SUBJECT: Abolish and Fund Position – Division of Engineering

Request:

The attached action is requesting authorization to abolish one (1) unclassified position of Engineering Technician (Grade 515N) and re-fund an existing unfunded classified civil service position of Municipal Engineer Sr. (Grade 528E) in the Division of Engineering, effective upon passage of Council.

Why are you requesting:

The Municipal Engineer Sr. position is critical to constructing all modes of infrastructure including roads, bridges, sidewalks, and shared use paths in Lexington. Currently the available funding to construct those projects has exceeded the capacity from a personnel standpoint. Funding this position will allow for expedition of existing projects and for additional projects to be added.

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

This has a 12-month future impact of a cost of \$54,619.71 and will be funded from the division's professional services accounts.



Position Title	Annual Salary Before	Annual Salary After	Annual Increase/Decrease
Engineering Technician	(\$45,866.08)	\$0	(\$45,866.08)
Total Annual Impact/ Salary and Benefits (\$67,529.84)			

Position Title	Annual Salary Before	Annual Salary After	Annual Increase/Decrease
Municipal Engineer Sr.	\$0	\$86,486.40	\$86,486.40
Total Annual Impact/ Salary and Benefits \$122,149.55			

File Number:

1209-22

Director/Commissioner: Tamara Walters/Sally Hamilton

If you have questions or need additional information, 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 : NOVEMBER 14, 2022

SUBJECT: Authorization to Execute Engineering Services Agreement with Strand Associates, Inc. from RFQ #37-2022 for design of Brighton Trail Connection

Request: Council authorization to execute Engineering Service Agreement with Strand Associates, Inc. in the amount of \$103,652 for design engineering services for Brighton Trail Connection.

Purpose of Request: The LFUCG Division of Engineering needs this action to design the Brighton Trail Connection project. This project will provide a connection between the existing trail in Liberty Park and the future trail to be constructed by KYTC along Liberty Rd. The RFQ #37-2022 selection committee found Strand Associates, Inc. received the highest score among the submitted bids.

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

The cost for this FY is: \$103,652.00

The cost for future FY is: None

Are the funds budgeted? Yes, 3230-303202-3225-90313; AR_BRGHTN_2022; DESIGN

File Number: 1210-22

Director/Commissioner: Burton/Albright



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: NOVEMBER 14, 2022

**SUBJECT: Amendment to Agreement with Lexington Children's Museum dba
Explorium of Lexington**

Request: Council authorization to execute the amendment to an agreement with Explorium of Lexington to move Community Development Block Grant program CARES Act funds to travel and supplies from salaries and fringe benefits in the amount \$9,220 and to extend period of performance to July 15, 2023, and authorizing the Mayor to execute any other agreements or amendments with Explorium of Lexington related to the use of these funds.

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. The Lexington Explorium of Lexington was awarded \$56,372 to provide programming to combat learning loss as a result of the coronavirus pandemic for low-moderate income students in Lexington-Fayette County. The Explorium requests a grant adjustment to increase travel and supplies by \$9,220 for a total amount of \$56,372.

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: 1211-22

Director/Commissioner: Reynolds/Lanter



MAYOR LINDA GORTON

**LEXINGTON**COMMISSIONER CHARLIE LANTER
HOUSING ADVOCACY &
COMMUNITY DEVELOPMENT

TO: LINDA GORTON, MAYOR
URBAN COUNTY COUNCIL

FROM: CHARLIE LANTER, COMMISSIONER
HOUSING ADVOCACY & COMMUNITY DEVELOPMENT

DATE: November 14, 2022

SUBJECT: Accept Emergency Rental Assistance grant from the U.S. Department of the Treasury and execute sub-recipient agreements for continued administration of the Housing Stabilization Program

Request: Council authorization to accept a direct reallocation of federal Emergency Rental Assistance grant funds in an amount not to exceed \$30,000,000.00 from the U.S. Department of the Treasury and to execute sub-recipient agreements with Community Action Council and Legal Aid of the Bluegrass as necessary for continued administration of the Housing Stabilization Program.

Purpose of Request: In January 2021, LFUCG was awarded an Emergency Rental Assistance grant by the U.S. Department of the Treasury to provide rental and utility assistance to eligible residents of Fayette County. The Division of Grants & Special Programs administered spending of these funds through the Housing Stabilization Program. Since the federally-funded Housing Stabilization Program began operating in February 2021, LFUCG has received additional Emergency Rental Assistance grants, sub-awards, and reallocation awards. Total federal funding for the Housing Stabilization Program received to date is \$47,631,375.70. Day-to-day operation of the Housing Stabilization Program is carried out by Community Action Council and other sub-recipient organizations.

In order to meet continued need for rent assistance and housing stability services, the Commonwealth of Kentucky and Kentucky Housing Corporation have offered to voluntarily reallocate up to \$30,000,000.00 of unspent Emergency Rental Assistance funds that were allocated to the state in May 2021. A joint request is pending with the U.S. Department of the Treasury to approve the state's voluntary reallocation to LFUCG. Upon receipt, these funds will be used to continue administration of the Housing Stabilization Program, with Community Action Council and other sub-recipient organizations continuing to carry out the program's day-to-day operation.

What is the cost in this budget year and future budget years? An award of federal funds not to exceed \$30,000,000.00 is anticipated for FY2023. No matching funds are required.

Are the funds budgeted? A budget amendment for FY2023 is in progress.

File Number: 1212-22

Director/Commissioner: Wright/Lanter



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

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

DATE: NOVEMBER 14, 2022

**SUBJECT: Agreement with Saint Joseph Health System, Inc. for Sexual Assault
Nurse Examiner Program for 2023**

Request: Council authorization to execute an agreement with Saint Joseph Health System in the amount of \$3,000 for use of the emergency room as a clinical practice area for the Sexual Assault Nurse Examiner Program—FY 2023.

Purpose of Request: The Lexington-Fayette Urban County Government has been awarded federal funds under the Violence Against Women Act by the Kentucky Justice and Public Safety Cabinet for the continuation of the Sexual Assault Nurse Examiner Program in the Division of Police. This program provides for the use of specially trained Sexual Assault Nurse Examiners (S.A.N.E.s) for the performance of forensic examinations on the victims of sexual assault. In order to provide the victims of sexual assault with maximum privacy, only one area hospital emergency room will be used for all examinations.

What is the cost in this budget year and future budget years? Total cost is \$3,000. Saint Joseph Health System has agreed to provide allocation of emergency room space to this program at a cost of \$250 per month for the year 2023. It is anticipated that future budget years will also be grant-funded.

Are the funds budgeted? Yes, funds are budgeted as follows:

FUND	DEPT ID	SECTION	PROJECT	BUD REF	ACCT	ACTIVITY
3140	505506	5561	SANE_2023	2023	71302	FED_GRANT

File Number: 1213-22

Director/Commissioner: Weathers/Armstrong



MAYOR LINDA GORTON



LEXINGTON

SALLY HAMILTON
CHIEF ADMINISTRATIVE OFFICER

TO: Mayor Linda Gorton
Honorable Members, Urban County Council

FROM: Jason G. Wells, Fire Chief

DATE: November 14, 2022

SUBJECT: Agreement with Tyler Technologies

The Division of Fire and Emergency Services requests authorization to enter into an agreement with Tyler Technologies in the amount of \$38,420 to provide a fire-driven mobile client software for the dispatching of all fire and emergency apparatus.

This application, available on the iOS platform, provides cost savings and enhances dispatching and communication capabilities via smartphone, smartwatch, and tablet. By extending the power of computer-aided dispatch information into the field, emergency responders can access data at the station, in transit, and on the scene.

Budgetary Implications: Yes

Advance Document Review:

Law: Yes, Completed by M. Sanner, 11/14/2022

Risk Management No

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

The cost for this FY is: \$38,420

The cost for future FY is: \$10,581 (annual maintenance)

Are the funds budgeted? Yes

Account number: 2612 505705 5753 96205

Project: FIRE_MDC_2022

Activity: COMPUTEREQ

File Number:

Director/Commissioner: Wells/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: 11/18/2022

Subject: Amendments to Appendix A, Council Rules and Procedures

Request:

This is a request for Council to adopt a resolution amending the following sections of Appendix A, Rules and Procedures of the Lexington-Fayette Urban County Council: Section 1.102 to update the initial term of appointment for certain council office staff; section 3.103 to update the time and manner of introduction; section 4.103 to remove redundant clause; and section 4.104 to update the order of business; and creating part seven (7) of the rules to formally adopt the Council Capital Project Expenditure Policy.

Sincerely,

Stacey Maynard
Council Administrator
Lexington-Fayette Urban County Council

**Neighborhood Development Funds
November 29, 2022
Work Session**

Amount	Recipient	Purpose
\$ 500.00	Bluegrass Families First Travis Young PO Box 1663 Lexington, KY 40588	To assist with the Jean Sabharwal Award luncheon.
\$ 500.00	Meadowthorpe Elementary PTA Charity Foster 1710 Forbes Road Lexington, KY 40511	To assist with their fall festival.
\$ 500.00	The Woodward-Lander HOA, Inc. Becca McAsey 3412 Bay Springs Park Lexington, KY 40509	To assist with their halloween movie night.
\$ 700.00	Carnegie Literacy Center Angela Dennis 251 W. Second Street Lexington, KY 40507	To assist with the KY Black Writers Collaborative at WUKY.
\$ 700.00	I Was Here, Inc. Marjorie Guyon 269 W. Main Street, Suite 200 Lexington, KY 40507	To assist with operating expenses.
\$ 1,000.00	Chevy Chase Business Owners Assoc. Corp. Alex Martin 833 Euclid Avenue Lexington, KY 40502	To assist with operating expenses.
\$ 1,150.00	United Way of the Bluegrass, Inc. Timothy Johnson 651 Perimeter Drive, Suite 510 Lexington, KY 40517	To assist with their capital campaign.
\$ 300.00	LFUCG-Parks and Recreation 1101-707603-7235-46720 BA 11993 Kendrick Adams	To pay for a snowmobile rental for the Glen Arvin Block Party.
\$ 728.00	LFUCG-Parks and Recreation 1101-707604-7298-75101 BA 11994 Laura Hatfield	To support the restoration of the community garden at the Tates Creek Community Center.



Special Budget, Finance & Economic Development Committee

October 25, 2022

Summary and Motions

Committee chair, Council Member Amanda Bledsoe, called the meeting to order at 10:03 a.m. Vice Mayor Steve Kay and Council Members Richard Moloney, Chuck Ellinger, Josh McCurn, James Brown, Fred Brown, Susan Lamb, Whitney Baxter, Liz Sheehan, Jennifer Reynolds, Hannah LeGris, Preston Worley, and Kathy Plomin were present.

A motion by Plomin, seconded by Lamb, to make all Council Members voting members of the Budget, Finance, and Economic Development Committee for today's purposes only, the motion passed unanimously.

Bledsoe recognized those who signed up for public comment. Molly Davis, Director of the Arboretum, spoke in support of the fund balance proposal to allocate an additional \$300,000 to the Arboretum Visitor Center Expansion project.

I. Approval of September 20, 2022 Committee Summary

A motion by Ellinger, seconded by Plomin, to approve the September 20, 2022 Budget, Finance, and Economic Development Committee Summary, the motion passed unanimously.

II. Accelerate Lexington

Betsy Dexter, Executive Director of Commerce Lexington's Business and Education Network, presented on the Accelerate Lexington program. The program was created as a talent recruitment initiative to tackle Lexington's workforce shortage in healthcare. Program partners include the City of Lexington, Baptist Health, CHI Saint Joseph Health, Bluegrass Community and Technical College (BCTC), and the University of Kentucky Healthcare.

Program goals were to create awareness for healthcare industry, recruit 50 program leads, register 30 people for matchmaking events, accept 15 candidates into the CNA cohort at BCTC and provide them with all necessary materials at no cost to them, and pay students \$15/hr while they were in training.

During recruitment Commerce Lexington focused on demonstrated behaviors and lead nurturing, resulting in nearly 400 total leads, 86 matchmaking event attendees, and 3 additional CNA cohorts slated to begin classes in early 2023. Moving forward, Commerce Lexington will work to provide more virtual event options and wrap-around services for those who were interested but had obstacles that prevented them from making the program.

Lamb asked how Commerce Lexington is tracking their program graduates and what timeline changes they expect to make moving forward. Dexter said they hope to have two cohorts, one in the spring and one in the fall and that they are not currently tracking their program graduates.

Bledsoe asked if this program would be better managed somewhere else, like the City's Workforce Development Program. Dexter believes it could be better managed in house and that some challenges faced were from lack of direct experience in the healthcare field.

III. Small Business Economic Recovery Program

Tyrone Tyra, Commerce Lexington Senior Vice President for Community and Minority Business Development, presented on behalf of this item. 430 businesses applied, 345 were funded, 35% were women owned and 26% minority owned, for a total of \$4,588,140 dispersed.

Commerce Lexington tracked and held grant recipients responsible for compliance reporting with a 90% success rate. Of the businesses that were funded 64% maintained or increased their payroll and 59% maintained or increased their number of full-time employees. As of June 30, 2022, 7 businesses closed, changed ownership, or became inactive with the state. Grant recipients spanned across all of the Fayette County.

J. Brown asked about the 10% of businesses that were not in reporting compliance and about the 7 businesses that closed. Tyra explained that the grant was not going to save the day for every business, especially if they were already struggling. J. Brown shared the challenges some businesses are having to maintain their increased payroll rates. Tyra shared that financial literacy in small businesses was lacking and Commerce Lexington has since expanded these trainings to better fill that need.

Ellinger asked about the remaining funds that were not expended. Tyra shared that some businesses returned approximately \$36,000 in funding. Ellinger noted Commerce Lexington was below 10% in administrative costs and asked about the second tranche of \$2.5 million in funding forgivable loans and if the non-compliant businesses would need to return their funding. Tyra shared Commerce Lexington was not aware they had the jurisdiction to make that decision without consulting Council first. Ellinger went on to ask if the 50% goal for allocating funding to women and minority owned businesses was accomplished. Tyra shared the goal was accomplished for a total of 55% of businesses being women or minority owned.

Worley noted a 6 – 7% default rate on these loans was impressive and Council did not intend to put the responsibility of collection recovery on Commerce Lexington for these loans. Council, Law, and the Department of Revenue will need to address those issues. Worley noted the increase in payroll tax in June and July and how this program has contributed to those successes.

J. Brown made a motion, seconded by Plomin, to continue to fund Commerce Lexington minority business outreach with the remaining \$36,000 in funds, the motion passed without dissent.

IV. Regional Competitiveness Plan

Bledsoe introduced Commerce Lexington's Andi Johnson, Chief Policy Officer and Director of Regional Engagement, and Bob Quick, President and CEO, to present on this item. Quick explained over the last several years Commerce Lexington has been working with nationally recognized economist Ted Abernathy to better understand changes in the marketplace to best position our region for future success. Creativity and regionalism is at the forefront of economic success for Lexington and our 9 county region.

Johnson shared the 45 member steering committee focused on economic conditions, targeted clusters, housing analysis, competitor cities/regions, strengths/challenges, and action items to form this regional plan. There are approximately 700,000 people living in the region, 376,000 of which are active workers, with projections to grow by an additional 20,000 people over the next 5 years.

The top 5 employment sectors in the region are government, the University of Kentucky, public education, manufacturing, and healthcare. Of important note, agriculture, food, and retail jobs in the region are 2 times higher than the national average. The fastest growing industries are business services, distribution/e-commerce, aerospace/automotive, and paper/packaging. The region is below the national average for number of people employed, young professionals living and working in the region, personal income wages, and gross domestic product. The action plan is tailored to address these inadequacies.

Housing affordability in the region is being monitored because although average annual pay has increased by 30%, cost of housing has increased by 70% over the last 10 years. Diverse and affordable housing options are needed to attract workers to the region. Key takeaways from the plan included the need for the region to be more competitive, growing the labor force, increasing number of sites and buildings for businesses, raising wages, and need for regional collaboration. The overall goals of this plan are to improve the regional economy, maintain adequate infrastructure, attract more jobs and people, and leverage affordability and quality of life advantages.

The action plan focuses on increasing jobs, wages, and GDP to at least the national average. Economic development goals are to increase investment in regional branding and site selection awareness, execute a product development strategy, and engage with local leaders. Workforce development goals are to increase labor force by 1,500 people per year by talent recruitment, attraction marketing campaigns, and intern connections. Policy goals are to attract state and federal funding by coordinating advocacy for infrastructure and product development funding and improved tax/regulatory policies.

F. Brown asked where funding was coming from for these efforts. Commerce Lexington has incurred these costs as to not discourage the surrounding counties from getting involved. The city also provided \$50,000 as a grant match that will go towards future efforts. McCurn and Plomin expressed their support for regionalism. Plomin asked about the regional branding efforts. The 9 counties will be a part of the branding development process after funding is raised to support the initiative.

LeGris asked what successful strategies are being used to attract young professionals to the region. Commerce Lexington stressed the importance of connecting young professionals to a community, tapping into internships, and to promote the region as a place to live, work, and play.

Ellinger asked about the tax policy challenges and what Commerce Lexington plans to do advocate for at the state. Localities are reliant on occupational taxes that discourage competition and are unable to pursue local sales tax options. Commerce Lexington would like to advocate for modernizations in local tax code that enable governments to invest diverse tax revenue dollars in more of these initiatives. Bledsoe noted that the city allocated \$300,000 to Commerce Lexington for workforce development, \$150,000 was used for Accelerate Lexington, \$50,000 was used as grant match, and \$100,000 remains.

Moloney made a motion, seconded by Ellinger, to allocate the remaining \$100,000 to the Commerce Lexington regional competitiveness efforts, the motion passed unanimously.

V. Paid Parental Leave

Jennifer Wuorenmaa, American Rescue Plan Act Manager, presented on behalf of this item. Wuorenmaa shared that paid parental leave has been an issue for federal, state and local governments for nearly a century. The Family and Medical Leave Act (FMLA) provides employees with 12 weeks of leave per year but it is unpaid. LFUCG's current policy requires employees to use their available paid sick, vacation, or other leave for their FMLA absence and is counted against their FMLA leave entitlement. The employee must exhaust their leave before going unpaid.

Paid parental leave is a designated amount of paid time off to eligible employees for the purpose of caring for and bonding with a newborn, newly adopted, or newly placed child. Paid parental leave is known for lower infant mortality rates, higher rates of vaccination, and is crucial for cognitive, behavioral, and socioemotional development. Paid parental leave is good for maternal health and economic security by improving mental health, reducing financial stress, and promoting gender equality. Without paid leave, 30% of working women left their jobs after giving birth and employers incur the costs associated with hiring new employees. Paid family leave is essential for the retention and recruitment of women.

The federal government has given 12 weeks of paid family leave to most employees and the University of Kentucky recently adopted a 2 week policy for all employees. At LFUCG in 2020, 50 employees took FML for a total of 8,044 hours used, in 2021, 38 employees and 4,009 hours used, and in 2022, 39 employees and 5,729 hours used.

The paid parental leave proposal is for 4 weeks of leave at 100% of the employees base pay to run concurrently with FML for birth or adoption of a child. The proposal also includes 2 weeks of paid parental leave for foster or kinship care. Employees would use other accrued leave time after their paid leave ends for a total of up to 12 weeks. The budgetary impact will be approximately \$700,000 - \$800,000 a year. Next steps include preparing a paid parental leave ordinance and drafting agreements with collective bargaining units. The intention is to include paid parental leave in the FY24 budget.

Reynolds asked if this benefit would be able to both parents regardless of gender and if the employee did not have enough accrued time if they would still get 12 weeks. Wuorenmaa responded yes, and the employee would qualify for 4 weeks of paid leave and 8 weeks of unpaid leave for a total of 12 weeks. Wuorenmaa mentioned a study from Austin, Texas that showed 83% of millennials would leave their current jobs to go to a position that had more family friendly work policies.

Baxter asked if they knew why it appeared that bargaining employees took greater advantage of family medical leave over non-bargaining employees. Wuorenmaa and Walters noted that they did not but also found it interesting. Baxter also asked if both parents are LFUCG employees do they both get 4 weeks of paid family leave. Wuorenmaa said yes.

Worley mentioned the 12 month employment requirement in the policy and that it is needed to comply with the federal paid family leave law. J. Brown asked about staffing shortages when an employee takes their leave. Wuorenmaa shared that back fill staffing costs were included in the cost estimate.

Moloney asked about Louisville's 12 week policy and if they considered a more extensive policy for Lexington. Wuorenmaa mentioned our current personnel cost issues and that this policy can always be

expanded in the future if needed. Sheehan, McCurn, Lamb, Worley, J. Brown, Plomin, LeGris, expressed support for paid family leave.

Plomin made a motion to approve of the drafted paid family leave policy, seconded by Lamb, the motion passed unanimously.

A motion by Plomin to recess for 45 minutes and reconvene at 12:45p.m., seconded by J. Brown, the motion passed without dissent.

VI. FY23 Q1 Financial Update

Bledsoe reconvened the meeting at 12:47p.m.

Commissioner Hensley began the FY23 Q1 financial update. Hensley noted revenues and expenses are not dispersed equally throughout the year and that expenses are typically higher than revenue in Q1. In FY23 Q1 expenses have exceeded revenues by approximately \$9 million. Fluctuations in capital accounts are larger than normal but should not be considered savings. Expenses are 11.2% over FY22 but remain within budget.

Revenue Director Wes Holbrook emphasized the fluctuation in revenue sources in Q1. The revenue growth rate is slowing and not as strong as it was in July. Most revenue for net profits is captured in Q3 when businesses file their taxes. Employee withholdings are up 7.8% from prior year. Net profits are up due to the 50% increase in the number of businesses filing. Insurance and franchise fees are performing well to budget. Property tax accounts and services in cash flow variance were highlighted but are performing on track to prior year. Revenue is performing \$10 million higher than projected.

Budgeting Director Melissa Lueker discussed personnel expenses and noted the spikes that occur throughout the year from 3 pay period months and in January when retirements and sick checks occur. Expenses are below budget for operating costs. Lueker highlighted the \$100,000 difference in the full time personnel category and that LFUCG is nearly fully staffed. In nearly every category for FY23 we are below budget but spending more than FY22, in part due to cash capital.

Hensley shared that we started with \$105,486,933 fund balance at the end of FY21 and added \$44,774,030 in FY22 for a total of \$150,250,963. LFUCG has been proactive in using increased revenue and anticipated inflation costs in expenses. Staffing shortages, federal dollars, and revenue have contributed to higher than normal fund balance in recent years. Hensley emphasized that it is vitally important not to conflate a one-time fund balance with the governments ability to incur these costs in perpetuity.

Non-spendable fund balance includes prepaids, inventory, energy improvement fund, and qualified energy bond reserve totaling nearly \$4 million. Previous commitments for non-fund balance accounts represents approximately \$9 million from the overall fund balance. As of June 30, 2022, the economic contingency fund balance totaled \$36,664,996 or 9.5% of revenue which is short of the 10% goal. If no other allocations are made to the economic contingency fund we will be short of the goal at 8.6% by the end of FY23.

The health insurance reserve is \$6.5 million. Insurance premiums went up this year and instead of passing on that cost to employees, LFUCG took on that cost by way of these reserves. Capital projects

account for \$4.2 million and historical obligations/commitments such as grant matches and purchase orders total just over \$16 million. During the FY23 budget process, Council pre-committed \$32,879,184 in projected fund balance dollars. After non-spendables, pre-commitments, insurance reserve, historical obligations, and economic contingency are taken out, the remaining fund balance totals \$40,708,952.

Hensley shared the Mayor's proposal for using the fund balance dollars. The Mayor proposes allocating \$17 million to public safety for raises, recruitment, and retention of Police, Fire, and Corrections. Hensley stressed that \$17 million is the highest cost LFUCG could incur given the current and looming economic conditions. The Mayor proposes funding additional public safety measures and E-911 raises at \$9 million. Non-sworn one-time supplement is proposed to be funded at \$1.2 million from fund balance and use the remaining \$2.5 million unallocated from the compensation study.

The Mayor proposes allocating \$4 million to the affordable housing fund, \$1 million for violence prevention and intervention programming, and \$3.5 million to the economic contingency fund. This addition to the economic contingency fund will bring us to 9.4%, closer to the 10% of revenue goal. To adjust for higher estimates and bids for capital projects, the proposal allocates an additional \$2.3 million for ongoing projects. The Mayor proposes allocating \$2,250,000 to Council Districts for neighborhood capital projects for a total of \$150,000 per Councilmember. Cybersecurity is proposed to be funded at \$100,000 and unhoused winter solutions at \$300,000.

Kay asked why recurring costs were included in this proposal and if they can be taken on without sacrificing in other areas. Hensley shared that with current revenue projections and protections in place the proposals with incurring costs can be absorbed. Kloiber asked if LFUCG would be able to provide all city programming and services if revenue projections did not continue to grow. Hensley noted that uncomfortable cuts would need to be considered if projected revenues were not actualized in the next 2 years.

Moloney asked about the \$9 million for extended public safety measures. Hensley noted that \$400,000 - \$500,000 would be used for E-911 raises and the remaining \$8.5 million would serve as a safety net for incurring the cost of increasing public safety salaries through the end of FY24 in the event revenues flatten. J. Brown asked if the remaining \$2.5 million from the compensation study was considered to be reserved for the results of the African-American employee pay study being conducted. Sally Hamilton responded that whatever was needed to implement those study results would be accounted for in the FY24 budget.

Ellinger asked how the \$17 million for public safety salaries would be broken down. Hensley shared the average salary increase for a sworn member would be approximately \$7,500, but that they are working with the unions to confirm those numbers.

VII. Update on Public Safety MOUs

F. Brown gave an update on a memorandum of understanding for Police Officers and Sergeants. The proposed agreement increases salaries by \$10,000. In return, the FOP agrees to support the rehiring of retired police officers. The Fire and Corrections MOUs are not finished.

A motion by F. Brown to accept the memorandum of understanding for Police Officers and Sergeants, seconded by McCurn, the motion failed.

A motion by Lamb to lay this item on the table, seconded by LeGris, the motion passed with a vote of 9 to 6.

VIII. Fund Balance

Ellinger shared his proposals to fund the High Street entrance to Town Branch Park at \$1,940,400 from fund balance and deferred his proposal to fund the Sports Complex. Worley commented that he would like to keep the Sports Complex in discussion.

Lamb shared her proposal to fund the Arboretum Dorothea Oatts Visitor Center Expansion at \$300,000. J. Brown shared a proposal from the Corridors Commission to fund two additional welcome signs. LeGris presented on her proposal to fund the Phoenix Park Redesign at \$6 million. McCurn and Ellinger proposed to fund the implementation of 6 Quiet Zones near railroad crossings to improve safety and visibility.

Moloney proposed to increase Police Officers salaries and voiced his support for F. Browns proposed memorandum of understanding with Police Officers and Sergeants. Moloney would also like to see laterals allowed to join the Police Department. Moloney shared his proposal to increase E-911 base pay by \$6 an hour.

F. Brown and Ellinger proposed spending \$30 million for public safety salary increases. Moloney asked what the raises for each department would be for this proposal. Ellinger shared this was a ball park estimate and not fully fledged out. F. Brown withdrew his proposal for additional funding for paving and proposed \$5 million for a City Hall reserve fund.

Lamb shared proposals for a WWI monument and Purple Heart Monument at Veterans Park but will pay for these using the \$150,000 district neighborhood capital development funds if passed. Lamb withdrew her proposal for the Southeastern Babe Ruth concession stand and the Belleau Wood Parks tennis court conversion.

Kay reduced his proposal for affordable housing to \$4 million. Kay shared his proposal for Solarize Lexington at \$1 million. Kay withdrew his proposals for the Horsemania statue, scholarship fund, and City Hall reserve fund.

Ellinger proposed \$25,000 be used for the Cane Run Greenspace Trust project. Sheehan removed her proposal for the ADA improvement plan.

A motion by J. Brown to approve of the Mayor's fund balance proposal as a framework for ongoing discussion, seconded by Plomin, the motion passed without dissent.

A motion by Ellinger, seconded by Plomin, to fund \$1 million of the proposed \$4 million for Affordable Housing from unallocated ARPA funds, the motion passed without dissent.

Bledsoe instructed Council to go back to the top of the proposals list and to make motions utilizing the Mayor's proposal as adopted framework.

A motion by Ellinger to use the freed up \$1 million from Affordable Housing to fund the High Street entrance to Town Branch Park, seconded by Reynolds, the motion passed with a vote of 9 to 6.

A motion by Worley, to allocate \$1 million to the Sports Complex from the Mayor's \$3.5 million Economic Contingency Fund proposal, seconded by Ellinger, the motion passed with a vote of 8 to 7.

A motion by Lamb, to recess and reconvene after Work Session is over, seconded by LeGris, the motion passed unanimously.

Bledsoe reconvened the meeting at 4:25p.m.

A motion by Lamb, seconded by Kay, to allocate \$300,000 to the Arboretum Visitor Center Expansion from the Mayor's proposed Economic Contingency Fund proposal, the motion passed with a vote 13 to 1, Sheehan and LeGris recused, F. Brown dissented.

A motion by McCurn, seconded by Ellinger, to fund the Quiet Zone implementations at \$300,000, \$125,000 from the Mayor's proposed affordable housing contribution, reallocating the \$125,000 to Affordable Housing from ARPA, and \$175,000 from the Council District Capital Neighborhood Development funds, the motion passed with a vote of 14 to 1.

Bledsoe asked Dave Barberie to give a clarification to Council on allocating funding to Public Safety salary increases. Barberie shared it is best for Council to allocate a sum of money to be used as a tool in negotiations with bargaining units and advised Council to avoid any specific salary dictations.

Worley asked if the MOU presented by F. Brown had gone through the negotiating process. Tyler Scott shared the number presented in the MOU was not proposed by the Mayor. Hensley reiterated the \$17 million maximum cost the City can absorb in salary increases. The additional \$9 million will serve as a safety net. Council's intent was not to open bargaining with the units,

A motion by J. Brown, to accept the Mayor's fund balance proposal for Public Safety salary increases, seconded by Plomin, the motion passed unanimously.

F. Brown withdrew his proposal for a City Hall reserve.

A motion by Kay, seconded by Ellinger, to move \$1 million from the Economic Contingency Fund proposal to fund Solarize Lexington, the motion passed with a unanimous vote.

A motion by Ellinger, seconded by McCurn, to fund the Cane Run Greenspace Trust at \$25,000 from the Economic Contingency Fund proposal. Ellinger withdrew his motion.

J. Brown offered to use his district capital neighborhood development funds to fund the Cane Run Greenspace Trust. Ellinger offered to split the cost with J. Brown using their district capital funds.

Kay moved to approve the Mayor's fund balance allocation framework as amended, seconded by Ellinger, the motion passed unanimously.

IX. Adjournment

A motion by Kathy Plomin to Adjourn at 5:14p.m., seconded by Ellinger, the motion passed unanimously.

Link to materials: https://drive.google.com/drive/folders/1t8GxpdXn7v_3MCaC6YAlwcv9Sv-nkHf

KF 11/22/22



Urban County Council Council Meeting December 1, 2022

The following price contract bid recommendations will be placed on the Mayor's Report for approval at the December 1, 2022 Council Meeting;

- (1) Accepting and approving the following bids and establishing price contracts for the following Departments or Divisions as to the specifications and amount set forth in the terms of the respective bids:
 - (a) Div. of Fleet Services – Hydraulic Hose Fittings 142-2022 – IB Moore Company, LLC
 - (b) Div. of Fleet Services – Heavy Duty Auto Parts Supplemental 118-2022- Worldwide Equipment, Cummins, Inc. and Capital Filtrations, Inc.
 - (c) Div. of Fleet Services – Rear Loader Style Trash Compactors 137-2022 – Worldwide Equipment
 - (d) Div. of Fleet Services – Vehicle Undercoating & Rustproofing 135-2022 – Bluegrass International Trucks, Buses, RV's & Idealease and Wildcat Window Tinting
 - (e) Div. of Family Services – Catering Services for Family Care Center 138-2022 – Bateman Community Living an Elixir Company (TRIO Community Meals, LLC)

